

REPUBLIC OF KENYA
COUNTY ASSEMBLY OF KILIFI

THE HANSARD

Monday, 16th November, 2015

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

[The Deputy Speaker (Hon. Mwambire) in the Chair]

PRAYER

PAPER LAID

FIRST QUARTER REPORT FOR THE FINANCIAL YEAR 2015/2016

The Deputy Speaker (Hon. Mwambire): Yes the Chairperson or any representative.

Hon. (Ms.) Chiku: Thank you Mr. Speaker, Sir. I wish to lay the Report for the first quarter for the financial year 2015/2016 from the Department of Agriculture, Livestock and Fisheries. I call upon hon. Christine Zawadi Fondo to second.

(Hon. (Ms.) Chiku laid the Paper on the Table)

(Hon. (Ms.) Christine stood at her place to second)

The Deputy Speaker (Hon. Mwambire): The Report will be availed to hon. Members and the House Business Committee will allocate time for deliberations. Next Order.

STATEMENTS

**CLARIFICATION ON THE LEVEL OF HOSPITALS AND CLOSURE OF THE GATE
BETWEEN KEMRI AND KILIFI COUNTY HOSPITAL**

The Deputy Speaker (Hon. Mwambire): Yes, the first Statement; the Leader of Majority and Minority are in another meeting so we cannot proceed with the first Statement.

On the second Statement, is there any Member representing the Chairperson for Health? The Vice Chairperson is in. There is a response to a Statement that is supposed to be read but the one who sought the Statement is not in. However, we can proceed because the issues that were raised are of County importance and so we cannot wait for a Member. This is what has been

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happening, postponing the Reports time and again. So, if the Vice Chairperson is okay we can proceed, if not then we can postpone.

Hon. (Ms.) Christine: Nimesimama kusoma maelezo kwa niaba ya Mwenyekiti wa Afya ambaye hayuko. Nitasoma kwa lugha ya kimombo...

(Loud consultations)

The Deputy Speaker (Hon. Mwambire): So, who is reading the Statement?

Hon. Hamza: Thank you Mr. Speaker. I will read on her behalf since I am a Member though not delegated by the Chairperson. This is a response to a Statement that was sought by hon. Nzaro. In section 46(1) the law allows Members of the community to form Community Forest Associations ...

The Deputy Speaker (Hon. Mwambire): The last page, "...Clarification on the level of Hospitals and closure of the gate between KEMRI (Kenya Medical Research Institute) and Kilifi County Hospital..." Do you have that Statement?

Hon. Hamza: Mr. Speaker, I have a concern as a Member of the Committee on Health. We can just read through this Statement and I suppose there might be issues that will need more elaboration. So, since we are not fully informed of what is said, probably there are issues that we need to articulate outside this. As much as it will go within the lines of the agreement, it might sound quite articulate and therefore I would suggest that when the Chairperson is here to respond to the Statement.

The Deputy Speaker (Hon. Mwambire): So you are seeking of postponement?

Hon. Hamza: Yes.

The Deputy speaker (Hon. Mwambire): Okay, granted.

(Statement deferred)

Chairperson for Environment and Natural Resources Committee? Or a representative? Do we have Members from that Committee? Yes hon. (Ms.) Arafa please.

Hon. (Ms.) Arafa: Thank you Mr. Speaker, Sir. I would like to read the response to a Statement by hon. Kiraga.

CONSERVATION OF THE MANGROVE ECOSYSTEM

From: The Executive Member the County Assembly

To: The County Assembly

The question

Whether the County Executive is aware that there are some groups which are dealing with the protection and planting of mangrove trees e.g. Angazia Forest and Wildlife Conservation, (Ngomeni Sub location), Ondo Self Help Group (Fundisa Sub-location) Jambiani Marine and Forest Conservation (Fundisa –Gongoni Sub-location) and Faradays arm of Robinson Island and what the County Executive Committee Member is doing to help the mentioned groups in the execution of their everyday duties.

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Response

Yes, the County Executive is aware that there are groups dealing with the protection and planting of the mangrove seedlings in efforts to conserve the mangrove ecosystem within their areas of jurisdiction in Magarini Sub County by the hon. Member.

Explanation

The mangrove forests are gazetted forests under the mandate of the National Government through the Kenya Forest Service (KFS). According to the Forest Act, 2005, 35(1), requires that every forest be managed in accordance with the management plan which covers both the forest and a radius of 5 Km from the forest boundary with twin objectives of conserving the forest and improving the standard of living of the adjacent community dwellers.

In Section 46 (1) the law allows members of the community to form a Community Forest Association (CFA) and register with the registrar of societies. The CFA then applies to the Director; KFS for co-management for particular forests by implementing the management plan of that particular area. The functions of a CFA are spelt out in section 47 (1) and in part (2) are the user rights.

The groups mentioned are all from Magarini Sub-County and have already formed the Mangrove CFA and registered with the registrar of forests. The next step is to develop the management plan which requires funding to a level of about two to three million shillings. Thereafter, the plan will indicate the activities which are in tandem with the objectives of conserving the environment and improving the standard of living of the adjacent communities.

Therefore, the groups are under Magarini Community Forest Association (CFA) and it is the only association in the County which has not developed its management plan. The County Executive has set aside two million shillings in 2015/2016 financial year for the development plan.

The County Executive has also set aside Kshs 10 million for the implementation of some of the management plans' activities for the CFAs in the County especially those under the County government functions. Thank you Mr. Speaker, Sir.

The Deputy Speaker (Hon. Mwambire): Anybody having any concern? Members, are you satisfied with the response from the County Executive? Hon. Matano, are you satisfied with the response?

Hon. Matano: Yes Mr. Speaker, Sir.

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

Hon. Mwayaa: I am satisfied Mr. Speaker, Sir only that I am not from Magarini. So, I do not know much about the issues of forestry in Magarini constituency.

The Deputy Speaker (Hon. Mwambire): But I think you were sworn in to represent the whole County not a particular segment?

Hon. Mwayaa: If I was taken round to see what Magarini people are doing about the forest, then I could be in a good position to agree with their Report.

The Deputy Speaker (Hon. Mwambire): Do not worry. Thank you very much. Hon. Fondo share with us if there is anything that you think is maybe...

Hon. Fondo: No, I have no query.

The Deputy Speaker (Hon. Mwambire): Hon. Fondo you need to stand, this is Parliament not a normal...

Hon. Fondo: Thank you Mr. Chairman, I have no query.

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The Deputy Speaker (Hon. Mwambire): I am not a Chairman.

Hon. Fondo: Mr. Speaker, Sir.

(Laughter)

The Deputy Speaker (Hon. Mwambire): Hon. (Ms.) Elina Mbaru, do you have any issue with this Report?

Hon. (Ms.) Elina: No.

The Deputy Speaker (Hon. Mwambire): Okay thank you very much. Hon. (Ms.) Arafa if you can wind up.

Hon. (Ms.) Arafa: Thank you Mr. Speaker, Sir. Even though I have read the response on behalf of the Chairperson for Environment and Natural Resources, my concern to the Executive is still; we know mangrove is under the National Government, I know they have set aside money to come up with the management plan for the groups in Fundisa. All mangrove forests are under the National Government like the Arabuko Sokoke. Recently we have the County forests as well.

The Community Forest Association (CFA) is yet come up with a management plan and sign an agreement so that they can start their activities to benefit themselves. My question is what plans does the CEC for Environment and Natural Resources have for the County forests in Kilifi County? To my knowledge, they have even recruited forest scouts to manage these forests. We want them to identify the County forests and the mechanism in place for Kaya forests which are under the Monument Act which is found in the National Government.

We want to know the County forests in Kilifi County so that they can come up with a management plan. I know of only four CFAs in Kilifi County which have come up with management plan; one is in Mtwapa the other one is in Arabuko Sokoke forest, we have another CFA registered in Jilore and another one is coming to completion in Dakacha.

Those are some of the CFAs in Kilifi County which have tried to come up with management plans and some have been registered. They have signed agreements with the director of Kenya Forest Services (KFS) and are doing activities that are benefiting them. For instance, we have butterfly farming in Arabuko Sokoke Forest. We want to know what the County forests in Kilifi are doing so that they can develop management plans so that the community can benefit from these resources. Thank you very much Mr. Speaker, Sir.

The Deputy Speaker (Hon. Mwambire): Okay. Thank you very much for asking those critical questions which we are expecting to get responses through you next week on Monday. You are representing the Chairperson?

Hon. (Ms.) Arafa: Yes.

The Deputy Speaker (Hon. Mwambire): So, you and your Chairperson make sure that on Monday you bring the response so that at least Members can understand what is going on.

ADJOURNMENT

Hon. Members there being no other business to transact at the moment, this House adjourns until tomorrow at 9:30 a.m. May you have a great evening and night.

The House rose at 3.46 p.m.

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