

**THIRD ASSEMBLY  
(004)**

**SIXTH SESSION  
(075)**



**COUNTY GOVERNMENT OF KITUI**

**THE COUNTY ASSEMBLY**

**THIRD ASSEMBLY- (FIRST SESSION)**  
**VOTES AND PROCEEDINGS**

**WEDNESDAY 12<sup>TH</sup> October, 2022 AT 2:30 P.M**

1. The House convened at Nine O'clock.
2. The proceedings were opened with a prayer.
3. **PRESIDING** - Hon. Speaker on the chair.
4. **COMMUNICATION FROM THE CHAIR**

The Hon. Speaker issued the following communication

**COMMUNICATION FROM THE CHAIR (005)**

**AS RELATES TO**

**LEADERSHIP OF THE COUNTY ASSEMBLY IN THE THIRD  
COUNTY ASSEMBLY**

**Honourable Members,**

1. The Leadership of this House is provided for under the County Governments Act, 17 of 2012 as well as the Kitui County Assembly Standing Orders.

**Honourable Members,**

2. It is important to note that County Assembly Leadership plays a very critical role in the functioning of this August House as it is the

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respective political party leadership and their Board member nominee on the basis of their perceived majority or minority representation in the House and further guided that I would give my ruling this afternoon. Hon. Members, as at this afternoon, I had only received communication from two parties as relates to this matter being the Wiper party and the NARC Party.

**Honourable Members,**

7. Section 10 of the County Governments Act specifically establishes the offices of the Majority Party Leader and that of the Minority Party Leader. The text of this section is to the effect that the leader of the majority party is to be elected by members of the largest party or coalition of parties in the county assembly whereas the leader of the minority party is to be elected by members of the second largest party or coalition of parties in the County Assembly.

**Honourable Members,**

8. Section 10 of the Political Parties Act recognises that two or more parties may register themselves into a coalition of parties or choose to form a coalition party before or after an election and deposit the said agreement with the Registrar of Political Parties.

9. The Coalition Agreement per law should indicate all the parties constituting the Coalition as well as provide for other matters including dispute resolution mechanisms and exit clauses.

**Honourable Members,**

10. While I am aware of the discourses that are going on regarding this subject, I would like to inform this House that neither my office nor that of the Clerk has to date received any Coalition Agreement relating to the existence of any Coalition in this House and without such information or evidence, I would be putting this House to an unfair position if I were to rule in favour of the existence of a Coalition whose Constitutive Agreement I am yet to see.

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therefore entitled to elect the Leader of majority party and any other leadership under the Standing Orders as well as nominating a member to the County Assembly Service Board.

3. With regard to the Majority Party therefore, this is the Leadership as received from the Wiper Party through a letter dated 4th October, 2022 and received by my office today:-

<b>Name</b>	<b>Position</b>
Majority Party Leader	Hon. Harrison Maluki Mawia, MCA
Deputy Majority Party Leader	Hon. Dr. Erastus Musyoka, MCA
Majority Party Whip	Hon. Boniface Mukwate Katula, MCA
Deputy Majority Whip	Hon. Godfrey Muthengi Ndagara, MCA

The party has also submitted the name of the Hon. Mathew Vuthi Ngovi to serve in the County Assembly service Board.

A. Which is the second largest party in the County Assembly?

4. In view of what is stated under paragraph 1 above and considering that NARC Party has the second largest number of members constituting the County Assembly, NARC Party shall therefore be entitled to elect the Leader of Minority party and any other leadership under the Standing Orders as well as nominating a member to the County Assembly Service Board.

5. With regard to the Minority Party therefore, this is the Leadership as received from NARC Party through a letter received by my office today:-

<b>Name</b>	<b>Position</b>
Minority Party Leader	-Hon. Alex Mutambu Nganga, MCA
Deputy Minority Party Leader	-Hon. Jeremiah Musee Mutua, MCA
Minority Party Whip	Hon. Sylvester Kitheka Munyalo, MCA
Deputy Minority Party Whip	Hon. Boniface Katumbi, MCA

The party has also submitted the name of the Hon. Hussein Mwandia to serve in the County Assembly Service Board.