

REPUBLIC OF KENYA
COUNTY ASSEMBLY OF KILIFI
THE HANSARD

Wednesday, 28th February, 2018

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

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

PRAYERS

COMMUNICATION FROM THE CHAIR

COUNTY FISCAL STRATEGY PAPER

The Speaker (Hon. Kahindi): Hon. Members, we have received the County Fiscal Strategy Paper, 2018.

(Hon. Member's phone rung)

I think the phones can be off if we get to the Chamber because it is becoming a bad habit.

Sorry, I was saying we have received the County Fiscal Strategy Paper, 2018, which has been submitted to the County Assembly of Kilifi. Pursuant to Standing Order No. 207, the same stands committed to each and every Departmental Committee for the Committee to look at them. So, you will be receiving copies in your pigeon-holes and each Committee is supposed to work on it immediately, taking cognizance of the fact that you have two weeks within which to have completed working on it. Thank you very much.

STATEMENTS

ORDER OF BUSINESS OF THE WEEK STARTING MONDAY, 5TH MARCH, 2018

Hon. Ziro: Thank you Mr. Speaker. I beg to read the programme of the County Assembly Business of the week commencing Monday 5th March, 2018:-

On Monday 2:30 p.m. (A) we have Statements;

Statement sought by hon. Jacob Thuva from the County Executive Committee Member in charge of the Department of Water, Environment, Natural resources, Forestry and Solid Waste.

Statement sought by hon. Albert Kiraga from the County Executive Committee Member in charge of the Department of Health Services.

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Statement sought by hon. Albert Kiraga again from the County Executive Committee Member in charge of the Department of Health Services.

Statement sought by hon. Albert Kiraga from the Executive Committee Member in charge of the Department of Trade, Tourism and Cooperatives Development.

Statement sought by hon. Peter Ziro from the County Executive Committee Member in charge of the Department of Education and ICT.

Response to a Statement sought by hon. Stanley Karisa Kenga from the County Executive Committee Member in charge of the Department of Education and ICT.

Response to a Statement sought by hon. George Baya from the County Executive Committee Member in charge of the Department of Water, Environment, Natural Resources Forestry and Solid Waste.

Response to a Statement sought by hon. Harrison Thaura Mweni from the County Executive Committee Member in charge of the Department of Water, Environment, Forestry and Solid Waste.

Response to a Statement sought by hon. Albert Kiraga from the County Executive Committee Member in charge of the Department of Water, Environment, Natural Resources, Forestry and Solid Waste.

Response to a Statement sought by hon. Alphonse Mwayaa from the County Executive Committee Member in charge of the Department of Agriculture, Livestock and Fisheries.

Response to a Statement sought by hon. Stanley Karisa Kenga from the County Executive Committee Member in charge of the Department of Agriculture, Livestock and Fisheries.

Response to a Statement sought by hon. Albert Kiraga from the County Executive Member in charge of the Department of Roads, Transport and Public Works.

(B) Notice of Motion;

Motion on solar powered boreholes to the County Executive Committee Member in charge of the Department of Water, Environment, Natural Resources, Forestry and Solid Waste by hon. Pascal Jacob Thuva.

On Tuesday the 6th day of March 2018 at 9:30 a.m. we have the following; (A) Notice of Motion to the Department of Finance and Economic Planning by hon. Albert Kiraga; Motion to the Department of Gender, Social Services, Culture and Sports by hon. Hadad Almas.

(B) Motion on Solar Powered Boreholes to the County Executive Committee Member in charge of the Department of Water, Environment, Natural Resources, Forestry and Solid Waste by hon. Pascal Jacob Thuva.

On the same day Tuesday, at 2:30 p.m. we have; (A) A Motion to the Department of Gender, Social Services, Culture and Sports by hon. Hadad Almas.

On Wednesday, 7th day of March, 2018 at 2:30 p.m. we have a Motion to the Department of Finance and Economic Planning by hon. Albert Kiraga. Thank you, Mr. Speaker.

The Speaker (Hon. Kahindi): Thank you, next order!

MOTION

GALANA KULALU FOOD SECURITY PROJECT

Hon. Kenga: Thank you very much Mr. Speaker. I beg to move a Motion to the County Executive Committee Members in charge of the Departments of Agriculture, Livestock Development and Fisheries and the Department of Lands, Energy, Housing and Urban Development on Galana Kulalu Food Security Project:-

THAT, aware that the Galana Kulalu food security project is a significant National Development Project within Kilifi County.

AWARE THAT, the land under which the project is situated is a community land for the residents of Kilifi County.

FURTHER AWARE THAT, agriculture is a devolved function under Part 2 of the Fourth Schedule of the Constitution of Kenya, 2010.

COGNIZANT OF THE FACT THAT Section 114 of County Governments Act, 2012 provides for mandatory public hearing and planning and inception of such projects to be considered and approved or rejected by the County Assembly.

NOTING WITH CONCERN THAT, the County Assembly of Kilifi never considered nor approved the Galana Kulalu Project as it was not consulted at the establishment and execution of this project.

RECOGNIZING THAT, this violates the spirit and principle of mutual cooperation and consultation between the two levels of government.

This House urges the County Executive Committee Members in charge of Agriculture, Livestock, Development and Fisheries and Lands, Energy, Housing and Urban Development to initiate measures that will stop the National Government from any further activities on the project until public participation and approval on the viability and ownership of the project is done by the County Assembly of Kilifi.

Mr. Speaker, Galana Kulalu food security project is a project that is being run by the National Government within the County of Kilifi. The Constitution has made provisions of the working relations between the two levels of government. If you engage Article six of the Constitution, and I want to quote because this is very paramount as we make our contributions towards the work that is before this hon. Assembly. Article 6, part one and I quote:-

“6. (1) The territory of Kenya is divided into the counties specified in the First Schedule.

(2) The governments at the national and county levels are distinct and inter-dependent and shall conduct their mutual relations on the basis of consultation and cooperation.”

Mr. Speaker, the Constitution has laid down clearly the procedures on how the two levels of government can engage when it comes to their working relations. Again, the Constitution has also been able to clearly abide to the working relationship between the governments and the people.

Article Six talks about the relations of the two levels of government while Article ten talks about the principles of national values and governance. If you look at Article 10(2) of the Constitution of Kenya 2010, the national values and principles of governance include: patriotism, national unity, sharing and devolution of power, the rule of law, democracy and participation of the people.

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At its initial stages, there ought to have been engagement about the project with the people of Kilifi. This is a project that has eaten into a very big amount of resources from the National Government for us to be able to account and for the people of Kenya and the people of Kilifi to be able to own this project they ought to have been consulted, a provision that was not conducted at the initial stages of this project.

The County Governments Act, 2012 section 114, I want to quote it so that we are very clear because we want to expose the violations that the National Government has done to the relevant laws that govern such operations:-

“114. Planning for nationally significant projects in a county

(1) Development of nationally significant development projects within counties shall be preceded by mandatory public hearings in each of the affected counties.

(2) Projects under subsection (1) shall, subsequent to the mandatory public hearings, be considered and approved or rejected by the county assembly.”

A Motion was supposed to be tabled before this House seeking for the approval or rejection of the Galana Kulalu food security project. Mr. Speaker, you served in the First Assembly and no Motion was brought to this House and the hon. Members who served in the First Assembly are witnesses that there was no Motion that was brought seeking the approval or rather rejection of this project.

A lot has happened. The National Government claims to have poured over Ksh30 billion. If you look at the budget provisions, our budget estimates for the year 2013/2014, 2014/2015, 2015/2016 and 2016/2017, and you get the total of how much in four years we have been able to receive as a county, it does not even match the amount of money that has been poured into one project yet there is nothing on the ground to show the people of Chakama, being a location in Adu Ward in Magarini Sub-county, Kilifi County; the part of Kilifi that hosts the project.

Last week Red Cross produced a report that was talking about counties that have been hit by famine and hunger due to the issues of persistent drought. Kilifi County and Tana River County were among the Counties that were found to have been hard hit. If this project is for the benefit of the people of Kenya and it was at its initial stages; the President while addressing the public was saying that this project would be used to take care and address the food challenges that we have in this country and guarantee food security to the people of Kilifi. Five years down the line, there's nothing tangible that we can show and say we are proud of in having the project.

The most important thing is that the operation, execution and inception of this project has violated the supreme law of the land that is the Constitution of Kenya, 2010 that people passed. Those who were engineering this project have also violated the supreme County Governments Act as indicated in Section 114.

When shall we be able to take care of the people? When shall we be able to stop witnessing our people languishing in poverty, getting exposed to hunger, food insecurity and poor issues in agriculture and yet resources are there that have been provided?

Another key aspect is the Fourth Schedule of the Constitution which has clearly defined the roles of the National Government and the roles of the County Government. The National Government on matters agriculture has the position of policy formulation but it is not a concern of the National Government to do agriculture within the counties, therefore, if the National Government thought that Kilifi County was better placed to host this project for us to be able to achieve the desires of the project, then this project should have been given to the County Government of Kilifi for it to be able to run and execute the operations of this project. The

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resources of the National Government ought to have been brought to the counties of Kilifi and Tana River for them to be able to operate this project.

The prayer of the Motion is seeking the National Government to stop the operations of this project until proper public participation is carried out. Public participation as read out in Article 10 of the Constitution is one of the national values and principles of governance. The public of Kilifi was not consulted. We are not even talking about the people of Chakama location; we are talking about the entire Kilifi County because this is a huge project that is eating into a greater percentage of the resources that we have as a county. I am even worried of whether the Environmental Impact Assessment (EIA) Report was conducted. Yesterday as I was coming from Adu Ward to attend to Assembly business, I looked at River Galana because I have to cross River Galana to get to Malindi and River Sabaki is dry; there was no water in the river and these could be some of the effects of this project which have led to drying of the river that we are witnessing.

Many people who have been able to benefit from the river at this moment are not able to benefit. You go to the people of Sabaki who used to engage in agriculture even at small scale and benefit who are now not able to benefit because the river has dried up. This is also witnessed as we go along the river even to the further areas of Garashi, Mugumoni, Baricho, Chakama, Shakahola and the rest. For us now to be able to provide a platform for the people of Kilifi County to enjoy devolution then the operations of this project must stop. For us to be able to fight hunger and address the issues of famine and take our people out of poverty, we must stop this project because this project is used by the National Government to siphon funds from the public and they are not even in a position to account for what they have been able to do within that span of so many years.

I beg to rest my case and urge the hon. Members who have the heart of the people of Kilifi to vigorously and strongly support this Motion that will now lay the ground for the County Executive Committee Members (CECMs) one in charge of Agriculture and the other in charge of Lands to make sure that they initiate measures that will enable the people of Kilifi first to be consulted in order to be able to participate in a proper forum of public participation and then a Motion to be brought to this Assembly now for us as an Assembly and representatives of the people, to be able to either accept or reject the proposal of the project. I wish to call upon the hon. Member for Marafa who is serving his third term with a lot of experience to second the Motion. Thank you very much.

(Hon. Kambi seconded)

(Question proposed)

Hon. Kambi: Asante sana mheshimiwa Spika. Mimi nasimama kuunga mkono Hoja ambayo imeletwa na ndugu yangu mheshimiwa Stanley Karisa Kenga. Naunga mkono kwa sababu zifuatazo; Galana-Kulalu ni shamba la wananchi na shamba hili liko katika Kaunti ya Kilifi na Tana River. Maeneo haya yako na ukubwa wa ekari milioni 1.7 ambazo serikali kuu iliweza kuchukua bila kuhusisha wananchi wa Kilifi ama serikali yetu ya gatuzi la Kilifi.

Kama tunavyojua, raslimali yoyote inayotoka mahali lazima inufaishe yule mwananchi pale pale mashinani. Ndio maana nataka kumuunga mkono mheshimiwa mwenzangu ya kwamba waziri mhusika wa Kilimo na wa Ardhi pamoja na Kamati ya Bunge hili iweze kuvuta soksi

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kuona ya kwamba mradi ule unasitishwa kwa sababu hata wakati huu pale nyanjani hakuna kitu ambacho kinaendelea na lile jambo ambalo limejitokeza ni kwamba ni kama serikali inaelekea kushindwa na saa hii imeanza kutafuta wawekezaji wakuukuza mradi ule njia ambayo ni kama ardhi yetu inataka kuuzwa. Ukiangalia Vipingo pale, serikali ilichukua na baadaye ikadai kuitisha wawekezaji binafsi na dakika ya mwisho mashamba yanaenda kiholela kwa sababu inaanza kukodishwa na kipindi kikiisha unasikia limeenda na mtu binafsi.

Wakati huu ni wakati mzuri ambao mheshimiwa ameleta hii Hoja hii ili kuweza kuleta ufahamu wa kwamba shamba lile ni ekari ngapi. Kwa sasa tunasikia ule mradi unaoendelea ni ekari 10,000 ambazo ziko katika serikali gatuji ya Kilifi. Hatujabainishaniekari ngapi ambazo ziko katika Kaunti yetu ya Kilifi na zile za Tana River kwa sababu tunaweza kuwa tunasema tunataka shamba letu lakini watu wa Tana River wakawa hawajaamua kuhitaji mashamba yao. Tunataka lile shamba ililisaidie wananchi.

Ukiangalia Kaunti ya Turkana sasa inatoa mafuta. Juzi ilikuwa kwa mjadala katika Bunge la kitaifa kwamba kuna asilimia fulani ambayo ikitoka pale inanufaisha wananchi wa pale, la sivyo haiwezekani kwa wao kuendelea na mradi huo bila kufuata makubaliano hayo. Kusema kweli, tunajua kuwa ekari moja huwa inatoa mahindimagunia 38 ikiwa ikizidi sanani magunia 40 na ekari zinazolimwa pale ni elfu 10 ambazo ndani ya miezi mitatuya unyunyuziajini magunia 400. Ndani ya miezi sita unaweza toa chakula kama magunia 18,000. Cha ajabu ni kuwa serikali yetu ya kitaifa bado inaleta chakula hapa Kilifi kusaidia wananchi wetu na tunapokea mchele wa plastiki sio mahindi kutoka Galana-Kulalu Ranch; hilo ni jambo la kusikitisha hivyo ni kwamba hatukuhusishwa.

Huu ni wakati mzuri maana tukihusishwa kama Kaunti ya Kilifi, wananchi wetu hawatalia njaa tena. Tutakuwa na uwezo wa kuweka pesa katika sekta ya kilimo ili kuzalisha chakula. Kama ni kiwanda tujenge hapa na unga tusage hapa. Tuko na uwezo wa kulipisha mfuko mmoja wa unga shilingi 50 na tuandike huu ni unga umetoka Kaunti ya Kilifi ili wananchi wapate afueni na pesa zile zirudi kuendeleza kiwanda kile. Sasa tumeshuhudia mabilioni ya pesakuwekezwa kule na hukuna chochote kinachoeleweka kutoka Galana- Kulalu.

Waheshimiwa wenzangu, mheshimiwa ameleta hii hoja nangingeomba tuunge mkono kuona kwamba mambo ya njaa hapa Kilifi yameisha; pia tumeona kwamba mradi huu uko katika Kaunti ya Kilifi lakini gala la kuhifadhi mahindi hayoliko Kaunti jirani ya Taita Taveta.

Imefika mahali ambapo Wadi ya Adu, Marafa na Wadi jirani ya Jilore tunasumbuliwa na simba ambao wanamaliza mifugo ya watu na hata binadamu kwa sababu Tsavo imefanywa ndio barabara ya kusafirishia mahindi ambayo kisheria magari mkubwa hayaruhusiwi kupitia katika mbuga za wanyama hao. Hivyo basi, wanyama watatoroka na hakuna mahali kwingine kwa kwenda isipokuwa katika vijiji vinavyoishi binadamu na mifugo yao. Hivyo pia naiomba Kamati ya Utalii iingilie kati na kuchunguza kwa nini hata wanyama wanakuja kuharibu huku kwa wananchi.

Bw. Spika, ninaongea kwa uchungu kwa sababu wao wakifika hapa, jambo la kwanza wanatukana viongozi wa Kilifi kwamba wizara ya Kilimo imegatuliwa, mto mko nao hapa na hamna lolote mnalofanya; watu wanalia njaa na wao ndio ambao wamekanyagia shamba letu wamechukua bila kutuhusisha. Wakati huu ni wakati wa mabadiliko. Usipokubali kubadilika, basi mabadiliko yatakubadilisha; ni lazima tubadilike na tuhakikishe kwamba shamba limerudi kwa wananchi wetu hapa Kilifi na wakafaidika na mradi huu wa Galana-Kulalu.

Tunasema nimradi wa Galana-Kulalu Ranch lakini ukifika kule, ukiuliza Galana-Kulalu Ranch utaikosa; lakini uliza shamba la Uhuru Kenyatta utalipata tayari; na ni shamba lake kweli

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sio shamba la wananchi. Hatujui hilo shamba alilipata namna gani? Ni wakatimwafaka nduguzangu tuvute soksiili tupate huu mradi na kusaidia wananchi wetu. Kwa hayo machache, naomba kukaa huku naunga mkono mia kwa mia Hoja iliyoletwa na mheshimiwa Kenga. Asante.

Hon. Mwambire: Asante Mheshimiwa Spika. Nimesimama kuunga mkono Hoja hii ya kusimamishwa kwamradi wa kuzalisha chakula wa Galana Kulalu. Mambo ya Ardhi yetu kama mheshimiwa Karisa alivyoongea ni kama mchezo wa paka na panya ili kupokonywa ardhi yetu hapa Kilifi.

Waliyoyazungumza waheshimiwa wenzangu nikwamba Galana-Kulalu ni mradi ulioanzishwa bila Bunge la kwanza kufahamishwa; pia huenda wananchi waliohusishwa katika ile sehemu ni wachache. Waswahili walisema kikulacho ki nguoni mwako. Ardhi kubwa ya Kilifi ina misingi ya kihistoria ya kuibiwa kwa ajili ya kugawanywa kwa *ranches*. Ni juzi tu mwezi wakwanza katika Wadi ya Bamba ilibidi tufanye maandamano kwa sababu kuna wachache wetu katika kaunti walitaka kubadilisha matumizi ya ardhi bila kuelewana na wananchi kama inavyotakikana kikatiba.

Kwa hivyo, swala la mradi wa chakula wa Galana-Kulalu hata kama liko na uzuri katika kaunti lakini liko na maswali mengi. Kwanza tumeelezwa gala liko sehemu ya Voi. Sisi kama viongozi wa mashinani hatuna taarifa na sisi ni tegemeo kubwa kwa wananchi ili tuweze kuwaelezea kuhusu mradi huo. Haya maelezo hatuna na hata ukienda katika ofisi kuu ya utekelezaji mradi huu, unakuta hakuna maelezo mwafaka.

Miaka miwili iliyopita ndani ya Kilifi Kaunti tumesumbuliwa sana na njaa. Tumekuwa na ukosefu wa chakula na maji. Sasa kiangazi kimeanza tayarina mashirika husika yametangaza maeneo ya Garashi, Bamba, Ganze na kwengineko kwamba kumeathirika na ukame na uhaba. Ikiwa shamba hili linatumia maji, ingekuwa vizuri tujue linatumia maji kiasi gani, maana tulivyosikia ni kwamba kuna mifereji mingi sana imesambazwa katika hilo samba. Sehemu nyingine za Kilifi hazina maji na tengemeo letu kubwa ni huu mto wa Galana ambao ni kama baraka kwa Mungu kwa ajili ya kusaidia wananchi wetu.

Naunga mkono swala hii kwamba mradi usimamishwe ili tupata taarifa kamili kutoka kwa waziri wa Kilimo na yule wa Ardhi. Ikiwezekana, tuelezwe kinagaubaga kuhusu mambo ya hili shamba haswa wale wanaojifanya kuwa wamiliki nawalioingia katika mikataba na serikali kuu kupeana hii ardhi tuwajue ili tuelezee wananchi kikamilifu. Nimesimama kuunga mkono Hoja hii ya kusimamishwa kwa mradi huu mpaka kuwe na maelewano ya kisawasawa.

Hon. Shaban: Asante sana mheshimiwa Spika. Nami nimesimama kuunga mkono Hoja hii ambayo imeletwa na mheshimiwa naibu wa Spika Stanley Kenga. Katiba ambayo tuliipitishwa mwaka wa 2010, kwenye *Schedule 4*, mambo ya ukulima yamegatuliwa. Ikiwa mambo ya ukulima yamegatuliwa sijui ni sababu gani ambazo zinafanya shamba hili la Galana-Kulalu bado liko mikononi mwa serikali kuu.

Mheshimiwa Spika, ni masikitiko makubwa sana kuona watu wetu wanakufa kwa njaa kila siku kwa sababu ya ukosefu wa chakula na sisi kama watu wa Kilifi tuko na shamba kubwa sana la Galana-sKulalu. Imefika wakati kwamba sisi kama Bunge tuchukue hatua zinazofaa kuhakikisha kwamba shamba lile limeweza kumilikiwa na watu wa Kilifi ili ule ukulima utakaofanyika pale uweze kusaidia watu wetu na baa la njaa liangamizwe kwa jumla.

Mheshimiwa Spika, sisi kama Bunge tunaomba kwamba swala hili lifwatiliwe kwa haraka sana tukijua kwamba msimu wa mvua nyingi uko karibu sana ili lile shamba

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tutakapolipata tuanze mambo ya ukulima mara moja. Kwa hayo machache, ninaunga mkono Hojahii asilimia mia kwa mia. Asante.

Hon. Omar: Thank you Mr. Speaker. Let me start by saying a confident walk is not successful than confused running. Article 6(3) is very clear that:-

“(3) A national State organ shall ensure reasonable access to its services in all parts of the Republic, so far as it is appropriate to do so having regard to the nature of the service.”

This is one of the services and I have no objection on this matter, otherwise I support this Motion. Thank you.

Hon. Mramba: Thank you Mr. Speaker. There is a great statesman by the name of Mahatma Gandhi, he said, “in the face of oppression, silence is a crime.” If whatever is happening in Galana-Kulalu is anything to go by, then this project was forced down our throats without proper engagement and consultation. This is evident as even on the day the project was launched, the likes of the hon. Kenga as the area MCA (Member of County Assembly) was not recognized in that function. The Governor of Kilifi, His Excellency Amason Jeffah Kingi, was also not recognized. The Governor of Tana River by then was Hon. Hussein Dado was never recognized. This showed vividly that the project is not ours but the project belongs to the Government.

Mr. Speaker, the Intergovernmental Relations Act, 2012, explains clearly that before this project was coming to Kilifi County, there should have been proper consultations. You cannot wake up in the morning, go to your son’s home and slaughter a goat without informing your son. This is absurd and we are not taking this anymore. The hon. President, I remember very well in 2013 when he was campaigning together with his Deputy President, they promised Kenyans that they were going to start a project that will see the prices of maize flour reduced to Kshs.60. Now that they have failed, they should be ashamed because agriculture is a devolved function and they have no business in presiding over this project. They are now looking for investors from outside the country...

(Hon. Kiraga stood on a Point of Order)

The Speaker (Hon. Kahindi): Yes what is your point of order hon. Kiraga?

Hon. Kiraga: Thank you Mr. Speaker. The Member is touching on the Intergovernmental Relations Act without telling us which section of it. I think it is better we get the Section so that we can also refer to the same.

Hon. Mramba: Mr. Speaker, the whole Act that deals with Intergovernmental Relations speaks about proper coordination and consultation; it’s not even a section. It speaks volumes and literally, it deals with relationships between the County and the National Government. I would wish hon. Kiraga of Gongoni whom I respect so much to go over it and he will ascertain what I am saying.

We have seen such projects and as we speak now, they are looking for donors to privatize that project and this could be one way of snatching that land. We have seen in Sabaki Ward the ADCs (Agricultural Development Corporation) farm with over 3,600 acres; where is it now? It was started in good faith as ADC, later on the plots were hived up and given to the political people.

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Another project is called Moi University project in Kibokoni where over 800 acres have gone to only one person. Mr. Speaker, we cannot take this lying down. We need to rise up and be counted and today the County Assembly of Kilifi is saying that I believe the Members in this House will rise in unison to say enough is enough. We want our land back. We need to be recognized and consultations to be done. Thank you and I beg to support.

Hon. Pascal: Thank you Mr. Speaker for giving me an opportunity to contribute. Let me take this opportunity to congratulate the Member who brought this Motion and also tell him that he has my support. I think we are missing a point here. What we should do is to look at the ownership. Is that land belonging to the people of Kilifi and if so, how does someone come from outside without consulting the person who owns this land and start doing projects without consultations? This is what has always happened and these guys from up there have come here to steal our land without notice and then start developing it, only for us to realize afterwards that this land is land which was snatched many years ago...

Mr. Speaker, Sir, it is a bit questionable for the President and the Government of Kenya to come here without consulting the people mandated to head this County. We as a County Assembly ought to have been consulted fully. It is ironical that both Governors that is the Governor for Tana River and H. E. the Governor for Kilifi to be in a meeting during the inauguration of these two projects and then they appear as strangers in that meeting. This now shows that there is something hidden in this and it needs to come out for us to understand.

Mr. Speaker, Sir, a lot of land has gone in this manner and if I base my argument on the Deputy Speaker's submission then there is a lot that we need to do as a County Assembly because how we ended up losing the land that we have been given, ADC and Chembe Kibamba Mche land which was snatched from the ownership of the public in such questionable manners like this. When the Deputy Speaker was submitting, he informed us of the drying of the Sabaki River and we know that *Kilifians* have based their lives on this river. Most of the people who live around that river do a lot of fishing which is their main economic activity. If we stand here without intervening waiting for this river to completely dry up, then I believe most of the families along that river will not have anything for their daily bread.

I stand to support this Motion and I kindly ask my fellow hon. Members to do the same and act very fast so that we question and probably stop this project even if it means going to the streets. I kindly ask all the Members from this House plus the public to go there in full force to inform the National Government that they need to consult us and then from there we will take the right step towards achieving our goal. This project is a noble project; I am not disputing this but it is the route that was followed that was wrong and we need to come up and correct things so that we can get the right direction. I stand to support this Motion. Thank you.

(Applause)

Hon. (Ms.) Scholastica: Thank you Mr. Speaker, Sir. I stand to support this Motion. First, I consider public participation. As we see this is a County Government and that is the National Government. We have Galana-Kulalu situated in between two Governments, proudly saying the Kilifi County Government and Tana River County Government. We have our own President H. E. Kingi they have their own President the Governor for Tana River, so, for the National Government to take over this right from the time they started was not good. First they

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should have consulted us and public participation should have been done so that they could get ideas from the members.

Secondly, this is about land and I am very sure there are people whose land has been taken and we all know that Kilifi County is poor. These are some of the things that are causing poverty in Kilifi County. I am very sure this land belongs to people and they are suffering there. I was in Chakama about three years ago. I had never been there and it was my first time and I was really shocked to see that kind of poverty. Since I am coming all the way from the other side of the country even the other side of the country we have poor areas but surely that really made me feel bad. You could even see kids whenever they see a bus coming they ran to the road which means there is no way development can penetrate into that place. There are selfish people who got good land with rich soil. I was even thinking we could take the soil there and...

(Hon. Mramba stood on a Point of Order)

The Speaker (Hon. Kahindi): Yes hon. Nixon Mramba, what is your Point of Order?

Hon. Mramba: The hon. Member on the Floor is implying that children in Chakama live as if they have never seen a vehicle. Can she please clarify or apologize because Chakama is headed by the able MCA hon. Stanley Karisa Kenga? I do not think Chakama people will behave as if they have never seen vehicles.

(Laughter)

Hon. (Ms.) Scholastica: Thank you, before I apologize that is what I saw and it was my first time...

The Speaker (Hon. Kahindi): Proceed.

Hon. (Ms.) Scholastica: I apologize for that. But as I said all this is happening because people are poor...

(Hon. Kenga stood on a Point of Information)

The Speaker (Hon. Kahindi): Yes hon. (Ms.) Scholastica do you wish to be informed by the hon. Member?

Hon. (Ms.) Scholastica: Sorry?

The Speaker (Hon. Kahindi): Do you wish to be informed by the hon. Member?

Hon. (Ms.) Scholastica: Yeah.

The Speaker (Hon. Kahindi): Okay proceed.

Hon. Kenga: Mr. Speaker, Sir, just to inform the Member that she needs not to withdraw or make an apology because of the experience she is trying to share in this hon. House. It is the right picture of what is happening on the ground. The people of Chakama have been put to poverty that is why when they see a van passing by they think they are tourists so that they can get assistance of food and even other areas. So, you need not to apologize; you are very correct proceed.

Hon. (Ms.) Scholastica: Thank you, my very supportive Deputy Speaker. In fact, we had carried food to give the *kids*; that is a by the way.

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Thirdly, is about private investors. I think two or three weeks ago I read somewhere that Galana-Kulalu will be back. But now they are trying to look for private inventors. Surely who are the private investors? For real this is Kenya. We know the political status of the country; it is only one tribe that is going to be the private investors. Maybe a family or two, maybe three or four and being that we have our own rich inventors in Kilifi County, yes, but they will not be given a chance to participate or have shares there as private investors. This will go to the same people or same tribe. So I do not agree with that and that is why I stand to support the Motion.

Fourthly, the other day I was joking to someone that we always get high allocations from the National Government and they told me what was good with Kilifi. You are always last and the people are poor; there is no food and people are really condemning Kilifi County leadership. So, I believe we should really stand firm as an Assembly so that we stop Galana-Kulalu from going on and as my fellow hon. Members suggested, we can take over the place and even build a factory and do the farming on our own and surely Kilifi County can change. We make Chakama different from the way it is right now.

Fifthly, we see that we have shortage of water and I am made to understand that the river is drying though I do not know how true that is. However, I was told there was a way that the big fishes diverted that water to that shamba. That is why almost every month we have water shortage in Malindi for over a week. I beg to sit and I really support the Motion. Thank you.

Hon. Mwamtsi: Thank you Mr. Speaker. I also stand in joining hands with the others in support of this Motion. We all know that irrigation farming is under the National Government but agriculture as a whole is a devolved function. If the National Government has to do it in the counties, the law is quite clear on how the engagement is done. As my friends were putting it, we have the Intergovernmental Relations Act which stipulates clearly how the two types of governments agree on certain issues.

When you look at how the Galana-Kulalu project came to be, I think the Intergovernmental Relations Act was never considered. There wasn't enough consultation with the leadership of the two governments which in my opinion was not in good faith. When we scrutinize how the Galana-Kulalu project came to be, it was a good idea on paper but I think there wasn't enough feasibility study that was undertaken. Initially, they had estimated a million acres selling to only 10,000 acres to be put under irrigation but it was a wrong target.

That notwithstanding, this government used over 20 billion shillings for those 10,000 acres. It is required by law that whenever resources are obtained from a given region, a certain percentage has to benefit that region; even the little produce that came from Galana-Kulalu, the people of Kilifi never realized it. Remember we went through an epidemic of drought last year, but as a people, we did not benefit from Galana-Kulalu.

As we were being offended by that, on the 5th of January we saw an article in the Standard Newspaper that Galana Kulalu was being privatized. As Members were putting it here, we know the history of Kenya. We know how some parts of Mpeketoni were taken and we are seeing it's a ploy to repeat the same and as a House, I think we should remain firm to stop it. Every Kenyan has a right to know what is happening in Kenya. We were not born in Kilifi County by mistake. Even as we were born in Kilifi County, we were endowed by our God with our abilities and resources. These resources were to benefit us first before they benefit others.

My fellow hon. Members, Galana-Kulalu irrigation scheme has failed and if it has failed, I think the noble idea is to return it to the County Government of Kilifi and not privatizing it as they are stipulating. There was a proposal that they build dams along the two rivers; that is river

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Galana and Tana River and these dams have never been built. There was a proposal that they dig underground water and provide energy. They were to build schools and health facilities. However, all these things have not been done. What has been done is exploitation of the people of Kilifi County.

What we are saying is we have always been crying about historical injustices since the time of independence and I believe it is not good that even 54 years after independence we are again witnessing current injustices. So I propose this project should stop and not just stopping it, but it should be given back to the people of Kilifi County through their Government.

Hon. (Ms.) Messo: Thank you Mr. Speaker, Sir. I stand to support the Motion. I will start by saying that history has a habit of repeating itself just as my friend hon. Mwamtsi has said that in Mpeketoni the land was grabbed. This Motion is very sensitive infact when we started the Motion; I wanted us to have the media people. Fortunately, God has heard our prayers and they are over there (Public Gallery). This Motion is very important because these people have actually not come to do farming rather they have come to grab this land. Just the way they did in Shimba Hills, Mpeketoni and Lamu now they have come to Kilifi and that is their plan. We all know so well that Central region is too congested; they do not have enough land.

So long as we just give, I cannot even say the Government, Kenyatta and his friends; my friends, we are going to lose this land and that place will be called Kiambu they really know how to change names. I want to beg this House, just the way hon. Pascal said that we can even do demonstrations for the whole country to see that Kilifi people have refused with their land so that we can do our own farming rather than remaining poor people who are starving. They are coming all the way from Central region to grab our land. Let us all stand up and say no to Kenyatta and his friends. This plot belongs to our Excellency the Governor Amason Jeffah Kingi.

I can remember so well when they started this project, the people's president H.E. Raila Amolo Odinga complained and said that that they wanted to steal that particular piece of land and it is now the real truth. I am sensing something very serious. Let us all stand up as the people of Kilifi and say no! to Jubilee Government. Thank you Mr. Speaker and I support this Motion.

Hon. Kadenge: Asante Bw. Spika kwa kunipa wakati huu. Wacha mwanzo nianze kumshukuru mheshimiwa Stanley Kenga kwa kuleta huu Mjadala ingawaje umechelewa lakini hata hivyo heri uchelewe lakini ufike. Kitu ambacho nataka kuwaambia wenzangu ni kwamba tumechelewa kuzuia huu mradi wa Galana-Kulalu kuenda kwa Kenyatta. Mwanzo ni matusi kwa watu wa Kaunti ya Kilifi kwa yale ambayo yanaendelea katika hii serikali ya Jubilee hasa Bw. Uhuru Kenyatta.

Tunajua ukulima umegatuliwa na ingelikuwa bora tungelikuwa tumehusishwa katika hii hali yote...

Hon. Mramba: Point of order Mr. Speaker?

The Speaker (Hon. Kahindi): Yes hon. Mramba.

Hon. Mramba: Is it in order for the hon. Member on the Floor to read from a piece of paper?

(Laughter)

Hon. Kadenge: Asante lakini nafikiri si hatia kusoma...

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The Speaker (Hon. Kahindi): Hon. Member, you are not supposed to read from anywhere.

Hon. Kadenge: Ni sawa sawa ni vile sisi ni wageni but I think he was also reading...

(Laughter)

Hon. Kadenge: Tunajua kabisa ile Galana-Kulalu ilikuwa iwe bora zaidi tukiwa tutasaidika. Kwanza tunajua kwamba vijana wetu wangepaidika kwa kupata kazi pale. Saa hizi watu wa Kaunti ya Kilifi hatujui ni kina nani wanafanya kazi sehemu hizo. Tunaweza kuwa tuko hapa na ni watu wametoka kaunti zengine ndio wanaofaidika pale. Hivyo tumechelewa lakini tunahitajika tusitishie mradi ule. Pia ule mradi ulikuwa utupatie chakula lakini kwa sasa kaunti yetu imeorodhoshwa miongoni mwa kaunti zilizokumbwa na baa lanjaa.

Mwisho, swali la kujiuliza pia ni kuwahuu ushuru ambao unatoka Galana-Kulalu unaenda wapi? Hatujui na wala hatujui tutamuuliza nani. *This is robbery with violence...*

The Speaker (Hon. Kahindi): Hon. Member, when you start in the one language, kindly finish in the same language. The rules should by now be very clear...

Hon. Kadenge: I have put in quotes Mr. Speaker, Sir.

The Speaker (Hon. Kahindi): Order hon. Kadenge! I am trying to enlighten you on the rules. You cannot teach me what I already know. I am simply telling you that if you start in Swahili please finish in Swahili.

Hon. Kadenge: Asante, lakini kwa kusisitiza ni kuwa hili ambalo linafanyika ni wizi wa mabavu na sijui kisheria tungelichukua sheria gani lakini wanatakikana hukumu ya kifo. Kwa hivyo, mimi naunga mkono hii Hoja na tupitishie kwa haraka sana kwa sababu tumechelewa ili kaunti ya Kilifi iweze kufaidika. Asante.

Hon. (Ms.) Victoria: Thank you Mr. Speaker, Sir, for giving me this opportunity to support this Motion. First and foremost, I would like to congratulate my fellow hon. Member who has brought this Motion on the Floor. God bless you hon. Stanley (Kenga). I stand to support this Motion by saying that “a boyfriend who is not supportive is not a boyfriend”. This animal called the National Government is after killing us and if this friendship does not work, why don't we terminate it? I smell a rat. In due course, I am afraid we shall have another Mpeketoni. It will no longer be called Galana-Kulalu. We are fond of this hide and seek game caused by the National Government.

I have an example of Rea-Vipingo. After the lease was over, residents around there were told the land shall be given to them but unfortunately nobody knows who benefitted from that land. Right now it is being owned by the money hungry smugglers. It is high time and I urge the House to stand and resist this silence. This has made the National Government think that Kilifi cannot stand and say *no!* We should stand and say enough is enough to the National Government. We can no longer sit and watch how the National Government has been snatching our land. Agriculture is devolved but the National Government is trying to give us with the right hand and snatch with the left hand. We have woken up. Infact we are wasting time. I think we have all resisted and we have all said enough is enough and I say *aluta continua* (the struggle continues). Thank you Mr. Speaker, Sir.

Hon. Kiraga: Thank you Mr. Speaker. Let me also take this opportunity to congratulate the hon. Member for Adu, hon. Stanley Kenga, for moving this Motion on the Floor of the House. The Galana-Kulalu project reminds me of the failures by the Senate to execute its

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mandates. The Senate is there to protect counties and all the devolved Acts from the Intergovernmental Relations Act, the County Governments Act, the Public Procurement and Asset Disposal Act, 2015, and all the devolved Acts. The Senate is instead there watching the people of Kilifi being robbed of their resources; not only Kilifi people but Kenya as a whole.

The Mover of the Motion has spoken of a whopping Kshs30 billion in that project which cannot now be accounted for by the National Government. If you look at what is happening at the river which feeds Galana-Kulalu, it is drying up. This has even caused some animals like hippos to die. It was in the press about three days ago that some hippos are dying because they do not have places to hide themselves.

I wonder how the people from Chakama are going to live. The area that was operating under the Galana-Kulalu project, the people from those areas... and you'll bear me witness that the directive by the National Government that there is no charcoal burning is going to affect a lot the people from Chakama because this is the only resource they now have to rely on and if it has been banned and after having been removed from that land, we do not know how these people are going to live Mr. Speaker.

The Cabinet Secretary for Devolution, hon. Eugene Wamalwa, yesterday was in Lamu distributing food and he said that from Lamu he will head to Bamba and Chakama and we are left to wonder if the government made a very big project in Chakama area without even having any output for the same. I don't think it is good enough for us to revert to relief food for the Chakama people while a lot of money was sanctioned to help that area and Kilifi as a whole.

I don't know how we are going to handle this issue because it is of the utmost urgency. We thought that the same resolutions could be copied to the Senate but as I have stated, the Senate has greatly failed us and we cannot at this point rely on the Senate. I concur with my fellow Members that if the government is not going to follow our resolution, then we have to follow other means even if it is massive demonstrations from the people of Kilifi. With those few remarks, I say thank you. I do support the Motion.

Hon. (Ms.) Nuzla: Asante Mheshimiwa Spika, kwa kunipa nafasi hii. Nataka kumshukuru Mheshimiwa Kenga kwa kuleta Hoja hii. Waswahili husema moto hauzai moto lakini itabidi nirudi kwa wazee niwaambie moto huzaa moto. Kuthibithisha neno kama hili mheshimiwa Spika, miaka iliyopita hayati mzee Kenyatta alienda Lamu akaona ardhi ya Lamu ni kubwa na wakaazi wa Lamu hawawezi kazi za kulima. Alianza kushawishi viongozi pale Lamu kwa kuwaambia hii ardhi ni kubwa na hakuna chakula, sasa mimi naomba kuwasidia niende kuwachukulia matingatanga yaje kuwafyekea mpate chakula.

Jambo la kushangaza matingatanga yalikuwa ni kabila moja la wakikuyu ambayo mpaka leo wametawala ndani ya Lamu Kaunti sehemu ya Mpeketoni, Hindi na sehemu nyengine. Imefikia kiwango Lamu inaitwa *Ramu* na naona sisi hatutakubali Kilifi kuitwa *Kirifi*. Tunasema *yaliyondwele sipite* viongozi wa Kilifi Kaunti walijiingiza kwenye haya mambo. Nitasema wazi leo. Sasa kwa sababu Bunge lililoingia sasa ni la vijana, tutapambana nao wapende wasipende. Vijana hoiyee!

Sisi kama Kamati ya Ardhi tumeamua kufa kupona lakini mwanakilifi apate haki yake. Ni jambo la kuhuzunisha na kutatiza akili tukiona Kilifi na Tana River ndizo Kaunti zilizo rodheshwa kama Kaunti zilizo na njaa ilhali tulipeana ardhi watu wetu wasiumie na njaa.

Narudia tena *yaliyo ndwele sipite* lakini tumeamua huu mradi usimamishwe na mwanakilifi apate haki yake. Wamechukua vijana wanje ndio wanaendeleza huu mradi huku

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vijana wa Kilifi wanateseka ndio tunasena hatutakubali Kilifi kuitwa *Kirifi*. Naunga mkono hii Hoja.

Hon. Ziro: Asante Bw. Spika. Nimesimama ili kutilia uzito mdahalo tunaoadili katika Bunge hili. Nataka kuonyesha masikitiko yangu kutoka kwa Wadi yangu ya Garashi. Wiki tatu zilizopita, tulivamiwa na simba ambaye aliua takriba mbuzi 10 na ng'ombe mbili. Mheshimiwa Kambi ndiye aliyenijulisha. Nilipofika pale nilipatana na askari nikawauliza sababu ya wanyama kutoka katika pori na kuja huku kuanza kuhangaisha wanadamu ni nini? Walinjibu kwa kunyosha kidole cha lawama kwa serikali kuu kuhusu uharibifu wa ule msitu ndio umesababisha wale wanayama hawawezi kukaa kule; wanatoka wakija huku kuanza kutafuta chakula ambacho ni mifugo wa watu wa Garashi.

Nataka niseme hivi, hii serikali yetu imekuwa na maonevu haswa upande wa unyakuaji wa ardhi. Tunaweza sema wamezoea, lakini imezidi sasa kwani inahangaisha wananchi. Barabara iliyotengenezwa pale ndio inasababisha mpaka wanyama wanatoka na kutusumbua huku vijijini. Msawaada huu ni muhimu sana katika hili Bunge letu na naomba tupitishwe moja kwa moja na ikiwa wataendelea kuzuia maana kawaida ya Kenya; tunaweza kupitisha vitu na vingine vizuiliwe tu. Tuko tayari hata kama ni kuandamana, tutaandamana lakini tuhakikishe hii ardhi inarudi kwa wanakilifi wenyewe. Hatutakubali Kilifi ibadilishwe jina iitwe *Kirifi* na tunataka jina hilo libaki hivyo. Huu Msawaada upite moja kwa moja ili tuone kama kutakuwa na *resistance* tuweze kwenda kwa hatua nyingine ya maandamano. Asante, Bw. Spika.

Hon. (Ms.) Ngari: Asante mheshimiwa Spikakwa kunipa hii nafasi. Nataka kusema kuwa nina imani kwamba Naibu Spika aliileta Hoja kwa machungu sana; yeye anatoka katika wadi yangu. Kulenga na ukakamavu wake wa kazi ameng'ang'ana kujua mradi huu unatekelezwa namna gani kwa sababu unatoka kwa Wadi yake lakini hajawezi kufaulu na jitihada zake zote. Nikitoa ushuhuda ni kwamba wale wakaazi wa maeneo ya Chakama wako karibu na mradi huu na chakushangaza ni kwamba wanahitaji chakula cha msaada ili kuendeleza maisha yao. Nikitoa ushuhuda, juzi tulikuwa huko kwa mkutano na baada ya mkutano mtu moja alimfuata...

The Speaker (Hon. Kahindi): Yes what is your Point of Order?

Hon. Ziro: She keeps on saying "testimony", we do not know which testimony she is talking about. This is not a church we are in Parliament Mr. Speaker. Can she clarify? I need to know what she is talking about.

The Speaker (Hon. Kahindi): Are you the pastor today or the Sheikh?

(Laughter)

Hon. (Ms.) Ngari: Ni ushuhuda wa matendo yanayotokea kule kuhusu huu mradi sio wa Kanisani...

The Speaker (Hon. Kahindi): Just proceed.

Hon. (Ms.) Ngari: Baada ya mkutano, kuna mtu alijitokeza na kumfuata Mheshimiwa na kumuomba pesa huku akilia kuwa yuko na njaa. Ni jambo la kushangaza sana ikiwa kuna mradi kama ule kule na unatoa mazao ya chakula na watu walio karibu na mradi ule bado wanahitaji chakula cha msaada. Tukiingia upande wa ajira, watu wanalalamika kwamba ukipata kazi unajiriwa kama kibarua lakini huwezi ajiriwa *permanent*. Mradi ule uko kule lakini hauwezi kusaidia hata yule ambaye yuko karibu na huo mradi. Kwa hivyo, mimi nimesimama kuunga

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mkono Hoja hii tuone kwamba mtu wa Kilifi amepata kupona kwa upande wa chakula na hata kazi kwa ujumla. Asante sana.

Hon. Mbura: Thank you Mr. Speaker. I stand here to support the Motion moved by my fellow hon. Member for Adu. I wish to mention that this is a noble idea only that the way it came to our County is not acceptable. As we know, we have devolved some functions and authority to our Counties; not the offices or boundaries as it is appearing here with our National Government.

Agriculture has been devolved and we know very well that it is 100 percent devolved when it comes to crops and livestock. As my friend hon. Mwangi has said, irrigation is a function of the National Government and we are also holding the component of crop and livestock here in small or minor projects but the involvement between the two governments is very important. Our government has been involved indirectly, maybe a few leaders in the government were involved in giving a continuation of the project but when it comes to reality, as the stakeholders, the County Assembly needs to play a big role when it comes to approval of such a project. Again, the project as it is now...

The Speaker (Hon. Kahindi): Yes, there is a Point of Order.

Hon. Mramba: Mr. Speaker, I am made to understand that the hon. Member on the Floor was a high ranking officer with the National Land Commission (NLC) until recently when he resigned and contested the Chasimba Ward elections. Can he please tell us the ownership of Galana-Kulalu having been in the NLC, if he is in a position to?

Hon. Mbura: Thank you. I will try to explain that after my prepared speech here. What I mean is the projects came into our County without very close consultation with our people...

The Speaker (Hon. Kahindi): Hon. Member, are you reading a speech, because the Assembly rules are very clear?

Hon. Mbura: No I am not reading any speech.

The Speaker (Hon. Kahindi): It is a House of debate, so you debate. You do not read from a script.

Hon. Mbura: Thank you. When it comes to Environmental Impact Assessment (EIA), it is something that has to be before the public. I have never seen any notice of public participation in EIA of such a project and if it was done, the public was not fully involved. It was secretly done. Even the results of the EIA were not gazetted and this is a mega project that has to pass through such stages. Again, I can see this as a way of grabbing the land from the Kilifians, especially the community around that place.

When I relate with the issues of land as they have been happening and I am comparing this to what was done at Rea Vipingo, it is a very good strategy and if we are not going to be very careful, the law will take its course. The land at Vipingo was owned under a scheme or under lease for 99 years but the Government changed the land policy of 2010 to a state whereby it granted that person a freehold.

What the policy said is anybody who owned a parcel of land for 99 years lease, at the end of the 99 years he/she is going to be guaranteed ownership of that land and that ownership went to Rea Vipingo. Thereafter, Rea Vipingo now had the right to sell the land. Before the land was sold, it was not advertised, it just went to Chris Kirubi, the billionaire who we know is the one owning that land. The same is going to happen at the Galana-Kulalu ranch.

The land came under the name of National Government; a public project. The public project is now changing to a private project, and I know it was just a strategy of taking that land to a private person and the person is none other than those people at the National Government.

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The move is almost the same with what happened at ReaVipingo. This land is going back to the likes of Chris Kirubi. So we have a very big task here as my friends have said; we need to use other means of rejecting this project.

If the objective was to realize food security within our County, then the County Government has enough money to implement such a project especially for the 10,000 acres. We have enough money to do that and if the government would want to support this project, it can just support the County Government in terms of policy, funds and let it do the implementation.

Now, what mheshimiwa Mramba has said, yes, I have been in the NLC although we were there as puppets. Let me put it in this manner; we used to be people who were to say “yes” to everything. When we go back to the historic injustices that have happened in the last many years, it was not an easy task for us but a hard task. We could not handle any matter relating to historical injustices only because we had very big politicians here in Malindi Sub-County who were against such matters and one of these people I stand here to mention is our former MP. So, we could not do anything about it. We were given some summons and some threatening calls. It was very hard for us to implement our responsibilities and roles as stipulated in the Constitution...

(Hon. Mwamtsi stood on a Point of Order)

Hon. Mwamtsi: Mr. Speaker, Sir, is it in order for the member on the Floor to mention names of people who cannot defend themselves in this House?

The Speaker (Hon. Kahindi): Yes hon. Mbura, can you substantiate your statement?

Hon. Mbura: Come again Mr. Speaker, Sir?

The Speaker (Hon. Kahindi): Which names have you dropped that need to be clarified?

Hon. Mbura: Thank you. What I mean is that this task is a bit hard. There are people behind the curtains and things which are happening here in our County Government. What I would urge my fellow Members is that we need to play or to strengthen our team and political muscles so that we can fight this vice. It is very touching and I stand here to support this Motion by rejecting the implementation of the Galana-Kulalu project. Thank you.

(Question put and agreed to)

COMMUNICATION FROM THE CHAIR

THE WARD SCHOLARSHIP FUND BILL, 2018

The Speaker (Hon. Kahindi): Hon. Members, I revert to the Communication on the Ward Scholarship Fund Bill, 2018. I had indicated earlier on that the Office of the Speaker was working on a new legislation that was going to repeal that law. We have had meetings with the Chairperson and the Committee on Scholarship and the CEC Member. The new Bill is now drafted. In the course of the day you will find it in your pigeon holes. If it is not there you will find it tomorrow. I have directed the office to make copies for each and every Member. My Office is currently in the process of publishing that Bill and we shall hand it over to the House in the course of next week or thereafter.

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TRAINING ON THE COUNTY FISCAL STRATEGY PAPER (CFSP)

Number two, we were supposed to go to a training next week but the County Revenue Fund (CRF) still has not received funds. I have had discussions with the Chairperson of Budget since we have also received the County Fiscal Strategy Paper (CFSP) it will be almost necessary for us to have that training so that whatever will not be very clear we will have experts on board to take you through. I know it is a very hard time and I am praying that the CRF gets money this week. But even in the absence of money, I think we still need to meet next week. Reason being we have 14 days within which the CIDP needs to be done.

Another thing is 90 percent of Members here have never dealt with that kind of a document. In fact it is by God's grace that we had even called for training on issues of budget. So clearly if we are to meet the 14 day deadline and do something substantive, then it is good that we handle the CIDP in the presence of the trainers on the issues of budget. So that if you do not know what you are supposed to do, you will be told how to do it and by the time we are done with the five day training, then of course that document will also have moved forward. I will be lying to myself if I hand over the document to you as I have already directed because you will not have done anything useful to it.

So, between now and Friday we will still communicate as an office. If we have received funds fine, if we have not I want to plead with you that let us still meet. Any time the funds will be available, they will be transferred to your respective accounts. But for now, kindly note that it is not just at the Assembly, the CRF account at the Executive has not received money. I moved earlier on to communicate through SMS that salaries will be delayed and that is not my fault; it is not the fault of the Executive but it is the National Government which has not sent money to Kilifi. But that should not stop our duty as Members of the County Assembly. We are working on a time frame; at least for the very first time the Executive has submitted to us a document in good time. I think we need also to reciprocate in the same manner that we make sure that we look at the CFSP, which now is a responsibility of each and every Committee.

This document is what forms the basis of the budget. If you have no clue, if you have no knowledge of scrutinizing this document, I can almost assure that you will have difficulties even questioning the budget. The opportune time is now because we had already engaged the former Speaker of Senate, Dr. Nur and Abhikadir Mohammed. They are coming here to take you through how to interrogate the CFSP so that by the time you are done within those five days, each Committee will have known what it is supposed to do in this one.

Otherwise, if we are going to wait until we receive funds one; we will run short of time because we have 14 days only within which to approve or disapprove this document. My view is that let us do justice to the people of Kilifi; funds will come. Let us carry one another, find how we are going to survive in Mombasa for the five days but I also pray that by that time money will be available and because if we say we are not going to because there is no facilitation, we will be actually missing the point.

The 14 day window period is a Constitutional requirement that is provided in the law that once submitted, the CFSP needs to be dispensed with within 14 days. Now, the 14 days begin count from today. So it is not like we have much of a choice. But the advantage of going to the training is that the respective Committees will sit in groups. As we interrogate this document we will have experts, and this is for the very first time, who will be guiding you on what to look for so that when it comes to the budget making process then you will be equally informed.

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We have always got it wrong in the past because Members have not even understood the contents of the CFSP. The budget of any County Government or National Government is derived from the CFSP and unless you have understood it, you will sit here during the passage of the budget and you will see people talking about things you do not know. I will keep you in touch. I was told that by Friday the CRF will have money so that means by Monday or Tuesday everything is going to be okay.

I also want to tell you that this is not a problem of the County Assembly of Kilifi. It is not a problem of the Executive. It is a problem which has been created by the National Government to *starve* us because there is no other way I can put it. So let us bear with that but I also want to urge you let us keep to the work that we have been given to do. We will sort ourselves out in Mombasa. We will help one another to survive for the five days but let us get the work done.

ADJOURNMENT

There being no other Business in the Order Paper, I adjourn the House until the next sitting. Thank you.

The House rose at 4.15 p.m.