

**FIRST ASSEMBLY**

**(058)**

**FOURTH SESSION**

**(153)**



**COUNTY GOVERNMENT OF KITUI**

**THE COUNTY ASSEMBLY**

**FIRST ASSEMBLY – (FOURTH SESSION)**

**VOTES AND PROCEEDINGS**

**WEDNESDAY, 29<sup>TH</sup> JUNE 2016 AT 9.00 A.M.**

1. The House convened at Nine O'clock
2. The proceedings were opened with prayer
3. **PRESIDING;** Honorable Speaker on the Chair

**4. NOTICE OF MOTIONS;**

- i. **MOTION ON ADOPTION OF THE REPORT OF THE COMMITTEE ON BUDGET AND APPROPRIATIONS ON CONSIDERATION OF THE KITUI COUNTY ASSEMBLY SUPPLEMENTARY BUDGET (II) FOR THE FINANCIAL YEAR 2016/2017.**

*(Chairperson, Committee on Budget and Appropriations)*

**THAT,** pursuant to the provisions of Section 154(2) of the Public Finance Management Act, 2012 as read together with Section 135 of the same Act, this County Assembly adopts the Budget and Appropriations Committee report on the Kitui County Assembly Supplementary Budget (II) for the Financial Year 2015/2016 for consideration by this house, tabled in the County Assembly on Tuesday, 28th June, 2016.

*(Hon. Anthony Muthui)*

**ii. MOTION TO AMEND THE REGULATIONS FOR THE OPERATIONALIZATION OF THE KITUI COUNTY ASSEMBLY SERVICE BOARD EMPLOYEES' MORTGAGE FUNDS SCHEME**

*(Leader of Majority)*

**THAT**, pursuant to the provisions of Section 116 of the Public Finance Management Act 2012, this County Assembly hereby amends the above Regulations as below:

**TITLE**

By amending the title to read "Regulations for the Operationalization of the Kitui County Assembly Service Board Employees' Mortgage Funds Scheme."

**PREAMBLE**

By amending the preamble to read "IN EXERCISE of the powers conferred by Section 116 of the Public Financial Management Act 2012, the County Executive Committee Member for finance makes the following regulations \_"

**CLAUSE 2**

By amending the definition of "Committee" as follows; "Committee" means the Mortgage Loans Management Committee established under regulation 6;

"property" means land or a residential house purchased through a loan from the scheme and includes the development, renovation or repair of residential houses purchased by sources other than the fund;

**CLAUSE 5**

By inserting a new clause 5(3) to read "All other sums of money that may in any manner become payable to or vested in the fund including grants, gifts and donations will form part of the Capital of the Scheme."

**CLAUSE 6**

By amending clause 6 (1) (d) to read "the person in charge of the legal department"

By inserting a new clause 6(1) (h) to read "due regard shall be paid to the inclusion of special interest groups, in composition of the committee in line with the Constitution."

**CLAUSE 12**

By inserting a new clause 12(1) (a), (e) and (f) as follows;

- (a) **Chief Executive Officer:** Kenya Shillings Twenty Five Million (KES. 25,000,000/=).
- (e) **Job Group: G, H, J** and equivalent grades in Public Service; Kenya Shillings Six Million (KES. 6,000,000/=).
- (f) **Job Group: A, B, C, D, E, F** and equivalent grades in Public Service; Kenya Shillings Four Million (KES. 4,000,000/=)

**CLAUSE 18 1(D)**

By replacing the words "him" appearing on the 5th line with the words "the aforementioned officer"

By inserting the words "Article 226 and 229 of the Constitution and the Public Audit Act" immediately after the words "Public Finance Management Act" appearing on the 10<sup>th</sup> line of the paragraph.

**GENERAL AMENDMENTS**

By replacing every reference to the term "rules and regulations" with the term "regulations" appearing in the entire document.

By replacing the words, 'The Chairman, Kitui County Assembly Service Board" appearing on page 12, with the words "The County Executive Member for Finance".

*(Hon. Jacob K. Maundu)*

**iii. MOTION TO AMEND THE REGULATIONS FOR THE OPERATIONALIZATION OF THE KITUI COUNTY ASSEMBLY SERVICE BOARD EMPLOYEES' CAR LOAN FUNDS SCHEME**

*(Leader of Majority)*

**THAT**, pursuant to the provisions of Section 116 of the Public Finance Management Act 2012, this County Assembly hereby amends the above Regulations by:

**WEDNESDAY, 29<sup>TH</sup>JUNE, 2016**

**(058)**

**(156)**

**TITLE**

By amending the title to read "Regulations for the Operationalization of the Kitui County Assembly Service Board Employees' Car Loan Funds Scheme."

**PREAMBLE**

By amending the preamble to read "IN EXERCISE of the powers conferred by Section 116 of the Public Financial Management Act 2012, the County Executive Committee Member for finance makes the following regulations –"

**CLAUSE 2**

By amending the definition of "Committee" as follows; "Committee" means the Members Car Loans Management Committee established under regulation 6;

**CLAUSE 5**

By inserting a new clause 5(3) to read "All other sums of money that may in any manner become payable to or vested in the fund including grants, gifts and donations will form part of the Capital of the Scheme."

**CLAUSE 6**

By amending clause 6 (1) (d) to read "the person in charge of the legal department"

By inserting a new clause 6 (1) (h) to read "due regard shall be paid to the inclusion of special interest groups, in composition of the committee in line with the Constitution."

**CLAUSE 10**

By inserting a new clause 10 (1) (a), (e) and (f) as per the Salaries and Remuneration Commission's recommended graduated rates as follows;

- (b) **Chief Executive Officer:** Kenya Shillings Five Million (KES. 5,000,000/=).
- (e) **Job Group: G, H, J** and equivalent grades in Public Service; Kenya Shillings Eight hundred thousand (KES. 800,000/=).
- (f) **Job Group: A, B, C, D, E, F** and equivalent grades in Public Service; Kenya Shillings Six Hundred Thousand (KES. 600,000/=).

**CLAUSE 15 1(D)**

By replacing the words "him or her" appearing on the 5th line with the words "the aforementioned officer"

By inserting the words "Article 226 and 229 of the Constitution and the Public Audit Act" immediately after the words "Public Finance Management Act" appearing on the 10<sup>th</sup> line of the paragraph.

**GENERAL AMENDMENTS**

By replacing every reference to the term "rules and regulations" with the term "regulations" appearing in the entire document.

By replacing the words, 'The Chairman, Kitui County Assembly Service Board" appearing on page 9, with the words "The County Executive Member for Finance".

*(Hon. Jacob K. Maundu)*

**5. PROCEDURAL MOTION;**

*(Leader of Majority)*

Motion made and question proposed;

Pursuant to Standing Order No. 27(3)(a), this house resolves to extend its sitting hours beyond 12:30 P.M.

*(Hon. Jacob K. Maundu)*

Question put and **agreed to.**

**6. MOTION ON ADOPTION OF THE REPORT OF THE COMMITTEE ON BUDGET AND APPROPRIATIONS ON CONSIDERATION OF THE KITUI COUNTY BUDGET ESTIMATES FOR THE FINANCIAL YEAR 2016/ 2017**

*(Chairperson, Committee on Budget and Appropriations)*

Motion made and question proposed;

**WEDNESDAY, 29<sup>TH</sup>JUNE, 2016**

**(058)**

**(158)**

**THAT**, pursuant to the provisions of Section 131 of the Public Finance Management Act 2012 and Standing Order No. 206(6), this County Assembly adopts the Budget and Appropriations Committee Report on the Budget Estimates for the County Government of Kitui tabled in the County Assembly on Tuesday, 28<sup>th</sup> June, 2016.

*(Hon. Antony Muthui)*

Debate arising;

Question put and **agreed to.**

**7. MOTION ON ADOPTION OF THE REPORT OF THE COMMITTEE ON BUDGET AND APPROPRIATIONS ON CONSIDERATION OF THE KITUI COUNTY ASSEMBLY SUPPLEMENTARY BUDGET (II) FOR THE FINANCIAL YEAR 2016/2017.**

*(Chairperson, Committee on Budget and Appropriations)*

Motion made and question proposed;

**THAT**, pursuant to the provisions of Section 154(2) of the Public Finance Management Act, 2012 as read together with Section 135 of the same Act, this County Assembly adopts the Budget and Appropriations Committee report on the Kitui County Assembly Supplementary Budget (II) for the Financial Year 2015/2016 for consideration by this house, tabled in the County Assembly on Tuesday, 28th June, 2016.

*(Hon. Anthony Muthui)*

Debate arising;

Question put and **agreed to.**

**8. MOTION ON APPROVAL OF VOTE ON ACCOUNT**

*(Chairperson, Committee on Budget and Appropriations)*

Motion made and question proposed;

**WEDNESDAY, 29<sup>TH</sup>JUNE, 2016**

**(058)**

**(159)**

**THAT**, pursuant to the provisions of Section 134 of the Public Finance Management Act, 2012 and Standing Order No. 213 this Assembly hereby resolves to approve a Vote on Account to authorize the withdrawal of money from the County Revenue Fund.

*(Hon. Antony Muthui)*

Debate arising;

Question put and **agreed to.**

**9. ADJOURNMENT;**

And the time being Three O'clock, the Honorable Speaker adjourned the House.

**10. ASSEMBLY ROSE;** at Three O'clock.

***MEMORANDUM***

*The Honorable Speaker will take the chair on  
Thursday, 30<sup>th</sup> June, 2016 at 2.30 P.M.*

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