



COUNTY GOVERNMENT OF KITUI

THE COUNTY ASSEMBLY

SECOND ASSEMBLY – (FOURTH SESSION)

VOTES AND PROCEEDINGS

TUESDAY 30TH JUNE, 2020 AT 6.45 P.M.

1. The House convened at Fifteen Minutes to Seven O'clock.
2. The proceedings were opened with a prayer.
3. **PRESIDING** - Hon. Speaker on the Chair.
4. ***. MOTION ON EXEMPTION OF BUSINESS FROM THE STANDING ORDERS**

(Leader of the Majority Party)

Motion made, question Proposed, put and **agreed to.**

THAT, Pursuant to the provisions of Standing Order No. 227(1), the motion on the removal of the chairperson of committees be exempted from the provision of standing order 44(5) (b) on the part stated 'but at least one day before the motion appears on the order paper'.

(Hon Peter M. Kilonzo – MCA)

5. ***.MOTION ON THE REMOVAL OF THE CHAIRPERSON OF COMMITTEES, HON. EMERITUS KASEE MUSYA**

(Member of the County Assembly - Ngomeni Ward)

TUESDAY 30TH JUNE, 2020

(032)

(112)

Motion made and Question Proposed;

THAT, Pursuant to provisions of Standing Order No. 14 (4) this Assembly hereby approves the motion on the removal of the Chairperson of Committees Hon. Emeritus Kasee Musya on the following grounds:-

- i) Vote of no confidence by the Liaison Committee via a resolution dated 4th June, 2020 as received by the office of the Speaker.
- ii) Gross violation of the Constitution and any relevant laws;-
 - a. Violation of Chapter Six of the Constitution of Kenya 2010 (leadership and integrity) by managing his office in a manner which does not promote basic principles of integrity of the office.
 - b. Violation of Section 26 (1) (a) as read together with Section 28 (a) and (c) of the County Assemblies Powers and Privileges Act, 2017. He appeared to be serving his personal interest in the Assembly by using the office to lure members through bribery to vote in a certain way during the consideration of the report by the Appointments Committee on the approval of nominees to the Kitui County Public Service Board on 13th May, 2020. This is evident as members displayed Mpesa messages as a proof of receiving monies on the floor of the house. The targeted members also recorded statements and the matter is with the police authorities.
- iii) He demonstrated incompetence by stage managing disorder including barring MCAs from accessing the County Assembly Chamber and failing to meet transparency and accountability test as evident during the consideration of the emergency bill when
- iv) the Majority Party requested time for consultation and ordered the Chamber doors to be closed.

(Hon. Eliud Muteti Nding'uri - M.C.A)

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(032)

(113)

Debate arising;

Rising on a point of order under Standing Order 14(3). Hon. James Munuve, Member for Kanziko Ward stood to claim that the procedure for removal from office, the Chairperson of Committees is not provided for in the Standing Orders; which upon consultations, the Hon. Speaker acceded to the claim and thus guided the Assembly under Standing Order 1 to decide the question by a majority of the members present as pursuant to Standing Order 65(1).

Debate interrupted resumed;

Question Put and **Agreed to;**

6. **ADJOURNMENT** - and the time being thirteen minutes Past Eight O'clock, the Hon. Speaker adjourned the House.
7. **ASSEMBLY ROSE** - Thirteen minutes past Eight O'clock.

MEMORANDUM

*The Honorable Speaker will take the chair on
Wednesday, 1st July 2020 at 9.30 A.M*

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