

REPUBLIC OF KENYA
COUNTY ASSEMBLY OF KILIFI

THE HANSARD

Monday, 23rd November, 2015

*The House met at the Temporary Chambers at the defunct Malindi Municipal Council, Malindi
Town, 2.30 p.m.*

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

PRAYERS

NOTICE OF MOTION

**INITIATE MEASURES TO PERMANENTLY ABSORB ALL FOREST GUARDS
WORKING VOLUNTARILY WITHIN THE COUNTY**

Hon. Kenga: Thank you very much Mr. Speaker for allowing me to table before this hon. House a Notice of Motion directed to the Department Of Water, Natural Resources, Forestry, Environment and Solid Waste Management.

Aware That, the County Government of Kilifi conducted a forest guard recruitment exercise.

Noting That, the minimum requirement for the appointed was a Kenya certificate of secondary education. Acknowledging that there are some individuals volunteering as forest guards offering forest guarding and conservation services without pay and have been denied employment due to their low levels of educations.

This County Assembly urges the Department Of Water, Natural Resources, Forestry, Environment and Solid Waste Management to initiate measures to ensure that all forest guards who have been and are still working voluntarily within the County government are absorbed permanently within the County. Thank you very much.

The Deputy Speaker (Hon. Mwambire): Who is seconding?

(Hon. Hamza Stood at his place to second)

The House Business Committee will make considerations as to when this Motion will be tabled for debate.

STATEMENTS

The Deputy Speaker (Hon. Mwambire): Yes the Leader of Majority you have a number of Statements to respond to today.

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Leader of Majority (Hon. Mwingo): Thank you Mr. Speaker, apart from the Mover of the first Statement being absent ...

The Deputy Speaker (Hon. Mwambire): Just proceed even if he is not in for the interest of the House. We will be reading these Responses because there are some Members who are making it as habitual absentees whenever Responses are brought before the House and to some extent we have ended up losing very important information that Members could have used for their oversight role. Just proceed with that when the Mover of the Statement comes he will be given the Response or he can go through the HANSARD and make more additions.

Leader of Majority (Hon. Mwingo): Mr. Speaker I was coming to that. Despite of the Mover of the Motion begin absent I would like to seek for more information for that first Statement but I have some other Responses to make.

The Deputy Speaker (Hon. Mwambire): Proceed.

DEATH BY SHOOTING OF MR. CHARO MANGI

Leader of Majority (Hon. Mwingo): The first Statement is from hon. Albert Kiraga which reads; I rise to seek a statement from the County Government if it is aware that on Tuesday 4th August 2015 Mr. Charo Mangi a resident of Kadzuhoni village in Gongoni Ward was shot dead by an administration police officer during peacefully demonstrations against Land issues. What is the County Government is doing to bring the culprit to book and what measure is the County Government doing to solve the land dispute at the area.

Mr. Speaker, the following is the Response to this Statement;

This matter resolves around a court case HCCC66 of 2015 in the Environment and Land court at Malindi; parties are Amir Marie Ahmed and Amne Faud Mbarak Waishow (plaintiffs) and Katana Chai and 55 others (defendants) before hon. Justice .O.Angote.

It is a land case on land parcel No. LR No. 11883 Mambui, estate of Amne Faud Mbarak Waishow Saleh measuring approximately 3339.0 acres.

That on 16th June 2015, the hon. judge ordered that the defendants be restrained from putting up any more structures and that the County surveyor visit the site properly in the company of police officers to map out the area that is already occupied by the defendants and the area that has not been occupied pending the hearing of the application. Our survey officers visited the site on the 4th August, 2015 to implement the court order for the residents in Kadzuhoni primary school.

The OCS explained to the residents at Kadzuhoni primary school the purpose of the visit but the residents could not hear of this and become violent forcing the surveyors to retreat. The exercise was however suspended. The County Government therefore was not party to the court case which is still un-discharged. While the shooting of the person by administration police is a criminal case and the Attorney General is responsible as to what actions may have been taken.

However, as a precautionary measure to avoid such incidences in future, the departure issued a directive to the County surveyor that, before implementing courts orders involving such highly volatile areas, we need to engage the local residents. This is because the exercise at hand for example was to help determine the case maybe in favour of the defendants. Thank you, Mr. Speaker.

The Deputy Speaker (Hon. Mwambire): Yes hon. Kiraga.

Hon. Kiraga: Thank you Mr. Speaker. The Leader of Majority has not answered the question of what the County Government is doing as regards to the shooting of the resident.

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What he was just highlighting is what has been transpiring in the courts of law. We needed to be told what action this County Government is taking to safeguard its people. Mr. Speaker, I believe and we all know that eventually it will be a function of the Counties but still as a County we still have to do something. The County Government has to do something as far as its residents are concerned. I am not satisfied with his Responses. Thank you.

The Deputy Speaker (Hon. Mwambire): Any other interventions to that Response? Anybody who wants to respond to the Response? Allow me to direct this matter to the Committee on Justice and Legal Affairs to make a clear follow up because in the Response read by the Leader of Majority he talked about the Attorney General chamber and that he is responsible of prosecuting the criminal part of it. Out of that I think they can come up with a clear Report because this has been coming in from time to time. We understand that security is not devolved at the moment but let the Committee on Justice and Legal Affairs look into the issues of this incident so that they can come up with a clear Report on how best and how far that matter can be handled. Yes, do you have any other issue hon. Kiraga?

(Hon. Kiraga was inaudible)

What are you are saying?

(Hon. Kiraga was inaudible)

We have concluded on that one unless it something else?

Hon. Kiraga: There is something I want you to clarify.

The Deputy Speaker (Hon. Mwambire): Okay carry on.

Hon. Kiraga: Mr. Speaker, if you look at the Response, it shows clearly that...I don't know how I can put it because I believe we do not have Antony Kiraga in this chamber. I do not know how Antony Kiraga came about. I thought these are the things which the Leader of Majority while discussing with the CEC should have lamented on. I don't know but there is no clear commitment as far as this Statement is concerned, more so I am not Antony Kiraga and I do not think there is Antony Kiraga in this House.

The Deputy Speaker (Hon. Mwambire): Which Part? Read that line please. *(To the Serjeant-at-Arms)* Give the microphone to hon. Kiraga so that he can read the line.

Hon. Kiraga: Response to the County Assembly, A question by hon. Antony Kiraga.

The Deputy Speaker (Hon. Mwambire): Okay, I think that is an oversight but again I was basing my direction on the last paragraph which you shared. Let the Committee follow it up so that we can at least get a clear way forward. The Leader of Majority read your Responses before we go to the health one. We have concluded on that one.

The Leader of Majority (Hon. Pascal): Thank you Mr. Speaker. Hon. Albert Kiraga, I think that was a typing error, you are not Antony. Mr. Speaker, the following Response is still for the hon. Albert Kiraga who wanted to know the measures that the County Government has made in preparation to the El Nino rains; here is the Response from the relevant department.

EL- NINO PREPAREDNESS BRIEF FOR KILIFI COUNTY ASSEMBLY

1. El-Nino Advisory

Kilifi County has focused to receive enhanced rainfall (El-Nino) during the "Short Rains" (October- November- December 2015) with onsets during the first and second week of October

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2015 and cessation during the 4th week of December 2015 with a possibility of the rains going into early 2016 in some areas. Additionally, the County being in a low lying altitude region is bound to bear the brunt of local floods as well as flood waters emanating from up country.

1. County's Preparedness and Responsive Measures

The County Government has requisitioned emergency Response items targeting 500 households worth 1, 1000,000. These items are currently being moved to strategic points across the County to enable quick Response. The County is in the process of procuring more items of a similar amount to target additional 500 households.

The Disaster Management Unit (DMU) recently responded to flooding events that were experienced in Chakama, Milore and Mtepeni where a total 120 people including school children were marooned.

The County Government Department of agriculture purchased 30,000 dozens of Rift valley fever (RVF) vaccines and received another 67,000 doses from the National Government. Water drainage system construction is ongoing in Kilifi, Mtwapa and Malindi towns in the anticipation of the flash floods.

2. El-Nino Sensitization

The DMU in conjunction with the stakeholders carried out a sensitization exercise from 23rd September to 7th October 2015. Areas reached were Magarini; (Marereni, Kambicha, Boraimani, Baricho, Gandini, Dagamra and Burani) In Malindi; (Chakama, Goshi, Jilore and Langobaya) Kilifi South; (kwa Kadzengo, Kikambala, Mtwapa, Mtepeni) Kilifi North; Mbogolo, Ngerenya) Ganze; (Petanguo, Jaribuni, Palakumi and Bamba).

3. Stakeholders in Disaster Management

The disaster management unit has been coordinating a series of meetings from September with stakeholders, National Drought Management Authority (NDMA), Kenya Red Cross Society (KRCS), World Vision, Kenya Meteorological Services, Plan International, Agricultural Sector Development Support Programme (ASDP), Office of the County Commissioner and the County Sector working groups to draw a County preparedness plan. The plan covered three phases namely; Pre El Nino phase, During El Nino and Post El Nino phase.

The County Government in partnership with NDMA, KRCS and Plan International trained disaster management Committees in Ganze, Sokoke and Jaribuni Ward of Ganze Sub County on disaster risk reduction with emphancies to El Nino preparedness and Response.

4. El-Nino Preparedness Budget by Sector

It was resolved in a Cabinet meeting that a consolidated fund of 106,000,000 from the various sectors will be created to address the anticipated adverse effect of the El Nino. The following is the program.

S/N	Intervention	Target Area	Budget (Ksh)	Available resource(Ksh)	Deficit (Ksh)
1.	Agricultural Sector	All 7 Sub-Counties	22,115,000	5,000,000	17,115,000
2.	Health Sector	All 7 Sub-Counties	30,786,120	20,000,000	28,786,120
3.	Water Sector	All 7 Sub-Counties	54,000,000	10,000,000	44,000,000
4.	Roads and Public	All 7 Sub-Counties	250,000,000	10,000,000	240,000,000

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	Works	Counties			
5.	Food Items	All 7 Sub-Counties	56,373,000	50,000,000	6,373,000
6.	Non Food Items	All 7 Sub-Counties	99,180,160	11,000,000	88,180,160
	TOTAL	All 7 Sub-Counties	512,454,280	106,000,000	406,454,280

The available resources account for 20% of the total Budget.

Conclusion:

The County Government of Kilifi is cognizant of the effect that floods cause to the communities in the prone areas and therefore remains vigilant and prospective to assist in the reduction and effectively respond to El-Nino emergencies.

Submitted by...

The Deputy Speaker (Hon. Mwambire): By you, the Leader of Majority. Okay hon. Kiraga Please respond to this one.

Hon. Kiraga: Thank you Mr. Speaker. I fail to understand whether these Responses are as per the Statements which are being issued in this House. Does it mean that the County Government of Kilifi is waiting for a disaster to happen so that they can intervene? Because from what has been read here, it is like the County is waiting for an event to happen for them to intervene? I sought this statement a very long time ago; in fact before the El Nino rains had began. I had a purpose, let me give you a very simple example of the Gongoni market. When it rains the whole market floods so I thought as a County we should do something before the rains start. Probably unblocking of the drainage system could help a lot, today we are being told that money has been budgeted for but we are waiting for some people to be swept away by rains or houses to be damaged so that we can intervene. My thoughts were; we could prevent these happenings before any calamities take place. Mr. Speaker, these Responses I am not sure whether they are answering the real issues which are being raised in this Assembly.

Finally I want to say that I am not satisfied with this Response, thank you. My thoughts were that in Gongoni they should come and do something the same with any other place that is prone to be affected by the rains. It was yesterday that we heard in the radio that the Administrator of Kaloleni to be exact was bitterly complaining that the rains had damaged some areas and so did the budget administrator of Kaya Fungo lament on the same issue. My dismay is that money has been budgeted and it is lying unused. What is the money doing unused?

The Deputy Speaker (Hon. Mwambire): Yes hon. (Dr.) Mzungu Chitibwi, please.

Hon. (Dr.) Chitibwi: Thank you very much Mr. Speaker. I have received this Statement but their some questions which need clarifications. The item on health sector; its figures do not tally. You have a budgeted amount of 30million, 20 million is available but the deficit is 28million these figures do not tally at all. Then No. 6 non-food items contain a large amount of money, the figure is 99 million it cannot appear on a document like a miscellaneous item. It has to be specified which none food items these are. So I believe we need further explanations for that. Thank you Mr. Speaker, Sir.

The Deputy Speaker (Hon. Mwambire): Yes hon. Ibrahim.

Hon. Ibrahim: Asante sana Bw. Spika. Mchango wangu ni kwamba kulingana na karanja wa Bunge hili amejibu barabara pesa za dharura ikiwa zimetengwa silazima zikatengeze

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kwa Mheshimiwa Kiraga. Pesa za dharura inamaana zinaweza tumiwa mahali popote katika Jimbo letu la Kilifi Kaunti. Soko litaanguka kwake ikiwa yeye mwenyewe kama Mwakilishii wa Wadi hajajipanga, kwa sababu tuko na fedha za kuendeleza na kujenga Wadi kwa hivyo angejipanga na fedha zile. Asante sana Bw. Spika.

(Laughter)

The Deputy Speaker (Hon. Mwambire): Yes hon. Japhet Nzaro.

Hon. Nzaro: Thank you hon. Speaker for giving me this opportunity to share a few things in this Report. If you look at bullet five the Eli Nino rains were prepared for a budget by the Environment Sector in a Cabinet meeting. It was resolved that one hundred and six million be set aside for this Eli Nino. You will realize that, I don't know how the Executive would spend this money without our approval as an Assembly because I think this money was not marked in the budget to carry these activities which are happening here and as an Assembly we have to approve these expenditures before money is spent in this County. Thank you.

The Deputy Speaker (Hon. Mwambire): Any Member who wants to put his or her inputs on that before the Leader of Majority responds? Yes hon. Hamza.

Hon. Hamza: Mr. Speaker we need to get a clear direction because he has raised a very pertinent issue and I thought before we move on we should be informed by what hon. Nzaro has put across. It is true that the money has not been approved by this House and spending that money without the approval of the Assembly is one of the unconstitutional issues which we would not like to face.

The Deputy Speaker (Hon. Mwambire): Yes the Leader of Majority will respond to all these things, that is why I would like to get all the interventions before he responds. Is there anybody else with a query about this Response? Yes hon. Foleni.

Hon. Foleni: Thank you honourable Speaker. Probably in addition to what the Leader of Majority will respond to, it should also be followed by a Statement of how much money has been spent on the same in regards to where and how. If at all their some areas that have experienced El Nino rains and they have gone to rescue. It is good for us to know how much money they spent and where, thank you.

The Deputy Speaker (Hon. Mwambire): Yes hon. (Ms.) Mbeyu.

Hon. (Ms.) Mbeyu: Thank you Mr. Speaker. I rise to seek clarification from the Leader of Majority. The Statement starts with issues of stakeholder disaster management, according to this budget, it is illustrated that the County Government is in consolidation with NGOs partners. Could we be told whether the money is from the partners or it is from the County Government dockets as we are seeing in this document? Thank you.

The Deputy Speaker (Hon. Mwambire): Yes allow me honourable Members to give a chance to the Leader of Majority to respond to the different issues that have emanated from Members. Leader of Majority, please proceed.

The Leader of Majority (Hon. Mwingo): Thank you Mr. Speaker. I would like to inform this hon. House that I have taken note of all your concerns and I will refer the same to the responsible department and if need be then the Member concerned will come to this House for further advice on the same. Thank you, Mr. Speaker.

The Deputy Speaker (Hon. Mwambire): So you are informing this House that the CEC in charge of devolution will be coming to the House to clarify those issues or you will come with the Responses?

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The Leader of Majority (Hon. Mwingo): Well, I will go back to her, and then I will report back to the House in the course of next week. If there will be need that she appears before this House then I will have to bring her to the House for further explanations

The Deputy Speaker (Hon. Mwambire): Let it be on Monday so that you can get ample time to look for all those Responses.

The Leader of Majority (Hon. Mwingo): Thank you.

The Deputy Speaker (Hon. Mwambire): Is there another Response that you are supposed to give?

SPECIAL AUDIT REPORT FROM THE KENYA NATIONAL OFFICE

The Leader of Majority (Hon. Mwingo): Yes, there is a last Response from Hon. Teddy Mwambire it reads;

Is the Leader of Majority aware that, the County Assembly adopted the Report of the County Public Investments and Accounts Committee on the 26th November, 2014 that recommends a special audit on revenue collection?

Whether the leader of Majority is aware that the Assembly has not received the Report of the Special Audit. If yes has the County Government received the Special Audit Report from the Kenya National Audit office and when will the Special Audit Report be brought to the Count Assembly. Mr. Speaker this is the Response;

That, I hereby confirm that the special audit Report has been received by the Assembly and I also wish to state that the same has been received by the County Executive. Mr. Speaker, I think we received the same document from our respective pigeon holes and it is my hope that all Members had this document. Thank you, Mr. Speaker.

The Deputy Speaker (Hon. Mwambire): Any Member who wants to add anything? Yes hon. (Dr.) Chitibwi.

Hon. (Dr.) Chitibwi: Thank you Mr. Speaker, Sir. If I heard correctly what the Leader of Majority said that this House anonymously accepted, I do not think this House is anonymous, is it unanimous or anonymously?

The Deputy Speaker (Hon. Mwambire): Yes any other comment so that he can clarify? Leader of Majority respond to that so that we can move.

Leader of Majority (Hon. Mwingo): Mr. Speaker we went to different schools and we have different accents but this how it reads; Whether the Leader of Majority is aware that the County Assembly unanimously adopted the Report from the County Public Investments and Accounts Committee on 26th November 2014 that recommends for a special audit on revenue collection.

Whether the Leader of Majority is aware that the Assembly has not received the Report of the Special Audit. If yes has the County Government received the Special audit Report from the Kenya National Audit office and when will the Special Audit Report be brought to the Count Assembly.

CLARIFICATIONS ON LEVELS OF HOSPITALS AND THE CLOSURE OF GATE BETWEEN KEMRI AND KILIFI COUNTY HOSPITAL

The Deputy Speaker (Hon. Mwambire): Thank you very much. Hon. Members, last Monday there was a resolution for a Response from the Department of Health which Members

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who were present including the Vice Chairperson sought the guidance of this House to reserve the Response for the Chairperson of the Health Committee to respond. It is now an opportune time that we are giving the Chairperson to respond to the question that was raised by Members of this Assembly. Hon. Kiraga, please proceed.

Hon. Kiraga: Thank you Mr. Speaker. I want to give a Response to a Statement which was raised before this House by hon. Nzaro. He wanted some clarification on the level of hospitals and the closure of gates between KEMRI and Kilifi County hospital and this is the Response;

We have five level of health services delivery care, level one being the community units, level two are the dispensaries like Mtondia Dispensary and Mnarani Dispensary etc. Level three we have the health centers (e.g.) Matsangoni health center and Gede health centre etc, level four these are the County and Sub- County Hospitals e.g. Kilifi County Hospital and level five, we have Malindi which is being upgraded to level five hospital through the managed equipment services.

The Second Response is about the closure of the gate and this is the Response Mr. Speaker; we have indicated that there is an ongoing discussion between KEMRI and the Department Of Health, with had a meeting on 17th September 2015 between KEMRI management and the County management team and it was resolved that a committee of senior managers from the two Departments to be formed and clear communication channels were identified (specific staff were identified to be communicating on behalf of the County Department of Health & KEMRI). That is the Response Mr. Speaker unless otherwise.

The Deputy Speaker (Hon. Mwambire): Hon. Nzaro.

Hon. Nzaro: Thank you Mr. Speaker. I want to talk on the Response of the first Statement on the levels of health care services in the County. You realized that the only level five hospitals we are yet to have is Malindi hospital. What I would wish the Chairperson to fasttrack and maybe assist the residents of this County is to look for ways of upgrading the Kilifi Sub-County hospital to a level five hospital because as a County it will be very difficult for people from let us say from Mariakani and Jila to be referred to Malindi while I think Kilifi is a central place in the County.

Mr. Speaker, for the second Response, it is good that the Chairperson has given this answer but I wanted this issue of closure of the gates not to happen again because the KEMRI staff are offering health services to our patients who are at the hospital in Kilifi and when you close the gate it means that the people offering the services will have to take the long route to access the wards. So, the Response given is appropriate and should not happen again in the future. Thank you, Mr. Speaker.

The Deputy Speaker (Hon. Mwambire): Any other person? Hon. (Ms.) Mbeyu proceed.

Hon. (Ms.) Mbeyu: Thank you Mr. Speaker, my big concern is about the Response to the first Statement on issue of level five hospitals. I want to concur with hon. Nzaro on the issue of upgrading Malindi hospital to level five. It has been an issue to most patient and mostly the pregnant Mothers as Malindi is in the far end of Kilifi County and you would find ambulances rushing all the way from Kaloleni Ganze for a referral to Malindi and you will see the same ambulances rushing all the way again to Mombasa. So, the Chairperson for Health and the Health Committee Members we need to give this a second thought at least to have the Kilifi County hospital be upgraded to a level five. At least it is central and if anything we would have other referral to Mombasa from Kilifi than referring from Malindi to Mombasa for the sake of mothers and small children. Thank you.

The Deputy Speaker (Hon. Mwambire): Any other, Yes hon. (Ms.) Barka.

Hon. (Ms.) Barka: Asante Mheshimiwa Spika, nilikuwa naomba niwaeleze wenzangu walionena haswa Mheshimiwa Mbeyu kwamba ugatuzi haukugatuliwa kikamilifu. Tukiangalia upande wa afya hiyo bado iko Serikali kuu wale waliokuja wakafanya utafiti wakaangalia baina ya Kilifi na Malindi ni watu wakutoka juu, kwa hivyo walifanya wakaona kwamba Malindi inahudumia watu wengi zaidi. Pili kuna vifaa ambavyo vinahudumia watu kutoka nje ya Kaunti yetu. Wakaona kwamba wanabeba mambo mengi na wagonjwa wengi kutoka mbali. Hatukukataa, nafikiri hapa tulikuja tukaongea na bado tunangojea Mswada uje tupitishie kwamba tumekubaliana moja kwa moja k Kilifi ndio maeneo makuu ya Kilifi Kaunti ambapo hospitali yetu lazima tuifanye iwe ya juu zaidi hata pengine kushinda Malindi, lakini walivyokuja watu kutoka Serikali kuu ndio waliipitisha hivyo.

Sisi sote twapendezewa sana kuipitisha Kilifi kwa sababu ita hudumu mahali pakubwa kutoka Mariakani, Kaloleni na kila mahali lakini ugatuzi ndio umeleta mambo yote haya na haukua kamilifu, uliletwa nusu nusu. Serikali kuu ya juu ndio iliokuja ikapitisha kwa hivyo nakubaliana na wewe Mheshimiwa Mbeyu. Ni lazima tuaangalie njia tutafanya vipi ili Kilifi pia iwe kwa hicho kiwango cha namba tano. Asante.

Hon. Mwambire: Honourable Members, I understand there are so many concerns about the issue you are currently sharing but let us be very careful when we are quoting the positions especially referring to the Constitution. If you look at the Constitution Schedule (4), Health is fully devolved except the policies. It is wrong to claim that health is not fully devolved. That is why we have been passing a budget to buy medicine among other equipments that are used for the health department. Please let us be very partial, share things that will go to the HANSARD having full knowledge of the issues that we are discussing. Any other person before the Chair responds? Yes the Chairperson of Health hon. Kiraga, respond to the concerns raised please.

Hon. Kiraga: Thank you very much Mr. Speaker. I want to appreciate the gesture which has been shown by the Statement mover hon. Japhet Nzaro. He is seeing the need of the Committee concerned with Health Services in this Assembly to come up with ways and means so that we can also upgrade Kilifi. Mr. Speaker as you have put it, health was not fully devolved. In fact part of the Health Policy still remain with the National Government and if you look at Level Five, Malindi is being upgraded to Level five Hospital through Managed Equipment Services.

The Managed Equipment Services the (MES) are services which are still within the National government. As a County, we do not have any steak as far as these services are concerned. One of the rules of the MES is to come down... As you know there is a policy which says we should have a level five hospital at least in every County. In order to come up with level five hospitals in every County, the Managed Equipment Services are the ones who came down and did their own research and came up with a resolution that in Kilifi County; Malindi hospital is the one to be upgraded, looking at different parameters from service delivery to infrastructure and everything. As a Committee we would wish to ask this Assembly to allocate more funds in the Health docket so that we can be able to upgrade Kilifi hospital to Level Five.

In the near future, if the Managed Equipment Services come down they can also be convinced that Kilifi District Hospital is per their standards. If the departmental budget is beefed up Mr. Speaker, you be assured that Kilifi Hospital will be upgraded next time. Thank you very much.

The Deputy Speaker (Hon. Mwambire): Honourable Members, I think we have concluded on those issues of Responses to Statements. Mr. Clerk, Next Order!

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Clerk-at-the Table: Order number eight, Motion.

The Deputy Speaker (Hon. Mwambire): Hon. Hamza Please.

MOTION

FORMATION OF A COUNTY PREMIER LEAGUE

Hon. Hamza: Thank you Mr. Speaker, Sir. I would like to move the following Motion to the Department of Education and Sports.

Aware that sports is amongst the devolved functions, further aware of the challenges faced by our local football clubs due to un procedural League formations that have lead to clubs engaging in tournaments determined by financial status not in terms of performance. This County Assembly urges the County Executive Member in charge of Education and Sports to come up with a Premier League where the best three teams are elevated to nationwide with sponsorship from the County Government. Thank you.

The Deputy Speaker (Hon. Mwambire): Who is seconding?

Hon. Hamza: I call upon hon. Kiraga to second.

(Hon. Kiraga stood at his place to second)

The Deputy Speaker (Hon. Mwambire) Honourable Members, the Motion directed to the Department of Education and Sports is ready for debate.

(Question proposed)

Yes hon. Kiraga, you seconded which means you were well prepared to share your sentiments about this Motion.

Hon. Kiraga: Mr. Speaker, I am ready to share my points as far as this Motion is concerned.

The Deputy Speaker (Hon. Mwambire): Proceed please.

Hon. Kiraga: May I first of all thank the Mover of this Motion for bringing such an item to this House. We all know that if we do not take care of the youths in this County then we will experience a lot of bad things ranging from drug abuse, theft and what have you. I believe that is why some of these reasons pointed the mover of this Motion to come up with this item in this House.

Mr. Speaker, we have seen tournaments being handled in our Wards and in our Sub Counties though they are not properly managed. I am sorry to say that some of the Members in this County Assembly are being overwhelmed by resource mobilization as far as coming up with these tournaments or Leagues in the different areas concerned.

I believe that, if what has been projected in this Motion is passed by this Assembly we are therefore going to give the full mandate to the relevant department. So that instead of having teams from all over struggling to go up under very minimal budget we can have specific number of teams moving up to the Premier League. I am sure we are going to have these things done in an orderly manner. More so we are also going to see how the funds which are being disbursed by the County Government as far as the sport is concerned. I highly congratulate this idea and I

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wish my fellow Members to support this so that it can sale through for some of us to get a reprieve. Thank you, very much Mr. Speaker.

The Deputy Speaker (Hon. Mwambire): Hon. (Ms.) Mbeyu.

Hon. (Ms.) Mbeyu: Thank you Mr. Speaker. I rise to support this Motion. It is coming at the right time and I want to remind this House that we had started so well with sports activities in this County. I remember the Chief Officer and the CEC education had even brought balls to distribute in all the Wards, when we wanted to kick start a program for elevating the youth activities in the County. I don't know whether this activity went off too.

It is the right time now we start off properly because you will find that most of these groups are on their own. Often you will receive a message from one team stating that they want to go to Naivasha, claiming to have won a tournament. Still you will receive another message of another group travelling to Gatundu. It is all over the whole County that teams are going out of their way to win tournaments. I am sure that as a County we can come up with better teams and train youths in their groups as much as sports is concerned to hunt for the best in these tournament so that we form superior teams in the Counties. I beg to support thank you.

The Deputy Speaker (Hon. Mwambire): Yes hon. Mwayaa.

Hon. Mwayaa: Asante Mheshimiwa Spika. Nami na simama kuunga mkono Mswada ulioletwa na Mheshimiwa Hamza. Tukiangalia kweli kule mashinani kuna timu ndogo ambazo zinainuka na sisi kama Waheshimiwa hatuna bageti ya kutosha ya kusema tunaweza kuzithibiti hasa kifedha. Kimaoni yangu naona tupate ligi kuu ambayo wachezaji bora zaidi wachaguliwe ili waweze kuchezee. Itakuwa ni furaha kubwa ama itakuwa tunaelekeya pahali ambapo vijana wetu wataweze kujitokeza na tujuwe wako nanma gani. Tulianza hili mwanzoni na sijui tulipoteza mwelekeo wapi, lakini ikohaja sahi tuweze kuitilia makazo na tukaweze kufikia pale mahali tulikuwa tumelenga. Ni hayo ninaunga mkono Mheshimiwa Spika, asante sana.

The Deputy Speaker (Hon. Mwambire): Hon. (Ms.) Chihanga.

Hon. (Ms.) Chihanga: Asante sana Bw. Spika. Mimi pia nimesimama kuunga mkono Hoja hii. Kwa kweli kukiwa na mipangiliyo maalum kuhusu hizi timu ambazo zitakuwa zinacheza kule nyanjani. Naoni ni wakati tukaweze kuwashika vijana wetu kupitia ile mikakati ambayo tutakuwanayo ili tuweza kukuza vipaji vyao. Kwa sasa tunaona wanacheza kweli lakini wakifika mbele wanawachiliwa tu hivyo hivyo kwa sababu ya ukosefu wa fedha. kwa hivyo pia mimi nimesimama kuunga mkono kukawe na hiyo mipango ya kuweka hizi fedha ili zile timu bora ziweze kuchujwa na kusimamiwa vilivyo ilituweze kuwakuza. Hata mapato yao yatakuwa mazuri na vipaji vyao vitaweza kuonekana. Siyo hapa tu Kenya ama Kilifi peke yake hata nchi nzima na dunia kwa jumla. Asante.

The Deputy Speaker (Hon. Mwambire): Hon. Matano.

Hon. Matano: Asante Mheshimiwa Spika. Basi nimesimama kuunga mkono Hoja hii na kupongeza Mheshimiwa ambaye ameona ni vyema kuangalia maswala ya vijana. Nilikuwa nimetulia nikitafakari kwa kina Hoja hii. Mimi nikiwa kijana katika Kamati ya Utekelezaji inayo ongozwa na Mwenyekiti Mheshimiwa Mramba. Tulikuwa na mambo mengi tuliyoyapitisha kuhusu vijana haswa kuhusu michezo na yamekwama katikati.

Mheshimiwa Spika ninalosema ni kwamba Hoja imekuja wakati upasao na ninaomba Bunge hili lipitishwe. Ninaomba ya kwamba umwambiye Mwenyekiti wangu wa Kamati ya Utekelezaji ya kwamba Hoja kama hizi muhimu zikipita katika Bunge hili ni lazima zikatiliwe mkazo, zishughulikiwe na zitimizwe ili mafanikio yaweze kuonekana kwa wale wahusika. Asante Mheshimiwa Spika, ninaunga mkono.

The Deputy Speaker (Hon. Mwambire): Hon. (Ms.) Selina Khadija Salim.

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Hon. (Ms.) Selina: Asante sana Mheshimiwa Spika kwa kunipa nafasi hii na vile vile nachukuwa nafasi hii kumpongeza Mheshimiwa aliyeleta Mswada huu. Naona sahihi kama Bunge la Kaunti tukipisha hii Hoja kwa sababu ukiangalia dunia nzima vijana wetu wengi ni mashabiki wa mpira. Tazama akina Messi wale mashabiki walio chukua uchezaji wa mpira kama ajira yao. Ukiangaliya Kenya yetu ama Kilifi kaunti cha kushangaza ni kwamba hata uwanja mzuri wa kucheza mpira hatuna. Sasa naona ni wakati mzuri tupitishie hii Hoja ili tuweze kutengeza hata viwanja vyetu na vijana wetu wazidi kuboresha vipaji vyao. Nimesimama kuunga mkono.

The Deputy Speaker (Hon. Mwambire): Hon. Japhet Nzaro.

Hon. Nzaro: Thank you Mr. Speaker. I rise to support the adoption of this Motion. Mr. Speaker talent promotion will be enhanced when we pass this Motion. When we create a County Premier League we will create opportunities for our youth. I wish this Motion comes to a conclusion because as you realize these children who come from the remote areas of this County will be given an opportunity to promote their talents. By doing this we will also be doing what is envisioned in our Constitution. Creating opportunities for every person will be an added advantage for our youths especially now that there are no white collar jobs.

When we create these talents our youths will be identified more so if they are approached by those good clubs which mine these talents, then they could get scholarships which will promote their career. I think this is a Motion which has come at a very opportune time to make the youths of this County stop engaging in evil. The radicalization of our youths will make it possible for our youths to live in comfort. Thank you Mr. Speaker, I stand to support.

The Deputy Speaker (Hon. Mwambire): Hon. Matsaki.

Hon. Matsaki: Asante sana Bw. Spika. Japo sikuwa tayari kuongea lakini kwa sababu umenitaja wacha mimi niongee kidogo. Mimi kitu ambacho nafahamu; kwanza kabla sijasema naunga mkono au siungi mkono. Katika katiba ya FIFA na pia ile Bodi inayo simamia mpira Kenya; Kenya football federation mara nyingi utakuta hawa watu hawataki kuingiliwa na serikali. Mara nyingi utasikia serikali inataka kuingilia mambo ya mchezo lakini Kenya FIFA inasema serikali hairuhusiwi. Sasa sisi kama Kaunti na yule aliyeleta Mswada huu amesema tupate timu tatu ambazo zitaweza kuingia katika ligi kuu. Hii ligi kuu itakuwa na akina nani, kwa sababu vile ninavyo fahamu katika mchezo mimi nimekuwa naibu katibu wa KFF miaka ya nyuma katika Coast branch na unakuta katika ule mzozo wa kimchezo Serikali ikitaka kunyoosha mambo ya mchezo, FiFa ile katiba yao inawazuia serikali. Mara nyengine...

(Hon. Kiraga stood on a Point of Order)

The Deputy Speaker (Hon. Mwambire): There is a Point of Order from hon. Kiraga.

Hon. Kiraga: Thank you Mr. Speaker. I rise on a Point of Order under Standing Order number 87; I would wish the Member on the floor to give us the clause which prohibits FiFa to honour some intervention by the Member states, like Kenya and the FKF. Thank you very much.

The Deputy Speaker (Hon. Mwambire): Hon. Matsaki that standing order requires you to substantiate your allegations please just do that.

Hon. Matsaki: Kwa sasa vile vipengee siwezi kuvileta hapa saa hii kwa sababu mimi nazungumza kulingana na yale ninayoyafahamu na ikiwa ni muhimu na ni lazima ajue...

The Deputy Speaker (Hon. Mwambire): Then you can withdraw if you cannot clarify.

Hon. Mastaki: Basi kama ni kuwithdraw, I am going to withdraw. I am not either supporting or ...

The Deputy Speaker (Hon. Mwambire): Hon. Mastaki you are out of Order because you started with Kiswahili and now you are speaking in English and the Standing Order requires you to use only one language so take your seat and relax please. Thank you very much. Hon. (Ms.) Elina as the Chairperson in that Committee you should give us your overview before I take it back to the Mover of the Motion to respond.

Hon. (Ms.) Elina: Asante Bw. Spika. Nimesimama kumuunga mkono aliyeleta Mswaada huu leo. Ninaunga mkono kwa sababu hata kamati yangu iko mbioni kutengeneza Ripoti kwa sababu hatuwezi kuwapatia vijana mipangilio ya michezo kama hatujajua uwanja uko wapi. Kwahivyo katika kila Kaunti ndogo tumepitia na kufanya utafiti tuko karibu kumaliza, imebaki Ganze pekeyake. Tukimaliza tuende kumuuliza warizi atupatie ratiba ya kufanya kazi...

The Deputy Speaker (Hon. Mwambire): Hon. (Ms.) Elina we are those representing youth in this Assembly.

Hon. (Ms.) Elina: Nafikiri wako na mambo mengine. Bw. Spika nataka nimuunge mkono ingawaje tuko katika mipangilio ya kupika hayo mambo ya vijana, lakini tuliona ardhi zinaendelea kuisha wacha tutenge viwanja na saa hii Kamati yangu iko karibu kwenda kukaa bado Kaunti ndogo moja ya Ganze tumalize halafu tukae tupange ndio tumuite waziri atupatie ratiba yake yote ya mchezo. Tutakua na ratiba ya kuwapangia wale vijana, kwa sababu mwaka tulioingia walikuja na mipangilio ya kila Wadi kuwa na mashindano, tukazifanya na ahadi alizo ahidi waziri alisema kwamba ile timu ambayo itakuwa imechaguliwa Kaunti nzima inaweza kuajiriwa ikawa ni wafanyikazi wetu na iwe inatuwakilisha hilo halijafanyika.

Hatuwezi kumsukuma sana kwa sababu Ripoti yetu haijakamilika. Kwa hayo namuunga mkono Mheshimiwa kama alivyosema na tuiptishe ili akianza kututaftia aidha atugawanyie tena mpira kama alivyotugawanyia mpira ama atuletee kits zozote za mchezo huku pia tunaendelea na hii mipango mingine ili tukikaa na kutoa Ripoti watu watajua mipangilio yote ya hiyo kamati imeendelea namna gani. Kwahivyo nimesimama kumuunga mkono Mheshimiwa Hamza tuko pamoja tuweze kuendeleza Kaunti yetu kimichezo.

Hata saa hii Mheshimiwa nikupe taarifa kuna timu zitakuja kutoka nchi za nje, tuko na timu ya Uganda na Tanzania zinakuja hapa Malindi. Kuna timu ambazo zinacheza kule chini ufuoni wanakuja kucheza, huenda karibuni tukapewa hiyo ratiba hata wameomba bunge hili kufungua uwanja siku ya kwanza ili kukaribisha wageni. Kwahivyo mipangilio yote ya mambo ya michezo na mipira iko kwenye mipangilio. Twangojea tumalize ndio tuwasomee zikiwa zimekamilika. Nimesimama kumuunga mkono na ajue kuna uhondo unakuja, tusimame imara maana kama kijana atachukua mfano mzuri ni kutoka kwa kiongozi. Kwahivyo sisi ndio tutaanza kwa kuwakaribisha wale wageni kutoka Uganda na Tanzania halafu tuwapishe vijana wetu wa soka la kule baharini. Bw. Spika nashukuru kwa kunipa nafasi hii. Asante Bw. Spika.

The Deputy Speaker (Hon. Mwambire): Hon. Hamza. Respond please.

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

Hon. Hamza: Thank you Mr. Speaker. I want to thank all the Members who have taken their time to contribute positively to this Motion. I would also like to ask hon. Matsaki who is moving out, he has raised some issues of the FIFA to clearly follow my submissions so that he can know where the FIFA can in and where it cannot. As you look at the league format as it is at the moment, we have had the tournaments begin arranged in an order which does not go as per the constitution with reference to the devolution because sports is devolved.

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Mr. Speaker we have teams which are playing in the district league like from my area where I come from we are actually in Kilifi North but begin in Kilifi North we are subjected to play the leagues in Malindi just because we are benching on the former districts which have been overtaken by the constituencies, which are supposed to be sub –County. So, we are forced to play district games whereby we are in other boundaries. This is the format we have at the moment, we have the district leagues and we are playing County and Sub-branch leagues which are covering provisions leagues, we are also playing National wide.

When you look at all this format it goes with the other constitution because the provision league which I am talking about covering the Coast region and when you look at the sub- branch leagues, they are covering the southern parts of the Coastal Region because it divides the coast region into two, the North Coast and the south Coast but you will find that we have a lot of expenses because there is no clear formula of those teams to join the nationals. We have a team like Maweni united, which comes from Malindi and it is in Kilifi County; it could not benefit from the opportunity to participate in the nationals reason being it could not cater for the expenses. We have a team like Zambarani which was number 4 it only participated in the tournament in the Nationals levels because at least it got donors to support it.

When the teams are playing we normally have the three teams which are elevated according to their performance but we do not have the clear cut just because we have not seen the responsibilities of the various departments to ensure that sports is given the support that its deserves. Therefore, when we have the County league arranged I believe the CEC will be looking at various partners. We will also need to meet with the technocrats to ensure that they come up with a County league and when they do so definitely there will be a clear formula on how to handle the County league and I suppose this one will start from the Ward level but we need to have somewhere where if we work with three teams they can be elevated and their expenses be catered for by the County Government. That will really motivate our young stars because these are talents, and the talents can only be safeguarded if there fully secured.

As we speak at this moment the talents of these young stars falls under the mercies of the Politicians. We need to do some contributions and fundraising to enable them to play their games. We have had teams where they play three games then they have to give walkover to the other games. Teams have not been able to actively participate, if we have a very clear league format, we will be helping the talents of our youngsters and talents pay much more if well secured. Therefore, with this few remarks I would like to take this opportunity to thank the Members who have contributed to this Motion. I beg to say Thank you.

The Deputy Speaker (Hon. Mwambire): Hon. Members, the Motion directed to the Department of Education and Sports as table by hon. Hamza has now come to the end. Allow me now to put the question.

(Question put and agreed to)

ADJOURNMENT

The Deputy Speaker (Hon. Mwambire): Hon. Members, there being no other business to transact at this time, this Assembly adjourns until tomorrow at 9:30 a.m. May you have a good evening and God bless you.

The House rose at 2.40 p.m.

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