

**REPUBLIC OF KENYA**  
**COUNTY ASSEMBLY OF KILIFI**  
**THE HANSARD**

**Monday, 27<sup>th</sup> March, 2017**

*The House met at the County Assembly Chamber,  
Malindi Town, at 2.30 p.m.*

*[The Deputy Speaker (Hon. Mwambire) in the Chair]*

**PRAYERS**

**COMMUNICATION FROM THE CHAIR**

VISITING PUPILS FROM MALINDI AIC ACADEMY

**The Deputy Speaker** (Hon. Mwambire): Hon. Members, I would like to acknowledge the presence...

*(The Deputy Speaker spoke off record)*

Sorry, for the technological hitches. Hon. Members, I would like to acknowledge the presence of pupils from Malindi AIC Academy in the gallery. They are here for a study visit to appreciate the legislative procedures, traditions and parliamentary proceedings. I request each student to stand when called out so that they may be acknowledged as in parliamentary tradition. I will be calling out the names of the pupils and even the teachers. When your name is called, you will stand and Members will acknowledge your presence. I am starting with;

1. Beril Mapesa
2. Lilian Owade
3. Jennifer Wangui
4. Lucy Kavata
5. Neema Ngumbao
6. Dorcas Kioko
7. Beatrice Mweni
8. Everlyn Kalama
9. Rose Kadzo
10. Leah Njeri
11. Antony Mwema
12. Dennis Kombe
13. Philip Musembi
14. Derick Banda

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15. Francis Mwadime
16. Morris Wakaba
17. Samuel Mulinge
18. Katsiya Mutuku
19. Paul Nganga
20. Frank Mutinda
21. Charles Muywoki
22. Musembi Paul
23. Jilloh Erick
24. Ian Mururu
25. Josiah William
26. Abel Jonge
27. Gabriel Jabali
28. Amos Mwabati
29. Tonny Mwabati
30. Brian Wafula
31. Peter Kalu
32. Frank Mukolwe
33. Joyce Mwashigare
34. Joan Mutinda
35. Milka Thoya
36. Riziki Mwavuo
37. Brenda Atieno
38. Esther Changawa
39. Mary Katana
40. Elizabeth Njige
41. Serah Njeri
42. Sylvia Njeri
43. Susas Rose
44. Joy Stephen
45. Jumwa Karisa
46. Nancy Kianira

The pupils are accompanied by the following teachers;

1. Mr. Steve Ojuok
2. Mr. Wycliffe Onjeri
3. Madam Grace Kioko
4. Mr. Joel Mutisya
5. Madam Carol Musengya
6. Madam Sharon Kirui

Let me hope the students and teachers, on behalf of the County Assembly, will benefit from the visit...We are having some technological issues with our machines currently but the technicians are working on them so bear with us. Today is a very special day even for us because

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we have just come from a short recess. The key responsibilities that we have are representation, oversight, legislation and approving or not approving the budget.

For Members to successfully represent their electorates, they must have some time to meet and share a few issues so that we legislate with the sense of what the public feel or want. That is the reason why at some point we have short recess and even long recess so that we can get time to meet with the public and get information that we can use in our constituted responsibilities.

I believe you will appreciate what we do as we move on. Let me allow a few Members to acknowledge and even welcome the students so that when they go back home, they will have heard and known some of the Members because when you come to this Assembly, you might appear differently. I am seeing hon. Kaunda; maybe the way hon. Kaunda is outside in Malindi Town Ward might be different from when he is making his contribution in the House. Allow me to call hon. Kaunda. Please make your request hon. Kaunda so that we can proceed.

**Hon. Kaunda:** Thank you, Mr. Speaker, Sir, but I did not hear you mention where the students are coming from?

**The Deputy Speaker** (Hon. Mwambire): The students are from Malindi AIC Academy; African Inland Church Academy in Malindi which is my interpretation but they have written Malindi AIC.

**Hon. Kaunda:** I do not know whether it is in my ward but I think it should be in Shella Ward...

**The Deputy Speaker** (Hon. Mwambire): You can welcome them.

**Hon. Kaunda:** Okay fine. Thank you so much, Mr. Speaker. May I take this opportunity to welcome the students who are in the gallery. I understand since the inception of this County Government we have had so many schools coming to see and to hear the Members who have been elected from the wards and learn what is happening in this House.

One thing I would like to tell the pupils is that you are not here by mistake but to learn what is happening especially in the County Assembly of Kilifi. We are Members who have been elected from different wards and we are here representing our wards. So, I would like you to take note of this so that when you go back, you will know exactly what an Assembly is. There were times when we used to go to the National Assembly in Nairobi to learn but today we have County Assemblies in every County Government. I welcome you even more and when you go back you will be able to tell the others what we are doing here and what you have seen and heard.

**Hon. Mramba:** Thank you, Mr. Speaker, for granting me this opportunity so that I can welcome the students and the teaching fraternity of AIC Academy in Malindi. My name is hon. Nixon Charo Mramba. I am the Member for Kakuyuni Ward and I would wish to welcome you all to this Assembly. This Assembly is a replica of the National Assembly that we have in Nairobi whereby we have a Speaker in the two Assemblies. Therefore, it is not wise for you to travel to Nairobi to see how the legislative process is being undertaken while we have our own home-made Assembly which is in fact more magnificent than the National Assembly.

Mr. Speaker...

**The Deputy Speaker** (Hon. Mwambire): There is an intervention from hon. Kiraga.

**Hon. Kiraga:** Thank you so much, Mr. Speaker. I have heard the Member on the Floor addressing our visitors as 'students' and I believe Mr. Speaker, he should know the difference between a 'student' and a 'pupil'. Thank you.

**Hon. Mramba:** Mr. Speaker, I attended some of the best schools in Kenya and when it comes to English, I have mastered the English language. I know what I am doing when I say 'student'. I am very perfect and I cannot withdraw it because we have students and the teaching fraternity unless hon. Kiraga can differentiate... He should stop consulting. Do not consult hon. Kiraga. Tell us the difference between a 'student' and a 'pupil'.

**The Deputy Speaker** (Hon. Mwambire): Hon. Mramba, just proceed with your welcoming remarks please.

**Hon. Mramba:** Thank you, Mr. Speaker, for the protection. I wish to welcome the students and the teaching fraternity and tell them that they must put a lot of effort in education. They should also put discipline as the first tool because we have seen schools... This Assembly has set aside a lot of money for the construction of ECD (Early Childhood Development) classrooms and in form of scholarships or bursaries. We have set aside Ksh 350 million every year. This Assembly through the hon. Chairperson for Budget, hon. Daniel James Mangi, who is bringing a wealth of experience to this Assembly having worked at the helm of the Bank of India for 19 years and I must acknowledge his vast knowledge.

This Assembly approves Ksh 350 million every year towards the education of our students in secondary schools. Therefore, this money should not go in vain, Mr. Speaker. It must be put to proper use and students should have discipline and put a lot of emphasis in education. Otherwise, I thank you so much and any time you feel like coming to this Assembly, you are most welcome. Thank you.

**Hon. Foleni:** Thank you, hon. Speaker. I am hon. Cosmas Foleni Kenga, representing a place called Tezo Ward within this Kilifi County. First and foremost, I would like to take this opportunity to welcome our beloved students-cum-pupils. This is one of the best institutions that you can bench mark on. I want to once again say we are happy that we have received you this afternoon and we wish you well as you plan to learn a number of issues in regards to parliamentary proceedings.

Secondly, students and the teachers...

**The Deputy Speaker** (Hon. Mwambire): There is an intervention.

**Hon. Kenga:** Thank you very much, Mr. Speaker. As we acknowledge the presence of the students and the teachers who are present in the gallery, I wish to ask my colleagues that as they do their introduction let it be known that...because we are saying this is a replica of the National Parliament and we have Chairpersons of various Committees in this Assembly... Mr. Speaker, the Member who was on the Floor is the Deputy Leader of Minority and we need these visitors to be able to know that. So, as we do the introduction, let Members be in a position to introduce themselves. I am advised by hon. Kiraga that it is also important for Members to say the parties that brought them here and those that they aspire to contest...

**The Deputy Speaker** (Hon. Mwambire): Start with your position so that they know who brought that issue; your actual positions.

**Hon. Kenga:** Thank you very much, Mr. Speaker. My name is hon. Stanley Karisa Kenga, a Member representing Adu Ward, one of the largest wards in the Country. I am also Chairperson for Labour and Social Welfare Committee, County Assembly of Kilifi and a Member of the Speaker's Panel. I also sit in the Budget Committee. Thank you very much.

**Hon. Foleni:** Thank you, hon. Speaker. I also want to say that from the sentiments brought by my colleague, I am the Chief Whip in charge of the Minority Party having been

elected to this Chamber on a URP (United Republican Party) ticket and currently defending my seat through the Jubilee Party of Kenya.

Secondly hon. Speaker, it is also good for them to understand that I am a graduate. I have gone through a number of stages for me to be where I am right now. So I am a proud Member of the County Assembly having gone through thick and thin for me to be where I am this afternoon.

Hon Speaker, I want to refer our beloved students to the Book of Proverbs 4:3...

**The Deputy Speaker** (Hon. Mwambire): There is an intervention.

**Hon. Mramba:** Mr. Speaker, this is a House of honour. For somebody coming from Tezo to claim in this Assembly, in front of students and the teaching fraternity that he is indeed a graduate, Mr. Speaker, I think we are going too far. Can hon. Foleni substantiate or bring his papers to ascertain that he is really a graduate? Otherwise, let him withdraw.

**Hon. Foleni:** Thank you, hon. Speaker. I am hesitant to withdraw my statement because I have gone through school. Maybe my fellow colleague has a certificate in ECD so it is hard for him to understand what I am trying to put across. But for the purpose of HANSARD, I want to tell everybody that I have gone through the relevant courses for me to acquire a degree in the field of business. I am very proud of that because I think I should be the only one having that in this House.

Hon. Speaker, as I conclude, I want to refer the students to the Book of Proverbs...

**Hon. Mramba:** Mr. Speaker, first, I did not undergo a course in business. I am a holder of a higher Diploma in Business Management and Administration from the College of Professional Management in the United Kingdom and I can prove it. We need your guidance; can he please furnish this Assembly with the papers he claims to be holding? This is because I am ready to bring mine.

**The Deputy Speaker** (Hon. Mwambire): Hon. Members, as much as you want to make this discussion to be funny and welcoming to our visitors, I will still insist that it is good to stay on course. I think hon. Foleni's intention was to inform the students that he is well learned. People think that MCAs are individuals who never went to school and have very little knowledge in different fields. I think hon. Foleni you have gone very far to claim that you are the only one holding a degree in this Assembly yet we have not attended your graduation. You are yet to graduate; so it is good to appreciate how far you have reached but do not exaggerate to the extent that the students might see you on the television graduating while you told them that you already graduated. They will assume you to be a liar. Kindly, put it the way it is. It is good to encourage them to work very hard in school and leave the side shows. Conclude hon. Foleni.

**Hon. Foleni:** Thank you, hon. Speaker. I want to refer our beloved students and teachers to the Book of Proverbs 4:13; it says that we should uphold knowledge because it is the only source of our well being. So, dear students and teachers, it is only through the Bible that we can be able to generate good values, discipline and hard work so that one day we will end up being ladies and gentlemen of integrity in the society.

I want to also put across the words of the late former President of South Africa, Nelson Madiba Mandela; he said that education is the most powerful tool that is able to change the world. So, I want to encourage you students to hold firm to the knowledge that you now have. I know that you have the best teachers and institutions and you are in the best environment. I know that you will make it. Thank you and God bless you all.

**The Deputy Speaker** (Hon. Mwambire): Thank you very much. Hon. Members, we have come to the end of the welcoming remarks from hon. Members. I believe the students and

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teachers have grasped a number of issues because apart from debating, we normally bring humor in the House to lighten up the mood because you all know the nature of our work. When we go to the grassroots there are a number of different stressful issues but when we come back, we debate regardless of our political affiliations among other issues. That is why we make our debates very friendly to make all Members feel comfortable when they are here. That is one of the issues which was being exhibited by the Members who were giving their contributions.

Again, I take this opportunity to welcome you on behalf of the Assembly and also to advise you to make more time and visit us again so that you can learn more because we always have a variety of issues in this House. Currently, things are very tight because some Members are running up and down to prepare themselves for nominations starting from 11<sup>th</sup> April for the ODM (Orange Democratic Movement) Party and other parties; that is why you might not see the whole House. However, we have full quorum to proceed with our deliberations.

The seats that you have occupied are also for the public so anybody is free to come to this House to take up those seats and the other side and follow on what we are doing. Everything that happens in this House is prone to public consumption; it is not private. So, when the schools are closed and we are in session, the pupils can organize to come and follow the proceedings instead of going to the beach. Even the teachers, you can come and ask for an opportunity to come to the House and get one or two unique things that we are doing which can assist you in your studies. With those few remarks, let me welcome you and allow us to proceed with today's business. Next Order Mr. Clerk, please.

### PAPER LAID

#### REPORT OF THE PUBLIC SERVICE COMPLIANCE WITH VALUES AND PRINCIPLES IN ARTICLES 10 & 232 OF THE CONSTITUTION

**The Leader of Majority** (Hon. Mwingo): Mr. Speaker, Sir, today being Monday 27<sup>th</sup> March 2017, I beg to lay on the Table of this hon. Assembly the Report of the Public Compliance with Values and Principles in Articles 10 and 232 of the Constitution; 1<sup>st</sup> January to 31<sup>st</sup> December, 2016, Evaluation Report. Thank you.

*(The Leader of Majority (Hon. Mwingo) laid the Report on the Table)*

**The Deputy Speaker** (Hon. Mwambire): Okay. The Report will be forwarded to the Committee on Labour so that they can prepare a Report for deliberations in the House. Next Order!

### STATEMENT

THE ORDER OF BUSINESS FOR THE WEEK STARTING MONDAY 27<sup>TH</sup> TO FRIDAY 31<sup>ST</sup> MARCH, 2017

**Hon. (Ms.) Mwaro:** Thank you Mr. Speaker, Sir. For the benefit of the students, I wish to introduce myself. I am hon. (Ms.) Jane Mwaro nominated MCA also the Vice Chairperson for Public Investments and Accounts Committee...

**The Deputy Speaker** (Hon. Mwambire): Nominated under which party?

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**Hon. (Ms.) Mwaro:** Nominated under the ODM Party. Allow me to present the Order of business starting from the 27<sup>th</sup> March to 31<sup>st</sup> March, 2017.

On Monday, 27<sup>th</sup> March, 2017 at 2:30 p.m. which is today, we have Paper Laid; Tabling of the Report of the Public Service Compliance with Values and Principles in Article 10 and 232 of the Constitution 1<sup>st</sup> January to 31<sup>st</sup> December, 2016, Evaluation Report by the Leader of Majority Party.

On Tuesday, 28<sup>th</sup> March, 2017, Tuesday at 9.00 a.m. we have a Motion; adoption of the Report of the Committee on Justice... it is repeated. I think there is an error in my paper because I am seeing repetition of the same business. Sorry for that! I beg to repeat.

On Tuesday, 28<sup>th</sup> March, 2017 at 9.00 a.m. we have a Motion; adoption of the Report of the Select Committee on Delegated County Legislation on the Kilifi County Sustainable Forest Resources Management Policies, 2016, laid on the Table of this Assembly on 27<sup>th</sup> February, 2017.

On Tuesday 28<sup>th</sup> March, 2017, at 2:30 p.m... Mr. Speaker, Sir, I think I need guidance in this because I am seeing the business repeating itself.

*(Hon. Muhambi consulted with hon. (Ms.) Mwaro)*

**Hon. (Ms.) Mwaro:** Sorry, Mr. Speaker, Sir. On, Tuesday 28<sup>th</sup> March, 2017 at 2:30 p.m. we have the adoption of the Report of the Committee on Justice and Legal Affairs on the quarry visits laid on the Table of this Assembly on 14<sup>th</sup> March, 2017, by the Chairperson, Justice and Legal Affairs.

On, Wednesday 29<sup>th</sup> March, 2017, at 2:30 p.m., we also have a Motion on the adoption of the Report of the Committee on the Public Investments and Accounts on the Financial Statements for the Kilifi- Mariakani Water and Sewerage Company (KIMAWASCO) for the financial year 2013/2014 by the Chairperson, Public Investments and Accounts Committee.

Thank you Mr. Speaker, Sir.

## ADJOURNMENT

**The Deputy Speaker** (Hon. Mwambire): Hon. Members, there being no other business to transact at this moment, this Assembly adjourns until tomorrow at 9:00 a.m. Thank you.

**The House rose at 3:03 p.m.**