



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



OFFICIAL REPORT

(The Hansard)

Wednesday 22<sup>nd</sup> June, 2016

*The Assembly met at the Assembly Chamber (P.C.E.A building) at 2.30 p.m.*

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

**Prayer**

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

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

**Speaker:** There being no quorum, I invoke the provisions of the standing order 35 (1) and direct that the division bell be rang for an initial ten minutes, or until such time, within the ten minutes, that quorum will be achieved.

*(The division bell rings for 3 minutes and quorum is attained as confirmed by the clerk- at -the table)*

**Speaker:** Quorum having been achieved, the bell may be disengaged, and we can proceed with the business of the morning session. First order

**PAPER LAID**

NYANDARUA COUNTY PUBLIC PARTICIPATION AND CIVIC EDUCATION BILL, 2015

**Speaker:** Yes, County Member from Ol-Joro-Orok, Hon. Miriam Wahura,

**Hon. Miriam Wahura:** Thank you Mr. Speaker, Sir; I beg to table the Report of the Committee on Justice, Legal Affairs and Public Service on The Nyandarua County Public Participation and Civic Education Bill, 2015.

**Speaker:** Very well, the paper is duly laid. Next order

**RESUMPTION OF BUSINESS INTERRUPTED ON 21<sup>ST</sup> JUNE 2016 AT 2.30 P.M.**

**STATUS OF FOOD RELIEF**

**Speaker:** Yes member for Kaimbaga, and Chairperson Committee on Agriculture, Livestock and Fisheries, Hon. Kimani Njiraini; I understand this is resumption of interrupted business.

**Hon. Kimani Njiraini:** Thank you Mr. Speaker, Sir; I started moving this motion yesterday but, due to lack of quorum, an order raised by Hon. Joyce, we were forced to adjourn to today.

*(Consultations)*

**Hon. Kimani Njiraini:** Mr. Speaker, please protect me from my friend Hon. Ngoto

**Speaker:** Order members.

**Hon. Kimani Njiraini:** Thank you Mr. Speaker, I was on page 12 of the report and I will take it from there. After scrutiny of documents, meetings and deliberations the Committee came up with the following recommendations:

After scrutiny of the documents supplied, meetings and deliberations the Committee came up with the following recommendations:

The Department of Agriculture, Livestock and Fisheries should come up with long term measures to mitigate the drought effects. Some of these mechanisms include,

- Thorough training of farmers, on the best agricultural practices in order to increase food production and eventually enhance food security
- Enhanced water harvesting in order to reduce over reliance on rain water whose pattern keeps on changing due to the effect of global warming
- Drilling of boreholes for the purpose of irrigation in drought prone areas
- Undertake a research, in conjunction with research institutions, in order to determine drought resistant crops for the drought prone areas in Nyandarua County
- Provision of farm inputs at subsidized rates to farmers in drought prone areas

- Training farmers in drought prone areas on modern farming technologies such as bio-intensive agriculture...

*(Consultations)*

**Speaker:** Order members

1. That school feeding programme be implemented in drought prone areas to make sure children continue attending school when there is famine.
2. That, in case of a feeding programme in future, proper identification of vulnerable people to be done to capture those genuinely in need.
3. That during distribution, people should be counted as individuals as opposed to families so that the exact number can be known.
4. The Committee also recommends that the Agriculture department should come up with mechanisms to buy foodstuff from farmers during the peak periods for storage to be distributed during famine.
5. That the department does come up with ways of mitigating drought associated effect such as, digging boreholes and dams for irrigation, introduction of drought resistant crops and introducing modern farming methods to the farmers in drought prone areas. That the beneficiaries of the relief food should be given grants in form of farm input e.g. fertilizers, certified seeds and other farm inputs.
6. That school feeding programme be introduced in drought prone areas to ensure that children continue attending school in case there is famine.
7. That, in case of a relief food distribution programme in the future, proper identification of vulnerable people to be done to capture those genuinely in need.
8. That, in case of a relief food distribution programme in the future, the relief food should be distributed equitably and not equally among the wards. This is to ensure that the objective of the programme, which is to sufficiently feed the famine-stricken people, is achieved.
9. The Committee also recommends that the Department of Agriculture, Livestock and Fisheries should come up with mechanisms to buy foodstuff from farmers during the peak periods for storage to be distributed in case of famine.

In conclusion, Mr. Speaker, Nyandarua is an agricultural wealthy county and we should not have incidences of famine at any given time. It was, therefore, concluded that there is an

urgent need for the Department of Agriculture, Livestock and Fisheries to come up with mechanisms to enhance food security in Nyandarua County. Thank you Mr. Speaker.

In the report are annexures from the executive indicating the areas that benefitted from the relief money. I am glad that the members felt that this motion could not move without sufficient representation of every ward. Special thanks go to the secretariat for the good work done, Hon. Mwathe for seeking this statement, the office of the Speaker for facilitating the committee and the rest of the members for listening to me. Thank you Mr. Speaker, I beg to move and I call the Hon. County member from Weru, Hon. David Ndirangu Mwangi to second.

**Speaker:** Yes County member from Weru, Hon. David Ndirangu Mwangi

**Hon. David Ndirangu Mwangi:** Thank you, Mr. Speaker, Sir; I rise to second this report as moved by our very able chair. I am glad that the motion for this report was adjourned so that all members can see how this distribution was done.

*(Consultations)*

**Hon. David Ndirangu Mwangi:** Mr. Speaker, please protect me from Gichuki.

**Speaker:** Order members

**Hon. David Ndirangu Mwangi:** I am disappointed, however, that every time I go to Ol-Joro-Orok primary, they say they have not received any kind of relief...

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

**Speaker:** What is it member for Kipipiri?

**Hon. Michael Kirumba:** Is it in order for the member on the floor to refer to an Honorable member as merely Gichuki without any Hon.? What happened to this being a House of decorum?

*(Applause)*

**Speaker:** Member from Weru you need to apologize to the member for Engineer.

**Hon. David Ndirangu Mwangi:** Thank you Mr. Speaker, I apologize. I was saying that whenever I visit Ol-Joro-Orok school, they lament that they have not received any relief

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

**Speaker:** What is it member for Kipipiri?

**Hon. Michael Kirumba:** Is it in order for the Member for Gatimu to walk into this House casually dressed without even a tie?

*(Hon. Kieru Wambui bows and exits the House)*

**Speaker:** Thank you Member for Kipipiri, I believe the Member for Gatimu has seen the error of his ways. Proceed county Member from Weru.

**Hon. David Ndirangu Mwangi:** Thank you, Mr. Speaker, and thank you for that observation Hon. Michael Kirumba. That is why we need leaders in this House to guide us. This here is a thoroughly prepared report detailing the beneficiaries of relief food and it could not come at a better time. I would therefore urge the members of this House to support it fully. Thank you Mr. Speaker, I second.

*(Question proposed)*

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

**Hon. Dorcas Kihara:** Thank you Mr. Speaker, Sir, I rise to support this motion and very specially thank the member who requested for this statement. I am concerned that there was a distribution of 0.666 kgs of maize and beans. What is 0.66kgs, Mr Speaker? How do you even measure that? I see 2.5 kg of rice in an entire distribution centre. Who determines who is to get it? Additionally, they have not given us a break down of the actual number of people that benefitted from this distribution...

*(Hon. Kimani Njiraini rises on a point of information)*

**Speaker:** Member from Githioro, do you require the information from the member for Kaimbaga?

**Hon. Dorcas Kihara:** Yes Mr. Speaker. I do

**Speaker:** Proceed member for Kaimbaga

**Hon. Kimani Njiraini:** Mr. Speaker, I want to inform the member about the beneficiaries of the various relief food items are tabulated in the report

**Speaker:** Proceed member from Githioro

**Hon. Dorcas Kihara:** My concern is, in that view, who the beneficiaries of this relief food are. What is 0.66 of 90 kgs to an entire institution? Weru boarding school was given only one 90 kg bag of maize

*(Hon. Kimani Njiraini rises on a point of information)*

**Speaker:** Member from Githioro, do you require the information from the member for Kaimbaga?

**Hon. Dorcas Kihara:** Mr. Speaker, I am simply highlighting the issues I find disconcerting and I am hoping the member will address them when responding. Now, I am wondering, if this relief food was meant to make a difference, to relieve the beneficiaries of hunger and suffering, did the 0.666 kgs of beans, 1 bag of maize and a litre of cooking oil to an entire institution do that? This was just a money spending affair. The constitution of Kenya gives every individual the right to information and we are entitled to an explanation. I would like to know if the committee actually visited these institutions and ascertained that they did actually benefit from the relief. I can see that it is not all wards that benefitted ...

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

**Speaker:** Yes member for Karau

**Hon. Kamau Ngotho:** Thank you Mr. Speaker, Sir; I rise on standing order number 33

***Suspension on definite matter of county importance***

*33(1) Any member may at any time rise on his/her place and seek leave to move the suspension of the House for the purpose of discussing a definite matter of county importance.*

The Speaker has already granted leave and therefore meets the provisions of order 33(2), and I am, therefore, seeking leave to suspend the House so that we discuss the issue of

budget in reaction to the communication given by the Speaker yesterday. I call the chairperson of the Budget and Appropriation committee to second.

**Speaker:** Member for Karau, before you call the seconder, I want to state that the Speaker is privy to this matter and is satisfied that this is a motion of county importance so you can proceed.

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

**Speaker:** What is it member for Kipipiri?

**Hon. Michael Kirumba:** Thank you Mr Speaker, I appreciate that the motion by Hon. Kamau Ngotho is of county importance, but the motion we were debating on is also of county importance because it is dealing with relief food. Mr. Speaker, we need your guidance because we are on the verge of stopping a motion that was adjourned yesterday. Probably we would not have taken so long to dispense with it and then we apply the Standing Order No. 33 (1). Putting the question on the motion that was on the table first would have been the best approach so that it can get out of our way. If we take the other approach it is like eating pieces of meat, *unashika moja unapaka mate unaweka chini, unachukua nyingine...* We should first finish on the motion on relief food.

**Speaker:** Hon. Kirumba, your point of order is very valid, and Hon. Members, I invoke Standing Order No. 33 (3)

*If the Speaker is satisfied in terms of paragraph (2) and not less than ten other Members rise in their places in support, the Speaker shall nominate a time on the same day at which such Motion may be moved.*

Therefore the point of order that has been raised by Hon. Ngotho should be supported by other 10 members.

*(Several Members rise in their places)*

Clerk, confirm the number of the members that have risen.

*(The clerk-at-the-table confirms that more than 10 members rose in their places)*

*(Applause)*

As the Speaker, I direct that we first dispense of with the motion that had been moved by Hon. Njiraini and later we proceed with Hon. Ngotho's motion. Hon. Dorcas, proceed

*(Hon. Margaret Wamuyu raises a point of information)*

**Speaker:** To whom do you want give the information?

**Hon. Margaret Wamuyu:** You

**Speaker:** Order members! I want you to note the last part of the Standing Order No. 33 (3) that I read,

*--- The Speaker shall nominate a time on the same day at which such Motion may be moved.*

I have also directed that after dispensing off the motion moved by Hon. Njiraini then we shall move on to the motion by Hon. Ngotho. Hon. Dorcas proceed.

**Hon. Dorcas Nyambura:** My proposal was that the committee should go and confirm whether this food purported to have been distributed to an institution was actually received. We must assess the impact of this distribution. Thank you Mr Speaker, I support the motion.

**Speaker:** Yes Hon. Michael Kirumba, Member for Kipipiri

**Hon. Michael Kirumba:** Thank you Mr Speaker, I rise to support the motion. The report is self-explanatory and we may not take so much time on this one. I want the members to appreciate that more than Ksh. 11 million...

*(Consultations)*

**Speaker:** Order members!

**Hon. Michael Kirumba:** Mr Speaker, I want to draw your attention to the recommendation which carries the most weight; recommendation number 2 about the revival of the school feeding programme and I hope that with the relief money, we can make it happen particularly to the schools in the drought prone areas like Ndaragwa. We have seen other counties do the same. Money set aside for relief is not having any significant impact; we need to see value for money. The executive needs to understand what we are saying. We keep on saying things but they seem not to be taking note. We shall not keep on doing the same thing year in year out. There should be long lasting policies.

In Zimbabwe there were such problems but when one leader took over he collected a ten years database of the rain pattern in Zimbabwe. That is all that needs to be done. We have been in this county for the last forty or fifty years. We know the rain patterns and we know when we have crop failures. We are in the 21<sup>st</sup> century where science is guiding people on how to solve such problems. The department of agriculture should brace itself to do this.

This is a self- explanatory report; it has elaborated on what needs to be done. The first Assembly is doing its job although those who are supposed to implement, despite being on the payroll do nothing. I support and call the mover to respond.

**Speaker:** Hon. Njiraini you can respond

**Hon. Kimani Njiraini:** Thank you Mr. Speaker, I would like to thank you for the direction you gave. This motion was interrupted yesterday and it would not have been fair if it was interrupted. Most of the chairpersons here have moved motions on reports and they know that it does not feel good when they are not allowed to move their motions.

I thank all the members for their contributions. I will respond on two issues on Weru ward 2.5 bags of 25 kgs means 2 and a half bags. 0.66 of 90 kgs is more than a half of the 90 kgs bag. There are some wards that never benefited such as Magumu and Githabai. That should be noted.

On the confirmation of receiving the food, the committee will get information from those institutions. The committee on agriculture will also think about the school feeding programme. The equitability of the food distribution should be considered. With those few remarks I beg to move

*(Question put and agreed to.)*

**Speaker:** Hon. Members, on what I had directed earlier on the point of order that had been raised by the member for Karau ward on a matter of county importance, I now direct that the House suspends for ten minutes so that the Hon. member and the office of the Clerk organises themselves. After dispensing of this motion by Hon. Ngotho, we shall proceed with the business as it appears on the order paper.

*(The House suspends for ten minutes)*

*(After the House resumes)*

Order members! Hon, Ngotho and the member for Karau ward proceed.

**Hon. Kamau Ngotho:** Mr Speaker, I rose pursuant to the standing order 33 (1). Mr Speaker, the budget making process is a very elaborate affair. It is enshrined in the constitution, the County Government Act 2012 and in the Public Finance Management Act 2012 125. Before this House are the estimates that should be approved on or before the 30<sup>th</sup> June this year.

In the Public Finance Management Act 2012

*131 (1) The county Assembly shall consider the county government budget estimates with a view of approving them, with or without amendments, in time for the relevant*

*appropriation law and any other laws required to implement the budget to be passed by the 30th June in each year.*

Mr Speaker, the approval of the estimates should be done by 30<sup>th</sup> June, with or without amendments. The appropriation law should also be passed by 30<sup>th</sup> June. The publishing of the appropriations law is stated in P.F.M.A 131 (5)

*(5) Not later than twenty-one days after the county Assembly has approved the budget estimates, the County Treasury shall consolidate the estimates and publish and publicise them.*

On 29<sup>th</sup> April 2016, we sat in Mombasa Beach Hotel and agreed on a few issues. Normally once the estimates are tabled in the House, they are committed to the Committee on Budget and Appropriations. While in Mombasa we saw some grey areas. When we sat in Royal Garden we agreed that there was no basis for the withdrawal of the already tabled estimates because of the strict timelines. We agreed that the executive and the Assembly would sit and streamline four or five issues. The issues that were of concern were the Ward Development Fund which had been allocated Ksh. 10 million and we had agreed that it be increased to Ksh 14 million. The second issue was the budgetary allocation for the Ward Roads Construction. Each ward had been given Ksh 6.4 million and we agreed that this amount be increased to Ksh 10 million. About water projects which had been allocated Ksh 2 million, we agreed that they be allocated Ksh 6 million. The specially elected members asked for additional funds for their projects amounting to Ksh. 2 million. How can these issues be addressed? That is why we wanted to move this motion of county importance.

The Hon. Speaker, yesterday, ruled that the Budget Committee should make their recommendations on or before tomorrow 23<sup>rd</sup> of June citing strict timelines. That on Friday the CEC member finance and his staff ought to publish the estimates and by 27<sup>th</sup> of 28<sup>th</sup> June we should have the appropriations bill. We know that an increase in one vote will lead to a decrease another and it is quite strenuous to balance the vote heads. I, therefore, urge the House to resolve that the budget committee be given 5 days from today Thursday to 26<sup>th</sup> June 2016 to look into the budget then on 27<sup>th</sup> we can have a special sitting. We are aware that the senate has become an enemy of this House and they have enacted the 1% rules. Initially it was 10%.

The other recommendation is that the chairperson incorporates the CEC member of finance into the committee and that he signs the final document by the budget. Remember the document they wanted to adjust had been agreed upon in Royal Gardens and the CEC Member finance should, therefore, be the one to ratify any adjustment.

Mr Speaker public hearings on this budget only started a week ago, on 13<sup>th</sup> June 2016. The Public Finance Management Act 2012 gives the prerogative of supporting public participation to the CEC Member.

*P.F.M.A 125 (2) The County Executive Committee member for finance shall ensure that there is public participation in the budget process.*

This is not the duty of the Assembly. When the members of the budget committee go out for that activity, he should be ensuring that these people are well facilitated because this is still a budget process. When the National Parliament has called the citizens to go to Nairobi to give their input on budget, the minister for finance is always present. In our county it has been done as if this is a very different process. When the public says that they need Ksh 6 million, they bring that to us and then we accent to them. Why should we have two public participations on the same estimates? Which provision provides for that? This needs to be checked and we copy the best practices. Hon. Gachomba and his committee need to work with the CECM finance so that they can listen.

We are asking that the document that comes to this House to have the signature of the CECM finance. We had another document in this House. Which one are we going to use? How are we going to do away with the first one? How are we going to incorporate the report of the Budget Committee? The controller of budget made some recommendations to Nyandarua County and one of them is that our budget is a Programed Based Budget.

I have heard Hon. Njiraini complaining that when we have global figures with the name Water Provision and hence during the implementation few wards are favoured.

The Public Finance Management Act 2012 is very clear that what should be passed before 30<sup>th</sup> June is an itemised budget with specific vote heads for instance Ksh 3 million for Munyeki road. The only one that we cannot state now is the specific for the ward development fund. The ward development fund needed a negotiation. The controller of budget said that the Ward Development Fund is illegal allocation. We had agreed that what should have appeared in the budget are the projects that had been stated by the respective member of the county Assembly in the specific wards and not a vote head known as Ward Development Fund. This was sinister motive of forwarding the document with a vote head Ward Development Fund so that when it goes to Nairobi we shall be told that we have passed an illegal document and when it comes back they change it into their own things.

I wish that the chairperson would carry along the document that was done by Njihia so that when July starts we shall have a smooth budget implementation process. We are not afraid of refusing to approve the estimates if all these things are not adhered to. We shall work on vote on account so that if they want to buy ball pens they bring that to us so that we can appropriate the funds for procurement to do the same. We want to believe that the engagement that was in Royal Gardens was not a formality. But we can see that one side is trying to buy time so that the other one goes down.

Finally let the requirements that we had talked about be in writing and they be taken to the CEC member finance. All that we are going to do on Monday is to approve the estimates, we publish the appropriations bill and by 30<sup>th</sup> we approve it and we shall have beaten the deadline. This will flow smoothly if both the executive and the Assembly work together. I call upon the budget chairperson to second.

**Speaker:** Yes Hon. Gachomba and the member for Njabini/Kiburu

**Hon. James Gachomba:** Thank you Mr Speaker I second the motion by the member for Karau ward. This is a very serious issue. You are aware that on 29<sup>th</sup> April the Budget Estimates were received in this House, tabled on 5<sup>th</sup> May and were committed to the sectoral committees for 21 days which ended while we were in Mombasa on 28<sup>th</sup> May 2016. On 29<sup>th</sup> we received recommendations from the committees. There were some issues that we had to discuss with the Hon. Members so that we could be able to come into a consensus even with the executive.

We did the supplementary budget for both the Assembly and that of the executive separately. Mr Speaker, you can see the time limitation that we had. It is after the approval of these two supplementary budgets that we went to take these budget estimates to the public. This was done on 13<sup>th</sup> to 21<sup>st</sup> June. From the communication from the chair were given only one day to go and compile the report on the Budget Estimates.

When were at Royal Gardens we had a consensus with the governor and his team and they agreed to form a committee that would work with the committee on budget so that we can come up with a document that is in favour with this Assembly. We agreed that water projects would be given Ksh 10 million from Ksh 6 million, Ward Development Fund should be Ksh 14 million, roads Ksh 10 million.

We have gone round the county for public participation and the Speaker only gave us one day to go and compile the report which is supposed to incorporate all the views of Wanjiku.

This is unheard of and we cannot do that. We are doing a budget of Ksh 5 billion shillings. What has been said by Hon. Kamau Ngotho must be followed.

The members should submit their ward priority projects after this so that we can be able to include those projects in this document. We are not going to rubber stamp the executive's estimates and we are ready to be doing to vote on account. We do not care about what will happen. I second

*(Question proposed)*

**Speaker:** Yes Hon. Michael Kirumba

**Hon. Michael Kirumba:** Mr Speaker, I rise to support this motion by Hon. Ngotho and I think that it has come at the right time. We can compare these estimates to a matter of life and death. We are on the homestretch and this financial year it is either we make it or break it.

I will start with the requirement that this committee brings this report to the House in one day. This is a big joke appreciating that this committee went all over the county collecting views from the public. They require more time so that they can consider what the public said.

We all know that there is public apathy when it comes to public participation because what they said during that time is not what they are seeing. That is why you can go for a public participation and find no member of the public appears because the executive does what they want.

When we had the gentlemen consensus we thought that people would stick to it. We made our position very clear and all the projects in the wards should be finance by the ward development budget. The bursary is the only amount that is helping the public.

When I heard that the executive wanted to give Ksh 1 million to the nominated members and that Ward Development Fund would be Ksh. 14 million. But when I got the report that is different and we are told to rubberstamp. It is either the Ward Development Fund should be Ksh 14 million or we do away with it. In water we need to do what we have not done for the last three years. Ksh. 6 million was not asking too much especially for the elected members. The work done with these funds is what can be seen at the ward level.

Concerning roads, if you start a race like we did in 2013 and you have no finishing power now that we are at the homestretch, then you are done. If we do not get the Ksh 32 million broken into those vote heads, then I will not support this budget. In the past we have been saying 'let us pass it because the county will stand still' I do not give a damn this time. It is now a matter of life and death. I will not agree with the idea that the Committee on Budget

and Appropriations proceeds to compile a report on the budget estimates before we scrutinize the estimates.

That our County Government has been doing things in the eleventh hour has been a great problem. The Committee on Budget and Appropriations should be given about four days to compile the report on the budget estimates. This will give the Committee time even to consider views and proposals of the public that were collected during public participation. If the Committee is forced to compile the report in a day we will come to regret.

If the Ward Development Fund is allocated Kshs. 10 million, the water sector Kshs. 2 million and the roads sector Kshs. 6 million, per ward, then we are not going to meet the target of Kshs. 32 million allocation for the three votes for every ward, and this will not be acceptable Mr. Speaker.

The Office of the Speaker should know that we are not going to accept the budget estimates as they are. What we agreed on should be incorporated in the budget estimates. We will fail if we do not stand our ground on the budget estimates in question.

I hope the Executive will see the sense in what we are saying.

I beg to support. Thank you Mr. Speaker.

**Speaker:** Yes Member for Gathanji, Hon. Samuel Thuita

**Hon. Samuel Thuita:** Thank you Mr. Speaker. As a member for the Committee on Budget and Appropriations, I rise to support the motion. The motion is very critical because it is premised on a matter that will define the development status of our County for the next three hundred and sixty five days.

Actually some members of the public acquired a court order claiming that the budget estimates for the financial year 2016/2017 must be subjected to public participation. The Committee on Budget and Appropriations will attach a copy of the court order to its report. If this Assembly failed to comply with the court order, the public would go to the court and file a case on rejecting the budget.

When the Committee on Budget and Appropriations heard while on a public participation exercise at Mairo Inya that it has been direct to write the report on the budget estimates within the next one day, the Committee knew that the County Government would consequently be sanctioned by the public on various issues pertaining to development.

The Committee on Budget and Appropriations has in the past spent nights compiling reports on budget estimates but this time it would be practically impossible. Mr. Speaker, as we speak the Committee has not received the itemized budget on which it is supposed to write a report. We have been asking for the itemized budget though. The report we can write now is not on the itemized budget but a report on another paper, yet what will be budgeted after approval is the itemized budget.

The document on which the public gave its views in the just concluded public participation incorporates Kshs. 10 for Ward Development Fund, Kshs. 6 million for upgrading of roads and Kshs. 2 million for water projects per ward; yet that is not what we agreed on. If we adopt the document as it is it means that the people of our County will suffer development challenges for the next one year.

I beg to support. Thank you Mr. Speaker.

**Speaker:** Hon. Members, remember that for such motions as the one we are debating on a member is, pursuant to Standing Orders, supposed to take five minutes on the floor of the House to contribute. So Members, take five minutes to contribute on the motion.

Yes member for Githioro, Hon. Silvester Kagiri

**Hon. Silvester Kagiri:** Thank you Mr. Speaker. I rise to support the motion that was moved by Hon. Kamau Ngotho.

We thought the Executive would come up with a ‘social budget’, that is, a budget that would benefit Wanjiku directly in terms of development. But the budget estimates document that the Executive tabled has much allocations for recurrent expenditure and less allocations for development expenditure. That is why we requested for the *kamukunji* that we eventually held at a certain hotel. If what we agreed in the said *kamukunji* will not be incorporated in the report of the Committee on Budget and Appropriations the budget estimates we, the representatives of the people, will feel that our people have been short changed.

We went to the ground and collected people’s proposals on what should be included in the CIDP. But were the views of the public as captured in the CIDP considered in the budget estimates in question?

It is ironical that as the National Treasury continues to increase the proceeds to our County Government, the County Government continues to reduce the allocations for

development expenditure. I thought out of the Kshs. 5.5 billion budget for the financial year 2016/2017, more than two billion shillings would be allocated for development. But that is not the case.

But we cannot accept the case where certain County Government officials sit in their offices doing nothing yet they receive salaries and also benefit from allowances.

They are saying that the Ward Development Fund is illegal; yet when the Governor made a tour of the County the only projects that were well implemented were those funded with the money from the Ward Development Fund. They are the only projects that we can boast of Mr. Speaker. The Executive reduced money allocated for roads maintenance in every ward from Kshs. 10 million to Kshs. 6 million. In addition, what can Kshs. 2 million allocated for water projects in every ward do?

We would not mind even if we reach a stalemate on passing the budget estimates at hand as they are. If the estimates fail to pass we could resort to using money on vote on account basis.

We had better stay without budgets if the same would not allocate money according to the needs of *Wanjiku*. We should not approve of the budget estimates in question if, per ward, Ward Development Fund is not increased to Kshs. 14 million and allocations for roads maintenance and water projects increased to Kshs. 10 million and Kshs. 6 million respectively.

If we disagree with the Executive on the budget estimates in question we will tell *Wanjiku* the truth about what the Office of the Governor, the Office of the County Secretary and other Executive offices have been allocated and the money allocated for development in the wards.

Thank you Mr. Speaker.

**Speaker:** Yes Member for Rurii, Hon. Wahome Kamoche.

**Hon. Wahome Kamoche:** Thank you Mr. Speaker. I rise to support this motion, which is of county importance.

With the current situation on the budget we might be taking the wrong direction. Everyone must understand that we are politicians. We were elected by the people and therefore

we are answerable to them. So what we do should be for the benefit of the people. If the people who elected us ask us questions on what we do we should always be in a position to answer.

The County Government do not follow the due process of the law in doing some things. Even the County Government sometimes does not adhere to formal structures.

The budget should include specific allocations for specific projects in the wards. But sometimes we, the MCAs, keep quiet when this does not happen and therefore we give room for some people to do what they think in the implementation of the budget.

We should unite as Members of this House. We should take one direction. If we do not do that we will always end in disagreements even after holding discussions aimed at building consensus such as the ones we held at Panari Hotel and Royal Gardens Hotel.

I remember the Governor wanted to erect a road signpost in a certain ward without taking regard of the MCA of that ward. That points to the fact that some people may wish to take advantage of us; and we must not allow this.

I remind the Chairman of the Committee on Budget and Appropriations and the members of his committee that whatever they do in terms of budgets they do it on behalf of us. If they hang themselves, they hang us too.

In the budget estimates, the office of the Governor has been allocated Kshs. 161 million while that of the County Secretary has been allocated Kshs. 140 million. The Office of the County Secretary has been allocated Kshs. 140 million to do what?

We are like the political directors of the wards. Every budget must reflect the needs of the public. Pursuant to fundamental rights and freedoms of individuals, a member of the public may run to court to sue us if we fail to accomplish their needs.

Mr. Speaker, let us oppose this budget as it is. I remember I opposed a certain budget sometime back and I was heckled. Later this House came to agree with me...

**Speaker:** Order Hon. Wahome Kamoche! Your time is almost over.

**Hon. Wahome Kamoche:** Okay. Mr. Speaker, a BQ, for example, was prepared some time back. It indicated the total amount of the project as Kshs. 1.7 million. Galvanized iron sheets were needed yet Dumu Zaz iron sheets were the ones quoted in the BQ. That would 'kill' us politically. These are some of the things that affect us negatively.

We must resolve through a motion that Kshs. 14 million, Kshs. 10 million and Kshs. 6 million be allocated for ward development, roads maintenance and water projects respectively.

I beg to support.

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

**Hon. Kimani Njiraini:** Thank you Mr. Speaker. I thank Hon. Kamau Ngotho for moving the motion. One of the reasons we represent people in this House is to ensure that development takes place in the wards. Actually, enhancing development in the wards is one way through which we can secure our seats again.

Ward Development Fund, which had not been introduced in 2013/2014 and 2014/2015 financial years, is very critical.

With allocation per ward of Kshs. 14 million, Kshs. 10 million and Kshs. 6 million for ward development, roads maintenance and water projects respectively we will only be requesting for a total of Kshs. 750 million out of the Kshs. 5.5 million shillings budgeted for. We are urging the Executive to allocate this money as we are proposing for the benefit of the people who we represent.

We should give a lot of concern to development.

Mr. Speaker, there was Kshs. 500,000 that was to be allocated for construction of boda boda sheds in Kaimbaga Ward, yet it was not allocated. The Committee on Budget and Appropriations should consider including that money in the budget for the financial year 2016/2017.

Kaimbaga and Karau Wards are part of Ol'kalou. So allocations for the two wards should not be generalized; instead they should be specified. For example, there should be estate roads allocations for Kaimbaga and estate roads allocations for Karau.

The budget in question should have allocations for projects that directly benefit *Wanjiku*.

The specially elected Members should be allocated money to do development in Kaimbaga Ward. They should also be allocated money to do development in other wards like Mirangine and Weru that never benefited in the last financial year.

*(Murmurs)*

Finally, drafting of BQs should be done earnestly. In addition, implementation of projects should start immediately procurement process are concluded.

I beg to support; and those who are telling me to wind up should rise and give their contributions.

Thank you Mr. Speaker.

**Speaker:** Order Hon. Kimani Njiraini! Remember this Hon. House where decorum should be observed.

Yes Hon. Josphat Kamau

**Hon. Josphat Kamau:** Thank you Mr. Speaker. I rise to support the motion moved by Hon. Kamau Ngotho.

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

**Speaker:** Who is out of order Hon. David Ndirangu?

**Hon. David Ndirangu:** It is not Hon. Josphat Kamau.

**Speaker:** Proceed

**Hon. David Ndirangu:** Mr. Speaker, Hon. Kimani Njiraini shouted to Hon. Josphat Kamau, Hon. Silvester Kagiri and I just before he sat down. Mr. Speaker, you should have ordered him to withdraw his words that “those who are telling me to wind up should rise and give their contributions”.

**Speaker:** Hon David Ndirangu, I responded to Hon. Kimani Njiraini immediately he concluded his contribution. So you are also out of order.

Proceed Hon. Josphat Kamau

**Hon. Josephat Kamau:** Thank you Mr. Speaker.

A County Government has two arms: the Executive and the Legislature. These two arms of our County Government seem to have varying motives.

With allocation per ward of Kshs. 10 million, Kshs. 6 million and Kshs. 2 million for ward development, roads maintenance and water projects respectively we will only be talking

of Kshs. 450 million. This amounts to about 8.2% of the total budget for financial year 2016/2017.

Allocation for development should be at least 30% of the total budget. With the said 8.2%, I wish to know to which development votes the remaining about 24% of the budget has been allocated considering that development vote in the budget in question is purported to be 33%.

The Executive expends a lot of money on miscellaneous activities. This amounts to squandering of public funds.

We will not approve the budget in question if the money for Ward Development Fund, roads and water is not increased.

The specially elected Members should be allocated money with which they could initiate projects. Should the specially elected Members run for elective posts, and I believe most of them will, they will be questioned on what they achieved in terms of initiating projects.

*(Applause)*

Actually that is the challenge that is facing one of the person who has declared their candidature for the position of governor in our County. When he was in the National Government, he delivered very little to the people of Nyandarua.

If the specially elected Members are allocate money for development, Hon. Joyce Ng'ang'a, for example, would tell the people in the event she vies for an elective seat that she initiated a certain project like construction of an ECDE classroom.

So the specially elected Members should be considered in the budgetary allocations for financial year 2016/2017.

Thank you Mr. Speaker.

**Speaker:** Yes member for Mirangine and the vice chair of the Committee on Budget and Appropriations Committee, Hon. David Ndirangu

**Hon. David Ndirangu (Mirangine):** Thank you Mr. Speaker. I rise to support the motion. I do not want to dwell on what has already been said.

I wish to say that the Committee on Budget and Appropriations will work round the clock to ensure that an appropriate budget is brought to this House.

*Mwananchi* must benefit the more from the budget in question.

Last time some specially elected Members were not allocated money for development.

The wards that are not represented in this House by a nominated Member should be added Kshs. 3.2 million. This will ensure that all wards develop at the same pace. Last time we agreed that these wards were to benefit with an extra Kshs. 1.2 million but this was never effected.

With those remarks I wish to call the mover to respond.

*(Murmurs)*

**Speaker:** Hon. David Ndirangu, there are some members who wish to make contributions to the motion.

Yes County Member from Ndaragwa, Hon. Margaret Wamuyu

**Hon. Margaret Wamuyu:** Asante sana bwana Spika. Yangu ni machache. Ningetaka kuwashukuru wenzangu katika hili bunge...

*(Consultations)*

Protect me Mr. Speaker

**Speaker:** Order Members! Hon. Kimani Njiraini and Hon. David Ndirangu you have contributed yet you do not want to listen to contribution of other members.

**Hon. Margaret Wamuyu:** Ningetaka kuwashukuru wenzangu katika hili bunge. Pia ningetaka kumshukuru mwenyekiti wa Kamati ya Bajeti. Nilisikia uchungu sana jana kwa kusikia vile mambo iliendelea kuhusu bajeti tunayoizungumzia. Lakini kwa umaarifa wetu tumeweza kujadiliana na kupata suluhu.

Mambo ya bajeti lazima yaangaliwe kinaga ubaga. Kumbuka mwananchi ndiye aliyetuchagua. Kupitisha bajeti ambayo haimhusu mwananchi vilivyo itamaanisha hatuna msimamo mwema.

Ngingependa Executive ijue ya kuwa pesa ambayo serikali kuu inayotupatia ni ya kusaidia mwananchi. Lazima tuhakikishe pesa zinazotosha za maendeleo zimetengwa. Anayekataa pesa ya kutosha ya maendeleo ni mtu ambaye anataka tuende nyumbani.

Pesa zinazotengwa ya ofisi za idara za Executive ni nyingi sana. Mwananchi akisoma bajeti apate kuwa pesa ya kusafiri, kwa mfano, imepita milioni mia moja, je atasema nini?

Mtu wa kuchezea na kazi zetu msimu huu ni kama mtu anayetunyima mbegu wakati wa kupanda wakati wa mvua. Wakati huu hakuna kurudi nyuma. Mtu atakayeangalia nyuma atageuka kuwa jiwe la chumvi.

*(Laughter)*

Tulijadiliana katika mikahawa ya Panari na Royal Gardens kwamba vibao vya barabara havitawekwa tena. Lakini vinaendelea kuwekwa. Bwana Spika ningependa uongeshe gavana kuhusu hili jambo. Sisi kama viongozi hatuwezi tekeleza uharibifu wa vibao vya barabara.

Kwa nini watu wachache wanaamua vile bajeti itatekelezwa? Mimi nilikuwa nimeamua kuwa nitatoa ripoti yangu kwa vyombo vya habari kwamba sijafurahishwa na bajeti tunayojadili.

Sisi kama waheshimiwa tumenyamaza sana. Tulikuwa tukifuata kila kitu; tukiambiwa tufuate Musa tunafuata, tukiambiwa tuende Misri tunaenda.

*(Laughter)*

Hata kwa hii bunge hatuwezi ruhusu mtu mmoja afanye uamuzi kwa niaba yetu. Hatungekuwa hapa kama kuna mtu mmoja angekuwa na nguvu ya kufanya kazi zetu sote. Lazima tupewe heshima yetu. Kila kitu inayofanywa na kamati ya hii bunge lazima ijadiliwe na hii bunge.

Bwana Spika, ningeomba kwa unyenyekevu hii bunge ipitishwe kuwa sisi waheshimiwa wateule tupatiwe milioni nne ili tuweze kutekeleza miradi kama kutengeneza barabara. Milioni mbili tunawezazitumia kujenga barabara na hizo zingine tuzitumie kutekeleza miradi katika zile wadi ambazo hazijasimamiwa na mbunge mteule katika hili bunge.

Bwana Spika, ningependa ofisi yako iulize Executive kwa nini hawawezi weka mwenyekiti wa Kamati ya Bajeti katika ile kamati ya kutengeneza bajeti. Kwa nini bajeti inatengenezwa na watu wachache halafu inaletwa katika bunge muda mfupi tu kabla siku

inayofaa kupitishwa? Hata sisi tunawezafanya kama bunge kuu la nchi. Leo asubuhi bunge kuu la nchi liliamuwa kutopitisha bajeti ya mwaka huu kama haitakuwa na pesa ya CDF. Nikumaanisha kama hakutakuwa na bajeti mvua haitanyesha? Kumbuka tunaweza chaguliwa tena hata bila Executive.

Asante sana Bwana Spika.

**Speaker:** Yes Member for Gatimu, Hon. Kieru Wambui

**Hon. Kieru Wambui:** Thank you Mr. Speaker. On a lighter note I appreciate that your eye has caught me before it caught Hon. Peter Maina.

I rise to support this motion. However, I wish to raise some concerns pertaining to the matter addressed by the motion.

We should remind ourselves of the chronology of events that has culminated to the matter at hand. Hon. Kamau Ngotho touched on the same. You will realize that the Executive has no goodwill especially on allocations for development vis a vis recurrent expenditure for the financial year starting from July, 2016 and ending in June, 2017. Not unless we raise concerns, the Executive cannot. This Assembly is the one that raises objective concerns pertaining to the budgets of our County Government right from the time of the late Hon. Nelson Ngaruiya.

I do not understand how our Governor could present to this House a budget with only Kshs. 680 million as the total allocation for development expenditure. I calculate all allocations for development and found that their total is Kshs. 680 million out of a budget of Kshs. 5.48 billion. That shows that there is a problem somewhere.

What does the Executive mean by saying that the development vote is 34% of the total budget? Does it mean that their projects are different from ours? But let me not discuss the budget document as it is because by doing so I will be deviating from the discussion before this House. The motion at hand seeks to extend the time for the Committee on Budget and Appropriations to look into the issues that we discussed in Mombasa and Royal Gardens Hotel and incorporate them in the report that will be brought to this House for consideration and approval. The Executive has already submitted the budget estimates for the financial year 2016/2017 to the County Assembly. The four budgets we have passed Mr. Speaker, have not yielded anything meaningful right from the days of the former CECM for Finance, Hon. Nelson

Ngaruiya up to now. We (The Assembly) are always the people who do the right thing. We have an executive government led by an executive governor who has been elected by the people and I am sorry to say that, maybe, the governor has not yet understood the budget because I fail to understand how he can forward a budget to this Assembly with an expenditure on development amounting to only Ksh. 680 million yet the entire budget is about Ksh. 5.48 billion. This is totally impossible. I personally did evaluation and tabulated the total cost of development expenditure which amounted to Ksh. 680 million only.

This shows that we have a problem somewhere. If the Executive says that the development expenditure is about 34 percent of the entire budget, then, I don't understand what they mean. Does the Executive want to tell us that their projections are different from what we have here? I am not debating on the document because I will be pre-empting the content and anticipating debate but what I am trying to say is that there is a motion in this House that intends to allow the Committee on Budget and Appropriations to look into the issues that were discussed in Mombasa and agreed upon in Royal Gardens hotel. The deliberations were subsequently transferred into a document to be adopted by this House.

I would like to point out that the budget had already been submitted to the County Assembly. We did not have a legal framework on how the budget can get back to the Executive for corrections and later be resubmitted to the Assembly. There was no legal provision for that. We proposed that a memorandum be done by the Governor so that it considers certain issues raised by the County Assembly with respect to the budget. He never did the memorandum. The only way that was left for us was for technical committee of the Executive to sit down with the Assembly arm the government and consolidate some of the issues raised albeit in an informal setting.

Then my concern is that if this was an informal setting, how then, would the considerations of that informal set up be considered by the County Assembly? This is because the Executive tends to insinuate that the Executive and Assembly will have met informally. It is okay I am not refuting that but if it happened, they ought to consider how to formalize the issues into the budget. This is because Hon. Gachomba requires the amendments in the budget and mind you, the chairman can only amend only 1 percent. How do we then work out that one? We expected the Department of Finance to forward to the county Assembly, the agreed upon budget as it was in Royal Gardens hotel through a formal way. The committee will go and write a report and come up with amendment and when we pass the budget, the governor

assent to it because we shall have gone against the regulations of the P.F.M.A. What are we supposed to do? It is upon the Executive to demonstrate some goodwill in formalizing the meeting they so term as ‘informal’. We have to formalize all this in a document and we request the leadership of this House to follow up.

By the way, I don’t blame the committee on Budget and Appropriations. I blame the leadership of this House. Before this document landed to the Office of the Clerk and the Budget Committee, it ought to have been debated and discussed by the leadership of this House including Leaders of Majority and Minority. This would have ensured that interests of this House have been captured by the Executive. We should not come and start complaining that some issues raised by the members were not addressed when the document is already in the House. What happens if they have changed money to the tune of Ksh. 50 million yet we are only allowed to alter only 1 percent? This shows that the Leader of Majority did not take keen interest on what he tabled in this House. This should go into the records that they are supposed to go there, sit down with the Executive and prepare a document agreed by the two arms of government.

If this thing persists, the Executive will be preparing their own thing, bring it here and we will fail to agree on some issues. Let a team of five be formed so that they can meet with the Executive and iron out a few issues they agreed upon so that when they bring the document in the House, the Assembly is aware and it will pass. *Hizi shida tuko nazo bwana Spika*, could not be there because we assumed that the Executive would prepare a very good document. We only have around Ksh. 680 million for development in budget of about Ksh. 5 billion. These are some of the issues I want your office to understand. The Budget and Appropriations Committee requires a formal document from the Executive to meet. Then, the minutes of that meeting can formalize the whole thing. Sometimes they try to bring up excuses as to why such an arrangement cannot occur. My proposal is that Hon. Gachomba to invite a team from the Executive to join the committee when writing the report so that they give their views on the budget. Their deliberations especially amendments should be captured in the Hansard and in the minutes for validity.

Mr. Speaker, with your leave, I want to read a provision from the P.F.M.A. Article 131. It states that,

*‘...the County Assembly shall consider the County Government Budget Estimates with a view to approving them, with or without amendments, in time for the relevant*

*appropriation law and any other laws required to implement the budget to be passed by the 30th June in each year...'*

Mr. Speaker, today is 22<sup>nd</sup> day of June 2016. The Committee might sit until 27<sup>th</sup> June 2016. I would like to understand what the above law implies. Because I understand that the appropriation law is supposed to be in place before 30<sup>th</sup>. When we pass the estimates, they are published as Appropriation Bill which later becomes the Appropriation Act which the County Assembly publishes before 30<sup>th</sup> June of each year. The CECM for Finance should publish the Act not later than 21 days. Therefore, the County Assembly ought to have passed the Appropriation Bill into law by 30<sup>th</sup> June. Will we have published the appropriation law within the given timelines?

**Speaker:** Hon. Kieru Wambui has mentioned a very important thing. I want to draw you back to what the Assembly can in terms of making amendments to a budget. The House can only amend a budget to an effect of one percent. Therefore, even if we decline to adopt or approve this motion on budget by 30<sup>th</sup> June 2016, we shall directly head to the vote on account. Hence, the issue of the Hon. Members sitting informally with the Executive to have a consultation and agree on how they are going to do is the only solution. Again, these things are not cast on stone. Even if we fail to pass the budget by 30<sup>th</sup> of June, it does not mean that the County Government will not run. This is because we shall explore the next option which is vote on account. Proceed Hon. Kieru.

**Hon. Kieru Wambui:** Mr. Speaker, I agree that we shall proceed to the vote on account of the submitted budget. If therefore it is vote on account of the submitted budget, and, it is the same budget that has given development Ksh. 680 million only, I propose that we do not take that route. My request is, and the Chairman of Committee on Budget and Appropriations ought to hear this, that they should invite some people from the Executive to have what we discussed in Royal Gardens hotel in the report. Therefore, the committee only needs to do the amendments which I believe can be done even within a day if the Executive demonstrates goodwill. This is because they have refused to formalize our meeting and they refused to give the budget committee the full document. We need to formalize the meeting that was held in Royal Gardens hotel by ensuring Hon. Gachomba invites the people from the Executive so that they can own up the document.

Mr. Speaker, by so doing, we shall meet all the deadlines. If this does not happen, we shall engage in political battle although no one wants to take that route. I believe the Governor agreed with the resolutions but his ineptitude people disagreed. They should not start telling us

that already the document is now in the custody of the Assembly. If that is what they are implying, then, what were we doing at Royal Gardens hotel?

Mr. Speaker, it is important that you give directions that the people in the Executive own up that document. We don't want a scenario where we pass a document and then the CECM for Finance says that we have done an illegal budget. We should ensure that they own up the document they bring into this House by ensuring it has been signed. This way, we shall have our views and recommendations considered. Those are my submissions Mr. Speaker. Thank you.

**Speaker:** Yes, County Member from Njabini/Kiburu, Hon. Rebecca Nyangati

**Hon. Rebecca Nyangati:** Thank you Mr. Speaker for giving me this chance to support the motion. I really support the increment of Ward Development Fund from Ksh.10 Million to Ksh.14 Million. This will ensure that the elected members will get a fund that will do projects that touch on the electorates directly. Some of these projects should be left to the elected members because they are the ones who understand the needs of the people at the ground. Some of the projects may seem small to the Executive but trust you me, they are very important to the people. They have a lot of positive impact to the locals.

Mr. Speaker, it is my request to the elected members that when they get the increment, to allocate some amount in the tune of about Ksh.2 Million in every ward, to create youth projects. This is because the youth have been ignored for quite a long time. If the members put aside some amount specifically for the youth, it goes without saying that the impact will be positive and we shall have dealt with a major problem of youth unemployment. When we had a meeting at Royal Gardens hotel, even the Governor agreed that some amount should be put aside for young people. My feeling is that if the elected members can allocate just Ksh. 2 Million comfortably for projects dedicated for the youth, I believe that every member shall have a unique project in his ward. The youth should be made to own the projects for sustainability. Even when they vie in 2017, the youth will be in forefront of supporting them.

Mr. Speaker, there some other monies that have always been allocated from the Governor's office. They are the monies specifically put aside for women and youth. The money being given is not enough and is not helpful. Therefore, the feeling amongst the youth is that little is being done for them. To that end, I would like to reiterate that the elected members should remember to put aside money for young people when the increment for Ward Development Fund is effected. I support. Thank you.

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

**Hon. Dorcas Kihara:** Thank you Mr. Speaker, Sir, I rise to support this motion in lieu of the fact that these members are the ones who are in touch with the people on the ground. I am quite worried by how the Executive arm of the government operates. Our role in the constitution is to ensure that the Executive is doing things in the right way.

Mr. Speaker, I recall the Kiambu County Government's Budget which had 30 percent of the funds meant for recurrent expenditure while 70 percent was meant for development expenditure. For us, the budget that has come to us from Executive whose C.E.O. happens to be H.E. the Governor and who was voted in by the people, is a sham. It should be people-friendly, sensitive and responsive to the needs of the electorate. This budget has less than 30 percent funds meant for the development expenditure. This is very worrying. As such, I am supporting that we should have the ward development fund increased from Ksh.10 Million to Ksh.14 million.

Apparently, our women carry jerry cans around in search for water for domestic use and for use by livestock during dry spells yet we have enough money for water. If the amount is increased, we shall have more water projects, piping and excavation of water pans will also be done.

Mr. Speaker, we cannot keep saying that this is a land of milk and potatoes yet we do not have good roads to take these products into the market. Therefore, I am supporting that the money to be increased so that we can improve the accessibility to markets, hospitals and other important amenities by bettering our roads. You will recall that in the current budget of the financial year 2015/16, the specially elected members were allocated around Ksh.1 million to do a road. To date, these roads have never been completed. We urge therefore the elected members to complete the roads so that we can do other small projects because all the projects are in the wards. The elected members should support that the specially elected members be given Ksh. 3 million each so that they can complete the unfinished roads.

The Executive should own up these roads and the Governor should come and be proud of these projects being done at the ward level. The Governor should also feel proud to be associated with all the projects being done under ward development funds being an elected leader. Many of these projects at the ward level should therefore be associated with the leadership of the Governor. This is because the role of the County Assembly as we all know is oversight. We are therefore pushing for an increment and allocation of funds for the benefit of *Wanjiku* whom we represent. We would wish to have a budget that is clearly addressing the issues of *Wanjiku*. I don't understand how we should have a recurrent budget of Ksh.110

Million attached to the gubernatorial office and we have a miniature development expenditure. This is the time to do what *Wanjiku* feels needs to be done.

Mr. Speaker, I would also urge that H.E. Governor not to forget that this is the time that he will be asked on the status of the promises he made to the people when he was vying for this seat. He said that roads was his number one agenda. If you look at this budget, you might start to wonder whether the governor knows what is happening. You might as well think that he was not serious when he made these promises to *Wanjiku* especially on roads. Even when he is on TV, he is fond of saying that Nyandarua County is an agricultural county. How will the people transport their produce to the market if the roads are impassable? I suppose that something is not going well. Either H.E. the Governor is being misadvised or he doesn't understand what is happening around the county.

Another perspective is that the Governor might also not be very serious about this county. He is an elected leader of Nyandarua County and he represents them entirely as an executive officer. These are some of the things and issues that are coming out and therefore, I request that the Committee on Budget and Appropriations to take their time so that the can factor in the issues that have been raised by members when compiling the report. The only concern is whether our Leader of Majority Party, because he is not in the House, will draft a motion requesting for .a special sitting on Monday to discuss a budget that is touching on *Wanjiku's* needs. I now call upon the mover to respond. Thank you, I support.

**Speaker:** Mover!

**Hon. Kamau Ngotho:** Thank you Mr. Speaker. I highly commend the members for the role they have played in the budget making process. On the issues raised by Hon. Kieru...

*(Loud consultations)*

**Speaker:** Order Members! Order Hon. Ndirangu! Proceed.

**Hon. Kamau Ngotho:** We will pass the estimates on Monday, which will be an extension of the House but not a special sitting. I believe that the motion captures the issue of sitting on another other than the designated days. On the issue that Hon. Kieru raised, we shall pass the estimates by Monday and by Tuesday the 28<sup>th</sup> day of June 2016, we shall have the appropriations bill. We should pass it the same day after which we shall take the bill to Nairobi for publication on 29<sup>th</sup> and 30<sup>th</sup> June 2016 implying that we shall have the Appropriation Law in place by that time. I believe what we experienced the other day whereby we passed the Supplementary Budget was an eye-opener.

We have other issues that came into the picture and were raised by Hon. Kieru Wambui, that, what we said at Royal Gardens was not factored in the estimates. The Executive did not sign the document as a way of formalizing it. We need to sit with the Executive failure to which they shall bring their estimates and we shall throw them out. We shall use the vote on account and essentially, everyone shall suffer. And in any case, we shall go back to the *Wanjiku* and explain to them what we are attempting to do, and they shall understand because we want more money to address the needs of *Wanjiku*. It shall be a battle of 25 elected members versus 2 elected ones in the Executive.

*(Applause)*

As I had mentioned, the CECM for Finance should sit with the Committee on Budget and Appropriations and sign that the initial estimates were a true reflection of the Executive and there is a need to consolidate the estimates. This will ensure that we do not violate the 1 percent principle stipulated in the P.F.M.A.

Mr. Speaker, we are not starting a new thing. Most of the County Assemblies in the country have passed their appropriation laws. Machakos, Kericho and Kirinyaga Counties have already assented to their appropriation bills. I don't see the reason why we should start fighting now because we have always passed a budget. If we do that, we shall have started with the 'spirit' and finished with the 'body'.

*(Laughter)*

Therefore, Mr. Speaker, we are saying that we started with the 'spirit' and shall finish with the 'spirit'. To that end, I thank the Speaker, Hon. Members, staff in the Committee on Budget and Appropriations - please make sure that our recommendations are factored in, and ensure that they are in the final report. All the baggage is now with the committee on budget and we shall blame them if at all they are compromised and don't consider what we have said. I believe that our able chairperson cannot be compromised and by Sunday, we shall not be hearing the phrases like, 'I have been bought'...

*(Hon. Nancy Ng'ang'a rises)*

**Speaker:** What is it Hon. Nancy Ng'ang'a? I can only allow you time to contribute at this juncture if only the Hon. Member on the floor of the House donates some time for you. How much time would you like to donate to the member, Hon. Ngotho?

**Hon. Kamau Ngotho:** Thirty seconds Mr. Speaker.

**Speaker:** Proceed Hon. Nancy Ng'ang'a.

**Hon. Nancy Ng'ang'a:** Thank you Mr. Speaker. I just want to raise an important issue which might be positive. This motion has raised the 'temperatures' and you can tell from the passionate contributions of the members. My request is that, as the Committee on Budget proceeds to go and sit compiling the report on public participation, maybe we can incorporate two extra members to work together with the committee.

**Speaker:** I think the Hon. Member is raising an issue that is ahead of its time and simply jumping the gun. The motion has not yet been passed and therefore, Hon. Nancy you ought to raise that issue after the motion has been adopted by the Assembly. So, proceed, Hon. Ngotho.

**Hon. Kamau Ngotho:** Thank you, Mr. Speaker. I don't want to say much because many of the issues have been highlighted. I think it is good that we have an itemized budget and therefore we request the CECM for Finance to break it down. I think we also need to have a lot of correspondence especially on the matter of Ksh.1 Million for the specially elected and their specific projects as well as the Ward Development Fund (WDF) and the particular projects. If you check Njihia's recommendations, he had 'thrown dust' on the issue of WDF. As we stand, there is no law and we should follow the route that we used last year. For Ksh.14 Million, then I submit my projects to the Budget Committee and think that is the way to go.

Mr. Speaker, Sir, I think are some of the issues that we really have to highlight. Even for the Executive, it is important that they itemize all the projects that they have put in the budget. We should have a budget that is broken down. It is upon the Budget Committee to ensure that we don't see some of the pictures we saw in Mombasa during the Assemblies' Conference where some members went to swim. This is because they have a very big job to execute since they will even be forced to work at night in some instances. With those many remarks, I wish to thank you for allowing us to have a special sitting and approving the validity of my motion.

*(Question put and agreed to)*

**Speaker:** Hon. Members, I wish to clarify further on the direction that I was given by chair during the last sitting that the budget committee should go out for one day. In fact, the Speaker was not informed properly. This is because and you know very well that there was a consultation meeting held at Royal Gardens hotel and there was an agreement struck between the Executive and the Legislature arms of the county government. Thereafter, there was an informal agreement now that should be formally brought to the House the CECM for Finance and from there, the Committee on Budget and Appropriations can proceed with public

participation owing to the fact that there were some considerations that were supposed to be in that document.

Therefore, the Speaker was reacting to the effect that the Assembly has the ability of effecting amendments amounting to only 1 percent of the budget.

Hon. Members I believe that the Executive can only now go back to the consultations with the Legislature outside the Assembly failure to which, when the members fail to approve the estimates, we will have no other option rather than going to the vote on account.as members have mentioned, choices have consequences. I think we ought not to follow that route. Next order.

### **MOTION TO BE MOVED**

#### AUDITED FINANCIAL OPERATIONS OF THE NYANDARUA COUNTY EXECUTIVE FOR THE FY 2014/15

**Speaker:** Yes, Hon. Silvester Kagiri, Member for Githioro ward and Chairperson, PIC/PAC Committee

**Hon. Silvester Kagiri:** Thank you Mr. Speaker, I rise to seek leave that this House does allow this motion to be moved to the afternoon at 2.30 pm owing to the vigorous debate that we have just had. The members seem to be very exhausted so that they can have lunch and then come back. What is in the budget is very sensitive because these issues have been thorns in the flesh within the county. It is about time that exonerate ourselves from accusations that we don't work but what is contained in this document is actually some steps that we require this House to pass so that they can be taken on some officers who what they were not supposed to do. Therefore, I beg to seek leave.

*(Hon. Peter Kairu rises on a point of information)*

**Speaker:** What is Hon. Peter Kairu?

**Hon. Peter Kairu:** I would like to clarify something little on what Hon. Kagiri has said. He has said what is contained in the budget is a thorn in the flesh instead of saying what is contained in the document.

**Speaker:** Proceed Hon. Kagiri.

**Hon. Silvester Kagiri:** Mr. Speaker, as I had said earlier, I am seeking leave to have this motion moved in the afternoon. Thank you.

**Speaker:** Thank you Hon. Members and I believe that you have the order paper of the next sitting. And, since there was a debate that came and needed to be discussed in this Hon.

House, we can agree that the motion by the PIC/PAC committee be the first in the afternoon sitting. Therefore, the leave is granted. Next order.

**ADJOURNMENT**

Hon. Members, having exhausted the business as it appears in the order paper, this House stands adjourned to the next sitting which is today, 22<sup>nd</sup> day of June 2016 at 2.30 p.m.

*(The House rose at 12.10 p.m.)*