

Kitui County Assembly

THE HANSARD

First County Assembly - Second Session

Wednesday 26th November, 2014

The County Assembly met at 3:06PM

(The Speaker {Hon. George Ndotto} entered the Chamber at six minutes past three O'clock accompanied by the Mace)

PRAYER

(The Speaker recited the prayer and proceeded to the Chair)

(The Mace was placed on the Table)

The Speaker (Hon. George Ndotto): Next Order.

The Clerk (Lucy Waema): Order No. 1, Administration of Oath.

The Speaker: Next Order.

The Clerk: Order No. 2, Communication from the Chair.

The Speaker: Next Order.

The Clerk: Order No. 3, Messages.

The Speaker: Next Order.

The Clerk: Order No. 4, Petitions.

The Speaker: Next Order.

The Clerk: Order No. 5, Papers-Guidelines for the youth Local infrastructure, savings and investment program, chairperson-committee on culture, youth, sports and social services.

Hon. Jane Mutua: Thank you Mr Speaker sir. The guidelines were committed to the committee this morning and the committee is yet to meet. The committee will meet tomorrow and see on what we can do.

The Speaker: When do you think you can bring the report to the assembly?

Hon. Jane Mutua: I will communicate after we look at it. We are engaging the CEC tomorrow on a different issue and we might not get a chance to deliberate in the guidelines.

The Speaker: Kindly try and find time to handle this because we should finish with it before we go on recess. Let me know by tomorrow how far you will have gone so that we can see if it is possible to slot you in for next week most probably on Wednesday. Is that okay?

Hon. Jane Mutua: Yes Mr Speaker.

The Speaker: Next Order.

The Clerk: Order No. 6, Notices of Motions.

The Speaker: Next Order.

The Clerk: Order No. 7, Statements.

The Speaker: Next Order.

The Clerk: Order No.8, Motions and Bills.

The speaker: That brings us to the end of the business in the order paper. Did we move fast and finish all the work, because you don't seem to have any work to do. We can't keep on coming here, read next order, next order and then we disperse.

(Hon. Peter Kilonzo rose in his place)

The speaker: Honourable Kilonzo.

Hon. Peter Kilonzo: Thank you Mr Speaker sir, the next order, next order business doesn't mean that we don't have work to do, but what I wanted to bring to the attention of this house it is a matter which I feel it is of county importance. Of late Mr Speaker sir, we have been having a lot of intrusion, a case that leaves the leaders of this county in a position not knowing whether they are the ones driving the county or it is being driven by outsiders.

Mr Speaker if you allow me, I want to start with an event or with some rumours which started.....

The Speaker: Order, Order. What do you want me to do?

Hon. Peter Kilonzo: I know we woke up one morning and found that the media had written that the president is.....

The Speaker: No, no, no. you are going into the issues. First of all there is a step you are skipping. Do you want permission from the speaker to discuss a matter of county importance or what exactly do you want?

Hon. Peter Kilonzo: Mr Speaker if you allow me.

The Speaker: You are asking for permission to raise a matter of county importance?

Hon. Peter Kilonzo: Yes Mr Speaker.

The Speaker: Go ahead.

Hon. Peter Kilonzo: Mr Speaker, two weeks ago, we woke up and found the media quoting in the daily nation that the one governor of Machakos County had spoken on behalf of Kitui County that the president was visiting Machakos as well as Kitui County. To my disbelief, the elected leaders of this Kitui County were not aware. That was turned round and became the order of the day.

Recently on Sunday Mr Speaker, I understand a son of this soil, a CEO again employed in Machakos, working in the industrialization docket and from Kitui East sub county, to be specific Zombe, one Nimrod Mbai, had to collect over three thousand football clubs from our back yards without us knowing.

(Hon. Alex Nganga rose on a point of order)

Hon. Alex Nganga: Mr Speaker sir, is the hon. Member in order to mention the name of an individual and masquerade to discuss the conduct of an individual without any substantive motion as required by the law? I welcome his idea of talking about the presidential visit, but the issue of Nimrod Mbai should not be brought into this house without a substantive motion. Mr Speaker sir, we might be responding to a mosquito bite with a hammer.

The Speaker: Hon Kilonzo avoid mentioning the name but go ahead with your contribution.

Hon. Peter Kilonzo: Thank you Mr Speaker. Okay, a CEO of industrialization from the county of Machakos masquerading to be the son of the soil.

(Hon. Alex Nganga rose on a point of order)

Hon. Peter Kilonzo: Mr Speaker protect me because I think I am hitting a dog whose owners are seated in this house.

The Speaker: Order!!! Sit down hon. Nganga! When you ask for a point of order, you don't demand. You ask for permission to raise a point of order and you don't start shouting. You just say point of order, and I order the other person to allow you raise your point of order. But you cannot demand because I can refuse to allow you raise your point of order. Go ahead with your point of order.

Hon. Alex Nganga: Thank you Mr Speaker. I stand guided. Mr Speaker a position in the public service is synonymous with its occupant. I have no problem with what the honourable member is raising. I am concerned as an individual but the way the matter is being introduced in this house, MrSpeakerit is not according to the rules. If that was to happen MrSpeaker, I will also stand on the floor of this house and make my contribution. Mr Speaker a position in the public service is synonymous with the occupant.

The Speaker: Proceed hon. Kilonzo.

Hon. Peter Kilonzo: Thank you Mr Speaker. I don't know why the leader of the less majority in the house is so much itched by this yet he wants to discuss a more senior position like that one of the president and just a CEO of industrialization in a certain county itches him so much. I am also pained but I wish to continue MrSpeaker.

Last Saturday, three hundred football clubs were all called while the chair, committee on youth, sports and social services did not have information. I am not aware whether she had any information, but I am aware that even the CEC and the CEO concerned didn't know that such an event was going to take place anywhere. Buses ferried people from my back yard, ward number 370, Athi to bring my football clubs here to be given balls and uniform. As well as I applaud the program, we have questions which we need to ask the leaders and if the leader of the less majority has the answers, then he cantell us where these leaders are getting funds from, to fund 300 clubs in Kitui county. This is only happening in Kitui county and we even understand that even the same leaders Mr speaker were the ones who wanted to squeeze in Mr president to come in a certain small mixed schoolcalled Kyondoni mixed secondary school in one day just like that so that he can be here. The president cannot be treated like the chair of a BOM Mr speaker.

This is a matter of county importance and I wanted this house to ventilate and we may come up with ways to know, I am not saying that these leaders should not come up with good programs but there are ways in which we can have some respect in accordance. To make the matter worse, when they met there, they said they were discussing sporting issues but they went ahead and said all the elected leaders to take positions in the county government of Kitui were old. They even mentioned names for the one honourable Stephen Kalonzo Musyoka, they said he must vacate politics so that they can come on board. They further said that the one hon. Senator Musila should leave politics, no wonder MrSpeakeryou were also mentioned there I don't know whether you saw that. I saw it, they said one hon. George Ndotto. Mr Speaker sir, is that what the youth should go and discuss there or they should discuss the activities which convened them?That is my concern as far as I am concerned, it is a matter of county importance. Thank you MrSpeaker.

The Speaker: Anybody seconding that request?

(Hon. Titus Kasinga rose to bow as a sign of seconding)

The Speaker: I think I should allow this matter to ventilate because if it is true the names of the leaders of this county were mentioned in a meeting meant for sporting activity, and these are elected leaders, it is amounts to undermining the leadership of the county and I

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believe you as the elected people's representatives, I have a duty as the speaker to allow you to ventilate on this matter and therefore the matter is properly before this house for debate as a matter of county importance. It involves the leadership of the county who are innocently doing their job and nobody had permission to go and discuss their character in a public rally. Honourable Nganga.

Hon. Alex Nganga: Mr Speaker sir, I begin by appreciating the concern of my colleague honourable Kilonzo in the wrong forum. Mr Speaker sir, the presidency is a sign of national unity in this country. The occupant of that office is a human being. There is no legal provision (and if there exists any, let me be informed to take my seat) that requires the president to give notice first before he visits any place. Presidential functions are not organised by those who feel they should be recognised by force. They are organised by the office of the president. Any person in this country is at liberty to invite the president to visit anywhere including their home and even have a cup of tea. If there is any law that dictates otherwise, let me be told to sit down. The presidential visit, and I am on record, it will go on. It was only postponed but it was not cancelled. Those who feel they must be informed, please come and cheer the president because he will be here.

Mr Speaker sir, for anyone to say that it is wrong to stand in a public forum and talk against or criticize people who are occupying public positions, I inclusive, that is wrong Mr Speaker. It must be relevant.

(Hon. Titus Mbiti Ndemwa rose on a point of order)

Hon. Titus Mbiti Ndemwa: Mr Speaker sir I wonder whether the leader of minority is in order to try and ambush this house with an information which is not confirmed that the president is coming around. Mr Speaker the president our leader and not the president of the party of honourable leader of minority alone. He should therefore furnish us with sufficient information whether the president is coming today or tomorrow. So, is he in order to give us unclear information?

Hon. Alex Nganga: Thank you Mr Speaker. Mr Speaker I am not a spokesman of the statehouse, I said the president will still visit. He can visit tomorrow, next year or even in three years to come. I am not his spokesman but the leader of the coalition in this house which headed by the president. Mr Speaker sir, as I continue, I want to say that, it is utter nonsense Mr Speaker....

The Speaker: Order!!! Honourable Nganga can you withdraw that word and apologise immediately!

Hon. Alex Nganga: Mr Speaker I withdraw the word nonsense but substitute...

The Speaker: Withdraw "utter nonsense" and apologise.

Hon. Alex Nganga: I withdraw the statement utter nonsense but replace it with the statement; utter regrettable.

The Speaker: Order honourable Nganga. We are in an honourable house not in a public rally, nor are we in a contest to show who says better words than the other. I am ordering you to withdraw without any condition the word, "utter nonsense", and apologise.

Hon. Alex Nganga: I withdraw.

The Speaker: Do you apologise

Hon. Alex Nganga: I go ahead to convince myself that I should under the current circumstances apologise. Mr Speaker sir....

(Hon. Peter Kilonzo rose on a point of order)

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Hon. Peter Kilonzo: Is the honourable leader of the less majority in order to mislead this house by saying that the presidential visit was postponed while we know it was cancelled?

Hon. Alex Nganga: Mr Speaker there exists no position in this house by the title leader of the less majority. I am not aware of such a position. So whoever honourable Kilonzo is referring to, that can be a debate outside this house. We don't have such a position in this house and I want to believe that, that is not directed to me Mr Speaker.

(A member rose on a point of information)

Hon. Alex Nganga: I don't need this information Mr Speaker, I have a lot of information and I know I am time limited. Mr Speaker sir, I want to continue by saying this; to talk of an officer who is working in the county government, mentioning his name in this house is unwarranted. That is giving him unwarranted attention and credibility.

(Hon. Peter Kilonzo rose on a point of order)

Hon. Peter Kilonzo: Is the hon. Member in order to refer us back to a matter which the speaker has ruled and we have apologised for the same Mr speaker?

Hon. Alex Nganga: But honourable speaker sir, I am just contributing.

The Speaker: Honourable Nganga, can you go straight to your point and stop attracting the attention of the other members because they will keep on interrupting you. Continue.

Hon. Alex Nganga: Mr Speaker sir I thank you for that guidance and I also request the chair to protect me from unnecessary disruptions because my line of thought might also be disrupted.

The Speaker: I will protect you so long as you don't attract the attention of the other members. Just put your argument.

Hon. Alex Nganga: As guided by the speaker. Mr speaker sir what happened on Saturday which myself also come to learn through the media about some sporting activities organised by an individual and as I have mentioned before, mentioning his name is giving him an undue and undeserved publicity in this house, this is not a house of discussing trivialities.

Mr Speaker that individual challenged us in a different way in my thinking because he is an officer working in a different county government. It is also good to recognise that he is a son of the soil, a son of Kitui county Mr speaker. I don't understand when an honourable member stands here and say, my football clubs. If we check on the records of football clubs in Kenya, how many football clubs do honourable Kilonzo own? So that he can come here and start saying my football clubs from Athi. Again Mr Speaker, I am not afraid of being criticised in my position as the minority leader of this assembly. Indeed I have been subjected to a lot of criticism but I take them positively.

If there was anything out of the ordinary mentioned in a public rally, then Mr Speaker the right way to go for those who were mentioned could have been to go ahead and seek the intervention of security forces and make record statements to ensure that those people are held accountable for utterances they made in a public function. Let us not sound big or protective over certain political calls by coming to this house and mentioning names to behave in a manner, I am defending you. If I were mentioned by that individual, I could be in court today asking him to explain why he mentioned me, why he said I am not capable and how he has gauged my capability.

Again Mr Speaker, for the member who has brought the matter to this house to go ahead and say, without the involvement of the CEC sports. Mr Speaker footballing is not a patterned

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activity with the CEC. When I go home I play football. I do not carry a letter from the CEC authorising me to kick a ball when I get home. Anybody can kick a ball. Public transport services are available for hire to anybody. If you feel what was happening there can be challenged in a popularity contest, if he brought 17 buses, kindly bring 20 and you will carry the day.

When the honourable member says he doesn't understand where these people are getting funding from, he should go to the ethics and anti-corruption commission to record his statement there and ask for an audit of where these people are getting their funding from. It is not the responsibility of this house to answer such a question.

Those who have failed will be caught and when caught I beg them not to surrender but to repeat the words they made in this house. With that Mr speaker, I wish to say that it is unfortunate for honourable Kilonzo to bring this matter here. Thank you.

Hon. Nzuki Wambua: Thank you MrSpeakersir. I rise to support the sentiments of the presenter of the issue. According to the constitution of this country, we have one central government and other 47 county governments. If one of the 47 governments decides to step in the soil of another, it has to seek permission. It is the same in a case where the government of Somali decides to come in Kenya to conduct a certain function. It has to go through the rule s of this country Kenya.

(Hon. Peter Mutemi rose on a point of order)

Hon. Peter Mutemi: With all due respect Mr speaker, is it in order for the hon. Member to invoke the constitutional reference without pinpointing while trying to demonstrate that any government either the 47 or the national government wishing to step to the soil of any other government must obtain permission? Which section of the constitution is the member quoting? I suspect there is no such provision in our constitution.

The Speaker: Honourable Wambua you have been challenged on the constitutionality of your statement.

Hon. Nzuki Wambua: Thank you Mr Speaker. I think the honourable member is trying to say that the county governments are not real governments or they are less governments. That means that the leadership of one county government can come and prove the leadership of another county government if it all it is what it is talking about. What I am saying is that the leaderships of one county governments should respect each other according to the constitution.

The issue of a leadership of one county government to come and make arrangements in the county government of Kitui was an insult of the highest order. Mr Speaker we cannot allow such to go on in our county where there are able elected leaders. Thank you Mr Speaker.

Hon. Nzungi Ngwele: Thank you very much Mr Speaker sir. I came in the middle of the discussion and in case I deviate out of the topic I beg the indulgence of the house. When honourable Kauthi came back from the place he had been to, not Tseikuru, he came with a nice little book called the book of general ignorance and it is subtitled, everything you think you know is wrong. I think it would be very good if the leader of minority can borrow that book and read it can be very helpful. Really the issue that I found him addressing with due respect is not a matter for this house. To occupy ourselves with rumours whether the president was expected to come to Kitui or postponed or what, those are not matters of this house. There are government institutions outside this county that are quite capable of dealing with those issues and Mr Speaker the.....

Hon. Alex Nganga:*(on a point of order)* Mr Speaker sir, is it in order for hon. Ngwele to insinuate that I am the one who initiated this debate here? If he finds a person on the floor, he should check the background. He is actually following the line I was advocating for when I stood on the floor of this house. Hon. Ngwele congratulate me instead of criticizing me, read the book first.

Hon. Nzungi Ngwele: Thank you very much Mr Speaker sir. I congratulate the leader of minority but still go ahead and say that what happened at Kitui School on Saturday is a political issue and not a certain county government on another county Government Issue. It is a political issue and I can assure you Mr Speaker and other honourable members that we are dealing with it politically. Kitui County has very capable leadership, it is only that we don't go bragging in the media and other places that we have this quality and level of leadership. The reserves of the leadership that we have in this county will be there for all to see in another five years' time.

The people who come from Machakos or Mandera or wherever to hold meetings in Kitui need to be assured first and foremost by this house that they are protected by the law, the constitution article 37 guarantees freedom of association, freedom of the assembly protest and picketing. So whether those people came from Machakos to come and demonstrate, they are protected by the constitution. But politically it was not the right thing to do. We will deal with it and I can assure you Mr Speaker that we can deal with it politically including in ways you can't say in this house. The people who might want to go out gloating that we scored a big political gain with wiper or cord in Kitui they are lying to themselves. The political game has just started and I would only ask them to sit back and watch. Thank you.

(Applause)

Hon. Dominic Kauthi: Thank you Mr Speaker for giving me this opportunity. Mr Speaker sir, the issue that we are now debating, I think it is a great thing to do. The youth who were brought here to attend whatever the meeting are our children. I agree with the furious minority leader about this issue, any way I know you have to defend your financier. Mr speaker sir, what I am trying to say is; if anything is happening in this county, I am a leader, my children are attending, we have the provincial administration at least they should know. Under this government, people are massacred in Mandera and we should be fully aware of the events in our county. The people have elected us to know, see issues and know what is happening. We must demand for a statement from the relevant department about what was happened. Our youth travelled over 200km from Tseikuru to come here while the assistant chief is not even aware, the MCA of the area is not aware.

Mr Speaker sir, how can we understand whether it was not a recruitment for Al-Shabaab? Mr Speaker sir, I wish to inform this house that I am elected under wiper and nobody can tell me that I don't have a president. I have a president in Kenya whichever way he comes. We are not fighting the president, but a president coming to Kitui as a leader, at least there should be some communication. Mr Speaker sir, Kitui has become a place of everybody to invade. Today we are learning that the governor of Tana River is touring Kitui County seeing projects. We are sleeping in this house. Mr Speaker sir, I am coming up with a statement who is relevant to give us information why our youth were brought here. Thank you Mr Speaker sir.

Hon. Jane Mutua: Asante Mheshimiwa Spika. Yangu ni masikitiko kama kiongozi wa Kaunti ya Kitui. Wiki jana kulikuwa na tangazo kwamba Rais atazuru Kaunti hii, jambo ambalo halikufichuliwa vizuri. Mheshimiwa Spika tunayo shida kubwa manake kulingana ka kuelewa kwangu, Rais anawakilisha nchi nzima. Enzi ambazo Rais alikua anazuru popote pale wakati wowote ule katika hii nchi, ni enzi ambazo hatukua na Katiba tuliyo nayo sasa. Sasa tuna

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kaunti 47, magavana, viongozi wa kaunti na mbunge za kaunti. Eneo ambalo Rais alitarajiwa kuzuru ni wadi ambayo nawakilisha. Nimechaguliwa na wananchi wa eneo hilo niwe mwakilishi wao. Cha kushangaza ni kuwa, sikua na habari zozote kuhusu kuzuru kwa Rais ni fununu tu nilikua nazo. Nilichukua hatua na kwenda kumwuliza Mheshimiwa Gavana kuhusu swala hili. Alinijibu ya kuwa kuna wakati walikutana na Rais wa Kenya na akawahakikishia kwamba hatawahi zuru kaunti ya mmoja wao bila kumjulisha. Ndipo tukaulizana kinachoendelea nini? Tukiendelea na mazungumzo yetu, tukang'amua ya kwanza ni siasa chafu manake ni lazima kama viongozi tujulishwe kuzuru kwa rais ndiposa tukikutana naye tuwe tumejitayarisha kuwakilishi mambo kadhaa kwake. Nashukuru wale ambao tulihusika na kukatiza huo mpango wa rais kuzuru kaunti yetu bila sisi kujulishwa.

Vile vile tunashangaa sana na hili tukio jingine la mkusanyiko wa vijana. Mheshimiwa kauthi ametamka wazi kabisa. Mimi huwa husikitika sana nikiskia mamba ya kundi la Al-Shabaab kwa sababu nilimpoteza babangu kwa tukio la kigaidi kwenye mliuko wa bomu wa 1998 Jijini Nairobi. Nisikiapo vijana wakitajwa mahali nasikitika kwa maana kijana mwenye alipeleka bomu kwenye hilo tukio la 1998, alikua ameishi Mwingi miaka saba. Ndio maana nasikitika kusikia wanarika walikusanywa kutika kwa maeneo tunayowakilisha bila ya sisi kujulishwa. Huenda kongamano lao halina ubaya wowote lakini jinsi usalama umedorora katika nchi yetu ni lazima tuwe na habari kamali kuhusu mambo kama haya. Kuna matukio mengi tumesikia kwamba vijana wetu wanachukuliwa hapa wanapelekwa Somalia, wanaenda kufunzwa masoma ya kigaidi na kuja kuendeleza visa vya kiugaidi nchini. Kwa hivyo tunakashifu kitendo hicho.

Kwenye gazeti ambalo liliandika kuhusu kuzuru kwa Rais, walikua wamefafanua vizuri ni nani mtayarishaji wa hafla hiyo. Likasema kuwa mheshimwa Gavana na waziri mmoja kutoka hii kaunti, pamoja na Gavana wa kaunti ya Machakos ndio walipangia kuzuru kwa Rais katika kaunti ya Kitui. Tulishangaa kwani Kitui haina Gavana, imekuwa king'ora mwenye anatoa takataka zake kokote kule analeta huku. Hata nimesikia eti sijui ni sinema zote zinaletwa hapa Mheshimiwa spika. Sisi hatutaki sinema za barabara. Tunajua tuko na viongozi na tunaendelea vizuri tunashikana vizuri pamaoja na wenzetu kutoka executive na tunafanyia watu kazi. Kwa hiyo naomba tuendeleo vivyo hivyo na tusikubali kaunti yetu kuwa king'ora Mheshimiwa spika. Ahsante.

Hon. George Kililiku: Thank you MrSpeaker. MrSpeaker sometimes it is a pity and especially when as leaders of this county, we are not even recognized by the highest office in this country. It is also a pity that a neighbour can come around and try to recruit our youth in a funny way that we even don't know. It is also a pity to hear from the minority leader of this house that he doesn't know he is a leader of the less majority. That is English any way. It is the same whether you say the leader of the less majority or the minority leader.

Mr Speaker sir, the time when the DC and the PC were the paramount consultants in the politics of this country is far gone. They have been replaced by the leadership of the Governor and the leadership of the honourable County Assembly and these are the people who should know when things are being done in the county. It makes everyone wonder when things are being done in this county and we are not aware. We must raise concerns when our children are being cheated and misled in the name of sports only to come and be told some funny statements. We know our leaders and we know those who are trying to come through the back door they should know that even in 2017 they will still remain in the back door. We have the leaders who we know and those we support and those are the leaders our children do support. Either they use the football games or even the netball games, they will never come to the front line. Thank you MrSpeaker.

Hon. Peter Mutemi: Thank you MrSpeaker. I am delighted because there are some members who are gossiping that I am too short to be recognised by the speaker....

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The Speaker: Order! Members do not gossip. Withdraw that word.

Hon. Peter Mutemi: I withdraw and thank you for your guidance. Mr Speaker we have to issues at hand and I am at pain to either support or oppose the motion.

One is the presidential visit which actually was reported that appeared in the print media and the other one is what I can call a political coup or raid. I wonder how these issues can be debated. On the issue of the presidential visit, we can pass a resolution as a house and seek for its implementation. The other, someone came here and cause discomfort among our leaders for terming them as old. This has brought us to raise a discussion on standing orders which talk of county importance. I have an issue whether to use matters to matter of county importance. I might have a divided opinion in contributing to this and I therefore I seek to be guided by the chair and enquire on the issue that we should debate and pass a resolution. Is it the presidential visit or the youth rally? Under this constitution, the two governments must work together that is why a presidential visit should be very well communicated and allow elected leaders to participate.

The Speaker: Hon Mutemi you are trading on a very dangerous ground. The speaker has allowed this to be debated as a matter of county importance and the subject is; there seems to be a move to undermine the leadership of Kitui County. Those who are quoting the presidential visit and those who are quoting the Kitui meeting and even those quoting Al-Shabaab, they are only trying to justify their opinion on the same. Continue.

Hon. Peter Mutemi: Thank you MrSpeaker. That is why I was seeking to be advised on the context under which we should debate this motion. I thank you for the paraphrase.

Mr Speaker in my contribution, I tend to understand that the president, although I don't know how it was organised, but given that the media, Mr speaker I don't understand and I don't know whether the media can be a tool to be relied upon to pass communication to us.mr speaker I think there is a short of something somewhere, we tend to get communication from the chair who is our speaker, we take it or the communication from the executive. Then in such a scenario when we don't get such a communication Mr speaker, I tend to treat that communication as rumours. So I can say that it was rumoured that the president was to visit this place. I cannot effectively trust the report of the media.

Hon. Peter Kilonzo: (On a point of order).Mr Speaker sir, is honourable Mutemi from Kiomo/Kyethani in order to mislead this house that it was rumours while it has been confirmed by the leader of minority that the presidential visit was postponed?

The Speaker: Hon Mutemi stand guided and proceed.

Hon. Alex Nganga: Point of information Mr Speaker.

The Speaker: Do you need the informationHon Mutemi?

Hon. Peter Mutemi: Yes.

(Laughter as members talked off mike)

Hon. Alex Nganga: Mr Speaker there is a language being spoken here by hon. Members which is not a parliamentary language. Can the Hansard show what honourable Kilonzo has just said here? If you allow me Mr Speaker I can repeat what he has said?If you allow me.

The Speaker: What did he say?

Hon. Alex Nganga: He said; "Osaisu yi vu vakuvi".

(Laughter)

The Speaker: Order, order....Hon. Kilonzo did you utter those words?

Hon. Peter Kilonzo: No! Not in this house Mr Speaker.

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The Speaker: Order, order....Hon. Kilonzo I will check with the Hansard and if I find that you uttered those words, it is a serious offence. You better admit if you are guilty and withdraw because it is a very minor issue. I am sure you were not debating those words but just consulting quietly but then you were overheard by your colleagues. So did you utter those words?

Hon. Peter Kilonzo: No Mr speaker, I am even wondering where the minority leader is getting those words from because my nearest neighbours here, honourable Anthony and honourable Mwango did not hear that Mr speaker.

The Speaker: I will check with the Hansard. Continue honourable Mutemi.

Hon. Alex Nganga: Mr Speaker sir I had requested to give a point of information to honourable Mutemi.

The Speaker:Right, go ahead.

Hon. Alex Nganga: Mr Speaker I am giving hon. Mutemi a point of information on the strength of a matter raised by honourable Kilonzo. If I am called upon in this house to give a statement on the same as the minority leader, I can give an official statement about what hon. Kilonzo is insinuating. As the leader of the jubilee coalition which is headed by the president, Mr Speaker I can give that statement if called upon to do so. Let honourable Kilonzo not speculate.

(A number hon. Members rose in their places)

The Speaker: Order. I think your points of order are getting too many such that they are not useful to this debate, and I will start overruling them now.

Hon. Peter Mutemi: Thank you Mr Speaker. As the mover of the motion tried to say it was reported in the media. That is, what he said in his opening remarks. When I say that the media is not an authority enough.....

The Speaker: What exactly is your opinion?

Hon. Peter Mutemi: Mr Speaker we need proper communication and once that is done, the cooperation bit of it, when his excellency the president is visiting Kitui County or any other place in our country, it is very important for the county government and the national government to cooperate. As leaders we should also participate in such a forum. Otherwise if there is no cooperation and we just see reports in the media, we are then left wondering whether to ask the national government to do the necessary.

The other issue Mr Speaker, as honourable Ngwele put it, it was a political attack. I would therefore wish to see it well addressed as directed to those who were attacked at that particular forum. I tend to understand that was a section and I hope it is not directed to our coalition. That is, the jubilee coalition which I am a leader. That matter should be dealt with politically by the concerned parties. Thank you Mr Speaker.

The Speaker: Honourable Mwango.

Hon. Jamhuri Mwango: Thank you Mr Speaker. Mr Speaker sir, in short we want to summarise this thing. We know that there are so many people in the lower Ukambani who wants to come and stay in Kitui and they want to do it through orthodox ways. You cannot imagine a person comes to your wife, when they have made arrangements with your wife and you are not aware whether he is coming. Then once you return home, you find a visitor sitting next to your wife. How will you treat that person?

Mr Speaker we are not aware whether these people are coming to snatch our resources or our leadership because we know so many of them are coming without identifying themselves and even with hidden agenda/interests. We have our sons in this soil who are being used by other people from outside the county to disrupt our peace. Protocol must be observed in this county when anyone from outside wants to come into this county. The chain

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of command must be followed. We can see some things being planned for this county which we do not understand. We need to stand very firm. It is unacceptable for anyone to come from outside the county only to come here to abuse and mock the leadership of this county. We need to take an action against that person even if he comes from our soil.

Mr Speaker this matter should not be handled lightly, we need a proper statement on this matter. We should tighten our belts because they have already started planning and maybe we don't know their next move. Suppose anything like a terroristic attack happened to our youth while in that forum, who would be blamed? The governor would be the first person to blame then the rest of the leadership including ourselves. Let us be alert and the necessary action be taken against anyone who makes similar moves. Thank you.

The Speaker: I will now give four members a chance to contribute. Honourable Mbandi, Kasinga, deputy speaker and honourable Munuve. I will start with hon. Mbandi.

Hon. Mary Mbandi: Thank you very much Mr Speaker sir. I have stood here as a parent and also as a leader. The children who were involved in football are children of Kitui County and if there was any problem it would have involved the leadership of this county and the parents. Mr Speaker sir, recently the county was invaded by elephants that is Mheshimiwa Mwendwa's ward and Mheshimiwa Mativo's ward and the residents had to call their leaders who are not rangers but leaders of the county. When the people saw the danger, the first person they ran to was the leaders of those areas.

Mr Speaker sir, it was very unfair for our children to be ferried to a place where the leaders didn't know and most probably the children did not even inform their parents. If there happened to be a problem there, then the leadership of this County would have been blamed.

(Hon. Alex Nganga rose on a point of order)

Hon. Alex Nganga: Mr Speaker sir, is honourable Mbandi in order to say that if anything happened to those kids security wise, the leadership of Kitui County would have been accountable?

Mr Speaker I want to remind the honourable member that security is not a devolved function but a function of the national government. If somebody doesn't do his/her job, even if it is in the bedroom, someone else will still do it.

The Speaker: Order honourable Nganga. Honourable Mbandi is 100% correct. Continue honourable Mbandi.

Hon. Mary Mbandi: Thank you Mr Speaker for protecting me. I also wanted to say that the leadership of Kitui County is being undermined. I remember we went to Mombasa together with the executive to discuss issues, some of which had happened in Machakos. Our governor was quoted to have said some things which he had never said. Mr Speaker I seek your guidance on this; is this county a subordinate of Machakos county? Are going to continue being ruled by Machakos County when we know that this county is just like any other county in this republic?

Mr Speaker sir it is important for all the counties in this republic to know that Kitui is autonomous. It should be respected by anybody who comes here. I don't want to talk about the president because he himself know the rules and the regulations as well as the procedures for visiting any place. If he wants to visit a personality in his/her house, that is something different but if anything happens in that house, the county leadership together with the security officials in that area will still be involved. Thank you.

The Speaker: Hon. Mbiti.

Hon. Mbiti Ndemwa: Thank you honourable speaker. I do agree with all members who have spoken because even the leader of minority has said it well that it is in the constitution that Mr speaker we are entitled to assemble. I do also agree with them that are saying that some of our leaders in this county are aged. What I disagree with is when they are saying that Kitui county government is not entitled to know what is happening in this county which concerns either the president or whoever is coming here either from Machakos, I do disagree with them in that area.

I know very well that the leadership of this assembly and the leadership of this county is entitled to know whatever is happening in this county Mr Speaker. We are elected to oversight and to represent our people. If these hon. Members and whoever was doing this activity did not see it wise to inform us, he is going to offer our people anything, it is in bad faith and a show of disrespect of the leadership of this county. Mr Speaker I represent my people here, I am their leader, they elected me so whatever is happening here Mr Speaker, I am entitled to know from A to Z.

Mr Speaker sir, our role is to oversight and we were not informed by the committee on culture, youth, sports and social services whether they were involved in this. We were therefore entitled to know whatever was happening here Mr Speaker. If the said committee was involved, they should have informed us so that we can determine whether the monies spent in the event was properly spent.

I do agree with those members terming this matter as of county importance and therefore should be discussed. I have issues with the activity which took place here. Just the other day 28 people were butchered in Mandera County and the culprits were not known. The massacre is being linked with Al-Shabaab. We don't know whether it was actually the suspected terror group. It could have a group of people who organised themselves to commit the atrocities. We ought to be informed whether those people coming to hold activities here are the same people who are killing people all over the counties.

That constitution states clearly that county government and the national government are distinctively independent governments but they are interdependent. Whatever which was going on here whether the presidential visit or the other event that took place in this county we ought to have been informed. Governments should respect each other and whatever we are doing we should do it openly and adhere to the constitution as far as governments respecting each other is concerned.

I also have issues with those people because ours is an organised county. We know what is happening in Machakos, Embu and even Makueni counties. The chaos in Makueni were brought about by this kind of incitement as hon. Mwangi has said. It is very expensive to try and disorganise an elected government. It is even worse because there is nothing which is taking place in those counties and we don't want to take any opportunity to allow any kind of activity which can come here and disorganise our government. Whatever was being done here is equivalent to a coup because we don't know what those people are trying to do. They want to grab our power through back doors. We cannot allow that Mr speaker. If those people who I don't know they are prophets of doom or what, if they are coming to portray our government as if it doesn't have leadership, they are mistaken. They should go somewhere else and try that not here in our county.

We know very well Mr Speaker that being 25 years of age as I am or being 75 years of age or even being 120 years old is just but a number. If anything, the leaders being said are too old to be in leadership, they are the ones making Kitui county to be smart the way it is. We should therefore demand an apology from those people saying so. We have youth leaders under the age of 36 years but they are creating chaos everywhere. Statistics show that those counties which have chaos like Embu and Makueni, the chaos are being caused by youthful

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leaders. It is therefore bad manners for someone to come and term our leaders as old. We should respect our leadership and if negative and offensive words are used against our leaders it equals to abusing the whole county because those leaders were elected by our people to represent them. Even I look at hon. Munuve here who is 70years if I may say, I see gold and I feel proud. I see the people of Kanziku in him, so if we say Munuve should go home, we are abusing the people of Kanziku.

I heard rumours over two weeks ago that the president was going to visit our county, but as a leader, the deputy speaker of Kitui county assembly, I took it as rumours. I should have been officially informed of the visit. If not so, then they should not come. The organisers even saw it as bad manners and had to call it off. Let us respect each other whether inside or outside this house. I have even heard it in this house where some members are not respecting the opinions of other members when they are contributing. That is dangerous and if we follow that route, we will cause chaos here. We are not far from county governments as councillors, it is very easy to go back to that era if we are not careful. With those few remarks, I beg to support. Thank you.

The Speaker: Honourable Munuve and finally we will have hon. Kasinga. Let nobody else try to stand.

Hon. James Munuve: Thank you Mr Speaker sir. First I wish to mention as it is mentioned in the bible that Jesus will come again and we don't know the hour nor the day. We do not expect the president of the republic of Kenya do what Jesus will do in His second coming. He needs to inform the two levels of the government which are enshrined in the new dispensation of our constitution. Based on article 189, "The government at either level shall perform its functions, and exercise its powers, in a manner that respects the functional and institutional integrity of government at the other level...."

Mr Speaker sir, county governments needs to be respected by all leaders irrespective of where they come from. The meeting which all our youth leaders attended was a good meeting, I know it focused on sporting issues as a little bit of politics. Being old is not a crime mr speaker. We are aware that the youthful representatives in this assembly will at one particular time cease to be youth. Even now I am being told I don't belong to that spectrum. We say old is gold and we need to respect each and every member of this county irrespective of their age, gender or the areas they represent in this society.

I want to finish with this; the county government should be respected by the other level of governance. We have able leadership in this county, we have the Governor, the county assembly which also needs to be respected. We need to be informed of what is happening. The days when we had only one government are long gone. Now the two levels of government need to be respected. Thank you Mr Speaker sir.

The Speaker: Honourable Kasinga.

Hon. Titus Kasinga: Thank you Mr Speaker sir. First and foremost I want to appreciate the fact that I will speak from a point of information having listened to my colleagues and also at a disadvantaged position because much of it has been said. What I would like to contribute and give my opinion on the issues on the floor, that is the issue of the presidential visit to our county a place called Kyondoni as it was rumoured since you are calling it a rumour but it was a fact and the issue of the congregation of footballers organised by one person who hails from this county but works in another county.

I will start with the issue of the presidential visit. One fact we need to note is; visits are normally categorised. We have private visits and we also have public visits. In a situation whereby the president was going to visit Kyondoni and visit one hon. Member of Parliament who is from that area or even a resident of Kitui county residing in Mutha or Ikutha in his private capacity, I don't think anybody would have raised a finger. Let us acknowledge he has

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a right to do so driving a convoy of his vehicles and visit anywhere or anybody he wants privately. Having said that Mr Speaker sir, the presidential visit to this county was publicised in the papers, it caught many leaders unawares, it indeed raised a lot of questions. What I would want to share is actually what my colleagues are saying; that we need to have a little bit of collaboration and understanding when it comes to such kinds of visits. Mr Speaker the blame may not be on his Excellency the president because we may not even know the details of the arrangement. But what I believe is what has been said here alluded to that there are people who believe that they can do things the other way. Actually I share the sentiments of my colleague honourable Ngwele that this is a political matter. What was being staged was a political coup de tat. This is because, one, there was going to be a score. If the visit materialised somebody somewhere was going to say, see they are not in charge, we are in charge. But Mr Speaker I would want to remind such people that in 2013 this country went for elections and as a result of these elections, we have governments which were formed, we have the national parliament and we have the county assemblies. We are a products of that election and we are going to the elections again in 2017.

What I would want to say Mr speaker is that those who feel that the current leadership does not measure to the extent of being able perhaps to handle or even to attempt to invite the president or do these other things to this county or other leadership, should wait until 2017, they prepare so that they can also be in positions to be able to invite the president whenever they want.

Having said that, I don't meant that all the elected leaders should be involved when the president is coming. I share the fact that the president is the head of state for this country. Anyone can invite him here. What we need Mr Speaker sir is proper protocol so that anyone can play his/her role. We all admire seeing his Excellency here, some of us have never gotten close to him. Infact we are looking forward to the day he will set foot in Kitui County in a way that us members of the county assembly can also engage him. He is our president and he doesn't belong to one category of residents of this country or this county. Having said that Mr Speaker, I think this house our position is that we stand with our leaders that because they spoke in the way they did, we need to be involved.

I want to go to the issue of age Mr Speaker. Honestly the leaders who are occupying positions and those who are not in positions because the former vice president is not in an elected position but he is in a coalition that took the big chunk of the votes which were casted, in fact if it were not for otherwise he would also be in the government today. It did not happen and he is playing his role wherever he is. We should not invite side shows. When we talk of issues that people are old, the fact that people are old, and the fact that you are in a position Mr Speaker sir, the senator of this county is in a position, hon. Nyiva Mwendwa is in position, they did not give themselves those positions, they were elected by a mixture of either youth and the old. These leaders were produced as a result of a democratic process. If someone talks of people being too old, and he wants people to go home, 2017 is not far.

As we are here, we are not in the same age bracket and I have never seen any leadership made of one age group. We want to encourage the youth and tell them they can go for positions. We want to be with them and we want to tell them, in fact the point is, it is not about the youth but about personal things that people are looking for. Somebody somewhere wanting to gain is looking at the youth of this country. it is not about the youth, the youth in this county government have a place as well as the old. It is a pity to quote an old man like honourable Mwangi Ivutiwho is the vice chairman of the county public service board. He is a man we should all respect. He served his people, he served this county. The day the will start respecting leaders this country will move forward.

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We want to appreciate the fact that we are not the same. We have information that these people want to vie for elective positions, they are very much welcome. I know in 2017 we will not be featuring the old people alone, it will feature the youth, it will feature everybody.

As I wide up I would like to say that we are not in charge of what happens around us in terms of how people want to market themselves. I take the Kitui school gathering as a marketing arena to raise his political...whatever you may want it. We cannot prevent him from doing so. What we should do is to respond, fire with fire. That is what actually honourable Kyatune was trying to say. He fires we fire back because that is politics. I want to say this; that was the first one and so he may come back. Honourable members and the leaders of this county, we should also put our ears on the ground. We should not be caught nabbing then we cry foul. The only thing that man did wrong was to talk about the issue of age but we need to categorically say no to any political manoeuvring that belittles the leadership of this county. With those much remarks Mr Speaker, thank you for the opportunity.

The Speaker: Honourable members I had said Kasinga would be the last one to speak. You want to say something hon. Nyamai?

Hon. John Nyamai: Yes.

The Speaker: Okay go ahead.

Hon. John Nyamai: Thank you Mr Speaker sir. I wish appreciated all the members who have contributed on those two issues. Mr Speaker sir, I want to mention that our president is the president of all. But there are times when people dress in a manner to portray their title. Other times I can remove the dressing that I have and put on the dressing of a farmer. What I am saying is this; the president can be a president to all but when he is a friend to somebody, at that time he is not acting the president role. His visit to Kyondoni he was not coming as the president but as a friend to whoever he was visiting. He therefore never wanted to knock to any other person and therefore wanted to come silently.

Mr Speaker if I wanted to invite you today to my house, you will not come with the title of a speaker. You will come as Mr Ndotto, a friend to Nyamai. Although the nature of the president's visit was not clear, I believe he was coming as someone's friend. That is how I understood it. But because many people heard of it, he ceased coming. If today I invite the president to my house, there is no need of this being publicised in the media.

(Hon. Mbiti Ndemwa rose on a point of order)

Hon. Mbiti Ndemwa: Mr Speaker is it in order for my fellow hon. Member, Nyamai to mislead this house when we know that the rumour was that the president was coming to inspect projects around Kitui town and go to Kyondoni secondary school. This is a public school and if there was any function, it ought to have been public not a private one. I am therefore wondering whether hon. Nyamai is in order to mislead this house.

The Speaker: Hon. Nyamai it is a known fact that the president was not coming to visit any individual. He was coming as the president of Kenya. You are therefore out of order.

Hon. John Nyamai: Thank you Mr Speaker for your guidance. I understand but I thought he was coming as a friend to the Member of Parliament from that area. Thank you, I withdraw.

The Speaker: order, order. I want to say this; I allowed this issue to be debated in the house because the subject is that there is a project or an intention to undermine the political leadership of this county. I allowed it because this is the bedrock of politics of this county. Anybody who thinks this county is not supposed to cease matters of politics in this county and discuss for those who want to hear, it is wrong. Therefore this matter was before this house

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properly and any other political matter of grave concern to this county will find its way into this county and will be allowed by the speaker to be debated. Can we stand up to adjourn the house?

(Members rose in their places)

The Speaker:With those few remarks, the house now stands adjourned until tomorrow the 27th of November, 2014at 2.30pm

The County Assembly rose at 4:40PM.