



COUNTY GOVERNMENT OF KITUI

THE COUNTY ASSEMBLY

FIRST COUNTY ASSEMBLY – (FOURTH SESSION)

VOTES AND PROCEEDINGS

WEDNESDAY 13TH JULY, 2016 AT 2.30 P.M.

1. The House assembled at thirty minutes past Two O'clock.
2. The proceedings were opened with a prayer.
3. PRESIDING Hon. Speaker

4. PAPERS.

The following paper were laid on the table of the Assembly pursuant to the provisions of Standing Order No, 120, and 186 (3) (d).

(Chairperson, Committee on Budget and Appropriations)

Report of the Committee on Budget and Appropriations on consideration of the Kitui County Appropriation Bill, 2016 (C/A Bill no. 2, 2016)

(Hon Antony M. Muthui - MCA)

5. MOTION ON TRANSFER/ RESHUFFLING OF COUNTY GOVERNMENT OFFICERS - MEMBER, MULANGO WARD

RECOGNIZING THAT the Constitution under Part 2 of the Fourth Schedule devolves some of the Government functions to the County Governments.

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AWARE THAT in order for the functions devolved under the Fourth Schedule of the Constitution to be fully implemented, the Constitution under Article 185 gives the County Assemblies the legislative authority to make laws that are necessary for the effective implementation of these functions.

RECALLING THAT Section 48 of the County Governments Act 2012 acknowledges that county government functions and services are to be decentralized to sub-counties and ward level amongst other decentralized units.

AWARE THAT Sections 50 and 51 of the County Governments Act, 2012 establishes offices of the Sub-county and ward administrators as offices within the county public office.

FURTHER AWARE THAT Section 59 of the County Governments Act, 2012 gives the County Public Service Board the mandate to appoint persons to serve in the County Public Service.

RECOGNIZING THE importance of principles that guide county government service delivery as set out under Section 116 (2) of the County Governments Act, 2012 these principles being *non-discrimination, transparency, equity and efficiency* amongst others.

NOTING THAT Article 75 of the Constitution, 2010 outlines the conduct of a public officer and particularly forbids a public officer from behaving in a Manner that brings conflict between personal interest and public or official duties or causes compromise of any public or official duty in favour of personal interest.

CONCERNED that Sub-county and Ward administrators in the county are currently working within their home areas and this could easily lead to compromise between their official duty and personal interest or cause the said officers to deliver services in a biased and discriminative manner.

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FURTHER CONCERNED THAT the appointment of sub-county and ward administrators to serve within their home areas is likely to affect the quality of service delivery by the county government.

URGES this County Assembly to resolve that:

- i) The County Public Service Board in consultation with the Ministry of Administration and Coordination of County Affairs and all other relevant stakeholders do come up with a policy document on Transfer and/or reshuffling of county public officers;
- ii) That the document to particularly provide that no sub-county and ward administrators should serve within their home areas; and
- iii) That the policy document to make provisions to ensure that no sub-county or ward administrator shall serve in one station for a period exceeding three years.

(Hon. MwendwaMunyoki)

Debate arising;

Rising on his place under Standing Order 32 (1) Hon. Peter Kilonzo objected that there was no quorum which was confirmed and upon failure to raise the quorum, the Temporary Speaker adjourned the house pursuant to Standing Order 32 (2) (a) to the following sitting.

6. ADJOURNMENT

And the time being thirty minutes past three o'clock, the Honorable speaker adjourned the house.

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7. ASSEMBLY ROSE - at thirty minutes past Three o'clock.

MEMORANDUM

*The Honorable Speaker will take the chair on
Thursday, 14th July, 2016 at 2:30 p.m*