

REPUBLIC OF KENYA
COUNTY ASSEMBLY OF KILIFI

THE HANSARD

Wednesday, 2nd December, 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

COMMUNICATION FROM THE CHAIR

PENDING COMMITTEE WORK

The Deputy Speaker (Hon. Mwambire): Hon. Members, I have some communications to make. As you can see from the Order Paper, today is the day we are supposed to adjourn for the long recess. There is a number of pending work to be done by our Committees, there are those which had been scheduled to be handled this week, they will proceed as usual but for those which were scheduled for next week and beyond will have to hold until we have the Liaison Committee to iron out some issues which have cropped up. I believe you understand that by the time we come back, the Chairperson for Liaison Committee is supposed to have forwarded the Budget for all the Committees to the County Assembly Service Board so that it can be incorporated with both the County Assembly Budget and the Kilifi County Budget. This is because by 30th April, the County Executives are supposed to have forwarded the Budget to the County Assembly for deliberations as stipulated in the County Public Finance Management (PFM) Act. I think the optimum time will be after the meeting with the Chairpersons during the Liaison Committee meeting because they had already been briefed on how they are supposed to look into their Committee budgets.

Again, all the Committees were supposed to have come up with their quarterly Reports which need to be looked into. Today was the deadline whereby those Reports were to be received by the Clerk so that they can be forwarded to the Liaison Committee Chairperson but before that, the Committees are supposed to approve those Reports before they are forwarded. So that is another work which the Committees are supposed to also handle but we will do that immediately after the Liaison Committee has resolved.

PENDING PAYMENTS

Another Communication; all the pending payments will be handled tomorrow. So tomorrow at around 2.30 p.m. you can pass by the concerned offices at the County Assembly in-

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case you have any pending bills so that they can be handled once and for all before we cross the other year.

KAMKUNJI

The Speaker is not around, hon. Jimmy Kahindi; he will be concluding his exams on Monday. Thereafter he will be coming back for some briefs and we will be notified so that we can have a *Kamkunji* to discuss on a number of issues including what is pending and what we can do. So that by the time we come back everybody will be aware of everything and we will be at par. We expect God willing by the time we come back maybe we will be back to our newly refurbished chambers. So, we need to meet and discuss other issues including how we are going to cross the year and even Christmas among other issues will be discussed in the *Kamkunji*.

There is a high possibility that next week we will have a *Kamkunji* to iron out those few issues that we have because we have registered them and we know exactly what needs to be shared before we cross the year. As you plan your calendar, be prepared that anytime you can be contacted for that meeting and it is very crucial that each one of us should attend.

UPCOMING NUPTIALS

On the 5th of Saturday, there is a very good and encouraging invitation from one of our own. Hon. (Ms.) Elizabeth Muthoka will be having one of her beautiful daughters getting married and she has extended this invitation to all Members. I want to ask you to prepare yourself so that at least you plan to attend, enjoy and give her company. Kindly look into your schedules, she has briefed me that you do not need to take breakfast, you can just go straight there because she will conduct very short prayers and start other stomach caring issues. Do not be worried, only night out will not be serviced on that day but the rest will be handled. Do not let her down it will be at African Pearl Hotel and everything will be handled there so there will be no criss-crossing, it is just you sit and be served. I think hon. Chokwe Kaunda as the host will assist hon. (Ms.) Muthoka to make sure that all Members get satisfied on that day.

So, all those who are heavy feeders and the light feeders can prepare themselves, this is on a light touch, but she is prepared for anything. This is because she has prepared for about 100 Members and you know we are not 100, meaning that you can take up to three plates.

STATEMENT

PENDING BUSINESS AS APPROVED BY THE HOUSE BUSINESS COMMITTEE

Hon. Lali (Sadi) proceed please.

Hon. Sadi: Thank you Mr. Speaker, Sir. I wish to present a Statement of pending Business as approved by the House Business Committee meeting on 2nd December, 2015.

1. Report of the Select Committee on Delegated County Legislation on the Kilifi County Assembly Staff Mortgage Regulations, 2015.
2. Report of the Justice and Legal Affairs Committee on benchmarking visit to the Senate.
3. Report of the County Public Investment and Accounts Committee on the five defunct Local Authorities. Debate was adjourned on Tuesday 1st December, 2015.
4. Report on the Budget Committee on:

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- Annual Development Plan 2016/2017 tabled on 17th November, 2015.
 - County Budget Review and Outlook Paper on 24th November, 2015.
 - Financial Report from the Controller of Budget tabled on 24th November, 2015.
5. Motion on Review of Standing Orders.
 6. Petition to the Lands Committee on Ownership dispute by residents of Kilifi Jimba Settlement Scheme (Kilifi/Jimba 85)
 7. Notice of Motion to the County Executive Committee (CEC) Member, Health and Finance and Economic Planning from hon. Teddy Mwambire.
 8. Report of the Health Services Committee on the scrutiny of the 1st Quarter Report (July-September FY 2015/2016)
 9. Report of the Sectoral Committee on the Scrutiny of the 1st Quarter Report for 2015/2016 Financial Year.

Thank you, Mr. Speaker, Sir.

The Deputy Speaker (Hon. Mwambire): That is part of the pending Bills; however, the Supplementary Budget Bill has been left out. We are anticipating receiving the supplementary budget and I think we will be called for a Special Sitting to discuss some of these issues in the mid of our recess.

Next Order please.

MOTION

MOTION FOR ADJOURNMENT

Yes hon. Mwingo.

The Leader of Majority (Hon. Mwingo): Thank you Mr. Speaker. I would like to move this Motion of adjournment before the House which reads as follows;

THAT, this County Assembly pursuant to Standing Order No. 25 adjourns for the third part long recess from 3rd December, 2015 to Friday 5th February, 2016.

THAT, this County Assembly resumes its sittings for the fourth session, on Monday 8th February, 2016.

Thank you, Mr. Speaker.

The Deputy Speaker (Hon. Mwambire): Anybody seconding?

(Hon. Mangi stood at his place to second)

(Loud consultations)

This is a power table. We planned this, we accepted and endorsed it. So, whether we accept it or not, it is the position but let us get two or three people to share their sentiments. Hon. Kiraga what do you have to say about the recess?

Hon. Kiraga: Thank you Mr. Speaker. Although this is in the Standing Orders and it is in our calendar but my opinion tells me that we are not very prepared to adjourn and the biggest reason is if you look at the pending Bills which have been approved by the House Business Committee, there are a lot of things which are pending, more so these pending Bills are very paramount to the lives of Kilifians. If we adjourn, it means this work is going to be in slumber

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until we come here in February. I believe by adjourning we are also doing a lot of harm to the people of Kilifi. With those few remarks I beg to sit but we should not adjourn.

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

Hon. Nzaro: Thank you, Mr. Speaker. I rise to support the adjournment Motion as moved by the Leader of Majority. We have been here for quite some time and we have been debating issues which are pertinent to this County and in my opinion, I think it will be very prudent that we adjourn so that we may have a rest and also have ample time to be with our family and also our constituents.

In fact, I think the Member who has been on the Floor is quite aware that we are approaching the festive season and we need to plan adequately for this season because some of us who are here are very much in line with their religion that they attend such festivities. I wish also to reiterate that though our Standing Orders require that we go on recess at this time but also looking at the pending Bills, I think it is also important that when on recess the Committees will be doing the work so that we reduce this backlog. With those few remarks, I support.

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

Hon. Kenga: Thank you very much Mr. Speaker. Allow me to note the following; that in this Chamber today, hon. Mramba is absent, hon. Dele is absent, hon. Kadenge Mwathethe is also absent and these are people who come from Malindi constituency and you know what has already happened. The MP for Malindi has been nominated to a cabinet post and in support of the Adjournment Motion I think this is going to accord the MCAs of Malindi an opportunity to traverse Malindi Constituency looking for votes so that the candidate that is preferred by the people may sail through. I understand that we are going to resume our work in February and I believe by this time the date for the by-election will be out and we will have done a lot of work in insuring that our candidates sail through Mr. Speaker.

Therefore, in solidarity with the Members of this hon. House who come from Malindi constituency, I beg to support. Though I know hon. Muhambi who is having a Motion that was deferred the other time would have wanted the Motion for the borehole drilling machines to sail through before we ...

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

Hon. Kenga: Thank you very much Mr. Speaker, I beg to sit.

(Laughter)

The Deputy Speaker (Hon. Mwambire): Yes hon. (Ms.) Kwekwe.

Hon. (Ms.) Kwekwe: Asante Bw. Spika kwa kunipatia nafasi hii. Mimi pia naunga mkono Mswada huu twende kwa mapumziko haya marefu lakini pia kuna kazi ambayo imepewa Kamati; hawa wanakamati wataendeleza kazi zao hata kama tuko mapumzikoni. Kwa vile tutakuwa mapumzikoni, kuna shughuli nyingi ambazo tunaweza kwenda kuzifanya ambazo hatukuweza kuzifanya wakati tukiwa hapa Bungeni. Huu ndio wakati wa wewe kwenda kufanya kazi zako wewe pamoja na wananchi wako ukijua ya kwamba unafanya kazi pamoja na wananchi pia ukakae pamoja na watoto wako. Kuna wakati huu ambao ni wa likizo za sikukuu wewe pia ukapange mambo yako pamoja na familia yako. Na wale waliopewa kazi hizi za Kamati pia zitakuja kufanya kazi zao lakini wakati huu pia wa mapumziko. Naunga mkono Mjadala huu. Asante.

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

Hon. (Ms.) Arafa: Thank you very much Mr. Speaker. I stand to support the Adjournment Motion. Hon. Members always work hard to make sure that the projects on the ground are done. We need to rest and not just rest, but this is the time we need to work hard on the ground. Most of the Members of Kilifi County will work up and down campaigning for the Malindi seat. It is not only a fight in Malindi but for the whole of Kilifi County. So I am very sure we will work hard to retain the seat in ODM (Orange Democratic Movement).

A big number of Members in this House are Christians and I know that we are heading to Christmas season. I am pleading, Mr. Speaker, that December salaries may come early so that people can prepare early for the festive season to buy goods and prepare goodies for their families and we also urge our fellow Members to also invite us Muslims for the celebrations. Thank you very much Mr. Speaker, Sir.

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

Hon. Ibrahim: Nashukuru Bw. Spika kwa kunipa nafasi hii. Nimesimama hapa kuunga Mswada huu mkono. Tunahitaji kwenda kupumzika. Kwa kuongezea sana, nataka kumwambia ndugu yangu aliyepinga Bw. Kiraga. Kamati ya Ad Hoc (Kamati ya Dharura) alileta Ripoti yake na anastahili aende akapumzike hata yeye.

(Laughter)

Alifanya kazi nyingi sana hata sijui ni kwanini hataki kwenda kupumzika. Huu ni Mswada ambao tulipitisha sisi wenyewe kwa sababu kazi ambazo zinatukumba sisi ni nyingi. Pia vile vile kuna Waheshimiwa ambao mimi ninawahurumia kama ndugu yangu Sonko (Hon. Karisa) anatoka mbali sana. Itakuwa ni vizuri na vyema saa hii aende akahudumie watu wake. Haya maneno ambayo ninaongea ni maneno ambayo yamekuwa yakinikera kwa sababu mimi mwenyewe kwa siku ya leo nimeona raha sana kupitishwa na tukapata mapumziko kwa sababu kuna waheshimiwa wanavuka mipaka ya wenzao. Itakuwa bora ndugu yangu Sonko (Hon. Karisa) apate nafasi akahudumie wananchi wake, ndugu yangu Bwenyenye (Hon. Chai) apate nafasi akahudumie wananchi wake vile vile.

Itakuwa si vyema leo tumepata mapumziko tuwapate wanarandanda huku mitaani. Wananchi wanataka huduma na ni wakati mwafaka saa hii tukakae na wananchi wetu, tushirikiane nao kwa sababu tumekosa kwa mda mwingi sana. Hii ni nafasi mwafaka kukaa nao tuangalie ni matatizo gani tunaweza kuboresha Kaunti yetu. Asante sana Bw. Spika.

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

Hon. (Ms.) Mbeyu: Thank you Mr. Speaker. I rise to support the Adjournment Motion. It is the right time we rest. We have worked all year and I know Members have reached the maximum limit of the work they have done. We understand there is backlog remaining and we know as we move we will be able to sit as Committees and look into all the pending work but meanwhile I want to congratulate all the Members who have worked hard like the ones at the furthest end of Kaloleni like hon. Mwayaa; he has spent a lot of time because he cannot commute from his Ward to the County Assembly and he has actually been missing in his Ward. He is one of those we would like to go home and see his family at least for a whole week and the rest. Hon. Pascal the Leader of Minority he is one of the characters who has been missing from home and the Ward...

The Deputy Speaker (Hon. Mwambire) interjected: Are they characters or Members?

Hon. (Ms.) Mbeyu: Hon. Members, Mr. Speaker I withdraw. Most of the Members who have been able to stay in Malindi, and I pity my sisters who are here without mileage, they have not been able to move up and down. They have been around Malindi because of the distance from where they come from. So it is high time now at least we can have some rest. We have been working nonstop; three days in the assembly, two days doing Committee work. We have not been seen in the Wards and it is the right time now to go and share with our members and have a better Christmas for them. Through the Board, the County Assembly Service Board, we will have a better presentation to give Christmas to our members...

(Hon. Matsaki entered the Chamber carrying a handbag)

Mr. Speaker, Sir, the Member coming in is not in Order; he is carrying a handbag!

Hon. Matsaki: The owner is coming.

(Laughter)

Hon. (Ms.) Mbeyu: Thank you Mr. Speaker, I want to congratulate the Leader of Majority for this Motion and we are happy that we can have a rest.

(Hon. (Ms.) Zawadi entered the Chamber)

(Laughter)

Mr. Speaker, there is a lot of distraction. I want to wish all the Members and their families and the entire Kilifi a Merry Christmas and a Happy New Year. For the ones who are having celebrations like hon. (Dr.) Chitibwi who is having a party this Friday in his Ward for the three years he has worked, I think we are all welcome to attend. When it comes to such parties we need time and fuel and Mr. Speaker, you need to arrange for that so that we can all attend hon. Dr. Chitibwi's party, not forgetting hon. Mlanda's daughter's wedding in Ganda Ward. As you can all see, we have all the parties around this December festivals and we need time to plan for them. On the same note, I want to beg the Board to organize for these Members so that they can have all the facilitation to back up their friends. I beg to support this Motion. Thank you.

The Deputy Speaker (Hon. Mwambire): Hon. Members I am sure the HANSARD has captured how the Members are happy because they are going home. They have been laughing all along because this is something that we resolved as a House, it does not need the Speaker to put a question. This was just a matter of getting inputs that you are going home for the long recess. From your faces, you look very excited even the HANSARD has captured the excitement that you have.

Let me also take this opportunity to recognize the presence of hon. Kadenge (Mwathethe) who has been alleged to having started early campaigns for the Malindi by-elections. He has arrived and he is among us.

ADJOURNMENT

Hon. Members, there being no other Business to transact at the moment, let me capture this opportunity to wish you all the best as you go back home for the long recess. I wish your

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families and the great people of Kilifi a Happy New Year and a Merry Christmas. I know we are going through a very difficult moment, that Kilifi County has not been able to receive the famous Ward Scholarship Fund. Hon. Members, grab this opportunity to inform your members of public to be very careful as they celebrate because if they use a lot of money, for instance if we will not have received those monies, it might be a very big burden on them.

Our interest as Members is to make sure that our Kilifi students are in school. Take this opportunity hon. Members to inform the members of the public that it is neither our wish nor the wish of the County Government of Kilifi not to facilitate the Ward Scholarship Fund; the delays are being caused by the Government Printers. Let them make sure that they reserve some of their monies to offset the school fees as we are waiting for the disbursement of that Fund. Let me take this opportunity to adjourn the House and wish you all the best in your endeavors. May God bless you.

The House roes at 3.00 p.m.