

REPUBLIC OF KENYA

NYANDARUA COUNTY ASSEMBLY

2ND ASSEMBLY- 2ND SESSION

OFFICIAL REPORT

Tuesday 6th March, 2018

The Assembly met at the Assembly Chamber at 2.30 pm.

[Deputy Speaker (Hon. Zachary Njeru) in the Chair]

Prayer

QUORUM CALL AT THE COMMENCEMENT OF THE SITTING

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

Speaker: Hon. Members, quorum having been recognized, we can proceed with the business for this sitting.

First order.

PAPERS LAID

1. THE STATUS OF YOUTH POLYTECHNICS

Yes, Hon. Simon Sambigi Mukuriah, Chairperson, Committee on Education, Gender Affairs, Culture and Social Services.

Hon. Sambigi Mukuriah: Thank you Mr Speaker. I beg to give notice of the following motion:

That this House does adopt the report of the Committee....

Speaker: Order Member! Sorry Member for Githioro we are in the order number five that pertains to the laying of papers. You have two papers to lay and two notices of motions to give.

Hon. Sambigi Mukuriah: Thank you Mr Speaker for that correction. Mr Speaker, I beg to give notice of the following motion:

That this House does adopt the report of the Committee on Education....

Speaker: Sorry again Member for Githioro. Clerk-at-the-table please guide the member.

(Hon. Sambigi Mukuriah consults with the clerk-at-the-table)

We are in the order number five as it appears in the order paper.

Hon. Sambigi Mukuriah: Thank you Mr Speaker. I stand corrected. Mr Speaker, I wish to table the report...

(Hon. Gathungu Kamau rises on a point of order)

Speaker: What is it Leader of the Majority?

Hon. Gathungu Kamau: Thank you Mr Speaker. I don't know whether other members are experiencing the problem and it could be confusing the Member for Githioro, but, we don't have the order paper for this sitting.

Speaker: Okay, clerk-at-the-table ensure that the members are issued with the order paper. I am hoping that the Chairperson of the Committee on Education, Gender Affairs, Culture and Social Services has the order paper.

Hon. Sambigi Mukuriah: Yes I do.

Speaker: Then proceed.

Hon. Sambigi Mukuriah: Thank you Mr Speaker and I apologize for that confusion. Mr Speaker, I would like to table the report of the Committee on Education, Gender Affairs, Culture and Social Services on the status of the youth polytechnics. I table.

Speaker: Thank you Member for Githioro. The paper is duly tabled and the House Business Committee will issue directions on how the same shall be processed.

Next.

2. CONSIDERATION OF NYANDARUA COUNTY ALCOHOLIC DRINKS CONTROL BOARD FOR THE PERIOD BETWEEN JUNE 2015 AND JUNE 2017

Yes, the Chairperson of the Committee on Education, Gender Affairs, Culture and Social Services, Hon. Simon Sambigi Mukuriah.

Hon. Sambigi Mukuriah: Mr Speaker, I beg to seek leave to table the Report of the Committee on Education, Gender Affairs, Culture and Social Services on consideration of Nyandarua County Alcoholic Drinks Control Board for the period between June 2015 and June 2017. This, Mr Speaker, will be done in the next one week.

Speaker: The Chairperson of the committee on Education, Gender Affairs, Culture and Social Services, the leave is duly granted and the same will be given priority in next week's order of business.

Next order.

NOTICE OF MOTION

ADOPTION OF THE REPORT ON THE STATUS OF YOUTH POLYTECHNICS

Yes, Hon. Simon Sambigi Mukuriah the Chairperson of the Committee on Education, Gender Affairs, Culture and Social Services.

Hon. Sambigi Mukuriah: Thank you Mr Speaker. I beg to give notice of the following motion:

That this House does adopt the report of the Committee on Education, Gender Affairs, Culture and Social Services on the status of the youth polytechnics as a report of this House and the recommendations therein as the resolutions of this House.

Speaker: Thank you. The notice of the motion is duly given and the directions pertaining the same will be given by the House Business Committee so that the notice can be acted upon.
Next order.

MOTION

ADJOURNMENT

Speaker: Yes Majority Leader, Hon. Peter Gathungu Kamau.

Hon. Gathungu Kamau: Thank you Mr Speaker sir, I beg to move the following motion:

That with the leave of the House and pursuant to Standing Order No. 29 (3), this House does adjourn to a day other than the next sitting day to enable the sectoral committees to scrutinize and consider the County Integrated Development Plan for the years 2018 to 2022. As such, this House does adjourn from today, Tuesday, the 6th day of March 2018 to Tuesday the 13th day of March 2018 at 2.30 pm.

Mr Speaker, Sir, as you as well as the members are aware, the CIDP (County Integrated Development Plan) is a very important document to us as leaders, and this is in our manifesto. It is what we promised the people when they voted us in. This is a document that needs to be scrutinized by members from different wards to check whether the interests of our voters are well enumerated and prioritized.

The Finance Committee in which this matter squarely lies will be given a few more days to look at this document so that the elected members and their electorates will own this document. This will ensure that when that document comes to the House, it will be unanimously passed with all having agreed that their input and that of the electorates has been considered.

With those remarks, I call upon the Deputy Majority Leader, Hon. Kenn Mukira to second.

(Hon. Kenn Mukira bows in secondment)

(Question proposed)

Speaker: Yes Hon. Kieru Wambui and the member for Gatimu

Hon. Kieru Wambui: Thank you Mr Speaker sir, I support this motion by the Leader of the Majority party for the obvious reason, that Mr Speaker, we know that the County Integrated Development Plan is the only plan for the next five years. I have gone through the document with the interests of my ward and this county at heart. You realize that there will be no development in this county if it has not been captured in the plan. That happened in the last assembly and Mr

Speaker, we were forced to do an addendum. This addendum comprised of all possible development proposals that each ward should have.

Mr Speaker, I do not want to go into the details of the matter because we are supposed to discuss the motion at hand but I think that when we shall be discussing this matter, members should interrogate the plan properly. The committee will take us through because I am sure that the committee has interrogated the report, and maybe they have broken it down and made it easy for us to understand. I request that we be made to understand, by the Director of Budget and Economic Planning in the county assembly, what this CIDP means to us. From a little experience Mr Speaker, I would want to highlight that any development program that has been left out in this development program cannot be done in the next five years.

As we retreat to do this, it is important that Hon. Members have projects proposals for their respective wards. The county executive has done their part; the committee has also done its part even if they did not go to each ward but there are areas they did not convene meetings. Hon. Members, it is a high time that we support this motion so that the Assembly can have some time to interrogate the matter in details and also for the committee to have its time to look into the interrogated issues. With those many remarks, I support. Mr Speaker, I think Hon. Gachomba is out of order because, I suppose, he is gesturing me to sit down.

Speaker: Yes, Member for Kaimbaga, Hon. Gabriel Gathure Wambui.

Hon. Gathure Wambui: Thank you Mr Speaker. You know I felt disappointed when you allowed Hon. Kieru Wambui to contribute ahead of me because I always thought that, as a Leader of Minority...

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

Speaker: What is it Member for Murungaru?

Hon. Kariuki Muchiri: Mr Speaker, I think the Member is out of order because he has started directing the chair on what to do yet you have already granted him a chance to speak. Is it in order to start addressing...

Speaker: Order Member for Murungaru! I was waiting so that he can finish up constructing his communication so that I can give a direction. Hon. Gathure, I think you are out of order because Hon. Kieru was the first to catch the speaker's eye. What you are insinuating therefore is very much out of order. Proceed Member for Kaimbaga.

Hon. Gathure Wambui: Thank you Mr Speaker. I now understand that your eye never caught me. You know, only the Leader of the Majority Party is allowed an opportunity to contribute before me.

Thank you Mr Speaker. I rise to support this motion...

(Hon. Sambigi Mukuriah rises on a point of order)

Speaker: What is it Member for Githioro?

Hon. Sambigi Mukuriah: Mr Speaker is it in order for Member for Kaimbaga to insinuate that the only person who can speak before him is the Leader of the Majority Party. Is that out of practice or is it in the Standing Orders?

Speaker: Member for Kaimbaga, please don't drift away from the topic. As much as we say that a debate should be adventurous and wide, please don't move away too much from the topic. Proceed member.

Hon. Gathure Wambui: Thank you Mr Speaker. I am a member of the Committee on Finance and Economic Planning and I rise to support. This is a document that we have waited for for too long. We had been conducting public participation during the last week in order to verify that the recommendations that *Wanjiku* gave to the executive are actually captured in the document.

We have heard from our people, the Nyandarua residents. I know that this motion ought to have been brought yesterday. This is because the days that have been allocated for members to go and scrutinize the CIDP are even not enough. This is because this document contains all projects that ought to be done.

(Loud consultations)

Mr Speaker, please protect me. I am hearing a lot of noises...

(Hon. Githinji Mwaniki rises on a point of order)

Speaker: What is it Member for Geta, Hon. Githinji Mwaniki?

Hon. Githinji Mwaniki: I think the member for Kaimbaga is out of order for saying that Members are making noise. Members don't make noise, they consult.

Speaker: Member for Kaimbaga, this is a House of debate. As you know, there must be some consultations although it must be done in low tones. You should concentrate more on your points as opposed to theirs because I am here to protect you. Continue.

Hon. Gathure Wambui: Mr Speaker, the CIDP is normally the document that informs our annual development plans, our budget and as you know, those projects that are captured in this document are the ones that shall be undertaken within the period of four years. These projects will inform the budgets of the few coming years. I therefore think that this House should adjourn to go and look into this document. Mr Speaker, I support this document with reservations. This is because we set a precedent and we have already talked about the rules that should guide this House when it wants to engage...

(Hon. Suleiman Kimani rises on point of order)

Speaker: What is it Member for Kanjuiri-Range ward, Hon. Suleiman Kihika Kimani?

Hon. Suleiman Kimani: Thank you Mr Speaker. Being the Chairperson of the Committee on Finance and Economic Planning, I need clarification as to whether we can discuss the document now. The document is yet to be tabled in the House and we are waiting for it. We are only adjourning to see whether what the electorate said is contained in the CIDP. So, I don't think we should discuss this document because it is not tabled in the House. Thank you.

(Hon. Sambigi Mukuriah rises on a point of information)

Speaker: Do you require that information Member for Kanjuiri Range?

Hon. Suleiman Kimani: It is okay.

Speaker: Yes Member for Githioro.

Hon. Sambigi Mukuriah: Mr Speaker, I think that it would be pretentious of us, when we say we cannot discuss this document. Although we are not discussing the merits of the document, we all know that this document is voluminous because we have attended public participation meetings in our wards.

Mr Speaker, in that thread, I say that the Hon. Member for Kanjuiri is trying to gag us because we know that the document cannot be reviewed within the limited time. Thank you.

Speaker: Hon. Sambigi, I think the Chairperson of the Committee on Finance and Economic Planning is very much in order although we cannot anticipate...

(Hon. (Eng.) Rimui Kaiyani rises on a point of order)

Order member! You cannot raise a point of order when the chairperson is making a communication. We cannot discuss the document at this particular juncture in details because it has not been tabled in this House although we know to some extent, that it has become a public property and is in the public domain. Therefore, when the Member for Kanjuiri is suggesting that we should not be discussing the document in details, he is very much in order. Proceed member for Kaimbaga.

Hon. Gathure Wambui: Thank you Mr Speaker. We agree with what you are saying and I never meant to go into details of this document. Actually, I was concluding by saying why I am supporting this motion with reservations. I also noticed that some members misunderstood me. I never meant the CIDP because it has not been brought here. I meant the motion to adjourn which is the motion at hand. This is because we cannot adjourn this House knowing quite well that the members are yet to get their remuneration. They are yet to receive their salaries. So, that is why I am supporting this motion but with reservations. Next time when we want to adjourn, the members should be paid their dues so that they can have money to take care of their fuel, food and accommodation. Mr Speaker, I support this motion but with that reservations. Thank you.

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

Hon. James Gachomba: Thank you Mr Speaker. I support the motion so that we can adjourn, go and have a look at the CIDP. I believe Hon. Members have not gone through the CIDP. This could be one of the major reasons why we are adjourning so that every sectoral committee can go through the document. The document has gone to the people and they have given their views. It is now the Committee on Finance and Economic Planning that has been going around collecting information from our people on their priorities.

It is important that you have made a decision that the Committee of the Whole House should move out so that they can be able to discuss that issue in their respective sectoral committees. This is because when the document is tabled in this House most of us will be able to know what is happening Mr Speaker. This is a five year plan that has been documented and will give us the priority areas that we need to undertake in those fiscal years.

Mr Speaker, I don't believe that there is any project that will be undertaken if it is not contained in this document. It is not like in the previous years where you could find a road being constructed yet it was not in the CIDP. This shall not be the case and we should follow the law by undertaking the projects that are contained in this document.

I also believe that this is coming at the right time because it will also inform the budget making process. It will help us put our resources in the right place so that we can offer our people the services they require and develop our county.

Mr Speaker, I therefore support this motion, so that the sectoral committees can scrutinize the document and that the Committee on Finance and Economic Planning can help us come up with a document that will help us move forward. I support the adjournment.

Speaker: Yes County Member from Magumu, Hon. Salome Gathoni.

Hon. Salome Gathoni: Thank you Mr Speaker. I rise to support this document knowing how important it is to our people. The document is very voluminous and I am urging this House that we be given ample time to go through it. I support, and I am hoping that we will be given the copies of the document so that we can go through it in good time. Thank you.

Speaker: Yes Member for Geta, Hon. Githinji Mwaniki.

Hon. Githinji Mwaniki: Thank you Mr Speaker. I rise to support this motion of adjournment so that we can go and scrutinize the document. As the members have said, it is a voluminous or huge document. This is because it contains all projects that the County Government intends to undertake in a period of five years. And usually, it informs the budget making process. Every project that is not captured in that document cannot be implemented.

The reason why we had public participation meetings on the CIDP is to verify whether the projects that the people had prioritized had been captured. For me, I was not happy about the document because some projects were not captured. That is why a certain Hon. Member has said that the days that we have been allocated for interrogation of this document will not be enough. I believe if some more days were added so that we can look into the nitty-gritties of the document, we will do a good job. I think because this document contains all the projects for the next about four years, there is a lot of information that needs to be synthesised and members need ample time. I support, but I recommend that we be allowed more days. Thank you.

Speaker: Yes Member for Githioro, Hon. Simon Sambigi Mukuriah.

Hon. Sambigi Mukuriah: Thank you Mr Speaker. I also rise to support the adjournment of this House. As we adjourn, I think it is important that we put that time into good use because we are actually adjourning to go and look at that particular document.

Mr Speaker, for those of us who attended public participation, we have seen that the document is quite voluminous and needs very serious scrutiny. In that regard, I would urge that the members be allocated adequate time given that this document will inform the development pattern of this County for the next five years. If we miss out on something in this document, then, we will only have to live with regrets because it is not something that we can revisit like the annual budgets.

With that Mr Speaker, I urge that we give the members, because they will be looking at the annual budgets that are by the CIDP, more time to not only comprehend it but also own it. Thank you Mr Speaker.

Speaker: Yes member for Charagita, Hon. Catherine Wairimu Njane.

Hon. Wairimu Njane: Thank you Mr Speaker Sir. I rise to support the motion that we adjourn to go and peruse the CIDP, knowing its importance. It will give the members a chance to add the things that were omitted. We know the seriousness of the document. As it has been noted, if we omit some projects we shall not have a chance of rectifying it and we will be denying our people their priorities. Now that the people have been given a chance to air their views through public participation, it is important that we go out and see the best way forward. Thank you Mr Speaker.

Speaker: Please call the mover to respond.

Hon. Wairimu Njane: I now call upon the mover to respond.

Hon. Gathungu Kamau: Thank you Mr Speaker. I appreciate all the members that have supported the adjournment motion...

(Hon. Hussein Kassana rises on a point of order)

Speaker: What is it Member for Magumu?

Hon. Hussein Kassana: Is it in order for the mover to respond before he is called by the Speaker.

Speaker: I think the Majority Leader is very much in order. He has been called. Proceed Majority Party Leader.

Hon. Gathungu Kamau: I think what the Majority Chief Whip is insinuating is that you should call me by name but in this instance, you called me through the mover. As I was saying, I appreciate all the Hon. Members that have supported the motion of adjournment. This includes even the members that have supported the motion with reservations like Hon. Gathure. We have been consulting with the chair of the Committee on Finance and Economic Planning, and agreed that when the members get out there, their recommendations will be considered before the final document is tabled in this House. With those few remarks, I beg to move.

ADJOURNMENT

Speaker: Thank you the Leader of the Majority Party and Hon. Members, for your healthy contribution. The raised concerns will be worked upon and the available infrastructure will guide us in regard to the number of days for this exercise. Hon. Members, it is important to note that, due to the importance of this document, I will invoke the provisions of the Standing Order No. 29 (3) which states:

‘On a day when the Assembly is scheduled to adjourn to a day other than the next normal sitting day in accordance with the Assembly Calendar, the Leader of the Majority Party or the Leader of the Minority Party or another member of the House Business Committee shall move a Motion of adjournment which shall be debated for not more than three hours after which the Assembly shall adjourn without question put.’

Therefore, Hon. Members, this House stands adjourned to 13th day of March 2018 at 2.30 p.m.

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(The House rose at 3.10 pm)