

Kitui County Assembly

THE HANSARD

First County Assembly- Second Session

Thursday 27th November, 2014

The County Assembly met at 3:00p.m.

(The Speaker {Hon. Mbiti Ndemwa} entered the Chamber at three O'clock accompanied by the Mace)

PRAYERS

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

(The Mace was placed on the Table)

The Speaker (Hon. George Ndotto): Next Order

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

The Speaker: Next Order

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

The County Assembly Clerk: Order No. 3, Messages.

The Speaker: Next Order.

The County Assembly Clerk: Order No. 4, Petitions.

The Speaker: Next Order.

The County Assembly Clerk: Order No. 5, papers. Guidelines for establishing the county liaison committee for minerals and other mineral resources in Kitui county. Chairperson Committee on Environment, Energy, mining, natural resources and tourism.

The Speaker: I understand the chairman is not in and honourable Munuve will be presenting on his behalf. Honourable Munuve.

Hon. James Munuve: Thank you Mr Speaker sir. Pursuant to standing order No.180 (6), I beg to lay the following paper on the table of the Assembly today the Thursday of 27th November, 2014 this afternoon sitting; The committee report on consideration of the guidelines for establishing the community liaison committee for mineral and other natural resources in Kitui County.

The speaker: There is another paper to be laid.

The County Assembly Clerk: Roman two; projects inspection tour report, chairperson, committee on lands, infrastructure and urban development.

The Speaker: Honourable Kililiku.

Hon. Kililiku: Thank you Mr Speaker sir. Mr Speaker we are not ready because there is a very important information we are waiting from the executive and we agreed that we meet on Monday at 9am so that we can finalise on this report and present it on Tuesday.

The Speaker: So on Tuesday you will lay the paper and we will discuss it on Wednesday either morning or in the afternoon session. Next Order.

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

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- (i) Chairperson Committee on Environment, Energy, mining, natural resources and tourism.

The Speaker: Honourable Munuve the floor is yours once again.

Hon. James Munuve: Thank you Mr Speaker sir. I wish to give notice on committee report on consideration of the guidelines for establishing the community liaison committee for mineral and other natural resources in Kitui County.

Mr Speaker sir, THAT, pursuant to the provisions of the interim county assembly standing order No. 191 (5c and g), this house hereby approves the report of the Committee on Environment, Energy, Mining, natural resources and tourism on consideration of the guidelines for establishing the community liaison committee for mineral and other natural resources in Kitui County. Thank you MrSpeaker sir.

The Speaker: Very well. Honourable Munuve this means we can now discuss the report any time next week?

Hon. James Munuve: Yes Mr Speaker sir.

The Speaker: Next Order.

The County Assembly Clerk: Order No. 7, Statements. Schedule of the business for the week ending December 5th, 2014. Member of the house business committee.

The speaker: Honourable Jane Mutua.

Hon. Jane Mutua: thank you Mr Speaker. That; Pursuant to the Provisions of the Interim County Assembly Standing Orders No. 41(2) (a), I beg to lay on the table, a statement to inform the County Assembly of the business coming before the House, next week:

The Schedule of Committees' sittings for the week commencing on 1st December, 2014 and ending on 5th December, 2014 will be as follows:

TIME	ROOM	TUESDAY 2 ND DECEMBER, 2014	WEDNESDAY 3 RD DECEMBER, 2014	THURSDAY 4 TH DECEMBER, 2014
9.00am-11.00am	1	House Business Committee	Plenary	House Business Committee
	2	Culture, Youth, Sports and Social Services Committee		Culture, Youth, Sports and Social Services Committee
	3	Administration and Co-ordination of County Affairs Committee		Administration and Co-ordination of County Affairs Committee
	4	Agriculture, water and Irrigation Committee		Lands, Infrastructure and Urban Development Committee
	Board Room	Environment, Energy, Mining, Natural Resources and Tourism Committee		Environment, Energy, Mining, Natural Resources and Tourism Committee
11.30am-12.45pm	1	Culture, Youth, Sports and Social Services Committee		Agriculture, Water and Irrigation Committee
	2	Administration and Co-ordination of County Affairs Committee		Culture, Youth, Sports and Social Services Committee

	3	Lands, Infrastructure and Urban Development Committee	Plenary	Administration and Co-ordination of County Affairs Committee
	4	Trade, Industry, ICT and Co-operatives Committee		Trade, Industry, ICT and Co-operatives Committee
	Board Room	Environment, Energy, Mining, Natural Resources and Tourism Committee		Environment, Energy, Mining, Natural Resources and Tourism Committee
		Public Investments and Accounts Committee(Minority Leader's Office)		Procedure and Rules Committee(Speaker's Office)
2.30pm-5.00pm	Chamber	Plenary		Public Investments and Accounts Committee(Minority Leader's Office)
				Plenary

Mr Speaker sir, the business of the plenary for the same week will be as follows:

Tuesday 2nd December, 2014: 2.30 PM

(i) The Kitui county Flag, Symbols and Names Bill, 2014(Assembly Bill No.14, 2014)
(Chairperson Committee on Administration and Co-ordination of County Affairs)

- Laying of paper
- Notice of Motion

(ii) Guidelines for the operation of the Youth Local Infrastructure, Savings and Investments programme (Chairperson Committee on Culture, Youth, Sports and Social Services)

- Laying of paper
- Notice of Motion

(iii) Lands Committee report on the Inspection Tour of projects (Chairperson, Committee on Lands, Infrastructure and Urban Development)

- Laying of paper
- Notice of Motion

(iv) Trade Committee report on Educational Foreign Tour (Chairperson, Committee on Trade, Industry, ICT and Co-operatives)

- Laying of paper
- Notice of Motion

(v) Motion - Chairperson, Committee on Environment, Energy, Mining, Natural Resources and Tourism.

Wednesday 3rd December, 2014: 9.00 AM

(i) Motion - Chairperson, Committee on Lands, Infrastructure and Urban Development.

(ii) Motion - Chairperson - Trade, Industry, ICT and Co-operatives Committee.

Wednesday 3rd December, 2014: AT 2.30 PM

(i) Motion - Chairperson Committee on Administration and Co-ordination of County Affairs.

(ii) Motion - Chairperson, Committee on Culture, Youth, Sports and Social Services.

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Thursday 4th December, 2014: AT 2.30 PM

(i) Statements.

(ii) Motion on adjournment.

Mr Speaker sir, this programme is also available in the Kitui County Assembly website www.kituicountyassembly.org/. Thank you.

The Speaker: Thank you. Any other statement? Next Order.

The County Assembly Clerk: Order no. 8. Motions and Bills.

The Speaker: That is the end of the order paper, we don't have anything else for now. Next week we will be able to go through the two guidelines, the one for liaison committee and the other one for youth, then we should dispose of the bill on flags and the report from honourable Kililiku. I don't have any other business, I think we should adjourn the house now.

(Hon. Tito Mbivi rose on a point of order)

Hon. Tito Mbivi: Thank you Mr Speaker sir. I rise to comment in an article I saw in a newspaper yesterday in regard to an advert calling for people to advertise for jobs as drivers. The advert is inviting applications for driver positions and gives a notice of up to Sunday. My question and actually a concern to all of us is that the advert targets the people we represent. If you give people a notice of three days, how do you expect people to get that information to apply for the same? The concern here is; the notice is very short unless it is meant to target a certain group in this county. That advert might have been seen by very few people unless it is an exercise we call cosmetics exercise.

It may not serve the purpose it is intended and we suggest that the period be extended or a re-advertisement on the same be done so that the people of this county may have adequate time to apply for those jobs. Thank you.

(A number of honourable members rose in their places to contribute)

The Speaker: Order, order. What are we doing now? In accordance with the standing orders, where are we?

(Speaker consults with the clerk)

The Speaker: Honourable Mbivi as much as I respect and want to participate to what you are saying, we are lost. The standing orders have no any provision to discuss what you are saying, but I want one clarification before I make a ruling on that. Who has advertised that?

Hon. Tito Mbivi: The executive.

The Speaker: I would have sacked someone it were here in the assembly. I will adjourn the house for thirty minutes and allow honourable Mbivi to bring a small motion on that issue and we will discuss it under the standing orders. Is that okay? Or fifteen minutes are enough?

(Hon. Titus Kasinga rose in his place)

The Speaker: Hon. Kasinga please don't discuss that issue because we are out of order.

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Hon. Titus Kasinga: Mr Speaker we are out of order but there is information I could have provided, I don't know whether it will be necessary if you used your indulgence for me to provide the information Mr Speaker sir.

The Speaker: yes go ahead.

Hon. Titus Kasinga: Mr Speaker I have some information regarding what honourable Mbivi has said and because we are not debating it I just want to give the information.

The Speaker: Order honourable Kasinga. I am going to give an order for preparation of a supplementary order paper now to be presented back in the house in fifteen minutes, then we can discuss the issue freely now, because at the moment we are out of order.

Hon. Titus Kasinga: Okay Mr speaker, I much oblige.

(Hon. Jamhuri Mwango rose in his place)

The Speaker: Honourable Mwango.

Hon. Jamhuri Mwango: Mr Speaker I stand to be guided because for the second week now, my committee has not been slotted any sitting yet there is a document in the hands of that committee Mr speaker. I therefore stand to be guided.

The Speaker: I chair the house business committee and I take note of your concern, and I will act accordingly. I will now adjourn the house for fifteen minutes, we prepare a supplementary order paper so that we can come and discuss that issue alone. Is that okay? Or you don't want to discuss it? Should I adjourn the house until next week on Tuesday or I adjourn for fifteen minutes?

(Hon. Titus Kasinga rose in his place)

Hon. Titus Kasinga: Mr Speaker if I had just provided the information then we would have made a better decision.

The Speaker: Let me allow you.

Hon. Titus Kasinga: Thank you Mr Speaker, I had an opportunity to question what honourable Mbivi is saying and through my questioning Mr speaker, I learnt this afternoon that the board has met and extended the same period for application up to 17th December 2014. I thought it was important I give the information because I personally questioned about the date, they argued that they provided enough information but it was not enough. They have therefore extended the deadline for the applications up to 17th of December and tomorrow there will be a communication for that purpose. Thank you Mr Speaker sir.

The Speaker: Yes deputy speaker, and don't raise a point of order when another member is on a point of order.

Hon. Mbiti Ndemwa: Thank you Mr Speaker for guiding me. Mr Speaker I was trying to think that the honourable member is misleading the house because what honourable Mbivi is raising is a very serious issue and that is a tip of the ice bag. The executive board has a lot of issues to be discussed here it is only that we are trying to get an opportunity to clear the air Mr Speaker. So I think you are in order to rule that the house adjourns for 15 minutes because we have three hours and there is much time left before 6 o'clock, so what are we supposed to do all this time and the business in the order paper is over?

The Speaker: Order, order! The matter in hand raised by honourable Mbivi is that there is unfair advertisement in the newspaper for drivers which gives only three days for applications. That is the matter at hand now but unless you doubt the information from one of your own, hon. Kasinga, who says that he also got concerned and looked into the matter by consulting with the people concerned, and apparently it was a mistake and they are

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correcting it tomorrow, we are not part of the executive, we can only intervene when things are going wrong. If for sure honourable Kasinga has been assured that correction will be done tomorrow, I will be an irresponsible speaker to allow discussing on anything which is being corrected and I can be challenged for that. Honourable Ngwele.

Hon. Nzungi Ngwele: Mr speaker I wanted first to take the opportunity to thank honourable Kasinga on your behalf but also to observe that the information he claims to share, he did not provide names for who he consulted and also where the evidence is that whatever he has said is going to be done.

Mr Speaker we will also be an irresponsible house if we allow ourselves to be moved by a rumour. Honourable Mbivi quoted something that is in public record and my opinion is that we go by your initial directive to adjourn the house and come back we arrive at a resolution so that even if the correction is done tomorrow, it is done on the basis of a resolution that we have made ourselves. Thank you Mr Speaker.

Hon. Titus Kasinga: Thank you Mr Speaker. I did not want to rise on a point of order to ask whether the honourable member is in order to refer me as a rumour monger, I respect him but I want to confirm that it is not a rumour that I have brought into this house. I stand to be held responsible if I have given the wrong information come tomorrow and there is no correction to the papers or for that matter for whatever period because I spoke to the right source within the public service board. I am not here to provide rumours, it was my concern to provide information to my fellow members and in fact Mr Speaker had we not raised it I would have still passed the same information to members that are being left behind for some consultations after this session. I am not a panellist to the board but it is important that when I get information I share it in the house. Thank you.

(A number of hon. Members rose among them, hon. James Munuve)

The Speaker: Order! Order honourable Munuve. I am surprised you don't seem to trust each other. Suppose it were you honourable Ngwele who provided some vital information to us in good faith and we call you rumour monger how would you feel and you are an honourable member? He is even going ahead to say that he should be held personally accountable for his statement. I am surprised you don't trust each other. It is very unfair. And for your information, this information was intended for the speaker and I accepted to be given that information and I am comfortable with that information. Can you be upstanding?

(Members rose in their places)

The Speaker: Honourable members the house now stands adjourned until next week Tuesday on 2nd December at 2.30pm.

The house rose at 3.29pm