

REPUBLIC OF KENYA
COUNTY ASSEMBLY OF KILIFI

THE HANSARD

Tuesday, 6th December, 2016

*The House met at the County Assembly Chamber,
Malindi Town, at 2:30 p.m.*

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

PRAYER

MOTION

ADOPTION OF THE REPORT ON SITE VISITS TO ICT CENTRES IN KILIFI COUNTY

Hon. Mwachenda: Thank you Mr. Speaker, Sir. This is the adoption of the Report of the Committee on Research, Information Technology and E-Government on the site visits to ICT Centers in Kilifi County:-

THAT, this honorable House adopts the Report of the Committee on Research, Information Technology and E-Government on the site visits to ICT Centres in Kilifi County laid on the Table of this hon. Assembly on Monday, 14th November, 2016.

May I call upon hon. (Ms.) Chiku Wanje to second.

(Hon. (Ms.) Chiku seconded)

The Speaker (Hon. Kahindi): Hon. Members, a Report has been laid on the Table for debate and adoption by the ICT Chairperson; the same has been seconded by hon. (Ms.) Asha Chiku Wanje and I do now propose that the same is ready for debate.

(Question proposed)

Hon. (Ms.) Chiku: Thank you Mr. Speaker, Sir. I rise to support this Report which has been laid before the House about our visit to several ICT Centres in Kilifi County. Well, we went to several centres and most of them were not working satisfactorily and that is why we sat down and came up with this Report.

We also found out that the computers were not new; they were second hand and we called the Minister here before we brought this Report to the Assembly but she was also not able to give us any answer. A lot has been put in this Report which is self explanatory and I must apologize and say that this one was done long time ago and we had not actually prepared ourselves because of

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what is currently going on in the House but I would like the Members to go through and be supportive. Thank you.

The Speaker (Hon. Kahindi): Thank you hon. (Ms.) Chiku. Where are the ICT Members? Members, do you have a copy of the Report? Clerk, what is happening?

(The Clerk -at- the Table consulted with the Speaker)

How many of you have visited your pigeon holes? The Clerks are confirming that copies were made and delivered to you through the pigeon holes. On the 14th day of November is when they were put in your pigeon holes and you picked them. Chairman, the Clerk is confirming that copies were made and put in your pigeon holes on 14th day of November, 2016 so if Members took them and... I know we have been having a lot of issues with the Committee on General Oversight here and there. I forgive you if you have misplaced it but clearly it seems that although copies were given, Members do not have them.

Hon. Chairperson, is there anything in the Report that requires urgent attention so that we can relocate this Business tomorrow when Members have the copies? Yes, hon. Stanley, you are sharing a different opinion?

Hon. Kenga: I am seconding.

The Speaker (Hon. Kahindi): You are seconding. Yeah, I understand and I do not blame you because we have been having a lot of ...by the way if you look at everything, we have been doing oversight and Bills. So, you stand forgiven if you do not have this copy today. I understand we have had a lot on your table. I think we will take it up tomorrow; there will be a House Business Committee in the morning because there is some work which was supposed to be done yesterday but we had the guests so I think let the House Business Committee take up this matter. Maybe we can allocate time tomorrow if possible and copies be made available. I am sure you have your copies; it is just that maybe you were not ...but if you go back to your cars and where you put your documents, you can pick them. So, let it be considered tomorrow by the House Business Committee and then we see whether we have it in the afternoon session tomorrow.

ADOPTION OF THE REPORT ON SITE VISITS TO ICT CENTERS IN KILIFI COUNTY

THAT, this honorable House adopts the Report of the Committee on Research, Information Technology and E-Government on the site visits to ICT Centres in Kilifi County laid on the Table of this hon. Assembly on Monday, 14th November, 2016.

(Motion deferred)

COMMITTEE OF THE WHOLE HOUSE

(Order for Committee read)

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

IN THE COMMITTEE

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[The Chairperson (Hon. Mwambire) took the Chair]

THE KILIFI COUNTY INVESTMENT AND
SOCIAL DEVELOPMENT BILL (ASSEMBLY BILL NO. 29), 2016

(Clauses 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17 and 18 agreed to)

Clause 19

Hon. (Dr.) Chitibwi: Chairperson, I beg to move:-
THAT, Clause 19 be deleted from the Bill.

(Question of amendment proposed)

(Question, that the words to be left out be left out, put and agreed to)

(Clause 19 as amended agreed to)

Clauses 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44 & 45

Hon. (Dr.) Chitibwi: Chairperson, I beg to move:-
THAT; Clause 20 be amended by renumbering it to be Clause 19
Clause 21 be amended by renumbering it to be Clause 20
Clause 22 be amended by renumbering it to be Clause 21
Clause 23 be amended by renumbering it to be Clause 22
Clause 24 be amended by renumbering it to be Clause 23
Clause 25 be amended by renumbering it to be Clause 24
Clause 26 be amended by renumbering it to be Clause 25
Clause 27 be amended by renumbering it to be Clause 26
Clause 28 be amended by renumbering it to be Clause 27
Clause 29 be amended by renumbering it to be Clause 28
Clause 30 be amended by renumbering it to be Clause 29
Clause 31 be amended by renumbering it to be Clause 30
Clause 32 be amended by renumbering it to be Clause 31
Clause 33 be amended by renumbering it to be Clause 32
Clause 34 be amended by renumbering it to be Clause 33
Clause 35 be amended by renumbering it to be Clause 34
Clause 36 be amended by renumbering it to be Clause 35
Clause 37 be amended by renumbering it to be Clause 36
Clause 38 be amended by renumbering it to be Clause 37
Clause 39 be amended by renumbering it to be Clause 38
Clause 40 be amended by renumbering it to be Clause 39
Clause 41 be amended by renumbering it to be Clause 40
Clause 42 be amended by renumbering it to be Clause 41

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Clause 43 be amended by renumbering it to be Clause 42
Clause 44 be amended by renumbering it to be Clause 43
Clause 45 be amended by renumbering it to be Clause 44
Clause 46 be amended by renumbering it to be Clause 45
Clause 47 be amended by renumbering it to be Clause 46
Clause 48 be amended by renumbering it to be Clause 47
Clause 49 be amended by renumbering it to be Clause 48
Clause 50 be amended by renumbering it to be Clause 49

(Question of amendment proposed)

Question, that the words be inserted in place thereof be inserted put and agreed to)

(Clauses 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, & 49 as amended agreed to)

Clause 50

Hon. (Dr.) Chitibwi: Chairperson, I beg to move:-
THAT; renumber Clause 50 to be Clause 49.

(Question of amendment proposed)

(Question, the words be inserted be inserted, put and agreed to)

(Clause 50 as amended agreed to)

Clauses 51, 52, 53, 54, 55 & 56

Hon. (Dr.) Chitibwi: Chairperson, I beg to move:-
THAT;

Clause 51 be amended by renumbering it to be Clause 50
Clause 52 be amended by renumbering it to be Clause 51
Clause 53 be amended by renumbering it to be Clause 52
Clause 54 be amended by renumbering it to be Clause 53
Clause 55 be amended by renumbering it to be Clause 54
Clause 56 be amended by renumbering it to be Clause 55

(Question of amendment proposed)

(Question the words be inserted in place thereof be inserted put and agreed to)

(Clause 51, 52, 53, 54, 55 and 56 as amended agreed to)

Clause 57

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Hon. (Dr.) Chitibwi: Chairperson, I beg to move:-
THAT, Clause 57 be amended by renumbering it to be Clause 55.

(Question of the amendment proposed)

(Question, that the word to be inserted in place thereof be inserted, put and agreed to)

(Clause 57 as amended agreed to)

(Schedule 1 agreed to)

(Memorandum of objects and reasons agreed to)

Short Title

Hon. (Dr.) Chitibwi: Chairperson, I beg to move:-
THAT, the Short Title be amended by rephrasing it to read as “This Act may be cited as the Investment and Social Development Act, 2016 and shall come into effect on such a date the Governor shall assent”

(Question of the amendment proposed)

(Question, that the word to be inserted in place thereof be inserted, put and agreed to)

(The Short Title as amended agreed to)

The Long Title

Hon. (Dr.) Chitibwi: Chairperson, I beg to move:-
THAT, the Long Title be amended by deleting the phrase “The Kilifi County Investment and Social Development Act, 2016” and replacing by “The Kilifi County Promotion and Protection of Investment Act, 2016”.

(Question of the amendment proposed)

(Question, that the words to be left out, be left out, put and agreed to)

(Question, that the word to be inserted in place thereof be inserted, put and agreed to)

(The Long Title as amended agreed to)

Hon. (Dr.) Chitibwi: Chairperson I beg to move:-
THAT the Committee do report to the House its consideration of The Kilifi County Investment and Social Development Act, 2016, and its approval thereof with amendments.

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Hon. Mwambire: Hon. Members, thank you very much we have come to the end of the House Business Committee. I thank you for the co-operation that you have demonstrated today and may God bless you.

Sorry it is a Committee of the Whole House; I am very sorry for that slip of the tongue you see how we have been over whelmed by the business of the day so I think even hon. (Dr.) Mzungu Chitibwi who is advanced in age understand well with the concurrence with hon. (Ms.) Chiku Wanje. Thank you very much. I know she has guided you well on that.

(Question proposed)

(Question put and agreed to)

(The House resumed)

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

REPORT, CONSIDERATION OF REPORT AND THIRD READING

THE KILIFI INVESTMENT AND SOCIAL DEVELOPMENT ACT, 2016

Hon. Mwambire: Hon. Speaker, Sir, I beg to Report that the Committee of the Whole House has considered the Kilifi County Investment and Social Development Bill, 2016 and approved the same with amendments. Thank you.

Hon. (Dr.) Chitibwi: Hon. Speaker, I beg to move that the House do agree with the Committee in the said Report. I call upon hon. Daniel Mangi to second.

(Hon. Mangi seconded)

(Question proposed)

Hon. Mangi: Thank you, Mr. Speaker, Sir. I rise to support this Bill. The main purpose of this Act is to provide for the establishment of legal and institutional framework for County investment and development in order to enhance financial and economic prudence in County Government investment. Mr. Speaker, the County Governments brought in County dispensation hence the functions that were devolved came in with no legislation. We cannot move ahead as a County without getting the proper legislation in place. I support this Bill and request hon. Members to be supportive of the same.

(Question put and agreed to)

The Speaker (Hon. Kahindi): Yes hon. (Dr.) Chitibwi.

Hon. (Dr.) Chitibwi: Mr. Speaker, I beg to move that the Kilifi County Investment and Social Development Bill, 2016 be now read the Third time. I call upon hon. Mangi to second.

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(Question Proposed)

Hon. Mangi: Thank you Mr. Speaker, Sir. I again support the Third Reading of this Bill and when this Bill is approved and assented to by his Excellency the Governor, it becomes law. It will provide for mobilization of finances for investments in socially benefiting projects among other objectives. I support.

(Question put and agreed to)

*(The Bill was accordingly read
the Third Time and passed)*

ADJOURNMENT

The Speaker (Hon. Kahindi): Thank you. Hon. Members in the absence of any other Business, I move to adjourn this House until tomorrow in the Afternoon. Thank you.

The House rose at 3.10 p.m.