

REPUBLIC OF KENYA
COUNTY ASSEMBLY OF KITUI
SECOND COUNTY ASSEMBLY- SECOND SESSION
OFFICIAL REPORT

(THE HANSARD)

Thursday 4th April 2019.

The County Assembly met at 2.39 p.m.

[The Speaker (Hon. George Ndotto) in the Chair]

PRAVERS

MOTION

MOTION ON ADOPTION OF THE REPORT BY THE COMMITTEE ON
BUDGET AND APPROPRIATIONS ON CONSIDERATION OF THE KITUI
COUNTY SUPPLEMENTARY BUDGET ESTIMATES FOR THE
FINANCIAL YEAR 2018/2019

*(Hon. Boniface Kilaa Kasina-Chairman Budget and
Appropriations Committee)*

Hon. Speaker: Hon. Kasina.

(Silence prevailed)

Hon. Speaker: What is your plan Hon. Kasina? How have you planned it?

Hon. Kasina: Thank you Mr. Speaker, my plan is to move the Motion and we debate it.

Hon. Speaker: Starting from where?

Hon. Kasina: Motion on adoption of the report by the committee on Budget and Appropriations on consideration of the Kitui county supplementary budget estimates for the Financial Year 2018/2019.

THAT, pursuant to provision of Section 154 (2) of the Public Finance Management Act (PFMA), 2012, read together with Section 135 of the same Act and Standing Order No. 186(3), this Assembly hereby adopts the report by the committee on Budget and Appropriations on consideration of the Kitui County Supplementary Budget Estimates 1 for the Financial Year 2018/2019.

Mr. Speaker, with your permission, I will not read the following pages, 1, 2, 3, and 4. Page 5 are annexures and I am very sure the Hon. Members went through them but I can take them through the annexures quickly.

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Hon. Speaker: Which one?

Hon. Kasina: Page 5-the annexures. Because I will not read them, I think it's important I brief the Hon. Members on what the annexures entail.

Hon. Speaker: That's okay.

Hon. Kasina: Annex 1-is the list on adoption of the report by the members, annex 2-revenue projection, annex 3-recommended overall county supplementary budget summary by program and vote, annex 4-minutes adopting the report, annex 5- projects undertaken under water department, annex 6- list of newly appointed officers wards of origin and where deployed under county Ministry of Health and Sanitation, annex 7- list of EACC board projects under LIUD, annex 8-invitation letters.

With your permission Mr. Speaker, let me proceed to the preface.

Preface

On behalf of the Members of the Budget and Appropriations Committee, I hereby beg to present to this Honourable House, the Committee's Report on consideration of the Kitui County Supplementary Budget Estimates for the financial year 2018/2019.

Honourable members, this is a report regarding public finances and shall borrow a lot from and not limited to the following legislations;

- i. Chapter twelve of the Constitution on the public finances
- ii. The Public Finance Management Act, 2012
- iii. The County Government Act, 2012
- iv. The Public Finance Management (County Governments) Regulations 2015
- v. County Assembly Standing Orders.

The Kitui County Supplementary Estimates 2018/2019 is founded on the following major reasons:

i.The actual revote went lower than was estimated in the approved budget from Kshs. 1,635,954,190 to Kshs. 1,193,693,597. This lowered the revenues financing the budget and therefore has to be addressed to circumvent the financing gap.

ii.The proposed salary increase for Permanent employees in County Ministry of Health and Sanitation, Lands, Infrastructure, Housing and Urban Development and Basic Education, ICT and Youth Development by Kshs. 525M, 35M and 50M respectively. There was thus need to make provisions for this additional expenditure.

iii.The pending bills accrued from the previous year for unpaid supply of goods and services both recurrent and Development.

With the above items duly charged in the approved budget this will reflect a higher expenditure than the revenue projected in the printed Estimates. Subsequently, this will ultimately reflect a deficit in the approved budget 2018/2019 which is contrary to the provisions of Regulation 31 of the Public Finance Management (County Governments) Regulations 2015.

The committee in this report therefore will be seeking to address the issues articulated above while respecting the principle of prudence in public finances as envisaged in Article 201 of the Constitution, the fiscal responsibility principles and the financial objectives as provided in Section 107 and 131(3) of the PFM Act, 2012.

Section 135 of the Public Finance Management Act, 2012 provides for the circumstances under which a County Government may submit to the County Assembly a Supplementary Budget for approval.

Sub Section 135 (1) and (2) provides that;

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“A County Government may spend money that has not been appropriated if the amount appropriated for any purpose under the County Appropriation Act is insufficient or need has arisen for expenditure for a purpose for which no amount has been appropriated by that Act, or money has been withdrawn from the county government Emergency Fund”.

“A county government shall submit a supplementary budget in support of additional expenditures for authority for spending under subsection (1)”

The County Executive and the County Assembly in compliance with the above provisions and in adherence of the procedures as provided under Standing Order 214 (procedures on Supplementary Estimates), submitted their Supplementary Budget Estimates for this financial year 2018/2019. The estimates were laid on the table of the Assembly on Tuesday 26th March, 2018 (afternoon sitting) and subsequently committed to the Budget and Appropriations Committee for consideration and recommendations pursuant to Standing Order 186.

Composition and Mandate of the Committee.

The Constitution of Kenya has placed a significant role to County Assemblies on management and exploitation of county’s resources as provided in Article 185. To effectively facilitate this and other functions, the County Assembly operates through a committee system as envisaged in Section 14 of the County Government Act, 2012 on procedure and Committees of the County Assembly notwithstanding the County Assembly Standing Orders.

It is for this reason therefore that the Budget and Appropriations Committee was established under Standing Order 186 with functions among others to discuss and review estimates and make recommendations to the County Assembly.

Composition of the Committee

The Budget and Appropriations committee as currently constituted comprises of the following Members;

Hon. Boniface Kilaa Kasina	Chairperson
Hon. Baridi Felix Daudi Mbevo	Vice Chairperson
Hon. Esther Kalunda Ndile	Member
Hon. James Mutunga Munuve	”
Hon. Mary Kanini Philip	”
Hon. Philip Musyoka Nguli	”
Hon. Annastacia Mwathi Mutunga	”
Hon. Nicholas Nzomo Mwalali	”
Hon. Mary P. Ndumbu	”

Committee Mandate

Standing Order 186 establishes the County Budget and Appropriations Committee with Specific mandates as to inter alia to;

i. Investigate, inquire into and report on all matters related to coordination, control and monitoring of the county budget.

ii. Discuss and review the estimates and make recommendations to the Assembly.

In undertaking her mandate therefore, the Committee has considered the Kitui County Supplementary budget estimates for the financial year 2018/2019 and has made some recommendations to the House for consideration and subsequent adoption.

Background

The Kitui County Budget for the Financial Year 2018/2019 was approved by the County Assembly on 28th June, 2018 as required by Section 131 of the Public Finance Management Act, 2012 with a total expenditure of Kshs. 11,775,231,412.

The approved Budget had a total revenue component of a similar amount **Kshs. 11,775,231,412** as analyzed below:-

Equitable share	8,729,200,000.00
Grants	910,077,222.00
Local revenue	500,000,000.00
<u>Estimated Revote (2017/18)</u>	<u>1,635,954,190.00</u>
<u>TOTAL</u>	<u>11,775,231,412.00</u>

A budget is defined as an estimate of costs, revenues and resources over a specified future period of time (*definition by business dictionary*). Born out of the definition, it is highly probable to have a supplementary budget seeking to harmonize/align the approved plan with the actual implemented events. The County Governments are guided by Section 135 of the public finance management act, 2012 on matters supplementary budgets through which both Arms of the Government submitted their budgets for approval by the Assembly.

Upon being laid on 26th March, 2019, the County Supplementary budget estimates 2018/2019 were subsequently committed to the Committee for consideration and recommendations to the Assembly. It is against this back drop that the Committee retreated to Pride Inn Hotel Nairobi for interrogation, consideration and report writing on the estimates.

Methodology

In conducting this exercise, the Committee engaged representatives from both the County Executive and the Assembly in rigorous interactive sessions taking into account the relevant provisions of law. This involved the following activities:-

- i. Direct engagement into discussions with invitees
- ii. Interrogation of documentary evidences submitted
- iii. Reviewing budget performance 2018/2019

It is worth noting that the submitted budget had explanatory notes as required under regulation 39 of the Public Finance Management (County Governments) Regulations 2015. Nonetheless, it was noted with concern that the notes submitted did not duly explain the proposals made. This made it difficult for the Committee to understand the reallocations/movements proposed therein.

It therefore necessitated the Committee to invite some County Executive Committee Members to give more clarifications on their proposed budget to help the Committee make a rational decision.

Acknowledgement

At this juncture, allow me to thank the Office of the Hon. Speaker and that of the Clerk of the Assembly for the logistical support accorded in this exercise. The Committee also extends her gratitude to the County Executive Committee Members and County staff who found time amid the tight schedules and the short notice to attend the committee hearings to give clarifications on their respective budget proposals.

I finally extend my gratitude to the able Hon. Members of this Committee who worked tirelessly and demonstrated passion to work in undertaking this exercise. I will not hesitate

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however to acknowledge the Staff of Assembly serving the Committee who also contributed significantly in providing technical support and compiling of this report.

Review and Consideration of the County Executive and the County Assembly Supplementary Budget 2018/2019

The Constitution of Kenya provides in Article 201(d) that “*public money shall be used in a prudent and responsible way*”. This means that we must make every effort to reduce misapplication of public resources and apply to the most resourceful and productive areas. Indeed, Hon. Members, the principle that should guide budget making should therefore be “*achieving the greatest public good in the most cost-effective way*”.

The fundamental principle behind the supplementary estimates for the County Executive is elaborately and significantly explained above in this report. The review was to re-align the budget to the actual revote from the FY 2017/2018. Additionally, there was need to make additional provision for salaries which had significantly increased due to new recruitments which were not factored in the approved budget and the pending bills accrued from the financial year 2017/2018.

The driving force behind the County Assembly Supplementary budget was basically to make provisions for new expenditure items being the;

- i. Costs incurred during the opening of the new County Assembly Chamber.
- ii. The amount spent during the County Assembly participation in the County Assembly Sports Association Games which were not factored in the approved budget.
- iii. The increased Medical insurance cover costs.
- iv. To cater for members’ salary differences for the period July to November, 2018 before the full implementation of 2013 Salaries and Remuneration Commission (SRC) circular. The approved budget was based on 2013 SRC Circular yet salaries for the period were paid based on 2017 SRC circular before full implementation from December, 2018.
- v. The increase in members’ responsibility allowances which resulted from formation of additional Committees, namely Implementation, Powers and Privileges and Public Service and Administration Committee including movement of other Members to different portfolios.

The total Supplementary budget submitted for the both Arms of the County Government totaled to **Kshs. 11,688,672,446** which was lower than the approved budget by **Kshs. 86,558,966** translating to **0.74%** percent reduction. This is attributed to increase in own revenue and reduction in revote from previous year 2017/2018 by Kshs. 359,035,058 and Kshs. 442,260,593 respectively. In addition some activities were dropped to defray the budget deficit.

The County received additional grants amounting to Kshs. 35,698,968. Thus, the supplementary budget submitted was as tabulated below:

Approved budget Kshs.	11,775,231,412
Additional grants Kshs.	35,698,968
Increase in own revenue Kshs.	359,035,058
Reduction in revote Kshs.	442,260,593
Reduction in some approved budget activities	39,032,399
Total supplementary budget Kshs.	<u>11,688,672,446</u>

Compliance with the Legal Provisions

Section 135 (7) of the PFM Act, 2012 provides that *'In any financial year, the county government may not spend under this section more than ten percent of the amount appropriated by the county assembly for that year unless that county assembly has, in special circumstances, approved a higher percentage'*.

Further, Regulation 39 (3) & (4) of the Public Finance Management (County Governments) Regulations, 2015 provides that;

(3) The purpose for which approval is sought for a supplementary budget shall be —

(a) Unforeseen and unavoidable, in circumstances where no budget provision was made; or

(b) Unavoidable, in circumstances where there is an existing budgetary provision which, however, is inadequate.

(4) For purposes of paragraph (3), the following shall not be considered unforeseen and unavoidable expenditure—

(a) Expenditure that, although known when finalizing the estimates of the original budget, could not be accommodated within allocations; and

(b) Tariff adjustments and price increases.

Upon reviewing the supplementary budget, the Committee found the following;

i. that some votes, programs and sub votes had budget variations beyond 10% contrary to the above provisions for example;

- Ministry of Basic Education, ICT and Youth Development in overall has gained by 19%
- Ministry of Health and Sanitation in overall has gained by 15%.
- Ministry of Trade, Cooperatives and Investments in overall has lost by 42%
- Ministry of Environment, Energy and Mineral Investments Development in overall has lost by 17%
- Ministry of Tourism, Sports and Culture in overall has lost by 20%
- The County Treasury has lost by 21%

ii. That the main items this budget seeks to address as explained above is pending bills and increased salaries due to employment not provided in the approved budget. These two items in the circumstances does not qualify to be Unforeseen and unavoidable and thus offends the law. None the less, out of the explanations the Committee received from the County representatives, the Committee learned that;

- There was high influx of patients as a result of implementation of KCHIC that necessitated such employment.
- There were huge pending bills which were never provided for in the approved budget.

Section 107 of the PFM Act, 2012 sets out the fiscal responsibility principles/objectives such that;-

a) the county government's recurrent expenditure shall not exceed the county government's total revenue;

b) over the medium term a minimum of thirty percent of the county government's budget shall be allocated to the development expenditure;

c) the county government's expenditure on wages and benefits for its public officers shall not exceed a percentage of the county government's total revenue as prescribed by the County Executive member for finance in regulations and approved by the County Assembly;

d) over the medium term, the government's borrowings shall be used only for the purpose of financing development expenditure and not for recurrent expenditure;

e) the county debt shall be maintained at a sustainable level as approved by county assembly;

f) the fiscal risks shall be managed prudently; and

g) A reasonable degree of predictability with respect to the level of tax rates and tax bases shall be maintained, taking into account any tax reforms that may be made in the future.

The supplementary budget to a great extent complies with the fiscal responsibility as set out above. Nonetheless, it is prudent noting that the proposed salaries are at 37% of the total revenues and conspicuously deviates from the provisions of regulation 25(1) (b) which sets out the limit at thirty five (35) percent of the county government's total revenue.

Consideration of the Budget Estimates

From the foregoing, it can clearly be seen that, the Kitui County Supplementary Budget 2018/2019 was to some extent not prepared within the required legal frame work. There were some glaring inconsistencies with the law as to the movements of allocations between some votes and programs as portrayed above. Though no much change in the overall budget totals, it can be depicted that there were a lot of movement of funds within the votes and programs.

The Committee, upon the budget scrutiny, realized that almost every County Ministry's Budget had been varied. This made it very difficult for the members to comprehend the proposed changes *vis-a-vis* the approved budget 2018/2019. As required under regulation 39(6) of the PFM (C/G) REG. 2015, the supplementary budget submitted had explanation notes but the same did not speak for the proposed funds movements and therefore it necessitated the Committee to inviting some CECMs to take the Committee through their proposals.

The County Assembly budget is founded on the reasons explained above being new items which cropped up during the financial year which had not been factored in the Kitui County Appropriations Act, 2018. In addition, there were some budget items whose expenditure had increased due to government circulars and change in some members earning as a result of acquiring new responsibilities in their respective committees.

General Observations on the County Supplementary Estimates 2018/2019

The Committee took sufficient time to intensively interrogate these estimates at the same time engaging the CECMs and their representative comprehensively in offering clarifications and justifications on the proposed re- allocations in this budget. During this exercise a lot of information was shared including documentary evidences to offer details on some issues raised including budget implementation by the County Ministries.

Arising therefrom, the Committee made the following general observations from the most key areas as highlighted below;

1. The County Executive seems to have ambitiously increased the revenue from Kshs.500M to 859M. By February 2019, actual revenue collected was 281M. The danger in this is that in unlikely event such revenues are not realized, some of the planned activities will not be implemented. In the event they are implemented and the revenue is not forthcoming, then the County will be plunged into un-precedent huge pending bills. Nonetheless, the explanations given to support the proposed increase in revenue to which the Committee was in agreement with were;

- Revenue anticipated from KICOTEC once the regulations on the same are passed

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- A deliberate effort and mechanism put to collect plot rent arrears
- Establishment of the County Liquor Licensing Board
- Claim for reimbursement from National Hospital Insurance Fund (NHIF).

2. The Committee observed with great concern that projects in the approved budget 2018/2019 will only be implemented to a tune of 20%. This could be attributed to the fact that there was an estimated revote of Kshs. 1.6B in the approved budget which was treated as current revenue instead of applying the same to the projects earmarking for in the previous budget. To mention just but a few;

- Under CLIDP out of appropriated budget of Kshs. 685M, Kshs. 494M has already been spent on pending bills leaving a balance of only Kshs. 191M to undertake this year's projects. The projects to be financed by the balance have been identified and awaits Bill of quantities for the advertisements to be done.

- Under the amount appropriated for Water infrastructure of Kshs. 700M, Kshs. 435M has already been spent on pending bills leaving a balance of only Kshs. 265M to undertake this year's projects as annexed hereby (**see annex v**). This glaringly shows a deviation from the top five Governor's manifesto.

3. The budget for salaries had partly been spent by staff salary arrears owing to staff promotions which were not factored in the approved budget. Though the same was stopped, it had already consumed part of the approved budget and thus resulting to deficit in salaries for permanent staff.

4. That there is over engagement of casuals by the County Departments. To quote but a few, the Ministry of Health has employed 221 casuals in Kitui Level IV hospital and 243 in other health facilities (**see annex VI**). This number for one ministry is very high and an unkind stretch to the budget as they draw a salary of Kshs. 9.3M a month. It will therefore be necessary to review the casuals' budget in the recommendations.

5. Some of the areas being proposed for reductions to finance the supplementary budget reflects in IFMIS a negative balance while others have insufficient funds to cover the proposed reduction to the tune of Kshs 162,774,300. Some of such instances are;

- Under the Office of the Governor in item code 2640101 Scholarships and other educational benefits (pro-poor), there is a proposal to reduce Kshs. 6M yet IFMIS shows a balance of Kshs. 3,625,212.

- Under the Office of the Governor in item code 2210799 Training of Enforcement Officers, there is a proposal to reduce Kshs. 1M yet IFMIS shows a Zero balance.

- Under County Ministry of Agriculture, Water and Livestock Development in item code 3111401 Research, feasibility studies (ASDSP II-SIDA/National Government), there is a proposal to reduce Kshs. 15,412,778 yet IFMIS shows a balance of Kshs. 13,612,778.

- Under County Ministry of Agriculture, Water and Livestock Development in item code 3110504 Other Infrastructure and Civil Works, there is a proposal to reduce Kshs. 1,370,826 yet IFMIS shows a balance of Kshs. 259,738.

- Under County Ministry of Agriculture, Water and Livestock Development, in item code 3110504 Other Infrastructure and Civil Works – sub surface dams construction, drilling and construction of solar powered boreholes, construction/desilting earth dams and rock catchment, there is a proposal to reduce Kshs. 10M yet IFMIS shows a negative balance of Kshs. 2,070,811.

- Under County Ministry of Lands, Infrastructure, Housing and Urban Development in item code 3111402 Engineering and Design Plans, there is a proposal to reduce Kshs. 15M yet IFMIS shows a balance of Kshs. 5,230,967.

- Under County Ministry of Health and Sanitation in item code 3111499 Research, Feasibility Studies (Data Collection (UHC), there is a proposal to reduce Kshs. 7,389,000 yet IFMIS shows a balance of Kshs. 5,529,090.

- Under County Ministry of Health and Sanitation in item code 2211103 Sanitary and Cleaning Materials, Supplies and Services (Purchase of dustbins), there is a proposal to reduce Kshs. 1.5 Million yet IFMIS shows a balance of Kshs. 1,130,000.

- Under County Ministry of Health and Sanitation in item code 3111499 Purchase of Motor Vehicle-Ambulances, there is a proposal to reduce Kshs. 142,857,143 yet IFMIS shows a balance of Kshs. 24,404,890.

- Under County Ministry of Trade, Cooperatives and Investments in item code 3110504 Other Infrastructure and Civil Works (cottage industries along leather and non-leather, upgrading equipment for skills development at Kyuso polytechnic), there is a proposal to reduce Kshs. 18.5M yet IFMIS show a balance of Kshs. 13,775,836.

- Under County Ministry of Environment and Natural Resources in item code 2210710 Accommodation Allowances, there is a proposal to reduce Kshs. 1,638,700 yet IFMIS shows a balance of Kshs. 1,556,239.

- Under County Ministry of Tourism in item codes 3110504 Other Infrastructure and Civil Works, there is a proposal to reduce Kshs. 7M yet IFMIS shows a Zero balance.

- Under County Ministry of Tourism in item codes 3111504 Other Infrastructure and Civil Works, there is a proposal to reduce Kshs. 4M yet IFMIS shows a balance of Kshs. 2,040,840.

- Under County Treasury in item codes 2220101 Maintenance expenses (Motor Vehicles), there is a proposal to reduce Kshs. 780,000 yet IFMIS shows a balance of Kshs. 728,226.

- Under County Treasury in item codes 2220105 Routine Maintenance expenses (Vehicles), there is a proposal to reduce Kshs. 8.5M yet IFMIS shows a balance of Kshs. 8,324,142.

Though the CEC County Treasury produced letters cautioning the Accounting Officers not to commit such funds, such was not adhered to which resulted to the above problem. If this is allowed to pass as proposed, the County will be in dire trouble with the Office of the Controller of Budget. The Committee therefore shall review the proposals in realigning the proposed reduction with the actual IFMIS balances.

6. As noted above, the submitted estimates had budget explanation notes as required under regulation 39(6) of the PFM (C/G) REG. 2015 and as the good practice demands. This notwithstanding, the notes were not explicit since all movements in the supplementary budget indicated all the saving to be applied for pending bills and increase in salaries for permanent employees. The justification on the reduction proposals were not explained. It is worth noting that though the law acknowledges a program based budget, it is imperative to have listing of projects attached to such budget.

7. The Kshs. 50M proposed as increase of salaries in the Ministry of Basic Education, ICT and Youth Development was amount earmarked as a reserve for paying out Pay as you earn as claimed by Kenya Revenue to the tune of 1.2B. Though under arbitration, it was necessary to have something small in this supplementary to cushion for first payments once the settlements commences.

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8. That despite the County not having an allocation for CHVs, who are very important first line health workers at the community levels, partnership with Non-Governmental Organizations (NGOs) World Vision, Catholic Mission Board and *afia Halisi* have recruited a few CHVs at places like Kitui East and South. It will be pertinent for the County to make provisions for such in the next year's budget.

9. That upon commissioning of KCHIC, the number of patients being seen in the County Government Health facilities has increased un-imaginably due to affordability. This is a county programme which needs to be supported and hospitals funded adequately to accommodate the population in the future budgets.

10. That, there was material evidence of a serious information gap on the part of the Executive. Lack of coherence within County Ministries was evident during the interactions with the CECMs which is against the principles of best practices. It emerged that some ministries had done advertisements on some procurements unknowingly that such allocations had been moved in this supplementary estimates.

11. There is a serious concern on poor planning by the County Executive by engaging into activities outside the approved budget to a tune of very huge sums of money. For example, the colossal increase of salaries in the Ministry of Health and Sanitation and Lands, Infrastructure, Housing and Urban Development totaling to Kshs. 560M. This seemingly portrays an abuse of Regulation 39(3) (a) of the Public Finance Management (County Governments) Regulations, 2015 which states that the purpose for which approval is sought for a supplementary budget shall be unforeseen and unavoidable.

12. The Committee observed that the County is employing a reversed method of implementing projects and especially those geared at achieving the Government's Manifesto. For example, the County has already acquired a ballast crusher which though from the explanations given land has been acquired for installation, a number of months have lapsed while the Crusher is still placed on the road reserve to date. Further, the garment factory at Syongila has been procured, installed and operationalized. Both investments have no legal frame work through which they should operate and thus the county has continued to lose revenue that ought to have been generated by these investments.

13. Whereas the National Government is moving towards privatization of Government Corporations due to huge losses incurred by them, the County seems to be moving in the opposite direction. The intent by the County to engage in this is a proof that they have not learned any lesson. Any such investment should be undertake with a lot of caution.

14. Despite having in place the County Emergency Fund Act, the allocation for the same Kshs. 50M has been dropped. This may imply that the County will not be in a position to respond to emergencies when they occur.

15. The development index in the supplementary estimates has reduced from 42% to 39%. Although the allocation is within permitted fiscal responsibility of 30%, this trend should be discouraged as it will result to more recurrent activities as opposed to development.

16. The County seems not to have in heart intentions of implementation of benefits conferred to the public servants by various Salaries and Remuneration Commission Circulars (SRC). This is evidenced by dropping of the allocations for Car loans and Mortgage though regulations to effect this are not yet passed.

17. The County has pending bills of Drifts and Road projects bound by Ethics and Anti-Corruption Commission (EACC) totaling to Kshs. 608,205,059.78 (see **annex VII**). Arbitration

for the same including legal engagement are ongoing at different levels of the government in a push for release for payments of the same. Nonetheless, there is no provisions made in this supplementary for payments of the same. Interestingly, the County has provided money for payment of trucks to the tune of Kshs. 36M whose procurement is equally under EACC investigations.

18. The pace of implementation of the County Assembly budget on the part of development was slow due to some technicalities especially on land acquisition for the Speakers residence. The construction of office block and ward offices had as well not been started including delayed disbursement of the Members' car loans and mortgage. The committee having been explained the reasons for delayed implementation noted that the County Assembly Service Board (CASB) should however move with haste since only three months remains to the end of the financial year.

The above observations were arrived at upon extensive interaction and consultations with representatives from the County spending entities. It is clearly observed from the foregoing that the Committee will have to exercise high diligence in making recommendations in this report which will seek to harmonize the budget and address key anomalies as observed.

Specific Committee Recommendations

To this end, and in an endeavor to balance and harmonize the budget, this Committee hereby proposes the following recommendations for adoption by the House:-

Office of the Governor

- 1.** Reinstate Kshs. 2,347,788 in item code 2640101 Scholarships and other educational benefits (pro-poor) to comply with IFMIS balances against the proposed reduction of Kshs. 6M.
- 2.** Reinstate Kshs 1M in item code 2210799 Training of Enforcement Officers, to comply with IFMIS balances against the proposed reduction of Kshs. 1M.
- 3.** Increase item code 2211399 (other operating expenses) under the program General Administration, Planning And Support Services by Kshs. 2M out of the explanations given, it was realized the amount allocated is insufficient to undertake the activities under this budget line.

County Ministry of Agriculture, Water and Livestock Development

- 1.** Reinstate Kshs. 1.8M in item code 3111401 Research, feasibility studies (ASDSP II-SIDA/National Government) to comply with IFMIS balances against the proposed reduction of Kshs. 15,412,778.
- 2.** Reinstate Kshs. 1, 111,088 in item code 3110504 Other Infrastructure and Civil Works to comply with IFMIS balance against the proposed reduction of Kshs. 1,370,826.
- 3.** Reinstate Kshs. 12,070,811 in item code 3110504 Other Infrastructure and Civil Works – sub surface dams construction, drilling and construction of solar powered boreholes, construction/desilting earth dams and rock catchment to comply with IFMIS balances against the proposed reduction of Kshs. 10M.
- 4.** Increase item code 3110504 (other infrastructure and civil works) under the Sub programme Water Storage and Flood Control by Kshs. 30M. This will cater for Electricity bills for KITWASCO and KIMWASCO Water Companies.
- 5.** Reduce Kshs. 0.5M from the item code 3110701 (purchase of vehicles) under the programme Livestock Disease Management and Control. This amount will not be adequate to

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purchase a vehicle and thus remains idle capital after the proposal to reduce Kshs. 4M from the budget item.

Ministry of Basic Education, ICT and Youth Development

1. Drop the proposed additional allocation of Ksh 20 M under item code 3110202 (Construction of non- residential building) in the sub programme of Early Child Development. This is to cover the budget deficit.
2. Remove the amount earmarked for WASH programme under the sub programme Early Child Development to cover budget deficit.
3. Drop Kshs. 16M proposed increase for trainee allowance under the department of Youth Training and Skills Development to finance the budget deficit.
4. Drop Kshs. 5M proposed increase for examination fees for youth polytechnic candidates under the department of Youth Training and Skills Development to defray the budget deficit. There is already an allocation of Kshs 12.5M which has an IFMIS balance of Kshs 7M which is adequate for the remaining period of the financial year.
5. Reduce item code 3111109 (Materials and equipment for making bricks) under the programme Youth Development Services to finance the budget deficit.
6. Drop the entire proposed additional allocation of Kshs 50M for Basic salaries earmarked for PAYE.

County Ministry of Lands, Infrastructure, Housing and Urban Development

1. Reinstate Kshs. 9,769,033 in item code 3111402 Engineering and Design Plans to comply with IFMIS balances against the proposed reduction of Kshs. 15M.
2. Provide additional allocation of Kshs. 3M under the item code 3110402 (Access Roads) in the department of Roads to cater for fuel and maintenance of plant and machinery.

Ministry of Health and Sanitation

1. Reinstate Kshs. 1,859,910 in item code 3111499 Research, Feasibility Studies (Data Collection (UHC) to comply with IFMIS balances against the proposed reduction of Kshs. 7,389,000.
2. Reinstate Kshs. 370,000 in item code 2211103 Sanitary and Cleaning Materials, Supplies and Services (Purchase of dustbins) to comply with IFMIS against the propose reduction of Kshs. 1.5M.
3. Reinstate Kshs. 118,452,253 in item code 3111499 Purchase of Motor Vehicle- Ambulances to comply with IFMIS balances against the proposed reduction of Kshs. 142,857,143.
4. Reduce Kshs. 75M from the proposed additional allocation of Kshs. 525M for Basic Salaries under the programme General Administration, Planning and Support Services. The ministry in the supplementary budget that was dropped by the Assembly in December had requested for additional salaries of Kshs. 450M and it is not clear what has changed that now they request Kshs. 525M.
5. Provide additional allocation of Kshs. 26,190,000 to undertake the following;
 - i. Kshs. 150,000 for purchase of land for Mutanda Dispensary.
 - ii. Kshs. 10M to cater for medical drugs due to increased workload as a result of KCHIC.
 - iii. Kshs. 12,240,000 for purchase of medical equipment for supply to the newly opened health facilities.

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- iv. Kshs. 3.8M for completion of Out Patient Department (OPD) block at Kitui County Referral Hospital.

County Ministry of Trade, Cooperatives and Investments

1. Reinstate Kshs. 4,724,164 in item code 3110504 Other Infrastructure and Civil Works (cottage industries along leather and non-leather, upgrading equipment for skills development at Kyuso polytechnic) to comply with IFMIS against the proposed reduction of Kshs. 18.5M.
2. Reduce Kshs. 12,090,000 from the proposed new allocation earmarked for training expenses under the programme Co-operative Development and Management.
3. Make a further reduction of Kshs. 1.9M from the item code 3110202 (Non-Residential Buildings) under the programme Domestic Trade Development being the balances remaining in the IFMIS.
4. Reduce Kshs 11.6M from the proposed additional allocation under the item code 2210504 (Advertisement, Awareness and Publicity Campaigns) under the programme General Administration, Planning and Support Services.
5. Reduce the proposed additional allocation of Kshs. 1.5 by Kshs. 1M under item code 2210302 (Accommodation - Domestic travel) in the programme General Administration, Planning and Support Services.
6. Drop the proposed additional allocation of Kshs. 1M for item code 2210505 (Trade shows and Exhibitions) under the programme Trade Development and Promotion.
7. Reduce Kshs. 2,2M from the item code 3111401 (Pre-feasibility and Appraisal Studies-County Investment Cooperation) under the program Marketing Value Addition and Research.
8. Reduce Kshs. 2,200,000 from the proposed additional allocation in the item code 2210300 (Domestic Travel and Subsistence Allowances) under the programme Fair Trade and Consumer Protection.
9. Drop the entire proposed additional allocation of Kshs. 2M in the item code 2210302 (Accommodation - Domestic Travel) under the Department of Cooperative Development.
10. Drop the entire Kshs. 36M earmarked for purchase of Motor Vehicle (3trucks) under the programme Trade Development and Promotion. The procurement of the trucks is under the EACC investigations and this may tie County funds unnecessarily.

County Ministry of Environment and Natural Resources

1. Reinstate Kshs. 82,461 in item code 2210710 Accommodation Allowances to comply with IFMIS balances against the proposed reduction of Kshs. 1,638,700.
2. Provide additional allocation of Kshs. 10M in the item code 3110504 (Other Infrastructure and Civil Works – Solar lighting projects and Street lights) under the programme Alternative Energy Technologies to undertake *Mulika Mwizi* in the wards.

County Ministry of Tourism, Sports and Culture.

1. Reinstate Kshs 7M in item code 3110504 Other Infrastructure and Civil Works to Comply with IFMIS against the proposed reduction of Kshs. 7M.
2. Reinstate Kshs 1,959,160 in item codes 3111504 Other Infrastructure and Civil Works to Comply with IFMIS against the proposed reduction of Kshs. 4M.
3. Provide an additional allocation of Kshs. 10M in the item code 3110504 (Other infrastructure and Civil Works) under programme Development and Management of Sports facilities to undertake development of stadia and purchase of uniforms for teams in the wards.

4. Reduce Kshs. 1,474,300 from the proposed additional allocation of Kshs.1.5M in the item code 2210302 (Accommodation-Domestic Travel) under the programme General administration, Planning and Support Services.

County Treasury

1. Reinstate Kshs. 51,774 in item codes 2220101 Maintenance expenses (Motor Vehicles) to comply with IFMIS against the proposed reduction of Kshs. 780,000.

2. Reinstate Kshs. 175,858 in item codes 2220105 Routine Maintenance expenses (Vehicles) to comply with IFMIS against the proposed reduction of Kshs. 8.5M.

3. Provide additional allocation of Kshs. 3M in the item code 3111401 (Pre-feasibility, feasibility and Appraisal Studies) for development of county planning document – under the programme Economic Policy and Planning.

4. Reinstate Kshs. 1.5M and provide further an additional allocation of Kshs. 0.5M in the item code 2211301 (Contracted professional services – updating County statistics and other consultancies) under the program Economic Policy and Planning.

5. The Committee was in agreement with the proposed revenue increase owing to the measures being put in place which the line Committee should oversee their implementation.

Mr. Speaker Sir, all other proposals in the supplementary budget that are not affected by the above changes are recommended as submitted.

In overall, the consolidated County Executive and the County Assembly supplementary budget estimates after due considerations by the committee is as analyzed in the attached (annex III) to this report.

Mr. Speaker Sir, the adjustments in both the County Executive and County Assembly budgets as recommended above will therefore result into a balanced budget of Kshs. 11,688,672,446 which is lower than the approved budget of Kshs. 11,775,231,412 by Kshs. 86,558,966.

Mr. Speaker Sir, it is therefore my pleasant duty and privilege, on behalf of the Budget and Appropriations Committee to table this Report for adoption by the Assembly.

Mr. Speaker Sir, first and foremost I want to thank the Hon. Members for attending today's sitting. I was worried that we might lack quorum but I can see we have a quorum.

I also thank the office of the Speaker and that of the Clerk for the support they accorded to this Committee as we were undertaking this activity.

Mr. Speaker Sir, as you are aware, after we submitted the County Fiscal Strategy Paper (CFSP) we immediately proceeded to Nairobi with my committee to review and prosecute the Supplementary Budget.

Mr. Speaker Sir, while in Nairobi, we encountered numerous challenges as we executed this mandate. First, my members had challenges with accommodation since their allowances have not been paid to date. I had to go an extra mile and borrow some money for them to be repaid with interest. Mr. Speaker sir that was a big challenge.

Secondly, there was a challenge with the actual Supplementary Budget. As you are aware Hon. Members, and just to bring to your attention, this Supplementary Budget is not any different from the one that you rejected. It gave us serious challenges interrogating it. The only beauty with it is that it had some budget notes unlike the previous one. However, the notes were not sufficient. We therefore had to summon various CECMs and COs to come and offer some clarifications so that we could avoid a repeat of what happened in the previous supplementary budget.

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Mr. Speaker Sir, I really want to thank the officers from the Executive who appeared before us. They were very cooperative and even offered to appear before the committee whenever they would be called up. They never failed us at any particular point. In fact the last engagement we had was with CECM Treasury and CO finance on Monday.

This same day Mr. Speaker Sir, the Clerk of the Assembly, the County Secretary and the Chief Officer, office of the Governor appeared before us. We finalized the day's sitting past midnight since we were aware that the Assembly was to proceed on recess. We had therefore purposed to ensure this matter is disposed of by the House before proceeding on recess.

Mr. Speaker Sir, I will not dwell much on the supplementary budget itself but will highlight a few issues. May be the members of the Committee will give their input on the budget.

As I have said earlier, this Supplementary budget has not changed. However, it is going to address the issue of salaries and pending Bills. There are so many pending Bills, and as you are aware, there is an Executive order that demands preparation of a supplementary budget immediately after the main Budget to take care of the pending Bills. However, this never happened. There was a problem with re-vote. We told you all these things and that is why you rejected the first Supplementary Budget.

Mr. Speaker Sir, there comes a time when we say we are against the wall. What then do you do? Do we just continue panel beating this thing? Do we correct the mess and move on? Mr. Speaker Sir, if we go ahead and reject this Supplementary Budget as we did with the other one, I can assure you that there will be no salaries for you and all the County Employees until the next Budget which will come around June. Also, this Supplementary Budget is purely dealing with pending Bills.

Mr. Speaker Sir, another point of concern from our interrogation of this supplementary budget is that; out of the 4.2 billion development budget, only 20% had been implemented. That is why Hon. Members when you go to your respective Wards, your people are asking where the development projects are. We are already in April, do you expect any magic? And there are no monies in this budget. So Hon. Members you better start advising your people that there are no projects coming. It's very important you inform them so that they don't work on you for failing to implement any projects. So don't you be cheated that there are projects after approval of this supplementary budget. We are only approving monies for salaries and pending Bills.

Mr. Speaker Sir, it is okay if we approve this supplementary to pay the contractors, they are our own people. The projects we are paying for whether done by the current regime or the former, they are domiciled within our Wards.

Mr. Speaker Sir, I also explained the reasons as to why as a committee we agreed to approve this supplementary budget. We are also here requesting you to approve it on the line of the ambitious revenues.

As I was reading the report, I told you that after interrogating COs from the respective ministries, they projected a revenue collection of 859 Million, yet when you check on the main budget that we passed in June last year, the projected revenue collection was 500 Million. We do feel that this is over ambitious. However, they gave us some convincing plans on how they are going to get those funds.

First, they have frozen the car and mortgage fund of 60 Million. There is also a re-vote of 39 Million from pro-poor. So that is clear revenue. Also on KICOTEC, there is strong conviction that once it has been commissioned, there is a considerable amount that it will generate. We were informed that regulations for its operationalization have already been submitted to the

Assembly for approval and that once approved, a lot of revenue will be generated from that industry.

Mr. Speaker Sir, we were also informed that there is an exercise to collect rent and rates. I know Hon. Members read newspapers and have seen some Counties advertising and giving waivers on rent and rates. That is what Kitui County intends to do. If that is done, then there will be considerable amount collected. That too is clean revenue.

Further Mr. Speaker Sir, there is a claim form from NHIF for all delivery which were done perhaps from the beginning of 2013 and the government is expecting to get a colossal amount of money from there. That is why we have said, well, what we can do is to wait and see. They have told us they can do this and be able to get this revenue. We shall judge them come the end of this fiscal year in June if they have not collected those monies.

Hon. Members, for now I will humbly request you to accept the revenue that they have given us. They have said they have put mechanisms to collect, let us judge them come the end of the financial year whether they would have brought the revenue or not.

Hon members, I will also want to mention the issue of IFMIS. I think I have spent almost ten minutes reading about IFMIS issues. If you go through this Supplementary Budget as well, we are purely trying to align or balance IFMIS, a mistake that is not ours. but now since a mistake has happened, we said we will not sit back and say, no, this is your mistake. We will give you your document, go back, align it and bring back because time is not on our side.

Mr. Speaker Sir, the Supplementary Budget figures we were given, for example you find a line where you are told reallocate 10 Million from this vote to that other one yet the source vote in IFMIS has a zero balance. So it is like you are reallocating just paper money, there is nothing. Once you do that, you are just creating negatives and many pending bills at the end of the financial year.

Mr. Speaker Sir, in IFMIS alone, we had a deficit 371Million which we had to work around and see how we can bring the balance to zero. of course after we asked the CO Planning and CECM Treasury, they confirmed that before they prepared this supplementary budget, they wrote a letter to all the COs in the respective ministries not to commit any further funds on IFMIS. We got and a copy of the letter and as a Committee we were satisfied that the treasury did what they were supposed to do. They made a formal communication.

Mr. Speaker Sir, I would like to challenge the Hon. Members especially the respective sectoral committees. Please be very keen and serious with your ministries, because all those people who committed money after the supplementary was prepared are the ones who created this mess. But if you can summon the COs and CECMs and perhaps engage them constantly, they will know it's very important. Although there could be ambitions that if they don't commit the monies, there could be no projects in their ministries. However, there comes a time when we all have to sit down and acknowledge that there is a problem and we have to fix it.

Mr. Speaker Sir, we also had issues with casuals. When I was reading here, you have noted that we are spending almost 10 Million per month paying casuals. Multiply that by 12, you find that we are spending almost 120 Million annually on casuals. Almost 60% of these casuals are domiciled in the ministry of Health and Sanitation out of whom 50% are attached here at Kitui referral Hospital. Now one is left to wonder, what do these casuals do? Have they taken over the duties of nurses or what exactly are they doing? Because what I know is that, if it's about cleaning the patient that is work for nurses. There medics and other professional in the

hospitals. Nutritionists will ensure patients eat well. Nurses will clean the patients and give them their medications. What are all these casuals doing?

Mr. Speaker Sir, we have realized that most of these professionals are running away from their duties. If one went to college and trained on how to care of the patients, then let them do that job. In the rural areas, some of these nurses want to portray themselves as medical doctors. Please if their work as nurses is to clean patients, let them do so rather than employing many casuals to do their duties.

Mr. Speaker Sir, it is my opinion and view that the County Government should be pushed to reduce the number of casuals. We have attached an annexure on this report with details of these casuals. Hon. Members, you can go through it and see how many casuals have been recruited from your respective Wards. We have purposed to bring a proposal in the upcoming Budget to reduce the number of casuals across all the ministries because as we were balancing this Supplementary, we realized that we still have deficit of 75 Million on salaries.

We are thinking if between now and June, we can suspend a good number of these casuals, then we can get this money. There is no urgency or any emergency in employing these casuals. In fact, I would prefer employing CHPs rather than casuals.

On the matters of KRA Hon. Members, the CECM Treasury gave us a letter indicating that KRA had demanded 1.2 Billion when we met her at Kobos restaurant. After interrogating the Ministry officials as we handled this supplementary budget, we realized that this was not the actual amount but just reconciliation issues. There could be some amount which needs to be paid but there is no serious cause of alarm that Kitui needs to pay KRA 1.2 Billion. They have already formed a team which is working with KRA and they have gone through an arbitrator so that they can solve this matter.

Therefore, it was our considered opinion since there is no money, this 50 Million goes to balance the Supplementary Budget as they continue negotiating with KRA and come next financial year, we will allocate money depending on what they would have agreed.

The same goes to KIMWASCO and KITWASCO. The Chief Officer appeared before us and requested for an allocation of 75 Million for the next three months, up to June so that they can pay power bills and avoid disconnection. But, we have some concerns; what revenue does KITWASCO and KIMWASCO generate? Why can't they fund themselves? That's the big question we are asking. The Committee on Agriculture, water and Irrigation should take a keen look on that. However, we allocated them 30 Million and advised them to go and negotiate with "Masinga" because it is government to government entities. Let them negotiate so that come June, we will be able to pay all those bills.

Hon. Members I also want to mention that on vocational centers, we have slashed 5 Million that was proposed to be added. As you are aware, we came up with a proposal for payment of school fees for students in vocational centers in our main budget. However, we had allocated 12.5 Million but when we looked at the IFMIS on April, there was 7 Million which had not been committed. So why do they need additional 5 Million? So we said that since from June last year they have utilized only 5.5 Million with only two months remaining, 7 Million can squarely take care of the same.

Hon. Members since this is a desperate situation and we are all desperate, we are asking ourselves; what are we going to tell our people? Which project have we done? We therefore found it important for Hon. Members to have something which they can tell their people. Although this Supplementary budget is all about salaries, money has been spent but we can't

explain how. We have provided 10 Million for “Mulika Mwizi” solar panels. At least we repair solar panels and “Mulika Mwizi” which are in our Wards so that we don’t just go home empty handed in this financial year.

Mr. Speaker Sir, we have also allocated 8 Million for development of sand dams. The ministry will decide on that. Please be very pro-active to see where the allocation will go. We have also provided 2 Million for sports uniforms of our youths. At least we are doing this so that we don’t close the year empty handed.

Therefore Hon. Members as I have said, we are in desperate situations but we say desperate situations calls for desperate measures. My plea to you Hon. Members is that; let us pass this Supplementary Budget as it is, but come June when we shall approve the next budget, let’s get very busy, let’s all get interested with the Budget which should be submitted to us on or before 30th of April. Let us ensure we put tight measures so that we will never get ourselves into this mess again.

Hon. Members, also remember we deliberately put 40 million in the County Fiscal Strategy Paper, we put 40M deliberately. Please don’t relent on that because if you do, we might have a serious problem since we have seen that in this financial year we have done nothing.

Therefore Hon. Members, let us wake up. I know we are up to the task, let’s fight for projects and our Wards to get equitable share of development. Otherwise thank you very much and God bless you.

With those remarks, I will ask Hon. Mary Ndumbu to second the motion.

Hon. Speaker: Hon. Ndumbu.

Hon. Ndumbu: Thank you Mr. Speaker. I rise to second the motion and I would like to thank the chair of the Budget Committee and the members as well because of the difficult job they have done for the last few days. You have heard what we went through, but we thank God because members have a know-how on Budget and they can point where things are going wrong.

Mr. Speaker, having gone through this Supplementary Budget, I learned a bit of mischief and lack of seriousness on the Executive side because some of the things which were giving us problems, they were supposed to rectify them before bringing the Supplementary Budget to us. Even to the extent that they couldn’t balance their own Budget. So we have gone through a lot of difficulties but we thank God because some of them came to rectify the mistakes. Also knowing very well that budget should be accompanied by notes, what they were calling notes were actually comments hence could not help anybody. So this was disturbing and very embarrassing but in future, we urge all the Committees to follow and push their departments so that work is done appropriately.

Hon. Speaker, the chair has narrated the whole thing as it is and that is how it is. Whether we reject this budget or not, it will not make any difference. Let’s pass the Supplementary Budget because last time we neglected the Supplementary Budget, the blame was on us that, so much has not been done because of the MCAs refusing to pass the Supplementary Budget.

I therefore urge this House to pass this Supplementary Budget and wait for that development they were talking about, knowing that there is no money but now we will ask for development because we are going to pass the Supplementary Budget.

We have to clear ourselves, from today we have to get serious and do our work because every one of us and especially the elected members, when you go back there you will be asked? Where is development? You must have time to explain what is happening. I could not believe when we were told to reallocate certain amounts of money from one vote to another and when

we go to the IFMIS, there is zero balance on the source vote. You wonder whether these people are qualified to do the work. I guess there is a communication barrier between the CECM Finance and the other ministries because I expect the ministers and the Chief Officers to have sat down on round table and everyone to understand his/her department budgets, but that was not the case.

With those few remarks because the chair has narrated everything hence there is no need of repeating, I beg to second the motion and urge this House to approve the supplementary budget. Thank you.

(Applause)

(Question Proposed)

Hon. Speaker: Hon. Members, it is unfortunate on what we had to listen from the Chairman on Budget Committee. Order! You have heard what you have heard from the Chairman on Budget. He was very candid and has said he had to do what he had done so that we move on. There is no money, they were just doing academic exercise to balance the books and they have done their job. It's up to you now to do your job. You want me to put the question?

(Some members answered in the affirmative as others answered in the negative)

Hon. Speaker: Order! There are some members who want to contribute. Hon. Kivali.

Hon. Kivali: Thank you Mr. Speaker Sir. I rise to support this motion because I have no option. However I will have to put across a few observations this House.

First, when we were elected in August 2017, we took over a budget which was prepared by the other regime and I can say we were almost comfortable while overseeing the execution of that budget. I recall very well that we approved three subsequent set of Supplementary Budgets but still we didn't have much hitches as we have today. Mr. Speaker sir, if our own Budget that was drafted and brought to the House by the current regime can fail us, then where are we headed? If our own budget which was not done by another regime can attain only 20% on development, where are we headed as Hon. Members? So I want to alert this Hon. House that in few years if we are not very careful, I think we will be in more problems than we are witnessing right now in terms of budget execution.

Mr. Speaker Sir, my second observation is that the chair took a lot of time to explain and I am sure they did a lot of job as a Committee but, I observed a gap in his observations. There are some questions they asked the treasury concerning the reallocation of money by the County Treasury without informing the other ministries and they were shown a letter as a memo to other ministries. Mr. Chair through the Speaker, did you authenticate this communication from the County Treasury to the other ministries? I have been an overseer of an organization and when pushed to a corner you can do a correspondence and backdate it to defend yourself and fix the other party? Did you authentic receipt of this communication from treasury to other departments of the County to the effect that they had been cautioned not to commit other funds and yet they went ahead and committed the funds? That one you didn't know because you said that you only saw the communication.

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Third Mr. Speaker Sir, the chair through a very good elaborate report stated that they observed that KIMWASCO and the other sister water companies require money to render services they were registered to render. In my own opinion, if a government establishes another entity to do business like KIMWASCO and KITWASCO, the government is only supposed to supplement. The initial recurrent expenditure of an entity like KIMWASCO should emanate from their revenue. Power bills and other expenses should be financed by their revenue because they are entities established after maybe research on their viability. Government supplements the activities of Parastatals or Cooperation but not total sponsorship and yet it is an entity that collects revenue. So on KIMWASCO and KITWASCO, I expected some recommendations from the committee which I didn't hear. They only observed and recommended something deterring in the future that it should not happen again.

Fourth, if I am not wrong I also heard from the Chairman that the Ministry of Trade, Industry and Cooperation is running an entity by the name KICOTEC and they are paying their entire staffs as casuals from the government department coffers. Again, that is an enterprise within our department which is paying wages from the government coffers without accounting for the revenue they collect. I expected deterring recommendations from the chair in respect to this.

Mr. Speaker, I support this Supplementary but I have those reservations because we are not moving towards the right direction in terms of overseeing Budget execution by the Executive. Thank you.

Hon. Speaker: Hon. Thuvi.

Hon. Thuvi: Thank you Mr. Speaker. First and foremost I want to thank the chairman of Budget and Appropriations Committee for the good work. Reading through the report, I could actually understand what they were going through. The same problem that we had last time. It has been repeated again without any correction but I also want to say that I rise to support that we pass this Supplementary Budget since the chairman has clearly told us that there is no money to expect and no development to expect. So whether we pass it or reject it, there is no change. Therefore Mr. Speaker I stand to support, although I have some reservations.

Mr. Speaker when we are reading the law, we must read the law together with all the other related laws. The County Treasury seems to be reading the law selectively, only where it favors them. For example, when you read section 135 of the Public Finance Management Act, the County Treasury or the Executive for that matter decides only to pick section 1 and ignore all the other provisions in that particular section. I want to bring to your attention Mr. Speaker and the entire House that we want to help the Government. We are part and parcel of this Government and we must do what is good to correct these issues.

Mr. Speaker Sir, section 135 of the Public Finance Management Act reads as follows.

“A County Government may spend money that has not been appropriated if the amount appropriated for any purpose under the County Appropriations Acts is insufficient or a need has arisen for expenditure for which no amount was appropriated by the Act, or money has been withdrawn from the County Government Emergency Fund.”

This gives them authority to spend and then section 4 goes further to say;

“As provided by section 5, the approval of the County Assembly for any spending under this section shall be sought within two months after the first withdrawal of the money”.

So what is actually expected is that, while you are bringing a supplementary budget, you have actually spend the money. So you are actually coming to the House to seek rectification of

the expenditure. Therefore Mr. Speaker it is my assumption using that law that the money has already been spent and we are being requested to rectify the decision by the Executive.

Therefore the question of the County Assembly as madam Ndumbu has put it, refusing with money through Supplementary doesn't arise because the money is expected to have been spent, withdrawn and then you are coming to rectify within two months after you have done so.

Mr. Speaker Sir, when you go to section 7 of the same (135);

"In any financial year, the County Government may not spend under this section more than 10% of the amount appropriated by the County Assembly for the year unless the County Assembly has, in special circumstances, approved a higher percentage."

We have heard from the chairman that in so many cases, there are so many higher percentages which have not been approved by this House, a clear breach of the law.

Mr. Speaker sir, the reason I was saying that they are selective in reading the law is because; you are also supposed to read section 154 of the Public Finance Management Act whose title is; limited power of accounting officer to reallocate appropriated funds. It therefore means you cannot do as you wish. It is quite critical for us to be able reach a clear determination of whether the Executive was operating within the law. It states as follows;

"(1) the accounting officer shall not authorize the transfer of an amount that is appropriated-

a) for transfer to another County government entity or person;

That means you cannot transfer money from one ministry to another but you can move money within the same spending entity. We have seen money being moved from one ministry to another.

b) For capital expenditure except to defray other capital expenditure.

That is quite clear. From the notes we have been provided although the chairman has said they don't give a lot of information, we are moving money to defray recurrent expenditure to personal emoluments, a clear breach of the law.

Mr. Speaker when you continue down it says you cannot move money;

c) From wages to non-wages expenditure.

(2)An accounting officers for a County Government entity may reallocate funds between programs, or between sub-votes, in the budget for a financial year, but only if-

a) Provisions made in the budget for the program or sub-vote are available and unlikely to be used;

b) A request for reallocation has been made to the County Treasury explaining the reason for the reallocation and the County Treasury has approved the request; and

c) The total of all reallocations made to or from a program or sub-vote doesn't exceed 10% of the total expenditure approved for that program or sub-vote for that year.

(3)Regulations approved by the County Assembly may prescribe requirements for the reallocation of funds within sub-votes or programs.

Mr. Speaker when we look on all these and including County Government regulations on section 39, you will see very critical input from that section which is very important because it's good for us to know and you must read it together when preparing these documents; "the purpose of approval sought for a supplementary budget, they must make the expenditure, although known, when finalizing the estimates of the original would not be accommodated within the allocations. It means that you don't just come up with new things here and there.

Mr. Speaker Sir, while I still support, I want to demystify the issue of pending Bills. We find that the pending Bills in question are bills that we would want to know how they came up. And we are here saying that in the pending Bills mystery, the office of the Governor through this Supplementary Budget was requesting for about 34.6 Million for pending Bills. We know that the office of the Governor is a service ministry not really implementing much programs.

Mr. Speaker, in the Ministry of Agriculture which is expected to be a delivery ministry is allocated only 10 Million. Ministry of I.C.T and Education is 42 Million, Ministry of LIUD where we have the roads is nil, no pending Bills requested for this Budget. Ministry of Health Nil no pending Bills. Ministry of Trade 39.6 Million, Ministry of Environment, the one which has suffered most, only Ksh. 200,000 for pending bills.

Mr. Speaker, The Ministry of Tourism 3.5 Million, County Treasury which is actually a service delivery ministry 41.5 Million. So we want to know what is it that the County Treasury is paying to a tune of 41.5 Million shillings. I have gone through this document and as I have said before, I am a qualified financial analyst and therefore I know what I am talking about.

Mr. Speaker Sir, there is a very critical item in that Supplementary Budget for the benefit of the Hon. Members called balances brought forward. I think those of the Finance Committee must have seen it, from existing donor programs, some of the money being reallocated will be used to stake back to those programs. This means that they had earlier been removed. Then we ask ourselves, why? These are serious questions that we need clear explanations from County Treasury and that totals to 304 Million, just balances brought forward which are being send back to program that are donor funded had earlier been removed and now being send back.

Mr. Speaker Sir, some of the major programs dropped in this Supplementary Budget includes 180 Million empowerment fund, which we just passed last week. That sum, Mr. Chairman you can correct me if I am wrong, is one of the items which is earmarked to be removed. Also to be removed was a figure of 10 Million in the Ministry of Trade for maintenance of vehicles. Then you wonder, are the vehicles not going to be maintained?

Mr. Speaker Sir, still to be removed are three critical figures for Public Servants i.e. 50 Million for housing loans of public servants, 30 Million of car loans to our public servants, 42.7 Million for low cost housing for our servants. Therefore it means to some extent, the County Executive does not care about the welfare of our public servants. Even the 70Million to be removed for the Governor's residence contrary to the senate guidelines that indicated that these programs should have been initiated and possibly completed by June 2019.

So Mr. Speaker some of the areas where money is supposed to be used, and I am happy that the Chairman has clarified that item of 50 Million for education which is actually in the notes and was said to defray personal emoluments, he has clarified that it is meant for PAYE. So that one we remove. But in County Treasury there is a figure of 10Million to pay casuals wages. What is this? Who are they? What are they doing in County Treasury to a tune of 10Million and you have seen a pending bill of 49 Million plus. So we need to be very critical about these figures as we approve the Supplementary Budget.

Mr. Speaker Sir, as the Chairman of Implementation Committee, I want to request my colleagues, the chairpersons of the sectoral Committees to really get down to work as the chairman of Budget has said. Let us get to know all these things so that we can demystify this serious issue of pending bills. We want to be given a list of all these pending bills Ministry by Ministry and be told what was exactly done. Before we approve any money for them, we need to be sure that whatever was done was for the benefit of our people. In this case we can

comfortably approve the supplementary budget. We are not refusing to approve anything but we are only saying, let us help our government to deliver.

Mr. Speaker Sir, we are not against anybody, we know that the issue of Supplementary Budget has been politicized to a great extent and therefore we are caught up between a rock and a hard place whereby; if we don't pass, we are the bad ones, if we pass we are also the bad ones. Hon. Members, grace yourselves for some heat as much as we pass the Supplementary Budget.

With those few remarks I support with the above reservations. Thank you.

Hon. Speaker: Mheshimiwa kutoka Wadi ya Nuu, Bw. Alex Musili.

Hon. Musili: Asante Mheshimiwa Spika kwa kunipa fursa nichangie hoja hii. Moyoni mwangu sina furaha kabisa kwa sababu tangu nikabidhiwe nakala ya hii Bajeti ya Ziada hiyo jana, nimeiangalia usiku kucha nikijaribu kubaini iwapo wakaazi wa eneo langu watanufaika, lakini kufikia wakati tumeingia bungeni, nimekuwa na hamaki.

Hata hivyo, naishukuru sana Kamati ya Bajeti kwa sababu ilitadhimini jinsi hii Bajeti ya Ziada ilivyo na wanakamati hawakuwa na budi ya kuiwasilisha bungeni ingawa haiku sawa. Unapowaangalia wawakilishi wadi walioko bungeni, wamezubaa kwa sababu kuna msemu unaonezwa mtaani unaosema hivi: “*Nitamwambia mamangu nini?*” na ninajua fika kuwa kila Mjumbe anayewakilisha Wadi anajiuliza: “Nitaenda kuambia watu wangu nini?”

Ni jambo la kusikitisha kuwa umekuwa wimbo hata kwa wakazi ambao hawafahamu Bajeti ya Ziada inahusu nini, kushindia kuuliza “Mmepitisha? Mtapitisha lini?” Pesa ikiadimika mtaani unasikia wakiuliza na kusema: “Pesa iko wapi? Nyinyi (Wawakilishi wa Wadi) ndio mlidinda kupitisha pesa!” Mheshimiwa Spika ‘kitaeleweka’ vizuri, lazima kitaeleweka...

(Kicheko)

Manake Bajeti ya Ziada tutaipitisha. Tutajiondoa kwenye minyororo. Hakuna lisilokuwa na Mwisho na wananchi wa Kitui watakuja kuelewa tulichokuwa tunakizungumzia kama Wawakilishi wao. Hii ni kwa sababu katika hii Bajeti ya Ziada hakuna fedha za kufanya miradi ya maendeleo. Pengine, waliotuletea hii Bajeti watajua vile watafanya hio kazi waliokuwa wakidai sisi Wabunge wa Kitui tulikuwa tunaizuia isifanyike heti kwa sababu tulikataa kupitisha bajeti. Tutaipitisha! Lile ninaloomba waheshimiwa ni kwamba, tunapoipitisha hii Bajeti ya Ziada, ni jukumu letu kuwaambia wananchi kuwa tumeipitisha Bajeti. Kwa mfano mimi kama Mwakilishi wa eneo la Nuu nitakuwa na vikao na wakazi wangu na kuwaarifu kuwa tushaapitisha Bajeti ya Ziada. Na kuwaambia wasubiri maendeleo waliokuwa wakiambiwa yatafanyika Bajeti ya Ziada ikipitishwa na Bunge. Sasa tunangoja maendeleo yale tuliambiwa bajeti ikipita tutapata. Mimi nitakuwa kule kila siku kuulizia hayo maendeleo yako wapi? Kwanza, nijiondoe kwenye hiyo minyororo ya kuambiwa nimekataa kupitisha bajeti.

Mheshimiwa Spika, kinachoniudhi sana ni kwamba nilipokuwa nasoma hii bajeti, niliangalia eneo langu la Nuu kama mwakilishi wao. Nikaona ya kwamba wadi zingine zikipata miradi ya maendeleo ambayo tunatetea hapa haki ipatikane, kwa mfano, katika wadi yangu, ile miradi nimeona pale imetengewa fedha za maendeleo shilingi Milioni moja na nusu. Mheshimiwa Spika, kunazo wadi zingine ambazo zimetengewa shilingi milioni 42. Wadi zingine kama vile kwa Vonza imetengewa shilingi million 12 wakati wadi yangu imetengewa shilingi milioni moja na nusu. Isitoshe, wadi kama ile ya Kyangwithya ya magharibi imetengewa shilingi million 42, na bado ananiong'onezea kwamba haijatosha. Swali langu ni je, hii ni haki? Kwa sababu hata Nuu

iko kaunti ya Kitui kama hizo wadi zingine. Mheshimiwa Spika, nashangaa kama wadi zinatengewa pesa kulingana na ukubwa wa mwili wa Mheshimiwa mwakilishaji.

(Kicheko)

Mheshimiwa Spika mimi sielewi na ikiwa hiyo ni kanuni moja ilitumika kugawa miradi ya maendeleo, ni vizuri nijue ili nirudi kwa watu wangu niwaelezee kwa sababu nataka maendeleo kwa wadi yangu. Hoja yangu si mshahara lakini ni watu wangu wapate maendeleo. Na kama kimo cha mwili wangu ndicho kinazuia wadi isipate maendeleo, naweza ondokea mwingine mradi maendeleo yapatikane. Lakini nitasema yote tisa, kumi Mungu yupo na anaona haya yote. Ni hali inayohuzunisha sana.

Ukiangalia wadi kama ya Nguni, utaona imetengewa shilingi elfu mia tano ya maendeleo. Na bado tunaendelea kusema Tunasonga mbele ‘*mbee nzei*’. Tunasonga mbele ni kitu gani hiyo?

(Kicheko)

Mheshimiwa Spika tunacheka hapa lakini ni hali inayohuzunisha sana. Tunajua fika kama wewe umechanguliwa na watu kama Gavana ama mwakilishi wa wadi, lazima tuwe na huruma kwa wadi zote manake sisi wote ni wa kaunti ya Kitui.

Mheshimiwa Spika nimeangalia hii bajeti pia juu ya wale watu wameajiriwa. Wadi zingine zimepata watu zaidi ya hamsini, ila hali wadi zingine zina mtu mmoja, kama Tharaka na Ngomeni ilhali tunasema tunasonga mbele “Mbee Nzei”. Kwangu ninasema hakuna mahali tunaenda kama kaunti na kama tunataka kusaidia watu wetu, ni lazima tuseme ukweli ili tusonge mbele pamoja. Kwa maana Mheshimiwa Spika, furaha yangu si niwe hapa bungeni kupata mshahara na marupurupu, ilhali watu wangu wanasema nilikuja bungeni kukula. Hilo ni jambo ambalo linahuzunisha sana na ningeuliza waheshimiwa, maana najua inawezekana na tulipewa jukumu na wananchi tuje kuwawakilisha, ili bajeti ambayo inakuja, kabla tuiptishe ni lazima kila kamati iweke mikakati jinsi miradi itagawanywa.

Jambo lingine ni kwamba, zile Milioni 40 tulizokubaliana tuweke kwenye bajeti, hiyo ndio itaweza kusaidia kaunti yetu kimaendeleo. Hilo likikosa kufanyika, tutashindwa kuwaelezea watu wengi baada ya miaka mitano ile kazi tumewanyia.

Mheshimiwa Spika la mwisho ni kwamba haya mambo yote hayajakuja kimiujiza, haya yote yamesababishwa na watu wetu ambao tumewaweka kwa uongozi. Waheshimiwa wenzangu, kama tunaona haya mambo yote yakiendelea hivi na kuangusha kaunti yetu, Mheshimiwa Spika lawama ni kwetu. Na kama tuna watu wa haina hiyo, wanapaswa waondoke, ile kunti ya Kitui iende mbele. Kaunti ya Kitui sio wadi mbili kama kyangiwthya ya magharibi na Kwa Vonza, bali Kitui ni sisi wote.

Tulipozunguka Mheshimiwa Spika tulijionea. Ninajua vizuri kuna watu walikuwa wanakataa tusitembee ili tusione yale yanayoendelea katika kaunti yetu, lakini yote tuliyaona. Waheshimiwa wenzangu lazima tutie bidii, tufanye kazi. Na kama kuna mtu anazuia Nuu isipate maendeleo kwa kupewa milioni moja huku wadi zingine zinapewa milioni 42, mimi sitaelewana na huyo mtu na nitatumia njia yoyote ile, mradi watu wangu wapate maendeleo.

Kwa hayo machache Mheshimiwa Spika nisije nikachemka sana, mimi naunga hii bajeti ndogo mkono jinsi ilivyo nikijua ya kwamba hakuna maendeleo yatafanyika. Langu ni kujiondoa kwenye minyororo maana nikipita mtaani naambiwa mimi ndio napinga Gavana kuleta

maendeleo. Wacha Wananchi sasa waone kwa nini nilikuwa napinga bajeti kama mwakilishi wao. Hivyo basi naiunga mkona nikijua ni mbaya na liwe liwalo! Ahsante Mheshimiwa Spika.

(Kicheko)

Hon. Speaker: Hon. Ndile

Hon. Ndile: Thank you Mr. Speaker Sir. I will start by congratulating the chairman of the Budget Committee because he has clearly expressed here that the Committee worked under very strenuous, tedious and for lack of a better word, a very confused Supplementary Budget but nevertheless, we have managed to be here today.

However, as a member of the Committee on Budget and Appropriations, I am also aware that rather than having a collective responsibility, I am also entitled to.... (*technical hitch*)... and therefore Mr. Speaker I want to refer you to the report's annex No. 1 and bring to your attention that I have not appended my signature on this report. I will briefly make few remarks on why I did not append my signature but before I go there I also want to say that I have the chairman's and the committee members' blessings to go this direction.

My first concern is on the deduction on the development budget. I sat in that committee and have a full analysis of what was taken and what was added in this supplementary budget. Almost all the projects in Kitui County for financial year 2018/2019 were identified through a rigorous public participation exercise. Therefore, for them to be in that budget, it means residents looked at their needs at ward level and this is the spirit of devolution; improved service delivery to the people. Projects that would take ages to implement by the national government can now be easily implemented courtesy of devolution.

Mr. Speaker Sir, I find it very unfortunate that at such a time as this when the County now has that privilege of enjoying the devolved functions that a budget would be allocated for Kitui County government and yet a Supplementary comes and takes away almost everything that has been allocated as a result of that "*Mwananchi*" saying, this is what we need and if you give us this, then you will have helped us and enhanced your service delivery to us. Of interest, a notable project and of course it has been said, a project that has been defrayed by this reduction is the CLIDP program which is domiciled in the office of the Governor.

According to the 2018/2019 budget that was approved by this House we allocated a total budget of 685 Million towards that program but it is unfortunate that we sit here today to deliberate on reduction on the same that stands at 199 Million. So what does this mean? This different of 494 Million has actually been spent to pay bills for last year's projects at the expense of projects for this year. Therefore the projects for this year, which were identified through public participation will be a pass for the citizens of Kitui.

Therefore when we look at the development index, we don't need to be surprised that we are pegging it at 20%. It is very unfortunate and my take is; at whatever time for purposes of improved services delivery to "*Mwananchi*", there should never be a compromise on projects that are intended to go down to that person who needs those projects.

Mr. Speaker when we look at some of the Acts that have been quoted, in the Ministries that are notorious of picking the development allocations, they keep on talking about PFM Act 135 but I am here to say that the minister responsible, of course in our interrogations of the various Ministers and accounting officers, we discovered that there is a lot of disconnect. A ministry will give her budget but what comes before the budget committee is totally different and

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this is one reason that has made the Budget committee to spend so much time doing work that is not our work at all.

So the Minister on Finance needs to note that PFM Act 135 for spending is not a blanket statement and a blank cheque, while there could be a requirement that may need urgency and may not be able to await the spending, I propose that CECM Finance recognizes the mandate of the County Assembly and seek consensus so that we don't keep on going back every time to monies that have been moved illegally hiding under PFM Act 135.

If I go back without repetition on the issue of IFMIS balances, it is also unfortunate that we received a request for allocations and reductions as the chair has put it. That is the same thing I have in my notes. Office of the Governor asking for 6 Million but when you look at the IFMIS balance, there is only 3.6 Million. So if you pull out that money you will get a deficit of 2.4 Million. What exactly is the Executive arm trying to tell this Assembly when it tell us, give us this money and we will go to check where we could pick this money and we find that it is actually either not enough or there is actually a negative balance. I have a good example of the Ministry of Tourism. It proposes in this budget a reduction of 7 Million for the construction of stadium and other sports facilities while in the IFMIS balances there is zero balance.

Therefore you can imagine what the committee is looking at, a blank balance and yet we are expected to come up with a budget. It is unfortunate that we have to take the route because like my friends I have heard "*Bajeti lazima ipite*" (The budget must be approved). It is that route we are taking out of desperation. It is unfortunate that we have reached there.

Mr. Speaker Sir, just for future reference and probably future axing on a personality, we need to understand what a Supplementary Budget is supposed to serve. It is simple and again, it is in the PFM Act 2012 (135 & 192) it stipulates that it is when there is insufficient or a need has arisen for expenditure for a purpose for which no amount has been appropriated prior either by that Act or money has been withdrawn from the County Government emergency fund.

Now if we look at the monsters that have brought us into the previous Supplementary Budget that we rejected and this one as well, it is two Ministries that did recruitments. There is the Ministry of Health and Sanitation and the Ministry of LIUD which totals to approximately 560 Million. But remember, this was done after our passing of the Budget, approving that Budget and appropriating the funds. So the question that begs for answer and up to date I am yet to get the answers is; who approved the recruitments? Because the Executive should never employ workers whose budget has not been approved and appropriated. Actually the officer responsible for this recruitment should be surcharged for employing staffs without budget allocations for that recruitment and actually using government monies without a budget allocation because these are not personal monies but government's.

Again moving of the monies without any allocation is an illegality and it contravenes the section 135 (1) of the PFM Act. When you hear the chairman pleading there and saying probably reduction of the casuals, is like now we are coming in as an Assembly to do damage control, yet action and a word should be send that this is an illegality and is not matter of begging that we should reduce the casuals. We should go back and do an audit trail on how we got to here.

Again another Act because we have the Acts that are guiding us, Section 154 (b) says, "An accounting officer should not authorize a transfer of an amount that is appropriated for capital expenditure except to defray other capital expenditures". But on this budget we have a reallocation of money from the development allocation. I will be very precise with this one;

359,035,058 and that is money which will translate to what will be lost in the projects that were allocated for 2018/2019 budget.

(Hon. Speaker interjected)

Hon. Speaker: Wind up what you are saying Hon. Ndile so that we can give other members time to contribute. We are running short of time.

Hon. Ndile: Thank you Hon. Speaker. As I conclude, I want to state this; so in bringing all this and saying I dissent to that report and this Supplementary budget, what do I seek to achieve? Am seeking for, first, non-violation of the budget requirements.

Secondly, I am seeking for adherence to legality in preparation and presentation of Supplementary Budgets.

I am also probably advising because other than the salaries and recruitment, the other big problem that landed us into trouble and being where we are, were the re-votes. So I am seeking that in future when dealing with estimated re-votes, probably let the Budget making process seek not to recognize the re-votes while making annual budget. But which way out of it? Probably the re-vote may be brought immediately by way of Supplementary Budget because by that time if we bring in the first Supplementary Budget we are already aware. We are not working with an estimated re-vote but we are aware of how much it is.

With that Mr. Speaker Sir, my conscious seeks me to reject this Supplementary Budget. Thank you.

Hon. Speaker: Hon. Members let us be brief in our contributions. Let us avoid unnecessary repetitions. Let us not repeat what has been said by our colleagues. Hon. Mbili.

Hon. Mbili: Thank you Mr. Speaker for this opportunity. First I want to thank the committee on budget and appropriations for what I don't know whether to call job well done or the confusion all over. I think they have done the best out of the circumstances although by reading the report, it seems like they were doing the work of the executive. I may request that hon. Speaker you raise an invoice to the Executive to reimburse the committee for doing their work.

Mr. Speaker I will be brief as you have directed. I want to emphasize on a legal term used here, supplementary budget which refer to unforeseen and avoidable.

Now looking at this budget, I don't know what is unforeseen and unavoidable when we are talking of 560 employees.

Mr. Speaker the budget was passed on 28th June 2018 and these employees were recruited at the beginning of the same financial year. So what was unforeseen here?

Mr. Speaker I want to go deeper on these pending bills. Once we pass the budget, the executive should prepare a procurement plan in order to avoid these pending bills. This plan is aligned to the budget and is distributed to all departments. So when they are committing the contracts they are supposed to strictly follow the procurement plan.

Mr. Speaker sir, these pending bills should be as minimal as possible but that is not what we are seeing here. Unfortunately, as the mover and his seconder said, whatever was attached to this supplementary budget were narrations. There is no listing of the pending bills. So what pending bills are these? Where is the listing of these bills?

Mr. Speaker because there was no procurement plan and if there was one it was not followed. This is why when the committee looked into the IFMIS, I don't know what kind of

accounting was being done because I don't know how you will say you are reducing 8 million from a vote in IFMIS which has a zero balance. Such like entries are many in this report. So if we passed the budget the way it was, that IFMIS will have very many negative balances.

Mr. Speaker there is this vote of revenue collection in the county. We have collected taxes for 9 months and only three months are remaining and the Committee has clearly stated that we cannot go to the 859 million. They are talking of 500million. This means 359 million according to my reading and understanding, it is just going to balance off the books of expenditure. This is purely to balance the expenditure side which is extremely dangerous. I therefore feel like referring to this supplementary budget a dangerous one. It doesn't fit the definition of a budget.

Mr. Speaker there is another issue here which the committee has done very well in clarifying it. KRA has come and they are telling us as a county that we have an exposure of about 1.2 billion. It is good they plucked off this 50 million because if you have such an exposure and do a provision of 50 million, there is nothing. It's just about 0.04 and you just forget about it although it was said it is under negotiation but KRA has a responsibility to collect and give to Caesar what is due.

Mr. Speaker I have a lot another issue to raise on KICOTEC and the crashers. It has been observed by the national government that the trend now is pretend to do business because it is very hard to do business as government. Government is there to give services and development. We have previous records of government entities like Kenya meat commission, KCC, RIVATEX but they all went under of the mentality of public resources. One writer once said, "The problem of government doing business is a tragedy of the commons." That mentality of thinking that when you go to work, *hii ni mali ya umma*. I can say yes we go ahead and try but let us not try to open a lot of businesses.

Finally Mr. Speaker Sir, it is on a blatant irregularity of the law. The law gives a capping of 35% payroll. Worldwide this ranges between 28-29%. This 35% is a buffer. When we are being told that this has been exceeded by 2%, this may be a lot of money if when we are talking in terms of billions. This is an amount being taken from development hence the developments can't be implemented. Recurrent expenditure now is over 7 billion and this has made development expenditure go down. This is a trend we should discourage probably because the only lee way now is the upcoming financial year's budget. Since we have been caught up in this mess, I just urge that we be more careful in the next budget because this 20% spells danger if the trend continues.

Looking at the numbers as a whole, these numbers are not adding up. We are talking of 20% attainment of development and the chairman on the other side tells us that there is no money, I think we need to do something about it.

These pending bills Mr. speaker, since it is a financial matter and we have not gotten deep in it, I think the other relevant committees when they hear, it might be a rumour but today we are in the house, there is a committee called PIAC, we can look into these issues of pending bills.

Mr. Speaker sir, just like any other person since I am against the wall, I beg to say hewala. Thank you.

Hon. Speaker: If you can be as straight, candid as Hon. Musili, we will be going in the right direction. Hon. Nthuri from Tharaka. Just be brief and to the point.

Hon. Nthuri: Thank you very much Mr. Speaker Sir, for giving me this chance on this motion on Supplementary Budget 2018/2019. I will start by thanking the chair for going to Nairobi and becoming part of the Executive, wasting a lot of time doing what the executive should have done and as one of our colleague has said, the executive should be invoiced for money spent at Pride-Inn making the Budget.

Mr. Speaker Sir, I am a teacher by profession only that I turned to be a politician and I call a spade a spade. I want to take the direction of Hon. Ndile who was very candid on what she thinks is not right. Biblically, we cannot call evil good. If we do that we will have sinned a lot and we will pay for the same. So this is very bad and cannot be accepted.

Mr. Speaker Sir, we cannot be desperate MCAs. Our people are crying to us to save them from this wrath and we are pleading with God to save us. Let us call a spade and a spade. We say this is wrong. If we continue this way, by the end of the times, when we appear before God, we will be answerable to Him.

Mr. Speaker Sir, two wrongs do not make a right. We are making a mistake here, the mistake was made by the executive. We are fearing the unknown. How can you fear that while the people who elected you will be told you refused with money? So what is the point of passing this Supplementary Budget Mr. Speaker Sir and it will not be followed. The other time I told you that the document we are reading here will be completely a different document when it goes to the executive. If you go there, you will hear contractors have not been paid.

Our whip, I want to support you that we are only supporting it so that we can pretend that our contractors, our workers will be paid. Otherwise if it were not for that, I would only urge this House to shoot it down, do not tire in doing good. If they cannot get tired, why are you getting tired? Let us continue until 2022 when the electorates will see who was wrong because we have data, reports and records. Statistics do not cheat. So don't get tired for no apparent reason.

We should deal with what is at our desk. When we were marking the National exams, we were marking what the students had brought. So if a composition was brought, you mark what the student had presented not what he intended to present. Look at this Committee, they are looking at what the executive should have done but not what is done. We should only mark their work if there are illegalities, we should not support illegalities in this House.

Mr. Speaker Sir, when I look at what is happening to the people of Tharaka and I am here, I feel like one of these fine days I am going to resign because if you look at that annex, it shows Tharaka one person was employed in Tharaka Ward. I want to tell you Hon. Members, there is nobody in Tharaka who was employed and if there is anyone who thinks so, that is an indication Ndagara is goon roaming about here. What docket does Ndagara hold? Let me be told by this House because I am the MCA and Charity Ngilu is the Governor. There is nobody who has legally been employed in Tharaka and if there is anybody who has been employed could be from Tseikuru because you know part of Tharaka is in Tseikuru. The other group is in Muumoni which is called Thagicu Sub County. There is nobody who has been employed there. Now tell me what am doing here if I say I support this motion. It is like I'm calling a spade a big spoon and not a spade. Mr. Speaker Sir, I think I would better sit down before I faint when I remember the malice being done. I want to go in the direction of Hon. Ndile. Thank you Mr. Speaker Sir.

Hon. Speaker: Hon. Mwalali.

Hon. Mwalali: Thank you Mr. Speaker. I want to emphasize on a few issues. One, on compliance with the legal provisions. I want to make it clear that the Committee captured these illegalities as per page 14 and 15 and therefore we never said that they complied. They were non-

compliant and the reason given as to why they complied are very simple. Simply because the want to pay the pending bills. They also said the influx for patients due to the K-Chic programme was huge and therefore they had to employ. So in very simple terms, there was illegality.

Secondly, on the list of pending bills, we were given a list of Kshs.1.19 billion so this was to confirm that there was a list of pending bills and this amount is not part of the 2016/2017 pending bills which are with the Anti-Corruption Commission. On projects, you are lucky Hon. Musili to have one project. The Chairman, Hon. Kilaa, has never seen one single project in Tseikuru.

Mr. Speaker Sir, when you look at the analysis of Kitui County Executive Development vote 2018/2019, it is very clear that we are doing under 20 percent. All I want to confirm here is on the office of the Governor on issues of CLIDP. We confirmed that we have Kshs. 191million for CLIDP which is real as per the IFMIS. We have a balance of Kshs.191 million for development of CLIDP. Therefore all I can urge the chairman for LIUD is to organize that every member gives a priority projects even if it is one or two so that we don't lose it all.

It is obvious that we are doing 20 percent or below because as a Committee we thought we have actually failed. In fact in oversight, I think we should be scoring less than 10 percent. When we moved from the classroom to this place I was hearing very beautiful language that we are upping the game. We are not upping the game, we are downing the game. Therefore it is a matter of fact that oversight is key mandate which we are failing. How are we failing? We are not following the work plans at all. We are not reacting at all when we get indicators that all is not well. You see you have been told by your voters in several months that they have never been paid for bush clearing monies. What have we done? Nothing. And we are here saying that we are upping the game.

Mr. Speaker Sir, this failure of not doing our oversight is a total loss to ourselves and the County. We are allowing programmes and projects to run without legal frameworks in place. KICOTEC and the Crusher programmes are good examples. Actually when we allow these things to happen, we are opening a leeway for the executive to play with our money. We are also allowing loss in revenue collection. If you are sitting on legal documents which were submitted into this House on February, what are you doing to this County? You are actually sabotaging the County if you are part of the people who are supposed to hand over those documents to be deliberated in this house. You are failing us in or oversight.

Mr. Speaker, it is now one year since we proposed establishment of budget office. This office is not personal. It is to equip the members, the staff and the Assembly to play its oversight role. You cannot compete with an expert in data in economic matters when you have only one staff to unbundle all theft which is being planned and put in budgetary process. So unless you implement some of these recommendations, then you are not helping us. You are only helping the executive to play with our monies. That is why public participation is very important. This is not one man's show or KANU style of governance. You need to take members contribution whether house business committee or what. Seriously all these facts we are getting, we are doing it for better delivery of services to Kitui people.

When I look up there and we are discussing a very serious document here, I am sure it is supposed to be live if it was possible. I am very sure, Musangi will not get these facts which we have been discussing since lunch hour, because the media is not allowed to come here. You are ganging the media which against the article 34 of the constitution...

Hon. Speaker: Order! Hon. Mwalali, order! Order! Order Hon. Mwalali. Sit down please. You are dangerously going into the wrong direction without a substantive motion and therefore as a Hon. Member you should avoid going into that direction. You can continue.

Hon. Mwalali: No, I am done. Thank you Mr. Speaker. I stand to support the motion on this Supplementary Budget.

Hon. Speaker: Hon. Nguli

Hon. Nguli: Mr. Speaker this is a very important document and we cannot fail to make one or two comments. We must make compressive comments. Please allow us to do it.

Mr. Speaker when I was elected in Migwani ward, I was full of energy, I was ready to work but as time and clock continued to tick, Mr. Speaker I get more worried. When, we, as Hon. Members come into the House and we know Musangi is crying and then we come into the house, we are also crying. It becomes very difficult for this County to move forward. Therefore, before I start I want to support Hon. Mwalali for the few sentiments he has just concluded without talking about the budget office.

Mr. Speaker if you are not aware, we have of course three main mandates for the County Assembly but there is the fourth one when you look at the County Government Act, 2012. It is called budgetary controls. That is the fourth mandate of this Assembly. We are dealing with Chief Officers, CECM members, Directors in the County with very brilliant knowledge about financial matters. It becomes difficult even with budget committee and we thank God some of the members by the grace of God they have got business financial knowledge.

So that point of equipping the budget office, it is not for the Budget Committee. It is whereby Hon. Members can visit , get a researcher in that office, get a deputy fiscal analyst in that office because as Hon. Members when we were unbundling this document, the only fiscal analyst is whose name is Nyagah, the first day he was not feeling well. So how do we proceed now and he is the only personally in this county assembly who can help us to understand the budget, because some of us are not budget people.

Mr. Speaker as I start now, I want to say that this is a crisis budget, a desperate budget and I would call it a fire fighting exercise by the executive. Mr. Speaker Hon. Alex Musili he talked of the principle which I want to unbundle which is called the body mass principle. Are we only doing projects in those areas whose members have got a big body mass? Because I know the Hon. Members for Kyangwithya West who has consumed over Ksh. 42 million...

Hon. Speaker: Order! Order! Order!

Hon. Nguli: I know the Speaker comes from that ward and the Governor comes from Kyangwithya West

Hon. Speaker: Order! Sit-down. Order! Order! You cannot attack your colleagues without a substantive motion. Order! It does not matter. You have to get a way of saying it without attacking an individual and I will not allow that trend because it is dangerous. You start it with this debate, tomorrow it will be you and then it will bring confusion in the house. Please Hon. Nguli, I will not allow you to go that direction.

Hon. Nguli: Thank you Mr. Speaker, I stand guided and I am very much obliged to that Mr. Speaker. I want to come out from that now and take Hon. Members to what I would call the objectives of nay budget. Whether it is a County budget, family budget or even National budget Mr. Speaker. Yes, in families we do budgets. Even in churches. Because budget is about expenditure and income and then you look at the results that you have.

One of the objectives of any budget Mr. Speaker is what I would call redistribution of income and wealth. I am calling it redistribution because we get monies to finance the budget from the citizenry of the jurisdiction in which the budget is being prepared for. Then when we collect that money we redistribute to them of course taking to consideration matters of weaker members in the society, marginalized communities, minorities and people living with disability. I would not go by the body size because the Speaker has told me not to go that way.

Hon. Members, when you look at the annexes that are attached for you (in fact, I would say it is not even the work of the Budget Committee to annex the project of Water projects and the Health projects because there is a Committee on Health), we were expecting the Committee on Health to unbundle and bring into this House the inequalities and lack of equity in the distribution of the medics that we have just acquired the other day.

We were expecting the Committee on Agriculture, Water and Irrigation to give us a breakdown of what is happening in that Ministry. Look at Trade, in fact the Committee on Trade is made up of the leadership of this House. There is the majority Leader, there is the minority leader, the whip, Deputy Speaker, everybody is in trade but they have never visited KICOTEC. It is a flagship project and they have never gone there. And they expect the Budget Committee to push and unbundle what happens in KICOTEC. Hon. Members where are we heading to?

Mr. Speaker Sir, I want to speak about what is going to save and help us. Hon. Members what I am saying is that when the rains start to subside, it thunders the most. So as I go, I will thunder the most. The only game changer that is left for us now is the 40 Million that we have been talking about for the last few weeks. I am worried because we are meant to go for recess tomorrow and yet the Committee that we formed has never tabled a report in this House about the 40 Million.

The budget estimates for 2019/2020 financial year is supposed to come on or before 30th of April 2019. We are already in the month of April 2019. This is not a fool's day. In accounting, there is a principle called reality. You put things in GAAPS (general acceptable accounting principles). You tell people what things are. That is what Hon. Nthuri is talking about. How do we go for recess and come back in May when the budget has been prepared? And we have not factored the 40 Million? You just want to go home, there is nothing to implement, there is no development to show, you have not even been paid, because salaries were waiting for this supplementary budget. Because it is basically for personal emoluments, what I call pay roll, Mr. Speaker.

Hon. Members we are in that confusion and quagmire and it is upon us to make an informed decision. Are we going home?

Hon. Members: No!

Hon. Nguli Are we going home?

Hon. Members: No!

Your guess is as good as mine and the Speaker is listening. If we go and we have not anchored the projects in the budget, we have not passed any resolution, Mr. Speaker we are prone, and we will be done. Save us Mr. Speaker.

(Applause)

Hon. Members the animal of pending bills is bigger than you think. I said I am worried because the accounting officers and the people in treasury even up to now, they do not know

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exactly what other pending bills will come into the executive. Because there were L.S.Os and L.P.Os that were given out of the system. So we expect even more pending bills to come. I do not know, God help us. Pastors are here they can start praying and fasting because the bible says some of these, cannot go without prayer and fasting.

Mr. Speaker I am in that state confusion. I am supposed to be giving solutions to my people but is still find myself in that state. We are supposed to give solutions to our people whether in minority or majority party. Hon. Members we got to make deliberate attempts as the chair has said to attack the situation and probably provide a solution which should be optimistic.

Mr. Speaker at this point I just want to rest my case. This is my report which I have appended my signature on and I support it, but I had to make those sentiments very well known to Hon. Members as well as the speaker. Thank you.

Hon. Speaker: Hon. Deputy Speaker.

Hon. Kasee: Thank you Hon. Speaker. Let me first thank the chair and the Committee.

As a human being and a representative of the people of Kisasi, I am pained. I am worried but at the same time motivated. Worried because we are in a deep political issue and that is why I want to thank the committee, they have done a very well analyzed report. But I am not even going to look at the report because we are dealing with a macro political issue.

Mr. Speaker I want to address the issue that is worrying me. I keep on saying that after 55 years of independence we are still stuck as people of Kitui and the nation of Kenya at large. I have represented the people of Kisasi for two years now and I want to see just like in the bible whether in the next two years I can make a difference.

I do not really want to repeat the issues that have been raised since I am not ready to dwell on the negative energy. But I want to throw a challenge. I want to support this motion on a very basic issue that has been raised by the members; we start cleaning up the new political environments by saying, let this government pay the pending bills. Let this government pay the salaries.

I want to be positive enough and tell us that we can start by trying to clean up the political environment. Yesterday I emphasized on the need to adhere to preamble in our constitution otherwise we may need a discussion on whether we need a constitution or a revolution.

Article 43 of our constitution is very clear on our basic rights as humans; right to water, right to food and so on. Mr. Speaker Sir, we have 40 wards and we need every ward to have equal distribution of the money. That is the point.

Article 1(2) of the constitution, it is very clear that I have the delegated power by the people of Kisasi. So if I cannot exercise that power and now this goes to the Hon. Members, then we have a challenge. I like what Hon. Nguli and Mwalali have said. We have been given power by the people and it is under the constitution under article 1(2).

Through our committees we need to be able to tell the Musangi when these pending bills and salaries issues were happening, where were we? And that is why we as Hon. Members, we as chairs of various Sectoral committees, now we need to wake up. We are now in April, we need to wake up before the next budget of 2019/2020 financial year.

(Hon. Nguli stood on a point of Order)

Hon. Speaker: What is it Hon. Nguli?

Hon. Nguli: Mr. Speaker Sir, is the honourable deputy speaker who is the chair of chairs in order to come and start addressing the chairs in the House while he has an entire session hanging with them. Should he come and lecture them in the House?

Hon. Speaker: That is not a serious point of order Hon. Nguli. Continue hon. Kasee.

Hon. Kasee: Thank you Mr. Speaker for protecting me because my point was clear; we the elected members are mandated by the constitution, the supreme law to oversight the executive and we can only do it through the sectorial committees. That is why I say I want to look at it from a very macro political perspective.

I want to urge the members and the committees that, before we have the next budget, we need to have all of us looking at the projects done in the last two financial years. We will then be able to plan for 2019/2020 financial year because if we cannot have the same projects in terms of value, what will be the need of Kasee coming into this Assembly and saying I represent the people of Kisasi? That is the political discussion we need to have.

So as I support this, I am only supporting on the very basics; that we start cleaning the political mess that we are already in. look at the pending bills, look at our contractors... let's start afresh, pay our salaries but let's have a political discussion and a very stronger one for that matter.

At that point Hon. Speaker I want to say, as House and if we are looking at the bigger picture of the Article one, sub-article two, we need to discuss the 40Million because it is a political issue. We need to have a political discussion where we can discuss with the governor before this House goes on recess because we are dealing with a bigger political issue. Unless we do that, then we are still going to have so many unresolved issues and the electorate may choose to exercise their power directly according to sub-article two.

With those few remarks Hon Speaker, I want to say yes I am pained but as the MCA, I am motivated and have hope because we can pick it up from these discussions. Thank you.

Hon. Speaker: Hon Kasina (*Kilaa*) do you want to respond? I am constrained by legal time legal time so if you can respond in five minutes, I will appreciate.

Hon. Kilaa: Thank you Mr. Speaker. Yes it is very important I respond to members before you conclude.

First, I want to thank hon. members so much for that energy, that zeal and to appreciate and acknowledge that indeed you interrogated this supplementary budget. It is very clear in your minds you know what you are saying because you are talking from a point of information. So hon. members thank you very much and I thank you for supporting the motion.

I also thank hon. members with dissenting views. My friends Hon. Ndile and Hon. Nthuri, we are talking the same language, its only that we have put it in different ways but hon. Ndile, Nthuri and the other members who have contributed, one thing I can tell you for free is that we are saying the same thing; there is no budget. This budget is the same as it was when we rejected. So the easiest way we could have done was to reject it again. However, we have difficult questions to ask ourselves; do we want to walk that route? Do we want to give the Executive reasons to go out there and tell the Musangis and Nzangis, "hey look here, I told you there are no projects because the Assembly rejected the supplementary budget 1, they have done Supplementary 2. That is why there are no projects."

Hon. Speaker I would want to echo the words of Hon. Mwalali. We are seated here, we have discussed so much about this supplementary budget. How is this information going to disseminate to the Musangis? Show us the way. Give us a sign Hon. Speaker. If there are no

press people here, then we should be very worried. We cannot go to every Ward to explain to people what transpired. It is a big challenge because I can tell you for free again, once this supplementary budget is approved, the Executive are not fools, they know what you have said they know you have passed it. They are going to counter. They will come with different versions of yes you passed it with this, this and that, we cannot go there and justify again Mr. Speaker, and we need media people in the House please.

Responding to Hon. Kivali, I will just summarize very fast. There are issues you said that I did not clarify. One is whether we authenticated the letter from CEC treasury writing to the COs and ministries and advising them not to commit funds.

Honourable Member I will tell you we did not authenticate. We were time barred and couldn't afford time to do that. However, in your respective committees you can try as much as you can to authenticate and then we shall react on your findings. This applies to the issue of KIMWASCO and KITWASCO. You were asking why they should not fund their own budget. The bottom lies with the Committee on Agriculture and not Budget and Appropriations. We don't ask them why they are not doing this or that. They should be telling us what is happening with these entities. Why is revenue not coming?

Mr. Speaker Sir, as Hon. Kasee was saying, it is time for committees to wake up and do their job. The only thing why I get very much worried, we have been having liaison committee meetings in Mombasa and Mwingi last year, we agreed to rise up and execute our mandate as sectorial committees. We are now singing the same song and we may continue till 2022. Something has to be done! I like the way Her Excellency the Governor describes the madness; doing something the same way over and over and expect different results. You cannot walk from here to the gate and come back and you expect to have reached town. You will not reach there. Let's change our game plan in terms of oversight Hon Members

Hon. Thuvi I heard you very well. You mentioned the laws and you have been very bold about those laws and the matters of pending bills. It is very true and the same thing I told you, it is the same thing we were discussing Hon. Members.

The only thing I can request our Hon Speaker and the House leadership; yesterday we were summoned to appear before a committee which is hearing on the impeachment of the CECM treasury. I attended together Hon Philip Nguli and Hon Munuve. We were pinned down by our colleagues as they were asking us very difficult questions. We tell them yes, when CECMs appear before us, they come and tell us, "oh this budget is not mine, give me evidence. Do you have evidence?" we don't have because we have never had Hansard since we started our sittings then they had Hansard, we cannot prove. Even when we sit here and tell the House, you know minister came here and said this and that, we cannot authenticate. But they said someone can say no, I did not say this, prove to me that I said it. This is a very sensitive committee we seriously need Hansard then we can be able to ascertain and pull out those recordings if someone disputes. It has been a serious challenge.

The same way we are saying that we have brought multiple documents we cannot authenticate because we don't have a budget office. We only say we have brought four documents for county fiscal strategy paper but we can't show them because there is no an office for the budget committee. We need researchers in the Committee get office we need people to do research as hon. Nguli said. Hon. Members we are running a risk called one man risk. Having one senior physical analyst, Charles Nyaga who is very good, perfect guy but if today he falls sick God forbid, we are grounded. It happened when we were in Nairobi. We had to chill and

wait for him why can't he have an assistant? Even the fatigue is too much, someone working for 24hrs and one Mr. Mulandi. These guys work 24hrs, they are not sleeping. You might find someone collapsing as a result of fatigue. Please let's equip our offices and make people also be human beings. There is work-life balance and we all need it.

Now to Hon. Alex Musili, I can tell you we are very worried about water projects. Hon. Kilaa who is the, MCA, Tseikuru Ward rather than Chairman of budget and Appropriations Committee, we sat with the CO from that ministry of Water and sampled five wards. We then asked him to show us the water projects in Kisasi, Tseikuru, Nzambani, Miambani, Migwani and Mutonguni. He started with Tseikuru and he said nothing, zero. Now what can I tell my people?

It is in the public domain that Hon. Kilaa is the chairman of the budget committee. Now I have serious war with my people there. They are like, you are the chairman of budget, and you allocate nothing for your Ward! It is a serious mess. But again Hon members, we have only attached this one as an eye opener. Have we seen the projects in the ministry of trade? Perhaps you will be shocked. Have we seen the other ministries? It's about sectoral committees bringing these reports. It's not about budget committee bringing but sectoral committees bringing and telling us, check the ministry, there is nothing and then we start raising queries from there.

We don't have to keep on waiting until the budget is passed then that is when we start realizing that there is nothing happening.

Hon. Members, I will still ask and humbly request you to approve this supplementary budget as bad as it is. Truly it is a bad one, there is no hope. The only thing it has taken care of are salaries and pending bills but there are no projects. Projects which have been implemented so far for 2018/2019 financial year is only 20% and don't expect to see any other project till the end of the financial year. Whether you pass or reject it, we have no project. So let's just pass it and let the executive be judged by the Musangi. We have done our best. We gave them 11.7 billion and they squandered the money.

When we rejected the first supplementary budget, we were fought by many people in social media who did not even understand the contents of the supplementary budget. Now we are telling them, fine this is your supplementary budget, show us the projects.

Now Hon. members, the budget making process for the 2019/2020 Financial year's budget is ongoing. We expect to receive the budget estimates by 30th April. I am also very worried if we get the budget estimates without the 40 million being anchored in it. Why can't the Speaker and the house leadership organize for a meeting with the Governor so that we can meet and agree on the 40 million? Because if that allocation will not be made in the upcoming supplementary estimates, then there will be no budget. From where I sit, no 40 million, no budget! Then we shall say come what may. We cannot afford to do another financial year of suffering. Our people have suffered enough and we cannot allow a repeat of the same.

Otherwise Hon. Members, thank you very much and I kindly request that we approve this supplementary budget as it is. Thank you.

(Question put and agreed to)

ADJOURNMENT

Hon. Speaker: Hon. Members the House now stands adjourned until tomorrow morning at 9.00 a.m.

The County Assembly rose at 5:58 p.m.

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