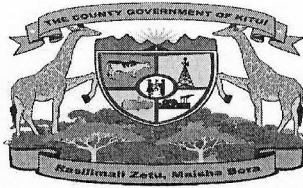


THIRD ASSEMBLY

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THIRD SESSION

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COUNTY GOVERNMENT OF KITUI

THE COUNTY ASSEMBLY

THIRD COUNTY ASSEMBLY – (THIRD SESSION)

VOTES AND PROCEEDINGS

TUESDAY 3RD SEPTEMBER, 2024 AT 9.00 A.M.

1. The House convened at Nine Two O'clock
2. The proceedings were opened with a prayer.
3. **PRESIDING:** Hon. Speaker on the Chair
4. Communication from the Chair.

i. COMMUNICATION AS RELATES TO RESUMPTION FROM AUGUST RECESS, 2024.

I am delighted to welcome you back to this House as we reconvene for our legislative duties after the much-deserved August recess of 2024. I trust that the break provided you with an opportunity to rest, rejuvenate, and engage meaningfully with your constituents.

As we resume our sessions today, 3rd September 2024, we are reminded of the profound responsibilities entrusted to us by the citizens of Kitui County. This final part of the Third Session is pivotal as we prepare to address critical legislative matters, including the Kitui County Annual Development Plan (ADP) for FY 2025/2026 and the Kitui County Finance Bill, 2024. I encourage each of you to

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actively participate in the discussions and deliberations that will shape the future of our County.

Honourable Members,

As you are aware, the House was engaged in significant activities during the just concluded recess. Allow me to highlight some of these accomplishments:

- i. Committee on Agriculture, Water and Irrigation conducted inspection of boreholes drilled during the Financial Year 2023/2024, KITWASCO and KIMWASCO pipelines, their main water sources, and treatment zones across the County from 12th to 16th August 2024.
- ii. Committee on Health and Sanitation attended a three-day workshop in Mutomo Town from 14th to 16th August, 2024, focusing on the sensitization, completion, and review of the County Facilities Improvement Financing Bill, 2024.
- iii. The Women Caucus participated in a four-day capacity-building workshop on leadership and gender-responsive budgeting, organized by the Centre for Parliamentary Studies and Training (CPST) in Machakos Town from 12th to 15th August, 2024. They also joined the Women Governors Caucus, dubbed the 'G7 Summit' in Machakos for the launch of women empowerment programs on 16th August, 2024.
- iv. The County Assembly Committees retreated to Mombasa from 19th to 25th August, 2024 to prepare individual work plans for FY 2024/2025. I commend you for your dedication in preparing

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- these vital planning documents that will guide the Committees' work throughout the year.
- v. The Liaison Committee also retreated to Mutomo from 26th to 30th August, 2024 to harmonize and approve the County Assembly Committees' work plans and budget apportionment.
 - vi. Public Investments and Accounts Committee (PIAC) also retreated to Mombasa from 8th to 17th August, 2024 to compile reports on the audited accounts of the Kitui Water & Sanitation Company (KITWASCO) for the Financial Years 2018/2019, the reports on the audited accounts of the Kiambere Mwingi Water & Sanitation Company (KIMWASCO) for the Financial Years 2018/2019, report on the audited accounts of the Kitui County Executive for the Financial Years 2019/2020, and the report on audited accounts of the Kitui County Assembly for the Financial Years 2019/2020.
 - vii. The Committee on Appointments held a two-day interrogation exercise (26th and 27th August, 2024) for the nominating bodies to the shed light on the nominating process of the Kitui Municipality Board nominees.
 - viii. The Committee on Appointments also retreated to Mutomo from 28th to 31st August, 2024 to finalise her report on the vetting of the nominees for appointment as Members of the Kitui Municipality Board. The same has been scheduled to be tabled during today's afternoon Sitting.

Honourable Members,

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I commend you all for your unwavering commitment to the responsibilities entrusted to you by your electorates. The significant strides we have collectively achieved as a House are commendable. As I communicated on 7th August 2024, before our recess, this Assembly successfully approved crucial Motions and Bills, engaged in insightful discussions on Statements, and approved various Committee reports. Your dedication and hard work have been instrumental in these achievements.

As we resume our regular sittings today, let us reaffirm our dedication to our tripartite roles of legislation, representation, and oversight as enshrined in Article 185 of the Constitution of Kenya, 2010.

Honourable Members,

Let us be guided by the spirit of commitment and unity that defines this House. I urge you to continue engaging in constructive debates, open dialogues, and thoughtful deliberations that lead to solutions beneficial to our constituents and the County at large. Our collective commitment to transparency, accountability, and progress will undoubtedly guide us toward achieving the goals we have set.

Honourable Members,

Before we proceeded for the August recess, the following Committees had pending work that needs to be concluded as soon as practicable:

A. Reports.

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The following Committee reports are pending, key among them;-

- i) Report by the Committee on Trade, Industry, ICT and Cooperatives on the inspection of County Corporations - KICOTEC Kitui, KICOTEC Mwingi, KICOTEC Mutomo and Ballast Crusher at Kwa-Kilui.
- ii) Report by the whole House on the just concluded county oversight tour conducted from 22nd to 26th July, 2024.
- iii) Report by Public Investments and Accounts Committee on audited accounts of the Kitui County Executive for the Financial Year 2022/2023.
- iv) Report by Public Investments and Accounts Committee on audited accounts of the Kitui County Assembly for the Financial Year 2022/2023.
- v) Report by Public Investments and Accounts Committee on audited accounts of the Kitui Water & Sanitation Company (KITWASCO) for the Financial Year 2022/2023.
- vi) Report by Public Investments and Accounts Committee on audited accounts of the Kiambere Mwingi Water & Sanitation Company (KIMWASCO) for the Financial Year 2022/2023.
- vii) Report by Public Investments and Accounts Committee on audited accounts of the Kitui County Textile Centre (KICOTEC) for the Financial Year 2022/2023.
- viii) Report by Public Investments and Accounts Committee on audited accounts of Receiver of Revenue -Revenue statements for the financial year 2022/2023.

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- ix) Report by Public Investments and Accounts Committee on audited accounts of Kitui County Empowerment Fund for the financial year 2022/2023.
- x) Report by Public Investments and Accounts Committee on audited accounts of the Kitui County Assembly Car and Mortgage (Members) Scheme Fund for the financial year 2022/2023.
- xi) Report by Public Investments and Accounts Committee on audited accounts of the Kitui County Assembly Service Board Employees' Car and Mortgage Fund for the financial year 2022/2023.
- xii) Report by Public Investments and Accounts Committee on audited accounts of the Kitui County Revenue Fund for the financial year 2022/2023.

B. Statements

Honourable Members,

In addition, the responses to the following statements requests are also pending, key among them being;-

- i. Statement request by Hon. Christopher Nzilu Nzioka to the Chairperson, Committee on Lands, Infrastructure and Urban Development on status update of grading works at Kavou - Ndumoni road in Kyangwithya West ward and inquiry into program Feasibility.
- ii. Statement request by Hon. Godfrey Muthengi Ndagara to the Chairperson, Committee on Labour and Social Welfare on Non-

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- inclusivity of Minority/Marginalized communities within Kitui County.
- iii. Statement request by Hon. Cyrus Musyoka Kisavi to the Chairperson, Committee on Labour and Social Welfare on the recent lay off of Community Health Promoters in Ikanga/Kyatune Ward.
 - iv. Statement request by Hon. Rose Kasyoka to the Chairperson, Committee on Labour and Social Welfare on unjustified dismissal and unfair labour practices by the County Public Service Board and Office of the County Secretary on Chief Officers and other County Staff.
 - v. Statement request by Hon. Cornelius Muthami to the Chairperson, Committee on Justice and Legal Affairs on the vacant position of Office of the County Attorney.

I direct the Chairpersons of these Committees to expedite the completion of these tasks and table their reports for consideration and approval by this House as soon as possible.

Honourable Members,

As we approach the tail end of our Third Session, I want to remind you that, as a House, we possess the potential to draft Motions, Bills, Statements, Petitions, and regulations that can greatly uplift the living standards of our people and empower them to lead dignified lives. It is our collective responsibility to harness this potential, work collaboratively, and ensure that the legislations we pass truly reflects the needs and aspirations of those we serve. Let us be bold,

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innovative, and unwavering in our commitment to making a lasting impact.

I once again reaffirm my commitment to serving this House candidly and to the best of my ability. As your Speaker, I am here to assist you in delivering on your mandate and advancing our collective responsibility to the people of Kitui County.

Let us continue to work with mutual respect and a shared commitment to the welfare of our people. Your dedication and contributions are invaluable, and I am confident that together, we will achieve significant progress.

Once again, welcome back, and I look forward to a productive session ahead.

ii. COMMUNICATION AS RELATES TO THE COUNTY ANNUAL DEVELOPMENT PLAN (ADP) 2025/2026.

Honourable Members,

Article 220 (2) of the Constitution of Kenya 2010, provides that the National legislation shall prescribe:

- a) The structure of the development plans and budgets of the counties;
- b) When the plans and budgets of the counties shall be tabled in the county assemblies; and
- c) The form and manner of consultation between the National government and county governments in the process of preparing plans and budgets.

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Thus, guided by the above, Section 126 of the Public Finance Management Act (PFM), 2012 requires every County Government to prepare an Annual Development Plan.

Honourable Members,

The Public Finance Management Act, 2012 outlines the procedures to be followed and the relevant statutory instruments required to be passed in approving the County Annual Budget.

It is for this reason therefore that the County Executive Member for Finance and Economic Planning submitted to the Assembly on Friday, 30th August 2024, the County Annual Development Plan for the financial year 2025/2026 for approval. This was in compliance with the provisions of Section 126 (3) of the Public Finance Management Act which inter alia states;

‘...the County Executive Committee Member responsible for Planning shall not later than 1st September in each year, submit the Development Plan to the County Assembly for its approval...’

Honourable Members,

I hereby commit the Annual Development Plan for FY 2025/2026 to the Committee on Finance and Economic Planning for consideration. The committee is expected to subject the document to public participation pursuant to Article 196(b) of the Constitution as read together with section 115 of the County Governments Act, 2012.

Honourable Members,

Further, the Committee shall take into account the recommendations of the sectoral committees, the views of the County Executive Committee Member

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for Finance, Economic Planning and Revenue Management, and incorporate the views of the public in making her final recommendations to the House for approval.

5. ADJOURNMENT

And the time being Two Minutes to Eleven O'clock, the Honorable Speaker adjourned the house.

8. ASSEMBLY ROSE -

at Two Minutes to Eleven O'clock.

MEMORANDUM

*The Honorable Speaker will take the chair on
Tuesday, 3rd September, 2024 at 2:30 P.M*