

Kitui County Assembly

THE HANSARD

First County Assembly – First Session

Tuesday, 25th June 2013

The County Assembly met at 2:40pm

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

PRAYERS

(Communication from the Chair)

Mr Speaker: Honourable members, I want to take this opportunity to welcome you back to the house after that necessary recess you had. I am sure it was necessary for many reasons; you joined your family and your voters and you were able to do quite a few things for them.

We are now back to business of the house, and I wish you a very fruitful stay here, in this session.

This session is going to be quite busy; we are likely to have a very tight schedule, starting this week when we have a budget, and we have several motions lined up by members, and I urge you, those who know some of the issues which need to be discussed, you can bring them to this house through the motions.

That is going to be a tight schedule, and I hope you are going to live up to the expectations of your voters in this house.

I want to mention one or two small things, first; we'll be having very many committee meetings in this session. There will be very many committees meeting on Mondays, Tuesday mornings, Thursday mornings and possibly Friday mornings.

There'll be committees meeting because we have quite a bit of work to do, and as you know, our work is mainly done through committees; we only come here to approve or formalise what the committees have discussed and recommended, although we have the final say, the committees merely collect information, put it together and recommend it to this house for discussion and subsequent approval, with or without amendment, or reject the recommendations all together.

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There will be a lot of committees this session, and I want us to note one or two things about them.

First, the person who is supposed to convene the committee meetings is the clerk of the assembly, who is supposed to make arrangements of where the committees will sit because they will be very many, there will be a tight schedule, some will be sitting I don't know where. But the clerk will have to arrange for where each committee meets, he's the one who is supposed to call for the meeting in consultation with the speaker, and he is the one who is supposed to arrange where each committee is supposed to meet and who is supposed to service those committees.

So if as a chairman you have something you feel there is something that needs to be done by your committee and you want your committee to meet, then you bring that request to the clerk who will bring it to my attention, and then I will authorise him to arrange for the meeting.

Again, we are doing this because there will be a lot of meetings, and if they are not properly coordinated, you may find some meeting without the secretariat, others meeting without the knowledge of the clerk, and when it comes to payments, they will not be paid, and then you find them blaming the clerk; you have not paid us, but he was not aware of the meeting.

Secondly, about the meetings, it has been brought to my attention, that there is something happening, which should not happen, and it may not be good for leaders. If you do not come for the meetings, please do not ask your colleague to sign for you, because that is fraud. The person who is signing for you, the person who asked to be signed for and the clerk who is serving that committee, the three are all guilty of an offence.

I plead with you please, and I direct, if you do not come for a committee, please don't ask somebody else to sign for you, because it is wrong. Do not do that.

And further, if you come and find the committee is over, the people have left, do not go to the clerk and tell him let me put my name on that list. That is again fraud, it's not proper, just accept that you are late, accept that you were not able to attend that meeting and there is another day. Let us do the right thing at the right time, and that is honourable, that is why we are called honourable members.

Now, when we were having Joint Sectorial Committees, I told you the Serem Commission (Salaries & Remuneration Commission) will be coming to interview you, to talk to you, to find out what you do, with a view of putting a report together for our salaries and allowances to be reviewed. And we agreed to form a committee to write a paper for us, to put our requirements together so that when they come, our work will be very easy.

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In consultation with the Leader of Majority, and the Leader of Minority, I want to announce the members of that committee which will put our views together. This is a committee that you are free to join, you are free to give them your ideas, you are free to discuss with them, you are free to sit with them, these are the people just to gather the information from me, from you, from the clerk, from everybody... what should we ask for, and put it in a paper. Anybody can join them, can contribute can even put his writing on paper.

These members are just for coordinating.

1. Hon. Peter Mwikya Kilonzo
2. Hon. Angelina Mbula Muthui
3. Hon. Grogan T. Mbithi
4. Hon. Reuben Mwove Kinyala
5. Hon. Steven Kithuka
6. Hon. Peter Mutemi
7. Hon. Alex Mwendwa Munyoki
8. Hon. Bernard Mwangangi
9. Hon. Kilonzi Mwalili

Those nine names form the committee and I would request, at the end of this session, please be left behind for about five-ten minutes, so that we talk a bit, then you continue with your job. So at the end of this sitting, before you go for any other business, please remain behind for a while, and discuss your programme.

Honourable members, we are moving – we are now on record, our Hansard is working. So whatever you say is recorded. Whatever you talk here in the house is recorded verbatim. So you have to choose your words, you have to say what you know you can say tomorrow or the day after tomorrow if you are asked to say it, because we are on record, and that is the way it is supposed to be.

Thank you

Next Order

County Assembly Clerk[Mr Mutambuki]: Messages

The Speaker: Any Messages?

Next order

County Assembly Clerk: petitions

The Speaker: Any Petitions?

Next order

County Assembly Clerk: Notices of Motion

Mr Speaker sir we have various...

The Speaker: You have jumped papers!

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County Assembly Clerk: Sorry, I'm sorry.

Papers to be laid.

The Speaker: Any papers to be laid on the table?

Right, next order.

County Assembly Clerk: Notices of Motion. Mr Speaker sir we have various notices lined up for discussion in the County Assembly, so I would like to give the following notices of various motions.

Motion number one is on security and especially within the town, with specific reference to ATM (Automated Teller Machines) facilities within the town.

This one will be moved by Hon. Kilonzo.

It will be moved as soon as it is allocated time by the house business committee Mr Speaker.

The Speaker: Order Honourable Clerk! Bwana Clerk, this one will be moved by who?

County Assembly Clerk: Honourable Kilonzo.

The Speaker: The one on security in town?

County Assembly Clerk: Sorry, its typed Honourable Ngoima.

The speaker: Thank you.

County Assembly Clerk: Honourable Ngoima will move the motion on security in town with specific references to areas covered by ATMs.

Mr Speaker Sir, we have the various motions which will be moved by Honourable Peter Kilonzo:

1. The issue of charcoal and sand harvesting within the county
2. Land adjudication within the county.
3. Projects that were either left incomplete, left on-going or which were supposed to be initiated by the former local authorities within the county.

Mr Speaker Sir we have another motion which is supposed to be moved by Honourable Nzuki Wambua, which will be requesting a resolution from the house to compel the contractor and the county government not to move out of the county the portable bridge currently being replaced at Thua River, and suggest that it be installed at Lower Yatta to connect the County of Kitui to the County of Makueni.

Mr Speaker Sir, the last motion on notices will be the motion to be moved this afternoon, which will be moved by the Majority Leader on the proposed membership of the Kitui County public Service Board.

Those are the notices that we have Mr Speaker.

The Speaker: Honourable Members, I think that's the way forward. Honourable Ngoima Kimanzi, Kilonzo and eh... the other one is who?

County Assembly Clerk: Honourable Wambua.

The Speaker: The bridge?

County Assembly Clerk: Honourable Nzuki Wambua.

The Speaker: They have taken the lead, that's the way forward, because we are here to make sure that things are done, which have not been done, and to make sure things are done the way they should be done for our people, and to make sure we defend the interests and the welfare of our people. That's the way to go. I have approved those motions.

What I want you Clerk to do, is to prepare an Order Paper, as soon as possible with those motions, so that those who want to include or amend...

As an example, the one on charcoal in my view should also include sand, so that members who want to move an amendment, know when they can do so, eh... like the one on adjudication, it doesn't have to be Kitui South alone, it can be a motion for Kitui County adjudication. So the best thing is; let the members see the motions on the order paper in advance, so that they think of the necessary proposals or amendments so that we don't have to do small little things in bits and pieces.

Statements! Any statements from anybody?

Motions and Bills?

Although I'm reading this one (Order paper), it is the clerk who should be reading it.

We go back to the Motion by Honourable Maundu, on the nominees of the Governor's or Executive Service Board.

Hon Maundu: *Bwana Spika, kufuatana na katiba ya County Governments Act namba 17 ya mwaka 2012 section 14 sub section 3, (a) and (b) naomba... naomba... eh...*

The Speaker: I think you better read it in English because you are trying to translate it now!

Hon Maundu: Mr Speaker Sir, pursuant to the County Governments Act number 17 of 2012, section 14 sub section 3 (a) and (b), I seek leave to move that the recommendations of the County Assembly Appointment Committee on the Vetting of the nominees to the Kitui County Public Service Board be approved.

The proposed membership of the Kitui County Public Service Board. The names are:

- | | | |
|---------------------------------------|---|-------------|
| 1. Mrs Rose Kavata Masya, Chairperson | - | Recommended |
| 2. Mr James M. Nduna, Secretary | - | Recommended |
| 3. Dr Naomi M. Mung'atu, Member | - | Recommended |
| 4. Patrice Mwangulvuti, Member | - | Recommended |
| 5. Brigid Muli Mutemi, Member | - | Recommended |

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- | | | | |
|------------------------|--------|---|-------------|
| 6. Salim Baik Shabaan | Member | - | Recommended |
| 7. Samuel Muthui Ikima | Member | - | Recommended |

Bwana spika, majina ambayo nimeyasoma hapo juu, yote yalitoka katika kamiti ya vetting, na yote yalionekana yalifaa, wakifuatia yafuatayo: Kwanza sehemu zile wametoka, tuliangalia tukapata wametoka sehemu zote katika kaunti ya Kitui.

Ya pili, kufuatana na katiba ya Kenya chapter 6, walitoa vibali ambavyo vinaonekana walipitia na wakaonekana wamefaa...

Mambo ya gender, tuliangalia tukaona mambo ya gender yalikuwa yameangaliwa. Mambo ya umri, tuliona umri wote uliangaliwa na kila umri ulihusishwa.

Mambo ya mabarua ama certificates, tuliangalia tukaona wanafaa.

Bwana spika ningepomba nyumba hii ipitishwe majina hayo, ili irahisishwe kazi, ama kazi ya Bwana, Honourable Governor wa kaunti ya Kitui ili kazi zake ziendelee kwa njia ambayo itafaa. Kwa hivyo ningepomba nyumba hii, kwa heshima ya kamati hiyo, waipitishwe kwa njia ambayo wataona inafaa.

Kwa hivyo bwana spika, naomba kuondoka, na nitapeana makaratasi hayo mbele ya meza yako, na naomba Jane Mutua (or any other member, kama huyo hayuko), Okay, ningepomba Jane Mutua aisecond Mr Speaker.

The Speaker: You beg to move?

Hon. Maundu: I beg to move.

(Laughter)

The Speaker: Honourable Mutua.

Honourable Mutua: Thank you Mr Speaker Sir, I beg to second. Thank you.

The Speaker: Now, Honourable members, I propose the following motion, that pursuant to the County Governments Act number 17 of 2012, section 14, sub section 3 (a) and (b), this house approves the recommendation of the Kitui County assembly Appointment committee on the vetting of the nominees to the Kitui County Public service Board:

- | | |
|--------------------------------|-------------|
| 1. Mrs Rose Kavata Masya, | Chairperson |
| 2. Mr James Musee Nduna, | Secretary |
| 3. Dr Naomi Mawia Mung'atu, | Member |
| 4. PatrickEzekiel Mwangu Ivuti | Member |
| 5. Brigid Muli Mutemi | Member |
| 6. Salim Baik Shaaban | Member |
| 7. Samuel Muthui Ikima | Member |

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Honourable members, before I give you an opportunity to debate on that motion, I am sure you don't have all the details, (or you have?) on these people. Do you? Have you got a profile of each member?

Honourable Members: We do!

The Speaker: Oh thank you, Mr Clerk.

Because I wanted you to have their profiles so that as you talk about each one of them, at least you know who they are and where they come from, and what they have.

Now the debate is open for contribution.

Bwana Kililiku.

Hon. Kililiku: Thank you Mr Speaker, I beg to support.

Mr Speaker I think it's high time we got a County Public Service Board, and I think, though we are a bit not up to date, we are updating ourselves.

Mr Speaker when you go individually on the applicants CVs (Curriculum Vitae), they have in fact done very well to themselves, because most of them have more than 10 certificates, also diplomas, degrees. This achievement we can say is a big brain within this county, and these are, as far as I see the right people who we can use to make successful development in this county.

In this context Mr Speaker, I think these people will work very well for this county, and most of the problems we have had will be solved, because being a Public service Board which is mainly on employment, I'm sure they will also make sure we get the right people for the right jobs, and this will assist this county as far as development is concerned.

With these, Mr Speaker, I beg to support.

Thank you.

The Speaker: Thank you Honourable Kililiku.

Anybody else who wants to contribute on the motion?

Bwana Mutemi.

Hon. Mutemi: Thank you Mr Speaker.

Mr Speaker I seek to support the motion, with the following reasons. Mr Speaker if I look at the Kenyan constitution 2010, it clearly stipulates the academic qualifications (for nominees). The members who have been forwarded to this assembly for approval, they have met the criteria.

On the other account Mr Speaker, the regional balance; these people are well positioned in our county - all the way from Mutomo, to Kitui Central, to Migwani, Mwingi and particularly Mwingi Central which has five wards, and previously it had never been seen or given an opportunity, this time round, Mr speaker, I think in a place like Waita in Mwingi Central, I think there is one of the members from that place - all the way to Kyuso.

Think I can see the regional balance criterion has already been met.

Mr Speaker, I think the profile here, it is clear, the academic requirement is clear and I humbly request the house to approve the list without much ado, because I don't see anything warranting any serious abnormality in this list.

So Mr Speaker, I humbly support the motion.

The Speaker: Very Well, Honourable Mutemi.

We have Honourable Mulongo.

Hon. Mulongo: Thank you Mr Speaker sir, I stand to support the motion with the following reasons. First I congratulate the appointing authority, they really had researched well.

Education-wise, all the appointees are up to the task, all having their first and second degrees. Gender-wise, constitutionally we can see we have three against four, which is recommended which is well recommended in the constitution.

And lastly Mr Speaker Sir, I think we really needed this board more of yesterday than today, bearing in mind that in our county, currently we cannot employ anybody, because that is the work of this service board and we really need employees to facilitate our job in this county.

Thank you Mr Speaker Sir.

With those few comments I beg to support the motion. Thank you.

(Deputy Speaker Hon. Titus Mbiti ascends to the Chair)

The [Deputy] Speaker[Hon. Titus Mbiti]: Honourable Member for... is it Chuluni or Kyuluni? Mr Mwalili.

Hon. Mwalili: Thank you Mr Speaker (for the moment), thank you the members of the house who have so far supported the motion to pass the nominees as they were submitted to this house and to the committee, which, Mr Speaker, I'm a member.

Mr Speaker, it's important to note that all those members are of impeccable academic records, well versed experience in different disciplines, and this, Mr Speaker, I'd say is a rich resource, not even to the commission that they are coming into, but also for Kitui County to tap into, if well managed and well positioned, Mr Speaker.

Mr Speaker we as part of the committee we went through...

The [Deputy] Speaker: Order! Order member! I understand you are a member of this committee, are you...

Hon. Mwalili: I am a member.

The [Deputy] Speaker: So are you persuading the house, and is there any fishy interest you have? Because I understand you vetted these people, and you are still here, trying to...

Hon. Mwalili: Thank you Mr Speaker. Mr Speaker it is unfortunate for the chair to anticipate my contribution to this house, unless Mr Speaker there is aspersion of doubt into my membership of that committee.

And therefore Mr Speaker, if you could let me contribute and enlighten members on what we went through and why particularly being a member of that committee I'm standing to endorse this membership.

There are some points of information Mr Speaker, as you sit on that chair, that are only privileged to members who were seated in that committee, and there is no one else Mr Speaker, properly placed, to bring out these issues, than a member who was seated, so that these members can endorse in confidence, that we sat, we saw these people and we went through the right process of doing this Mr Speaker. And if you allow me to continue, Mr Speaker, we have already put...

The [Deputy] Speaker: Member for Mutonguni.

Hon. Kithuka: Thank you Mr Speaker Sir. In all fairness, if the Honourable Member is a member of the Appointments Committee, and we are in no dispute with what they have brought to us, it is only fair that he also gives us time to contribute, because we don't need any persuasion Mr Speaker as to the nominees that they have presented to this house.

Therefore Mr Speaker I humbly request him to give us time to contribute.

And my contribution Mr speaker if you allow, would be, from the members who have made their contributions Mr Speaker, it is agreed that we are all supporting the nominees, because we needed this list.

Therefore Mr Speaker, why don't we put the case to rest?

Hon. Ngwele: Point of Order!

Mister Speaker!

The [Deputy] Speaker: Honourable Members, let us have order and have sobriety in discussing this motion, because it is through that that we'll make things to be in order.

Hon Ngwele: Point of Order Mr Speaker is the member in order to....

Honourable Member for Ngomeni you are out of order! You cannot address the speaker when he is on the chair. So, what I'm trying to say, I was giving the member for Chuluni time to clarify, so I was waiting for him to clarify whether he has another hidden interest, because I was thinking he is not supposed to second a motion which has already been seconded, when he is contributing.

So what I'm trying to say, or what I'm trying to direct is that he should give the other members time to put in their views, then later he should congratulate us for passing his *nini*, or for rejecting the nominees.

So Honourable member for Ngomeni, Mr Ngwele, Honourable Ngwele.

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Hon. Ngwele: Mr Speaker I was asking if it is in order for the Honourable Member for Mutonguni to stand on a point of order, and then continue to contribute to the motion without ending his point of order.

Thank you.

The [Deputy] Speaker: Honourable Member for Mutonguni, I understand you are out of order!

Honourable member from eh... Honourable Mwango.

Hon. Mwango: Thank you Mr Speaker, I stand to support the motion with the following reasons.

Mr Speaker I want to congratulate the committee for presenting the list to us because I can see the list was given through the merit...

The [Deputy] Speaker: Order! Order! There is a member who is contributing, and he is giving a very important point!

Hon. Mwango: Can you protect me Mr Speaker! I'm saying I'm standing here to support the motion, because the...

Mr Speaker I think you were not listening to me, but I was contributing.

(Laughter)

Mr Speaker I want to support the motion...

The [Deputy] Speaker: Honourable Member you are out of order! You cannot address the chair like that! You are out of order! You can get seated!

Honourable Mwalili you were the one who was contributing, so all those guys, Honourable Members, you should give Honourable Mwalili to continue because you are all out of order!

Hon. Mwalili: Thank you Mr Speaker for coming to my protection, from both the chair and the house. Mr Speaker, the reason why I rose here is that as a member of that committee, the public and this house have a privilege to information.

Because we are public officers and the duty of this house, and what we are discussing concerns the public.

Mr Speaker there were doubts, we casted some doubts on one of the nominees, and Mr Speaker I thought it was very important for this house to know that even with the doubt, the committee went further professionally to ask for reference and also Mr Speaker went further to get a sworn oath from that particular candidate Mr Speaker, so that the information that the candidate passed on to that committee, and to the vetting board, Mr Speaker, if that information was not correct, that that particular candidate, Mr Speaker, can either be interdicted or stopped, or sacked from the position, Mr speaker.

And the reason why I rose, and I have been fighting, Mr Speaker, to contribute, is because I feel that it was very important for this house to know, because even in the constitution, there is right to public information, which Mr Speaker I'm saying is important to this sitting and this house.

All I'm saying Mr speaker is that we went through the process, everything is okay, and where there are doubts, Mr Speaker, the committee has gone further, one or two steps ahead to mitigate any doubts that could possibly come in future, so that this committee Mr Speaker, can protect itself.

Thank you Mr Speaker.

The [Deputy] Speaker: Order! So, Honourable Mwalili, are you supporting or opposing.

Hon. Mwalili: I support, Mr Speaker, the endorsement of the list as it is.

The [Deputy] Speaker: Thank you.

Honourable Member for Athi.

Hon. Kilonzo: Thank you My Speaker Sir. I am wondering, because Honourable Mwalili is a member of that committee, and he is saying that he is in support of the motion.

As well, he said that the same committee cast some doubt on some of the members. Can the Honourable member tell us the doubt they cast?

Because we feel that it is very important for this house to know that, whether we are going to pass these people or we are not going to pass them.

Because if they were creamed so that we can pass them, I think the Honourable Member is right, for him to stand and clarify what doubts they found, and why they went ahead to bring a clear report, which he's saying is in order, while he's saying they cast some doubt, Mr Speaker.

The [Deputy] Speaker: Honourable Member for Athi. I think that was a point of Order. You are trying to contribute to the motion, but you are not clear on whether you are giving a Point of order, or you are contributing.

But I think it was a Point of order.

Hon. Kilonzo: Mister Speaker!

The [Deputy] Speaker: You want to contribute or you are on a point of order still?

Hon. Kilonzo: Point of Order!

The [Deputy] Speaker: You are out of order!

Honourable Mwove.

Hon. Mwove: thank you Mr Speaker. Mine is a Point of Order, because when Honourable Mwalili stood, he was standing to give some

information to this Honourable House, that there were some doubts they had on some of the nominees that we have.

My question is; Is Honourable Mwalili in order, to stand and give information on the doubts that they had on some of the nominees, and yet he has not clarified what he was trying to tell this Honourable House? Was he in order to give us half information?

Thank you Mr Speaker.

The [Deputy] Speaker: Honourable Members, I think Honourable Mwalili was in order because for sure he went an extra mile to make sure his work is very clean. That is why he was still on and on to find out where there were holes; where there were some '*mashimos*' (loopholes).

So he is meaning that the thing is very clear, because he went some extra mile to find if there was any problem. He is saying those things were clarified. They asked for that information and they were given. I think that is what Honourable Mwalili is trying to say. He is not trying to say that there were any doubts.

So Honourable Members, that man is in order.

That Honourable Member is in order.

Member for Mwingi Town.

Hon. Munyasya: thank you Mr Speaker, I'm rising on a Point of Order. I would request you, Mr Speaker, to read the mood of the house. The house is requesting you, Mr Speaker, to give Honourable Mwalili some more time, to clarify.

Yeah!

Thank you.

The Speaker [Mr Ndotto]: Order! Order! Honourable Members, on that issue, whether Honourable Mwalili should give further information or not, the Speaker has given a ruling! And therefore you cannot appear whatsoever to question, the ruling of the Speaker! And on that one I rule that anyone who wants to raise the matter further – Out of Order.

If you want to contribute, I'll give you permission, but the Speaker has already ruled.

Any member who wants to contribute to the motion?

Honourable member.

Hon. Mutua: Thank you My Speaker Sir. I stand to support the motion. I start by thanking the committee that sat down, and keenly they vetted the members. By looking through, you find that...

Point of Information Mr Speaker!

The Speaker: Do you want a point of Information?

Hon. Mutua: I don't want!

The Speaker: Continue.

Hon. Mutua: academic qualifications and professions, they all met. And if you look at the balancing itself, you find that our county is very big; from West to North, East to West, and every area was represented.

As pertains to gender, we have three ladies and four men. And as I can say, it was fairly observed.

Our county Mr Speaker Sir, has minority groups, and the minority there has been observed; somebody Shabaan. Due to those reasons, I stand to support the motion.

Thank you Mr Speaker Sir.

The Speaker: Well done. Anybody else who wants to say something? Member for... is it... eh... this gentleman... Yes.

Hon. Wambua: Thank you Mr Speaker Sir for granting me this opportunity to contribute towards the motion.

I do stand to oppose with various reasons: One, Mr Speaker Sir, if you can be given a plate of *ugali*, and the one who is serving, tells you there is a drop of poison. Will you eat that *ugali*? Automatically the answer is NO.

One of the members of that committee has raised the alarm, that he had a clue concerning the members who have been selected here and forwarded to us...

The Speaker: Order!

Hon. Wambua: With that season, I stand to oppose.

The Speaker: You are Out of order!

Honourable Member, you are totally out of order!

I have ruled on that information, and if anybody now repeats that issue, I will order him out of the house. I have ruled that matter Out of Order; whether Mwalili was right or wrong, the Speaker made a ruling, and you must play your game within the rules in the Standing Orders.

You cannot flout the Standing Orders, no matter how sweet the issue is. I'm sorry, that issue should die.

Honourable Muthui.

Hon. Muthui: thank you very much Mr Speaker, I stand to support the motion for the following reasons. When I looked at the composition of the members, really, this is what Kitui County needs.

The governor of this county has a big vision for the county, and when I look at the people he has brought here for approval, they are people who can really take this county to the next level.

Mr Speaker I didn't know that in this county we have got such bright sons and daughters, who are highly qualified and are ready to come and participate in the development of this county.

So my position Mr Speaker is that we pass this motion, as quickly as possible so that these people can settle down and begin their work. And with that Mr Speaker, I stand to support the motion.

The Speaker: very well.

There is somebody here with a hand, behind the mace. Who is this?
Honourable Mwendwa.

Majority Chief Whip [Hon Mwendwa]: Thank you Mr Speaker Sir. I stand to support the motion, and as my fellow Honourable Members have said, I've seen they are supporting the motion, and too I stand to support, because I looked at these members, or these nominees, I've seen that academically they are well, age-wise its balanced, regionally it's also well balanced and also gender.

And since we already know that we had a dire need for this board which of course is going to do a very essential job of balancing and overseeing the management of the county, I want to say that we support them and we pass the motion, so that the work can start immediately.

With that I beg to support the motion.

Thank you Mr Speaker.

The Speaker: Very well.

Honourable Kilonzo.

Hon. Kilonzo: Mr Speaker Sir, I rise not to propose or to oppose, but to remind this house, that as it can sue, it can also be sued.
Thank you.

The Speaker: Honourable... that one from Ikanga.

Hon. Mwango: Mr Speaker I stand to support the motion because all the requirements have been met – like merit, age, gender and regional balance. But Mr Speaker I want to remind this house, or to caution this house.

When I fail to see and figure back when we started nominating and approving all the nominees starting from when we started, let us be cautioned, because youth are not well represented. Why? Because it's only this girl of 35 years who has been nominated since we started approving.

Mr Speaker, unless we are careful, the youth are going to disappear in this global nation.

So let us be careful and not just stand to support the motion without recognising that there are so many youths in this country who want to be employed, and when we try to nominate the nominees, we only get the people who are almost retiring or have already retired and put them back to work, forgetting that there are a lot of youths down there, with a lot of qualifications, and they are not being considered Mr Speaker.

Let us be cautioned. Let us be careful with that.

The Speaker: Now, Honourable Members, when you stand, you either support or oppose.

HonMwango: Mr Speaker, I started by stating that I was supporting, but I just wanted to remind them...

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The Speaker: Okay very well.

I think we have now heard the views of the members sufficiently now for you to be able to make a decision on these appointments.

And I'll put the question:

That pursuant to the County Governments Act number 17 of 2012 section 14 sub section 3 (a) and (b), this house approves the recommendation of the County Assembly Appointments Committee on the vetting of the nominees to the Kitui County Public Service Board as follows:

- | | | |
|---------------------------------|---|-------------|
| 1. Mrs Rose Kavata Masya, | - | Chairperson |
| 2. Mr James MuseeNduna | - | Secretary |
| 3. Dr Naomi Mawia Mung'atu | - | Member |
| 4. Patrice Ezekiel Mwangu Ivuti | - | Member |
| 5. Brigid Muli Mutemi | - | Member |
| 6. Salim Baik Shaaban | - | Member |
| 7. Samuel Muthui Ikima | - | Member |

As many as are of that opinion say AYE!

Members: AYE!

Mr Speaker: And as are of a contrary opinion say NO!

Members: No!

The Speaker: The AYEs have it.

Now, Honourable Members, before we adjourn the house, I want to inform you that the main item on the agenda between now and Thursday is the budget for next year; both the budget from the executive and the budget from the assembly.

The House Business Committee met this morning and agreed that we give the Budget and Appropriation Committee, this afternoon, this evening and tomorrow morning to put together their recommendations and table the budget tomorrow afternoon at 2:30pm so that we have tomorrow afternoon, Thursday morning, Thursday afternoon and possibly if need be Friday to deliberate on the budget, and if we approve it, to ask those who are concerned to bring the Appropriations Bill to this house for approval so that by the end of the week we'll have approved both the Budget and the Appropriations Bill.

I know it will not be easy for the budget committee to do it, but we must work within a certain timetable. We can't leave the issue open ended and therefore, I'm directing the committee to do whatever they can to produce a report by tomorrow afternoon 2:30 to table. And I want to advise them the way to do it, is to have the two budgets; the one from the executive and the other one from the county assembly. You are supposed to

come up with a harmonised position for the county government of the two budgets; although separate but a harmonised position to table to the house.

And the way you do it; do not bring to the house the position you have arrived at after harmonisation, NO.

What you bring to the house is the budget as it was presented to you, both by the executive and by the assembly. As it was presented to you by the executive and by the assembly – That is what you bring to the house. Together with that one now you bring the proposed harmonisation by you, which shows the recommended amendments to that budget, so that as you read what the executive had proposed, you read what the committee is proposing as amendment to that section, so that at the end of the day, you have your own recommendations to the house.

You cannot bring anything other than the budget which was proposed to the house by the executive and by the assembly, together with your proposed amendments, to arrive at the budget that you think should be approved.

It is the responsibility of the house; not your responsibility, to reject, to amend and to approve every clause of the budget from the executive and the assembly.

What you are doing as a committee is to help the house arrive at a decision, by proposing to them that; we want this amendment here – we want that amendment there and the house will vote for every single amendment you propose. Every single amendment that you propose, that's the way it's supposed to be done.

You'll present the budget, there is going to be a chair here, who is going to be the Deputy Speaker or one of the members of the Speaker's Panel who will take you through that process.

Every proposed amendment by the budget committee will go through that process.

And at the end of the day, when you agree on all the amendments, which you have proposed, when the house has approved or rejected the amendments, at the end of the day, the house will vote for the budget for the next financial year.

That is the way it is supposed to be, it's not going to be easy. I'll be here, if you allow me, I'll sit somewhere near the Clerk to guide the chairmen so that... We don't have time for mistakes; we don't have time to repeat because we have a deadline of 30th of June. I'll sit somewhere around to guide the chair so that we arrive at a good conclusion.

So the chairman of the budget committee who is in this house, Honourable Muthui, you have a big, huge task, to go through the two budgets between now and tomorrow.

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You can burn the candles at night, get somewhere near what you think you want to recommend to the house, then bring the two budgets here, with your recommended amendments for necessary approval.

You should work closely with the Clerk to guide you because you are at a very critical stage now of preparing what you are going to present to the budget and the Clerk will be of some use to you, so that you bring something like a motion here for the approval of the budget.
Thank you.

ADJOURNMENT

With those few remarks, Honourable Members, the house stands adjourned until tomorrow 26th of June 2013 at 9am.

The County Assembly rose at 3:45pm.