



REPUBLIC OF KENYA
COUNTY ASSEMBLY OF KILIFI
SECOND ASSEMBLY –THIRD SESSION

THE HANSARD

Tuesday, 23rd April 2019

*The House met at the County Assembly Chamber,
Malindi Town, at 9:00 a.m.*

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

PRAYERS

STATEMENTS

BUSINESS OF THE HOUSE FOR THE WEEK COMMENCING TUESDAY 23RD APRIL 2019

Hon. Ziro: Thank you Mr. Speaker. Pursuant to the provisions of Standing Order number 41 Sub Order 2 (a), I wish to present and lay on the Table of this House the Statement regarding the Business of the House for the week commencing today Tuesday the 23rd day of April 2019 as follows;

This morning we are going to have a Response to the Statement sought by hon. George Baya from the Department of education and ICT. In the afternoon at 2.30 p.m. we shall have a Response to a Statement sought by hon. Stanley Karisa Kenga, the Member for Adu Ward from the Department of ICT.

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On Wednesday, that is the 24th day of April, 2019, we shall have two Statements;

1. Response to a Statement sought by hon. Albert Kiraga from the Department of Roads, Transport and Public works.
2. Response to a Statement south by hon. Albert Kiraga again from the Department of Roads and Transport and Public Works. Thank you, Mr. Speaker.

The Deputy Speaker (Hon. Kenga): Hon. Members, I am informed that the inner rows of the Chamber and I refer to this row where the Leader of Majority is sitting and this other one where the Member for Mwanamwanga is sitting, the system is not functioning. Regarding the funny sound as said by the Member, I have communicated to the relevant authorities because we want to be informed whether we are in danger before we proceed with the business of the assembly. I think somebody is consulting.

For the Members whose system is not functioning, if you want to speak we can do so by raising our hands and use the mics at the Table. Let us now proceed. Is the Member for Watamu Ward present? The Statement that was sought by the Member for Watamu falls under the Department of Education and ICT but it is touching on the issues of Ward Scholarship Fund; that is why the Chair for Scholarship will read the Response as given by the CEC Member. The hon. Member for Kakuyuni Ward kindly proceed.

CASUALS IN THE WARD SCHOLARSHIP FUND OFFICE

Hon. Mramba: Thank you Mr. Speaker. There is a Statement that was sought by hon. George Baya Mramba. Kindly allow me to read it to the House. It was in regard to the casuals in the Ward Scholarship Fund office.

Is the County Executive Committee Member (CECM) in charge of Education and ICT aware that there are casuals in the Ward Scholarship Fund office who have served for over three years handling very sensitive information with a lot of responsibility bestowed on them? If yes, what measures is the CECM Education and ICT putting in place to ensure that he is not in breach of the Employment Act, 2007. Signed on the 18th of March 2019 by hon. George Baya, MCA-Watamu Ward.

As a result of that Statement, the Response is as follows. This is a response from the CEC Member hon. Prof. Katana and it is written through the Clerk of the County Assembly through the County secretary and it is a Response to the County Assembly Statement on casuals in the Ward Scholarship Fund office.

Reference is made to your letter Ref. No. CAK/DPT/ECD/3/VOL. 1/02 dated 19th March, 2019.

In reference to the above subject matter, the following are the responses to matters of concern raised in the Statement.

1. Staffing at the Ward Scholarship Fund Office

That, the CECM in Education and ICT is aware of the staffing in the Ward Scholarship Fund office is in two categories:

One; there are staff both on permanent and contractual terms directly under the Department of Education and ICT.

Two; there are also staff as required by PFMA either on permanent or of contractual terms under the Department of Finance and Economic Planning. See attached list showing the duties of each staff.

2. Status of casual staff as per the Statement

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Observation number one;

That the staff referred to as casual workers in the Statement are engaged on contractual terms within both the Department of Education and ICT and the Department of Finance and Economic Planning. That is; Education they are four and those under the Department of Finance and Economic Planning are two.

Number two; that the staff have credible qualifications and have remained on contractual terms since way back in 2013 to date and some were recruited in 2014.

That; the engagement of these staff in accordance with the Employment Act, 2004(10) (1), 2 (A – K)

Response:

That the Department of Education and ICT is not in breach of the Employment Act, 2007.

Number two; that the duties assigned to each member on contract as indicated in the list are not of sensitive nature.

Signed by hon. Professor Gabriel Katana Gona, CEC Member-Department Education and ICT.

Therefore, a list of the scholarship staff is attached.

Staff on permanent and pensionable terms of service in Education and ICT: 1. Lizzie Shadrack Tunje, Clerical Officer 2. Sarah Jumbale Mwarome, Social Worker.

Staff on Contractual Term from Education and ICT Department: 1. Florence Pahe Karisa, a Clerical Officer with a qualification of Diploma in Business Administration. 2. Rosemary Adhiambo Ayieko, Secretary. Qualifications: Diploma in Governance and Administration then Diploma in Secretarial Studies. 3. Millicent Nasimiyu Khayanga, Clerical Officer. Qualifications; Bachelor in Guidance and Counselling. 4. Mercy Manga Mshigenyi, Clerical Officer. Qualifications: Bachelor of Development Studies and Diploma in Community Development and Social Work.

Staff on Permanent Terms and Service from the Department of Finance and Economic Planning: 1. Neema Sirya, Fund manager. 2. Shaban Anderson, Accountant. 3. David Mwayele, Junior Market Master. 4. Joyce Kadzo George, Senior Support Staff.

Staff on Contractual Terms from the Finance and Economic Planning: 1. Pauline Wanjiru Kihara; Clerical Officer with qualification of Diploma in Business Administration. 2. Samuel Karisa Geji; Clerical Officer with qualification in Bachelor in Commerce (Human Resource Management), CPA1 and Certificate in Monitoring and Evaluation. Thank you, Mr. Speaker.

The Deputy Speaker (Hon. Kenga): Thank you very much the Chairperson of the Ward Scholarship Fund. To the Member for Watamu who raised the Statement, is the Statement up to your satisfaction?

Hon. Baya: No, Mr. Speaker, Sir. I am not satisfied with this Response Mr. Speaker, Sir. As you can see, even the CEC (County Executive Committee Member) has admitted that he recruited these casual staff since 2013. 2013 until now is more than five years in engaging someone in contractual basis; this is completely a breach of the Act. So, I am not satisfied with this one. Again, the CEC is claiming that the staff are not handling matters but I can see this here, a casual is assigned to a duty on a system of writing cheques and compiling ward

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committee allowances; these are sensitive issues. So I am not satisfied with this Response. Thank you.

The Deputy Speaker (Hon. Kenga): Thank you hon. Member. Let me invite the Chairperson; maybe he is in a position to address the issues that are being raised by the Member. Kindly proceed.

Hon. Mramba: Mr. Speaker, the hon. Member for Watamu had sought to know that; if yes, what measures is the CECM Education and ICT putting in place to ensure that he is not in breach of the Employment Act, 2007. That is the only thing he had requested and I think it has been answered adequately. The CEC Member said they are not in breach of the Employment Act, so it has been replied to.

Again we need not to contradict ourselves Mr. Speaker because it is the same County Assembly that passed a Motion some few weeks ago that had sought to lay off all the casual workers. Now, it will be a bit ambiguous Mr. Speaker, if the same assembly that sought to lay off all the casual workers then interrogates this Report from the CEC Member. So, I do not know which way to go because the same Assembly said all casual workers to be laid off because they were engaged irregularly. Now here we are interrogating this Report because according to the Member for Watamu, it is as if he wants these casuals are to be engaged on Permanent and Pensionable Terms, while on the other hand there is another Motion and we are still waiting for a response from the County Secretary.

We had sought his indulgence that all the casual workers in the county government with an exception of those working in the dispensaries and I believe if it is all except those working in dispensaries, the scholarship officers are also included. So, we need guidance Mr. Speaker. Maybe we stand advised. Thank you.

The Deputy Speaker (Hon. Kenga): Thank you. Hon. George Baya, are you on Point of Order?

Hon. Baya: Mr. Speaker, Sir, hon. Nixon Mramba as the Chairperson of Scholarship Committee I think he should stick on the Response of the CEC Member because what he is trying to tell us here is different from what the CEC Member has just said. According to the Response of the CEC Members, there are no measures he is planning to take to explain this one. So, I wanted to see the measures he is going to take just to handle these casual workers but it is not in the Response of the Statement. So I am not satisfied with it.

The Deputy Speaker (Hon. Kenga): The Member for Garashi

Hon. Ziro: Thank you Mr. Speaker. Apart from giving the Response to this particular Statement that was sought by hon. George Baya in regards to the position and working conditions of the staff...you know after the response Mr. Speaker, there are matters arising and as a matter of fact, I think something is wrong there because yesterday I was trying to go through the cheques that have been issued and I realized there are very big mistakes that are being done there. You allocate a child Ksh. 10,000 and then when the cheques come down here that child has been given Ksh.7,639. I have the cheques in my office and they have to be taken back. If you

ask questions, they tell you we were in a hurry because may be they wanted to go somewhere else to go and do something else...

The Deputy Speaker (Hon. Kenga): Hon. Ziro take your seat.

Hon. Mwarandu: Thank you very much Mr. Speaker for this opportunity. I think the hon. Member is misleading this House. When we talk about a child; a child is from 1 year to 5 years. When he is six years he becomes a pupil. Are we allocating cheques to children?

The Deputy Speaker (Hon. Kenga): Kindly wind up your contributions hon. Ziro.

Hon. Ziro: Thank you Mr. Speaker. I think the Member is misled; words have more than one meaning and that is what I want him to learn. If he never did English then he should go back to school and learn the meanings of words. What I was trying to say to this House is we need to get serious with such people who are doing this very sensitive work in that Department. It is important that they are employed on permanent basis so that when they do the work they have proper concentration. Thank you, Mr. Speaker.

The Deputy Speaker (Hon. Kenga): There is a request from hon. Kadenge, the Member for Malindi Town Ward but before we hear his contributions, I want to say that we confine ourselves to the prayer of the Statement because one; the Statement sought to know whether the CEC Member in charge of Education and ICT is aware that there are casuals in the Ward Scholarship Fund office who have served for over three years handling very sensitive information with a lot of responsibilities bestowed on them.

Two, if yes what measures is the County Executive Committee Member in charge of Education and ICT putting in place to ensure that he is not in breach of the Employment Act?

Now, we need to be confined to this Statement; let us not move out of the Statement that was sought and whether the CEC Member adequately responded to the Statement that was sought. Hon. Kadenge proceed.

Hon. Kadenge: Asante Mheshimiwa Spika. Nami naunga mkono Mheshimiwa Baya kuwa hili jibu haliko sawa. Mwenyekiti amesema vizuri swali lilikuwa lasema kama kuna njia imefatwa ili hawa watu waweze kuajiriwa kwa njia ya sawa. Ukiangalia majibu aliyotoa Waziri amekubali kuwa hawa watu walijajiriwa toka 2013 na ana *mislead*...

(Hon. Mramba stood on a Point of Order)

The Deputy Speaker (Hon. Kenga): What is your Point of Order hon. Mramba?

Hon. Mramba: Mr. Speaker I am made to believe that hon. Kadenge is misleading the House because in the Statement sought by hon. Baya he never at anytime said that those in the scholarship offices should be engaged on permanent and pensionable terms; never in the Statement. He only sought to know the measures that the CEC Member is putting in place to ensure that he is not in breach of the Employment Act, 2007. The CEC Member answered adequately that the Department is not in breach.

Hon. Kadenge: Nafikiri ...

The Deputy Speaker (Hon. Kenga): Kindly make your request hon. Dele. Thank you very much; just take your seat please. Even though you are using hon. Mae's card, you have made a request to contribute and other Members are already contributing so your turn is coming. Be patient because it is not a Point of Order; it is that you wanted to contribute.

Hon. Dele: It was a Point of Information. I wanted to inform the hon. Member before he contributes please.

The Deputy Speaker (Hon. Kenga): Hon. Kadenge are you ready to be informed?

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Hon. Kadenge: No I want to finish.

The Deputy Speaker (Hon. Kenga): He is not ready to be informed; take your seat.

Hon. Kadenge: Sasa mimi kitu ambacho nilikuwa nataka kusesitiza kwa Mheshimiwa Mwenyekiti wa *Scholarship* ni kwamba hawa watu wanashikilia stakabadhi muhimu. Cheki za mamillioni; hapa Waziri anasema *they are not handling sensitize documents*, ambayo hii tayari anadanganya hii Nyumba. Naomba kama itawezekana Waziri aitwe aelezee vizuri kama hawa watu wako kwa *contract* manake haku *attach* karatasi yoyote ya kuonyesha hawa watu wako kwa *contract* basi na njia gani atakayoifanya ili kuhakikisha hawa watu kutoka 2013 mpaka sasa wako kama vibarua; hiyo nafikiri katika sheria za leba hakuna kabisa.

Naomba Waziri aitwe na anayosema Mwenyekiti hata yeye anajua sio kweli kwa sababu hawa watu wanashikilia stakabadhi muhimu. Asante.

The Deputy Speaker (Hon. Kenga): Yes George Baya, I am seeing you have an intervention.

Hon. Baya: Yes it was a Point of Order again when hon. Mramba was talking. I just want to tell him not to answer for the CEC Member but to just stick to his Response because what he is trying to tell us is supposed to be said by the CEC Member. His duty is only to read the Response sent to this House. Thank you.

Hon. Dele: Asante Mheshimiwa Spika. Mimi nataka kuiweka wazi. Swali lililoulizwa na Mheshimiwa katika Bunge hili ni kama halijajibiwa vizuri. Ni kweli Mheshimiwa Waziri na Idara yake wamevunja sheria kuwaweka hawa waajiri kwa mpangilio ambao ni wa vibarua. Na jawabu limesema hapana mimi sijavunja sheria. Sasa iwapo tuna ushahidi kwamba amevunja sheria tuendeleze maana ameshajibu hapana. Mheshimiwa Mramba anajibu lile amesema hajavunja sheria kwa sababu hivyo ndivyo Waziri alivyojibu. Lakini vuta nikuvute ya huku haisaidii kabisa. Waziri amesema hapana hajavunja sheria na sisi ni wanasheria tuangalie ni wapi amevunja na ushahidi uko wapi tumalize haya mambo. Asanteni sana.

The Deputy Speaker (Hon. Kenga): Thank you. Hon. Mramba would you wish to...

Hon. Mramba: Thank you Mr. Speaker. As per the words of the eloquent and wise Sabaki MCA hon. Edward Kazungu Dele otherwise known as Jenje, the only question in the Statement as sought by hon. George Baya was if the CEC Member is aware and he said yes he is aware. Then what measures are you doing to ensure that we are not in breach? The CEC Member answered that we are not in breach because these Members of staff are on contract and those contracts are renewable and one can choose to renew or not. So if someone is on contract, is that really in breach of the law? It is not! So if somebody is at the scholarship office on contract that does not mean that the CEC Member has breached the law. They are there but are within the law and the CEC Member has answered adequately according to me.

As for hon. Peter Ziro who had indicated that some cheques are erroneously written, that is a human error and we will all agree on that. Infact, most of these members of staff at the scholarship office are working on...

The Deputy Speaker (Hon. Kenga): Yes George Baya.

Hon. Baya: Mr. Speaker, the Member on the floor is misleading this House. The CEC Members has said that there are staff on contractual basis but there is no single copy of this contract. Now the Member is claiming that these contracts are renewable every year and still there is no single copy to prove that even one year of this contract has been renewed. I think we should stick on the Response here. Hon. Mramba, so that you don't waste your time defending this CEC Member, he has breached the contract renewal. Thank you.

Hon. Mramba: Mr. Speaker, hon. George Baya is ...

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

Hon. Ziro: Thank you Mr. Speaker. Hon. Mramba has said that the mistake that was done while the cheques were being written is just a very normal mistake. It cannot be normal if somebody does it for over five cheques. That is not normal. If it was one cheque I would accept but not more than five cheques. How do you say this is a normal mistake? And he is not even ashamed; he is talking very boldly. How do you talk like that defending the CEC? This is not fair; he should withdraw that statement.

The Deputy Speaker (Hon. Kenga): Thank you. Kindly take your seat and allow the Member to conclude.

Hon. Mramba: Mr. Speaker, I can withdraw that statement simply because members of staff in the scholarship office are working under pressure. MCAs are going to camp there for the whole day. How do you want that worker to work independently? Infact hon. Pater Ziro is notorious; he spends hours in that office! He is not giving them time. Now how do you expect...

(Applause)

The Deputy Speaker (Hon. Kenga): Order hon. Members! Kindly take your seat. Hon. Peter Ziro kindly take your seat.

(Loud consultations)

Hon. Mramba: The purpose here Mr. Speaker is for the ward Scholarship Committee to prepare minutes and send them to the office and then you will be told when to collect your cheques. It has become evident now that some MCAs including hon. Peter Ziro go to the office and make sure that his cheques are written on that very day. They are working under duress Mr. Speaker.

The Deputy Speaker (Hon. Kenga): Hon. Mramba, I wish to say that what you are saying cannot be consumed by this hon. Assembly. Those people have been employed to deliver services to the people of Kilifi and they need to have a programme on how they are going to run their affairs. So you cannot purport as the Chairperson to say that those people are working under pressure because Members of the County Assembly are camping at their offices to make sure that cheques are delivered. Kindly that one cannot be taken by this assembly unless you have an opportunity to further substantiate those issues and maybe we need to hear that from those officers.

Hon. Mramba: Mr. Speaker I think you are now becoming biased. I have spoken and whatever I have said...

The Deputy Speaker (Hon. Kenga): Can you take your seat. I want to inform you that MCAs have three major roles that they are supposed to play; representation, legislation and oversight. Now you cannot purport that MCAs have left these important roles and they are going to the County Executive to camp in the offices to demand for services. Hon. Mramba, I want to say that as hon. Members, they have an opportunity to stick to their roles as provided for by the Standing Orders; therefore you are out of Order.

I want to say the following to the Members who have already made their contributions. As you all know you cannot speak more than once into an issue that you have already made your contribution on. I will just allow the Member for Mtepeni hon. Gogo to make his contribution and then the Member for Mwanamwinga before we close on this issue.

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Hon. Gogo: Asante Mheshimiwa Spika. Nimesimama kumuunga mkono mheshimiwa George Baya kulingana na majibu ya Waziri. Ukisoma kwa utaratibu *statement* ile ni kwamba katika afisi hii ya *scholarship* ni afisi ambayo inasimamia pesa nyingi sana na hapa imeuliza ikiwa Waziri anajua kuna vibarua wamefanya kazi kwa zaidi ya miaka mitatu. Ikiwa ndio basi ni mipangilio gani ambayo yuko nayo ili asivunje sheria? Wakati mheshimiwa wa Wadi ya Malindi Mjini mheshimiwa Kadenge akizungumza alisema kwamba si vizuri mtu awe ni kibarua na anashughulikia pesa; mtu huyu asipokubali ku *renew contract* yake kama anatoka, amejua siri zote. Nafikiri ombi la hii *statement* ni kwamba kama inawezekana wafanyakazi ambao wako ndani ya *scholarship* ambazo ni pesa nyingi zinawekwa pale za watoto wetu wa Kilifi wasome, hawa watu waajiriwe *permanent*. Hii si kazi ngumu.

Mimi naomba mwenyekiti wa *scholarship* na najua inawezekana haya mambo ya kuweka vibarua katika mahali kama hapa ; hawa waajiriwe *permanent* maanake pale ni mahali *sensitive*. Asante sana.

Hon. Mae: Thank you Mr. Speaker. First of all allow me to use the British accent because as we all know in the afternoon we are going to have his Excellency the Governor and the British High Commissioner.

(Laughter)

The Deputy Speaker (Hon. Kenga): Hon. Cantona Mae Mwadena kindly proceed.

Hon. Mae: Thank you. I think the CECM responded according to the Statement sought by hon. George Baya. The problem here is the understanding capacity of English and I think we all know that there are a few of us who were privileged to be brought up and those who just grew up. So this is just a matter of English and I concur with *Waziri* and hon. Mramba. Everything stated here is quite correct and clear. Thank you, Mr. Speaker.

The Deputy Speaker (Hon. Kenga): Thank you. Let us finally have the Member for Mwanamwinga. Kindly make your request.

Hon. Pascal: Thank you Mr. Speaker for this opportunity. Mr. Speaker, let me stand here to actually agree with the chairperson's contribution and more so the CEC Member. The Response has actually concentrated on the issues that have been raised by the Prayer of this Motion Mr. Speaker and we all understand that there is need for us to enhance the workforce at the Scholarship Department but that was not raised in this Motion Mr. Speaker.

That is why the CEC Member actually dwelt on what the Member was asking for because it is not a mistake to have a worker on contract basis and that is why he said that he understands he is not in breach of the PFM Act. So, I think the Member should probably go ahead and seek another Motion on how the CEC Member can actually handle that problem we have at that office; the problem of these guys being on contract or casual terms.

Therefore, I think we are beating around the bush but the truth of the matter is that the CEC Member addressed and answered the question accordingly and it is upon this House to take a step further. I also agree that we need to have permanent and pensionable officers in that department but that was not the prayer of this Motion Mr. Speaker. So, I kindly ask the hon. Member that he probably comes up with a very specific Motion on how the CEC Member can actually contract these workers on full term basis. Thank you very much Mr. Speaker.

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The Deputy Speaker (Hon. Kenga): The Leader of Minority

The Leader of Minority (Hon. Matsaki): Asante sana mheshimiwa Spika. Mimi niko na vitu vitatu. Kwanza, kama mheshimiwa ameuliza *Statement* huwa majibu yanatoka kwa *CEC Member* upande ule mwingine na ningepomba tuweke mifano mizuri. Kama mwenye kuletewa *Statement* hajaridhika, mwenyekiti hana haki kumlazimisha yule aliyeuliza *Statement* akubali majibu ya *CEC Member*; *That is one*. Pili, mwenyekiti wangu Dadu ameongea juu ya sheria za Leba kuwa na kibarua kutoka 2013 mpaka sasa, hali ya kuwa si sawa lakini nataka...

The Deputy Speaker (Hon. Kenga): Hon. Chiriba is it a Pont of Order?

Hon. Chiriba: Yes, Mr. Speaker.

The Deputy Speaker (Hon. Kenga): Take the microphone.

Hon. Chiriba: Thank you Mr. Speaker for giving me this opportunity. The Member who is on the Floor made a sentiment that whenever a hon. Member seeks a Statement and maybe he feels unsatisfied then as a House we might be in agreement. I wish that he becomes clear because this is a House of honour and the Statement comes to the House so the statement is not just for the Member who sought it. It is for all of us and if the Statement is fully addressed, this House ought to honour it. So, we do not want to create differences that if a Member is not satisfied then the House should disagree. We can even disagree with the Member who is not satisfied if we feel like the issue raised is fully handled Mr. Speaker.

The Deputy Speaker (Hon. Kenga): Hon. Matsaki, kindly proceed and wind up.

The Leader of Minority (Hon. Matsaki): Mimi kabla sijaendelea nataka tu niseme hivi; hatujakubaliana kama Bunge *either* yule aliyeleta *Statement* ana makosa au yale majibu yanaridhisha. Hatujafika kiwango hicho ndio sababu nasema kama Bunge tunataka kuweka mifano mizuri. Tumejadili sana na yule aliyeuliza aliuliza na sababu zake na anajiskia hajaridhika. Tumejadili sana na nilikuwa nasikiza kwa makini lakini inaonekana ni kama vitu vya watu wawili watatu lakini kama Bunge zima vile tulivyo hatujakuwa na uamuzi kama yale majibu ya Waziri yanafaa au hayafai.

Mheshimiwa Dadu ameongea juu ya sheria; hawa vibarua kutoka 2013 mpaka sasa si sawa na si sheria lakini nataka nikumbushe Bunge hili kwamba tulipitisha Mswada wa kuwa vibarua wote waende. Ukianza kuangalia zile *records*; ni wakati gani walijiriwa kama vibarua. Kusema kweli unasikitika kwa sababu wamekuwa kwa *system for over five years*. Sasa kama Bunge tunazungumza nini?

Kile nataka kusema hapa ni kwamba ni muhimu yale tumepitisha tujue tunazingatia ule msimamo tuliopitisha kwa sababu pia si sawa kufuta mtu au kusimamisha mtu ambaye ni kibarua ambaye amefanya zaidi ya miaka mitano na hajalipwa umwambie nenda nyumbani. Kwa hivyo, ni vitu ambavyo kama Bunge kama tunazungumza tujue tunazungumza nini. Mimi nilikuwa nataka kusema hivyo tu.

Mimi kile nafahamu ni kwamba kama *Member* ameleta *Statement* na kama hakuridhika basi yule mwenyekiti ana haki ya kurudi na kumwambia yule Waziri yale majibu ambayo alileta hapa mheshimiwa hakuridhika na kama Bunge tumezungumza na tumeona yule ambaye alipeleka *Statement* lakini Bunge lote tunakubaliana kuwa hayo majibu ni sawa. Hapo tunaweza

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tukafanya uamuzi huo lakini kama hatujafika hapo, si sawa tusema kuwa majibu ni sahihi. Kwa hivyo mimi nataka niseme hivi, Mwenyekiti na rafiki yangu wa karibu sana, mara nyingi *Statement* ikiletwa kama kuna kasoro si wewe uchukue nafasi ya Waziri.

Jukumu lako ni kuchukua zile *sentiments* za yule ambaye anasema hakuridhika kuzirudisha kule ili kama Bunge tupatiwe uamuzi wa kisawasawa lakini tusiwe tutakuwa na hii hali ya kuwa sisi wenyewe ni kama ambaye tunavutana na mwengine anachukua nafasi ya Waziri. Jukumu letu sisi ni *oversight* na kama ni *oversight* ni lazima tuambiane ule ukweli hapa na kila mmoja ana haki ya kuongea vile anataka lakini upande wa *Statement* kama mtu hakuridhika ni sawa na ni vizuri kurudi kwa Waziri atuletee yale majibu kulingana na yule aliyeleta *Statement* kama hakuridhika, hakuridhika ki vipi? Kwa hayo machache nafikiri mmenielewa nasema nini. Asanteni.

The Deputy Speaker (Hon. Kenga): Thank you very much hon. Members. I want to give my directions concerning the Response that we have received through the Chairperson Scholarship but before then I want to say that, if you look at the issues that had been raised in the Statement it was on whether the CEC Member is aware that there are people who have served for over three years and handling very sensitive information with a lot of responsibilities bestowed on them. I am seeing Members concentrating very much on the issue of casuals yet the CEC Member has strongly said that these people have contracts that are renewable; that has come out very clear in the Response that has been given by the CEC.

Again, on the issue of handling the sensitive information, all this information we are talking about is something that is in the public domain. It is about the Budget and we know that Ksh.350 Million has been put aside for scholarship; Ksh.10 Million per ward. They are not handling solid cash and their duties and responsibilities have been clearly outlined; whether they are clerical officers or doing clerical duties and other duties as given out.

What I will refer is that the Chairperson takes up this matter on the issue of these employees being contract employees. The Members have concern on why their letters of contract have not been attached to this Response. Therefore, kindly you have 14 days. Make sure you are able to get the contracts and any other relevant matter that has been raised by Members of this Assembly. Make sure that within a period of two weeks you are able to deliver to this assembly a comprehensive Response regarding the issues that have been raised. Thank you very much.

ADJOURNMENT

There being no other Business in the Order Paper, this House stands adjourned until today at 2:30 p.m. Thank you.

The House rose at 9:40 a.m.

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