



REPUBLIC OF KENYA

COUNTY ASSEMBLY OF KILIFI

SECOND ASSEMBLY –FOURTH SESSION

THE HANSARD

Tuesday, 18th February 2020

*The House met at the County Assembly Chamber,
Malindi Town, at 9:30 a.m.*

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

PRAYERS

COMMUNICATION FROM THE CHAIR

VISITING STUDENTS FROM VYAMBANI SECONDARY SCHOOL

The Speaker (Hon. Kahindi): Hon. Members, I would like to acknowledge the presence in the public gallery this morning, we have students visiting from Vyambani Secondary School. The students are here for a study visit and to appreciate the legislative procedures, practices, traditions and parliamentary proceedings. I request that each person to stand when called upon so that they may be acknowledged in the parliamentary tradition and practice.

We have:-

1. Sammy Mwaduna
2. Juma Kirao
3. Patience Mose
4. Jamali Dida
5. Caroline Uchi
6. Elias Mbitsi
7. Prisciller Nuru

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8. Victor Mitsanze
9. Mary Masha
10. Mtsunga Jacob
11. Faiz Munga
12. Maraga Muta
13. Emmanuel Munga
14. Samuel Jilani
15. Mariam Fondo
16. Lameck Fondo
17. Naomi Katana
18. Sofia Dzame
19. Zubeda Nyevu
20. Omar Ngala
21. Joyce Mupa
22. Michael Kombo
23. Mwanasiti Uchi
24. Priscillar Kai
25. Priscillar Mwaka
26. Rehema Mwagona
27. Kibibi Mohammed
28. Anderson Mwachinga
29. Joyce Medza
30. Nuru Lozi
31. Francisca Meya
32. Michael Mwatsuma
33. Nancy Kenga
34. Pendo Muhache
35. Edna Mramba
36. Furaha Samuel
37. Eunice Harusi
38. Rashid Nyawa
39. Robert Chai
40. Tabitha Deche
41. John Mangale
42. Maua Harisson
43. Lucky Mumbo
44. Boniface Sirya
45. Robert Kalama
46. Gabriel Silaha
47. Alice Charo
48. Khali Peter
49. Mercy Ayombi
50. Elvis Mbogilo
51. Lilian Otieno

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On behalf of the County Assembly and on my own behalf, I want to welcome you all to the County Assembly and wish you well.

STATEMENTS

REROUTING OF 10 KILIFI TANK OUTLETS PIPELINE

Hon. Mae: Thank you Mr. Speaker. In behalf of the Chairperson of the Committee on Water, Environment and Natural Resources who is suffering from a sore throat, may I take this opportunity to respond to a Statement sought by hon. Maitha Masha from Jaribuni Ward.

WHETHER the County Executive Committee Member (CECM) in charge of the Department of Water, Environment, Natural Resources and Forestry is aware that the rerouting of 10 Kilifi tanks outlets pipeline water project which was in the approved FY 2018/2019 budget has not started?

If yes, what are the reasons for water projects stalling and what measures the CECM is planning to ensure the project is completed?

Mr. Speaker the Response from the CECM Water, Environment, Natural Resources and Forestry is that the project was budgeted for Sokoni Ward and not Jaribuni Ward as envisioned in the Statement raised.

This is a pipeline that was done in Sokoni Ward, Kilifi North Sub-County that involved rerouting a section of the 10 inch pipeline that had encroached on a plot. This project was occasioned by the need to have the section of the pipeline to run on the boundary of the plot to allow opportunity for the owner to develop the plot since leaving the section of the pipeline to run across the plot would have caused damages to the pipeline once the owner of the plot starts developing the plot.

This project was therefore done to completion as per the Bill of Quantity and within the timeframe that was stipulated and its now operational. Thank you.

The Speaker (Hon. Kahindi): Hon. Maitha, do you need to seek any clarification or further clarification?

Hon. Maitha: Thank you Mr. Speaker. As I accept the Response, I have a few issues that I would like to highlight. In the Financial Year as clearly indicated in the main budget, it clearly indicated Jaribuni Ward, so for the CECM for Environment... in fact he called me after receiving the Statement and said this is for Sokoni Ward. So who made the confusion of Jaribuni Ward? When you go to the main budget, it clearly indicates that it is Jaribuni Ward and not Sokoni Ward. If at all it could be Sokoni Ward then I would not have written this Statement.

We also have water tanks managed by Coast Water at Jaribuni and we requested during the public participation that we reroute because they used to supply water in Kilifi but since Kilifi is supplied with water from other sources we decided to reroute the tanks from Beria Water station so that it can serve Jaribuni people. If the budget was used in Sokoni Ward, I request that the CECM comes up with another budget so that we can reroute the tanks in Jaribuni for the benefit of the people. Thank you, Mr. Speaker.

The Speaker (Hon. Kahindi): So, what are you saying? Do you need further clarification from the answers you have been given or you are requesting that...I do not know because you are not coming out clearly...

Hon. Maitha: No, maybe you are not getting me, Mr. Speaker. The point here is, in the main budget it clearly indicated Jaribuni Ward so if the budget was used in Sokoni Ward I have no problem with that but they should come up with another budget so that my people can benefit from the tanks that are...

The Speaker (Hon. Kahindi): But how can a budget be indicated for Jaribuni and be used in Sokoni? That in itself requires further clarification.

Hon. Maitha: Then I demand that.

The Speaker (Hon. Kahindi): Then, I am asking you to say it because I am not the area MCA (Member of County Assembly) of Jaribuni hon. Member. It should come from you not me. Yes, hon. Cantona Mae is it true that the budget was indicated to serve the people of Jaribuni but implementation was done on...

Hon. Mae: Mr. Speaker, Sir, as a Member of the Budget Committee, sometimes we have this problem of typing error...

The Speaker (Hon. Kahindi): Pardon?

Hon. Mae: I think all the Members are aware of that. As for me as a Vice Chairperson, I advice hon. Maitha to go seek further clarification from the CECM Water Environment and Natural Resources, hon. Mwachitu Kiringi. If there would be any need for the committee to investigate this further then we will pick it from where the member will have reached. Thank you.

The Speaker (Hon. Kahindi): Hon. Member you were present when the budget was being passed, is it not?

Hon. Maitha: Yes.

The Speaker (Hon. Kahindi): Did you see the Budget as indicated then to have stated that the project was supposed to be in Jaribuni or it was an error as he might have put it? You know it must come out very clearly what you really want them to do. There is an issue because you are saying the budget talks of Jaribuni and implementation is being done in Sokoni ward. You must put it very clearly to him. You see he is telling us that if you need further clarification but you need to direct that to them because the Chairperson and the Vice Chairperson are only conveyers of the message to the CECM. What else do you want the CECM to do? Do you want them to put it in writing; that this was an error and how did the error come about? Because it calls for investigations; you cannot say a project, in my view, a project was meant for Jaribuni...

The question is, was it taken through public participation in Jaribuni? Are the people of Jaribuni expecting that project or you are also riding on the fact that it had been mentioned in Jaribuni? You know these projects normally come as a result of public participation; are your people aware of the project? If they are not aware about the project then it means you are riding on a false project; a project meant for Sokoni. If it is a Project that was taken to your people and they are aware that the project was coming up then of course we could say it was an error or it was not an error. It is a project that your people own. Are you getting me?

Hon. Maitha: It is a project that was mentioned during the public participation by Jaribuni people and the only channel that we can use to communicate to the CECM is through this Statement. There is no use of me to go to the office.

The Speaker (Hon. Kahindi): Then, that gives you grounds for further clarification and I expect you to say “hon. Cantona Mae I am not satisfied with this can you call the”... you are forcing me to do your job. You have to come out very clear to him what you really want because they do not even know what you want. You simply put it that “I am not satisfied with your answer so can you call the CEC Member”... how is it possible that a project can be for Jaribuni and the implementation takes place in Sokoni. Can you please follow the queue and...

Hon. Maitha: In fact Mr. Speaker, we cannot accept the Statement from hon. Cantona Mae...

The Speaker (Hon. Kahindi): Address him.

Hon. Maitha: That this is an error? For one thing we use the main budget before it comes here; they should make sure that there are no errors.

The Speaker (Hon. Kahindi): What are you seeking?

Hon. Maitha: What I am saying is we need more clarification on this.

The Speaker (Hon. Kahindi): Good, now you are communicating. What you say is very important that it is captured on record very clearly and it should only come from you because it is a Statement that you own. So, hon. Cantona Mae, hon. Maitha has stated for the record that he is not happy with your Response and he needs clarification on the issue of the budget. I therefore direct that as a Committee can you pick that up and you submit to us in a period not less than 14 days on where the problem came from, because it cannot be a typing error.

If the project went through public participation in Jaribuni for heaven sake it must be implemented in Jaribuni. However, if the CECM will prove it to this House that the project was never meant for the Jaribuni people and actually no public participation went to Jaribuni then hon. Maitha will have no right to claim for something that is not his. We can only accept that it is a typing error if it is proven on record that no public participation of that project ever took place in Jaribuni but if it did it is not an error but it is a deliberate omission.

Let him indicate to this House that, this project never went to Jaribuni for public participation therefore; it is not a project for the Jaribuni people. However, if he says it is a project that went through public participation in Jaribuni then that will not be an error. It will be an omission.

The CECM will have omitted to implement that project in Jaribuni and instead implemented it in Sokoni. I think now it is very clear; so within 14 days please let us have feedback on the same. Thank you. Next statement ...and hon. Maitha it is upon you to follow up to make sure that we have a response after the 14 days, so when 14 days lapse then you can stand up and remind the House.

IMPASSABLE ROAD BETWEEN KATENDEWA- JILA-DODOSA AND MAPOTEA

(Statement deferred)

ADJOURNMENT

The Speaker (Hon. Kahindi): Hon. Members, in the absence of any other Business in the Order Paper, the House is adjourned until tomorrow. Thank you.

The House rose at 9:46 a.m.