

REPUBLIC OF KENYA
COUNTY ASSEMBLY OF KILIFI

THE HANSARD

Monday, 11th April, 2016

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

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

PRAYERS

The Speaker (Hon. Kahindi): Order No. 8.

Clerk-at-the-Table: Order number 8 Motions; adoption of the Report of the Environment and Natural Resources Committee on the management of solid waste in Kilifi County, 2015.

(Hon. Chiriba stood at his place)

The Speaker (Hon. Kahindi): Hon. Chiriba please proceed.

MOTIONS FOR ADJOURNMENT

UNDER STANDING ORDER NO. 50(b)

Hon. Chiriba: Thank you Mr. Speaker, Sir, for giving me this opportunity. I stand under Standing Order number 50 (b), to seek adjournment of this Report so that the Members can have more time to familiarise themselves with the Report. Thank you, Mr. Speaker.

(Question proposed)

The Speaker (Hon. Kahindi): Anybody to second that?

(Hon. Foleni stood at his place to second)

The Speaker (Hon. Kahindi): Thank you hon. Foleni. Hon. Members, a Motion has been moved under Standing Order 50 (b); I will now put the question.

(Question put and agreed to)

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UNDER STANDING ORDER NO. 28

The Leader of Majority (Hon. Mwingo): Thank you Mr. Speaker, Sir, for giving me this opportunity to move this Motion for Adjournment before the House. That, pursuant to Standing Order number 28; this County Assembly do now adjourn for one week from Tuesday 12th to Friday 15th April, 2016 to allow Members attend training on Bills that are due for first reading. That, this House resumes its plenary sittings on Monday, 18th April, 2016.

The Speaker (Hon. Kahindi): Anybody to second that?

(Hon. Hassan stood at his place to second)

Thank you hon. Hassan. Hon. Members, a Motion to adjourn the sitting has been moved by the Leader of Majority and I propose that the same is ready for debate. Hon. Hassan proceed.

(Question proposed)

Hon. Hassan: Asante sana Mheshimiwa Spika kwa kunipa nafasi hii. Nimesimama kuunga mkono Hoja hii ya kwamba tuende kwa mapumziko mafupi. Ni muhimu sana tupate ile taaluma ya hizi sheria; kwa kweli kuna baadhi yetu tunakungwaa katika kutekeleza hizi sheria. Ni muhimu kila tukipata wakati mzuri tukumbushwe kwa sababu wazungu walisema *practice makes perfect*. Asante sana Mheshimiwa Spika.

The Speaker (Hon. Kahindi): Thank you hon. Hassan. Yes hon. Bakari.

Hon. Bakari: Asante sana Mheshimiwa Spika. Mimi pia nimesimama kuunga mkono Hoja hii ili tuende kwa mafunzo kwa ile Miswada ambayo iko mbele ya Bunge hili. Tunaporudi hapa tuwe sote tuna ule ufahamu wa hii Miswada. Ninaamini kabisa Bw. Spika tukirudi baada ya haya mafunzo Waheshimiwa watakuwa wako na ufahamu wa hii Miswada. Ninaunga mkono, asante sana Bw. Spika.

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

Hon. Mwayaa: Asante Mheshimiwa Spika. Ninaunga mkono tuweze kuenda kwa mafunzo ya hii Miswada ambayo ni takriban 15. Iko haja ya sisi kama Wabunge wa Kaunti tuwe tutafahamu kwanza hii Miswada ambayo tunaenda kuisoma; ni nini hasa ambacho kiko hapo ndani? Kaunti ya Kilifi yetu wanaangalia Bunge hili tuweze kuwapikia vitu vizuri. Tuweze kupitisha Miswada ambayo haitawaumiza na tuweze kupitisha sheria zile kwa watu wetu ziwe zina maana haswa wakiziona wajue Bunge hili linafanya kazi. Wiki hii itakuwa nzuri kwa sisi tuende tukajifunze mengi ili kwamba tukija ni kupitisha tujue ni wapi ambapo tunapapiga msasa na ni wapi pengine patatolewa kabisa. Naunga mkono tuweze kuenda kwa mafunzo hayo ili kwamba tuje tupikie watu wetu wa Kilifi kitu kizuri. Asante sana.

The Speaker (Hon. Kahindi): Thank you. Hon. Japhet Nzaro.

Hon. Nzaro: Thank you Mr. Speaker. I rise to support the Adjournment Motion as it has been moved by the Leader of Majority. Mr. Speaker, as we and you understand, these Bills which we are seeking training for the Members are Bills which have originated from this Assembly. So, it will be quite in order that Members understand the contents of these Bills so that when we go to the public participation exercises we will be in a better position to explain to the members of the public what they entail.

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The performance of this Assembly will be judged by the number of Bills we have passed in this House. It is quite in order if we go for this training. I am very sure we will come back here and pass these Bills and our rating as an Assembly will go a notch higher. With those few remarks, I beg to support.

The Speaker (Hon. Kahindi): Hon. (Ms.) Mbeyu.

Hon. (Ms.) Mbeyu: Thank you Mr. Speaker, Sir. I rise to support this Motion. This is a good opportunity for the Members to go through the Bills. It is my prayer that Members attend and concentrate so that if these Bills come to the House for discussions, Members are able to give their input. Thank you, Mr. Speaker.

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

Hon. Mramba: Asante sana Bw. Spika kwa kunipa nafasi hii. Nimesimama kuunga mkono Hoja hii kwamba tupate furusa ya kwenda kupitia pitia hizi sheria kama Mswada ulioletwa na mwenzangu kiongozi wa wengi Bungeni Mheshimiwa Mwingo ambaye tunamuomba kila la heri, aje awakilishe eneo Bunge la Kilifi South kule Bungeni. Mheshimiwa Spika, tunajua kwamba kazi kubwa ya sisi hapa Bungeni ni kutunga sheria. Kama tunavyojua kwamba kutunga sheria ndio kazi kubwa; inakuwa vibaya unaenda kwa baraza wananchi wanakuuliza maswali na wewe Mjumbe mwenyewe huelewi. Inaonekana kwamba hujielewi. Kwa hivyo ni haki kwamba tuweze kuhairisha Bunge; twende tukasome sisi kwanza kabla kwenda kwa wananchi ili tukienda tujue kwamba sheria tunazijua na zinazungumzia nini. Zaidi sana mchezaji anaangaliwa mabao yake anayofunga ama amesaidia vipi kufunga mabao. Na sisi tutaangaliwa ni sheria ngapi tumepitisha kwenye bunge hili letu na hizi sheria zilizoko mbele yetu ni za umuhimu sana. Kwa hivyo ninasema kwamba sote ni tuunge mkono tuweze kwenda tukasome ili tunaporudi hapa tuweze kuchangia mahali ambapo panafaa. Asante sana Bw Spika.

The Speaker (Hon. Kahindi): Hon. (Ms.) Chiku.

Hon. (Ms.) Chiku: Thank you Mr. Speaker, Sir. I rise to support the Motion. I think it is a very wise decision to take the whole House to Voi to learn on the Bills and I am sure we shall all be equipped with facts and knowledge and when we come back to this Assembly, we will be able to deliberate on these Bills in a more knowledgeable and we will deliberate with full functional authority. Thank you, Mr. Speaker.

The Speaker (Hon. Kahindi): Hon. (Ms) Arafa.

Hon. (Ms.) Arafa: Thank you very much. I stand to support this Motion and also to congratulate the Clerk's office particularly for taking time for hon. Members to go to this noble training. It is a very big opportunity for us as MCA's in this Assembly to use this time wisely. To add on that, we find that the issues of Bills and Policy formulation if we are not having clear information on that and if we do not understand the wording in the Bills, we will be challenged a lot on the ground. It is not that all the people in Kilifi County they are sitting to pass the Bills, there are people who will be following up each and every Bill and we have been seeing challenges in some of the Bills. Example the scholarship Bill, every time we are being asked...

(Hon. Mramba stood on a Point of Order)

Hon. Mramba: Is it in order Mr. Speaker for the hon. Member who is on the floor to contribute while reading from the script?

Hon. (Ms) Arafa: Thank you Mr. Speaker, Sir. What I want to tell hon. Mramba is that I am not reading; all the facts are coming from my mind. He is the one who uses papers to read

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when he wants to contribute in this House. I was contributing on the issue of the Scholarship Bill; we have seen every time the Bill is being taken back to hon. Members to change some sections and this one we will be facing this challenge because we did not have enough knowledge on this and through these Bills when we pass the 15 Bills. Maybe next year some of us will come unchallenged, you being the Speaker in this House because we will be having a lot of information and we will challenge even the people on the ground in terms of Bills and policy formulation. So, I also urge hon. Members, all of us to appear in this training and work actively and contribute and ask questions because if we will not use this time wisely we will still be challenged on the ground. Thank you Mr. Speaker and I stand to support the Motion.

The Speaker (Hon. Kahindi): Yes hon. Majority Leader, could you make your final remarks.

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

The Leader of Majority (Hon. Mwingo): Thank you Mr. Speaker. Once again I want to take this opportunity to congratulate the hon. Members who have supported this Motion of adjournment. Mr. Speaker, we all understand our roles as MCAs; our roles are Legislation, Representation and Oversight. On the side of Legislation, there is a need with actually to be totally conversant with that docket. So, it is very good that we go there; we learn so that we can be conversant because it is very bad if you have a Bill in front of you and you do not know the contents of that Bill. Mr. Speaker, thank you so much. There is a need for us to go and learn. Thank you Members for your deliberations.

The Speaker (Hon. Kahindi): Thank you so much hon. Mwingo. Hon. Members, the Motion to adjourn the House has been moved by the Leader of Majority and the same has been deliberated and I now put the question.

(Question put and agreed to)

ADJOURNMENT

Hon. Members, in the absence of any other Business in the Order Paper, I move to adjourn the House until the 18th of April. Thank you.

The House rose at 2.45 p.m.