



**COUNTY GOVERNMENT OF KITUI**  
**THE COUNTY ASSEMBLY**  
**THIRD ASSEMBLY- (SECOND SESSION)**  
**VOTES AND PROCEEDINGS**

**TUESDAY 26<sup>TH</sup> SEPTEMBER, 2023 AT 9:00 A.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 honourable Speaker made the following communication;**  
**COMMUNICATION AS RELATES TO A COURT ORDER**  
**REGARDING HON. SAMMY MUSILI MUNYITHYA.**

**Honourable Members,**

I would like to bring to your attention that I am in receipt of a court order dated 25<sup>th</sup> September, 2023 allowing Hon. Sammy Musili Munyithya to attend Assembly programs. This order comes after the said Member was suspended for sixteen (16) plenary sittings for breach of privilege and unethical conduct.

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**Honourable Members,**

As you may recall, the Member's suspension was a result of approval by the House of the report on inquiry by the Committee on Powers and Privileges pursuant to Section 16(5) of the County Assemblies Powers and Privileges Act (CAPPA), 2017. His actions on Wednesday, 12<sup>th</sup> April, 2023 of interfering with and obstructing a Member of staff while in the execution of her duties by forcibly grabbing a Committee file and fleeing with it outside the Assembly precincts were found to be in breach of privilege and amounted to unethical conduct as envisaged in Sections 16(b) and 26(1)(b) of the (CAPPA), 2017.

**Honourable Members,**

As at 18<sup>th</sup> September, 2023, Hon. Sammy Musili Munyithya had been away for nine (9) plenary sittings and had a remainder of seven (7) plenary sittings to complete the suspension period.

Informed by the court's decision therefore, the Honourable Member will be able to participate in the Assembly activities pending the final hearing of his application.

**Honourable Members,**

In light of this court order, I kindly request all Members to respect the decision of the court and ensure that the Honourable Member is accorded the necessary privileges and rights as a Member of this Assembly. While the court order allows his attendance and



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participation, it does not absolve him from any ongoing disciplinary proceedings.

**Honourable Members,**

Lastly, I urge all Honourable Members to maintain decorum and dignity of this esteemed House. Let us remain focused on the legislative and democratic processes that form the core of our responsibilities as representatives of the people.

Thank you all.

**5. PAPERS;**

The following papers were laid on the Table of the County Assembly:

- i. Report by the Committee on Finance and Economic Planning on Consideration of Kitui County Annual Development Plan for the F/Y 2024/2025. *(Chairperson, Committee on Finance and Economic Planning)*
- ii. Report by the County Budget and Appropriations Committee on Considerations of Kitui County Supplementary Budget I Estimates for the Financial year 2023/2024. *(Chairperson, County Budget and Appropriations Committee)*

**6. NOTICES OF MOTIONS;**

The following notices of motions were given;

- i. Motion on adoption of the report by the Committee on Finance and Economic Planning on Consideration of Kitui County Annual Development Plan for the F/Y 2024/2025.

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*(Chairperson, Committee on Finance and Economic Planning)*

- ii. Motion on adoption of the report by the County Budget and Appropriations Committee on Considerations of Kitui County Supplementary Budget I Estimates for the Financial year 2023/2024. *(Chairperson, County Budget and Appropriations Committee)*

**8. ADJOURNMENT**- And the time being sixteen minutes past Ten O'clock, the Speaker adjourned the House.

**6. ASSEMBLY ROSE**- At Sixteen minutes past Ten O'clock.

**M E M O R A N D U M**

*The Honorable Speaker will take the chair on  
Tuesday, 26<sup>th</sup> September, 2023 at 2.30 P.M.*