

**THIRD ASSEMBLY  
(028)**

**SECOND SESSION  
(083)**



**COUNTY GOVERNMENT OF KITUI**  
**THE COUNTY ASSEMBLY**  
**THIRD ASSEMBLY – (THIRD SESSION)**  
**VOTES AND PROCEEDINGS**  
**TUESDAY 9<sup>TH</sup> MARCH, 2024 AT 2.30 P.M.**

1. The House assembled at Two Thirty.
2. The proceedings were opened with a prayer.
3. **PRESIDING** – Hon. Speaker on the Chair.

**4. COMMUNICATION FROM THE CHAIR**

**Honorable Members,**

Pursuant to the County Assembly approved Calendar (Regular Session), 2024, this House is scheduled to proceed for the April recess effective today Tuesday, 9<sup>th</sup> April, 2024. In this regard, this House will be approving a procedural motion on adjournment to proceed for the April recess pursuant to Standing Order No. 25(3) and resume its sittings on Tuesday 7<sup>th</sup> May, 2024 at 9.00 am. It is important to note that the House was scheduled to break for the April recess on Wednesday 10<sup>th</sup> April, 2024 but due to the public holiday, we have rescheduled this recess to start today.

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**Honorable Members,**

As we proceed for the recess, I want to commend each and every one of you for your dedication and hard work in serving our people. Together, we have tackled important issues geared towards improving the livelihoods of the people we represent. Since we resumed from December long recess about two months ago, we have made significant strides as a House through Plenary and County Assembly Committees' work. These achievements reflect our solid commitment to fulfilling our constitutional responsibilities of legislation, oversight, and representation, as stipulated by Article 185 of the Constitution of Kenya, 2010.

**Honorable Members,**

As we approach the upcoming April recess, I want to take a moment to reflect on our accomplishments this far since we resumed from the December recess on Tuesday 14<sup>th</sup> February, 2024. Through our tripartite role of legislation, oversight and representation, this House has made some remarkable achievements. Allow me to highlight some of the achievements we have made as an Assembly even as we focus on what lies ahead of as a House. These includes and not limited to the following:-

**A. Motions**

The Assembly has approved the following motions;

- i. Motion on approval of membership to the County Assembly Business Committee.



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- ii. Motion on approval of the County Assembly Annual Calendar (Third Assembly 2024).
- iii. Motion on approval of the Model Intergovernmental Conditional Allocation Transfer Agreement.
- iv. Motion on adoption of the report by the Committee on County Delegated Legislation on the Kitui County River Basins Sand Utilization and Conservation Policy, 2023.
- v. Motion on adoption of the report by the Joint Committee on Agriculture, Water and Irrigation and Labour and Social Welfare on inspection of water projects in Kanyangi Ward and spot checks at Thwake Mega Dam on labour issues.
- vi. Motion on adoption of the report by the Committee on Lands, Infrastructure and Urban Development on training on advanced parliamentary theory and practice for County Assembly of Kitui in Turkey-Istanbul.
- vii. Motion on adoption of the report by the Committee on Environment, Energy and Minerals Investments Development on study visit to Kajiado and Makueni Counties on sustainable sand harvesting.
- viii. Motion on adoption of the report by the Committee on Environment, Energy and Minerals Investment Development on sand harvesting sites in Kitui County.
- ix. Motion on reconstitution of membership to the County Assembly Selection Committee.

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- x. Motion on the Kitui County River Basins Sand Utilization and Conservation Bill, 2023 (C/Assembly Bill No. 6, 2023) - SECOND READING.
- xi. Motion on the Kitui County River Basins Sand Utilization and Conservation Bill, 2023 (C/Assembly Bill No. 6, 2023) - THIRD READING.
- xii. Motion on adoption of the report by the Committee on Lands, Infrastructure and Urban Development on inspection exercise of roads projects undertaken in the Financial Year 2021/2022 in Kitui County.
- xiii. Motion on Governor's Address on the State of the County.
- xiv. Motion on adoption of the report by a delegation of the Committee on Labour and Social Welfare and Committee on Appointments on the role of legislature in labour practices and vetting of nominees to public office held in Singapore from 12th to 16th February 2024.
- xv. Motion on adoption of the report by the County Budget and Appropriations Committee on consideration of the Kitui County Fiscal Strategy Paper for the Financial Year 2024/2025.
- xvi. Motion on adoption of the report by the Committee on Justice and Legal Affairs on the training on the role of legislature in justice and legal affairs matters, held in Singapore from 4th to 8th March, 2024.
- xvii. Motion on adoption of the report by the Committee on Trade, Industry, ICT, and Co-operatives on the role of the legislature in trade promotion held in Singapore from 5th to 11th March 2024.



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- xviii. Motion on adoption of the report by the County Budget and Appropriations Committee on consideration of the Kitui County Supplementary Budget II Estimates for the Financial Year 2023/2024.
- xix. Motion on adoption of the report by the Committee on County Budget and appropriations on the consideration of the Kitui County Supplementary II Bill, 2024 (C/Assembly Bill No. 1 of 2024)

**B. Statements**

Statements often trigger debates and discussions among lawmakers, allowing for thorough scrutiny of government actions and decisions. This helps to ensure decisions are made with proper consideration and oversight. In this respect, the following Statements were requested:-

- i. Statement request by Hon. Bernard Mwangangi Munyasya on the water shortage in Mwingi town, its environs, and Kiosks along KIMWASCO water pipeline.
- ii. Statement request by Hon. Cornelius Ngumbau Muthami on the water shortage in Kitui town and surrounding areas.
- iii. Statement request by Hon. Cyrus Musyoka Kisavi on the recent lay off of some community health promoters in Ikanga/ Kyatune Ward.

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**C. Bills**

Bills play an integral role in any parliamentary setting because they address societal issues and reflect the will of the people through their elected representatives. During this period, this House approved the;-

- i. The Kitui County River Basins Sand utilization and Conservation Bill, 2023 (C/Assembly Bill No. 6, 2023).
- ii. The Kitui County Supplementary Appropriation II Bill, 2024 (C/Assembly Bill No. 1 of 2024).

**D. Oversight**

County Assembly Committees plays a pivotal role in the legislative process by examining specific issues, scrutinizing proposed legislation, conducting inquiries and making recommendations to the whole House. They provide a platform for detailed examination and debate on matters within their jurisdiction, helping to ensure informed decision- making and oversight. In regards to this, the following committees were able to carry out the following oversight activities;

- i. The Committee on Agriculture, Water and Irrigation inspection of Sand Dams across the county constructed in the Financial Year 2022/2023 carried out on 4th To 8th March, 2024.
- ii. The Committee on Lands Infrastructure and Urban Development on the oversight exercise to inspect projects undertaken by the Ministry of Roads, Public Works and Transport from May, 2023 to February, 2024 across the county carried out from 4th to 8th March, 2024.



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- iii.** The Committee on Labor and Social Welfare oversight exercise carried out from 2nd to 6th April, 2024 to assess the welfare of workers at the County Vocational Training Centers.
- iv.** The Committee on Basic Education Training and Skills Development inspection of ECDE centers in Kitui County conducted from 2nd to 6th of April, 2024.
- v.** The Committee on Health and Sanitation inspection exercise on the status of health facilities within the county conducted from 18th to 22nd March, 2024.
- vi.** The Committee on Culture, Youth, Sports, Gender and Social Services inspection of playgrounds funded by the County Government of Kitui in the Financial Year 2022/ 2023 carried out from 18th to 22nd March, 2024.
- vii.** The Committee on Implementation inspection of police posts funded by the County Government of Kitui in the Financial Year 2022/ 2023 carried out from 25th to 28th March, 2024.

**Honourable Members,**

As we acknowledge our accomplishments outline above, I also want to remind you that there are pending committee reports and responses to statement requests that require our attention. These reports play a crucial role in our legislative process and in serving the interests of our electorates.

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I therefore urge those committees to work diligently to ensure these matters are addressed promptly and effectively. Allow me to point out some of the key pending Committee work that needs our attention as a House;

**A. Reports**

**Honourable Members,**

Some of the pending committee reports are;

- i. Report by the Committee on Environment Energy and Minerals Investments on the inspection of solar flood lights and street lighting in Kitui County.
- ii. Report by the Committee on Trade, Industry, ICT & Cooperatives on inspection of market sheds, slaughter houses & livestock yard across the county carried out on 7<sup>th</sup> -11<sup>th</sup> august 2023.
- iii. Report by the Committee on Basic Education, Training and Skills Development on inspection of Early Childhood Development Centres (ECDEs) in Kitui County.
- iv. Report by the Committee on Lands, Infrastructure and Urban Development on the oversight exercise to inspect projects undertaken by the Ministry of Roads, Public Works and Transport from May 2023 to February 2024 across the County, carried out from 4<sup>th</sup> to 8<sup>th</sup> March, 2024.
- v. Report by the Committee Culture, Sports, Youth, Gender and Social Services on the inspection of play grounds funded by the County



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Government of Kitui in FY 2022/2023 carried out from 18<sup>th</sup> to 22<sup>nd</sup> March, 2024.

- vi. Report by the Committee Health and Sanitation on the status of health facilities in Kitui County conducted from 17<sup>th</sup> to 20<sup>th</sup> April, 2023.
- vii. Report by the Committee on Finance and Economic Planning on the inspection exercise on the status of revenue collection in Kitui County.
- viii. Report by the Committee on Labour and Social Welfare on the oversight exercise carried out to access the welfare of workers in the County Corporations
- ix. Report by the Committee on Tourism and Natural Resources on the inspection exercise of tourism projects funded by the County government of Kitui for the period 2013-2022 conducted from 24<sup>th</sup> - 28<sup>th</sup> July 2023.
- x. Report by Public Investments and Accounts Committee on Audited accounts of the Kitui County Executive for the Financial Years 2019/2020; 2020/2021 and 2021/2022.
- xi. Report by the Implementation Committee on Implementation of House resolution
- xii. Report by the Committee on Agriculture, Water & Irrigation on Inspection exercise of sand dams constructed across the County in the FY 2022/2023 carried out on 4<sup>th</sup> to 8<sup>th</sup> March, 2024.
- xiii. Report by the Committee on Justice and Legal Affairs on assessment of  
the implementation status of South Eastern Kenya Economic Bloc

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(SEKEB) Act, 2022.

**B. Statements**

**Honourable Members,**

Responses to the following statements requests are also pending, key among them being;

- i. Statement request by Hon. Hussein Mwandia on Mining activities in Ikutha Ward.
- ii. Statement request by Hon. Kasungi Kavula on deforestation activities at Ndithi/Endui Hills in Waita Ward.
- iii. Statement request by Hon. Jeremiah Musee Mutua on transfer of health workers and creation of a new position of a health co-ordinator and the status of Nguni Health centre and Ivuusya dispensary.
- iv. Statement request by Hon. Cyrus Musyoka Kisavi on the recent lay off of Community Health Promoters in Ikanga/ Kyatune Ward
- v. Statement request by Hon. Cornelius Kiteme and Hon. Bernard Munyasya on the shortage of water in Kitui and Mwingi towns respectively.

**Honorable Members,**

The great people of Kitui County conferred upon us a huge responsibility of serving them diligently as envisioned in Article 1 (2) of the Constitution of Kenya, 2010. I once again urge you Honourable Members to consider drafting more motions, bills and regulations that can make this a reality. The great people of this county are undoubtedly banking their trust in us. As your



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Speaker, I reaffirm my commitment to supporting you so that you can fulfill your mandate as representatives of the people.

**Honorable Members,**

As we prepare to adjourn for the April recess, it is crucial that we use this time wisely to recharge and refocus. I am convinced that this April recess will provide us with an opportunity to engage with our people, gather feedback, and re-assess our legislative agenda moving forward.

During this break, I also urge you all to continue advocating for the needs of your electorates through either ward public forums, community events, or one-on-one meetings with stakeholders. It is through these interactions that you will gain valuable insights into the challenges facing our county and can better tailor our legislative efforts to address them effectively.

Additionally, I encourage you to take this time to rest and rejuvenate, so that we can return to this House with renewed energy and determination to tackle the important work that lies ahead of us.

Finally, let us take the advantage of this April recess to connect with our people and recharge ourselves for the tasks ahead. Together, I am confident that we can continue to make meaningful progress for the betterment of our county.

Thank you, and enjoy the recess.

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**5. STATEMENT REQUEST ON THE STATUS OF ROADS IN KITUI COUNTY.** - Hon Benjamin N. Mulandi – Mutonguni Ward.

**Mr. Speaker Sir,**

Pursuant to the provisions of Standing Order No 41 (2) (c), I would like to request for a statement from the chairperson Committee on Lands, Infrastructure and Urban Development on the status of road in Kitui County.

**Whether,** the Chairperson is aware that the roads across Kitui County are in Pathetic and poor conditions. Residents of Kitui County have been forced to navigate roads riddled with potholes, cracks and erosion. This deplorable state of roads has caused immense hardships for the community hence impacting negatively on transport.

**Whether he is further aware** that the planned for grading totaling to Thirty-Five (35) Kilometres and Ten (10) Kilometres for Dozing budgeted in the Financial Year 2023/2024 in all Wards has benefitted only a few wards despite the fact that we are only two months shy to close of the Financial year.

**Mr. Speaker sir,** good road conditions across the County will improve accessibility to essential services like hospitals, schools, markets and also enhances safety and security within Kitui County.

**Mr. Speaker Sir,** I seek a statement response within twenty-one (21) days. Specifically, I request the Committee to: -

- i. Ensure the relevant Ministry to take immediate action on repairing/addressing the poor road conditions in the County.



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- ii. Obtain the specific details on roads opened and graded in kilometres per ward and conduct a comprehensive assessment of the roads graded in the 2022/2023 and 2023/2024 Financial Years.
- iii. Establish how the funds allocated for post -Elnino road maintenance were used.
- iv. Investigate the current state and number of operational road construction machines within Kitui County.
- v. Establish the exact number of constructed boda-boda sheds per Ward and the specific Village.
- vi. Obtain a comprehensive report on the wards that have benefitted from grading and road opening (dozing) program detailing the number of kilometers covered per ward
- vii. The ministry to give a report on the progress of the roads that were to be done/repared through the Kenya Roads Board.

*(Hon. Benjamin N. Mulandi)*

**6. THE KITUI COUNTY SUPPLEMENTARY APPROPRIATIONS II BILL, 2024 (C/ ASSEMBLY BILL NO. 1 OF 2024) - SECOND READING**

(Chairperson, County Budget and Appropriations Committee)

**Motion Made and Question proposed;**

**THAT**, pursuant to the provisions of Standing Order No. 121 (1), the Kitui County Supplementary Appropriations II Bill, 2024 (C/Assembly Bill No. 1 of 2024, be **now** read a **Second Time**.

*(Hon. Zacchaeus Ivutha Syengo - M.C.A)*

Debate Arising ;

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Question Put and **Agreed To.**

**7. COMMITTEE OF THE WHOLE ASSEMBLY**

The Kitui County Supplementary Appropriations II Bill, 2024 (C/Assembly Bill No. 1 of 2024) - (Chairperson, County Budget and Appropriations Committee)

**Motion Made and Question proposed;**

**Hon. Chairperson, I wish to move**

**THAT,** The Committee do report its consideration of the Kitui County Supplementary Appropriations II Bill, 2024 (C/Assembly Bill No. 1 of 2024) and its approval thereof **without** amendments.

*(Hon. Zacchaeus Ivutha Syengo - M.C.A)*

Debate Arising ;

Question Put and **Agreed To.**

**8. REPORT OF THE COMMITTEE OF THE WHOLE COUNTY ASSEMBLY**

(Chairperson, the Committee of the Whole County Assembly)

**Hon. Speaker Sir,**

I wish to report,

**THAT,** the committee of the Whole County Assembly has considered The Kitui County Supplementary Appropriations II Bill, 2024 (C/Assembly Bill No. 1 of 2024) and its approval thereof **without** amendments.

*(Hon. Christopher Nzioka Nzilu - M.C.A)*



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**9. MOTION ON APPROVAL OF THE REPORT BY THE COMMITTEE OF  
THE WHOLE COUNTY ASSEMBLY**

(Chairperson, County Budget and Appropriations Committee)

**Motion Made and Question proposed;**

Hon. Speaker Sir, I wish to move,

**THAT**, the house do agree with the committee in the said report.

*(Hon. Zacchaeus Ivutha Syengo - M.C.A)*

Debate Arising ;

Question Put and **Agreed To.**

**10. THE KITUI COUNTY SUPPLEMENTARY APPROPRIATIONS II  
BILL, 2024 (C/ASSEMBLY BILL NO. 1 OF 2024) - THIRD READING**

(Chairperson, County Budget and Appropriations Committee)

**Motion Made and Question proposed;**

**THAT**, pursuant to the provisions of Standing Order No. 131(2), the Kitui County Supplementary Appropriations II 2024 Bill, (C/Assembly Bill No. 1 of 2024) be **now** read a **Third Time.**

*(Hon. Zacchaeus Ivutha Syengo- M.C.A)*

Debate Arising ;

Question Put and **Agreed To.**

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Third reading

**A Bill for**

**An Act of the County Assembly of Kitui to authorize the issue of a sum of money out of the County Revenue Fund and its application towards the service of the year ending on 30<sup>th</sup> June, 2024 and to appropriate those sums for certain public services and purposes.**

**11. MOTION ON ADJOURNMENT OF THE COUNTY ASSEMBLY**

*(Leader of the Majority Party)*

**Motion Made and Question proposed;**

**THAT**, pursuant to the provisions of Standing Order No. 25 (3) and in adherence to the County Assembly Approved Annual Calendar, 2024, this Assembly do now adjourn its sittings with effect from today Tuesday 9<sup>th</sup> April, 2024 to allow members of County Assembly proceed for April recess and resume its sitting on Tuesday 7<sup>th</sup> May, 2024 at 9.00 a.m.

*(Hon. Munyoki Mwinzi – M.C.A)*

**12. ADJOURNMENT**

And the time being twenty seven minutes past Six O'clock, the Hon. Speaker adjourned the house.

**13.ASSEMBLY ROSE-** At twenty seven minutes past Six O'clock

**MEMORANDUM**

*The Honorable Speaker will take the chair on*

*Tuesday, May 7<sup>th</sup> 2024 at 9.00 A.M*