

Kitui County Assembly

THE HANSARD

First County Assembly – First Session

Wednesday, 3rd July 2013

The County Assembly met at 2:40pm

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

PRAYERS

County Assembly Clerk [Mr Mutambuki]: Mr Speaker we are still on motions, so we request the tabling of the report of the Budget and Appropriations Committee.

The Speaker: This morning we committed the Appropriations Bill to the Budget and Appropriations Committee. Can we get the report from that committee?

Hon. Muthui: Thank you Mr Speaker.

Following the appropriations bill which was presented to this house in the morning, the committee of budget and appropriation met, they scrutinised the bill and they have made a report for this house for approval. Mr Speaker, I would like to read the report.

Kitui County Kssembly, first session of the first assembly. Budget and Appropriations Committee, report of the Appropriations Bill number 1, 2013.

Mr Speaker sir, the Budget and Appropriation Committee presented its report on the budget estimates for the financial year 2013/2014 to the County Assembly on Friday 28th June 2013. The report recommended specific measures for cost reductions on the consolidated budget presented to the assembly in order to reduce the deficit of Ksh 237,137,711 and to rationalise the expenditures on specific projects that had been proposed in the Fiscal Strategy paper. The report also recommended reappropriation of Ksh 143million which had been reported as balance of funds allocated to the county for devolved functions under the county in the fiscal year 2012/2013. The report was debated and adopted by the assembly on the 28th June 2013.

Mr Speaker Sir, the assembly also approved a vote on account, pursuant to Standing Order number 214 section 2 and article 134 of the

public finance management act which in effect allows the County Government to withdraw up to 50 per cent of the amount voted in the estimates 2013/2014 financial year, pending publishing of the Appropriation Bill. In its wisdom Mr Speaker, the assembly anticipated that there would be a lapse of time before the Appropriation Bill could be officially published and committed to the Committee of the Whole House for discussion and approval.

Mr Speaker sir, on Wednesday 3rd July 2013, the Leader of Majority sought leave of the house to introduce the Appropriations Bill pursuant to Standing Order number 117 article 118. The bill was committed to the Budget and appropriations Committee for scrutiny and report in line with standing order number 121 section 1. Mr Speaker, the draft Appropriations Bill is annexed. Mr Speaker Sir, the Budget and Appropriations Committee has duly scrutinised the Bill and confirmed its entirety to budget estimates approved by the assembly, except for the following, which we recommend for amendments:

Mr Speaker, the approved estimates for the County Treasury for Personal Emoluments, Operations and Maintenance was Ksh 198,164,904 in the estimates. However, in the appropriations Bill, this was over casted by Ksh4,588,204 to read Ksh 202,753,108. We therefore recommend amendment to vote R11 in the appropriations Bill to correct this overcast.

Mr Speaker, the assembly approved the apportion of Ksh 143million which was balance for the financial year 2012/2013. This has increased the revenue for 2013/2014 financial year to Ksh 6,548,264,241. This additional revenue has been voted to Capital projects, both in the County Assembly and in the executive respectively.

Mr Speaker, those amendments have affected the Bill as follows:

- a) County Assembly: Ksh 38,230,321 voted for construction of chambers and offices. Number two of the County Assembly; Ksh 8,200,000 for the Hansard equipment. This Mr Speaker makes an addition of Ksh 46,430,321 in the total voted for Capital Expenses for the County Assembly. Therefore, Mr Speaker, the total capital Vote for the County Assembly rises from Ksh 50 million to Ksh 96,430,321 in the appropriations Bill.
- b) County Executive: The balance of Ksh 96,569,679 was voted for the following capital projects:
 - Street lighting
 - Renovation of Highrise building office to be occupied by County executive members and staff.
 - Wireless networking for the County executive offices.

County Assembly Debates

Mr Speaker the total expenditure on Capital projects for the County executive rises by the same amount in the appropriation Bill.

We request the assembly to adopt these amendments.

Mr Speaker sir, we wish to go on record that this perhaps is the best developmental budget in the whole country now. Why do we say this? Mr Speaker, the statutory threshold for a good budget is a threshold of 30 per cent for development and 70 per cent for recurrent expenditure. Our budget Mr Speaker is 43 per cent on development and only 57 per cent goes to recurrent expenditure.

This is the best budget this county has ever seen.

(Applause)

Hon. Muthui: And with those amendments Mr Speaker Sir, I beg to move.

The Speaker: Mr Chairman, what you have proposed here, means that you are giving notice that you'll be proposing certain changes at the committee stage. Because these changes should be done at the committee stage, so you are giving notice that you'll be moving these changes at the committee stage. Is that correct?

Hon. Muthui: Correct Mr Speaker Sir.

The Speaker: Mr Maundu...

Next Order.

County Assembly Clerk: Notices of Motion: Kitui County Appropriations Bill.

(Consults with Clerk)

The Speaker: Is there anyone who wants to second the report.
Mr Munuve.

Hon. Munuve: Yes Mr Speaker Sir. This is in line with article 221 of our constitution, where we need to have an Appropriations Bill in order to give us authority to withdraw money. Mr Speaker Sir, the appropriations Bill was committed to the budget Committee and actually we examined it carefully and we approved with a few amendments. Mr Speaker Sir, as we have given the amended Bill to all members, we can see that this county has denied ourselves luxuries and actually we have committed 43 per cent of money of which we are supposed to give at least 30, but we denied ourselves luxury and gave our people. We want our people to be served well, so we gave them 43 per cent. Actually I'm being told that there is also a *Merry-Go-Round* for members to support them with transport. We want

County Assembly Debates

the media to be reporting well; what is in the paper, they are our friends and we are not afraid of any scrutiny. So we request them to be our friends and serve this county well in reporting what has been approved in this assembly.

Last but not least. I want to thank the Budget and appropriations Committee for their tireless efforts in looking at the Bill and also the budget which was committed to them by this assembly. Before I sit, I beg to second the motion. Thank you Mr Speaker Sir.

The Speaker: Very well.

Mr Maundu...

Hon. Maundu: Thank you Mr Speaker.

Mr Speaker Sir, I beg to move, pursuant to standing order number 122 of the Interim County Assembly Standing Orders, that the Kitui County Appropriations Bill number 01 of 2013 should now be read a second time.

I beg to move.

The Speaker: Anybody to second? Just to second.

Yes Mr Ngoima.

Hon. Ngoima: Thank you Mr Speaker Sir, My name is Daniel Ngoima Kimanzi; Kitui Township Ward. I'm standing here to second the motion that as I stood in the earlier session in support of the motion be read the first time, I'm also in support by seconding it to go to the second reading.

The Speaker: That's all you are supposed to do.

Mr Clerk.

County Assembly Clerk: Second reading.

Kitui County Appropriations Bill number 1, 2013; a Bill for an act of county assembly of Kitui to authorise the issue of sums of money out of the County Revenue Fund and its application towards the service of the year ending 30th June 2014 and to appropriate those funds for certain public services and purposes.

The Speaker: Mr Maundu...

Hon. Maundu: Mr Speaker Sir, I do propose that you leave the Chair.

Right, Mr Speaker will leave the Chair, and the Chairmen of the committee, will have to create space. This gentleman who is writing; you have to move a bit. You have to look for an extra chair.

Mr Mbiti, you now take the Chair; you sit here next to the Clerk.

(Speaker leaves the Chair; the mace is lowered and covered as the house dissolves into the Committee of the Whole House)

County Assembly Debates

Now the house is in the Committee of the Whole House to scrutinise the Appropriations Bill, and when you are ready, the Clerk will send for me and then you report to me what you have done.

Mr Mbiti...

County Assembly Clerk: Very good. Honourable Members, the assembly is now in the whole house committee or Committee of the Whole House. At this stage, we are required to scrutinize the bill clause by clause. And if there will be any query, it will be answered. The mace is covered; the rules are relaxed. Mr Speaker....

I hope you have the Bills now.

The first thing with the Bill and now as we proceed, it will be upon the Chair and the members of the Budget and Appropriations Committee to guide us on any amendment(s) that they think is or are necessary.

Title of the Bill; short title. Kitui County Appropriation Bill number 1, 2013.

Long title: Kitui County Appropriations Bill number 1, 2013; a Bill for an act of county of Kitui to authorise the issue of the sum of money out of the County Revenue Fund and its application towards the services for the year ending 30th of June 2014 and to appropriate those funds for the certain public services and purposes.

Do we have any query on that?

Can we proceed?

(Silence)

We cannot proceed without you telling us to proceed?

Can we proceed?

Members: YES!

County Assembly Clerk: Thank you.

Let us first look at the expenditure R101, I'm sure everyone can read that one.

It's upon the speaker now to put a question, or propose a question whether that is acceptable.

Chairman of the Committee of the Whole House [Hon. Titus Mbiti]: R101 – Recurrent Expenditure. Amount required in the year ending 30th June 2014 for salaries expenses of the office of the governor, management of decentralised units at the sub-county, ward and village level, management of towns and urban areas, general administration, planning and coordination. Sum is Ksh 799,941,000

Are we together?

As many as are of that opinion say AYE!

Members: AYE!

County Assembly Debates

As many as are of the opposite say NAY!

(Silence)

The Chairman: The AYEs have it.

County Assembly Clerk: Mr Chairman...

(Interjection)

County Assembly Clerk: Sorry?

Hon. Mutemi: Is there an opportunity for someone to raise an issue:

County Assembly Clerk: But we had given that opportunity, that is why we are saying you have to raise the issue at the appropriate time, lest you distract us. We are going item by item - from recurrent through development. So the issue now which you can now raise will be on recurrent expenditure; R101 – Ksh 709,900,140. And once it has been voted, you cannot rise and question thereafter. *Sawa sawa? Hapo tumemaliza.*

Mr Chairman, continue.

The Chairman: Those are the rules, not ours – it's for the house.

We are in R102. The amount required in the year ending 30th June 2014 for salaries and expenses for Kitui County Assembly. The amount is Ksh 618, 474,448.

Are we together?

As many...

You have an issue Honourable Member?

Honourable Muthui...

Hon. Muthui: Mr Chairman I'd like to guide the house on how to check the Appropriations Bill against the budget, because what we are doing; we're just giving authority to remove money from the consolidated fund as per the budget we approved. These figures we're reading Mr Chairman are tied up in the budget which we passed on Friday - for example, the figure you have just read are on account number R101, the Ksh 799,900,140 is tied up as following: you add the planning and coordination affairs and the office of the governor for personal emoluments and the operations and maintenance. If you add those two figures in the budget you get the amount of Ksh 799million we are talking about. And that's how members you should check this Appropriation Bill against the budget.

Thank you Mr Chairman.

The Chairman: Thank you so much. That's too correct.

I think there you are guided by the chairman. Sure.

County Assembly Debates

So Honourable Mutemi, you had any issue?

Hon. Mutemi: I thought R102 would go along to where the amendment was raised?

County Assembly Clerk: Mr Chairman lets raise issues when they are due; the report talks of capital expenditure, not recurrent. So when we are there you will raise the issue. We are not yet there. Guided?

We are on recurrent, then from recurrent we are going to repeat the same exercise again on capital expenditure, so be very precise on what you want to ask.

The Chairman: are we together now?

As many as are of the opinion say AYE!

Members: AYE!

As many as are of the opposite say NAY!

(Silence)

The Chairman: The AYE's have it.

(Loud consultations)

The Chairman: Order members!

Hon. Munuve: Mr Chairman...

The Chairman: You want to give us another information or you want to take us back?

Hon. Munuve: Just a suggestion...

The Chairman: In which...?

Hon. Munuve: Maybe the next one...

The Chairman: You cannot go to the next one because we have not started it.

Hon. Munuve: Maybe the one that you have already... it's just a suggestion.

The Chairman: What? *Si* we have already voted on it? We have finished with it.

Hon. Munuve: I'm just giving a suggestion...

The Speaker: Order Mr Munuve!

You know, once you have already approved an item, you cannot go back to it, if you are raising an issue, you raise it before he puts the question. Once he puts the question and you dispose of it...

Hon. Munuve: I'll wait.

The Speaker: Please.

The Chairman: Minority, what is your issue?

County Assembly Debates

Hon. Hussein: Mr Chairman, I'm wondering; if a member of that committee is doubting that report, then I'm very doubtful...

The Chairman: No he is not doubting; we are in meeting so you can raise your issue, he's very okay.

R103... R103!

The Speaker: Let me guide the chairman, the way we do it is we are on R103 – an amount of Ksh 331,752,900 be withdrawn from the County Revenue Fund for the purpose of meeting the amount required in the year ending 30th June 2013 for salaries and expenses of the Ministry of agriculture, Water and Irrigation. I'll repeat that one for the sake of the chairman. An amount of Ksh 331,752,900 be withdrawn from the County Revenue Fund to meet... sorry, which is required in the year ending 30th June... not... this is 2014. 30th June 2014 for salary expenses of the ministry of Agriculture, Water and Irrigation.

Now what should happen, the chairman should say "I propose the question that this amount be withdrawn' then you be given the time now to discuss. If he is satisfied you have discussed enough, then he'll say "I'll put the question that this amount be withdrawn, as many as are of that opinion..." let's try this one:

I propose the question that this amount be withdrawn for the purpose as stated... Now if you want to make comment, this is the time to make comment. If there is no comment the next thing is for the chairman to say, "I now put the question, that this amount be withdrawn from the County revenue Account for the purpose as stated,

As many as are of that opinion say AYE!

(Silence)

No. As many as are of that opinion say AYE, you either say AYE or you keep quiet.

As many as are of that opinion say AYE!

Members: AYE!

The Speaker: Better.

And as many as are of a contrary opinion say NO!

(Silence)

The AYE's have it.

Then he moves to the next one...

The Chairman: Thank you Mr Speaker.

R104 - The amount of Ksh 252,434,760 to be withdrawn from the County revenue Fund to meet the expenses of the year ending 30th June

County Assembly Debates

2014 for salaries and expenses for the Ministry of Basic Education, Skills and Development.

I now put the question because I can see there's nobody who is *ninii...*

As many as are of the opinion say AYE!

Members: AYE!

The Chairman: As many as are of the opposite opinion say NAY!

Members: NAY!

The Chairman: The AYEs have it.

We are now in R105.

Order members! This is very serious business!

R105 – The amount of Ksh 397,793,686 proposed to be withdrawn from the County Revenue Account to finance the expenses for the Ministry of Lands, Infrastructure and Urban Development for the year ending 30th June 2014. We are proposing for withdrawal from that fund, anybody with any issue?

Honourable Kiteme, you have an issue?

Hon. Kiteme: No! No! No! No! You are on the right track!

The Chairman: As many as are of that opinion say AYE!

Members: AYE!

The Chairman: As many as are of an opposite opinion say NAY!

Members: NAY!

The Chairman: The AYEs have it!

R106 – the amount of Ksh 852,866,709 to be withdrawn from the County revenue Account to cater for the salaries and expenses of the ministry of Health and Sanitation for the year ending 30th June 2014.

Any issue?

As many as are of that opinion say AYE!

Members: AYE!

The Chairman: As many as are of an opposite opinion say NAY!

Members: NAY!

The Chairman: The AYEs have it!

R107 – For the amount of Ksh 47,769,445 to be withdrawn to cater for salaries and expenses of the ministry of Trade, Industry, ICT and Cooperatives. The amount is Ksh 47,769,44.

As many as are of that opinion say AYE!

Members: AYE!

The Chairman: As many as are of an opposite opinion say NAY!

Members: NAY!

The Chairman: Obvious; the AYEs have it!

Hon Kilonzo: *Kila kitu iko sawa...*

County Assembly Debates

The Chairman: R108 – Order Members! Order please members! Honourable Mwalili! Order please.

R108 – The amount of Ksh 134,592,178 proposed to be withdrawn from the County Revenue Account to cater for expenses of salaries and expenses of the Ministry of Culture Youth Sports and Social Services for the year ending 30th June 2014.

As many as are of that opinion say AYE!

Members: AYE!

The Chairman: As many as are of an opposite opinion say NAY!

Members: NAY!

The Chairman: The AYEs have it!

R109 – the amount of Ksh 40,567,768 to be withdrawn from the County Revenue Account to cater for salaries and expenses of the Ministry of Environment, Energy and Natural resources.

As many as are of that opinion say AYE!

Members: AYE!

The Chairman: As many as are of an opposite opinion say NAY!

Members: NAY!

The Chairman: The AYEs have it!

Order Members please! Order!

R110 – The amount of 42,680,000 to be withdrawn from the account of County Revenue Fund to cater for salaries and expenses of the Ministry of Natural Resources and Tourism for the year ending 30th June 2014.

Honourable Hussein!

Hon. Hussein: Thank you Mr Chairman. I think since we are here to serve our people, we should be very careful. The amount the committee has proposed to go to treasury would have gone to development...

The Chairman: Which amount proposed for treasury?

Hon. Hussein: The amount which has been increased, should have gone to...

X

X

That's a very good view, but I have put the question for the recurrent...

Mr Muthui; chairman!

Hon. Muthui: Thank you very much Mr Chairman, that item he's talking about is captured very well in our report. That is just a typing error which my committee observed and corrected; it does not affect the grand total – it was just a typing error.

Thank you.

County Assembly Debates

The Chairman: Thank you for your competence. I now put the question.

As many as are of that opinion say AYE!

Members: AYE!

The Chairman: As many as are of an opposite opinion say NAY!

Members: NAY!

The Chairman: The AYEs have it!

We go to development expenditure... oh there was the sub-total...

The Speaker: I will now propose the question, that an amount of Ksh 3,716,105,952 be withdrawn from the County revenue Fund to meet the recurrent expenditure for the County Government and the county Assembly for the year ending 30th June 2014.

Honourable Ngwele.

Hon. Ngwele: I stand to seek guidance in vote R11 which I raise now because it affects the overall total. In the report of the committee that we just adopted, we had made the observation...

The Speaker: Order! Order! You are out of order! You are also out of order! Sit down! I now put the question that the amount of Ksh 3,716,105,952 be withdrawn to meet recurrent expenditure for the Kitui County Executive and the Kitui County Assembly for the year ending 30th June 2014.

As many as are of that opinion say AYE!

Members: AYE!

The Speaker: As many as are of an opposite opinion say NAY!

Members: NAY!

The Speaker: The AYEs have it!

The reason why Mr Ngwele I told you that you were out of order is because we have already done with that one. When we were doing is when you should have raised the issue. We can't be going back and forth. Once it is disposed of by the house, you can't go back to it.

We now go to development; you follow the same procedure. Tutajua tu, tunaendelea pole pole and we'll get the rhythm.

The Chairman: Sure, thank you.

We are now on Development and Expenditure for the year ending 30th June 2014.

The amount Ksh 802,246,240 be withdrawn from the County Revenue Account to cater for expenses of salaries and expenses of the office of the governor, management of decentralised sub-units at sub-county, ward and village level. Management of urban areas, general administration, planning and administration, planning and coordination.

Honourable Bernard.

Hon. Munyasya: I rise to seek guidance because we are on development expenditure. I'm wondering; you are talking of salaries...

The Chairman: Yes Honourable member for Mwingi town, you are right. The item salaries there should be removed; it has no business there because we have already done away with it. I think it was just a typing error.

County Assembly Clerk: Mr Chairman, it's supposed to read as follows: that amount to be withdrawn from the County Revenue Fund to meet Capital Expenditure – not salaries for the year ending 30th Of June 2014. It's a typing error it will be corrected. Thank you.

The Chairman: its capital expenditure. We are together?

I put the question now:

As many as are... what's your point of order honourable member?

Hon. Mang'uye: Can you please repeat that correction again?

County Assembly Clerk: That an amount totalling to Ksh 802,246,241 be withdrawn from the County Revenue Fund to meet Capital Expenditure in the Office of the Governor, management of decentralised units at sub-county level, ward and village level, management of towns and urban areas, general administration, planning and coordination for the financial year ending 30th June 2014.

The Chairman: Yeah, correct guidance; because *ukiangalia* 102, the correction is just a typing error. I now put the question:

As many as are of that opinion say AYE!

Members: AYE!

The Chairman: As many as are of an opposite opinion say NAY!

Members: NAY!

The Chairman: The AYE's have it!

D102 – The amount of Ksh 96,430,321 to be withdrawn from the County Revenue Fund to cater for capital expenditure of the County Assembly for the year 30th June 2014.

Satisfied? I now put the question:

As many as are of that opinion say AYE!

Members: AYE!

The Chairman: As many as are of an opposite opinion say NAY!

Members: NAY!

The Chairman: The AYE's have it!

Honourable members, Ksh 437,723,200, I propose to be withdrawn from the County Revenue Fund to cater for capital expenditure of the Ministry of Agriculture, water and Irrigation for the year ending 30th June 2014.

Any issue?

As many as are of that opinion say AYE!

Members: AYE!

The Chairman: As many as are of an opposite opinion say NAY!

Members: NAY!

The Chairman: The AYEs have it!

D104 – The amount of Ksh 60,362,000 to be withdrawn from the County Revenue Fund to cater for capital Expenditure of the Ministry of basic Education, Skills and development for the year ending 30th June 2014.

As many as are of that opinion say AYE!

Members: AYE!

The Chairman: As many as are of an opposite opinion say NAY!

Members: NAY!

The Chairman: The AYEs have it!

D105 – The amount of Ksh 938,417,451 be withdrawn from County revenue fund to cater for capital expenditure of the Ministry of Lands Infrastructure and Urban Development for the year ending 30th June 2014.

Hon. Mutemi: Thank you Mr Chairman. In regard to this Vote head...

The Chairman: Number what?

Hon. Mutemi: D105, which in particular when we go to specifics, this is a very critical area which actually, although I'm not disputing the amount of money, I'm disputing the design of the development pattern, whereby this has given serious discrepancies whereby the Capital Expenditure of roads allocated to some areas and not allocated to others. Pursuant to the constitutional mandate – regional balance for the equitable distribution of resources. This article in deed and of my opinion is not meeting that criterion. As much as we support the amount of money, to the extent of and in areas the development is going to be undertaken in roads, it is critical. I don't know, I'm proposing we look at that area and see, going by the strategy paper presented to us, which I think we have right now and the areas proposed. Ksh 238million is allocated to the roads – some areas whereby in other areas, nothing is allocated in that particular Vote Head. So I don't know Mr Chairman, I think this is an issue which we need to look at. As I remember when we were debating and approving the budget, there are even some roads Mr Chairmen which... like Hon. Kasinga was proposing when we go to that area, we seek an amendment like the road which was allocated some money: Ksh 15million for some 15 kilometres, to be checked. And if we approve it this way, I think we are going to have a situation whereby we have developed roads in some areas and in some other areas, nothing has been developed.

Thank you Mr Chairman.

The Chairman: Thank you Honourable Member.

Honourable Ngwele, member for... is it Ngomeni ama Mumoni?

Hon. Ngwele: Thank you Mr Chairman.

Mr Chairman I represent the Honourable people of Ngomeni.

Yes, I want to concur with the Honourable Mutemi; he has a genuine point and I must say that I like the Honourable Mutemi for his courage. He is a man who is not afraid of standing alone, but I just want to clarify that this amount of Ksh 938million voted here, if you remember in the estimates, it includes an amount of Ksh 519million; Kenya Municipal Programme. That is not our money; that is World bank money promised to the government of Kitui to do specific work and we had no... or the County government had no option of allocating that money elsewhere.

The other issue that he has raised of the roads that were put down in the Fiscal Strategy Paper, we clearly concurred in the Budget and Appropriations Committee although we never captured that in our report that there were serious mistakes. There were some serious mistakes because some of the roads had been allocated too much money compared to their size. The example that he has given of Kamuwuongo to Kalatine is a very good example, but also that is partly because of the reason that there was very little public input to the making of this budget at the very beginning. If we'd have had enough time to give input to this budget, I think those issues would have been corrected. But also to appeal to the Honourable Members on one thing; that we have only about Ksh 238million this year to do roads, and surely all the roads in this county cannot be done with that amount. And all the roads in this county cannot be done in one year. We did seek explanations from members of the executive and we were told that the roads that had been budgeted for this year are the very critical ones that are in very bad conditions and that are actually holding major parts of this county. We were given the example of the road from Museve through Waluku up to Miambani up to some place; we have the people of Miambani – when they want to come to this town they have to go round through Inyuu. I think about Ksh 40million is voted to open up that road so that the people from that area can be sorted out. We have another four years to budget for, and I think other roads will be captured in subsequent budgets.

Thank you Chairman.

The Chairman: Thank you Honourable Ngwele. I think Honourable Mutemi your fear is catered for in that answer because we understand this budget committee; they are competent people and they have done good work. And for sure you cannot develop all the roads in Kitui County within one year. Even in Kenya, when we are doing budgeting, we have the Lamu Port; it is in Lamu, but we cannot complain in Kitui that we have no port. We have the Malili (Konza) Techno City; it is in Kenya and we cannot be

doing something in Malili, a similar one in Kisumu and another one somewhere else. I'm not debating; I'm just trying to put the question.

Honourable Grogan.

Hon. Mbivi: Thank you Mr Chairman.

Well, as much as I agree with Honourable Ngwele, it is true that we cannot have all the roads done in this financial year, but we still wonder which criterion was used to identify these roads. Because I have a drift in my ward that is completely damaged. Right now as we are talking, it's completely impassable. So, which criteria were used? We agree that we cannot meet the requirements; rather, we cannot meet all the needs of the county, but which criteria was used to identify those roads?

Thank you.

The Chairman: Thank you.

Honourable Nzuki Wambua.

Hon. Wambua: Thank you Mr Chairman for that chance.

The issue we are talking about; the figure and allocation to the roads the Honourable Member for Mumoni has said... yes, I know Mumoni, but Ngomeni...

The Chairman: That would be Kiomo...

Hon. Wambua: Kiomo, correct.

Yes you can do in the budget what is being done by the Central Government. Ikutha to Kwa Vonza road, at present it is being done by the Central Government. There is a contractor down at Kanyangi back there. We have allocated money as a county to be worked on. When we are approving this budget to be acted upon this financial year, will it not go and duplicate what is being done there, or it will start developing other people's pockets? Please, Mr Chairman, when we are approving this budget, let it be specific. And check duplication of development.

Thank you.

The Chairman: Honourable Munuve.

Hon. Munuve: Thank you Chairman. I just wanted to clarify to my colleague honourable member here. We have county roads; when you look at your constitution schedule four talks of the 14 functions of the County Governments. The only road we have which is supposed to be constructed by the National Government is Kitui-Mutombo-Kibwezi road. The other roads which are in the budget are supposed to be done by the government of Kitui. So if you I can also add on that; what we have budgeted here, we are not saying that we are going to start afresh. Some of the projects are on-going and we must budget for their completion. So that is a point of correction.

Thank you.

The Chairman: Thank you. I now put the question:

County Assembly Debates

As many as are of that opinion say AYE!

Members: AYE!

The Chairman: As many as are of an opposite opinion say NAY!

Members: NAY!

The Chairman: The AYEs have it!

D106 – That the amount of...

Order Members!

The Speaker: Honourable Members, at the committee stage you give your views. And if you give your views, when the question is put, if you don't like it you say NO! If the NOs carry it, fair enough. If the YES carries it, fair enough. It's at the NOs and the YES when you decide; when you give your views.

Honourable for Mwingi North; when the Speaker is talking, you don't put your hand up please.

So the only time you have the chance to say NO and NO effectively is when we are voting. Once we vote and you are outvoted – it's just too bad. We have to learn the rules of the game; I've told you, and you have to play by the games.

Hon. Mwalili: But Mr Speaker, you are putting the question too fast!

The Speaker: We are putting the question too fast? But if we don't do that we'll leave here at midnight.

Hon. Mwalili: Yes, but we'll have discussed all issues properly.

The Chairman: Thank you. D106 – The amount of Ksh 105million to be withdrawn from the County Revenue Fund to cater for Capital Expenditure of the Ministry of Health and Sanitation for the year ending 30th June 2014.

Honourable Member for Kyangwithia East or West? Okay East...

Hon. Katumbi: Thank you Mr Chairman, I'm Honourable Boniface Maundu Katumbi, and I'm representing the people of Kyangwithia East. Mine is to seek clarification from this expenditure of the Ministry of Health and Sanitation, whether there is any amount of money put aside to assist our people who have been affected by HIV.

Thank you.

The Chairman: Honourable Mutemi.

Hon. Mwende: Thank you Mr Chairman.

Being a member of the committee of Budget, I would like to tell my fellow members that HIV/Aids...

(Interjection)

The Chairman: This is a committee meeting, not plenary assembly sitting! Continue.

County Assembly Debates

Hon. Mwende: To tell him that in HIV/Aids, it is catered for in the Governance and Coordination but not Health and sanitation.

The Chairman: Thank you.

Order Members! I now put the question:

As many as are of that opinion say AYE!

Members: AYE!

The Chairman: As many as are of an opposite opinion say NAY!

Members: NAY!

The Chairman: The AYEs have it!

D107 – That the amount of Ksh 131,261,076 to be withdrawn from the County Revenue Fund to cater for Capital Expenditure of the Ministry of Trade, Industry, ICT and Cooperative for the year ending 30th June 2014.

I now put the question:

As many as are of that opinion say AYE!

Members: AYE!

The Chairman: As many as are of an opposite opinion say NAY!

Members: NAY!

The Chairman: The AYEs have it!

D108 – The amount of Ksh 42,700,000 to be withdrawn from the County Revenue Fund to cater for Capital Expenditure, not salaries and expenses, Capital Expenditure; correction, for the Ministry of Culture, Youth and Social services for the year ending 30th June 2014.

Any issue members? Well done, I now put the question:

As many as are of the opinion say AYE!

As many as are for the opposite say NAY!

The AYEs have it!

D109 – The amount of Ksh 150million to be withdrawn from the County revenue Fund to cater for Capital Expenditure of the Ministry of Environment, Energy and Mineral Resources for the year ending June 30th 2014. Its 2014, not 2013.

I now put the question:

As many as are of that opinion say AYE!

Members: AYE!

The Chairman: As many as are of an opposite opinion say NAY!

Members: NAY!

The Chairman: The AYEs have it!

D110 – The amount of Ksh 20million to be withdrawn from the county revenue Fund to cater for Capital Expenditure of the Ministry of Tourism, Natural Resources for the year ending 30th June 2014. Any issue?

Honourable Member – Grogan.

County Assembly Debates

Hon. Mbivi: Mr Chairman before you propose the question; I think you are not carefully listening to the answers. Actually the previous question that we had a number of members say NAY...

The Chairman: If you are saying NAY and you say it quietly, it cannot stand!

Hon. Mbivi: No, it's like you are just going for AYES, AYES, AYES!

The Chairman: When the AYES have it, mine is to rule...
We are at D110...

(Disapproval from members)

The Chairman: Order Members!

D110... order Members please... Otherwise you want to confuse the meeting.

D110 – The amount of Ksh 20million to be withdrawn from the county revenue Fund to cater for Capital Expenditure of the Ministry of Tourism, Natural Resources for the year ending 30th June 2014. The amount is Ksh 20million. I now put the question:

As many as are of that opinion say AYE!

Members: AYE!

The Chairman: As many as are of an opposite opinion say NAY!

Members: NAY!

The Chairman: The AYES have it!

D111 – the amount of Ksh 48million be withdrawn from the County Revenue Fund to cater for Capital Expenditure for the County Treasury for the year ending 30th June 2014. Ksh 48million. I now put the question:

As many as are of that opinion say AYE!

Members: AYE!

The Chairman: As many as are of an opposite opinion say NAY!

Members: NAY!

The Chairman: The AYES have it!

Chairman: Honourable members, the sub-total for development; Ksh 2,832,140,289.

County Assembly Clerk: Thank you Mr Chairman.

We propose that an amount totalling to Ksh 2,832,140,289, representing 57 per cent of the total budget be withdrawn from the County Revenue Fund to meet the recurrent expenditure for the year ending 30th June 2014.

(Interjection by members)

County Assembly Debates

County Assembly Clerk: Okay, Ksh 2,832,140,289 representing 43 per cent of the total budget for the financial year ending 30th June 2014 be withdrawn from the County revenue Fund.

Again, a total of Ksh 3,716,105,952 representing 57 per cent of the total budget of Ksh 6,548,246,241 be withdrawn from the County revenue Fund for the financial year ending 30th June 2014.

May as many as of the same opinion say AYE!

Members: AYE!

May as many as of a contrary opinion say NAY!

(Silence)

County Assembly Clerk: The AYEs have it!

Chairman: Thank you members.

County Assembly Clerk: Call the Speaker!

Now, members, I think we are through with the Committee of the Whole House. We'll remain seated until the speaker resumes his seat. Definitely we're standing as he comes in, then we resume business, the Chairman will report to the Speaker, and then we proceed from there.

Thank you.

(The mace is raised as Committee of Whole House dissolves and the Speaker [Mr George Ndotto] resumes his seat as Chair to continue with house business)

The Speaker: Honourable members, I think you have considered the Appropriations Bill at the Committee Stage and I'm sure your chairman has a report to make. Can you please make the report?

Hon. Mbiti: Thank you Mr Speaker.

As the Chair of the Committee of the Whole House, I want to report that the committee has adopted the report from Budget and Appropriation Committee with some few amendments.

Thank you Mr Speaker.

The Speaker: I will now put the question: that the house does agree with the report of the Budget Committee as approved by the Committee of the Whole House.

I now put the question that the report of the Committee of the Whole House on the Appropriations Bill be approved:

As many as are of that opinion say AYE!

Members: AYE!

As many as are of a contrary opinion say NO!

County Assembly Debates

(Silence)

The Speaker: The AYEs have it!

(Applause)

Hon. Maundu: Thank you Mr Speaker.

Mr Speaker Sir, I beg to move pursuant to Standing Order number 132 of the Interim County Assembly Standing Orders, that the Kitui County Appropriations Bill number 01, 2013 be now read a third time.

I beg to move.

The Speaker: *Bwana* Ngoima.

Hon. Ngoima: Thank you Mr Speaker, My name is Daniel Ngoima – Kitui Township ward. I stand here to second the motion.

County Assembly Clerk: Third Reading.

Kitui County Appropriations Bill number 1, 2013; a bill for an Act of County Assembly of Kitui to authorise sum of money out of the County Revenue Fund and its application towards the services for the year ending 30th June 2014 and to appropriate those sums for certain public services and purposes.

Thank you Mr Speaker.

The Speaker: I will propose the question; that the Kitui County Appropriations Bill number 01, 2013 be read a third time. I will put the question that the Kitui County Appropriations Bill number 01, 2013 be now read a third time:

As many as are of that opinion say AYE!

Members: AYE!

As many as are of the contrary opinion say NO!

(Silence)

The Speaker: The AYEs have it!

Honourable members, that Bill now, if it gets the signature of the Governor, it becomes law. You as the assembly – you have already approved the Appropriations Bill for the next financial year. It now remains for the resolution of the house to go to the Governor for his signature so that it becomes law.

Can you now stand up we adjourn the house.

Honourable Members the house stands adjourned until tomorrow; Thursday 4th of July 2013 at 2:30pm.

The County Assembly rose at 4:25pm

