



REPUBLIC OF KENYA
NYANDARUA COUNTY ASSEMBLY
1ST ASSEMBLY-3RD SESSION



OFFICIAL REPORT

(The Hansard)

Wednesday, 25th November, 2015

The Assembly met at the Assembly Chambers, Manunga Catholic Hall, at 2:30 P.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: Okay, we can proceed with the business for this afternoon.

Hon. Members, due to the unprecedented occurrences in the morning session we were not able to transact two businesses for that session. So the two businesses were left pending following adjournment. To that effect there is a supplementary order paper. Consequently, we shall start by transacting the two businesses. We shall therefore start by transacting the business as appearing on the supplementary order paper.

First order

RESUMPTION OF BUSINESS

MOTION

REPORT IN RESPONSE TO A STATEMENT SOUGHT BY HON. JOYCE NG'ANG'A ON THE
EMPLOYMENT OF PERSONS WITH DISABILITY IN THE COUNTY PUBLIC SERVICE

Speaker: Hon. Members, the interruption of business was at the point where the member for Rurii, Hon. Wahome Kamoche, was making his contribution on the motion by the Committee on Justice, Legal Affairs and Public Service in response to a statement sought by Hon. Joyce Ng'ang'a.

Proceed Hon. Wahome Kamoche

Hon. Wahome Kamoche: Thank you Mr Speaker. I rise to support this motion; and I still maintain that I am supporting the motion because it is a motion of county importance. We must have a law enacted to guide this county on how to consider people with disability. The 30% constitutional provision on employment puts into consideration the people with disability.

With those remarks I beg to support and call the mover to respond. Thank you Mr Speaker.

Speaker: Yes mover — the member for Central and the chairman of the Committee on Justice, Legal Affairs and Public Service — Hon. Peter Maina

Hon. Peter Maina: Thank you Mr Speaker. Let me first thank this House for giving positive inputs on this motion and making various recommendations that the Executive should implement. I also wish to commend the four members of this House who represent the people with disability for going out of their way to push for establishment of a fund to cater for the people with disability. We, members, should ensure that the fund, once released, is maximally utilised.

Mr Speaker, a lot has been said concerning this matter and this House has made resolutions to that effect. Consequently, the office of the Clerk should submit this report and the resolutions of this House pertaining to the report to the relevant authorities. This is because there will come a time that we will ask for response from the recipient authorities.

With those remarks I beg to move. Thank you.

Question put and agreed to

Speaker: Hon. Members, the resolutions of this House emanating from this report will be forwarded to the office of the Governor hoping that the necessary policy framework will be put in place to address inadequacies relating to matters of people living with disability in our county. As a member said, we cannot purport to be working effectively as a government if we cannot effect the provisions of the Constitution and the Disability Act.

On the same note, as a House we need to ensure that the Executive caters for the cost of registration and certification of the people with disability to enable them share the national cake.

Applause

Through this it will be known that we have such people in this county. It is very disappointing that we have fourteen people with disability working in the county government yet their names cannot be identified against their number. This calls for affirmative action.

Actually, it has been scientifically proved by the Council of People with Disability that people with disability are productive by more than thirty percent compared to ordinary people. This is because, when set for a course, the people with disability are subject to limited distractions. Franklin D. Roosevelt, for example, is the only American who served as president for four terms despite suffering from infertile paralysis, which Hon. Peter Kairu knows what it means. We commonly call it polio.

He was ferried in a wheelchair yet he laid the infrastructure for the modern-day America. We have others like Vincent Van Gogh, who was a great painter yet paralysed; Ludwig Van Beethoven who created traditions like the Nine Big Music Symphony and the Fifth Piano Concerto; and Helen Keller, a renowned lecturer, political activist and author yet blind and deaf.

So if we take care of our disabled people, it will not only be a way of showing direction to other counties but also reap benefits to our county.

Next order

MOTION

REPORT OF THE COMMITTEE ON INDUSTRIALISATION, TRADE AND COOPERATIVES ON THE STATUS OF STAFF IN THE DEPARTMENT OF INDUSTRIALISATION, TRADE AND COOPERATIVES

Speaker: Yes member for Gathaara and the chairman of the Committee on Industrialisation, Trade, Cooperatives and Wildlife, Hon. Daniel Kibebo

Hon. Daniel Kibebo: Thank you Mr Speaker. I be to move the following motion:

That this House does adopt the report of the Committee on Industrialisation, Trade and Cooperatives on the status of staff in the Department of Industrialisation, Trade and Cooperatives as a report of this House and the recommendations therein as resolutions of this House.

Mr Speaker Sir, Hon. Dorcas Kihara sought a statement from the Chairperson of the Committee on Industrialization, Trade, Co-operatives, Tourism & Wildlife on the status of staff and assets in the Department of Industrialization, Trade, Co-operatives & Enterprise Development.

The Committee, having been seized with the matter, held several consultative meetings so as to come up with a conclusive response to the statement. The committee consulted with the County Executive Committee Member for Industrialization, Trade, Co-operatives & Enterprises who provided relevant information as required.

The Committee on Industrialization, Trade, Co-operatives, Tourism & Wildlife is one of the ten Sectoral Committees established under adopted Standing Order No. 191(5) of the Nyandarua County Standing Orders with the mandate and functions as stated in the document. Composition of the committee is outlined on page (vii).

I wish to thank your Office and that of the Clerk to the Assembly for the support accorded to the Committee in ensuring that it delivers its mandate. Mr. Speaker Sir, allow me also to salute the Members of the Committee and Staff. The preparation of this report was a

cooperative effort made by the dedicated committee members and staff who spent a significant amount of time to put together this report.

On behalf of the Committee, it is my pleasure and duty to present to the House, the Committee's Report on The Status of staff and assets in the Department of Industrialization, Trade, Cooperatives & Enterprise Development for adoption.

Mr Speaker Sir, pursuant to Article 44 of the Standing Orders, Hon. Dorcas Kihara sought a statement from the Chairperson of the Committee on Industrialization, Trade and Cooperatives as follows:

Mr. Speaker Sir, I hereby seek a statement from the Chairperson, Committee on Industrialization, Trade and Cooperatives on the following subject and concerns:

Aware that the County Government has, as matter of policy, embarked on promoting Trade, Industrialization and Cooperative movement in the county;

Some employees were seconded from the National Government in the wake of devolution while others have been employed by the County Government under the County Public Service Board;

Concerned that public entities are supposed to be ran in an open and transparent manner taking into consideration the national values and principles as enshrined under Article 10 of the Constitution;

Arising from the foregoing, I seek that the Chairperson, Committee on Industrialization, Trade and Cooperatives does issue a Statement in this house addressing the following issues:

- i. The status of human resource in the Department and specify the same as per the sub-counties;
- ii. The qualification of the staff in the Department;
- iii. The specific number of staff absorbed from the National Government;
- iv. The number and status of assets owned by the Department, and
- v. The gaps of human resources needed to be filled in the department.

Mr Speaker Sir, I am pleased to present this report to this Honourable House for deliberations and inputs. Precisely, the subsequent sections and chapters of the report present the findings and recommendations made by the committee

The organogram of the Department of Industrialization, Trade, Cooperatives & Enterprise Development is as illustrated in the figure on page 2. The members can go through it. It is very clear.

The Department of Industrialization, Trade, Cooperatives and Enterprise Development is guided by the Fourth Schedule of the Constitution of Kenya, 2010 which stipulates the functions of County Governments to include:

Trade development and regulation, including.

- a) Markets;
- b) Trade licenses(excluding regulation of professionals);
- c) Fair trading practices;
- d) Local tourism; and
- e) Co-operative societies.

Objectives of the Department

1) Cooperatives

- Visiting co-operatives within the county to establish disputes
- Support to weak co-operatives
- Mobilization of people in public meetings and schools thus increase the number of co-operative in the county
- Sensitization meetings in co-operatives thus revive collapsed &dormant co-operatives
- Organizing trainings at sub-county levels to enlighten members on co-operative issues
- Train co-operatives employees on book keeping to ensure compliance
- Governance and Ethics Workshops in sub county levels to improve leadership and accountability
- Establishment of a dairy processing plant to improve milk prices and do value addition

2) Industrialization

- To provide worksites and equipment and support value addition
- To produce competitive products
- Create an industrial /profile for the County
- Promote technological product design and develop markets for MSES products
- Creating employment,
- Value addition
- Training on a need basis-offering Jua Kali skills e.g. welding, improvement on quality

- Establishment of an Industrial Park

3) Trade

- Construction of market sheds to ease access to markets by consumers and provide diverse products and services in one location
- Trade Fund - To provide affordable credit to traders to reduce poverty levels
- Sensitization of groups/associations to link businesses to internal and external markets and to improve the quality of products
- Establish Business Solution Centers to ease access to business information
- Increase the presence of SME by enhancing business management skills

4) Enterprise Development

- Training of youths on generation of business ideas
- Formation of Jua kali association
- Showrooms for SME products
- Formation of Saccos

5) Weights and Measures

- Carry out annual verification of trade equipment in stamping stations, onsite and on application
- Carry out routine inspections, impromptu visits and investigate complains
- Prosecution of offenders in line with the set objectives
- Prepare and advertise verification programs and carry out inspection to ensure compliance

Mr. Speaker Sir, pursuant to Standing Order No. 44, I wish to respond to a statement sought by Hon. Dorcas Kihara, on Thursday 6th August, 2015 on the Status of staff in the Department of Industrialization, Trade, Cooperatives & Enterprises. The matter was referred to the Industrialization, Trade, Co-operatives, Tourism & Wildlife Committee and the Chair asked to respond to the statement providing information on the following:

- 1) The status of human resource in the Department and specify the same as per the sub-counties;
- 2) The qualification of the staff absorbed in the Department
- 3) The specific number of staff absorbed from the National Government;
- 4) The number and status of assets owned by the Department; and
- 5) The gaps of human resources needed to be filled in the department

The committee invited the County Executive Committee Member for Industrialization, Trade, Cooperatives & Enterprises who provided the following information:

1. The status of human resource in the Department and specifying the same as per the sub-counties;

The department currently has twenty five (25) permanent staff. The details are as below;

NAME	TITLE	SECTION	ACADEMIC QUALIFICATION	PLACEMENT
NYANDARUA CENTRAL- COUNTY HEADQUARTERS				
JUDY NYAMBURA	CEC MEMBER	OVERALL HEAD	MASTERS DEGREE	COUNTY GOVERNMENT
JOHN G NJOROGE	CHIEF OFFICER	OVERALL	DEGREE	COUNTY GOVERNMENT
VERONICA KAHURA	DIRECTOR-	INDUSTRIALIZATION, COOPERATIVES	MASTERS DEGREE	COUNTY GOVERNMENT
BERNARD MAINA	COUNTY WEIGHTS AND MEASURES OFFICER	WEIGHTS AND MEASURES	DIPLOMA IN LEGAL METROLOGY	ABSORBED
NATHAN NDEGE	COUNTY TRADE DEVELOPMENT OFFICER	INTERNAL TRADE	DIPLOMA	ABSORBED
MOSES RUORO	COUNTY COOPERATIVE AUDITOR	COOPERATIVES	DEGREE	ABSORBED
CHARLES KITHUKU	COUNTY ENTERPRISE OFFICER	ENTERPRISE DEVELOPMENT	DEGREE	NATIONAL GOVERNMENT
J. WAMBUGU	COUNTY INDUSTRIALIZATION OFFICER	INDUSTRIALIZATION	DEGREE	NATIONAL GOVERNMENT
JACKLINE MARANGU	TRADE DEVELOPMENT	INTERNAL TRADE	DEGREE	ABSORBED

	OFFICER			
SHADRACK . KANYUGO	WEIGHTS AND MEASURES OFFICER	WEIGHTS AND MEASURES	POST GRADUATE DIPLOMA	ABSORBED
REGINA WACHIRA	SENIOR COOPERATIVE AUDITOR	COOPERATIVES	DEGREE CPA6	ABSORBED
PAUL KAMAU	WEIGHTS AND MEASURES OFFICER	WEIGHTS AND MEASURES	POST GRADUATE DIPLOMA	ABSORBED
JOHN G KURIA	SENIOR DRIVER	COOPERATIVES	O LEVEL DRIVING CERTIFICATION	ABSORBED
JOSEPH WAITITU	DRIVER 2	COOPERATIVES	O LEVEL DRIVING CERTIFICATION	ABSORBED
LAZARUS MWANIKI	DRIVER 2	COOPERATIVES	O LEVEL DRIVING CERTIFICATION	ABSORBED
PETER MUCHERU	DRIVER 2	COOPERATIVES	O LEVEL DRIVING CERTIFICATION	ABSORBED
OLKALOU				

Hon. Kimani Njiraini rises on a point order

Speaker: What is it member for Kaimbaga?

Hon. Kimani Njiraini: Mr. Speaker the Hon. Member is reading the report word for word and bearing in mind the ruling you made the member should at least summarize the report because we have it in our files.

Speaker: Member for Gathaara I think that is true. Since the report in the files of the members you can give the highlights.

Hon. Daniel Kibebo: Thank you Mr. Speaker for your direction.

Summary distribution per Sub-County

From the above, the staff distribution per sub-county is as follows

Sub-county	Number of staff	Percentage
Headquarters (also staff operating in entire county)	16	64
Nyandarua Central	1	4
Nyandarua North	4	16
Kipipiri	1	4
Nyandarua South	2	8
Nyandarua West	1	4
Total	25	100

Mr Speaker Sir, I am pleased to present this report to this Hon. House for deliberations and inputs. Precisely, the subsequent sections and chapters of the report present the findings and recommendations made by the committee.

Mr Speaker you can see the assets the Department has on page 8 to 11 and there are annexures to show that. On page 12 Mr. Speaker sir are the human resource personnel that need to be recruited. On page 13 there are the findings and the observation of the committee and the distribution of staff per Sub County is shown on the graph and you can see that the headquarters has the highest number of staff. The qualification of staff is also shown in the graph, that is, the educational level from O level/ KCSE to Master's degree.

There is a graph showing the recruitment of the staff in the department. The highest number of staff was absorbed from the national government. Currently, 80% of the staff (20/25) have been absorbed from National Government, while 8 % (2/25) are still under the National Government while 12 %(3/25) are originally placed in the County Government.

The most sensitive issue that I would like to speak about is on issue number 7. According to Articles 185 (2), 186 (1) and 187 (2) and Part Two of the Fourth Schedule of the Constitution of Kenya (2010), trade development and regulation is one of the devolved functions. It is in line with this mandate that the County Government of Nyandarua embarked on a process to develop an appropriate legislation to promote trade development within the county. As a result, the Nyandarua County Trade Fund Act, 2014 came into being but has since not become operational following the delayed recruitment of trade development officers.

The Speaker leaves the Chair and the Deputy Speaker, Hon. Wambugu King'ori, assumes the Speaker's Chair

We passed that Bill and it has not been implemented and I think it is because the Department has no staff. The recommendations are as stated on page 16 and members can go through them. At the back of the report we have the annexures.

We have done our best to respond to the member. It was tasking but it is good that we have known that we do not have enough staff to work efficiently and we have recommended to the County Public Service Board to recruit the needed staff.

Mr Speaker, the report is with the members and it is clear. After the House approves the report I hope that it will be implemented because if it will not then some of the offices will not have staff. I know that many members are willing to support this report and I therefore call Hon. Peter Maina to second.

Speaker: Yes member for Central Hon. Peter Maina

Hon. Peter Maina: Thank you Mr. Speaker, I rise to second this report. Much has been written in the report. All I would like to talk about is the organogram of the Department Industrialisation, Trade Cooperatives and Enterprise Development. The structure is to blame for the issues in the Department.

The county government has managed to employ three, the rest were absorbed from the defunct county council and the national government. The person to blame here is the county public service board. For those people whose services were devolved from the national government they were not given any confirmation letters to tell them that they were to work with the county government of Nyandarua. They only receive salaries and nothing to show that they work for Nyandarua county government. The County Public Service Board needs to do its part.

I also want to talk about the extension services. We have been saying that we need effectiveness but how can we achieve it if these people feel like they are not part of the county government of Nyandarua? Even if the committee dealt with the questions that were asked by Hon. Dorcas, we need to investigate more. Though the county public service board is independent it is supposed to be guided by the principles of the county government of Nyandarua. I second.

Question proposed.

Speaker: Yes Hon. Michael Kirumba.

Hon. Michael Kirumba: Thank you Mr. Speaker, I support this report and this is because I understand that this is docket that when things are implemented it can change the lives of our people. If the departments of agriculture and co-operatives work together there will be

change in the lives of many. However Mr. Speaker you will note that the county government has recruited three in the last three years is has been in power.

The other workforces was devolved from the national government. Over 64 of the workforce works from the headquarters. This is the docket that we expect to revive the cooperatives so that out farmers will not have to travel for kilometres to sell one litre of milk or wool. It is the department that should come up with strategies of marketing products in the county. These cooperatives come together and form SACCOs from which the farmers can get loan as an affordable interest.

Mr Speaker if you look at the organogram you will find that a lot needs to be done to address the inadequacies that we obvious in the department. In Nyandarua north that has two constituencies has four officers. We should not have officers at the headquarters, there is no much that they are doing there. I would like to see the workforce at the grassroots. Are we getting value for money with the 20 staff from the national government? Are they doing what they are expected to do in the current dispensation? I can see that we have a long way to go in trade development. In a an allocated budget of over Ksh. 30 million of Nyandarua Trade Fund Act 2014 which is to be implemented in the FY 2015/2016 and we do not have structures I expect that the required officers are recruited so that they can go out and sensitize the traders to go for this money.

It would be wrong that when the money is released there will be no applicant for the same because there were no officers to work. This money needs to go to these officers to change their lives. This is poor planning and if you do not plan you are planning to fail. Let there be officers so that this money goes to all the sub counties and help those people.

I will not be surprised that when the supplementary budget allocation comes we shall have to attend to this issue as if it is an emergency as we always do while saying come June the money will be going to treasury. It is as if we were not aware.

The staff not recruited must be prioritized. Of course it will have consequences on terms of the wage bill. However, we need the extension officers so that they can make people aware of SACCOs. Most people have become rich because of saving money through SACCOs because the interest rates since then have been affordable. They will be helpful to the boda boda operators even if they save Ksh. 100 per month. They can borrow loans at interest rate of 12% as opposed to 20% in the commercial banks. This response has come at the right time but we have a problem with the implementation of the recommendations given. The sooner the implementation of these recommendations the better. The document is self-explanatory and the executive should be given a copy so that they see what we said.

Look at the academic qualifications that these people have. Most of them are bachelor's degree and they have what it takes to deliver. Let us get value for money. It should not be that every end of the month someone gets a salary all year around and we cannot see what he or she is doing. With those few remarks I support.

Speaker: Yes Hon. Dorcas Kihara.

Hon. Dorcas Kihara: Thank you Mr. Speaker I rise to support this report which is a response to my statement. It is bringing out the gap. Even if we want to improve the economic status of people in Nyandarua we cannot do it without reviving the cooperatives. We cannot do this without enough staff in this department.

The cooperatives also enhance the bargaining power of the farmers. People in Nyandarua are dairy and potato farmers but they suffer in the hands of middle men. If we have a very efficient department it will empower our people economically.

Most of us in this house were educated by our parents when the cooperatives movement were there and they would get loans and we are looking forward to such a time so that our children will enjoy what we enjoyed. The reason why such functions were devolved is to bring power, services and money closer to the people. Kipipiri has as a sub county has four wards and one officer, however much we would like to revive the cooperatives how are we going to do it with officer.

Mr Speaker we need to exploit the qualifications of the staff in this department. We need to see them deliver according to their education. I hope that this report will be a wakeup call for that CECM in that department...

Hon. Teresiah Njoki rises on a point of order.

Speaker: What is it county member from Magumu, Hon. Teresiah Njoki?

Hon. Teresiah Njoki: Mr. Speaker, is it in order for this House to proceed without quorum?

Speaker: What is it Hon. Kirumba?

Hon. Michael Kirumba: Thank you Mr. Speaker, I rise to seek your guidance because I was going to invoke the provisions of Standing Order number 31 because of tomorrow's holiday and if this happens, we might have no time to move the motion of adjournment. If it so happens that

Speaker: Deputy Leader of majority, I understand your concerns but, obviously the House cannot proceed without quorum especially after a member has risen on a point of order. Clerk please confirm whether there is quorum.

Clerk-at-the-table confirms that there is no quorum

Speaker: There being no quorum, I direct that the quorum bell be rung for 8 minutes

The bell is rung for 4 minutes and quorum is achieved as confirmed by the clerk-at-the-table.

Speaker: Quorum having been achieved, we can proceed from where we left of. Yes county member from Githioro.

Hon. Dorcas Kihara: Thank you Mr. Speaker; I am in total support of the report and pray that the relevant department will put the resolutions into consideration. Thank you Mr. Speaker, I call the mover to respond.

Speaker: Yes chairperson, committee on Tourism, Trade

Hon. Daniel Kibebo: Thank you Mr. Speaker, mine is only to thank the Hon. Members for their contributions. Further, I would urge the CEC member in charge of this department to ensure that the existing manpower gaps are filled as a matter of urgency.

Question put and agreed to.

Next order

MAIN ORDER PAPER

PAPER LAID

THE NYANDARUA COUNTY TRANSPORT MANAGEMENT BILL

Speaker: Yes Deputy Leader of majority, Hon. Michael Kirumba

Hon. Michael Kirumba: Thank you Mr. Speaker, on behalf of the Leader of majority I beg to table the Nyandarua County Transport Management Bill dated 10th November 2015.

Speaker: The paper is duly laid and it will be referred to the relevant committee by the House Business Committee.

Next order

PAPER LAID

THE NYANDARUA COUNTY RATING BILL

Speaker: Yes Deputy Leader of Majority, Hon. Michael Kirumba

Hon. Michael Kirumba: Thank you Mr. Speaker, once again, on behalf of the Leader of Majority, I beg to table the Nyandarua County Rating Bill dated 9th November 2015.

Speaker: The paper is duly laid and stands referred to the relevant committee (Budget and Appropriations committee). Next order

BILLS

NYANDARUA COUNTY TRANSPORT MANAGEMENT BILL

The Bill is read for the first time

Speaker: I refer the Bill to the Committee on Roads, Transport and Public Works and the chairperson should tell us when we expect the report on the bill.

Hon. Kimani Gachuhi: Thank you Mr. Speaker, we are breaking for recess on 4th and we shall bring a report after recess.

Speaker: very well. Next order

NYANDARUA COUNTY RATING BILL 2015

The Bill is read for the first time

Speaker: I refer this Bill to the Committee on Budget and Appropriations. Let the chairperson inform the House when it shall be expecting the report on the bill. I understand that yesterday there were two bills that were committed to the committee and maybe we can see which other committee can take the bill. Hon. Gachomba

Hon. James Gachomba: Thank you Mr. Speaker. We have quite a lot in the budget committee and I believe this we can share this with one of the committees which is PIC/PAC.

Speaker: Maybe this can go to the Committee on Lands, Housing and Physical Planning.

Hon. James Gachomba: Mr. Speaker I think that Committee on Lands, Housing and Physical Planning also has a lot. Hon. Kariuki Muchiri told me that the committee is investigating on some grabbed land but I will consult with him and see whether they can deal with the said Bill.

Hon. Kimani Gachuhi rises on a point of information

Speaker: Do you require that information, Hon. James Gachomba?

Hon. James Gachomba: Yes I do.

Hon. Kimani Gachuhi: I would like to inform the House that there is need to finalize on the reconstitution of the committees so that the Committee on Finance can share some duties with the Committee on Budget and Appropriations.

Hon. Michael Kirumba rises on a point of information

Speaker: Yes Hon. Michael Kirumba

Hon. Michael Kirumba: Mr. Speaker, this House is aware that we have not harmonized the committee because of some gaps here and there. Right now the committee on finance should have been properly constituted. I think the route we had taken was okay so that once we harmonize the committees another direction can be given. PIC/PAC is already overloaded.

Speaker: Hon. James Gachomba proceed.

Hon. James Gachomba: Mr. Speaker, the Bill can be committed to the Committee on Lands, Housing and Physical Planning.

Speaker: Is there any member of the Committee on Lands, Housing and Physical Planning who can tell us when to expect the report?

Yes Hon. Monica Wamuyu

Hon. Monica Wamuyu: Thank you Mr. Speaker, our committee does not have too much work and therefore it can report on the Bill after recess.

Speaker: Okay; next order

MOTION

Speaker: Yes Hon. James Gachomba

Hon. Michael Kirumba rises on a point of order

Hon. Michael Kirumba: Mr. Speaker I rise pursuant to standing order no. 31; and my invoking of this standing order is informed by the Public Holiday Act, Cap 110, Section 3 in the Kenya Gazette No. 129, dated 24th November, 2015, which for general information notifies that Thursday, the 26th day of November, 2015 will be a public holiday. That is why I wish to move the motion that this does House adjourn and resume on Tuesday, the 1st December, 2015.

I now call upon Hon. Josphat Kamau...

Hon. Joyce Ng'ang'a raises a point of order

Speaker: Yes Hon. Joyce Ng'ang'a

Hon. Joyce Ng'ang'a: Mr. Speaker, the motion by Hon. Michael Kirumba is very important to this House, but I think the House should first tackle the motion by Hon. James Gachomba. Thank you.

Speaker: Considering standing order no. 51 (b) on motion for the adjournment of the Assembly or of a debate and standing order no. 31 (2), the Speaker does not consider the motion by Hon. Michael Kirumba vexatious. However, it is prudent for this House to first debate on the motion by Hon. James Gachomba, for which leave of postponement has been sought severally, before revisiting the motion by Hon. Michael Kirumba. Hon. Members, remember the House cannot transact its business without order.

Consultations

Speaker: Yes Hon Joyce Ng'ang'a

Hon. Joyce Ng'ang'a: Mr. Speaker, I think Hon. James Gachomba should tell this House whether he is in a position to move the motion or not so we can know whether the business for this sitting is finished or not before moving on to the motion of adjournment whose notice was not given.

Speaker: Yes Hon. Josphat Kamau.

Hon. Josphat Kamau: Mr. Speaker, since every member has their own independent opinion on the matter at hand, I tend to differ with Hon. Joyce Ng'ang'a. Standing order no. 31 (1) is very clear by providing that:

A Member may at any time, for reasons stated, seek leave to move “That, this House do now adjourn.

The only thing to consider now is that if the House adjourns now Hon. James Gachomba will not have a chance to move his motion. In view of this, we have to build a consensus on whether to adjourn right away or allow Hon. James Gachomba to move his motion before adjourning.

Speaker: Yes Hon. Samuel Thuita

Hon. Samuel Thuita: I hold the same position as the member for Leshau Pondo.

But considering that the document on which Hon. James Gachomba’s motion is based is very important and needs enough time to be dealt with I beseech the chairman of Budget and Appropriations Committee to seek leave when he rises for the same motion to be moved sometime next week. Thank you Mr. Speaker.

Applause

Speaker: I wish to inform Hon Joyce Ng’ang’a that hon. Michael Kirumba’s adjournment motion, pursuant to standing orders 31 and 51, can be moved at any time during a plenary sitting without notice being given. Nonetheless, I wish to give this chance to Hon. James Gachomba to state whether he in a position to move his motion.

Hon. James Gachomba: Mr. Speaker, the document before us which is a report on the review of the Budget Outlook Paper is very critical and requires every member of this House to give their views on it. I therefore believe that it is prudent for this House to move the motion on the said report at a later date. In regard of this I seek leave to move this motion sometime next week. Thank you Mr. Speaker.

Speaker: well, the leave is granted, though Hon. James Gachomba has not stated the day when he is expected to move the motion.

Hon. James Gachomba: Tuesday next week at 2:30p.m.

Speaker: Well, that motion will be slotted as the first to be discussed on Tuesday next week. Now I call upon Hon. Michael Kirumba to move his motion of adjournment.

Hon. Michael Kirumba: Thank you Mr. Speaker. Considering that I had moved the motion I wish to call upon Hon. Josphat to second.

Speaker: Yes Hon. Josphat Kamau

Hon. Josphat Kamau: Thank you Mr. Speaker. I rise to second the motion as it was moved by Hon. Michael Njoroge Kirumba. It is advisable for the members of this House to enjoy the said holiday. Remember tomorrow being a holiday has been necessitated by the visit by the most holy person, the Pope.

Hon. Kimani Gachuhi rises on a point of order

Speaker: What is it Hon. Kimani Gachuhi

Hon. Kimani Gachuhi: As Christians we consider God as the only holy person; so the member was out of order to say that the Pope is the most holy person. Thank you.

Hon. Samuel Thuita rises on a point of information

Speaker: Do you require the information from Hon. Samuel Thuita Hon. Josphat Kamau?

Hon. Josphat Kamau: Yes, especially considering that he is a Christian.

Speaker: Proceed Hon. Samuel Thuita

Hon. Samuel Thuita: I wish to state that that the Pope is considered by the Catholics to be the Holy Father; so I think, if he was not saying it sarcastically, Hon. Josphat was right.

Speaker: I believe that is in accordance to the catholic doctrines.

Proceed Hon. Josphat Kamau

Hon. Josphat Kamau: Mr. Speaker, this House should break for the holiday so that they could watch the Mass presided by the Pope on TV, or listen from radios, or even travel to attend the event. I therefore do second Mr. Speaker. Thank you.

Question proposed

Speaker: Yes Hon. Kimani Gachuhi

Hon. Kimani Gachuhi: I support the motion moved by Hon. Michael Kirumba. Tomorrow is a very special day for Christians. I commend the president for announcing that tomorrow is a holiday. A symbolic event such as tomorrow's is very critical for a country like ours which needs to continue upholding peace. As Kenyans we love peace and harmony. The Pope comes to promote Christians believes. I wish pope a safe tour of our country.

And without much ado I do support this motion. Thank you.

Speaker: Yes Hon. Joyce Ng'ang'a.

Hon. Joyce Ng'ang'a: Thank you Mr. Speaker. I support the motion though there was a bone of contention that arose in the process. It is good to honour the Pope. Thank you Mr. Speaker.

Speaker: Yes Hon. Mumba Gichini

Hon. Mumba Gichini: Thank you Mr. Speaker. I rise to support the motion as moved by Hon. Michael Kirumba. Tomorrow will be a historic and memorable day especially for us Christians. We have to honour it. Thank you Mr. Speaker.

Speaker: Yes Hon. Dorcas Kihara

Hon. Dorcas Kihara: I rise to support the motion of adjournment. Tomorrow, being a prayers day, is a very special day. It is a day that we, the members of this assembly, together

with our staff will join the people of our county and other Kenyans to pray for our county and our country.

The Pope is visiting our country when it needs peace the more. I support the motion and wish my fellow members a good prayers day tomorrow. Thank you Mr. Speaker.

Speaker: Yes Hon. Samuel Thuita.

Hon. Samuel Thuita: Thank you Mr. Speaker. I rise to support the motion. Most of us were worried whether tomorrow's session would attain quorum; but with the announcement that it will be a holiday we were relieved. In fact, are very much eager to attend or watch the open mass presided by the Pope. We will have a chance to continue praying for our county assembly, our county and our country.

Finally, it would be unfair not to recognise the young leaders who have in the House gallery. In fact they came in the morning and I hope whatever they have learnt will help in their journey of becoming future leaders. Thank you Mr. Speaker.

Speaker: Yes Hon. Margaret Wamuyu

Hon Margaret Wamuyu: I rise to support the motion. One of the great spiritual leaders in the world will be in our country. Tomorrow therefore will be a great day for us to pray for our county and country. Remember we, the nominated leaders, are embroiled in a court suit. I commend the young leaders who are in the House gallery. I pray that our new chambers can be completed very soon. With that I support the motion. Thank you.

Speaker: Yes Hon. James Gachomba

Hon. James Gachomba: Mr. Speaker, I rise to support the motion. Tomorrow we will have a chance to join other faithful as we celebrate the open mass to be led by the Pope. I believe the reason for gazetting tomorrow as a public holiday is because of how the Pope reacted when the rest of the world supported that Kenya should allow gayism.

Hon. Kimani Gachuhi rise on a point of order

Speaker: What is it Hon. Kimani Gachuhi?

Hon Kimani Gachuhi: Mr. Speaker, Hon. Nancy Ng'ang'a has entered the debate chamber through the back door instead of the official entry/exit door. Is that in order Mr. Speaker?

Speaker: Hon. Kimani Gachuhi, you are right to raise that point of order, though it did not catch the attention of the Speaker that the said Hon. Member entered the debate chamber through the back door.

Proceed Hon. James Gachomba.

Hon. Michael Kirumba rises on a point of order

What is it Hon. Michael Kirumba?

Hon. Michael Kirumba: Mr. Speaker, the office of the Sergeant-at-arms should clearly state the official entry/exit door. Remember we are operating from a makeshift debate chamber.

Speaker: I agree with you Hon. Michael Kirumba. The office of the sergeant-at-arms should clearly define the official entry/exit door.

Proceed Hon. James Gachomba

Hon. James Gachomba: Thank you Mr. Speaker. I know some of us will travel to Nairobi to attend the open mass. As a Christian I should be in Nairobi by six in the morning to attend the open mass.

I think one of the reasons why the Pope is coming to Kenya is to congratulate Kenyans for rejecting gayism.

Laughter

I beg to support and I call the mover to respond.

Speaker: Yes mover

Hon. Michael Kirumba: Thank you Mr. Speaker. I thank all members who supported the motion. Tomorrow is a big day for Kenyans. Announcing tomorrow a public holiday by the president would consequently harbour unquantifiable benefits.

I take this chance to wish my fellow members a blessed day tomorrow and hope that the Pope Grace will help Kenyans in the fight against vices like corruption and terrorism.

With those words I beg to move. Thank you Mr. Speaker.

Question put and agreed to

Speaker: Hon. Members, remember is a public holiday pursuant to the notice in the Kenya Gazette No. 129, dated 24th November, 2015, on Public Holiday Act, Cap 110, Section 3.

Next order

ADJOURNMENT

Speaker: Hon. Members, now this House adjourns to Tuesday the 1st day of December, 2015, at 2:30p.m.

The House rose at 4:16 p.m.