

REPUBLIC OF KENYA
NYANDARUA COUNTY ASSEMBLY

1ST ASSEMBLY- 5TH SESSION

OFFICIAL REPORT

Wednesday 15th March, 2017

The Assembly met at the Assembly Chamber at 2:30 p.m.

[The Deputy Speaker (Hon. Wambugu King'ori) in the Chair]

PRAYER

QUORUM CALL AT THE COMMENCEMENT OF THE SITTING

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

Speaker: We can proceed with the business in the order paper. First order

PAPERS

MUKEU FARMERS' CO-OPERATIVE SOCIETY

Hon. Daniel Kibebo.

Hon. Daniel Kibebo: Thank you Mr Speaker, I beg to table the Report of the Trade, Co-operatives, Industrialization and Enterprise Development Committee in response to the statement sought by Hon. Samuel Mwangi Thuita on Mukeu Farmers' Co-operative Society.

Speaker: The paper is duly tabled awaiting giving a notice.

NOTICES OF MOTION

MUKEU FARMERS' CO-OPERATIVE SOCIETY

Hon. Daniel Kibebo, the Chairperson Trade, Co-operatives, Industrialization and Enterprise Development Committee.

Hon Daniel Kibebo: Thank you Mr Speaker, I beg to give notice of the following motion;

THAT the House does adopt the Report of the Trade, Co-operatives, Industrialization and Enterprise Development Committee in response to the statement sought by Hon. Samuel Mwangi Thuita on Mukeu Farmers' Co-operative Society as a report of the House and the recommendations therein as the resolution of the House.
Thank you Mr. Speaker Sir.

Speaker: The notice is duly given and the time for moving the motion will be allocated by the house business committee.
Next order.

MOTIONS

PROCEDURAL MOTION

County Member from Nyakio, Hon. Monica Wamuyu.

Hon. Monica Wamuyu: Thank you Mr Speaker I beg to move the following procedural motion that;

That with the leave of the house, the motion that ‘This House does adopt the Report of the Water, Energy, Environment and Natural Resources Committee in response to the statement sought by Hon. Samuel Kimani Njiraini on the viability of the stalled Kaimbaga Water Project as a report of this House and the recommendations therein as the resolutions of this House.’ be exempted from the Article 46(5) (b) of the standing orders which require that a notice of motion be given before a motion appears on the order paper.

Thank you Mr Speaker sir.

Speaker: Proceed and move the motion just as you would move a substantive motion.

Hon. Monica Wamuyu: I call upon Hon. Mwangi Gichuki to second.

Speaker: Member for Engineer Hon. Mwangi Gichuki.

Hon. Mwangi Gichuki: Thank you Mr Speaker, I second the procedural motion because this is a project that has consumed a lot of public funds. The departments are not finalizing on their budget for this financial year...

(Hon. Suleiman Kihika rises on a point of order)

Speaker: What is it Hon. Suleiman?

Hon. Suleiman Kihika: Mr Speaker, is it in order to discuss this motion on a statement sought by a member who is now absent.

Speaker: Hon. Suleiman Kihika, you are out of order and this is because once a statement is sought, it becomes a property of the House. Hon. Mwangi Gichuki proceed.

Hon. Mwangi Gichuki: Actually Mr Speaker, the said member has just come in and I can say that we are all in order. I was saying that this project has consumed a lot of public funds and since the departments are preparing budgets for the next financial year it is important to have this motion exempted from the requirements of Standing Order 46 (2) so that this information reaches the department and they see the need to budget for that project. I second

(Question proposed)

(Question put and agreed to)

Speaker: Next order!

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

What is it member for Murungaru?

Hon. Kariuki Muchiri: Mr Speaker I have observed that members in this House are flouting the rules of this House because when you were standing several members moved from

their positions. I pray that you make a ruling on this because this is the fourth year and we are almost done with the last session of this term...

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

Speaker: The Leader of Majority Party is on a point of order.

(Hon. Nancy Ng'ang'a rises on a point of information)

Hon. Kariuki Muchiri, do you require that information?

Hon. Kariuki Muchiri: Mr Speaker you see my microphone could not work because many members had switched theirs on. I need that information.

Hon. Nancy Ng'ang'a: Mr Speaker I wanted to add to the observations of the Leader of Majority that Hon. Gachari was seated next to you and I do not think it is procedural.

(Hon. Kieru Wambui rises on a point of information)

Speaker: Order Hon. Kieru. Hon. Kariuki Muchiri do you require that information?

Hon. Kariuki Muchiri: No, Mr Speaker.

Speaker: While the Speaker is on his feet, any member standing should take the nearest sit. We have the standing orders and we signed the code of conduct and we have to follow them failure to which this will appear like any other House. Members you know very well that we emulate what is done in the Common Wealth countries, our National Assembly and the Senate. Now that we are in the fourth year it is best that we uphold the best practices when we are in this house.

(Hon. Dorcas Kihara rises on a point of order)

What is it Hon. Dorcas?

Hon. Dorcas Kihara: Mr Speaker, the reason why the members are moving up and down is that there are labels that are here that were not there yesterday. A member is coming in to sit where she sat yesterday only to find a label with another member's name. There is that confusion and we need your guidance on this.

Speaker: Hon. Dorcas, yesterday I communicated from the chair and I gave directions on the sitting arrangement in the chamber. We agreed with the Sergeant-at-Arms to make arrangement on how the members are supposed to sit as per the Standing Order No. 227 and then bring that sitting arrangement to the Speaker who chairs the House Business Committee and then it would be communicated further. Standing order 227 states that

(1) There shall be reserved seats in the Chamber of the Assembly for the exclusive use of each of the following-

- a) The Chairperson of Committees;
- b) The Leader of the Majority Party;
- c) Leader of the Minority Party; and
- d) Members with disabilities.

(2) All other seats in the Chamber shall be available for the use of any Member.

(3) Subject to this Standing Order and any other order of the Assembly, any question relating to the occupation of seats in the Chamber shall be determined by the Speaker.

It is therefore important that we look at it in that manner.

Next order

MOTION

STALLED KAIMBAGA WATER PROJECT

Hon. Monicah Wamuyu, County Member from Nyakio Ward, Kinangop Sub County.

Hon. Monicah Wamuyu: Thank you Mr. Speaker, I beg to move the following motion on the report of Water, Energy, Environment and Natural Resources in response to a statement requested by Hon. Samuel Kimani Njiraini on viability of the stalled Kaimbaga water project.

Now Hon. Members, we have the table of contents on page 2, abbreviations on page 3 and Executive summary on page 4. We shall start with the Terms of Reference on page 5.

Mr. Speaker Sir, the terms of reference for this report is derived from a statement request made by Hon Member representing Kaimbaga Ward in Ol'kalou sub-county, Hon Samuel Kimani Njiraini.

In his statement, the Honourable member sought to inquire on the viability of the stalled Kaimbaga Water project which was established to ensure sustainable provision of Water to the community in Kaimbaga Ward way back in 1974.

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

Speaker: What is it Hon. Kariuki Muchiri?

Hon. Kariuki Muchiri: Thank you Mr Speaker. I think you made a ruling this morning concerning the usage of the microphone Mr Speaker. We have been used so much (especially when we were at the PCEA Church) to moving to the dispatch box for the purposes of moving motions and tabling papers and other motions in the House. And because we want to build experience in using these new microphones, and I saw it when we went to bench mark in Meru that Members move motions when standing in their positions, I am not saying that no Member should go to the dispatch box but I thought you had made a ruling that we should use the microphones near us so that we can get used to them.

Speaker: Order Hon. Members! I stated very clearly it's upon you to decide where you want to speak from, but the best practice is to use the microphone near you.

Hon. Monicah Proceed.

(Hon. Mwangi Gichuki rises on a point of order)

Hon. Mwangi Gichuki: For the best interest on this House. It is important to note that when a substantive motion is being moved, the Member can always use the dispatch box. It therefore means that Monicah is completely in order because she is moving a substantive motion on a report. Everybody else who will be contributing should use the microphone at his or her sitting position.

Speaker: Hon. Mwangi Gichuki you are misleading this House because we have no official guidelines on how the microphones will be used. I remember Hon. Teresia saying that we need an induction but was prevailed upon by Hon. Kiiru Gachomba. I am therefore seeing this induction very necessary. The County Assembly Service Board will therefore look into

that. Proceed Hon. Monicah, we don't need to belabour on that point. Hon. Monicah Wamuyu proceed.

Hon. Monicah Wamuyu: Thank you Mr. Speaker, let us continue from page 5.

Mr. Speaker Sir, the terms of reference for this report are derived from a statement request made by Hon Member representing Kaimbaga Ward in Ol'kalou sub-county, Hon.Samuel Kimani Njiraini.

In his statement, the Honourable member sought to inquire on the viability of the stalled Kaimbaga Water project which was established to ensure sustainable provision of Water to the community in Kaimbaga Ward way back in 1974.

In his statement, the Kaimbaga Ward representative wished to have the following questions answered;

1. The viability of the stalled project and its capacity for provision of Water in the ten villages within Kaimbaga Ward?
2. What is the exact amount of money that has been allocated to the project in each of the following years; FY 2013/14, FY2014/15, FY 2015/16, and FY 2016/17 by the County Government;
3. What was the budget for the purchase of water pipes, how many were purchased and the total outlay on the project?
4. What is the working condition of the projects Water pump; if it's functional or broken down and if so, the status of its repair;
5. What is the status of the storage tanks in Rumathi, Gathima, Kieni and Muthaiti villages?
6. What is the approximate or actual population and households that access clean water through the project?
7. How many dams supply water in Kaimbaga area and their status?

The committee being familiar with the technical and management hitches experienced by many small scale water service providers in the County explored apt solutions for the project. The projects sustainability under the community's management is equally not guaranteed because the same problems faced in the past are likely to recur in the future hence the need to focus on a more viable solution to ensure sustainability of this project and others in the County. In view of the above, the department on Water, Irrigation, Energy, Environment and Natural Resources was tasked to basically do the cost-benefit analysis and give their unbiased view of the viability of the project.

Mr Speaker on page six we have composition of the committee and committee mandate. Acknowledgement is on page 7. I wish to thank your office for entrusting my committee with the work of investigating the matter and giving us the mandate to report back to this house the findings in response to issues raised in the statement. I also take this opportunity to thank this Honourable house for the support given to the committee in pursuit of its mandate. Sincere appreciation goes to members of the committee for their dedication to the committee during the fact finding meetings and the report writing exercise.

I also take this opportunity to thank the office of the Clerk for the technical support and facilitation of the committee during its meeting in the Assembly and while compiling this report outside the precincts of the Assembly. The Chief Officer in the Department of Water, irrigation, environment and Natural Resources Eng. Kamami has also been very cooperative by availing himself once called upon by the committee and as a committee we recognize his efforts and extend our heartfelt gratitude.

The committee also recognizes the contribution of the residents of Kaimbaga ward and their Ward administrator for their commitment to the project and their faith that the project will be revived to benefit them in the long run.

Finally, Mr. Speaker Sir, On behalf of the Members of the Committee, it is my pleasure and humble duty to present to the House the Committee's Report in response to the statement request by Hon Samuel Kimani Njiraini on the viability of the stalled Kaimbaga Water project.

Mr. Speaker in Chapter one we have introduction and we can look at the challenges facing the project.

1. Lack of proper project management and inadequate technical skills among the steering committee. Failure to hold elections leading to leadership overstaying in office of the management committee hence causing apathy towards the project among the consumers.
2. Lack of funds for sustainable operations and maintenance of the project which is attributable to low water tariffs. Poverty levels in the location disenfranchises the project owners from using the resource because they are not able to pay the set low water tariffs and hence sustainability is not possible.

Mr. Speaker Sir, let us look at the committee observations and findings:

Methodology: The committee in pursuit of its mandate visited Kaimbaga ward to ascertain the situation and found out that the project is not functional despite having all the stated assets in place. The committee then invited the CEC member in charge of the department of Water, Irrigation, Energy, Environment and Natural Resources to shed more light on the project. The chief officer appeared before the committee on behalf of the CECM and responded all the questions raised.

The committee visited the project in Kaimbaga ward at the Chiefs office at Captain where they met the stakeholders including some members of the steering committee, the area Chief, Ward administrator and water users who gave their accounts of the project and the challenges facing the project and what they think is a viable and sustainable solution.

The committee made the following observations as requested in the statement questions;

1. What is the viability of the project towards provision of Water in the ten villages within Kaimbaga Ward?

The committee confirmed that the project has the potential of serving more people than were being served before the project stalled. This is because the project has enough assets in terms of the distribution infrastructure hence the capacity to reach households in the targeted location. The project also has a number of storage tanks in different villages which enhances the supply of water to the residents in the areas. The initial diesel powered water pump was broken down but was replaced with a bigger one (electricity powered) funded by the National government which is currently stored at the District Officers Office pending installation. The pump house has since been renovated and therefore the projects revival is easy with the goodwill of the Community Management Committee and intervention by the county government through the relevant department.

2. What is the exact amount of money that has been allocated to the project in each of the following years; FY 2013/14, FY2014/15, FY 2015/16, and FY 2016/17;

This project was among the projects the local community highlighted as a priority and was indeed listed in the CIDP for funding by the County Government. The project has therefore been receiving funds from the county government as tabulated below according to the Departments report;

Financial Year	Amount Allocated	Budget for Pipes	Number of Pipes
2013-2014	600,000	600,000	500
2014-2015	983,000	983,000	1,069
2015-2016	2,261,250	1,946,250	1,460

Fig 1: Funds allocated to the project

3. What was the budget for the purchase of water pipes, how many were purchased and the total outlay on the project?

As shown in the table above (Fig.1) the County government has allocated funds for the purchase of water pipes in the FY 2014/2015 and the FY 2015/2016. So far 3029 pipes have been purchased at a cost of Kshs.3, 529,250. The total outlay on the project is Ksh.3, 844,250 from the County government.

4. What is the working condition of the pump, if it's functional or broken down and if so, the status of its repair;

A new Grundfos surface water pump procured by the former District Water Officer Nyandarua Central to pump water to 100M3 high level storage tank next to Salient Secondary School has not been installed for fear of vandalism since there is no pump operator or watchman at the pump house. The County government had offered to pay the watchman fees for a few months and then hand over the responsibility to the management committee to proceed. However the management committee has not shown commitment to foot the bill in the future and therefore the pump is yet to be installed.

5. What is the status of the storage tanks in Rumathi, Gathima, Kieni and Muthaiti villages?

Two water tanks namely Rumathi and Gathima are in good working conditions. The roof of Kieni water tanks needs to be repaired and at Muthaiti there is no Water Tank in place.

6. What is the approximate or actual population and households that access clean water through the project?

Upon the reconnection of power supply and resumption of operations, about 600 households with a population of 4,000 people will have access to water services. The project however has a potential of supplying more than ten thousand people with sufficient water through an expanded distribution line and rehabilitation of the storage tanks already in place.

7. How many dams supply water in Kaimbaga area and their status?

The project has no dams supplying domestic water in the ward. However there are three dams that were desilted by the Water department namely;

1. Mihuti
2. Karima 1
3. Karima 2

The above 3 dams provide water for livestock and domestic use where water is drawn directly from the dam as no piping has been done. The water from the dam is not fit for human consumption.

KEY FINDINGS

1. Kaimbaga Water project is viable once rehabilitated and can be expanded to serve more residents.
2. The County Government has invested some money in the project but there are no benefits to show for the investment unless it is operationalized.
3. The management committee has not shown commitment in following up for power connection by the Kenya Power and Lighting Company. The outstanding bill has already been paid by the County government.
4. The management committee has also not committed to paying for security guard to secure the Water pump which is yet to be installed yet has been lying idle.
5. Sustainability of the project depends on the management of the project especially financing the operations and maintenance of the infrastructure and other vital services like security and technical services.
6. The project also relies on untreated/raw water from the river and will require a treatment plant in the future to ensure basic standards for consumable water are attained.
7. Although water is recognized as a natural resource, users should be ready to pay for it because it forms an important economic resource. The tariffs should therefore be reviewed to take into consideration the operations and maintenance of the project and its sustainability.
8. Poor management skills among the steering committee is a key hindrance in the operations of the project hence the need to install some institutional framework to ensure the operationalization of the project.
9. The residents are provided with some Water supply from the Ol'kalou Water and sanitation Company but have overlooked this offer due to the high charges which majority of the residents in the covered area deem to be too expensive. The exorbitant standing charges by the company discourages many people from connecting to their supply and hence they continue suffering even when there is an option available.
10. Area residents are opposed to paying for high water charges to the company and wishes to run the project themselves hoping to maintain the tariffs at affordable levels.

CONCLUSION

In view of the above findings and observations, the committee is concerned that Kaimbaga Water project, like many other small water service providers in the County are either stalled or operating below their optimum capacity owing to management and other common technical problems.

Despite the funding by the County government, sustainability of such projects is uncertain because of the emergence of differences brought about by local politics, lack of managerial skills among the management committees and apathy by the beneficiaries after years of investing in a project that is not self-sustaining.

Mr Speaker, The stalled projects risk depreciation of their assets and vandalism because they are exposed to the public and nobody assumes responsibility over their security. For instance the pipes purchased by the government are lying idle and due to the variations of weather, some will go to waste because of cracking and breakages. This results to wastage of public funds because the members of the public do not derive any benefit from the investment.

The County Government therefore has a responsibility to invest only in projects which will be completed and made operational and whose benefits will be seen by the intended beneficiaries.

My committee hopes that the executive will henceforth consider operationalizing the stalled project which have been funded over the years by building on already existing infrastructure and provide capacity building of their management teams to ensure their sustainability.

RECOMMENDATIONS

In view of the above, the committee therefore recommends that;

1. That the said project; Kaimbaga Water project be prioritized for funding to operationalize it in the coming financial year.

Sufficient funds should be allocated after a technical report is prepared by the Water Engineering Experts to ensure the accuracy of details and considering the actual status of the existing tanks, main and distributions lines.

2. That the Department does publish the proposed Nyandarua Water and sanitation bill for processing by the Assembly to ensure a legal framework is in place to help manage Water supply and sanitation in the County.
3. That the County Executive ensures that the projects management committee is put in place through a credible election and capacity building of the steering committee.
4. That Solar power for the pumping of water to the high level storage tanks be installed to reduce the costs arising from electricity hence making the project sustainable.
5. That if the community fails to restart the project, then it be considered for takeover by the Ol'kalou Water And Sanitation Company, being one of the registered water companies in the County and due to its management capacity. The Water department facilitates the said acquisition and transition of the project by the

Ol'kalou water and sanitation project and lower the tariffs to manageable levels for the Ward's residents considering its poverty index.

6. That the Water Company servicing the area; Ol'kalou Water and Sanitation company should lower its charges to a reasonable level by the local population. Selective pricing should be adopted for areas with different poverty indices to ensure water is affordable to residents equitably.

Mr Speaker, I call Hon. Paul Kiruka Mburu to second the motion.

Speaker: Hon. Paul Kiruka Mburu, the Hon. Member for Charagita and also the Chairman of Water, Energy, Environment and Natural Resources.

Hon. Kiruka Mburu: Thank you Mr. Speaker. I wish to second this motion. It is a very good report generated out of a statement sought by Kaimbaga MCA. My committee visited the project and found that people of the area where it is situated are suffering due to lack of water. We are in a dry season and getting water is a problem. I wish to say that this project is facing some challenges, more so because of lack of proper management. The project committee is lacking technical skills. It has also overstayed without holding elections and no audit is done on its activities. That could be the reason why they do not want elections done. We were also told that the committee was appointed by the former area MP and that the local community is unwilling to work with it. The members of the community now want an election done so that a committee that they can trust is put into office. The cost of running boreholes is very high and I recommend that solar panels be installed.

This project has been funded to a tune of Kshs.3.5 million yet the people of that area cannot draw even a cup of water from it. It is wrong to spend all that money yet the community is not benefiting. The county government should ensure that the people are benefiting with these projects before others are initiated. The relevance of this department will only be realized if people have water in their homes. We have always said here that the water funds that our Wards are getting are not enough. In this financial year, we said that we need to set aside a lot of money so that every ward can have at least Kshs.40 million. We have already given roads a substantial amount of money and we should focus on water now. We need to reorganize ourselves now since there is notable climate change and water scarcity is terribly being experienced. The county should train people so that this project can move on well.

We also need to emphasize on solar energy, now that water is minimal, people are highly charged for electricity and this has increased poverty where the people are not able to pay. With these remarks I support the report, I thank the committee and also thank you for the opportunity.

(Question proposed)

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

Hon. David Ndirangu (County Member): Mr Speaker when you were standing, Hon. Kamau Ngotho was also standing. This is not in order for no one is supposed to be standing when the Speaker is standing

Speaker: Truly that is a gross misconduct and should not happen again. Proceed Hon. Njiraini.

Hon. Samuel Njiraini: Thank you Mr Speaker, I first thank the Chairperson of the committee on Water Energy Environment and Natural resource and the committee for considering my statement, they have done a good job. Kaimbaga is very dry and can be called semiarid. Water is a big problem in Nyandarua County and especially in Kaimbaga ward. This

is a problem that has been there since 1971, and by the fact that no water project has been implemented it is truly sad. It has been discussed and considered on and off, but because of poor management and lack of funds it has been failing there so many storage tanks in Thuita, in Kieni which are all in Kaimbaga and none has water. So, this is a major project for I understand the water will be gotten from Malewa dam.

Recently though the water levels have gone down and there was a crisis the other day when I visited Mahee flower farm. The people were complaining that this flower farm had put a dike and no water was flowing down stream. This is truly a problem because Kibaa water project draws water from here but there is not a drop. Actually if you go there you will see the pipes buried in mud. We thus need to come up with alternative measures on how to get water since river Malewa is draining. We actually have a lot of flower farms near the river and measures need to be taken now that the river is draining. This flower farms are also emitting a lot of chemicals into the river and this is a Health hazard to our people. The county government should re think of drilling more boreholes in Kaimbaga ward to avoid poisoning our people, and this project cannot be realized without funds, it is a high time the government of Nyandarua dealt with the water shortage in Kaimbaga once and for all. My fellow colleagues are now having to explain because they cannot continue constructing roads because of lack of water and we are now truly praying for the rains.

The government should also come up with policies that will control the usage of water both for domestic use and economic use. Most homes are now paying a constant amount of 500 shillings for their water use, and since the county government will and have increased connection of water in to many homes, I think they should lower the amount to maybe Ksh 300 for all to be able to pay. This is therefore a good project that will help more than 400 families and more 6000 people in Kaimbaga. The county government should heed to the cries of our people and implement the project. I support the report.

Speaker: Hon. Kamoche, the member for Rurii ward.

Hon. Wahome Kamoche: Thank you Mr Speaker. I rise to support the report on water and natural resources, having noted that there is a very big problem on the Northern side when it comes to water shortage. All I will highlight is, lowering the water charges is critical since right now we are having problems. People are consuming water and the management is poor and this makes the electricity bill too high to pay. Lowering water charges is critical. Right now we are having problems with waters projects due to lack of proper management. Water should be supplied to all parts of the County.

Sinking a one-hundred-metres-deep borehole costs about five hundred and fifty thousand shillings (Kshs.550,000). If such a borehole is full of water, it could in a day serve three hundred homesteads assuming each homestead has seven members and each member consumes forty litres. That is plenty of water. The only problem is the poor management of water services by the Department of Water, Environment and Natural Resources. If there is a poorly performing department, it is the Department of Water, Environment and Natural Resources, upon whose activities the Chairperson of the Committee on Water, Environment and Natural Resources and his committee should exercise oversight. The Chairperson of the Committee on Water, Environment and Natural Resources should address this to the CECM of the Department of Water, Environment and Natural Resources.

(Hon. Kiruka Mburu rises on a point of order)

Speaker: What is it Hon. Kiruka Mburu?

Hon. Kiruka Mburu: Mr Speaker, Hon. Wahome Kamoche has not sought for a statement regarding the issue(s) of water in his ward. My committee cannot know the challenges related to provision of water that are faced by every ward, members should seek statements on the same in the House. The report at hand is in response to the statement request that was presented by Hon. Kimani Njiraini.

Speaker: You have driven the point home. Proceed Hon. Wahome Kamoche.

Hon. Wahome Kamoche: Mr Speaker, the Chairperson of the Committee on Water, Environment and Natural Resources and his committee have the power (like that of the High Court of Kenya) to summon the CECM for the Department of Water, Environment and Natural Resources to respond to issues that we complain about in this House. We cannot be seeking for statements always. As the Chairperson of the Committee on Delegated County Legislations what statement request do I require to make a regulation?

Sinking of Huho-ini borehole was allocated one million and four hundred thousand shillings (Kshs. 1.4 million) in the last year's budget yet nothing was done on the project. Maren borehole was also allocated one million and two hundred thousand shillings (Kshs. 1.2 million) in the same budget yet no implementation was done. What the Chief Officer for the Department of Water, Environment and Natural Resources did was to take some of the money and sink a borehole at his father's home. He stopped implementation of Gitwamba water project for which I had given out a parcel of land with title deed. The two million and four hundred thousand shillings (Kshs. 2.4 million) that the project was allocated had to be returned to the Treasury.

Some people held a demonstration on some water related issues holding high placards written "Kamoche must go" and shouting "*pump ilienda wapi?*" Yet Kamoche was not the problem. The Department of Water, Environment and Natural Resources should streamline things for the Members of this House to be safe. They were given thirty thousand shillings (Kshs. 30,000) after which they stopped the demonstration.

I noted that some CECMs have political interests back at home...

(Hon. Kiruka Mburu rises on a point of order)

Speaker: What is it Hon. Kiruka Mburu?

Hon. Kiruka Mburu: Mr Speaker, Hon. Wahome Kamoche should substantiate that the demonstrators he has talked about were given thirty thousand shillings (Kshs. 30,000) to stop the demonstration.

Speaker: Substantiate Hon. Wahome Kamoche.

Hon. Wahome Kamoche: The money was given and a video of the same was taken. I have tangible evidence Mr Speaker. The demonstrators were addressed and someone rushed to the office and brought them the money. Hon. Kimani Njiraini was there. This happened.

(Hon. Dorcas Kihara rises on a point of order)

Speaker: What is it Hon. Dorcas Kihara?

Hon. Dorcas Kihara: Mr Speaker, the issues that Hon. Wahome Kamoche is raising are out of order. As the Chairperson of the Committee on Delegated County Legislations, he should know the procedures of this House. He needs to table evidence of the video clip he talked about. This House will be treading on dangerous grounds if it takes the route that Hon. Wahome Kamoche is leading it on. Thank you Mr Speaker.

Speaker: Hon. Wahome Kamoche, I wish to draw your attention Standing Order 89 (1) on responsibility for statement of fact. It states;

A Member shall be responsible for the accuracy of any facts which the Member alleges to be true and may be required to substantiate any such facts instantly. (*Nyandarua County Assembly Standing Orders, 2015*)

Hon. Wahome Kamoche, you should present evidence to substantiate your allegations by tomorrow, failure to which you should withdraw the allegation.

Hon. Wahome Kamoche: Mr Speaker, I will not withdraw and I will not substantiate. You cannot do something here that is against the law. I am the one complaining about this. Actually another MCA was present when this was being done.

(Hon. Kimani Njiraini rises on a point order)

Speaker: What is it Hon. Kimani Njiraini?

Hon. Kimani Njiraini: Mr Speaker, is it in order for Hon. Wahome Kamoche to state that I witnessed the demonstrators being given the thirty thousand shillings (Kshs.30,000)? The issues they were demonstrating against never affected Kaimbaga Ward. It seems Hon. Wahome Kamoche does not know his oversight role; instead he stole a water pump intended for the people of Rurii.

Speaker: Order Member! Now we are heading in the wrong direction Hon. Members. Hon. Wahome Kamoche, you have failed to instantly substantiate your allegation. Consequently, the Speaker requires you to, before 2.30 p.m. tomorrow, substantiate the same. Failure to this, you will be required to comply with provisions of Standing Order 104 on gross misconduct.

Hon. Wahome Kamoche: What will be the consequence of that?

Speaker: Order Hon. Wahome Kamoche! Can you withdraw the allegation?

Hon. Wahome Kamoche: Mr Speaker, it was not only in the newspaper but also reported on radio that Hon. Wahome Kamoche stole the pump. The same radio reported that after the demonstrators were given the thirty thousand shillings (Kshs.30,000) they cooled down. I am not a news anchor, neither am I a news reporter; I am the Hon. Member for Rurii.

(The Speaker consults with the clerk-at-the-table)

Speaker: Order Hon. Wahome Kamoche! Order! You have failed to substantiate the allegation. Can you withdraw the remark Hon. Wahome Kamoche.

Hon. Wahome Kamoche: I will withdraw.

Speaker: Then walk out of this House Hon. Wahome Kamoche.

Hon. Wahome Kamoche: I oblige Mr Speaker, but I cannot withdraw what is the truth.

Speaker: Hon. Wahome Kamoche you have subjected yourself to provisions of Standing Order 104, and the Speaker will give directions on the same.

(Hon. Wahome Kamoche exits the Debate Chamber)

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

Hon. Dorcas Kihara: Thank you Mr Speaker. I rise to support the motion. Water is life. We are experiencing drought. With regard to this, the County Executive should establish ways of harvesting water during rainy seasons. Water management committees...

(Hon. Wahome Kamoche enters the debate Chamber)

Speaker: Hon. Wahome Kamoche is not permitted to enter the Chamber for the rest of this sitting. Can Hon. Wahome Kamoche vacate the Chamber! Only when the Speaker directs will you, Hon. Wahome Kamoche, be allowed to attend sittings.

(Hon. Wahome Kamoche exits the Debate Chamber)

Proceed Hon. Dorcas Kihara.

Hon. Dorcas Kihara: Thank you Mr Speaker. I was saying that water management Committees should ensure that water is supplied to all parts of the County equitably. Flower firms use a lot of water. But the County Government should ensure that they do not encroach rivers. Instead they should have reservoirs for their water. The standard rate of Kshs.500 charged every month to water users is too high. It should be reviewed downwards. With those few remarks I beg to support and call the mover to respond. Thank you.

Speaker: The mover, Hon. Monica Wamuyu.

Hon. Monica Wamuyu: Thank you Mr Speaker. I thank my fellow Hon. Members for supporting the motion on the water challenges faced by the people of Kaimbaga. The County executive should prioritize on alleviating the challenges. Something should be done concerning the project in question. Credible elections should be held for members of a committee that should oversee implementation of the project. Solar panels should be installed to power the project.

The Department of Water, Energy, Environment and Natural Resources should review water charges. As my fellow Members have stated, the current water charges are too high. With those remarks, I beg to move.

(Question put and agreed to)

Speaker: Next order.

ADJOURNMENT

Hon. Members, before the House adjourns, I wish to give direction on Hon. Wahome Kamoche's failure to substantiate his allegation instantly, pursuant to Standing Order 89 (2). Further, the conduct of the Member subjected him to the requirements of Standing Order 104 on Gross Disorderly Conduct. Specifically Standing Order 104 (1) (d) states thus:

Conduct is grossly disorderly if the Member concerned) persists in making serious allegations without, in the Speaker's opinion, adequate substantiation. *(Nyandarua County Assembly Standing Orders, 2015.)*

The Speaker directed the member to withdraw from the Debate Chamber and the precincts of the Assembly. Now the Speakers directs that, since the Member was a first offender, he was to be out of the precincts of the Assembly for the remainder of the day's sitting. I, accordingly, direct the Office of the Clerk to communicate the same to the Member. Now, Hon. Members, this House stands adjourned to tomorrow Thursday the 16th day of March, 2017 at 2.30p.m.

(The House rose at 3.55 p.m.)