

# REPUBLIC OF KENYA

## NYANDARUA COUNTY ASSEMBLY

### 1<sup>ST</sup> ASSEMBLY- 5<sup>TH</sup> SESSION

#### OFFICIAL REPORT

Tuesday 31<sup>st</sup> January, 2017

*The Assembly met at the Assembly Chamber (New Chambers) at 2:30 P.M*

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

#### PRAYER

*(There is no quorum as confirmed by the clerk-at-the-table)*

**Speaker:** Hon. Members, quorum having not been recognized, I direct that, pursuant to standing order no. 34, the bell be rung for an initial ten minutes or until such time within the ten minutes that quorum shall be achieved.

*(The bell rings for one minute and quorum is achieved as confirmed by the clerk-at-the-table.)*

Quorum having been achieved, we can proceed with the business for the afternoon session.

First order.

#### COMMUNICATION FROM THE CHAIR

##### 1. NYANDARUA COUNTY FISCAL STRATEGY PAPER FY 2017/2018

Very well, I have two communications to make, one is on the County Fiscal Strategy Paper which will be tabled shortly herein after, by the Leader of the Majority Party. The communication I want to make on the same is that.

Hon. Members, as you may well know, section 117 of the Public Finance Management Act, 2012 requires the County Treasury to prepare the Approved County Fiscal Strategy Paper by 28<sup>th</sup> February of each year. I therefore take this opportunity to inform you that in line with the county budget process as outlined in the Public Finance Management Act 2012 and the County Assembly Standing Orders, the County Assembly is in receipt of the Fiscal Strategy Paper for the FY 2017/2018 submitted on 23<sup>rd</sup> January 2017. Standing Order No. 204 of the County Assembly Standing Orders provides that upon being laid before the assembly, the County Fiscal Strategy Paper shall be deemed to have been committed to each sectoral committee without question being put, for each such committees to deliberate upon according to their respective mandates and make recommendations to the Budget and Appropriations Committee.

The same will be committed to the sectoral committees for scrutiny and then submit to the Budget and Appropriations Committee to prepare a consolidated report on the same for tabling in the house for debate and approval either with or without amendments. I implore you to conduct this noble course with due diligence as this will form a key pillar to a follow up to the budget of the next financial year. Of further importance, member, is to note that this particular piece of legislation requires that it is passed within fourteen days after it is submitted to the Assembly. If you compute that time from the 23<sup>rd</sup> January 2017, you realise that time is not on our side. This is a matter that we have to approve on Tuesday or Wednesday of the coming week. After the same is committed to the sectoral committees they will have to sit immediately or we shall give further directions on the necessary appraisal being communicated to us on how we can sit together as a committee of the whole house, have the membership divided into the requisite groups or committees and then thereafter submit to the budget committee for the final report.

## 2. WELCOMING MEMBERS AND NEW ASSEMBLY CHAMBERS

The second communication, Hon. Members, is in the terms that this is warmly to welcome you from the long recess which lasted between 15<sup>th</sup> December, 2016 and today 31<sup>st</sup> January, 2017 both days inclusive. It is my believe that during the recess which coincided with most of holidays in the nation calendar, you were able to work on issues touching on families' wellbeing, personal development and also address our constitutional mandate of representation on collecting and collating matters of concern for our people for purposes of having them acted on through legislation, statements and motions among others during this session.

Hon. Members, as you are aware, this is the first part of the fourth session of our Assembly since its inception on 22<sup>nd</sup> March, 2013 and the last of its session for that matter, before the expiry of the Assembly's term and eventually the holding of the general election as constitutionally provided for Tuesday 8<sup>th</sup> August 2017.

As you will appreciate this has been a long but fulfilling journey for us in line with our mandate as I foresaid of representation, legislation and oversight. Critical legislations have been enacted addressing the desires and aspirations of our people. Hundreds of statements and motions have also been prosecuted in answer to our people's concerns and in discharge of our mandate of representation. Hon. Members, the impact of our oversight role on the charge and application of public funds by the executive has been exemplary. This Assembly has set such standards to ensure that each and every money allocated is prudently and reasonably expended for the larger general good of our county.

Hon. Members, I join you and all our stakeholders to also celebrate the milestone we have achieved by establishing both administrative and physical infrastructures with very firm and unshakeable foundations. Today we are sampling a new chamber. We celebrate the same being the premier County Assembly Chamber that will go on record in the history of Devolution. I am saying this is the only newly built Parliamentary Chamber across the country. It has called for perseverance, long meetings and engagements at different levels of government, both national and county. This chamber has been constructed to such detail that will be found in any parliaments to include our own Houses of parliament. Expertise was sought from the best that could be found and or within our construction industry. Supervision has been ably offered by our county works office led by Engineer Lukas Musili and the National Department of Public Works led by Engineer Wendy Maina. Both the contractors and technical teams have been doing commendable work as can be seen and their commitment to this program has been exemplary.

Hon. Members, I however know that it will be disappointing to you as it is to myself and the County Assembly Service Board that our sitting in this chamber cannot be extended beyond today. The supervisors of this program have advised that due to the landscape works being undertaken, it will be a health hazard to remain in occupation herein as the said works continue and that they would require to seal off the chambers to keep of dust and other related materials. The works already done meticulously to include the carpet and the electronics would also be affected adversely by the activities pertaining landscaping outside the building. It is however expected that the chamber will be fully operational within the shortest time possible. I assure the Hon. Members that the contractors are working throughout the day, this is to include the nights and during the weekends to deliver on our expectations.

Lastly is to wish you a dynamic last session of this first assembly in terms of representation, legislation and oversight.

Next order.

*(Hon. Kariuki Muchiri rises on a point of order.)*

What is it the leader of majority and the member for Murungaru Hon. Kariuki Muchiri?

**Hon. Kariuki Muchiri:** Thank you Mr Speaker, I have observed that the dignitaries in the speaker's gallery have been getting into that gallery without bowing is it in order

**Speaker:** If that one has been noted it is not correct. The people sitting at the speaker's gallery had not been called for a session to be advised on how to get into the speaker's gallery and in future that will be done.

Next order.

## PAPERS

### 1. NYANDARUA COUNTY ASSEMBLY SESSIONAL LEGISLATIVE CALENDAR

Member for north Kinangop and the Deputy Speaker and the vice chairperson of the house business committee Hon. Edinald Wambugu King'ori.

**Hon. Wambugu King'ori:** Thank you Mr Speaker I beg to table the Nyandarua County Assembly Sessional Legislative Calendar for the First Assembly Fifth Session.

**Speaker:** Hon. Members, that is the expected calendar for the remainder of this session. It has gone through the House business committee and it has been approved. At this point there is no business that is supposed to be transacted around the calendar but I would invite any comment ...

*(The Speaker consults with the Clerk-at-the-Table)*

I thought that I was giving erroneous direction and that is why I had to consult because I remembered that to adopt a calendar, a motion needs to be moved and it is debated on. The Nyandarua County Assembly Sessional Legislative Calendar for the First Assembly Fifth Session is duly tabled.

Next order.

Yes, member for Murungaru and the Leader of Majority Party, Hon. Kariuki Muchiri.

**Hon. Kariuki Muchiri:** Mr Speaker I think there was a mix up because the order read out was for PIC/PAC

**Speaker:** Actually, I never heard what the clerk read. Put your house in order and do the needful.

Yes, Leader of Majority Hon. Kariuki Muchiri.

2. NYANDARUA COUNTY FISCAL STRATEGY PAPER FY 2017/2018

**Hon. Kariuki Muchiri:** Thank you Mr Speaker, I beg to lay on the table the Nyandarua County Fiscal Strategy Paper for the FY 2016/2017.

**Speaker:** That paper is duly laid and the direction for that is as I gave in the communication from the chair. I am not supposed to give divergent direction other than those on the Public Finance Management Act and that is that on tabling the Nyandarua County Fiscal Strategy Paper, the departmental sections should accrue to the relevant committees and that is what will happen, that this paper stands committed to the relevant committees for their action and thereafter prepare a report with urgency and expediency because we have already lost seven days. We only have another seven days to complete this work otherwise it will stand approved on the expiry of the fourteenth day. I believe that by the close of business today directions will have been given to all the committees and to the membership of the whole House on the next course of action to ensure that we meet the strict timelines as relates to this particular document. Next order.

3. REPORT ON AUDITED FINANCIAL OPERATIONS OF THE NYANDARUA  
COUNTY ASSEMBLY

Yes, Chairperson, Public and Investments and Accounts Committee and the member for Githioro, Hon. Silvester Kagiri Mwangi.

**Hon. Silvester Kagiri:** Thank you Mr Speaker, I beg to lay on the table the Report on the Audited Financial Operations of the Nyandarua County Assembly for the period 1<sup>st</sup> July, 2013 to 30<sup>th</sup> June, 2014.

**Speaker:** That report is duly tabled and the House Business Committee shall give directions on how the same shall be processed. Next order.

4. REPORT ON DEPARTMENTAL BUDGET IMPLEMENTATION FOR THE FY  
2015/2016.

Yes, member for Charagita and the Chairperson of the Committee on Water, Environment and Natural Resources, Hon. Paul Kiruka Mburu.

*(Members rise to allow him to pass)*

*(Laughter)*

**Speaker:** That is what happens in parliament. Actually members, I do not know how parliament does it. Member for Charagita resume your seat. You can sit anywhere. The smallest row of seats in parliament is ten but we shall be making arrangements such that those tabling papers will seat where there will be no commotion when coming to the front. All the measurements, width and length is how parliament should be. Member for Charagita proceed.

**Hon. Kiruka Mburu:** Thank you Mr Speaker, I propose that the Chairpersons of committees should seat in the front so that they can table papers easily. I beg to table the report of the Committee on Water, Irrigation, Environment and Natural Resources on Departmental Budget Implementation for the FY 2015/2016.

**Speaker:** The report on Departmental Budget Implementation for the FY 2015/2016 is duly tabled and the HOUSE business Committee shall give directions on how the same shall be processed.

*(Hon. Michael Kirumba rises on a point of order)*

What is it member for Kipipiri and the Deputy Leader of the Majority Party Hon. Michael Njoroge Kirumba?

**Hon. Michael Kirumba:** Mr Speaker, I would like to get some clarification because the order paper I have does not have anything like 'irrigation' as mentioned by the chairperson and that is very misleading. We do not seem to be reading from the same script.

**Speaker:** Member for Charagita, can you put across the correct title of your committee as per the standing orders.

**Hon. Kiruka Mburu:** Mr Speaker, the report I have reads the committee on Water, Irrigation, Energy and Environmental Resources.

**Speaker:** Actually members, I think the member for Charagita is actually correct. In our standing orders we added the aspect of irrigation. I think it is the clerkship that left out the word 'irrigation' while developing the order paper so member for Charagita, you are correct and in order.

Next order

*(Hon. Kariuki Muchiri rises on a point of order)*

Yes, Leader of Majority Hon. Kariuki Muchiri.

**Hon. Kariuki Muchiri:** Mr Speaker, I have observed that Hon. Kiruka was addressing this House while seated. I wondered whether he could be physically challenged to address the House while seated.

**Speaker:** If I am not confused, I think I saw the member for Charagita was standing upright.

**Hon. Kiruka Mburu:** I was standing Mr Speaker.

*(Laughter)*

**Speaker:** Next order.

5. RE-ALLOCATION OF FUNDS FROM KIRIMA WATER PROJECT TO WARUKIRA WATER PROJECT.

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

**Hon. Kariuki Muchiri:** Thank you Mr. Speaker, I wish to table a letter from the County Treasury on Re-allocation of funds from Kirima Water Project to Warukira Water project in Shamata Ward.

**Speaker:** Very well, the letter is duly tabled and the House Business Committee will give further directions.  
Next order.

6. REALLOCATION OF FUNDS FROM THE DEPARTMENT OF ECONOMIC  
PLANNING FOR PURCHASE OF CAR WASH MACHINES.

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

**Hon. Kariuki Muchiri:** Thank you Mr. Speaker, I wish to table a letter from the County Treasury on Reallocation of funds from the Department of Economic Planning to fund the purchase of car wash machines for various youth groups in Kinangop Sub-County.

*(Hon. David Ndirangu rises on a point of order)*

**Speaker:** Just a minute, Member for Mirangine. The letter from the County Treasury on Reallocation of funds from the Department of Economic Planning to fund the purchase of car wash machines for various youth groups in Kinangop Sub-County is duly tabled and further directions on its processing will be given by the House Business Committee. What is it Member for Mirangine, Hon. David Ndirangu Ngigi?

**Hon. David Ndirangu:** Thank you Mr. Speaker, Sir, I am just wondering, is it in order for the member to talk of purchasing car wash machines for Kinangop Sub county youth groups only instead of for the entire county yet it is to be funded by the county treasury?

**Speaker:** Member for Mirangine, the Leader of Majority has merely tabled a letter which will be processed through a motion. Then, you will be free to raise all the concerns you might have and the Leader of Majority, as the carrier of Government messages will be in a position to explain why it is this way and not that way. Let us not anticipate debate at this point. What is it member for Gatimu Hon. Kieru Wambui?

**Hon. Kieru Wambui:** Thank you Mr. Speaker, I wish to reiterate the concerns of the Member for Mirangine regarding the letter that has just been tabled here and which I believe is now a property of this House. My concern is whether the letter can be averted at this stage should it be found to be unfavourable. This matter was properly addressed by the chair but it has clearly sneaked its way back here.

**Speaker:** Very well. Hon. Members, when this issue was brought to the House Business Committee, it raised a very heated debate, because we had already ruled that we were not going to allow for virement outside the supplementary budget. I told the executive as much when they presented this issue to me. However, I was informed that the ruling I had given on how they should bring proposed virements to the floor of this House was never communicated to them. Further, there was an indication that the executive was not planning to do a supplementary budget until the expiry of the 2016/17 budget. This, however, is a debating chamber and the members are the final decision makers. This matter will be subjected to a debate and the members will vote on it.  
Next order

## NOTICES OF MOTION

THE NYANDARUA COUNTY ASSEMBLY SESSIONAL LEGISLATIVE CALENDAR

Yes, Member for North Kinangop, the Deputy Speaker and the Vice-Chairperson of the House Business Committee, Hon. Edinald Wambugu King'ori.

**Hon. Wambugu King'ori:** Thank you Mr. Speaker Sir, I beg to give notice of the following Motion:

That this House does approve and adopt the Nyandarua County Assembly Sessional Legislative Calendar – First Assembly, 5<sup>th</sup> Session.

Thank you Mr. Speaker Sir.

**Speaker:** Very well, notice of that particular motion is duly given and the House Business committee will give further directions.  
Next order.

VIREMENT OF THE NYANDARUA COUNTY SUPPLEMENTARY BUDGET ESTIMATES FY 2016/2017

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

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

**THAT,** this House does by resolution approve the virement of the Nyandarua County Supplementary Budget Estimates FY 2016/2017 by re-allocating sums as follows from the Department of Economic Planning:

- a) Kenya Shillings Three Hundred Thousand (Kshs. 300,000) from the vote head of Training expenses;
- b) Kenya Shilling Three Hundred Thousand (Kshs. 300,000) from the vote head of Daily Subsistence Allowances; and
- c) Kenya Shilling Six Hundred Thousand (Kshs. 600,000) from the vote head of Refined fuels and lubricants

To fund the purchase of car wash machines worth Kenya Shilling One Million, Two Hundred Thousand (Kshs. 1,200,000) for various youth groups in Kinangop Sub-County.

Thank you Mr. Speaker Sir, I beg to give notice.

*(Loud consultations)*

**Speaker:** Members, stop pre-empting debate. I believe the government had very good reasons and I am sure the Leader of majority will give a valid explanation.

Next order

1. VIREMENT OF THE NYANDARUA COUNTY SUPPLEMENTARY BUDGET ESTIMATES FY  
2016/2017

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

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

**THAT**, this House does by resolution approve the virement of the Nyandarua County Supplementary Budget Estimates FY 2016/2017 by re-allocating Kenya Shillings Three Million, Eight Hundred and Ninety Four Thousand, Six Hundred and Seventy Eight (Kshs. 3,894,678) in the vote head of Kirima Water Project to Warukira Water project in Shamata Ward.

Thank you Mr. Speaker Sir, I beg to give notice.

**Speaker:** Very well, notice for that particular motion is duly given and the House Business committee will give further directions.  
Next order.

2. REPORT ON AUDITED FINANCIAL OPERATIONS OF THE NYANDARUA COUNTY ASSEMBLY.

Yes, Member for Githioro and Chairperson, Public Investment and Accounts Committee, Hon. Silvester Kagiri Mwangi.

**Hon. Silvester Kagiri:** Thank you Mr. Speaker, Sir, I beg to give notice of the following Motion:

**THAT** this House does adopt the Report of the Public Investment and Accounts Committee on the Operations of the Nyandarua County Assembly FY 2013/2014, as a report of this House and the recommendations therein as resolutions of this House.  
Thank you Mr. Speaker Sir, I give notice.

**Speaker:** Very well notice for that particular motion is duly given and the House Business committee will give further directions on how that business shall be transacted. Next order

## MOTIONS

1. PROCEDURAL MOTION

Yes, Member for North Kinangop, the Deputy Speaker and the Vice-Chairperson, House Business Committee, 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 Nyandarua County Assembly Sessional Legislative Calendar – First Assembly, 5<sup>th</sup> Session" 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.

This motion is very important since we must adopt a calendar before we commence the fifth session. I call the Leader of Majority to second.

**Hon. Kariuki Muchiri:** Thank you Mr. Speaker; the importance of this procedural motion cannot be overemphasized. I second

*(Question proposed)*

*(Question put and agreed to)*

**Speaker:** Yes Member for North Kinangop, the Deputy Speaker and the Vice-Chairperson, House Business Committee, Hon. Edinald Wambugu King'ori.

*(Hon. Kieru Wambui rises on a point of order)*

**Speaker:** What is it member for Gatimu, Hon. Kieru Wambui?

**Hon. Kieru Wambui:** Mr Speaker, is it in order for the former Leader of Majority to remain standing while the Speaker is making a communication? In fact, the Member was making noise with Hon. Wanjihia, which I believe is gross misconduct and should invite your greatest wrath.

**Speaker:** The only saving grace for the Member for Engineer is that the Member for Gatimu is out of order for even insinuating that the member for Engineer and Hon. Wanjihia are culpable of making noise.

Proceed, Member for North Kinangop.

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

**THAT** this House does approve and adopt the Nyandarua County Assembly Sessional Legislative Calendar – First Assembly, 5<sup>th</sup> Session as follows:

FIRST ASSEMBLY – FIFTH SESSION

THE NYANDARUA COUNTY ASSEMBLY

CALENDAR OF THE COUNTY ASSEMBLY (2017)

SCHEDULE

PERIOD	DAYS
Fifth Session : First Part	Tuesday 31 <sup>st</sup> January – Monday 8 <sup>th</sup> May
A: Sitting Days Tuesday, 31 <sup>st</sup> January – Thursday, 2 <sup>nd</sup> March 2017	Tuesdays (afternoon), Wednesdays (morning and afternoon) and Thursdays (afternoon)
B: Short Recess Friday, 3 <sup>rd</sup> March – Monday, 13 <sup>th</sup> March, 2017	
C: Sitting Days Tuesday, 14 <sup>th</sup> March – Thursday, 6 <sup>th</sup> April, 2017	Tuesdays (afternoon), Wednesdays (morning and afternoon) and Thursdays (afternoon)
D: Long Recess Friday, 7 <sup>th</sup> April – Monday, 8 <sup>th</sup> May, 2017	
Fifth Session : Second Part	Tuesday, 9 <sup>th</sup> May – Monday, 7 <sup>th</sup> August 2017
E: Sitting Days Tuesday, 9 <sup>th</sup> May – Thursday, 15 <sup>th</sup> June, 2017	Tuesdays (afternoon), Wednesdays (morning and afternoon) and Thursdays (afternoon)
F: Sine Die Recess period	Sine Die Recess period

Friday, 16 <sup>th</sup> June – Monday, 7 <sup>th</sup> August, 2017	
End of the Term of the 1 <sup>st</sup> Assembly – 7 <sup>th</sup> August, 2017 at midnight	

In accordance with the Article 3 (1) of the Nyandarua County Assembly Standing Orders, the first sitting of the Second Assembly shall be held not later than thirty days after the elections (tentatively not later than September 8, 2017).

Mr. Speaker, this calendar is more packed than the previous ones because this session falls into the electioneering year as well as the transitional one. I would therefore urge the members to adopt the calendar as it is.

Mr. Speaker this session is in the election year, it is in the transitional year and in a transitional government, and it is somehow squeezed, it is therefore very important for this Hon. house to adopt this calendar the way it is so that we will be able to follow it to the letter and be in a position for the members in this house who are willing to go and make their own campaign time table. This is a very important document to adopt and I therefore call Hon Kirumba the deputy majority leader to second.

**Speaker:** Very well, Hon. member for Kipipiri and the Deputy Majority Leader Hon. Michael Njoroge Kirumba.

**Hon Michael Kirumba:** Thank you Mr Speaker, I beg to second this motion from my colleague. Mr Speaker, members will appreciate that the time of reckoning is knocking at our doors, in other words we are on the home stretch and this calendar is tailored to address these concerns so that we will have time to take stock of what we have done.

The tradition all over the world is that when the session is coming to an end, Hon members go and make the electorates appreciate what ever has been done. Mr. Speaker this has been adopted from the National Assembly, and members of the county assembly and the national assembly will have the same calendar. It is important to adopt and have it in place so that we will know at what stage and time we will be required to get out there.

Mr Speaker, when you recall during your days in school people used to have their own timetables and if you thought you were weak in mathematics, one would allocate more time to it to catch up. The dates there give me comfort because I will be on the pay roll up to and including the 7<sup>th</sup> of August 2017. We need to have this planning paper posted even on our website so that we shall be compliant. People will know when we are out and when we are here lest we get accused of abandoning our legislative role and go out there.

Mr Speaker, members know that in the past three four years we have always had our calendar done on the first day. The beauty about this is that should there arise the need to come the window of special sitting is still open, it is not cast on stones that we cannot amend what we said here.

Members when you go for the long recess it is not all lost, this is the time when nominations will be taking place. It is becoming too real, and of course that recess will help us clear with the butterflies in our stomachs. This will help us prepare ourselves psychologically that very soon we will be going for nomination, from Friday 8<sup>th</sup> April to 12<sup>th</sup>, it will help so that we do not get shocked.

Mr. Speaker it's on record that we had said that the board should arrange these sessions. You do not need to show people this magnificent building for only one day, telling them the time to pack up is at the door, I do not know if this was a coincidence, this ought to have taken place in our natural habit which is P.C.E.A. Mr Speaker, with all due respect, when you bring them to the red carpet like this one and then you bring a motion of this nature, you can always imagine how the human brain or human faculties operates. Otherwise I second this motion and request all the members to because it is a planning tool, support it and have it on record so that you will know what to do next.

*(Question proposed)*

**Speaker:** Yes member for Kaimbaga Hon Samuel Njiraini.

**Hon Samuel Njiraini:** Thank you Mr. Speaker, I want to thank the House Business Committee. Previously the House Business Committee was complaining that they do not have a lot of work, they actually have a major function of directing this Hon. House.

I am also grateful Mr Speaker, to see you sit in this new Chamber built in Kaimbaga Ward. I therefore welcome all of you to the new Chamber. I just but have a few comments. We are headed to the campaign period and I understand members will be busy out there looking for votes. I hope and pray that we will be coming back to the new assembly and move on with the next session. As a chairman I know we will have a hard time now that members will be busy, let us reschedule our activities so that we can have time to transact the business of the House. Most of the time we do not have quorum, and we cannot leave this county without preparing next year's budget. Without quorum most of the businesses will not be transacted. I pray that we be committed to the House businesses as we still look for votes outside there.

**Speaker:** Member for Karau Hon Sammy Ngotho.

**Hon. Kamau Ngotho:** Thank you Mr Speaker, I wish to support the motion that has been tabled by the Deputy Speaker. I was of the view of a practice that has happened in this House where every session of the Assembly starts with prayers. We have a tradition of what happens and the Deputy Speaker should tell us why we have started the fifth session without prayers.

Mr Speaker, in the second part we were joking with one member, the member from Leshau...

*(Hon Michael Kirumba rises on a point of order)*

**Speaker:** What is it Hon Michael Kirumba?

**Hon Michael Kirumba:** I want the member for Karau to come out clear on that one because I thought before anything said the prayers and it may mislead anybody going through the Hansard that we started the session without prayers because it is on record. Maybe he came late because the practice has always been that even before you ask if there is quorum you said the standard prayer. Let him come clear about this prayer he is talking about.

**Speaker:** I got the member and I know he was alluding to the fact that we bring a priest here, we bring a traditional elder and also an imam, I think he was alluding to that but it is good that he comes out clear and appropriately on that one, but again the honourable member for Karau is a member of the House Business Committee and should tell the members why it never happened. Member for Karau

**Hon. Kamau Ngotho:** Thank you Mr. Speaker. This is a house of rules and procedure, and also best practices and so when we adopted that we should be praying in the beginning of every session, I believe it would also be in order to proceed.

We were joking with one Hon member from Leshau Pondo, I am sorry he has left because of the issues of bursary, that when we get into the second part of the fifth session some members will be referring to each other as outgoing because it will be after the nominations. If you do not win during the nominations you will be referred to as the outgoing member of a certain ward. We are hoping it will not be for most of the elected members. We wish that all the members will see the light of day and come back to this house.

Mr. Speaker I want to bring this to your attention because we cannot be oblivious of the fact that there is a pending court case about the CAF which Hon Kieru and Hon Nancy sit. We hope that we get better terms from the same, because if you check very well I have seen that the recess will be on 16<sup>th</sup> June, 7<sup>th</sup> is the date that the term ends. The session ends in the mid of June, if you do the calculations you will see that we will have served for four years and three

months and our specially elected members will have served for only four years, this will really have not worked for us in terms of what we are supposed to deliver and also our pockets. With those few remarks I support the calendar of the county assembly and should businesses be too many as we go on, I believe it is something that can be altered as our standing orders allow

**Speaker:** Very well member for Gathaara, maybe members you have realized that it is very difficult to stand for the speaker to note you, in future after the programs are aligned you will be required to press the microphone and I will note you from the laptop here, so please bear with that just for today. Yes member for Gathaara Hon. Kibebo Ruara

**Hon. Daniel Kibebo:** Thank you Mr. Speaker, I also support the calendar for today, I would also urge the whole house to be available. There are some statements, some works that have been heaped on the committee and report writing that we are supposed to work on and bring into the house. I hope the pending business will be given so that when we are winding up there will be no backlog. The committee on industrialization and trade there is a lot that has been brought to the house. For instance we need to write a report on cooperatives, we need to wide up writing on them, and it is my hope that we will not neglect the committee as we concentrate on the calendar.

I thank you, for making us come to this new chamber, and I appreciate, however I have a concern on how the sitting arrangement is organized, on the back bench, I see Hon. Gichuki on one end and the other end in Hon Kibebo, only two men on that row, please check on this for us to be in one.

**Speaker:** Yes county member from Githioro Hon. Dorcas Nyambura

**Hon Dorcas Kihara:** Thank you Mr Speaker, I raise to support this motion by saying that this is a good guiding tool for us all as members. We can plan for the campaigns and also carry on the business of the house. It is also a tool to help us and prepare us psychologically that this is an election year. We shall see to it that we are back to this house, and like one member said that this is the first motion being moved in this house in this first assembly. This is giving us the morale to be here for the second session after the election, we will make sure that we work hard to come back and be deliberating in this house Mr. Speaker.

*Hon. Kamau Ngotho rises on a point of order*

**Speaker:** What is it member for Karau Hon. Kamau Ngotho

**Hon. Kamau Ngotho:** The member has said the second session, are we coming for the second session or the second assembly

**Speaker:** Maybe the member for Githioro will elaborate and make herself clear

**Hon Dorcas Kihara:** Thank you Mr Speaker, I thank the member for the correction, I meant the second assembly which I am praying that we all be back to this house and you being our speaker.

I would also urge the members to try and balance ourselves so that we can accomplish our legislative role. Mr. Speaker although this is an electioneering year our role of legislation is still there. This calendar will make help us carry out our mandate and also defend our positions, with those few remarks I beg to support.

**Speaker:** Majority whip and the Hon Member for Shamata Hon. John Gachari

**Hon. Kinyanjui Gachari:** Thank you Mr Speaker. I rise to support the motion for adoption of the Assembly Calendar. Every Member who is contesting is very busy. The Calendar will help us organize ourselves. We shall be transacting Assembly businesses as well as going to the field to look for votes. The Calendar informs us that we will approve the Budget for financial year 2017/2018. We have a lot to do. We are busy in the House as well as in the wards. Hon. Members need their money for general operations and so I request the Office of the Speaker to ensure that they are paid their sitting allowances. We want to come back in this House after the coming general elections. Our competitors have money. We need to be paid our dues in order to compete with them.

Mr Speaker, I would like you to be our next Speaker. We have now started enjoying the facilities in the new assembly chambers. We were using facilities of a church and we did not have enough time to pass resolutions.

I urge my fellow members not to fail to come to the House to perform their duty. The Calendar is made in a way that it will allow us time to attend to assembly businesses and time to be in our wards.

I support the motion.

**Speaker:** Yes County Member from Magumu, Hon. Joyce Ng'ang'a

**Hon. Joyce Ng'ang'a:** Thank you Mr Speaker for this chance you have given me. I support the motion on the Calendar. The schedule of businesses in the Calendar proves that we have a very short time. We have to accept that there is a lot to be done by this assembly. There are, for example, many bills at committee's level that need to be approved. We have to complete various businesses before the end of the term.

As we enjoy sitting in this new chamber, I feel very good. As you can see I am seated at 'Magumu territory'. We feel 'warm'. The Calendar shows us when to be in the House and when to be in the wards for campaigns. I wish every member well as we mobilise people to take votes. For those who are vying, including me (it is my prayer that in the next term I will be a women representative) I wish you the best.

Thank you.

**Speaker:** Yes Member for Kiriita, Hon. Paul Ndiritu

**Hon. Paul Ndiritu:** Thank you Mr Speaker. I rise to support the motion on the Calendar. This assembly does its best including passing budgets. But Wanjiku recognizes the projects implemented in the wards; not the motions and bills we pass in this House. In view of this Mr Speaker, your office let us push the Executive to implement projects in the wards on time.

I wish my fellow members all the best during the campaigns. I call the mover to respond.

**Speaker:** Yes mover — the Member for North Kinangop and the Deputy Speaker, Hon. Wambugu King'ori.

**Hon. Wambugu King'ori:** Thank you Mr Speaker. This session is very short. The House Business Committee together with Liaison Committee shall sit and come up with a programme on how to execute all the businesses before the assembly. I would therefore request cooperation of committee chairpersons and the Speaker, who is the Chairperson of the House Business Committee, in order to successfully conduct the businesses of this session.

*Question put and agreed to*

**Speaker:** I would like to add that 'sine die' translates to a case where the assembly is adjourned generally without a date of resumption. The documents talks of sine die but also add that it is during recess period. Although the adjournment is indefinite, the House will be considered to be in session. If anything arises during the recess, we shall be required to convene to handle the business at hand. In the consideration of the Commission on Revenue Allocation in consultation with the Office of the Attorney General the session should have proceeded to the end of July, 2017. But the National Assembly, form where we have borrowed the Calendar,

will break sine die on 16<sup>th</sup> day of June, 2017. We will also break sine die on the same date of 16<sup>th</sup> day of June, 2017 until 7<sup>th</sup> day of August, 2017, but in case of any need the House shall be called to sit and consider the matter at hand.

*Hon. Kieru Wambui rises on a point of order*

What is it Member for Gatimu? I do want to ask who is out of order

**Hon. Kieru Wambui:** Mr Speaker, earlier in the morning we held a meeting to familiar ourselves with the digital conference system and an issues on handling the key-in smart cards. If, for example, I lose the card I will not only have no chance to contribute because I will not activate my delegate set but I will also be charged for a replacement. But I may leave the card on my desk and, for example, Hon. Kimani Njiraini or the Member for Engineer picks it because they do not want me to contribute or vote on a matter like the one that has been brought up on car wash.

*Laughter*

There should be a clear way of safeguarding the cards. We need direction from the Chair on how the cards will be handled. Thank you Mr Speaker.

**Speaker:** Actually that is an issue that we addressed. Because even a member can go with the card home and forget it. There are female members who may leave the card in a handbag and the next day they use another handbag the next, thereby leaving the card at home. We have decided administratively that members will be leaving cards at their desks and the sergeant-at-arms office will be collecting the cards for safe keeping immediately the sittings end and re-issuing them to members at the start of next sittings. So we have laid down a mechanism of securing and issuing out the cards.

Yes the Member for Kaimbaga

**Hon. Kimani Njiraini:** Since Hon. Kieru Wambui has raised the issue of key-in cards, it is good for me, at this point, to urge the contractors to expedite the construction works and designing of the chambers. Remembers the people of Nyandarua will learn that we held a sitting in the new chambers. If they find that we have relocated to our usual venue at PCEA church grounds it may raise issues, considering that holding a sitting in this new chamber is a thing that will reach the media. So Mr Speaker, you can explain to the media on our behalf the reason we will relocate to our usual chambers at P.C.E.A grounds for some time. This will stop any speculation. I know other members are happy just like I am; but it is unfair that we will sit here for today and then go back to our usual chambers at P.C.E.A grounds for some time.

**Speaker:** Actually we did not invite the media; the information we circulated is that we are coming here for a test run on how equipment are working before the execution of the final contract terms. I engage the media on social platforms and give them the correct information. Only those that those who do not want the information ignore it. We engage bloggers and social media administrators in Nyandarua; and when we give them facts they raise no issue. In case any matter arises be assured that I am on top of things and I will address the right things and put them in the right perspective.

Hon. Members, you can hold back for a few minutes after the sitting. There are some things that we need to address that cannot be addressed during the sitting. It is important that we address them as we move forward.

*Hon. Mwangi Gichuki rises on a point of information*

Yes the Member for Engineer

**Hon. Mwangi Gichuki:** Are you saying that after this sitting we are going back to the chambers at P.C.E.A grounds?

**Speaker:** Member for Engineer, it shows that actually you have not been moving us. I have even made a communication from the chair on that. I said we came here for test run. That is the official position. But there are some issue I would wish to address with the Hon. Members after the sitting; it will not take ten minutes but it will help us to know where we are going. We have given notice to P.C.E.A Church that we are vacating the church's premises on 28<sup>th</sup> of February, 2017. We shall be operating from here from then; only that we could not continue operating from here after today the way we wanted. I gave the reasons why in the communication from the chair. We have been cautioned by the experts and project managers that we cannot continue to be here until the work is complete. We shall give details on the same after the sitting.

Yes member for Karau

**Hon. Kamau Ngoto:** Thank you Mr Speaker. Although it will come at the right time; but it would be unfair to forget the good work by the Member for Gatimu. I remember he brought us here for ground breaking. If he was still single this project would have earned him a lot of points.

*Laughter*

We really laud his work. We will give back by attending his wedding. Thank you Mr Speaker.

**Speaker:** When we start operating from these chambers formally I will give a comprehensive communication commending even individual members for their roles in the construction of the chambers. The Member for Gatimu has been very kind; we incorporated him under the County Assembly Service Act which allows the County Assembly Service Board to bring on board experts in the area it is working on. We brought him on board and he has been of very great assistance. We will give the recognition and the appreciation when we come here formally; and it is good that the Member for Karau has mentioned that. We have already mentioned the leader of the Nairobi team and the leader of Nyandarua team. The Nyandarua County Assembly Service Board has been leading the Nyandarua team but the technical person has been the Member for Gatimu. He has always availed himself any time whenever we needed him. Even during recess he struggled to travel from Nairobi when we wanted to make a move in the construction.

Next order

### ADJOURNMENT

Hon. Members, having exhausted the business for today we shall now adjourn to tomorrow Wednesday, 1<sup>st</sup> February, 2017 at 9.00a.m. in the Assembly Chambers at P.C.E.A Church, Ol'kalou.

*The House rose at 3.50p.m.*

