



REPUBLIC OF KENYA
NYANDARUA COUNTY ASSEMBLY
1ST ASSEMBLY-4TH SESSION
OFFICIAL REPORT



(The Hansard)

Wednesday 10th January, 2016

The Assembly met at the Assembly Chambers at 9:00 A.M.

The Speaker, Hon. Ndegwa Wahome, in the Chair

Prayer

QUORUM CALL AT THE COMMENCEMENT OF THE SITTING

The clerk-at-the-table confirms that there is quorum

Speaker: Hon. Members, there being quorum, we can proceed with the business of today.

Next order.

BILLS

THE NYANDARUA COUNTY ATTORNEY OFFICE BILL, 2015

Speaker: Yes member for Engineer and the Leader of Majority, Hon. Mwangi Gichuki

Hon. James Mwangi Gichuki: Thank you Mr Speaker; I beg to table the Nyandarua County Attorney Office Bill, 2015

Speaker: Very well, the paper is duly laid. Next order

THE NYANDARUA COUNTY PUBLIC APPOINTMENTS (APPROVAL) BILL, 2015

Speaker: Yes member for Engineer and the leader of Majority, Hon. James Mwangi Gichuki

Hon. James Mwangi Gichuki: Thank you Mr Speaker; I beg to table The Nyandarua County Public Appointments (Approval) Bill, 2015.

PAPER LAID

THE 2016 HOUSE LEGISLATIVE CALENDAR

Speaker: Yes member for North Kinangop and the Vice-chairperson, House Business Committee

Hon. Wambugu King'ori: Thank you Mr Speaker; I beg to table the 2016 House Legislative Calendar.

Speaker: Very well, the paper is duly laid. Next order

PAPER LAID

Speaker: Yes member for Rurii and Chairperson, Committee on Delegated County Legislations Hon. Peter Wahome Kamoche.

Hon. Wahome Kamoche: Thank you Mr Speaker, I beg to table the Report on the Nyandarua County (County Assembly Staff and Civil Servants Car Loan and Mortgage Scheme Fund) Regulations 2015. This report contains the two regulations Mr. Speaker.

Speaker: Very well, I do not think that contravenes our standing orders in any way. The paper is duly laid.

Next order

NOTICES OF MOTION

Speaker: Yes member for Engineer and the leader of Majority, Hon. James Mwangi Gichuki

Hon. Mwangi Gichuki: Thank you Mr Speaker, Sir. I beg to give notice of the following motion;

That the thanks of the Assembly be recorded for the exposition of public policy contained in the Address of the Governor.

Speaker: Very well, the notice is duly given.

Next order.

NOTICES OF MOTION

Speaker: Yes member for Rurii and Chairperson, Committee on Delegated County Legislations Hon. Peter Wahome Kamoche.

Hon. Peter Wahome Kamoche: Thank you Mr Speaker, I beg to give notice of the following motion THAT this House does adopt the Report of the committee on Delegated County Legislations on Nyandarua County (County Assembly Staff and Civil Servants Car loan and Mortgage Scheme Fund) Regulations, 2015 as a report of this House and the recommendations therein as resolutions of this House.

Speaker: Very well, the notice is duly given, next order.

NOTICES OF MOTION

Speaker: Yes member for Kipipiri, Hon. Michael Njoroge Kirumba.

Hon. Michael Kirumba: Thank you, Mr Speaker Sir, I beg to give notice of the following motion;

Aware that the County Enforcement Officers are instrumental to enforcing peace and order; overseeing the enforcement of county laws; enforcing effective revenue collection; assisting the building inspectorate in enforcing compliance with approved building and construction by-laws and carrying out any other duties as assigned by their supervisors.

This House urges the County Public Service Board to ensure that all successfully recruited candidates for the positions of County Enforcement Officers are issued with their letters of appointment.

Thank you Mr Speaker Sir.

Speaker: Very well, the notice is duly given.

Next order.

BILLS

THE NYANDARUA COUNTY ATTORNEY OFFICE BILL, 2015

Order for First Reading read

Read the First Time and Committed to the committee on Legal, Justice and Public Service.

Speaker: Yes, County Member from Charagita. Hon. Miriam Wahura Ng'ang'a.

Hon. Miriam Wahura: Thank you Mr. Speaker sir. A month will be enough.

Speaker: Okay, very well. In a month's time the House Business Committee will allocate the particular dates when we expect the report of the committee on that bill.

Next order.

NYANDARUA COUNTY PUBLIC APPOINTMENT (APPROVAL) BILL, 2015

Order for First Reading read

Read the First Time and committed to the committee on Justice Legal Affairs and Public Service. Committee on Justice, Legal Affairs and Public Service

Speaker: Hon. Members, pursuant to standing order No.118, this bill is also required to be referred to the relevant committee and I am not very sure which it is. I think the bill should go to the committee on Justice Legal Affairs and Public Service.

I also think the uncertainty of where it should go is brought by the aspect that the committee on Delegated County Legislation can also deal with it, but again this is a Bill which is outside the jurisdiction of the committee on Delegated County Legislation. Therefore, unless there is any other opinion this bill should also go to the committee on Justice Legal Affairs and Public Service. Committee on Justice, Legal Affairs and Public Service can you give indication on when you should have completed this.

Hon. Miriam Ng'ang'a: Mr. Speaker I think sixty days will be enough.

Speaker: Is it within the same framework of the initial thirty days?

Hon. Miriam Ng'ang'a: Yes.

Speaker: Very well. The House Business Committee should act appropriately to ensure that we have both reports on the bills by the same committee in the next thirty days.

MOTIONS

PROCEDURAL MOTION

Speaker: Yes Deputy Speaker and the member for North Kinangop Hon. Edinald Wambugu King'ori.

Hon. Wambugu King'ori: Thank you Mr. Speaker Sir, I beg to move the following Motion;

That with the leave of the House, the Motion 'That this House does approve and adopt the 2016 House Legislative Calendars presented by the House business committee' be exempted from the requirement of Article 46(5) (b) of the Standing orders which requires that a notice of motion to be given at least one (1) day before a Motion appears on the order Paper.

Mr Speaker this is a matter of urgency because this House is supposed to have adopted the calendar. We sat yesterday and it was required that the House adopts it first. I urge the house to grant this leave and I call Hon. Kirumba to second.

Speaker: Member for Kipipiri and the deputy leader of majority Hon. Michael Njoroge Kirumba

Hon. Michael Kirumba: Thank you Mr Speaker, I second this motion. I appreciate that we resumed yesterday and what we did and doing now ought to have been in the calendar. We adopted the national assembly calendar. I urge the members to support this motion.

Question proposed

Speaker: Yes, member for Geta, Hon. John Githinji Mwaniki.

Hon. Githinji Mwaniki: Thank you Mr Speaker, I rise to support but with amendment. It is written Friday 2nd December 2016 to Monday 30th January 2016. I would like to amend for it to be Monday 30th January 2017...

Speaker: The motion at hand is on the leave being granted and after the leave is granted we can now move to the calendar.

Question put and agreed to

Speaker: The leave of the House is granted to move that motion without compliance to Article 46(5) (b) of the Standing orders.

Next order

MOTION

THE 2016 HOUSE LEGISLATIVE CALENDAR

Hon. Wambugu King'ori: Mr Speaker, Sir, I beg to move that this House does approve and adopt the 2016 House Legislative Calendar presented by the House Business Committee.

Mr Speaker in line with the standing order 28 (1) the House Business Committee is expected to determine the calendar of the assembly and present it to the House for approval. The House Business Committee has done its work and this is the best practice that has been adopted by this House from the National Assembly, the Senate and the Common Wealth Countries.

It is notified for general information that pursuant to standing orders 28 of the Nyandarua County Assembly Standing Orders, by a resolution made on the day that will be approved the County Assembly will the calendar of the assembly's regular sessions of 2016 as set out in the schedule.

Fourth session first Part sittings

9th February 2016 to 28th April 2016 (Tuesday afternoon, Wednesday morning and afternoon and Thursday afternoon)

Fourth session second part sittings

31st May 2016 to 18th August 2016 (Tuesday afternoon, Wednesday morning and afternoon and Thursday afternoon)

Fourth session third part sittings

20th September 2016 to 1st December 2016 (Tuesday afternoon, Wednesday morning and afternoon and Thursday afternoon)

Fourth session first Part sittings

Short recess

Friday 1st April 2016 to 19th April 2016

Long recess

Friday 29th April 2016 to Monday 30th May 2016

Fourth session second part

Short recess

Friday 8th July 2016 to Monday 25th June 2016

Long recess

Friday 19th August 2016 to Monday 19th September 2016

There is the last part that requires an amendment and the seconder shall move that amendment.

Short recess

Friday 28th October 2016 to Monday 14th November 2016

Long recess

Friday 2nd December 2016 to Monday 30th January 2017.

I call upon Hon. Mwangi Gichuki to second and move that amendment.

Speaker: Yes member for Engineer and the leader of majority, Hon. James Mwangi Gichuki.

Hon. Mwangi Gichuki: Thank you Mr Speaker. I wish to second the 2016 Legislative Calendar of the County Assembly of Nyandarua and move the following amendment. The last word in the last page, the last column which is 2016 be amended by deleting 2016 and replacing with it 2017. I call upon Hon. Kibebo to second.

Speaker: Member for Gathaara Hon. Daniel Kibebo

Hon. Daniel Kibebo: Thank you Mr Speaker, I second.

Question proposed

Question put and agreed to.

Hon. Mwangi Gichuki: Mr Speaker, there is no much to say on this but for any institution to work there is required to be order. This calendar will help us plan. I second.

Question proposed

Speaker: Yes Deputy Leader of Majority and member for Kipipiri Hon. Michael Njoroge Kirumba.

Hon. Michael Kirumba: Thank you Mr Speaker, I support this motion. Appreciating that this will be the homestretch. The calendar is clear and it goes up to 2017, which will almost the end of our term. It is good that we have the calendars so that we can do what we have not yet done.

Members should stick to the calendar so that by the time the bell rings, we shall have cleared the in-tray which is now full because so many bills need to be cleared. It will allow the members to plan. They will be required to play their role in the wards and to attend the assembly sittings. Every one of us needs to manage time well and ensure that we have quorum and dispense some of these issues.

When driving a vehicle, one has to balance the clutch and the accelerator so that the vehicle moves ahead. This is a very trying time for both the County Assemblies and the Parliament. When we have this one we cannot concentrate more on one mandate than the other. This is the time to clear all the things that we have not done because they are important.

Mr. Speaker with those few remarks I support the motion.

Speaker: Yes Majority Whip and the member for Shamata Hon. Kinyanjui Gachari

Hon. Kinyanjui Gachari: Thank you Mr Speaker, I support the motion on the calendar. I urge the executive to bring more bills. The calendar will keep us on the move before we go for elections. We do not have enough time. Come next year April, we shall be out preparing for elections.

Secondly when the members are very busy in their wards, they should remember that they have businesses to transact in this House.

I support the motion

Speaker: Yes member for Njabini/Kiburu Hon. James Kiiru Gachomba

Hon. James Gachomba: Thank you Mr Speaker, I rise to support the motion. The calendar guides us on when we should carry our duties. Starting next year April we shall be doing the campaigns. The calendar has drawn the road map of the year 2016. I support the motion.

Speaker: The motion mover.

Hon. Wambugu King'ori: Thank you Mr Speaker. I thank the members for supporting the motion. This house is aware that we are in the third year and we are expected to perform better than the first and second years.

The election year is 2017 and therefore this calendar is important to us because we are going to pass more legislations than the past two years. The governor said what is expected of this Hon. House on relation to its legislative roles. I urge the House to be proactive in ensuring that we have quorum and be able to carry out the businesses of the House without problem. I beg to move.

Question put and agreed to

MOTION

PROCEDURAL MOTION

Speaker: Yes Leader of Majority and the member for Engineer, Hon. Mwangi Gichuki

Hon. Mwangi Gichuki: Thank you Mr Speaker, on the motion that we should seek leave for and considering the earlier communication that this matter be allocated specific days, the members are now going through the speech and I request that we give them today and through the House Business, we slot the business in on Thursday.

Speaker: I can see that the speech is being distributed to the members and to have an informed and resourceful exposition of the address, he is not asking for too much. We do not have to move the procedural motion so that tomorrow the motion will be mature for debate.

ADJOURNMENT

Speaker: Hon. Members the business of the House having been exhausted the house will adjourn to today Wednesday 10th February 2016 at 2.30 pm.

The House rose at 10.08 A.M.