

FIRST ASSEMBLY  
(121)

SECOND SESSION  
(373)



**COUNTY GOVERNMENT OF KITUI**

**THE COUNTY ASSEMBLY**

**FIRST ASSEMBLY - (SECOND SESSION)**

**VOTES AND PROCEEDINGS**

**THURSDAY, 4<sup>TH</sup> DECEMBER, 2014 AT 2.30 PM**

1. The House assembled thirty minutes past Two O'clock.
2. The proceedings were opened with prayer.
3. **PRESIDING** – The Hon. Speaker.
4. **COMMUNICATION FROM THE CHAIR**
5. **NOTICE OF MOTION – HON. TITUS M. KASINGA**

**AWARE**, that members of the County Assembly are entitled to gratuity at the end of their term at a rate of 31% of their monthly salary; **FURTHER AWARE** that the LAPFUND is a state corporation established in 1960 under Local Authorities Provident Fund Act Cap. 272 Laws of Kenya with the primary duty of managing the retirement benefits of the County Government employees (formally Local Authorities Employees)

**CONCERNED**, that the gratuity fund currently yields no returns since the funds are consolidated by the Assembly to be paid in the final year of the Assembly's term.

**AWARE**, that the monies for members' gratuity is released monthly to the county consolidated fund,

This house resolves that;

(i) The member's gratuity fund be transferred to LAPFUND for the purposes of converting such gratuity into a provident fund with returns on the amount invested.

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(ii) LAPFUND will manage the provident fund and at the end of this Assembly's term pay the members the invested funds together with the accrued compound interest.

**6. MOTION ON CONSIDERATION OF CONVERSION OF GRATUITY INTO A PROVIDENT FUND TO BE MANAGED BY LAPFUND**

Motion made and question proposed;

**AWARE**, that members of the County Assembly are entitled to gratuity at the end of their term at a rate of 31% of their monthly salary; **FURTHER AWARE** that the LAPFUND is a state corporation established in 1960 under Local Authorities Provident Fund Act Cap. 272 Laws of Kenya with the primary duty of managing the retirement benefits of the County Government employees (formally Local Authorities Employees)

**CONCERNED**, that the gratuity fund currently yields no returns since the funds are consolidated by the Assembly to be paid in the final year of the Assembly's term. **AWARE**, that the monies for members' gratuity is released monthly to the county consolidated fund,

This house resolves that;

(i) The member's gratuity fund be transferred to LAPFUND for the purposes of converting such gratuity into a provident fund with returns on the amount invested.

(ii) LAPFUND will manage the provident fund and at the end of this Assembly's term pay the members the invested funds together with the accrued compound interest.

*(Hon. Titus Kasinga – Member for Mumoni Ward)*

Debate arising;

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

**Resolved accordingly**

**AWARE**, that members of the County Assembly are entitled to gratuity at the end of their term at a rate of 31% of their monthly salary; **FURTHER AWARE** that the LAPFUND is a state corporation established in 1960 under Local Authorities Provident Fund Act Cap. 272

Laws of Kenya with the primary duty of managing the retirement benefits of the County Government employees (formally Local Authorities Employees)

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**CONCERNED**, that the gratuity fund currently yields no returns since the funds are consolidated by the Assembly to be paid in the final year of the Assembly's term. **AWARE**, that the monies for members' gratuity is released monthly to the county consolidated fund,

This house resolves that;

(i) The member's gratuity fund be transferred to LAPFUND for the purposes of converting such gratuity into a provident fund with returns on the amount invested.

(ii) LAPFUND will manage the provident fund and at the end of this Assembly's term pay the members the invested funds together with the accrued compound interest.

**7. MOTION ON APPROVAL OF COMMITTEE REPORT ON CONSIDERATION AND VETTING OF MEMBERS OF THE KITUI COUNTY LAND MANAGEMENT BOARD - CHAIRPERSON COMMITTEE ON APPOINTMENT**

**NOTICE AMENDED UNDER STANDING ORDER NO. 45**

Motion made and question proposed;

**THAT**, Pursuant to the provisions of Section 18(6) of the National Land Commission Act, 2012 and Standing Order No.185 (4), this Assembly hereby approves the report of the Committee on Appointment on consideration and vetting of Members of the Kitui County Land Management Board.

*(Hon. Titus M. Kasinga)*

Debate arising;

The Hon. Speaker interrupted the business and temporarily adjourned the House at 4.15 pm.

**HOUSE RESUMED -**

House resumed at 4.45 pm.

**Resumption of debate interrupted forty five minutes past four o'clock.**

Question on motion put and division ruled;

Thereupon, the House proceeded to vote in accordance with the provisions of Standing Order No. 69;

Question on the motion put and not **agreed to**;

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Results of division

**AYES – 20 votes NOES – 21 Votes ABSTENTIONS – 1 Vote**

- |                         |                        |                          |
|-------------------------|------------------------|--------------------------|
| 1. Alex M. Nganga       | 1. Angela Kanza        | 1. Stanislaus M. Mulongo |
| 2. Anastasia M. Mutunga | 2. Angeline M. Muthui  |                          |
| 3. Bernard M. Munyasya  | 3. Anthony K. Muthui   |                          |
| 4. Boniface M. Katumbi  | 4. Beatrice V. Musyoka |                          |
| 5. Felix K. Kinuva      | 5. Colletta K. Kimanzi |                          |
| 6. Francis Mwalili      | 6. Jackson N. Mwanduka |                          |
| 7. George S. Kililiku   | 7. James M. Munuve     |                          |
| 8. Grogan T. Mbivi      | 8. Jamhuri Mwango      |                          |
| 9. Irene C. Muvea       | 9. Jane Mutua          |                          |
| 10. Jacob K. Maundu     | 10. Jemimah Mbiti      |                          |
| 11. Johnray N. Ngava    | 11. John Nyamai        |                          |
| 12. Mary Mbandi         | 12. Joseph N. Ngwele   |                          |
| 13. Patrick M. Mutua    | 13. Joyce M. Mutemi    |                          |
| 14. Peter M. Mutemi     | 14. Mary Ndumbu        |                          |
| 15. Rhoda Wambua        | 15. Mwove Kinyala      |                          |
| 16. Robinson M. Mativo  | 16. Nelson Kitema      |                          |
| 17. Samuel M. Ikunga    | 17. Nzuki Wambua       |                          |
| 18. Titus M. Kasinga    | 18. Nzyoni Manguye     |                          |
| 19. Titus N. Mbiti      | 19. Peter M. Kilonzo   |                          |
| 20. Patricia K. Kimanzi | 20. Phoebe Kisee       |                          |
|                         | 21. Vestantina Chawana |                          |

**8. MOTION ON ADJOURNMENT FOR RECESS OF THE ASSEMBLY- (LEADER OF MAJORITY)**

Motion made and question proposed;

THAT, pursuant to the provisions of the Interim County Assembly Standing Order No. 25(3); and in adherence to this County Assembly approved Annual Calendar, this House do now adjourn for recess with effect from today 4<sup>th</sup> December, 2014 to resume its sittings on the Second Tuesday of 10<sup>th</sup> February, 2015 at 2.30PM.

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*(Jacob Kilonzi Maundu)*

Debate arising;

And the time being 6.00 pm, the house adjourned without putting the question pursuant to provisions of Standing Order No. 25(3).

9. **HOUSE ROSE**- at six o'clock

**MEMORANDUM**

*The Honourable Speaker will take the chair on the  
Tuesday of 10<sup>th</sup> February, 2015 at 9.00 am*

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***\*Denotes order of the day\****

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