



**COUNTY GOVERNMENT OF KITUI**  
**THE COUNTY ASSEMBLY**  
**SECOND ASSEMBLY – (SECOND SESSION)**  
**VOTES AND PROCEEDINGS**  
**TUESDAY 7<sup>TH</sup> AUGUST, 2018 AT 2.30 P.M.**

1. The House assembled at Thirty Minutes past two O'clock.
2. The proceedings were opened with prayers.
3. Hon Speaker on the Chair
4. **COMMUNICATION FROM THE CHAIR**

The chair made the following communication;

**Honourable Members,**

- i. The Chairperson of the Tourism, Sports and Culture Committee would like to brief the House of the sports activities for this month. He has therefore requested to meet all Honourable Members after this sitting.
- ii. COMMUNICATION AS RELATES TO THE PUBLIC FINANCE MANAGEMENT (KITUI COUNTY HEALTH INSURANCE COVER FUND) REGULATIONS 2018

**TUESDAY 7<sup>TH</sup> AUGUST, 2018**

**(069)**

**(242)**

**Honourable members,**

In exercise of the power conferred by section 116 of the Public Finance Management Act 2012, the county Executive Committee Member for the Finance has forwarded to my office the Public Finance Management (Kitui County Health Insurance Cover Fund) Regulations 2018.

**Honourable members,**

The regulations seeks to establish a fund to known as the Kitui County Health Insurance Cover Fund.

The Object and purpose of the fund shall be, amongst others, to:

- i. Promote universal health coverage in Kitui county;
- ii. Guarantee access to affordable high quality health services for beneficiaries;
- iii. Mobilize financial resources from households in Kitui county for provision of subsidized health care services to the beneficiaries;

**Honourable Members,**

I hereby commit these regulations to the committee on Justice and legal affairs and Committee on Health and Sanitation for consideration.

**TUESDAY 7<sup>TH</sup> AUGUST, 2018**

**(069)**

**(243)**

**5. NOTICES OF MOTION**

- i. MOTION ON REGULATION AND MANAGEMENT OF STREET TRADE (HAWKING) AND BODA BODA OPERATORS IN KITUI AND MWINGI TOWNS.

**(MCA KANZIKU WARD)**

**AWARE THAT,** County transport including county roads is a devolved function under the Constitution;

**FURTHER AWARE THAT,** the principles and objects of devolution include equitable sharing of resources, efficiency, provision of proximate and easily accessible services, and non discrimination amongst others;

**NOTING THAT,** the Committee on Budget and Appropriations allocated funds in the 2018/2019 Financial Year budget for access roads development including opening up new roads and grading but there is no policy document or framework governing the proposed programme;

**CONCERNED THAT,** implementation of the programme without a governing framework may lead to inequitable application, misappropriation and imprudent use of the funds allocated contrary to principles of public finance management;

**FURTHER CONCERNED THAT,** there has been public outcry regarding implementation of road projects in the County with the public concerned about equitability and discrimination, which has led to marginalization of various areas in Kitui County;

**RECOGNIZING THAT,** such a programme will lead to high budget absorption rates, improved road network and further support H.E. The Governor's five pillar manifesto;

**THIS HOUSE RESOLVES TO:**

1. Approve the Kitui County Access Roads Development Programme guiding framework as drafted and task the Ministry of Lands Infrastructure Housing and Urban Development to develop internal

**TUESDAY 7<sup>TH</sup> AUGUST, 2018**

**(069)**

**(244)**

guidelines on implementation of the programme in line with the draft framework;

2. The CEC Member for Lands Infrastructure Housing and Urban Development, through the relevant Chairperson, to report progress of implementation of this resolution/ programme within 60 days of approval of this Motion;
3. The CEC Member for Lands Infrastructure Housing and Urban Development to submit the guidelines to the Assembly once developed.

***(Hon. James Munuve- MCA)***

**ii. MOTION ON THE KITUI COUNTY ACCESS ROADS DEVELOPMENT PROGRAMME.**

***(Hon. James Munuve- MCA)***

**AWARE THAT,** County transport including county roads is a devolved function under the constitution;

**FURTHER AWARE THAT,** the principles and objectives of devolution include equitable sharing of resources, efficiency, provision of proximate and easily accessible services, and nondiscrimination amongst others;

**NOTING THAT,** the Committee on Budget and appropriations allocated funds in the 2018/2019 Financial Year budget for access roads developments including opening up new roads and grading but there is no policy document or framework governing the propose3d programme.

**CONCERNED THAT,** implementation of the programme without a governing framework may lead to inequitable application, misappropriation

**TUESDAY 7<sup>TH</sup> AUGUST, 2018**

**(069)**

**(245)**

and imprudent use of the funds allocated contrary to principles of public finance management;

**FURTHER AWARE THAT,** there has been public outcry regarding implementation of road projects in the county with the public concerned about equitability and discrimination, which has led to marginalization of various areas in Kitui County.

**RECOGNIZING THAT,** such a programme will lead to high budget absorption rates improved rates, improved road network and further support H.E. the Governor's five pillar manifesto;

**THIS HOUSE RESOLVES TO:**

1. Approve the Kitui County Access Roads Development Programme guiding framework as drafted and task the Ministry of Lands Infrastructure Housing and Urban Development to develop internal guidelines on implementation of the programme in line with the draft framework;
2. The CEC Member of Lands Infrastructure Housing and Urban Development, through the relevant Chairperson, to report progress of implementation of this resolution/programme within 60 days of approval of this Motion;
3. The CEC Member for Lands Infrastructure Housing and Urban Development to submit the guidelines to the Assembly once developed.

***(Hon. James Munuve- MCA)***

**6.\*. MOTION ON ADOPTION OF THE REPORT BY THE COMMITTEE ON FINANCE AND PLANNING ON THE CONSIDERATION OF KITUI COUNTY**

**INTEGRATED DEVELOPMENT PLAN (CIDP) 2018-2022**

**TUESDAY 7<sup>TH</sup> AUGUST, 2018**

**(069)**

**(246)**

*(Chairperson, Committee on Finance and Planning)*

**THAT**, Pursuant to the provisions of Article 220(2) of the Constitution, Section 108 of the Public Finance Management Act, 2012 and Standing Order No.179 (6), this Assembly hereby adopts the report by the Committee on Finance and Planning on Consideration of the Kitui County Integrated

Development Plan (2018-2022), laid on the table of the Assembly on Tuesday 31<sup>st</sup> July, 2018.

*(Hon Jehoshaphat Nzamba James)*

***(Resumption of Business interrupted on Thursday 2<sup>nd</sup> August, 2018 during the afternoon Session)***

**Amendment Proposed:**

THAT, the Motion be amended as below:

1. Expunge committee's recommendation No. 3.0 (a)  
This is because the committee's recommendations essentially qualify the CIDP document on which its report is based and therefore negates the whole purpose of this house interrogating the report.  
Expunging will in effect make this honorable house to override the committee's recommendation to facilitate debate on a positive note.
2. Committee's recommendation No. 4.5 (g) **retain** Syongila as recommended by the Ministry because it is an ongoing project.
3. Under committee's recommendation No. 4.6  
Page 97 of the CIDP
  - (i) Amend the recommendations to insert a Sub-Program titled Kitui County Investment Corporation with a budget of Ksh. 300M
  - (ii) Amend the Budget of the Sub- Program Legal and Policy services from Ksh. 491M to Ksh 191M

## TUESDAY 7<sup>TH</sup> AUGUST, 2018

(069)

(247)

The reduction in the budget is because the Ministry proposes to come up with only 8 laws/policies translating to Ksh. 61.3M per law/policy which is far too high considering that it costs only 20m to prepare the CIDP which is a very huge and more complex document.

4. Expunge committee's recommendation No. 4.10 (j) by;
  - (i) Deleting the names Mumoni, Ngomeni, Nguni, Tseikuru and Nuu and replacing with the words **"in every ward"**

This is because the committee does not give any justification for recommending the inclusion of the names; Mumoni, Ngomeni, Nguni, Tseikuru and Nuu; further the Ministry on page 121 of the CIDP had not proposed any locations either.
  - (ii) Amend the key performance indicator on Sub-Program: Awareness creation on climate change adaptation and mitigation page 121 of CIDP to read **"No. of awareness meetings held: - (one in every ward)"**
5. Expunge committee's recommendation No. 4.6(c)

This is because the committee has not given any viable justification for recommending the inclusion of the names; Kisasi, Kwa Vonza, Nguni and Mutha in its report. Further the Ministry on page 97 of the CIDP did not indicate those names either. It is therefore advisable to let the Ministry allocate these industries as per their feasibility studies and due financial viability on development projects as provided for in the County Governments Act section 102(e) and section 106 (3). Note: - by attempting to allocate these huge investments; the County Assembly risks being accused for any failures of such industries because of trying to usurp the implementation role of the executive.
6. Delete the names Mwingi, Mutomo and Kitui Town on Committees Recommendation No. 4.6 (J) and replace with the words **"at all Sub County Headquarters"**
7. Ministry of Health and Sanitation page 190 of the CIDP  
Under the project name: Construction of Health Facilities: Project location: The Ministry of Health and Sanitation shall be guided by the

**TUESDAY 7<sup>TH</sup> AUGUST, 2018**

**(069)**

**(248)**

public wish list in every ward as contained in the CIDP document in accordance with article 174(g) of the constitution of Kenya, 2010 and Section 6(6), section 102(g) and section 103(f) of the County Government Act, 2012.

Question of the amendment proposed;

Debate Arising;

Question to the amendment put and **agreed to.**

Debate on the Motion as amended resumed;

Question on the Motion as amended put and **agreed to.**

**6. ADJOURNMENT** – and the time being Fifteen minutes past Five o'clock, the Honorable Speaker adjourned the House.

**7. ASSEMBLY ROSE** – Fifteen minutes past Five O'clock.

**MEMORANDUM**

*The Honorable Speaker will take the chair on the*

*Wednesday, 8<sup>th</sup> August, 2018 at 9.00 A.M*