

REPUBLIC OF KENYA
COUNTY ASSEMBLY OF KILIFI

THE HANSARD

Monday, 28th November, 2016

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

[The Speaker (Hon. Kahindi) in the Chair]

PRAYER

PAPER LAID

THE KILIFI COUNTY SUSTAINABLE FOREST RESOURCES MANAGEMENT POLICY

Hon. Chiriba: Thank you, Mr. Speaker, Sir. Today being 28th November, 2016 I wish to lay on the Table of this House, the Kilifi County Sustainable Forest Resources Management Policy.

(Hon. Chiriba laid the Paper on the Table)

The Deputy Speaker (Hon. Mwambire): Thank you, very much. The Policy will have to go to the Committee on Delegated Legislation for action and bring a Report on the same. Yes, hon. Emmanuel Kazungu Chai.

NOTICE OF MOTION

REMOVAL OF THE COUNTY EXECUTIVE COMMITTEE MEMBER IN CHARGE OF EDUCATION, YOUTH
AFFAIRS AND SPORTS

Hon. Chai: Thank you very much, Mr. Speaker, Sir, for giving me this important chance to lay before this House a Notice of Motion:-

AWARE THAT, out of the 172 Projects the County Executive Department of Education, Youth Affairs and Sports intended to do in the FY 2015/2016, only 19 projects were completed, 36 projects had not started and 117 projects were ongoing at the time the County Executive Member in charge of Education, Youth Affairs and Sports appeared before the Committee on General Oversight for interrogation.

AWARE THAT, out of 114 Projects the County Executive Department of Education, Youth Affairs and Sports intended to do in the FY 2014/2015, only 74 Projects were completed and 40 Projects were incomplete at the time the County Executive Member in charge of

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Education, Youth Affairs and Sports appeared before the Committee on General Oversight for interrogation.

AWARE THAT, out of 57 Projects the County Executive Department of Education, Youth Affairs and Sports intended to do in the FY 2013/2014, only 44 Projects were completed and 13 Projects were incomplete at the time the County Executive Member in charge of Education, Youth Affairs and Sports appeared before the Committee on General Oversight for interrogation.

FURTHER AWARE THAT, the County Executive Department of Education was not able to complete the Departmental Projects in the Financial Year 2015/2016 because the tenders were awarded to contractors who had lack of capacity to do the projects.

CONCERNED THAT, the County Executive Committee Member in charge of Education, Youth Affairs and Sports couldn't explain the status of 5 projects in the FY2015/2016, and exhibited and/or demonstrated lack of knowledge and control in her line Department.

FURTHER CONCERNED THAT, out of the interrogation of the County Executive Committee Member in charge of Education, Youth Affairs and Sports, the Committee on General Oversight noted that the Department of Education failed to pay contractors in good time hence putting the County Government at risk of interests accruing out of unpaid certificates.

THAT, this County Assembly resolves that the County Executive Committee Member in charge of Education, Youth Affairs and Sports, Hon. (Ms.) Salma Muhiddin, be removed from office forthwith due to incompetence.

THAT, the County Assembly appoints a select Committee comprising five of its Members to investigate the matter and report, within ten days, to the County Assembly whether it finds the allegations against the county Executive Committee Member to be substantiated. Thank you, Mr. Speaker, Sir.

The Deputy Speaker (Hon. Mwambire): Thank you. Yes hon. (Ms.) Jane Mwaro.

STATEMENTS

Hon. (Ms.) Mwaro: Thank you, Mr. Speaker, Sir, for giving me this chance. I am standing in for hon. Teddy Mwambire who is the presiding Speaker today. I have the following Statements to read:-

PERIODIC MAINTENANCE OF OPENED/REHABILITATED ROADS

Whether, the Executive Member is aware that roads opened and/or rehabilitated by the County Government require periodic maintenance? If yes, what plans does the Department have in addressing these realities?

COUNTY GOVERNMENT FUNDED PROJECTS BEING IMPLEMENTED WITHOUT SIGN POST

Whether, the County Secretary is aware that, there is a raising number of County Government of Kilifi funded projects which are being implemented without a sign post indicating the Name, Project, Contractor, and Department among other vital information which can facilitate easier identification agreements? If he is aware, what action has he so far undertaken to address such shortcomings? Thank you, Mr. Speaker, Sir.

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The Deputy Speaker (Hon. Mwambire): Thank you.

MOTIONS

CREATION OF SMOKING ZONES

Hon. Kenga: Thank you very much hon. Speaker, Sir. I am standing in for the Chairperson for Health Services Committee, County Assembly of Kilifi, hon. Albert Kiraga Hare who is the MCA for Gongoni Ward. This Motion is directed to the Department of Health Services titled creation of smoking zones:-

AWARE THAT, cigarette smoking is harmful to one's health.

FURTHER AWARE THAT, cigarette smoke contributes to most of the respiratory related diseases.

This House therefore, urges the County Executive Committee Member in charge of Health Services to set aside smoking zones in all the trading centers within Kilifi County. Thank you very much, Mr. Speaker. I call upon hon. Daniel Chai Chiriba to second.

(Question Proposed)

The Deputy Speaker (Hon. Mwambire): Hon. Daniel Chai Chiriba.

Hon. Chiriba: Thank you, Mr. Speaker for this opportunity. I stand in support of this Motion as moved by the hon. Member for Gongoni hon. Albert Kiraga. As the Motion reads I want to concur with the hon. Member that indeed cigarette smoking is harmful to the human body and my prayer is that all of us would not smoke cigarettes. As much as I pray that, people will still smoke cigarettes and most of those who smoke carelessly the same smoke affects those around them.

I find it prudent that the County Executive Member comes up with measures of creating smoking zones so that the smokers can be controlled and whoever takes the risk of smoking is the only one affected and not exposing others to those hazards unwillingly. So, I urge the hon. Members of this hon. House that we stand in support of this Motion and control smoking to create a clean environment and keep our population safe. Mr. Speaker, Sir, I stand in support of this Motion. Thank you.

The Deputy Speaker (Hon. Mwambire): Yes Members, I do not see any requests.

Hon. Mlanda: Thank you, Mr. Speaker for giving me this opportunity to support the Motion tabled by hon. Kiraga. It is high time we need to have specific areas for smoking because smokers smoke anywhere. They are not aware of the harm they are causing to those who are non-smokers.

So, when we have smoking zones, it will eradicate these effects to those who do not smoke. As a non-smoker when I am exposed to cigarette smoke I get a cold; so others who do not smoke like me get affected the same way. It will be wise Mr. Speaker, Sir, to support this Motion that we need to have smoking zones. Thank you, Mr. Speaker and I stand in support of this Motion.

Hon. Sadi: Asante sana mheshimiwa Spika kwa kunipa nafasi hii. Nami nasimama kuunga mkono Hoja hii ya kwamba kutengwe maeneo maalum kwa ajili ya wavutaji sigara. Uvutaji wa sigara ni uraibu unapopata mtu huwa si rahisi kuwacha na wengi wa watu wale wameandikiwa katika pakiti za sigara kwamba uvutaji wa sigara unasababisha maradhi mbali

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mbali. Lakini kwa sababu ni uraibu ambao mtu ameushika na uko ndani ya damu, si rahisi kuwacha.

Mheshimiwa Spika, mvutaji anapovuta wale watu walio karibu na yeye ama walio karibu na maeneo yake ni rahisi kuathirika na moshi ule wa sigara. Kuna watoto, wanawake wenye mimba na watu mbali mbali ambao wanaweza kuwa wanapita katika maeneo yale na kwa sababu huyu mtu hawezi kuwacha uvutaji wa sigara basi ana hatarisha maisha ya watu wengi walioko karibu na yeye.

Ni jambo mwafaka ikiwa Serikali yetu ya Kaunti kupitia Wizara ya Afya itaweza kutenga maeneo maalum katika maeneo yetu ya miji na mitaa ili kuweko na nafasi ya wavutaji sigara. Mtu ambaye hataki kuvuta sigara hatafika maeneo yale na hatakuwa na shida. Kwa hivyo, jambo kama hili limekuja kwa wakati na ni muhimu liweze kupitishwa mara moja ili tuweze kuokoa maisha ya watu wetu. Kwa hayo machache asante sana mheshimiwa Spika. Naunga mkono Hoja hii.

Hon. (Ms.) Kwekwe: Asante sana Bw. Spika kwa kunipatia nafasi hii ili kuunga mkono Hoja hii iliyotolewa na Mwenyekiti wa Kamati ya Afya. Kweli afya ni muhimu sana kwa binadamu na afya ni muhimu kwetu sote. Ikiwa mtu anavuta sigara mbele ya mtu ambaye si mraibu wa sigara kweli anadhuru afya ya mwenzake hasa kwa mwanamke mwenye mimba na kwa mtoto mdogo ambaye hajakomaa vizuri.

Pia wale ambao wanavuta sigara mpaka kwenye magari ya abiria si vizuri kwa sababu si watu wote wanaovuta sigara. Mimi naunga mkono mahali patengwe ambapo watu wale watavuta sigara zao na kama ni magonjwa yawapate wenyewe ili wale watu wengine wasiweze kudhuriwa na magonjwa yale. Asante. Naunga mkono Hoja hii.

Hon. (Ms.) Zawadi: Asante sana Bw. Spika kwa kunipatia nafasi hii. Nami nimesimama kuunga mkono Hoja hii kwa sababu ni swala zuri ambalo limeletwa na Mwenyekiti wa Kamati ya Afya. Ukiangalia ni kweli afya ni muhimu kwa wananchi wa Kilifi. Naunga mkono kwa sababu zifuatazo; uvutaji wa sigara hata wenyewe wameandikiwa kwamba unadhuru afya yako na vile vile tunaona kwamba hawazingatii.

Mwenyekiti wetu wa Afya hapa Bungeni akaona ni vyema aje na wazo la kwamba watengewe nafasi mahali mwafaka ambapo wataweza kuvuta sigara zile. Tunaona kwamba wavutaji sigara wanaenda mpaka hotelini ambapo watu wanakula na wanavuta sigara ambalo si jambo jema. Kwa hivyo wakitengewa mahali maalum pa kuvuta sigara itakuwa ni jambo zuri. Naunga mkono Hoja hiyo. Asante.

Hon. Kombo: Thank you, hon. Speaker for this opportunity. I stand in support of this Motion. We all know that smoking is a personal decision and the hazards that come with smoking are very well known. We know that high death rates are reported among smokers. We know dreaded diseases like lung cancer, TB (tuberculosis) have been related to smoking and we all know that when one smokes in public, the smoke is inhaled by many involuntarily. So, this Motion has come at the right time; it is a noble idea for this House to pass this Motion so that we can safe guard many who would fall victims of smoking. The creation of smoking zones in our County is a splendid idea and I stand to support this. Thank you.

Hon. (Ms.) Nashee: Asante sana Mheshimiwa Spika kwa kunipa nafasi hii. Mimi pia naunga mkono. Wengi wetu wametangulia kusema tuwatenge lakini hawa wavutaji sigara sio wagonjwa wa kutengwa kama wale wa TB. Mimi naunga mkono kwa sababu watu wa afya wameandika wenyewe inaduru mtu lakini TB inashika mtu yeyote hata kama havuti sigara. Sasa, naomba tunapowatengea mahali hawa wavutaji sigara pawe ni mahali pazuri ,papandwe miti na paboreshwe. Sio kuwekewa masharti na kuwekwa kando kama kwamba wana ugonjwa

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hatari ambao watawaambukiza. Kila anayeinuka ananishangaza! Sasa, kwani munaunga mkono tu. Kansa imeshika kina mama wengi..

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

Hon. Nzaro: Mr. Speaker, can the Member on the floor state whether she is supporting this Motion or not?

The Deputy Speaker (Hon. Mwambire): She has already stated.

Hon. Nzaro: But her contributions are contrary to...we need your indulgence.

The Deputy Speaker (Hon. Mwambire): She has clarified. Proceed please.

Hon. (Ms.) Nashee: Asante Bw. Spika. Namwambia Mheshimiwa mwenzangu nimeunga mkono kwa sababu ina madhara lakini tusimtenge mtu kama ambaye ni mtu wa Ebola. Mimi naunga mkono kutengwe mahali pazuri sana kwanza. Asante.

The Deputy Speaker (Hon. Mwambire): Yes Hon. (Ms.) Chiku.

Hon. (Ms.) Chiku: Thank you, Mr. Speaker, Sir. I rise to support this Motion. Cigarette smoking is harmful to human beings and I support that this County should have designated areas for people who want to smoke. Nobody should be allowed to smoke in public places. Smoking is a silent killer and whosoever wants to kill himself, let him not involve others. I beg to sit down. Thank you.

The Deputy Speaker (Hon. Kahindi): Hon. Chai.

Hon. Chai: Thank you, Mr. Speaker for giving me a chance to contribute to this Motion which I would first like to beg your indulgence. Quoting Standing Orders 50(b) I want to defer this Motion to a later date because I already know that there are smoking designated areas in Kenya. The prayer of this Motion should be to the concerned Department to implement what was already set aside by the National Government because I believe it is the implementation part that is not going on at the moment. I still need your directions otherwise, I think that we should defer this Motion to another date. Thank you.

The Deputy Speaker (Hon. Mwambire): Hon. Chai, read the prayer of the Motion please.

Hon. Chai: The prayer of the Motion is saying that Health Services sets aside smoking zones in all trading centers and from my knowledge...

The Deputy Speaker (Hon. Mwambire): No read the way it is...from: this House urges...

Hon. Chai: This House therefore; urges the County Executive Committee Member in charge of Health Services to set aside smoking zones in all trading centers within Kilifi County.

The Deputy Speaker (Hon. Mwambire): Yes, is it not clear to you?

Hon. Chai: Still it is not clear because from what I know is that the implementation part has not been followed otherwise the creation of all smoking zone in every centre should have been created. We all know that in the Country we have designated smoking zones in every place. It is only in Kilifi County where the implementation has not been taken seriously.

The Deputy Speaker (Hon. Mwambire): That is why the Chairperson thought it was wise to come up with a Motion to get something to follow up because it was a policy that was

development a long time ago by the Kenyan Government. This is County Government of Kilifi that is why the Mover was strictly with the County and not in Kenya.

Hon. Chai: That is why I have asked for your direction because I did not understand because the implementation part is the one...

The Deputy Speaker (Hon. Mwambire): The Motion is very clear that is why I think it should go the way it is. Are you supporting or not supporting now? I have already given my directions.

Hon. Chai: At the moment I will go in support of the Motion.

The Deputy Speaker (Hon. Mwambire): Thank you. Hon. Members allow me to call upon the Mover of the Motion to respond.

(Question, that the Mover be now called upon to reply, put and agreed to)

Hon. Kenga: Thank you very much, Mr. Speaker, Sir. This is a concern; when hon. Albert Kiraga was moving the Motion on the issue of condoms, there were challenges and I do not know whether such challenges are now recurring but I believe everything is sorted out. Thank you very much. Allow me to start by giving my thanks to hon. Members who have contributed in support of the Motion and even for hon. Chai who was somehow not in support but at the end he saw the light and he admitted that he is in support.

Mr. Speaker, Sir, cigarette smoking has been known to be very addictive because of one of the chemicals that is found in cigarette called nicotine. Nicotine is a compound that is very addictive echoing the sentiments made by hon. Sadi that cigarette smoking is very much addictive. Why is the prayer of the Motion seeking the CEC Member in charge of Health Services to set aside smoking zones in all trading centres? This is because the Chairperson has considered the effects of smoking and discovered that about half of the cigarette smokers die of tobacco related diseases. If you go by the facts that have been displayed by those who are concerned with health issues, they say that smokers lose an average of 14 years of their life.

Mr. Speaker, Sir, this is a great concern that the effects of smoking are: low birth weight, pre-mature birth, fetal abnormalities and many others. Now, I want to address the concerns raised by hon. (Ms.) Nashee Mohammed that, many people are not smokers and she is not so sure why we want to create smoking zones, yet it is only smokers that are affected by the issues of smoking. I want to say that there is what we call in medical terms second hand smoke. Second hand smoke is the smoke that is inhaled by the non-smokers. If you smoke a cigarette and then inhale the smoke it goes to the lungs and then it is given out. Now, as you give out that smoke it is called second hand smoke. It is known to be very harmful than the one that is directly inhaled by the smoker. It contains a substance that in registered language is called aerosol that contains over 4000 chemical compounds including carbon monoxide, nicotine and very many other substances that are known to be very harmful. In the US and the European Union...

The Deputy Speaker (Hon. Mwambire): Hon. Foleni, what is the problem because I saw your intervention, what happened? Put a request please.

Hon. Foleni: Hon. Speaker, I want to seek for some clarifications from hon. Kenga and probably confirm to this House that second hand smoke is also addictive because per his

statement, it looks as if second hand smoking is more harmful but not addictive. Can he please tell us because he is using health jargons that some of us cannot easily understand? Thank you.

Hon. Kenga: Thank you very much Mr. Speaker, Sir. I thought the Member had risen on a Point of Information; that he had something to inform me. Otherwise, if it was on a Point of Order, then I am left worried. I do not know on what Point of Order was he standing on and which issue was he addressing.

What I am saying is that second hand smoke is known to be very harmful than the first hand smoke and the reason why we are saying this is, we need to set aside smoking zones because for those of us who do not want to engage in smoking we therefore do not also want to inhale the smoke. We do it involuntarily; nobody is forcing us to inhale but once somebody is smoking and it is in the air then involuntarily you see yourself inhaling it as you breathe in and out. You take it in and out and then you even give out the third hand smoke which becomes very harmful. The results are very bad and therefore, we want to set aside smoking zones and that is why the Chairperson of the Health Committee felt that there is need for us to identify designated areas in all public places and work places.

The Deputy Speaker (Hon. Mwambire): There is an intervention from hon. (Dr.) Chitibwi.

Hon. (Dr.) Chitibwi: Point of order Mr. Speaker. For the sake of proper recording, I believe there should be passive smoking and active smoking; not second hand or third hand.

Hon. Kenga: Thank you. Mr. Speaker. On the issue of passive and active smoking, these are terms and I said they are registered. Goggle and you will get this information which is registered in the health records of the world. There is what we call second hand smoke. It is also a language that is accepted. You will realize that the British and American English always differ. For example, we talk of a lorry others talk of a truck. British English will call it a truck while American English will call it a lorry yet it is one and the same thing; same to highway and vanway and such like issues can be found. I know you are a Doctor and I respect your contributions and because I am not an expert in the field just accept my contributions as they came provided that you are able to understand.

I have already said that the US and the European Union, these are developed Countries in the world and among the super powers...

The Deputy Speaker (Hon. Mwambire): There is another intervention from hon. Foleni.

Hon. Foleni: Mheshimiwa Spika, kuna mambo ambayo sifahamu kutoka kwa Mheshimiwa Kenga pengine atuelezee kwa sababu yeye ni mtumwa hana ule weledi ama yale maneno ya kutamka ili mtu kama mimi msomi niweze kuelewa kwa sekunde. Mheshimiwa Spika, mimi navuta sigara na mwingine anavuta ile hewa ambayo mimi natoa. Swali nimemuuliza Mheshimiwa Kenga ni; kati ya hawa wawili inakuwa vipi yule anayevuta hewa yangu anaathirika zaidi ya yule anavuta? Hili ni swala ambalo Mheshimiwa Kenga aweze kutuelezea na kama haiwezekani basi I am afraid to say that...

The Deputy Speaker (Hon. Mwambire): You are out of order hon. Foleni. You have mixed two languages so please take your seat.

Hon. Foleni: Sorry Mr. Speaker, Sir.

Hon. Kenga: Thank you very much Mr. Speaker, Sir, for your protection and the guidance that you are giving on this matter. Hon. Foleni, let me tell you that I am not here to give explanations. I am here to give my final submission in regards to the Motion that is before us. Therefore, you either are in support of the Motion or you are opposing the Motion. It is allowed since we are in a democratic society. What I am saying is; second hand smoke is known to

produce a chemical compound that is known as aerosols that has over 4000 chemicals that are known to be very harmful and I have given you an example of the issue of nicotine and carbon monoxide. Unfortunately, I know you did Community Development so you may not be in a position to understand. This is a registered language in the Health Department only *Daktari* can be able to grasp this and understand but please just let me finalize on my contribution.

The issues of lungs cancer, asthma, heart diseases and other respiratory infections are very common in our country today. This may have resulted given the fact that cigarette smoking is done anyhow and anywhere in our County. Therefore, we feel this was the main reason behind the prayer of the Motion that once smoking zones are set aside then it will address some of these challenges that we are facing. As you know, a Health County is a working County and therefore, we shall be able to achieve our objectives as a County that maintains high standards of health guided by the United Nation Organization. Thank you very much. I urge hon. Members to support this Motion.

The Deputy Speaker (Hon. Mwambire): Hon. Members a Motion has been directed to the Department of Health Services seeking the creation of smoking zones. The same has been deliberated on and I now put the question for its adoption.

(Question put and agreed to)

MOTION FOR ADJOURNMENT UNDER STANDING ORDER NO.30

INTERROGATION OF THE COUNTY TREASURY ON REVENUE ALLOCATION

The Deputy Speaker (Hon. Mwambire): Yes hon. Adamson Mwathethe put your request.

Hon. Mwathethe: I have no information from the Leader of Majority. I am not informed.

The Deputy Speaker (Hon. Mwambire): You do not have a Motion to Move?

Hon. Mwathethe: No! You see I have not been informed to hold brief.

The Deputy Speaker (Hon. Mwambire): You came late but there was information circulating that there is a Member who was supposed to Move...

Hon. Mwathethe: When I came in I should have been briefed. You see I cannot just wake up and know things by myself; it is not possible. I should have been informed because my phone was on; I could have been informed through a text or whatever. I am sorry Mr. Speaker, but I have no information from the Leader of Majority. I have actually been caught pants down.

The Deputy Speaker (Hon. Mwambire): Okay. Thank you very much.

Hon. Chiriba: Thank you, hon. Speaker. I was informed by the office of the Clerk that they doubted whether hon. Adamson Mwathethe will be in and so they asked me to stand in brief for the Leader of Majority. I am happy that the hon. Member has made that excuse and I agree with him but again I stand holding brief for the Leader of Majority in Moving a Motion.

THAT, pursuant to Standing Order 30, I beg to move that this County Assembly adjourns its sitting on Tuesday 29th November, 2016 so as to discuss matters of urgent county importance. This is to allow the Committee on General Oversight to interrogate the County Treasury on revenue collection.

THAT, this County Assembly resumes its plenary sittings on Wednesday 30th November, 2016. I call upon hon. Kenga to second the Motion.

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(Question proposed)

Hon. Kenga: Thank you very much Mr. Speaker. I am also in support of the Adjournment Motion considering that there is a matter of county importance that we need to deliberate on. Mr. Speaker, we have not been able as a county to reach our projection for revenue collection. Many are the times that, we have made our projection and not able to reach our target and as a result, this has affected service delivery to the people of Kilifi. The great people of Kilifi would want to see service delivery done at the right time but due to the shortage of funds brought about by the issue of not being in a position to achieve our projection has lead to the county not being in a position to achieve most of the projections that are in our Budget.

Therefore, Mr. Speaker, if we have to make sure that the projects that we budgeted for are fully implemented then we need to sit down and interrogate the Treasury, the CEC Member in charge of the Department, the revenue people and all the officers in that Department and come up with a way forward on how best we can move that will guarantee we achieve our revenue projections. In that regard therefore, I stand to second. Thank you very much.

Hon. Mangi: Thank you, Mr. Speaker, Sir. I rise to support this Motion that has been tabled by none other than the Leader of Majority. Mr. Speaker, revenue collection is a very important component in any government be it National Government or County Government. I am confirming that during the Local Authority dispensation, I happened to be the Chairperson of Finance, the Chairperson of Audit and the Chairperson of Health. Without hesitation... and you are very much aware Mr. Speaker because you were the Vice Chairperson of the County Council of Kilifi and by then we used to collect a lot of revenue without enforcing for payments of revenue. People would voluntarily bring in their cheques at the County Council offices. Bamburi Cement among other stakeholders were paying their revenue and would bring their cheques to the office.

If today, the National Government wakes up and orders that all counties stand by their local revenue collection, we will close our offices and go home. We expected now that we are a government, we have got a workforce in place, revenue collection should increase gradually hence pave way for the growth of our economy among other social issues. This has been an embarrassment to us as hon. Members of the County Assembly hence there is need to interrogate these officers. I hope this matter will not be left pending for long now that we are about to go for the long recess; we should have a remedy. We should have a resolution as to how revenue collection should be enhanced as soon as possible. So, I support and I cordially request hon. Members to support this Motion. Thank you, Mr. Speaker.

Hon. Mwayaa: Asante mheshimiwa Spika. Nikiwa mmoja wa wale ambao walifanya serikali za Wilaya, naunga mkono ili tukaweze kusitisha shughuli za Bunge na tukaweze kuwaita wahusika wanaokusanya ushuru katika Kaunti yetu ya Kilifi. Mheshimiwa Spika, kama unavyojua kwamba watu hawa tuliwaita juzi lakini wakakosa stakabadhi muhimu. Hivyo basi, wacha tusitisha shughuli za Bunge kesho ili waweze kutuletea stakabadhi zile na tuendeleee na shughuli yetu ya kuona kwamba Kilifi yetu inafikia kile kiwango ambacho tuliweka kiweze kukusanywa. Itakuwa bora kwa sababu ukusanyaji ushuru ndio uti wa mgongo; waweze kuja na kutuelezea ushuru wetu wanaukusanya kwa njia iliyo sawa na tumefikia kiwango gani hasa mwaka huu ambao tumefikia wa 2016. Tuombe tu Mungu na naunga mkono wafike na waje watueleze katika Bunge hili ushuru wanaoukusanya uko namna gani. Naunga mkono, asante.

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Hon. Chai: Thank you very much hon. Speaker for giving me this time to support the Motion before us. Like it has been indicated, it is a matter of county importance and I am in support. This is because money is a sensitive matter and we should not only discuss revenue collection but anything money oriented. I hope Members will be in support of this adjournment Motion. So, in very few words I think we should all be in support to welcome our friends who were invited to discuss these matters with us. So, at least that we can have ample time to articulate money matters in our county to see how we are collecting the money and how it is spent and I think we will be doing something good. Thank you, Mr. Speaker. I stand to support.

Hon. (Dr.) Chitibwi: Thank you, Mr. Speaker. I stand to support the Motion of Adjournment to discuss issues of revenue. To me it is not only an urgent matter but a grave matter. Hon. Speaker, for over three years we have been here and this being the fourth year, we have always been asking questions concerning the direction the county is taking and we have not heard enough answers. There are very simple issues which should have been done by the Executive but then they were not.

Thankfully, the Governor on not less than three occasions has personally said that, that is the work that we should be doing and now we are doing it but unfortunately it is being taken that we are witch hunting. I am sure of one thing; hon. Members are only doing their work. We are answerable to the public but we have not been able to give answers simply because we have not been getting the correct information from the people who have been employed to give that information.

Well, I believe now through this Committee we are going to get those answers and even if we do not, I want just to give an analogue; the hyena was walking along the road and saw a stone and told the stone, “Good morning Mr. Stone.” The stone did not reply and the hyena went away and said, “even if you do not reply, you have heard.” The Executive should not pretend to be a stone and we are not going to be hyenas. They are going to give answers and if they are not going to give answers, they are still going to give answers. We just need this opportunity; I support the adjournment so that we can properly attend to this matter. Thank you, Mr. Speaker. I support.

Hon. (Ms.) Barka: Asante Bw. Spika kwa kunipatia fursa ya kutoa changizo zangu. Mimi pia nimesimama kuunga mkono kusitisha shuli za Bunge ili tuweze kukaa chini kushughulikia maswala haya ambayo yameibuka katika Kaunti yetu. Yanatutia aibu kubwa sana tunapokutana na wananchi wetu chini tunapoulizwa kuhusiana na mswala ya fedha katika Kaunti hii. Mtakubaliana na mimi tulipokuwa kipindi kile cha serikali za Wilaya, ilikuwa mtu anapokuuliza maswala ya fedha unaelewa zaidi kwa sababu kulikuwa na uwazi na hasa ilikuwa hatupati changizo kutoka serikali kuu mpaka tujue makusanyo ya fedha zile kutoka katika serikali zetu za Wilaya. Saa hii imekuwa aibu kubwa; tumepewa Kuantu yetu na tumepewa ugatazi ndio tuweze kuwa na hesabu sahihi haswa ya fedha zetu na ni vipi tutazitumia kwa kina na vizuri lakini imeleta aibu kubwa maana hatuna majibu kwa wananchi chini.

Kwa hivyo, nasimama kuunga mkono ili tuweze kuwakagua na wazidi kutueleza zaidi makusanyo yetu yako vipi ndio tuchukue mkondo mwingine wa maswala ya kampuni zilizopewa kandarasi hizi za kukusanya pesa zetu ili tuweze kuzifwatizia kwa kina. Tujue; je, makusanyo ni yale yale ambayo tulikuwa tukiyaona kwenye serikali za Wilaya tano ambazo tulikuwa tukizichanganya na kuzipeleka ama ni vipi? Hata tukiangalia katika kumbukumbu za makubaliano tulikubali kwamba sisi tuna makusanyo mengi ndio tukajivisha kitanzi kwamba tuna pesa za kutosha ambazo tunaweza kuzipeleka Serikali Kuu ili kusudi na sisi tupate donge la

kutosha. Kwa, hivyo nimesimama kuunga mkono tusitishie shughuli za Bunge ili tuweze kufanya uchunguzi kwa kina. Asante Bw. Spika.

Hon. Mwathethe: Thank you, Mr. Speaker. I also stand in support of this Motion for Adjournment because we as an Assembly have performed very well in the matters of everything else; schools are being constructed, roads are being built, clinics are being built and this is a splendid job that we have done but again in oversight Mr. Speaker, we have slept a bit. Many things are going bad at the Executive and we have questions that we do not have answers to. Mr. Speaker, I do not think I will be able to answer if somebody asks me why the county engaged other people to collect revenue on its behalf while we know revenue collection is a very wide section that could have given employment to a lot of our people.

That question has perturbed me for a very long time. So, at least by the Adjournment of the Sitting of the Assembly, we shall be able to have answers to some of these questions which are actually disturbing. Therefore, I support and I am glad they did not come the other time because I would have missed out because I was not around and I am eager to see that I get the answers to these questions. Therefore, I will be able to catch up if they come. Thank you, Mr. Speaker. Let us adjourn and I think for purposes of saving time you should just put the question because I am sure everybody is up to the Adjournment; everybody is in support of this Motion. I do not think we really need to spend much time; please Mr. Speaker put the question and we adopt it so that these people can come and give us some information. Thank you, Mr. Speaker.

(Applause)

The Leader of Minority (Hon. Pascal): Thank you, Mr. Speaker for also giving me some time to support the Motion on the Floor. We all understand that according to statistics for three years now we have not as a government been able to meet our targets. This is because there have been some issues that have not been sorted out by the Executive that bring about this mess. We understand that if we are to meet our targets then we need to do proper collection of revenue so that we can meet the expectations of our people. It is ironical that despite the fact that we have put in proper legislation to assist the County Government to collect revenue; it remains a paradox for them to meet the targets.

Mr. Speaker, Sir. We have actually enabled the County Government to go...because there were some laws that we had not put in place for us so that we could allow our people to go to the bars and different businesses that are there and collect revenue. After passing these laws, it seems like the County Government has not woken up and found proper ways and means to ensure that they get this revenue from the mentioned sources.

Mr. Speaker, Sir, we also understand that the National Government will always give us a share according to the revenue that we locally collect. If we collect very little then we should not expect more from the government and it is now upon this House to ensure that we push the Executive to collect more revenue so that we can have enough money to sustain the many aspirations of our people. I stand to support this Motion, Mr. Speaker.

Hon. Matsaki: Asante sana Bw. Spika. Mimi pia nimesimama kuunga mkono Hoja hii ambayo ni tusitishie vikao vya Bunge ili tuweze kujadili yale ambayo yako mbele yetu. Kusema kweli tuko kwenye hatari kwa sababu bila mapato katika Kaunti hii hakuna lile la maana ambalo tunaweza tukafanya. Pia vile vile kama sio Serikali Kuu kuleta ule mgao wao hapa kwetu sisi, hii haingekuwa Serikali.

Bw. Spika, yale mapato ambayo tunapata ni pesa ambazo ni za mradi mmoja; mishahara watu wanguhindwa kulipwa. Kwa hivyo ni vizuri kabisa tusitishie vikao ile kesho tuweze kupambana na hawa ili waweze kutuelezea ni mambo gani yanaendelea kule. Nimesimama kuunga mkono Hoja hii, Asante sana.

Hon. (Ms.) Chiku: Thank you, Mr. Speaker, Sir. I also rise to support the Motion. It is extremely important to know how much the treasury is collecting in this County. During the local Government, we used to survive on our own revenue. Today, we have some money from the National Government and suddenly the collection in this County has gone low. Is it being used as petty cash or what?

This Treasury Department was given three days when they were here last; let them know that we have given them enough rope to hang themselves. I kindly ask hon. Members to support this Adjournment as what another Member has spoken; let the hyenas great stones and let the stones answer back. Thank you.

Hon. Foleni: Hon. Speaker, Sir, I want to support the Adjournment of this House. But before I do that I have a concern and my concern is probably political or administrative based on how you handle it. I have realized with great concern that the communication between your office and the office of the Leader of Majority is something that you should look into.

Hon. Speaker, Sir, It beats logic if the Deputy Leader of Majority is around...

(Hon. Kenga stood on a Point of Order)

The Deputy Speaker (Hon. Mwambire): There is an intervention from hon. Kenga. Take your sit.

Hon. Kenga: Mheshimiwa Spika, naomba kusimama kwa Hoja ya nidhamu na kumuuliza Mjumbe wa Tezo aondowe hayo matamshi kwa sababu mheshimiwa Kadenge Kiongozi wa Wengi Bungeni alijieleza wazi kwamba hakuwa ametayarishwa na kwa kukosa kutayarishwa aliyechukuwa nafasi kwamba alikuwa ametayarishwa ameeleza kwamba walikuwa na hofu kwamba pengine Kiongozi wa Wengi Bungeni asingepata nafasi ya kuweza kuhudhuria. Na tayari amekuja kuchelewa kiasi cha kwamba isingekuwa ametayarishwa labda kungekuwa na taharuki kidogo katika maswala hayo. Kwa hivyo aende moja kwa moja kwa Hoja ya leo ili tuweze kujadili. Lakini sio kuanza kuleta mambo na *propaganda* za Jubilee. Asanteni.

(Hon. Mlanda stood on a Point of Order)

The Deputy Speaker (Hon. Mwambire): There is another intervention from hon. Mlanda.

Hon. Mlanda: Asante sana Bw. Spika. Ni vizuri tuheshimiane katika Bunge hili na mheshimiwe yoyote yule anaweza kusimamia...

(Hon. Mlanda spoke of record)

The Deputy Speaker (Hon. Mwambire): Sorry just make a request please.

Hon. Mlanda: ...kama mwenzake hayuko. Kwa hivyo Bw. Spika naona ni sawa kwamba mheshimiwa Daniel Chai Chiriba amesimamia kwa upande wa kinara wa Bunge na pia mwanachini wake wakati walikuwa hawako. Ni heshima mheshimiwa Foleni angaliheshimu

kwamba mwenzake amechukua nafasi ile ya kuhakikisha kwamba Bunge hili halikai bila kusonga mbele hata kama vinara wa Bunge hawako. Asante sana.

Hon. Foleni: As I adamantly withdraw my statement, the communication channel in your Department should be streamlined, Thank you. Now, as I support this Adjournment Motion, I want to say that lack of medicine, water, hunger in Ganze and in some other areas within the county, scarcity of other county necessities, lack of wages and delay of staff salaries these are the characteristics of a failed County. It is a high time this hon. House rise above party politics so that we can be able to streamline the revenue sector within our County...

(Hon. Mwayaa stood on a Point of Order)

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

Hon. Mwayaa: Mheshimiwa Spika Mjumbe anayeongea naona anapotosha Bunge hili akisema ya kwamba tumeanguka na bado tunawahoji. Anaweza akatowa maneno hayo kabla hajaendelea.

Hon. Foleni: Hon. Speaker, Sir, I have said that with the following support. I remember in this very House sometime last year we had a very strong debate in regards to matters of revenue. We went ahead to form an ADHOC Committee, but, the question is; what happened after that? We divided ourselves into party politics and thereafter nothing came forth. I have every right to remind our hon. Members that we have a constitutional obligation to fearlessly scrutinize the Executive.

The Deputy Speaker (Hon. Mwambire): Hon. (Ms.) Arafa has an intervention.

Hon. (Ms.) Arafa: Thank you very much, Mr. Speaker, Sir. I want to ask hon. Foleni if he went through the Report of the ADHOC Committee and confirmed that the recommendations and findings were based on political matters. Thank you.

The Deputy Speaker (Hon. Mwambire): By the way in our records, do we have an ADHOC Committee which was overseeing revenue issues in this County? I am wondering ...

Hon. Foleni: It was one of the items.

The Deputy Speaker (Hon. Mwambire): What was the ADHOC Committee on? Kindly put it on record so that anybody who will be reading the HANSARD can be in a position to...

Hon. Foleni: Hon. Speaker, let me continue with my contribution as I put aside...

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

Hon. Chai: Thank you, Mr. Speaker, Sir. I was informing the Member that I was one of the ADHOC Committee Members and it was not formed because of revenue collection in Kilifi County. That is the only thing which should go on record.

Hon. Foleni: I rest my case with this business of the two Members that have put across their contributions.

The Deputy Speaker (Hon. Mwambire): You are on record that you have rested the case. Hon. Foleni, you are talking about resting your case yet there is a pertinent issue that has been raised by hon. (Ms.) Arafa. You are supposed to confirm whether you read the ADHOC Committee and understood the recommendations as whether they were political, administrative or analytical?

Hon. Foleni: I want to request your able Chairperson to consider it withdrawn.

The Deputy Speaker (Hon. Mwambire): Thank you very much. Proceed please.

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Hon. Foleni: Hon. Speaker, as I support the Adjournment of this Motion, we should also learn that we have been greatly affected by lack of money...

(Hon. Foleni spoke off record)

Hon. Speaker, are you putting me off?

The Deputy Speaker (Hon. Mwambire): No! There seem to be a problem because I have not even touched my computer while my monitor shows that you are on. I think there is something that has interrupted it. Change to another mic.

Hon. Foleni: Alright. I want to request that come tomorrow we Members of this County Assembly should have our hearts together so that we can fearlessly question the two people that will come before us. At the end of the day we will be able to say that we have done our obligation to oversee the Executive. I want to sit down saying that we should call a spade a spade and not a big spoon. Why do I say so? Administration of this County has drastically and gravely failed the common Mwananchi. People cannot be suffering with hunger in Ganze and some other parts of this County at the expense of the likes of Rain Drops.

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

Hon. Mwayaa: Mheshimiwa Spika nimesema ya kwamba hawezi kutuambia...

(Hon. Mwayaa spoke off record)

anaweza kuyatoa maneno hayo?

Hon. Foleni: I have talked of administration not any other field.

The Deputy Speaker (Hon. Mwambire): There is another intervention please.

Hon. Nzaka: Thank you, Mr. Speaker, Sir. I have a Point of Information to hon. Foleni.

The Deputy Speaker (Hon. Mwambire): Do you wish to be informed hon. Foleni?

Hon. Foleni: I do not want to be informed.

The Deputy Speaker (Hon. Mwambire): Wind up please.

Hon. Foleni: So as I wind up, I want to support. Thank you.

The Deputy Speaker (Hon. Mwambire): Hon. Members, an Adjournment Motion has been moved to adjourn this County Assembly sitting on Tuesday, 29th November, 2016 so as to discuss matters of urgent county importance. Allow me to put the question for its adoption.

(Question put and agreed)

ADJOURNMENT

Hon. Members, there being no any other business to transact at the moment, this House adjourns until Wednesday afternoon. Thank you, very much.

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The House rose at 3.50 p.m.