



COUNTY GOVERNMENT OF KITUI

THE COUNTY ASSEMBLY

FIRST COUNTY ASSEMBLY – (FOURTH SESSION)

ORDERS OF THE DAY

THURSDAY 8TH SEPTEMBER, 2016 AT 2.30 P.M.

PRAYERS

1. Administration of Oath;
2. Communication from the Chair;
3. Messages;
4. Petitions;
5. Papers;
 - i) The Kitui County Annual Development Plan (A.D.P) 2017/2018 (*Leader of Majority Party*)
6. Notices of Motions;
7. Statements;
 - i) Schedule of Business for Plenary and Committee sitting for the week ending on 23rd September, 2016 (*Designated Member, County Assembly Business Committee.*)

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COMMENCEMENT OF BUSINESS

8.*. COMMITTEE OF THE WHOLE COUNTY ASSEMBLY

The Kitui County Finance Bill, 2016 (C/Assembly Bill No. 3 of 2016)

*(The Chairperson, Budget and Appropriations Committee to execute business as contained in the **NOTICE** annexed)*

Hon. Chairperson, I wish to move

THAT, the Committee do report its consideration of the Kitui County Finance Bill, 2016 (C/Assembly Bill No. 3 of 2016) and its approval thereof, **with or without** amendments.

(Hon. Anthony M. Muthui)

ASSEMBLY RESUMES

9.*. REPORT OF THE WHOLE COUNTY ASSEMBLY COMMITTEE

(Chairperson, Committee of the whole County Assembly)

Hon. Speaker,

I wish to report,

THAT, the Committee of the whole County Assembly has considered the Kitui County Finance Bill, 2016 (C/Assembly Bill No. 3 of 2016) and approved the same **with/without** amendments.

10.*. MOTION ON APPROVAL OF THE REPORT OF THE WHOLE COUNTY ASSEMBLY COMMITTEE

(Chairperson, Committee on Budget and Appropriations)

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Hon Speaker Sir, I wish to move,

THAT, the house do agree with the committee in the said report.

(Hon. Anthony Muthui)

11.*. MOTION ON THE KITUI COUNTY FINANCE BILL, 2016 (C/ASSEMBLY BILL NO. 3 OF 2016)-THIRD READING, (with the leave of the Speaker)

(Chairperson, Committee on Budget and Appropriations)

Hon. Speaker Sir, I beg to move,

THAT, the Kitui County Finance Bill, 2016 (C/Assembly Bill No. 3 of 2016) be **now** read a **Third Time**.

(Hon. Anthony Muthui)

Third Reading

A Bill For

An ACT of the Kitui County Assembly to provide for the various taxes, rates, fees and charges for goods, stock and services and for other revenue raising measures by the County Government; and for matters incidental thereto.

ANNEX

NOTICES THE KITUI COUNTY FINANCE BILL, 2016 (COUNTY ASSEMBLY BILL NO.3 2016)

Notice is hereby given that the Chairperson Committee on Budget And Appropriations intends to move the following amendments to the Kitui County Finance Bill, 2016 (Assembly Bill No. 3, 2016) at the stage of committee of the whole County Assembly.

CLAUSES WITHOUT AMENDMENTS

CLAUSE 4

THAT Clause 4 as printed be part of the Bill

CLAUSE 7

THAT Clause 7 as printed be part of the Bill

CLAUSE 8

THAT Clause 8 as printed be part of the Bill

CLAUSE 10

THAT Clause 10 as printed be part of the Bill

CLAUSE 11

THAT Clause 11 as printed be part of the Bill

CLAUSE 12

THAT Clause 12 as printed be part of the Bill

CLAUSE 13

THAT Clause 13 as printed be part of the Bill

CLAUSES WITH AMENDMENTS

CLAUSE 2

THAT, amend Clause 2 by deleting all the words between the words "charges" and "from" in the first and the third sentence of the Clause respectively.

CLAUSE 3

THAT, amend Clause 3 as follows:-

(i) by deleting entire Sub-Clause 3 (1) and replacing it thereof with the following:

3 (1) (a) the taxes, charges, fees and rates applicable in the County shall be as set out under the first schedule.

3 (1) (b) the taxes, charges, fees and rates applicable under (1) above shall be based on the economic zones listed under the second schedule.

(ii) by deleting the entire Sub-Clause 2 and replacing thereof with:

3 (2) a person who wishes to carry out any of the activities or businesses or make use of county services or property shall pay such applicable taxes, charges or fees.

(iii) By deleting entire paragraph 3 (3) (a) and replacing thereof with:

3 (3) (a) the county government shall issue official receipt upon payment of the prescribed fee and thereafter grant the relevant permit or license to the applicant.

CLAUSE 5

THAT, amend sub-clause 5 (1) by deleting all the words in between the words "the" in the first sentence and "the" in the second sentence of the Clause and replacing thereof with the words **County Governments Public Finance Management Transition Act, 2013.**

CLAUSE 6

THAT, amend Clause 6 by adding the words **as listed under the first schedule part IV** immediately at the end of the sentence.

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CLAUSE 9

THAT, amend Clause 9 as follows;-

- (i) In paragraph 9 (1) (a) by deleting the words "part V (Appendices)" and replacing thereof with words **the second schedule**.
- (ii) In paragraph 9 (1) (b) by deleting the words "C, D and E" and "part V (Appendices)" and replacing thereof with **A and B** and **the second schedule** respectively.

PART V

THAT, amend PART V as follows:-

- (i) by deleting the word "APPENDICES" and replacing it thereof with the word **SCHEDULES**.
- (ii) By replacing the sub titles **appendices I, II, III, IV and V** with titles **Parts I, II, III, IV and V**.
- (iii) By renumbering PART V **as the Second Schedule** of the Bill.

SCHEDULES

SCHEDULE I

THAT amend Schedule I as follows:-

- (i) by deleting the word "ANNEX 1" on the top of the Schedule and replacing it thereof with the words **FIRST SCHEDULE** and further by replacing the words "Schedule I" thereof with the words **PART I**.
- (ii) by deleting and moving item number 51 (c) "Electrical Street Light Post Breakage" of charge Kshs. 15,000 to fines and penalties in Part IV of the First Schedule.

SECOND SCHEDULE

THAT amend Second Schedule as follows:-

(i) By renaming the words Second Schedule as **PART II**

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(i) By substituting the following charges in the Part as recommended by the committee;

Part II (a)

		KITUI COUNTY HEAD QUARTER S	MWINGI TOWN HEAD QUARTER S	SUB COUNTY HEADQUARTERS/ UPCOMING COMMERCIAL CENTRES	ALL OTHER TRADING CENTRES
208	Posho mill, for various grains and cereal processing	3,500	2,500	2,000	1,500
"	Committee Recommendation	3,000	2,000	1,500	1,000
404	Fish dealers	2,000	1,500	1,000	500
(b)	Private dealers	-	-	-	-
"	Committee Recommendation	1,000	1,000	1,000	1,000
(c)	Other smaller farm equipment (private)	1,000	-	-	-
"	Committee Recommendation	1,000	1,000	1,000	1,000
501	Large-High Standard Lodging House /Hotel D Class Over 100 Rooms	50,000	45,000	40,000	30,000
"	Committee Recommendation	50,000	45,000	40,000	30,000

Part II (b)

	Amount (Proposed in Bill)	Amount (Recommended by Committee)
Bill Boards & Sign Boards		
Sign board /sign board along the road - Size 3' by 5' (feet) and above-per annum	15,000	2,000.00

Sign board /sign board along the road - Size 2' by 3' –per annum	10,000	700.00
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Sign board /sign board along the road - below Size 2' by (feet)-per annum	5,000	500.00
Street light pole Hire/ Rent per pole-per year , per pole	-	200.00
Banners		-
Banners Per day (Banners-per one to seven days)	500	500.00
Banner Per Week	2,000	-
Banners-per Month	6,000	2,000.00
Posters		
A2 1-1,000 Posters	5,000	1,000
A3 and A4 1-1,000 Posters	2,500	1,000
A5 1-1,000 Posters	1,500	500

Part II (F)

	Amount (Proposed in Bill)	Amount (Recommended by Committee)
Brewers alcoholic drink license		
For the issue of an assurance under the Act	-	1000
For the issue of a duplicate license	-	300

SCHEDULE III

THAT amend Schedule III by renaming the words Schedule III as **PART III**

SCHEDULE IV

THAT amend Schedule IV as follows:-

- (i) By renaming it to **PART IV**
- (ii) By inserting new item "Electrical Street Light Post Breakage" of charge Kshs. 15,000 "per post" moved from Part I of the First Schedule.

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LONG TITLE

THAT the Long Title as printed be the Title to the Bill

CLAUSE I

THAT, amend Clause 1 by inserting the words **upon publication in the County or Kenya gazette, or** in between the words "operation" and "on" and further by inserting the word **Committee** in between the words "Executive" and "Member" in the second sentence.