



REPUBLIC OF KENYA  
NYANDARUA COUNTY ASSEMBLY  
1<sup>ST</sup> ASSEMBLY- 4<sup>TH</sup> SESSION



OFFICIAL REPORT

(The Hansard)

Tuesday 2<sup>nd</sup> August, 2016

*The Assembly met at the Assembly Chamber (P.C.E.A Hall) at 2.30 P.M.*

*The Speaker, Hon. Wahome Ndegwa, in the Chair*

Prayer

**QUORUM CALL AT THE COMMENCEMENT OF THE SITTING**

*Clerk-at-the-table confirms that there is quorum*

**Speaker:** Quorum having been recognized, I now wish that we proceed with the business of the session.

First order.

**NOTICE(S) OF MOTION**

REPORT ON KOINANGE VILLAGE IN GITHABAI WARD

Yes, County Member from Karau, Hon. Patricia Wanjugu, on behalf of the Chairperson, Committee on Lands, Housing and Physical Planning.

**Hon. Patricia Wanjugu:** Thank you Mr. Speaker. I beg to give notice of the following motion:

That this House does adopt the Report of the Committee on Lands, Housing and Physical Planning on Koinange Village in Githabai ward, as a Report of this House and recommendations therein as the resolutions of this House.

**Speaker:** Very well, the notice of motion is duly given and the House Business Committee shall appropriately allocate time for the deliberations of the report.

Next order.

THE STATUS OF GATONDO DISPENSARY'S ADMINISTRATION POLICE ISSUES

**Speaker:** Yes, Member for Githabai and the Chairperson, Committee on Health Services, Hon. Peter Kairu.

**Hon. Peter Kairu:** Thank you Mr. Speaker. I beg to give a notice of the following motion:

That this House does adopt the Report of the Committee on Health Services on the Status of Gatondo Dispensary's Administration Police Issues as a Report of this House and the recommendations therein as the resolutions of this House.

Thank you Mr. Speaker.

**Speaker:** Very well, the notice of motion on this particular report is duly given and the House Business Committee shall give directions on the processing of the same.

Next order.

**Speaker:** Yes, Member for Murungaru and the Leader of the Majority Party, Hon. Kariuki Muchiri.

#### ESTABLISHMENT AND ALLOCATION OF EQUALIZATION FUND

**Hon. Kariuki Muchiri:** Thank you Mr. Speaker. I beg to give notice of the following motion:

Aware that there are 25 wards in Nyandarua County, whose population, Geographical size, terrain and poverty index vary from one ward to another;

Further aware that the resources allocated for development in the wards, and more particularly that funds for development projects are usually allocated equally for all the wards without due consideration to the different aforementioned factors;

And that even the National Government has appreciated the need for equalization fund and established one;

Concerned that equality in distribution of the resources is resulting in inequities in terms of development in some wards which if encouraged to continue will result into severe disadvantage in developmental terms and gaps in some wards;

Now therefore, I urge that this House do resolve that:

1. In accordance with section 116 of PFMA, the CECM for Finance does establish county equalization fund.
2. The County Executive, with the approval of the County Assembly does establish a formulae that will be used to allocate the equalization fund to the wards.

Thank you Mr. Speaker.

**Speaker:** Very well, the notice of that motion is duly given and the House Business Committee shall give directions on the processing of the same.

Next order.

#### MOTION

#### INSECURITY SITUATION AT J.M. STAFF QUARTERS AND ITS ENVIRONS

**Speaker:** Yes, Member for Karau, Hon Sammy Kamau Ngotho.

**Hon. Kamau Ngotho:** Thank you Mr. Speaker. I beg to move the following motion:  
Aware that there has been reported many cases of insecurity in Nyandarua County especially in Ol'Kalou Sub-County with many incidents happening at J.M. Memorial Hospital staff quarters and its environs, and that the current insecurity situation in the County is getting out of hand and that there is urgent need for the situation to be resolved;

Concerned that the insecurity situation is likely to affect the delivery of health services in the County which is a cardinal role of the County Government and that the security apparatus within the County have failed to resolve the insecurity situation even after being informed by the public;

Now therefore, I do urge that this House does resolve:

- a) That an urgent stakeholder's forum is organized within the shortest time possible so that the issue is addressed comprehensively.
- b) That the County Commissioner be urged to put up strategies to help combat crime in the County.
- c) That the County Government erects security lights in the affected areas to enhance security at night.
- d) That the relevant Committee does investigate the matter and report on the same within 14 days.

Thank you Mr. Speaker.

Mr. Speaker, J.M. Memorial Hospital is a referral hospital within this county. It is situated in Rurii ward but serves most residents of the former Nyandarua North district and Mirangine. In the past two months, sixteen cases of armed robberies, house break-ins and attempted rape have been reported. On the 20<sup>th</sup> of July, 2016, some health workers came to the county assembly and I am sure they met the Speaker. They also marched on to the County Commissioner's office and highlighted some of the security challenges they are facing.

Mr. Speaker, the issue of insecurity in Ol'Kalou has raised a lot of concerns. It is not long ago when we marched through the streets of Ol'kalou demanding that the OCS be transferred. We also demanded that the DCIO be moved from Nyahururu to Ol'kalou. The two demands we made were met although we have not seen much change. Therefore, insecurity in this area remains a thorn in the flesh of our people.

The staff of J.M. Memorial Hospital especially doctors, clinical officers, nurses and others requested that we meet them on 2<sup>nd</sup> of July, 2016. They also requested that we attend

the meeting with the DCIO, Member for Rurii, Hon. Wahome Kamoche and myself. They petitioned that we hold a stakeholders' forum.

They had also said, in their petition, that within 21 days, they would change their working schedule if their plea is not heard. They said they would be working from 8.00 a.m. to 4.30 pm. This would ultimately paralyze the delivery of health care services to our people.

Mr. Speaker, it is important to mention that insecurity in the area does not only affect the staff but also the patients in the hospitals. There is a case of a nurse who was confronted by a man at around 10.00 p.m. when making rounds in the wards. In fact, the patients and all those others who are affected by this have started moving out of the area. The health workers cited an incident about one clinical officer who has now succumbed to injuries inflicted by the attackers. They had already done the petition before the officer died. The man was attacked by two men who hid in the cultivated area behind the hospital. I remember that we had said in one of our reports that no agricultural activity should take place within the hospital compound. This was followed to the letter. However, people in the hospital's neighbourhood practice maize farming. Therefore, these criminals are using the maize plantation to hide.

Mr. Speaker, the National Government through the OCPD had promised that officers can easily be deployed to the area but in the meantime, there is no where they can be housed. Therefore, one of the requests....

*Loud Consultations*

**Speaker:** Order Members! Order! I think this is a matter that concerns all of us because our nurses and doctors are not working in peace. I had thought that we could actually discuss this matter on Thursday so that all legislators could have known that we have a matter that requires a lot of seriousness concerning our own health staffers who cannot work in peace because of insecurity within the hospital. So please allow the Member for Karau to effectively move the motion. Proceed.

**Hon. Kamau Ngotho:** Thank you Mr. Speaker. I hope the members were consulting on how to curb insecurity within the county.

Mr. Speaker, as I was stating, Muraya, the young man who was taken to Kijabe hospital later succumbed and will be buried on Friday in Gatundu. These are issues we cannot turn a blind eye to. We know there are issues that the National and the County Governments should address to that effect. The County government has been urged to construct a fence all around the hospital. I remember when we were in Nairobi, the Speaker stated the importance of a fence around the hospital. In fact, some members said that the fence was not needed urgently but now the urgency has arisen. We need to protect both the staffers and the patients and I can attest

that most of us have had friends or even relatives receiving health services at the hospital. It is therefore important that a fence be put around the hospital.

I would also like to highlight the issue of security lights within that area. We know that the National Government was to do part of the lighting within and outside the hospital. The county government on the other hand, had earmarked Ksh.10 million for security lighting.

Mr. Speaker, these are some of the monies that we have, year in year out, been taking back to the treasury. This money was in the docket of water and later it was supposed to do lighting within this area. Since it was never expended in time, it was returned to the treasury.

As I had mentioned, the OCPD promised that he could provide some police officers in the area. However, there are no housing units for them. We would therefore request the CECM for Finance to refurbish the hall called the Old Chambers using the emergency funds so that the police can be housed there. It was deemed unfit for habitation by the Ministry of Health but I still think the hall can be useful if well refurbished. I am now hopeful that this message will reach the Governor who should also be in the forefront addressing this issue.

Mr. Speaker, the OCPD, OCS and other security personnel must be seen to be working because they have promised us improved security which we have not seen. They are now arresting innocent civilians instead of finding the crooks who are putting our lives in danger. I heard that when the last incident happened, the police were informed in time but did not respond swiftly. This is something that requires to be addressed. It is ironic that the AP commandant lives there and is one of the sixteen people who have so far been attacked. The security people cannot say such things so that they are not seen as weak and ineffective. If a commandant can be attacked, what of the common *wananchi* who have nothing to protect themselves with? These are issues that we cannot turn a blind eye on.

Mr. Speaker, we need these health staffers to be thinking about our health and not their security. We also need to see the committee that was formed between the Hon. Members and the security people spring into action although I am not aware whether it is still in existence. All I always hear Hon. Kamoche saying is that he is the chairman....

*Laughter*

We need to have the team working because security is a matter that touches on all of us. We cannot let our MP, Hon. Kiaraho, be the only one addressing the issue of security. Growth of towns is inevitable and insecurity increases as the towns become bigger as is the case across the world. However, a model town in South Africa called Sun City has grown tremendously while ensuring that insecurity does not creep in. If we therefore take some of these steps

seriously, Ol'kalou can be a model town. Kijabe is also a very safe town and we should borrow a leaf from there.

Mr. Speaker, we also have the Nyumba Kumi initiative. We need to ensure it works because these culprits live within these areas. I hope that the issues that we shall deliberate on and make resolutions about will be implemented by the Executive. This is because they take a lot of time to implement but they should be aware that the workers have already given notice that they will take industrial action within 21 days if their issues are not addressed. They have said that they will down their tools and stay away from the work station until such a time that they shall feel that their security is guaranteed. This will affect a lot of people.

We have never heard health workers in this County going on strike or engage in go slows. Let security not be a causative factor of such industrial actions. To that end, this motion has come in good time and I am hopeful that something will be done within the 21 days that the health workers have requested. I now call upon Hon. Peter Mwangi to second.

**Speaker:** Yes, Member for Ndaragwa Central, Hon. Peter Mwangi Maina.

**Hon. Peter Mwangi:** Thank you very much Mr Speaker. I rise to second the motion by Hon. Ngotho, on insecurity in Ol'Kalou and its environs. I would like to mention that security is very important for all of us. Therefore, when we discuss security matters, they touch on growth and development of this county. This is because without security, it is not possible to achieve development.

Mr. Speaker, the mover talked about J.M. Memorial Hospital in a comprehensive manner. Health is a very important devolved function of the county government. Without health services, our nation can't be healthy. Nyandarua County suffers from insecurity and as aforementioned, a health worker was attacked to death. Before then, I woman was raped within the facility. As an Assembly therefore, there is a widespread feeling that something has to be done very swiftly. How comes that in our only referral hospital, there are no surveillance cameras? We need to move with speed and inform the Executive that we need to be more proactive than being reactive.

Just the other day, this House formed an *ad hoc* committee to look into health issues and service delivery at Engineer Hospital and J.M. Memorial Hospital. It was at that time that the hospital got a facelift and acquired some essential machines. Now it seems we still have to force the CECM for Finance to use the emergency funds kitty to cater for the fencing, lighting and installation of surveillance gadgets within the facility. We cannot wait for the next budget.

A lot has been said. However, I would like to bring to your notice that we lost a laptop containing a very crucial document on development of health care services within this county.

It was stolen by some of these robbers and it has not been found. Therefore, a lot has happened and we do understand that it is important that the Executive realizes that a lot needs to be done on security.

This House adopted a report on Police Oversight Board sometimes back. The Governor is the chairman. However, the board has only sat once in four years despite the incidents of insecurity rising by the day. The other day we had incidences in Ndaragwa and Leshau. Has our county gone to the dogs? We need to act swiftly and ensure that normalcy has returned because I remember in Keriita, around three people were murdered prompting demonstrations and protests. Why is it that the government only reacts to cases of insecurity when people have died? It should be proactive and prevent this incidences.

Mr. Speaker, a lot needs to be done and I know many members have been touched by this issue in one way or the other. The government needs to fence the facility, ensure lighting has been done in Ol'kalou, and all the amenities befitting a headquarters should be put. If you go to other counties, street lighting is going on and I don't know why as a county, we are missing the point. We need your guidance because we are beginning to wonder whether we have another headquarter.

With those remarks, I second the motion. Thank you.

*Question proposed*

**Speaker:** Yes, leader of the majority party and Member for Murungaru, Hon. Kariuki Muchiri.

**Hon. Kariuki Muchiri:** Thank you Mr. Speaker, I rise to support this motion and thank the Member for Karau for bringing it to the floor of this House, largely because the security of our people, and ourselves, is paramount. If matters of security, or lack of it thereof, are not addressed, people cannot build this nation. I cannot simply overemphasize on the importance of this motion because we have been forced to stop, on several occasions, and deal with insecurity issues. I remember very vividly the county health workers holding peaceful demonstrations demanding that the county government addresses the rising cases of insecurity around Ol'kalou.

Mr. Speaker, for a whole thirty minutes, the board meeting we were sitting in was suspended so that we could address them and assure them that the Assembly would take it upon itself to ensure that the security of every resident and worker in Nyandarua is guaranteed. That having been said, we would like to know what the executive arm of the county government, and more importantly, what the national government, on which the security mandate squarely

falls, have done to enhance security in Nyandarua and to curb the insecurity cases which, as we speak, have risen to unprecedented levels.

We are not oblivious to the fact that security is not a devolved function but as stakeholders, we are concerned. Mr. Speaker, effects of insecurity, though directed to one person, are far reaching and trickle down to everyone else. Allow me to demonstrate; when a health worker is attacked, what happens to his patients? Who is to take care of them? Remember the health workforce is already stretched thin and because the criminals are still at large, what is to stop them from attacking the patients in the hospital wards? After all, the patients are weak and unguarded. This is a very grave matter and we cannot afford to treat it any differently. What measures has the leadership of Nyandarua taken? Where are the Nyandarua 10? We know that they do meet and we would want to know how they are addressing this issue.

*Applause*

As the relevant committee investigates this issue, I would also like them to incorporate what the Nyandarua 10 has done, and I am happy that the Hon. Speaker is a member. Let the county government be seen to be doing its work. Security may not be devolved but that does not mean that the County Government cannot light up the areas prone to insecurity. The health committee- which I presume that this is the committee that will take up the matter- it is important that they look at key issues of concern, like for example, if the hospital is well guarded by police officers. If we cannot offer protection to our biggest hospital, how about those small health centres? Mr. Speaker, as I conclude, I reiterate that something should be done. Something must be done. Thank you Mr. Speaker, I support.

**Speaker:** Yes member for Kaimbaga, Hon. Kimani Njiraini.

**Hon. Kimani Njiraini:** Thank you Mr. Speaker, I wish to support this motion and thank my great friend, Hon. Kamau Ngotho for bringing it to this House. It is very unfortunate that we cannot protect the people who work tirelessly to save our lives. The national government should ensure that these major hospitals are under police watch 24 hours a day. I also do not think that it is asking too much of the government to install security cameras in all these major facilities. Recently, I was called by a friend who works there and he told me that they are too terrified to work. I remember in 2005, I was shot in an attack and had I not been lucky enough to get a health worker who attended to me, surely I would have died.

Terrorism is not only about bombings and mass killings. What our people are experiencing here is also a form of terrorism. The health workers, and their patients should be given sufficient security. Let the premises be well lit and fenced, preferably with an electric

fence. Let the Assembly step up and carry out its mandate. When a committee is charged with a certain responsibility, they should be facilitated accordingly to ensure that they complete it. Members of this House are frustrated when such requests for facilitation do not get to your office, Mr. Speaker. Recently, I was really frustrated when I sought facilitation to go and write a report with the committee on Agriculture. I will not dwell much on it but it was very frustrating. In other words, let us be facilitated to go write reports. With those remarks, I beg to support.

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

**Hon. Michael Kirumba:** Thank you Mr. Speaker, I would also wish to register my support for this motion. Insecurity in this county has most certainly gone out of hand, so much that even those who are bed ridden live in fear of being attacked by thugs in their hospital beds. Just recently, we were dealing with rape cases around the hospital and on inquiry, they were attributed to the immense darkness that engulfs the area at night since there are no lights around the hospital. Although this idea has been floated before, I wish we could revisit it and see how we can come up with an MoU with the Kenya Power and Lighting Company (KPLC) and have light bulbs mounted on their poles, at least along the road that leads to the hospital. We have seen them enter into a similar MoU with Multimedia University and it is working quite well. The entire place is lit up. Even the monkeys and lions in the game park adjacent to the institution are enjoying the light, they can afford to be nocturnal.

We have seen the President conduct a light up the towns drive which saw major towns and cities like Mombasa lit. Although security is not devolved, we still can do something for the county. As the leader of the majority party indicated, we are the main stakeholders and we cannot turn a blind eye to these kind of insecurities. Our health workers have genuine concerns and they need not demonstrate for us to see that this is a genuine case. Maybe it is time we erected a perimeter wall around the hospital, not just for security reasons, but also to protect our land. We have heard several cases of public land being grabbed. Thank you Mr. Speaker, I support this motion

**Speaker:** Yes County Member from Githioro, Hon. Dorcas Kihara

**Hon. Dorcas Kihara:** Thank you Mr. Speaker, I also rise to support this motion and thank Hon. Douglas for bringing it here. What shocks me, Mr. Speaker, is the kind of people being targeted by these criminals. They are attacking health workers, the people we depend on when we fall sick, the rich and poor alike. Supposing the health workers decided, due to this insecurity, to only operate within the normal 8-5 working hours, what would we do? It is prudent that this matter be addressed with the urgency it requires.

Let this facility be well lit and well fenced. I believe there is sufficient money in our budget to do this. We are constantly seeking to employ more nurses and more health workers but who is willing to sacrifice his/her life and come to a place where cases of insecurity are rife? Today, they are targeting health workers, who is to tell the next group that will fall victim? Let us put measures in place that will enhance security because, from what I have heard, the attacks are happening from as early as 8 o'clock. They do not even wait for midnight! The attackers are able to trail the victim all the way from a public place until they get to a secluded place where they strike. We are heading into the campaigning year and if nothing is done now, it will definitely go out of hand. Let us try and safeguard the lives of our people. Thank you Mr. Speaker, I beg to support.

**Speaker:** Yes Member for Wanjohi, Hon. Joseph Mumba Gichini.

**Hon. Mumba Gichini:** Thank you Mr. Speaker. I rise to support this motion because; I believe insecurity is the greatest enemy of any resident. Our health workers have now become an easy target for attackers, not just in JM Hospital but also in various other smaller health facilities. If you happen to take a sick person to hospital at night, you will be lucky to find an attending officer and even if he/she lives within the precincts, they are afraid to respond lest they respond to the call of an attacker. Just recently, I helped a neighbour take a body to the JM mortuary but, incidentally, a mortuary attendant had been attacked just a few days earlier and he was hesitant to attend to us. When one attendant finally came out, he told us that they are hesitant to respond because they are not sure who is waiting.

Both governments need work on security. Sometimes last year we gave Wanjohi Health Centre some computers but they were all stolen because there is no security. How can you tell us that one *kamzee* (an old man) who is older than Mumba is the one taking care of security of such a large institution.

*Laughter*

We need more security personnel in these hospitals if we care about our people. We should fence around the hospitals, the health centres and the dispensaries. The referral hospitals, that is Engineer and J.M Memorial should have police posts within the compound so that they can tighten the security. I urge the committee that will be working on this report to give the best recommendations to resolve this situation. Thank you.

**Speaker:** Member for Kiriita Hon. Paul Maina Nderitu.

**Hon. Maina Nderitu:** Thank you Mr Speaker, and before I support this motion, I would like to thank the Hon. Speaker of this county assembly for the support that he gave the people of my area last month on the issue of security. This morning we were in a court of law with

Hon. Kamau and we are happy that about six people are in police custody. I urge you to find time and with other members, since we have been told that it is a very big group of people, some from Hon. Peter Maina's ward and others Nakuru county, we can go and get more information from the OCPD on the whereabouts of those people.

On the issue of security at J. M. Memorial hospital, Hon. Ngotho is not saying this because this hospital is in his ward. This is a hospital that we the residents of Nyandarua have to be proud of and guard. This would be the fifth or sixth time that Hon. Ngotho has spoken about a fence for that hospital. For how long are we going to keep on talking about one project while money goes back to treasury? This is something that should have been done before Hon. Kamau Ngotho brought the motion. Some of the executive staff do not care about our people. What they look at is the salary they are earning in this county. I am happy that Hon. Kamau Ngotho is a member of my committee and we are planning to summon all those County Executive Committee Members that have not spent their department's money on time.

I urge you to support this committee and we shall call you so that we can update you on how we are doing it. Thank you.

**Speaker:** Yes, member for Leshau Pondo Hon. Josphat Kamau Njoroge

**Hon. Josphat Kamau:** Thank you Mr Speaker, I also want to appreciate the effort that you made on that particular day and the effort put by the security agency when we were trying to control people who were agitated by lack of security.

Once bitten twice shy. The level of insecurity in Leshau Pondo and Keriita wards has been so high. It all started with the beheading of little girls and the serial killer was targeting little girls aged below six years. Nature took its course and the culprit was apprehended by the people and mob justice was done. That marked the end of killings of those girls. Later other security issues arose in both Leshau Pondo and Keriita wards. A well-structured gang was now targeting the middle aged and killing them. When people from those were protesting, two people had been killed in a single day.

The gang that was doing this was so organized such that the security agency could not trace them. God is great that all those people that have been perpetuating this crime have been arrested. The most interesting thing is that they are members of one family. Two brothers are hit men and a girlfriend to one of them was the one making all the plans to see to it that her husband is killed. The President once said that security starts with you. This lady had lived with her husband for more than ten years. We keep on saying that the security personnel is failing but some of these things are too personal for them to intervene.

Going back to the main debate, insecurity at J. M. memorial hospital is sabotaging the same services that we are promising our people. This is a referral hospital where all emergency cases from all over the county are referred, some of them happening at night. If a nurse is not feeling secure, what will happen to patients who have been referred from Leshau Pondo or Murungaru to this hospital? These are the things that we want to bring to an end. I know that the function of security has not been devolved but the county government has a role to play for example erecting lights in the dark streets to ensure that those thugs get no place to hide.

The other factor that is accelerating these crimes is the increased mobility of these thugs. This is through the recently launched cheap motorbikes. If there is something that was introduced in Kenya and it is now becoming a time bomb, it is the bodaboda community. These people easily commit crime and run away. How do they do that? The motorbike riders can easily ride them on foot paths and disappear into the darkness unlike the past where criminals used getaway cars.

One of the resolutions of this motion is that the county commissioner should put up measures to help combat crime in the county. One way of doing it is monitoring the movement of these bodaboda riders and the business they carry out especially at night. We should come up with laws for them to start their business at a particular hour of the day and finish at a particular hour. The person doing bodaboda business at the wrong hour may now be deemed a criminal. If we let them do business for 24 hours, we shall not be able to differentiate between a genuine bodaboda operator and a thug pretending to be in the bodaboda industry. Mr Speaker, it is of paramount importance that the county commissioner puts up strategies to ensure that we only have genuine bodaboda operators.

As for lightening the dark streets, this has to be done. Failure to do this is equivalent to saying that this cannot be a referral hospital. If a medical staff cannot respond to an emergency call just because he or she is fearing to be attacked in the dark streets, then we shall have failed in the objectives that we have been fighting to achieve. We agree that this security function is not devolved but insecurity is affecting the devolved functions. Security is paramount and one cannot isolate it from development. In those undeveloped and completely failed states, what are the causes? It is insecurity. What is happening in Somalia? That country cannot develop because of insecurity. For Nyandarua to develop, we must consider making it secure. When we light up the streets where the thugs hide, we shall see the county develop. With those many remarks I support the motion.

**Speaker:** Yes member for Weru, Hon. Samuel Kimani Gachuhi.

**Hon. Kimani Gachuhi:** Thank you Mr Speaker, I rise to support the motion that really calls for the government attention. For the committee that will be appointed to do this job, I want them to know how the national government operates. Every Monday the chief collects information about what has been taking place throughout the week and they report to the assistant county commissioner. I believe that the county commissioner is aware of all the things that have been happening at J. M. hospital. We have for a long time been seeing repetition of the same crimes in our county.

Yesterday, I was talking to someone and he was talking of something that happened in my area one year ago. There was a person who was a gangster and he was the suspect in a case where a person was killed. The community came together and they attacked the whole family and burnt a whole plot. That time I had the water committees meeting in the chief's office. I was asked to rush the administration police officers to the scene. I adjourned the meeting to respond to that call. By the time we got there the plot was already on fire.

The group that did that was made up of about 300 young men from Maina village, Kayole in Nairobi and some from my area. They were now heading to the house where the father of the suspect was living. We rushed and arrived before the crowd and the police had to shoot in the air to scare away the group. Within thirty minutes the crowd had cleared. I went back to the meeting and left the administration police officers there with others that had been sent from Nyahururu.

That very day, there was a meeting that was being held by Kanyoni at PCEA Kasuku and the youth leader was there. He had to be called so that he could come and talk to the youths and calm them down.

I want to tell the committee that this is a delicate matter and that they have to handle it carefully because it can even expose Hon. Ngogho to danger. It should not seem like it is him that is confronting the gangsters. We may think that we are doing this for the county and sacrifice the life of an individual.

After the youth leader spoke to the people, he was arrested by the same officers that had called him to calm the situation. Seven of them actually were arrested and arraigned in court. They were to be fined Kshs 2 million each. While in the cells he was asked why he is fighting with the government (he did not have money like me). They asked him whether he would win the 2017 elections. He was accused of inciting the youths to barricade the road and I can be his witness that he was called by the senior police officers from a meeting. This one had been politicised. This case did not have sufficient evidence and it was therefore dropped. The officers however have revisited the case. The unfortunate thing is that he was told that I

was the one that was behind all that. That I was the one influencing the case and he would never see me in court and that I wanted to kill him.

The other thing before I forget is that a woman was shot but fortunately she did not die. The suspect is a person that lives in Kasuku. The senior officers whose titles I am not going to mention are aware that the public is suspecting that said person of shooting the woman. Surprisingly they were found eating with the suspect. It may be the same scenario in Ol'kalou. I am informing the member for Karau because this issue is in his ward. These senior officers know these suspects by name. Mr Speaker there is more to be investigated. I said that the chiefs and the county commissioners are aware.

The governor needs to work with the county commissioner and the officers on the ground to solve this situation. It is also good that the senior security officers are made aware of what the county assembly is intending to do. This information should go to the media. We may be looking for the enemy but he is within us. We may not be able to achieve 100% security but we can do much on this.

The senior security officers need to shape up. When you find them eating with a suspect and your opponent, what will you think? The case of Weru ward is different from other wards that have more than thirty aspirants. Weru ward has no strong opponents.

*(Laughter)*

That one however does not assure me of winning next time. If I cannot be put down through the ballot box, there are other alternatives. I am not praising myself for what has been done in my ward which is making them feel the heat. This has been done for the public. The youth leader is being opposed because of the security sensitization he has done in the ward. He works like a police officer. We should be careful not to risk people's lives. The committee needs to work on this carefully even if we are busy because the campaign period is here with us. Let me stop there. I support the motion and I expect more from the committee.

**Speaker:** Yes member Githabai Hon. Peter Kairu.

**Hon. Peter Kairu:** Thank you Mr Speaker, I appreciate this timely motion that has been moved by Hon. Ngotho on insecurity in our county. I send my heartfelt condolences to the family of the person that was killed and wish quick recovery to the lady that was raped and condolences to her because she got a still birth.

I cannot even imagine the state of that woman who was going to deliver when she was raped. That woman will always remember what happened that day. It is so unfortunate that the woman who was raped will be remembering the ordeal with sadness. It is so unfortunate that one of the health workers was killed in the line of duty. I compared his case with the cases of

the teachers who were killed in North Eastern while serving this nation. Lack of efficient lighting system in J. M. Memorial Hospital contributes to insecurity therein.

We held a meeting with the Health Services CECM and he narrated the insecurity incidents that happened at the hospital in the past. He said that the County Government had engaged more security officers to beef up security within and around the hospital but shortly after, the state of security deteriorated. Consequently, the health workers who work between five o'clock in the evening to eight o'clock in the morning work in ceaseless fear. We commend health workers in Nyandarua since they never went on strike when their colleagues in other counties were striking.

If nothing is done to curb insecurity within and around J. M. Memorial Hospital, delivery of health services there may be adversely affected, especially because the health workers will be demotivated. Even patients would fear seeking medical services at the hospital especially at night.

There is continued insecurity in other health facilities within the county. It would reach a time when even families of the health workers would fear for the lives of the latter. Health means a lot to our people.

Leaders in Nyandarua should not take the insecurity issue lightly. Only two security officers have now been deployed to man J. M. Memorial Hospital but I know more security personnel would have been deployed to man a senior person's home. Actually, the glory of the hospital should be restored. The health workers there have threatened to down their tools should the County Government fail to, within twenty one days, alleviate insecurity affecting delivery of services at the hospital.

Non-health workers living within the precincts of the hospital should be driven out. In addition, the community living around the hospital should be involved in monitoring security within and around the hospital. Activities of the health workers themselves should be monitored because there could be health workers conspiring to perpetrate insecurity within the hospital.

I now call the mover to respond.

**Speaker:** Yes, mover and the Member for Karau, Hon. Kamau Ngotho.

**Hon. Kamau Ngotho:** Thank you Mr. Speaker. I thank my fellow Members for contributing to the motion which touches on the livelihoods of the people of our county. I read a book which stated that leaders create solutions, but exceptional leaders forge and install systems that create solutions. We should forge systems that would create solutions to the security challenges that face our county.

I am happy that my fellow Members have highlighted other incidents of insecurity in the county. The Majority Leader talked of the ‘Nyandarua 10’ that should take up the issue of insecurity within the county. Hon. Kimani Gachuhi also proposed that incidents of insecurity in the county should be reported by the media.

Apologies by the colonial masters for their misdoings came with financial implications. Even our president apologized at OlJoro-Orok to the people of Nyandarua for the negative things they have faced. Such apologies should be followed by finances being injected into solving the problems at hand. Money should be set aside for fighting insecurity embattling our county.

A Member talked of installing alarm system in our hospital but since there are patients who suffer blood pressure and cries of alarms may shock them, hotlines should be introduced in the hospitals to alert security authorities in the county. Hon. Peter Maina talked of installing CCTV surveillance systems, which is the best and very important Mr. Speaker.

The fact that health facilities within the county are unsafe as observed by Hon. Mumba Gichini cannot be overemphasized. In view of this, security in the said facilities should be reinforced.

Due to their low remuneration, security officers employed by security firms to guard health facilities collude with gangs to perpetrate criminalities in the health facilities. The County Government must ensure that the security officers are paid well by the firms that deploy them.

Hon. Kimani Gachuhi has said that lives should not be lost due to insecurity. I advise him that if his life is in danger, he should report to police. Mr. Speaker, he should visit your office for more advice.

The Chairperson of the Health Services Committee has suggested that non-health workers living within the precincts of the hospital should be driven out. I support the same.

Mr. Speaker, I heard Hon. Paul Nderitu and Hon. Josphat Kamau hailing you for helping them address issues of insecurity in their wards. The Hon. Members should work in collaboration with the police to fight the gangs, made of members from Nyandarua and Nakuru counties, who are conducting criminal activities in their wards.

There should be established a standing committee comprising of Hon. Members and sergeant-at-arms to address issues of insecurity in the county. This is the committee that should, for example, interrogate the OCPD and the OCS on what they have done to alleviate insecurity within the county.

Section 112 of the PFMA is very clear on the powers of the CECM for Finance and Economic Planning. It states that:

(1) Subject to section 113, the County Executive Committee member for finance may make payments from the county government's Emergency Fund only if he or she is satisfied that there is an urgent and unforeseen need for expenditure for which there is no legislative authority and shall be in accordance with operational guidelines made under regulations approved by Parliament and the law relating to disaster management.

(2) For the purposes of subsection (1), there is an urgent and unforeseen event for expenditure if the County Executive Committee member for finance, guided by regulations and relevant laws, establishes that:

(a) Payment not budgeted for cannot be delayed until a later financial year without harming the general public interest;

(b) Payment is meant to alleviate the damage, loss, hardship or suffering which may be caused directly by the event; and

(c) The damage caused by the event is on a small scale and limited to the county.

(3) For the purposes of subsection (1), the unforeseen event is one which:

(a) Threatens damage to human life or welfare; or

(b) Threatens damage to the environment.

So the CECM for Finance and Economic Planning in our County Government should authorize money from the Emergency Fund to be used in addressing insecurity in our county.

Section 43 (2) of PFMA Subsidiary Legislation of 2015, Legal Notice No. 35, states that:

The County Governments entities shall execute their approved budgets based on the annual appropriations legislations and approved cash flow plans with exception of unforeseen and unavoidable spending dealt with through the County Emergency Fund or supplementary estimates.

Mr. Speaker, I know your Office is good at drafting very good letters. Write one to the CECM for Finance and Economic Planning and ask him to authorize release of money to cater for the refurbishment of the old chambers at J. M. Memorial Hospital, erection of a perimeter wall round the hospital and installation of CCTV surveillance system, which is not expensive. Mr. Speaker, this calls for the support of your office; in other words I request you to be at the forefront of this.

I condole with the family of the late Muraya, and as we prepare to lay him to rest, I hope the issues of insecurity in the county will be dealt with once and for all.

I beg to move. Thank you Mr. Speaker.

*Question put and agreed to*

**Speaker:** Hon. Members, we need not re-emphasize the issue at hand. The right to life, which is protected under the Constitution, is the most fundamental rights of people. It is the most cardinal, the most principal and the most premium. It is all-encompassing. Without it, all the other human rights would remain as such. Other rights are activated if there is right to life.

My main worry is that insecurity has struck very close home, meaning it has affected our referral hospital, making our health officers and doctors fail to work optimally. I thought police would be deployed to guard the hospital and that people around the hospital would be complaining about police being ever-present there. We should not be complaining here that there is no adequate security in the hospital.

There was money from the Emergency Fund that was returned to Treasury yet an electric fence needs to be erected round the hospital and that is not debatable. What are we doing as a County Government if we cannot erect a fence round the hospital to even ward off cows?

Establishing a police post in the hospital would not cost much. We have seen other county governments like Mombasa, Machakos and Murang'a spending hundreds of millions to enhance security in their counties and the Auditor General does not raise query about it because when matters of security are addressed in the right way nobody questions the same.

*Applause*

We are going to emphasize on rehabilitation of security infrastructure at J. M. Memorial Hospital. I am worried that the security committee into which we campaigned for inclusion the Member for Central, Nyakio and Mirangine, Hon. Peter Maina, Hon. Joshua Muriithi and Hon. David Ndirangu respectively met only once; and I do not know whether they were inducted, leave alone the purpose of the meeting. The said committee should be working overtime to ensure that incidents of insecurity like those that have happened in Ndaragwa, Kipipiri and at J. M. Memorial Hospital are curbed.

*Applause*

It is a serious indictment to this county that the Governor is the chairperson of the said committee yet the committee has not seen any need to sit and address issues of insecurity. This House has noted this and its concerns will be communicated accordingly.

As we move on I hope the said security committee will even vet bodaboda operators to ensure that the right people operate the bodaboda business.

Staff quarters are not enough for the health workers who would wish to reside in them. I know that non-health workers who live in the said quarters pay very minimal rent which is not so helpful to the County Government. The quarters had better be provided free to the health workers as a way of motivation.

CCTV surveillance cameras should be installed at J. M. Memorial Hospital. A resolution of this House would push for this better than a letter. I agree that money from the Emergency Fund should be used to address the security needs at J.M. Memorial Hospital.

I thought the matter at hand should be referred to the Health Services Committee but depending on the wording of the motion;

That aware that there has been reported many cases of insecurity in Nyandarua County...

The matter should be referred to the Committee on Justice, Legal Affairs and Public Service. It is only that the motion deals specifically on insecurity at J.M. Memorial Hospital. But the committee's report should include security situations in other parts of the county apart from Ol'Kalou Sub-county. Further, insecurity at J. M. Memorial Hospital should be addressed in the committee's report. The mover of the motion should be incorporated in the committee. If invited to the committee's meeting, I will attend and every relevant personality who needs to be invited into the committee's meetings to be provided with information on the security situation in the county should be invited. This will ensure that in the fullness of time, we are judged correctly as the first Assembly. We should address the issues of insecurity in the county through recommendations of the report and resolutions of this House.

The report of the committee, after adoption in this House, will be forwarded to The Senate for the latter to know the security situation our county is in. This is because enhancing security in the country is a National Government's agenda.

There would be no problem to invite our Senator, if necessary, to appear before the committee for the latter to express the displeasure that we have concerning insecurity in our county.

Next order.

### ADJOURNMENT

**Speaker:** Hon. Members, the business for the sitting having been exhausted, the House will now adjourn to tomorrow, Wednesday, the 3<sup>rd</sup> day of August, 2016 at 9.00 a.m.

*The House rose at 4.19 p.m.*