

FIRST ASSEMBLY
(101)

SECOND SESSION
(318)



COUNTY GOVERNMENT OF KITUI

THE COUNTY ASSEMBLY

FIRST ASSEMBLY - (SECOND SESSION)

VOTES AND PROCEEDINGS

THURSDAY, OCTOBER, 23RD 2014 AT 2.30 PM

1. The House assembled at thirty minutes past Two o'clock.
2. The proceedings were opened with prayer.
3. **PRESIDING** – TheHon. Speaker
4. **PAPER LAID** – on the Table

The Committee report on consideration of the Kitui County Finance Bill, 2014 (Assembly Bill no. 13, 2014)

(Chairperson Committee on Budget and Appropriations)

5. **NOTICE OF MOTION** -*(Chairperson Committee on Budget and Appropriations)*

THAT, pursuant to the provisions of Interim Standing Orders 130(2), this Assembly adopts the report of the committee on Budget and Appropriations on consideration the Kitui County Finance Bill, 2014 (Assembly Bill no. 13, 2014)

(Hon. Anthony K Muthui)

6. **STATEMENTS** – Schedule of business for the week ending 31st October, 2014

(Hon. Ruth Kinyumu - Member House Business Committee)

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7. THE KITUI COUNTY FLAG, SYMBOLS AND NAMES BILL, 2014 (ASSEMBLY BILL NO 14, 2014 FIRST READING

First Reading

8. COMMITTEE OF THE WHOLE COUNTY ASSEMBLY

CLAUSE 50 (part V)

THAT, amend Clause 50 as follows;

- (i) Clause 50 be renumbered to **clause 46**.
- (ii) Delete the margin note and replace it thereof with – **protection from personal liability**.

Motion made, question proposed, put and **agreed to**

Clause 50 as amended **agreed to**

CLAUSE 51

THAT, amend Clause 51 as follows;

- (i) Clause 51 be renumbered to **clause 47**.
- (ii) Insert margin note - **general penalty**.
- (iii) Replace the words “three years” thereof with **six months** and “one million” with **ten thousand** in the fourth and sixth sentences of this clause respectively.

Motion made, question proposed, put and **agreed to**

Clause 51 as amended **agreed to**

CLAUSE 52

THAT, amend Clause 52 as follows;

- (i) Clause 52 be renumbered to **clause 48**.
- (ii) Insert margin note –**Regulation**

Motion made, question proposed, put and **agreed to**

Clause 50 as amended **agreed to**

NEW CLAUSES

NEW CLAUSE 49 – Saving and transition

Motion made and question proposed;

THAT, amend the Bill by inserting the following new Clause 49 as follows:-

49(1) – Any Slaughter house or Abattoir which was established before the coming into operation of this Act shall be considered to have been established under this Act.

49(2) – for avoidance of doubt, a slaughter house or Abattoir existing pursuant to sub section (1) shall be required to comply with all the provisions of this Act by 31st December, 2016.

49(3) – it shall be an offence under this Act for any slaughter house existing pursuant to this section to operate beyond 31st December, 2016, if such slaughter house will not have complied with all the provisions of this Act.

49(4) – for the purpose of this Section a slaughter house or Abattoir includes a slaughter slab

(Hon. Hussein Mwandia)

THAT, the new Clause 49 be now read a Second Time;

Motion made, question proposed, put and **agreed to**

Order for Second Reading read;

Debate arising;

Amendment on amendment proposed:

Amendments on amendment proposed to Clause 49.

THAT, further amend clause 49 as follows:-

- (i) 49(2) - by deleting the words 31st December, 2016 and replacing thereof with 30th June 2016.
- (ii) 49(3) - by deleting sub clause 49(3) in its entirety and renumbering sub clause 49(4) to 49(3)

(Hon. Nzungi Ngwele - Member for Ngomeni)

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Motion on amendment made, question proposed, put and **agreed to**

Debate on the motion as amended resumed;

Question put and **agreed to.**

Clause 49 as amended **agreed to**

NEW PART II - CATEGORIES OF ABATTOIRS

CLAUSE 3

Motion on amendment made and question proposed;

THAT, amend the Bill by inserting new Clause 3 as follows:

3 - There is established in Kitui county the following categories of abattoirs belonging to the County Government of Kitui or a Private Entrepreneur.

3(1) CATEGORY A-SLAUGHTER SLABS,

This is the lowest category of local slaughterhouses and shall have:

- (a) throughput not exceeding two bovine units or camels or five units of goats or sheep or 3 units of pigs per day.
- (b) land size of not less than 0.5 acre
- (c) perimeter fencing of chain link with lockable gate
- (d) provision for humane killing
- (e) facilities for bleeding animals in hanging position.
- (f) suitable size and number of windows with fly screens
- (g) hand washing basins with sterilizers next to it
- (h) hot water boiler for sterilization of equipment
- (i) equipment and tools as required for purposes which include bleeding chain, spreaders, cradles, hooks, splitting axes, knives, stands and offal inspection racks.
- (j) lockable doors.
- (k) a toilet with hand wash facility
- (l) manure shed
- (m) an office space

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- (n) condemnation pit under lock and key kept by inspecting officer
- (o) designs and drawings approved by Sub County Veterinary officer.

3(2) CATEGORY B –SMALL TO MEDIUM SLAUGHTERHOUSE

This slaughter house shall have-

- (a)throughput of six to forty bovine or camels or two hundred goats/sheep or one hundred and twenty beckoners per day.
- (b)land size not less than 2 acres
- (c) perimeter fence of chain link with lockable gate
- (d)adequate lighting both natural and artificial of at least five hundred and forty lux where meat is inspected and two hundred and twenty lux in the work areas
- (e)Cold room facilities of at least 10 degrees Centigrade.
- (f) provisions (d)to (p) of Category C shall apply in Category B slaughter houses.

3(3) CATEGORY C-LARGE SLAUGHTERHOUSE

This is the highest category of local slaughterhouse and shall have-

- (a)land size not less than five acres(or 2.5 hectares).
- (b)throughput exceeding forty bovine or camel, two hundred goats /sheep or more than one hundred and twenty beckoners per day. The maximum throughput shall be given by the Director at the time of grading
- (c) perimeter fence of stone or brick permanent wall with lockable gates
- (d) sufficient pests and vermin control facilities
- (e) offloading ramp for humane handling of all types of animals from vehicles of different levels
- (f) a facility where livestock transport vehicles can be cleaned and sanitized
- (g)Sufficient lighting both natural and artificial of at least five hundred and forty lux where meat is inspected and two hundred and twenty in other work areas and an emergency slaughter facility.

- (h)Separate livestock entries for cattle, sheep and goats
- (i)Slaughter process pulley on overhead rail system with all required equipment for the purpose.
- (j)Equipment and tools should be non-corrosive
- (k)Separate area for bleeding and for dressing the carcasses with all appropriate equipment
- (l)Approved faying equipment including hide puller
- (m)Separate chillers for carcasses and red offal and another for rough offal.

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- (n)Freezers of at least 10 degrees Centigrade
- (o)Detention room for retained carcasses, portions or organs.
- (p)Separate changing rooms and toilets for persons working in the slaughterhouse dirty and clean areas
- (q)Sterilization facilities for all equipment and personnel
- (r)Food quality and safety analysis and conformity laboratory or linked to a public or private one approved by competent authority.
- (s)Suitable manure shed
- (t)Sufficient incinerators or condemnation pits
- (u)Competent manager trained in Food hygiene or Meat technology or Environmental Health.
- (v)Supervising Inspecting officer trained in meat grading, Environmental health or Meat technology.

(Hon. Titus M. Kasinga)

THAT, the new Clause 3 be now read a Second Time;

Motion made, question proposed, put and **agreed to**

Order for Second Reading read;

Debate arising;

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

NEW SCHEDULES

Motion on amendment made and question proposed;

THAT, amend the Bill by introducing new schedule as follows:

SCHEDULE

**COUNTY GOVERNMENT OF KITUI
THE KITUI COUNTY ABATTOIRS ACT, 2014**

FORM A- PROHIBITION ORDERS TO AN ABATTOIR

To (Name) Mr/Mrs/M/s-----

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(Owner/Supervisor/Manager of------(Slaughterhouse) of
Address-----Category-----Certificate no-----

I, the undersigned, hereby-

1(a) prohibit use of entire slaughterhouse mentioned above.

(b) prohibit use of-----part/area of the slaughterhouse mentioned above.

(c) prohibit use of the following equipment or conveyance in the above slaughterhouse, namely-----until(date)-----or until the following has been done when this prohibition will be withdrawn-----

2) Order that the above mentioned slaughterhouse or part/area or the under mentioned equipment or conveyance mentioned hereunder be forthwith cleaned, disinfected, renovated, repaired or altered as indicated below or be made fit for the purpose for which it is used or be replaced as indicated here under-

3) Order to do the following to ensure the above mentioned slaughterhouse or area complies with the requirements of Kitui County Abattoirs Act-----

4) Order that the use of water in the above mentioned slaughterhouse be discontinued immediately until an alternative supply is available or the water has been rendered fit for use.

5) Order that the person mentioned here below shall immediately leave the above slaughterhouse or area and he/she shall not re-enter until his/her return has been authorized as provided in these regulations

Date-----

Place-----

Inspecting officer In Charge (Name)-----

Signature-----

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FORM B- SLAUGHTERHOUSE LICENCE

THE KITUI COUNTY ABATTOIRS ACT 2014

SLAUGHTERHOUSE LICENCE

Issued under the Kitui County Abattoir Act 2014

Licence No.Slaughterhouse Category.....

Issued to.....

(Name and address of owner of slaughterhouse, firm or company)

Licence expires on 31st December, 20.....

Date

.....
Licensing/Inspecting Officer

Fee Paid: Ksh. Official receipt Number

Date

FORM C - CERTIFICATE OF TRANSPORT

CERTIFICATE OF TRANSPORT

Issued in accordance with

KITUI COUNTY ABATTOIRS ACT 2014

Permission is hereby granted to transport the meat described below-

.....
.....

.....
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From

To

Owner of the meat

.....

No. of carrier's permit

Registration No. of the carrier

Name of the person responsible for consigning meat

.....

Name of driver

Names of attendants

Date and time of departure

Date of issue

Fee Paid

Inspecting Officer

Official Stamp

FORM D – REGISTRATION OF PREMISE CERTIFICATE

KITUI COUNTY ABATTOIRS ACT 2014

REGISTRATION OF PREMISES CERTIFICATE

The premises situated at

.....

and occupied by

.....

have been inspected by me, and I hereby approve them as being suitable for purpose the of suspension drying/wet salting/tanning*

I also certify that the owner/occupier* of such premises and the persons

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employed therein are capable of satisfactorily preparing/processing* hides and skins in the prescribed manner.

The premises have been given the following Registration Number

.....

Fee Paid Ksh.....

Amount in words

.....

Expiry on 31 December,

Date

.....

Inspector

THAT, the newSchedule be now read a Second Time;

Motion made, question proposed, put and **agreed to**

Order for Second Reading read;

Debate arising;

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

CLAUSE 2

Motion on amendment made and question proposed;

THAT, amend the Bill by including the following words in the interpretation clause:

“County Executive Committee Member” – means the person appointed under article 179 of the constitution of Kenya and for the time being responsible for matters relating to agriculture, fisheries and livestock.

“Viscera container” – means a container to put all internal organs from an animal’s abdominal cavity

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“County Director of Veterinary services” – means any person employed as such by the Kitui County Public Service Board.

“County Public Service Board” – to mean the board established under article 57 of the County Governments Act, Act no. 17 of 2012.

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

Clause 2 as amended **agreed to**

LONG TITLE - **agreed to**

CLAUSE 1

THAT, amend Clause 1 by changing the Bill year “2013” to 2014.

Motion on the amendment made, Question proposed, put and **agreed to**

Clause 1- as amended **agreed to**

HOUSE RESUMED - temporary Speaker on the Chair

Bill reported with amendments

Motion made and question proposed;

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

(Chairperson Committee on Agriculture, Water and Irrigation).

Question put and **agreed to**

Motion made and question proposed;

THAT, The Kitui County Abattoirs Bill, 2014 (Assembly Bill No.8, 2014) be now read a Third Time

(Chairperson Committee on Agriculture, Water and Irrigation).

Question put and **agreed to**

Bill read a Third Time and **passed.**

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And the time ten minutes past Five O'clock, the temporary Speaker adjourned the house

HOUSE ROSE-

At ten minutes past Five O'clock

MEMORANDUM

*The Honourable Speaker will take the chair on
Thursday, 28th October, 2014 at 2.30 pm*