

REPUBLIC OF KENYA
COUNTY ASSEMBLY OF KILIFI

THE HANSARD

Wednesday, 25th 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]

PRAYERS

STATEMENT

ORDER OF BUSINESS FROM MONDAY 30TH NOVEMBER, 2015 TO FRIDAY 4TH DECEMBER, 2015

Hon. Mwayaa: Thank you Mr. Speaker, Sir. With your permission, allow me to read the order of Business for next week starting Monday 30th November, to Friday 4th December, 2015, as approved by the House Business Committee on Wednesday 25th November, 2015.

DAY	DATE & TIME	BUSINESS
Monday	30 th November, 2015 at 2.30 p.m.	<ul style="list-style-type: none"> ▪ Statement by hon. (Ms.) Arafa Salim Baya to the County Executive Member in charge of Environment, Natural Resources and Solid Waste Management. ▪ Statement by hon. Cosmas Foleni to the County Executive Member in charge of Lands, Energy and Physical Planning. ▪ Statement by hon. Foleni to the County Public Service Board. ▪ Statement by hon. Cosmas Foleni to the County Executive Member in charge of Environment, Natural Resources and Solid Waste Management. <p>Responses to Statement Sought</p> <ul style="list-style-type: none"> ▪ Statement by hon. Pascal Tuva to the Leader of Majority. ▪ Motion by Hon. Stanley Karisa Kenga to the County Public Service Board.

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Tuesday	1 st December, 2015 at 9.30 a.m.	<ul style="list-style-type: none"> ▪ Tabling of Department of Health 1st Quarter Report July – September 2015/2016
Tuesday	1 st December, 2015 at 2.30 p.m.	<ul style="list-style-type: none"> ▪ Debate of County Public Investments and Accounts Committee Audit Report on the five Defunct Local Authorities in Kilifi County.
Wednesday	2 nd December	<ul style="list-style-type: none"> ▪ Adjournment Motion by the Leader of Majority
Thursday	3 rd December	<ul style="list-style-type: none"> ▪ Committees
Friday	4 th December	<ul style="list-style-type: none"> ▪ Committees

Thank you Mr. Speaker, Sir.

MOTION

PROCUREMENT OF BOREHOLE DRILLING MACHINES IN EVERY SUB-COUNTY

The Deputy Speaker (Hon. Mwambire): Is Hon. Muhambi in the House?

Hon. Members: No.

The Deputy Speaker (Hon. Mwambire): Who is standing on his behalf?

Hon. Nzaro: Thank you Mr. Speaker, I wish to move a Motion on behalf of hon. Geoffrey Kahindi Muhambi to the Department of Public Works.

Aware that, Article 43 (1) (d) of the Constitution of Kenya, 2010 states that every person has the right to clean and safe water in adequate quantities.

Aware that, most residents of Kilifi depend on tap water from the two water service providers i.e. Malindi Water and Sewage Company (MAWASCO) and Kilifi Mariakani Water and Sewage Company (KIMAWASCO).

This Assembly urges the County Executive Member in charge of Public Works to procure at least one borehole drilling machine in every Sub-County for the benefit of the residents of Kilifi County. Thank you Mr. Speaker.

The Deputy Speaker (Hon. Mwambire): Who is seconding?

(Hon. Hassan stood at his place to second)

Hon. Members, the Motion to the Department of Public Works has been presented on behalf of hon. Geoffrey Muhambi by hon. Japhet Nzaro and the same is ready for debate.

(Question Proposed)

The Deputy Speaker (Hon. Mwambire): Yes hon. Hassan.

Hon. Hassan: Asante sana Mheshimiwa Spika kwa kunipatia nafasi hii. Mimi ninaunga mkono hili swala moja kwa moja. Sababu yangu ni kwamba tuko na shida nyingi sana za maji hasa tukiwa tunatambua kwamba maji ndio uti wa mgongo wa maisha ya kiumbe hai. Mheshimiwa Spika, nafikiri utaunga mkono maneno yangu kwa thibitisho ya kwamba hata kwa lile eneo unalotoka wewe liko na matatizo mengi sana hasa hayo ya maji. Ukiachilia mbali Matsangoni na sehemu kama vile Marafa ndio bala kubwa kabisa hasa Gongoni na Adu. Sasa tukiwa tutapata visima vitatusaidia.

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Mimi ninaomba kama itawezekana mbali ya kuwa na hiyo mashini moja kwa kila Kaunti ndogo, ingewezekana hata kwa kila Wadi ipate mashini moja ndio tuweze kuondoa kabisa shida hii ya maji. Kwa hayo machache nasema Waheshimiwa tuunge mkono Hoja hii kwani maji ni uhai. Asante.

The Deputy Speaker (Hon. Mwambire): Hon. Lali (Sadi).

Hon. Sadi: Asante sana Mheshimiwa Spika. Nami nasimama kuunga mkono Hoja hii. Eneo la Kilifi Kaunti ni kubwa sana na ukiangalia mpaka sasa miundo msingi iliyowekwa ya kusambaza maji kupitia kwa njia ya *pipe*, mpaka sasa sehemu nyingi sana hazijaweza kufikiwa. Idadi ya maji katika ardhi yetu ya Kilifi Kaunti ni nyingi sana, kwa hivyo zitakapopatikana mashini hizi za kuchimba maji katika kila Kaunti ndogo, huenda zikawasaidia wananchi pakubwa sana. Vile vile, napenda kuunga mkono hoja ya Mheshimiwa Hassan ya kuwa hizi mashini hata hazingekuwa kwa Kaunti ndogo zingewekwa kwa kila Wadi ili kupatikane mashini moja ili iweze kusambaza maji kwa wingi.

Nikitoa mfano, katika mji wa Kilifi kuna NGO moja ya wa Uturuki ambayo ilikuwa inachimba visima katika kila eneo. Visima vile wakati kulipokuwa na shida ya maji mjini Kilifi vilisaidia watu pakubwa sana maanake kila baada ya hatua mia unakuta mashini ya kuchimba kisima. Hizi ziliweza kusaidia watu sana. Waheshimiwa wenzangu, ninawaomba tuunge mkono Hoja hii ili watu wetu waweze kusaidika. Kwa hayo machache nasema shukuran.

The Deputy Speaker (Hon. Mwambire): Hon. Onesmus Gambo.

Hon. Gambo: Asante sana Bw. Spika. Nimesimama kuunga mkono Mswada huu. Juzi tu tulikuwa katika ziara za kuenda kuangalia Kaunti tofauti tofauti ambazo zimejiendeleza na ninaamini Mswada huu ulikuja kwa sababu ya yale ambayo tuliyaona katika Kaunti ya Taita Taveta. Kauti hiyo ilikuwa na uhaba wa maji sana na hatimaye pia hapa kwetu mfano umejitokeza upande huo wa ujenzi wa visima. Tulipozuru tuliona ya kuwa kuna haja wa eneo letu la Kilifi pia liweze...

Hon. Mramba: Point of Order Mr. Speaker!

The Deputy Speaker (Hon. Mwambire): There is a Point of Order.

Hon. Mramba: Mr. Speaker, we need your guidance. Is this Motion directed to the Department of Water or Public Works?

The Deputy Speaker (Hon. Mwambire): The Motion is directed to the Department of Public Works.

Hon. Mramba: Is it in its rightful place? This is because it is touching on the issue of water but it is directed to the Department of Public Works.

The Deputy Speaker (Hon. Mwambire): Okay, according to the drafters of the Motion they directed it to the Department of Public Works. Hon. Mramba, if you read the prayer of the Motion, it talks about the County Executive Member in Charge of Public Works to procure the bore hole drilling machines. Ideally these machines could be directed to the Department of Water but I believe that it was brought as a Notice of Motion and no Member raised any concerns or amendments to date. I do not know how this Motion will be implemented; whether it is to the Public Works Department or the Water Department.

Hon. Mramba: Mr. Speaker, we have been having problems as the Committee on Implementation. At times a Motion is passed in this Assembly; it is forwarded to the relevant Department but it comes out that it was wrongly directed. That is why I have noted this concern if we can amend it here, well and good.

The Deputy Speaker (Hon. Mwambire): I think the appropriate idea is to adjourn the discussion so that we can have ample time to make that correction. Otherwise, it will not be in

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order for us to make those amendments on the Floor without following the due process as required by the Standing Orders. Ideally it is supposed to be directed to the Department of Water otherwise it might bring some challenges when it comes to its implementation. Yes hon. Kiraga.

MOTION FOR ADJOURNMENT UNDER STANDING ORDER 50 (b)

Hon. Kiraga: Thank you Mr. Speaker. I am rising under Standing Order 50 (b) to seek the adjournment of the debate of this Motion to a later date, so that we can rectify some issues in this Motion as raised by one of our able Members on the issue of which Department this Motion is being directed to.

I am also a Member of the Implementation Committee and it has really given us a lot of issues. It was like when we wanted to buy ambulances and we direct that Motion to the Department of Public Works which was not in Order. So, I really wish we adjourn this debate to a later date. Thank you very much. I beg hon. Nixon Mramba to second this Motion.

(Hon. Mramba stood at his place to second the Motion)

(Question proposed)

The Deputy Speaker (Hon. Mwambire): Hon. Members, the Standing Order that hon. Kiraga has stood on does not require any Notice. It is now upon Members to debate and at the end, I will put the question and if it passes then this Motion will stand to be adjourned so that either the Mover or any Member can make the amendments, then it can come back to the House. I will give directions with the side that you will have taken. Does anyone have contributions? Yes hon. Stanley (Kenga).

Hon. Kenga: Thank you Mr. Speaker. I want to make contributions as regards to the Motion that is before the House. I am not for the adjournment of the Motion but I think you have heard what the hon. Member for Matsangoni who is also the Chairperson for the Water Committee in the County Assembly of Kilifi; he has said it very clear that Adu Ward and my neighboring Ward Sokoke where I represent, are one of the Wards that are hard hit by the problem of Water shortage. I feel that by adjourning the debate to this Motion, we will be saying that the people of Adu, Sokoke and Gongoni who have prominently featured in this Motion should continue suffering.

I want to believe that when this Motion was being prepared, it was presented before the office of the Clerk and the office of the Clerk went through it. It was also tabled before the House Business Committee. The only challenge that we have now is the absence of the one who had this brilliant idea of coming up with this Motion. I want to believe that he was advised and that is why he directed this Motion to the Public Works Department. The reason might have been that this is a machine; a water drilling machine that will serve like the other machines that we have in the Works Department and maybe that was the idea as to why this Motion was directed to the Works Department.

Therefore, I want to request my colleagues having known that water is a problem within the County; we now have an opportunity before the year comes to an end to make sure that we pass this Motion. We have already started the 2015/2016 Budget making process and some of these Motions will have an effect in the Budget making process. We are moving towards recess on the 3rd ...

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(Hon. Kiraga rose on a point of order)

The Deputy Speaker (Hon. Mwambire): There is a Point of Order from hon. Kiraga.

Hon. Kiraga: Mr. Speaker, we have not yet started the Budget making process because in law, the Budget making process starts sometime in February so I believe the Member is trying to mislead this House. Thank you very much.

Hon. Nzaro: Point of Clarification!

The Deputy Speaker (Hon. Mwambire): We do not have a Point of Clarification in the Standing Orders. Proceed.

Hon. Kenga: Thank you very much. I do not know how true his statement is that we have not yet started the Budget making process and that the process is supposed to start sometime around February. Maybe you will give us the directions and guidance that we need but I am saying this forms part of the Budget making process and it will help the various Departments in coming up with the issues of Budget so that this can be factored into...

(Hon. (Dr.) Chitibwi stood on a point of order)

The Deputy Speaker (Hon. Mwambire): There is a Point of Order. Yes hon. (Dr.) Mzungu Chitibwi

Hon. (Dr.) Chitibwi: Thank you Mr. Speaker, Sir. I believe what is in front of us is the adjournment of this Motion. So, we should discuss the Adjournment Motion and not the merits or demerits of the original Motion. Thank you.

Hon. Kenga: Thank you very much ...

The Deputy Speaker (Hon. Mwambire): Hon. Stanley (Kenga) you wanted my clarity on the issue of Budget making process. If you read the Public Finance Management Act (PFMA), the County Assembly received which you know very well because you are a Member of the Budget Committee, you know we received the Budget from the Executive on 30th April, 2015 and that is when we start the Budget making process.

Hon. Kenga: Thank you very much. We received it as an Assembly but it originated from the Executive who I believe, this is their time. They have already started engaging themselves getting ready for the same to be forwarded to the Assembly by 30th April, 2016. All the same, I want to urge my fellow hon. Members to consider the challenges that our people within the County are facing as regards to the issue of water. If they can find it fit then they should go ahead and adopt it.

I want to thank hon. Muhambi who is a very brilliant chap for having come up with this brilliant idea. Once this Motion is adopted, then it should take the shortest time possible for its implementation. This Motion will enable us move in the right direction, offering services at the right time to the people of Kilifi. Therefore, I oppose the adjournment Motion and I call upon the other Members to also oppose it so that we go back to the Motion and approve it as an Assembly, then be ready to receive the drilling machines that will offer water to our people. I know the heart of the Chairperson is clapping as hon. Mwayaa has always been putting it. Thank you very much.

The Deputy Speaker (Hon. Mwambire): Yes hon. Kombo.

Hon. Kombo: Thank you Mr. Speaker. I stand to support the adjournment of this Motion simply because this House has to be relevant in the decisions that it is passes and we cannot pass

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a Motion directing it to the wrong Executive Department to purchase a machine which is supposed to be used by another Department. I stand to support the adjournment.

The Deputy Speaker (Hon. Mwambire): Hon. Mlanda.

Hon. Mlanda: Thank you Mr. Speaker. I would also like to take this opportunity to support the adjournment. First, on paragraph two, if you allow me to read; aware that most residents of Kilifi depend on tapped water from the two water service providers i.e. Malindi Water and Sewerage Company (MAWASCO) and Kilifi Mariakani Water and Sewerage Company (KIMAWASCO).

Mr. Speaker, these are not in the Department of Public Works, they are in the Department of Water and Natural Resources. I would like to wish and to advice hon. Stanley (Kenga) that by postponing this Motion today it does not mean that we do not need these machines...

The Deputy Speaker (Hon. Mwambire): There is a Point of Order from hon. Stanley (Kenga)

Hon. Kenga: Mr. Speaker, I am standing on a Point of Order based on the advice that is directed to me yet I am not the Mover of the Motion; that is one. Two; this Motion went through all the processes in the House that are required for a Motion to go through till today when it is officially being tabled before the House. Therefore if it is for any Member to advise, then the advice should not be directed to hon. Stanley (Kenga) but should be directed to the relevant Departments within the County Assembly who are supposed to have gone through the Motion.

I gave my opinion on the issues of adjournment because I believe that is the best position that is going to help the people of Kilifi and I am doing this because of my people Mr. Speaker. Thank you much.

The Deputy Speaker (Hon. Mwambire): Okay. Thank you very much hon. Stanley (Kenga) but I will rule you out of Order because if you read the Standing Orders we are having an avenue whereby Members can make amendments to any document that is brought to the Assembly for deliberations. That means when people were coming up with the Standing Orders, they knew there could be oversights or revisions that might appear in all the documentations, so proceed hon. Mlanda please.

Hon. Mlanda: Thank you very much Mr. Speaker. What I was saying is that MAWASCO and KIMAWASCO are not in the Department of Public Works; they are in Water and Natural Resources Department. It is a high time that this Motion is directed to the right Department. I support the idea that we need to have these drilling machines. I have several boreholes in my Ward and during the times of water scarcity, I had my neighbor; hon. Ibrahim Matumbo, hon. Hamza and their electorates...

Hon. Mramba: Point of Order Mr. Speaker, Sir!

The Deputy Speaker (Hon. Mwambire): Yes!

Hon. Mramba: Mr. Speaker, I do not remember if we have any Member in this Assembly called Ibrahim Matumbo. Can the speaker on the Floor substantiate if we have any Member by the name of Ibrahim Matumbo?

Hon. Mlanda: I am sorry Mr. Speaker; it is a slip of the tongue but hon. Ibrahim Abdi, my neighboring MCA whose residents came to my Ward to fetch water from those boreholes. This Motion is very important to our Kilifi Government but we should direct it to the right Department. I stand to support the adjournment of the Motion. Thank you Mr. Speaker.

The Deputy Speaker (Hon. Mwambire): Hon. Hassan.

Hon. Hassan: Asante sana Mheshimiwa Spika. Nimesimama kuunga mkono Mswada uendelee. Mheshimiwa...

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The Deputy Speaker (Hon. Mwambire): Hon. Hassan?

Hon. Hassan: Ndio Mheshimiwa.

The Deputy Speaker (Hon. Mwambire): Ambacho kiko ni kumeletwa Mswada...

Hon. Hassan: Nasema Mswada uendelee, usisimame...

The Deputy Speaker (Hon. Mwambire): Kwa hivyo unapinga ama?

Hon. Hassan: Hapana! Napinga kusimamisha huu Mswada usiendelee kwa sababu hiyo Wizara ya Usafiri na hiyo Wizara nyengine zinafanya kazi pamoja. Zote zinafanya kazi kwa muingiliano. Kuna baadhi ya Waheshimiwa, unawafahamu wamekuwa na finyo na ninaomba turudi tuangalie kama hawakuelewa wapate kufahamishwa vizuri. Sijui kama tungekua kule nyumbani huyu mtu anayepinga kitu chema kama hiki tungemuita nani. Asante Mheshimiwa Spika.

The Deputy Speaker (Hon. Mwambire): Hon. (Ms.) Mbeyu.

Hon. (Ms.) Mbeyu: Thank you Mr. Speaker, Sir. I rise to support the adjournment of this Motion. The big deal is not about water, the bone of contention is to adjourn this Motion because it is directed to the wrong Department. If we direct the procurement of these machines to the Public Works Department, we have to realize that it has its own Budget while these machines belong to the Water Department. If I can just give an example; we procured many running machines like the interlocking block machines through the Water and Natural Resources Department because that was their docket. The ambulances have been procured through the Health Budget in the County. So, if we pass this, my fear is the Chairperson for Implementation will not have a good time in directing the procurement of these machines by the Public Works.

The Public Works Department has its own mandate, its own processes and they do not include water issues. If only it can be directed to the Water and Natural Resources docket we will have an easy time with its implementation. Otherwise I feel this docket; the Implementation Committee will direct it to the Public Works and it will lie in their cabinets and will not be implemented because they cannot use their budget to procure machines for water issues when water docket has its own budget on its equipment. Thank you Mr. Speaker.

The Deputy Speaker (Hon. Mwambire): Hon. Mramba.

Hon. Mramba: Thank you Mr. Speaker and as I contribute I would like to tell the House that I had no ill feeling about this Motion. This Motion would have served very well in Adu Ward, Gongoni Ward where women wake up at 3 a.m. and come back at noon with one jerry can of water. This has greatly contributed to under population in Magarini Sub County because that period...

Hon. Kenga: Point of Order Mr. Speaker, Sir!

The Deputy Speaker (Hon. Mwambire): Yes Hon. Stanley (Kenga)

Hon. Kenga: Mr. Speaker, I am standing on Point Order No. 87 and this is a serious allegation that the Member on the Floor is making. I know the records we have regarding the population of the people in Magarini Sub County is even higher than the population of Malindi Sub County, therefore he has to come out very clearly so that he is not seen to be misleading this hon. House. Magarini as a Constituency has a greater number of people than the people that we find in Malindi. Bureau of Statistics has figures on that and I can attest to this.

The Deputy Speaker (Hon. Mwambire): Hon. Stanley (Kenga) you want him to substantiate while you are already substantiating. Should he substantiate or proceed because Standing Order No. 37 requires the Member to substantiate but you have already substantiated on his behalf. On the contrary it looks to me like you were informing him.

Hon. Kenga: I am trying to help him because he may not be in a position to know this; it is about facts and figures.

The Deputy Speaker (Hon. Mwambire): That is called a Point of Information. Okay proceed hon. Mramba.

Hon. Mramba: Mr. Speaker...

Hon. (Ms.) Mbeyu: Point of Information Mr. Speaker, Sir!

The Deputy Speaker (Hon. Mwambire): Do you wish to be informed hon. Mramba?

Hon. Mramba: Yes.

The Deputy Speaker (Hon. Mwambire): Okay.

Hon. (Ms.) Mbeyu: Mr. Speaker, I want to inform hon. Nixon Mramba that he is on the right path...

The Deputy Speaker (Hon. Mwambire): You inform the House not a Member.

Hon. (Ms.) Mbeyu: I am informing the House that it is a pity that our women are missing their rights by waking up at 3.00 o'clock in the morning to go and fetch water...

(Applause)

On coming back, their husbands have already gone to work. So he is giving us the right information, I support that Magarini has the right population but we need more, and one from hon. Stanley Kenga. Thank you.

Hon. Mramba: Thank you Mr. Speaker. I wish to thank hon. (Ms.) Mbeyu for that piece of information. As we are speaking, there are schools which have closed because of this water problem. For instance sometime last year, Marafa Secondary School which is in Marafa Ward was closed for more than three weeks because of lack of water. The hon. Member for Marafa is here, he can bare me witness. As I speak, I would like to say that if we need these machines then they are mostly needed in Magarini. I have no ill feeling whatsoever. We need these machines but the only problem here is that this Motion is misdirected.

Motions have been passed in this Assembly. For example, there was a Motion that was brought by Hon. Dele from Sabaki which was seeking to remove the weigh bridge in Sabaki but it was directed to the Department of Roads and Public Works while the weigh bridge is a preserve of the Department of Finance. When we went to the CEC Member we were made a laughing stock because those people told us that this Motion was directed to the wrong Department. You can imagine Mr. Speaker, we were belittled and it was as if we had never stepped in school. I want this Assembly to pass resolutions that reach the threshold of being called a resolution. I concur with hon. Kiraga alias *Daktari* who has proposed that we adjourn so that we can consult before bringing back this Motion to this Assembly so that when it is passed, it goes to the rightful department that was intended. Thank you so much.

The Deputy Speaker (Hon. Mwambire): Hon. (Ms.) Arafa.

Hon. (Ms.) Arafa: Thank you very much Mr. Speaker, Sir. I stand to support the adjournment of this Motion. I am supporting the adjournment of this Motion not that this Motion is not beneficial to Kilifi County. One of the saddest things is that this Motion passed through the Clerk's Office, the Legal Department Office and the Committee Clerks. My query is: what happened that they could not guide the hon. Member to direct his Motion to the right Department? It is very sad that, these staffs are unable to help hon. Members who have good ideas for this County. If these people are not competent enough then it is better that we look for individuals who are more competent to help us do the right work. Let us not let the people of

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Kilifi County who elected us get the idea that we do not like to bring good ideas and projects concerning their welfare to this House. If we are going to be misled this way, then the staffs are the ones who are failing us. Thank you very much, Mr. Speaker, Sir.

The Deputy Speaker (Hon. Mwambire): Hon. Nzaro.

Hon. Nzaro: Thank you Mr. Speaker. As much as I had been designated to read this Motion, I am convinced that the adjournment Motion being sought is quiet in order.

(Applause)

Mr. Speaker, I am not saying this because I would not like the people in Kilifi County to get these drilling machines. However, this is a House of law and we should protect it because we swore to uphold its integrity. Why I am convinced with this adjournment Motion is because if you look at what we have been doing in the budgeting of our monies in this County, at one point we purchased some tractors in this County. If you look at where these tractors were sourced from I believe it was from the Department of Agriculture.

Mr. Speaker, I am convinced that we should conclude this issue so that we follow the right procedure. I want to say that I strongly concur with the sentiments of hon. (Ms.) Arafa that in this County Assembly we have the Legal Department, and we also have the Research Department. I am aware that before these Motions are brought before this House they pass through many hands so that so that when they are tabled before this...

(Hon. (Ms.) Mbeyu stood on a Point of Information)

The Deputy Speaker (Hon. Mwambire): There is a Point of Information from hon. (Ms.) Mbeyu. Do you wish to be informed hon. Nzaro?

Hon. Nzaro: Yes Mr. Speaker, Sir, I wish to be informed.

Hon. (Ms.) Mbeyu: Thank you Mr. Speaker, for this chance. I think we have to agree that man is to error because a Notice of Motion was brought to this House and nobody saw this. We cannot blame the whole Clerks' Department while this was brought here as a Notice of Motion and nobody noticed that. Let us agree that this is a human error and we need to correct it before it goes to the docket as directed. Thank you.

Hon. Mlanda: Point of Information!

The Deputy Speaker (Hon. Mwambire): Who are you informing hon. Mlanda?

Hon. Mlanda: Hon. (Ms.) Mbeyu.

The Deputy Speaker (Hon. Mwambire): Hon. (Ms.) Mbeyu, do you wish to be informed?

Hon. (Ms.) Mbeyu: No Mr. Speaker, Sir.

The Deputy Speaker (Hon. Mwambire): Proceed hon. Nzaro.

Hon. Nzaro: Mr. Speaker as much as I had wanted to be informed I think that information being given to me is inadequate and lacks the threshold of this Assembly. This is because when a hon. Member writes a Motion for the benefit of this County it is addressed to the Clerk. The Clerk then under the guidance of the other staffs like the Legal Officers, the Researchers and so forth, look into that Motion so that it meets the threshold to come into this House after being looked at by the Speaker. If that part was overlooked then another area that also failed was this House. It is clearly stipulated in the Standing Orders that Members can bring

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amendments to any Motion before this House. I find it sad that we take more time in debating Motions which could have been amended at the appropriate time.

Much as I concur with the Mover of the Adjournment Motion, still these issues must be looked into so that next time we don't get into this turmoil. I stand to support the adjournment of this Motion.

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

The Deputy Speaker (Hon. Mwambire): Please hon. Kiraga respond to your Motion.

Hon. Kiraga: Thank you Mr. Speaker. I want to praise the Members who have contributed towards this Motion of Adjournment and more so those who have positively contributed towards it. It is going to be a very big shame if we go ahead discussing a matter which we feel there is a fault in it. As the Chairperson of Implementation Committee has put it and as a Member of that Committee, I want to say that, we have had it very rough with various CECs (County Executive Committee Members). The question that we have faced as a Committee is why a particular Motion was directed to a certain Department which is not concerned. I don't know how I can put it but I would like to say that it is such a big shame. I want my fellow Members to understand that it is not like we are against this Motion.

This Motion is quiet beneficial to the Kilifi People, when we talk about water scarcity and you want to get the correct examples of how people are suffering then come to Magarini we are really suffering. Yesterday I had an opportunity to sit with the Principal of Magarini Secondary School, Mr. Kamau, they were having a meeting at Eden Rock Hotel. What he was trying to tell me was pathetic; that they are compelled to use 45, 000 shillings per week just to get water within the institution...

Hon. Nzaro: Point of Information Mr. Speaker, Sir!

Hon. Kiraga: I don't need to be informed because I am very informed. Whatever I am talking about Mr. Speaker I am very informed.

(Laughter)

So we are not against this Motion but I want to say that if we direct this Motion to the wrong Department, then what we are saying is we should let this Motion die naturally. If it goes to the wrong CEC instead of implementing it he is going to write a letter to the County Assembly Clerk that this Motion was wrongly directed to me by the Assembly. So what happens next? It is again after six months and if it deems fit the Mover of the Motion can have another opportunity to bring it back to the House.

My question is to those who are opposing it; do you want this Motion to die naturally because this is exactly what you are saying. In fact if I am not mistaken the Notice of Motion was given out yesterday. I believe that as much as some of us wanted to make the amendments, we did not get enough time. I also feel that by having only one machine in every Sub-County that is going to be a drop in the ocean. I strongly believe that by adjourning this Motion, it will give us an opportunity to make some amendments and direct this Motion to the correct Department. As it has been put by hon. (Ms.) Mbeyu that, if we direct it to the wrong Department we are going to face the financial implications. I know that the Members who are supporting the adjournment of this Motion have the goodwill of the people of Kilifi. Thank you very much, Mr. Speaker, Sir.

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The Deputy Speaker (Hon. Mwambire): Hon. Members the Motion to adjourn the debate of this Motion directed to the Department of Public Works, has been moved and equally debated on. Allow me to put the question so that we can get the determination of that Motion.

(Question, that the Debate be now adjourned, put and agreed to)

(Debate adjourned)

ADJOURNMENT

Hon. Members, there being no other Business to transact at the moment, this Assembly stands adjourned until Monday 30th at 2.30 p.m. May you have great Committee work and a good weekend. God bless you all.

The House rose at 3.20 p.m.