

COUNTY ASSEMBLY OF SAMBURU



THE HANSARD

Wednesday, 18th November 2015

The assembly met at the County Assembly chambers at 2.30 p.m.

The Speaker, Samburu County Assembly (Hon. Steve Lelegwe) in the chair

PRAYER

PAPERS

Samburu County finance Bill 2015

MCA Lodokejek ward, (Hon. Jerias Leshoomo): Thank you hon. Speaker, I beg to table the report of the Samburu county finance bill 2015.

Notices of Motion

Public participation report of the Samburu County finance bill 2015

MCA Lodokejek ward, (Hon. Jerias Leshoomo): hon. speaker, pursuant to standing order number 44, I wish to give a notice of motion that this house debates and approves the public participation report on the Samburu county finance bill 2015.

Statements

Majority Chief Whip, (Hon. Benjamin Leitore): Thank you hon. Speaker, pursuant to standing order number 41 (ii) (c), I hereby request for a statement from the chair for the committee on roads, public works and transport concerning the massive destruction of roads by the current El Niño rains. The current heavy rains are causing havoc and destruction of roads network in the county. This has been worsened in Wamba west ward. Some of the roads have become impassable and completely cut-off. These are Lpus-Kursinye roads and Barsilinga road. Lekupe water tank as well has collapsed due to heavy rains making the already bad situation worse. Hon. Speaker, we are aware that the meteorological department issued a warning earlier this year of then impending average rains. The rains are now here and the warning given earlier must have elicited preparedness for what we are now going through. In view of this, the chair person should inquire into and report on:

- ✚ Whether the department is aware of these destructions caused by the heavy rains.
- ✚ Whether the department set aside any emergency funds to tackle this and other up-coming destructions.
- ✚ What plans does the department have to curb the situation before it gets out of hand?

I am asking this as the member of the county assembly representing Wamba west ward. I know also that the destructions are all over and it is also touching on other parts of the county but with specific indication to the places that I have mention, I wish that the department could give a response to this issue within the shortest time possible.

The Speaker, (hon. Steve Lelegwe): Hon. Chair, committee on roads, public works and transport.

(Silence)

Thank you. I direct the hon. chair of the committee on Roads, Public works and Transport to give a response to the statement sort by hon. Benjamin Leitore on Tuesday at 2:30 p.m. Hon. Lelenkeju

MCA Wamba East (Hon. Jackson Lelenkeju): Thank you hon. Speaker, I rise to give response to the statement number 34 by hon. (Romano Leakono)... to the chair of Cooperatives, Trade and Investment Tourism and Enterprise Development regarding the Elbarta Conservancy vehicle. The committee conveyed the request for the statement to the responsible CEC member and on behalf of the committee I wish to respond to the communication received from the CEC member of Cooperative, Trade, Investment, Tourism and Enterprises Development and I wish to read the response as here attached.

Respond for request of statement; *Reference is made to the request by the county assembly of Samburu to the county ministry of cooperative, trade investment, tourism and enterprise development to provide the statement regarding the statement by Romano Leakono MCA Elbarta ward concerning the Baragoi conservancy vehicle. The CEC wishes to respond as follows, that:*

- ✚ What happened to the vehicle and what are the future plans for it? The department / the ministry wish to state that the Baragoi conservancy vehicle was offered by the ministry of conservation to the conservation area in pursuit to promote community-based conservation and enhance security within and outside the Baragoi conservancy area. Facilitate and restore security management and operation of the conservation area and promote community development and support objective integration through service delivery to people in Baragoi.

However, early April 2015, the ministry received a concern from Baragoi conservation area stakeholders including community members, a section of leaders and conservancy unit board that there exists some misuse and misunderstanding between the community unit board and the chairperson especially in the management of the conservation vehicle. And by extension, they claim that the chairperson is misusing the conservancy vehicle and they were of the view that it is of no good to the entire community of Baragoi if the vehicle management operation cannot be checked and possibly changed to serve its sole objective.

Mr. Speaker sir, the respective conservancy board went further to disagree on principles on when and where the vehicle should be packed when not on operation. Some members were also of the opinion that the conservancy vehicle was serving community A better than community B in terms of emergency responses especially on security and safety issues of the entire area. After a deliberation with the unit boards, the community elders, leaders and the members of the community and with the consideration with the claims level against the conservancy management board and the chairperson in regard to the management of the vehicle with respect

of the people's request on ground, the ministry with consultation with the community elders and conservancy boards found it necessary to withdraw the Baragoi conservancy vehicle for a while to allow the community and the conservancy management boards operations time to iron out their internal issues and agree on how best they wish to manage and operate the conservancy vehicle for the benefit of conservancy and the people and all residents of Baragoi area. The ministry wishes that the general management and the operations of the Baragoi conservancy vehicle should serve the entire conservation area that was assigned previously. We all have the good intention to return the conservancy vehicle to Baragoi to serve the community once the community and respective unit boards have addressed and resolved their own internal issues affecting the operation and running of the conservancy vehicle. So far, early last month the ministry's officials visited Baragoi conservation area and had several meetings with the conservancy unit boards; umbrella board, opinion leaders and communities within Baragoi and one of the outcomes among many from deliberations, discussions and meetings with the community and board members is that the community is now ready and willing to work together to ensure smooth operation and development of the conservation area and proper planning and utilization of the available inventories and fixed assets including the vehicle. They also unanimously agreed that they need their conservancy vehicle returned with clear conditions in terms of management which they were willing to abide for the smooth operation and the management of the Baragoi conservancy area. **Second question:**

✚ Why should it not be returned with clear roles and responsibilities?

We wish to appreciate the effort made by the leaders, the community and other stake holders in conservation within Baragoi to preserve and restore our heritage, wildlife and habitats and the ministry will continue to engage and partner with all the concerned stakeholders and the conservation partners to achieve this noble goal.

With this spirit, the ministry in consultation with the people in Baragoi opinion leaders, unit boards and their respective chairpersons wish to state that the Baragoi conservancy vehicle will be returned to Baragoi conservation area soon with clear role and responsibilities for management teams and well thought terms and conditions in pursuit to ensure proper management operation and the utilization of the conservancy vehicle within the Baragoi conservation area and further enhance service delivery to all communities and conservation partners and stake holders within Baragoi region. Mr. Speaker sir, I think so far that is the response from the department concern in regard to statement no. 34, thank you hon. speaker sir.

Leader of Minority, (Hon. Romano Leakono): Thank you hon. Speaker sir, I would like to commend the work done by the chair, hon. Lelenkeju for comprehensive report and the work well done. With those remarks, I would like to inform the member that currently the vehicle

is in Baragoi and we are thankful for the efforts of the team and the chair, thank you hon. Speaker.

Majority Chief Whip, (Hon. Benjamin Leitore): I wish to seek a statement on behalf of the member for Nyiro ward....

Speaker (Mr. Lelegwe): Continue Hon. Leitore

Hon. Benjamin Leitore: Thank you hon. Speaker, pursuant to standing order No. 41 (ii) (c), I hereby request for a statement from the chair of the committee on physical planning, housing and urban centres concerning the leasing of Maralal Energy Company to operate in Nyiro ward.

The community in Nyiro especially Simale, Kawap and Mputaput are having issues with the operations of Maralal Energy Company within their land. The company claims to have been given the lease by the former Samburu County Council and subsequently renewed by the current Samburu county government. The community cannot yet comprehend and appreciate that the company was really given a go ahead to operate in Nyiro ward. Hon. Speaker, the lease agreement and the issues are listed in detail on it regarding the location and specification of activities to be done by the Maralal energy company if any should be put into light in order to prevent further problems that might arise.

The Speaker, (hon. Steve Lelegwe): In view of this, the chairperson should inquire into and report on:

- ✚ Whether the department is aware of the issues arising within the operations of Maralal Energy Company and the community residing in the land in which it operates.
- ✚ Whether there was any lease detailing the terms and conditions given either by the former county council or the county government of Samburu to the Maralal energy company to carry its operations in Nyiro ward, thank you hon. speaker.

The Speaker, (hon. Steve Lelegwe): hon. chair, of the committee on physical planning, housing and urban centres.

MCA Ndoto ward, (Hon. Raisy Letura): Thank you hon speaker, I wish to request for time to answer to this very important statement as read by the hon. chief whip. Next week but one on Wednesday since it is a weighty matter so I wish the committee interrogates and also to give more time to the department to attend to this issue so that we can bring comprehensive statement to the house, thank you, next week but one on Thursday Mr. Speaker.

The Speaker, (hon. Steve Lelegwe): What is it hon. Leakono?

Leader of minority, (hon. Romano Leakono): Thank you hon. Speaker, I just want to enjoin the hon. member for Nyiro ward hon. Lemoosa's statement that there are some other issues

on the same as I remember this house was trying to get a statement from the same chair on the issue of Sarima notwithstanding that there is also another parcel of land still in Nyiro ward where hon. Lemoosa was seen beckoning of the pictures when we went to Samburu lodge sometimes back so as much as the hon. chair is going to look into this, I think it will be prudent and it will be appreciated by this hon. house if the member will try to get us more details on some parcels of land which might have been leased without this house's knowledge, thank you.

The Speaker, (hon. Steve Lelegwe): Thank you hon. Leakono, you are senior member of this house and may be you understand clearly our standing orders. Any if there are any issues of concern related to the statement sought by hon. Lemoosa, and read by hon. Leitore, then you should bring it as an independent statement or you should have consulted before this statement was brought to this house. Otherwise it is the responsibility of the chair and the committee of physical planning lands and housing to respond to the statement as sought by hon. Lemoosa and as read by hon. Leitore, thank you.

Hon. Chair, you will report on third of December 2015.

Hon. Members, the time being 20 minutes past three o'clock, and there being no other business this assembly stands adjourned until Thursday afternoon 19th November 2015 at 2:30 p.m.