

THIRD ASSEMBLY

(029)

SECOND SESSION

(128)



COUNTY GOVERNMENT OF KITUI

THE COUNTY ASSEMBLY

THIRD ASSEMBLY – (SECOND SESSION)

VOTES AND PROCEEDINGS

TUESDAY 9TH MAY, 2023 AT 9.30 A.M.

1. The House assembled at Thirty Minutes Past 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 made the following communications from the chair;

- i. COMMUNICATION FROM THE CHAIR AS RELATES TO RESUMPTION FROM APRIL RECESS, 2023.

Honorable Members,

I am greatly delighted to welcome you all back from the short April recess that was concluded yesterday, the 8th May, 2023. It is my sincere hope that you had ample resting time that gave you an opportunity to bond with your family members and as well interacted with the electorates from your respective wards. As we proceed with the regular sessions of the Assembly, I

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trust that we are all rejuvenated with commensurate energy and prepared to enthusiastically fly high the mantle of legislation, oversight and representation to the next level.

Honorable Members,

It is also significant noting that besides this being an opportunity for Honorable Members to take leave, some of you might have been affected by the exercises that were carried during the recess. There are some activities we have collectively undertaken as the Whole House and some by specific County Assembly Committees. As state officers elected to the positions we hold, we are at all times indebted for delivery of services to the County citizenry our annual calendar notwithstanding. It thus imperative noting that Honorable members have at all times an intimate responsibility to improve the quality of livelihood of our residents.

Honorable Members,

We are now in the Third Assembly and this is an indication that the House is aging and as such there must be significant skills improvement on how we undertake our statutory role of legislation, representation and oversight. It is indeed important to appreciate that legislation is a journey that requires utmost commitment and a deliberate desire to learn on the dynamics that are involved through trainings, benchmarking and best practices.

As an Assembly, we are committed to grow in all dimensions to ensure that we become a model County Assembly. This can only be achieved by striving

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to equip both the Members and Staff of Assembly with the requisite skills and ensuring that we achieve great milestones in our legislative role.

Honorable Members,

It is important for us to acknowledge the work done by the pioneer Members of the first Assembly and the Members of the Second Assembly whom we found having laid the legislative foundation of this August House. It is our solitary responsibility at this point in time to work extra hard in an endeavor to take the Assembly debate to a higher level. This as earlier said can only be achieved through a deliberate determination to deliver quality services to the County Citizenry; which remains my clarion call.

Honorable Members,

We are now beginning the second part of the Second session of the Third Assembly with about eight months since we took oath of office. This is an adequate period to have transformed yourselves to true legislators through the continuous on-the-job training, the capacity building exercises we have undertaken, and by extending your professional expertise to the legislative role. The responsibility we are bestowed with calls for vast knowledge in different fields that can enable the Assembly fully discharge her mandate as stipulated in Article 185 of the Constitution of Kenya, 2010 and other specific functions as outlined in Part two of the Fourth Schedule of the Constitution. This Assembly is indeed endowed with a vibrant team with a wealth of knowledge and professional background in both the Members of Assembly

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and the Members of the Service thus, a guarantee that the team shall deliver beyond ordinary expectations.

Honorable Members,

At this juncture allow me to appreciate the House for the tremendous work so far undertaken during the period under review as individuals, Committees or the whole House. These include and not limited to the following: -

Motions:

The Assembly has approved the following motions;

1. Motions on the Vetting and approval of County Chief Officers.
2. Motion on Consideration and approval of the Annual Development Plan for the Financial Year 2023/2024.
3. Motion on the approval of Members to the Speaker's panel.
4. Motion on approval of the Assembly Calendar for the Second Session.
5. Motion on approval of the County Fiscal Strategy Paper for the Financial Year 2023/2024.
6. Motion on consideration and approval of the Kitui County Supplementary Budget II for the Financial Year 2022/2023.

Bills

1. Consideration and approval of the Kitui County Supplementary Appropriation No. 2 Bill, 2023 (County Assembly Bill No. 1, 2023)

Statement requests

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The following statements were requested by Members of the Assembly;

1. Statement request by Hon. Paul Maluki on the operationalization of Health facilities in Kithumula/Kwa mutonga ward.
2. Statement request by Hon. Hussein Mwandia on the mining activities in Ikutha ward.

Oversight

The Assembly has been able to undertake the following oversight activities:

1. Whole House County inspection/oversight for projects funded since 2017-2022
2. Whole House consultative engagement and bonding exercise with the County Executive in Mombasa.
3. Inspection of County Roads by the Committee on Lands, Infrastructure and Urban Development.
4. Joint inspection exercise by the Committees on Agriculture, Water and Irrigation, and Labour and Social Welfare at Thwake dam and inspection of water projects in Kanyangi ward.
5. Inspection of Vocational Training Centres by the Committee on Basic Education, Training and Skills Development.
6. Inspection of CESS points on status of revenue collection in Kitui County by the Committee on Finance and Economic Planning.
7. Committee on Health and sanitation inspection of status of County Health Facilities.

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8. Committee on Culture, youth, Sports, Gender and Social services inspection of sector projects.
9. Inspection of CLIDP projects for the Financial Year 2021/2022 by the Committee on Administration and Coordination of County affairs.

Foreign study visits

The Assembly Committees were able to undertake the following foreign study visits for capacity building and benchmarking on best practices:

1. Public Investments and Accounts Committee study visit to United Arab Emirates (Dubai) for a training on examination of public expenditure.
2. Committee on Finance and Planning study visit to United Arab Emirates (Dubai) for a training on the role of legislature in the budgeting process in the public sector.
3. Committee on Agriculture, Water and Irrigation study visit to Malaysia for a training on Strategic food security.
4. Committee on Trade, Industry, ICT and Cooperatives study visit to Turkey for a training on Policy intervention and role of the committee in trade industry ICT and cooperatives.
5. Committee on Lands, Infrastructure and urban Development study visit to Singapore for a workshop on environment, lands and sustainable infrastructure.
6. Committee on Basic Education, Training and Skills Development study visit to United Arab Emirates (Dubai) for a training on Strategic Education Planning program.

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7. Committee on Administration and Coordination of County affairs study visit to Ethiopia for a training on Cooperate governance in public sector.
8. Committee on Tourism study visit to United Arab Emirates (Dubai) for a training on promotion of socio-cultural empowerment and access to equitable development.
9. Committee on Health and Sanitation study visit to India for a training on the role of legislators in maintaining health standards.

Honorable Members,

To this end, I now take this opportunity to commend you for your continued commitment to serve our people and your excellent performance this far. I encourage all Members to carry out their mandate with utmost integrity and diligence. I also wish to challenge the Honorable Members to generate new ideas and innovations as we execute our legislative mandate. Let us be judged by the number of Bills, motions, regulations, petitions, and statements deliberated and passed in the House during this session, which will improve the economic and social wellbeing of our people.

Finally, I urge all of us to brace ourselves for the rigorous duties which lie ahead of us. May the Almighty Bless our Country and County.

ii. **COMMUNICATION FROM THE CHAIR AS RELATES TO THE PROPOSED KITUI COUNTY ANNUAL BUDGET ESTIMATES FOR THE FINANCIAL YEAR, 2023/2024.**

Honorable Members,

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Article 224 of the Constitution provides that each county shall prepare and adopt its own annual budget in the form and according to the procedure prescribed in an Act of parliament. Additionally, Section 130 of the Public Finance Management Act, 2012 states that the County Executive Committee Member for Finance shall submit budget documents to the County Assembly for every Financial Year.

Honorable Members,

In view of the above, the County Executive Committee Member for Finance, Economic Planning and Revenue Management submitted to the Assembly the budget estimates for the Financial Year 2023/2024 on 28th April, 2023 for approval in accordance with the law.

Honorable Members,

Pursuant to the provisions of Section 131 of the Public Finance Management Act, 2012 as read together with Standing Order No. 206, I hereby commit these annual budget estimates for the financial year 2023/2024 to the County Budget and Appropriations Committee for Consideration. The Committee is expected to subject the estimates to public participation pursuant to Article 196(b) of the Constitution as read together with Section 115 of the County Governments Act, 2012.

Honorable Members,

Further, the Committee shall take into account the recommendations of the Sectoral Committees, the views of the County Executive Committee Member for Finance, Economic Planning and Revenue Management, and incorporate the views of the public in making her final recommendations to the House for approval.

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5. PAPERS

The following papers were were laid on the table of the Assembly pursuant to Standing Order 179(6)

- i. Report by Liaison Committee on the County Inspection tour of projects funded by the County Government of Kitui carried out on 20th - 24th. March 2023- *(Chairperson, Committee on Liaison)*
- ii. Report by the Committee on Agriculture, Water and Irrigation on Inspection of Yambyu rock water Catchment in Kivou Ward- *(Chairperson, Committee on Agriculture, Water and Irrigation)*
- iii. Report by the Committee on Lands, Infrastructure and Urban Development on the Training Workshop on Environment, Lands and Sustainable Infrastructure held on 13th – 18th February, 2023 in Singapore- *(Designated Member, Committee on Lands, Infrastructure and Urban Development)*
- iv. Report by a Delegation of the Committee on Trade, Industry, ICT and Cooperatives training on legislation, policy intervention and the role of the Committee in Trade, Industry, ICT and Cooperatives in Turkey. – *(Chairperson, Committee on Trade, Industry, ICT and Cooperative)*
(The business was deferred to the Afternoon sitting)

6. NOTICE OF MOTIONS;

The following Notices of Motion were given:

- i. Motion on adoption of the report by the Committee on Liaison on the County Inspection tour on projects funded by the County

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- Government of Kitui carried out on 20th – 24th. March 2023.
(Chairperson, Committee on Liaison).
- ii. Motion on adoption of the report by the Committee on Agriculture, Water and Irrigation on the Inspection of Yambyu rock water Catchment in Kivou Ward- *(Chairperson, Committee on Agriculture, Water and Irrigation).*
 - iii. Motion on adoption of the report by the Committee on Lands, Infrastructure and Urban Development on the Training Workshop on Environment, Lands and Sustainable Infrastructure held on 13th – 18th February, 2023 in Singapore.
(Designated Member, Committee on Lands, Infrastructure and Urban Development).
 - i. Report by a Delegation of the Committee on Trade, Industry, ICT and Cooperatives training on legislation, policy intervention and the role of the Committee in Trade, Industry, ICT and Cooperatives in Turkey.
(Chairperson, Committee on Trade, Industry, ICT and Cooperative).
(Motions deferred to the afternoon sitting with the leave of the Speaker)

6. ADJOURNMENT

And the time being Fifteen Minutes to Ten O'clock, the Hon. Speaker adjourned the house.

7. ASSEMBLY ROSE- At Fifteen Minutes to Ten O'clock

MEMORANDUM

The Honorable Speaker will take the chair on

Tuesday, May 9th 2023 at 2.30 p.m.