

SAMBURU COUNTY ASSEMBLY



THE HANSARD

Thursday, 9th July, 2015

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

The speaker, Samburu County Assembly, (Mr. Steve Lelegwe) in the chair

PRAYER

NOTICES OF MOTION

Leader of Majority, (Hon. Fabian Lolosoli): Thank you Hon. Speaker, pursuant to standing order 44(1), I wish to give a notice of motion that this house debates and approves the report of the committee on Appointment on the list of the nine nominees of the Maralal committee members appointed by his Excellency the Governor pursuant to section 20(2) of the Urban areas and Cities Act 2011 tabled on 24th June 2015, thank you.

STATEMENTS

MCA Wamba west ward (Hon. Benjamin Leitore): Thank you Hon. speaker, last week I sought a statement from the department of Physical Planning, Lands, Housing and Urban Development which Hon. Speaker I was expecting to get an answer yesterday but I wasn't given the answer. Hon. speaker, so I expect to get the answer from the chair person Physical planning, Land, Housing and urban Development concerning beaconing of our towns, thank you.

The Speaker (Mr. Lelegwe): From the schedule of statement responses statement number 17/2015 from the chairperson of Physical Planning, Lands, Housing and Urban Development concerning the beaconing and planning of group ranches and towns within Wamba west ward by Hon. Leitore. Chairperson of Physical Planning, Lands, Housing and Urban Development. Hon. Lolosoli.

Leader of Majority (Hon. Lolosoli): Thank you Hon. Speaker, I rise to seek for more time up to Wednesday next week at 8:30 Am for this statement to be responded to.

The Speaker (Mr. Lelegwe): Thank you Hon. Lolosoli, Chairperson Physical Planning, Lands, Housing and Urban Development. You will respond and table the report before the house on Wednesday at 2:30 Pm, thank you. What is the point of order Hon. Leitore?

MCA Wamba West, (Hon. Leitore): Mr. Speaker, I am concerned on the postponement on the answer for this statement hon. Speaker, having in mind that I sought for this statement last week Tuesday and I believe that the whole week is enough for the committee to peruse and have the answer for the same. So hon. Speaker I seem not to agree with the request from Hon. Lolosoli, that this statement be postponed to next week because what does it means Hon. Speaker, we say that we are delivering services to the people of Samburu county and especially to Wamba west. It is not timely so my people are not served and that is when we keep on postponing the answer to this then my people will suffer hon. Speaker I think the committee should do something rather than requesting for more time in order to respond on this.

The Speaker (Mr. Lelegwe): Thank you hon. Leitore, as the chair has already ruled that the statement be brought to the house on Wednesday so please bear with the house, the chair will table the statement as directed by the chair, thank you. From the schedule of requests Statement 18/2015 by the member of Suguta mar mar ward hon. Shadrack Lesoipa to the chairperson of sectoral committee on Physical Planning, Lands, Housing and Urban Development concerning the implementation of group ranches, adjudication areas and beaconing around Suguta mar mar ward. The hon. Chairperson of Physical Planning, Lands, Housing and Urban Development. hon. Lesoipa. We can proceed to the next order.

COMMITTEE OF WHOLE HOUSE

MCA Nominated, (Hon. Linda Naserian): Thank you Mr. Speaker sir, the committee of whole House has considered the Samburu non-governmental entities registration, recognition and coordination bill 2014 and it has approved it without any amendments. Thank you.

MCA Nyiro ward, (Hon. Jonathan Lemoosa): Thank you hon. Speaker sir, I stand to move that the County Assembly do agree with the committee on the said Non-governmental entities registration recognition and coordination bill 2014.

The Speaker (Mr. Lelegwe): Thank you hon. Members I therefore propose the question that the house agrees with the committee in the said report. Thank you hon. Members, I now put the question that the house does agree with the committee of the Whole house in the said report. Next order

MOTION

MCA Nyiro Ward, (Hon. Lemoosa): Thank you hon. Speaker sir, pursuant to standing order 132(2), I beg to move the following motion, That the Samburu County non-governmental entities registration, recognition and coordination bill 2014, be now read a third time, I beg to move.

Speaker (Mr. Lelegwe): Thank you hon. members I now therefore put the question, that Samburu County non-governmental entities registration, recognition and coordination bill 2014 be now read a third time.

MCA Nyiro Ward (Hon. Lemoosa): Thank you speaker sir, I stand to thank the hon. members for adopting the bill which was long overdue, we know that there are many non-governmental organizations in the county which are actually doing good job trying to subsidise the work by the county and national government, but in real sense I think we had no direction but I think the commencement of this bill can bring in a sound operation of this particular non-governmental

organizations. Yesterday hon. Members you saw that there are many organizations coming in like, Feed the child, EU (European Union) and all that but this bill will give the county government a good platform to stream line the activities of the NGOs (Non- governmental organizations) and as such it is a great honour that the County Assembly of Samburu is also picking strides in actually approving and making bills, thank you Speaker sir.

The Speaker (Mr. Lelegwe): Thank you hon. Members, as our standing orders say, the speaker did put the question without proposing the question to Members response and I think that is why the confusion came. When hon. Lemoosa wanted the bill to be read for the third time we are in the third stage of reading the bill, and I therefore put the question that, the Samburu County non-governmental entities registration, recognition and coordination bill 2014 be now read a third time. (The question was put and approved)

MOTION

MCA Lodokejek ward (Hon. Jerias Leshoomo): Thank you Hon. Speaker, Mr. Speaker pursuant to standing orders 47(1), I wish to move a motion that this house debates and approves the report of the committee on Finance, Economic, Planning and Marketing on the public participation for the disaster management 2015 tabled on 8th July 2015. Mr. Speaker I beg to move. Mr. speaker I am pleased to present and table the report by the committee on Finance, Economic, planning and Marketing regarding the disaster management bill 2015 public participation, Mr. speaker the Samburu Disaster Management Bill 2015 Assembly bill 2 of 2015 was published with a special issue of county on 2nd April 2015. Pursuant to section 23 of the County government act 2012, the bill was introduced to the County Assembly on 15th April 2015 at 9 Am, for first reading in accordance with the County Assembly interim standing order number 120 after which it was committed to the Finance, Economic Planning and Marketing committee in accordance with the interim County Assembly standing orders 121(1). Mr. Speaker the Finance, Economic, Planning and Marketing committee would like to appreciate the members of the public who turned out in large numbers to give us inputs on the bill as well as those who submitted a memorandum once again to the members of the County Assembly and the assembly staff who committed themselves to make the whole exercise of public participation a success. Mr. Speaker, despite the success of the exercise there was a concern on preparation on creating awareness to the members of the public as far as the exercise is concerned. They urged the concerned parties that in future they would like copies of the bill redistributed to them early before the public participation so that they can familiarize themselves with the concept of the bill and identify areas of interest. Hon. Speaker, the committee met on Tuesday 7th July 2015 considered the submission on value assurance that the Samburu Disaster Management Bill 2015 be adapted subject to amendment as contained in annex one to be moved into the committee stage Mr. Speaker. The bill has been processed by the committee and is now ready for

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presentation to the house for consideration in the ultimate. on behalf of my colleagues with whom we spent long and time consuming on Assembly. I would like to assure you and the house that the recommendations we present in this report will go a long way to ensure that our county reserves funds that will play a collective responsibility in case of various disasters within our county and to meet our requirements. I hasten to urge that this will only be realized upon the full acceptance of our recommendations required by the assembly will ensure work in hand so I urge my colleagues in this house to be vigilant in ensuring that their role of oversight, accountability are expedite. Mr. Speaker it is now my pleasure and duty to present this report as a recommendation to the house and adapting it to implement it by establishing the disaster management fund. Thank you Hon. Speaker. Mr. Speaker the main objective of the disaster management bill is to establish an effective and efficient disaster management for Samburu County. Mr. Speaker the other main objective is to enhance the performance of the county government of Samburu to deal with emergencies and dangers in case it happens in our county. Mr. Speaker the other objective is to set security in persons to act in cases of danger and emergencies in our county. Mr. Speaker with all those objectives it will also regulate the planning, organization, coordinating and implementing during the emergencies in our county, Mr. Speaker having a disaster management fund in our county will help our communities during the disasters and dangers, when having proper management of the disaster management fund, we will deal with the disaster mitigation if it occurs. Thank you Mr. Speaker, I call upon Hon. Lemoosa to second.

(Hon. Lemoosa bows to second)

The Speaker (Mr. Lelegwe): Thank you Hon. Leshoomo, I now therefore propose the question, that this house debates and approves the report by the committee on Finance, Economic planning and Marketing on public participation on Disaster management bill 2015 tabled on 8th July 2015. If there are no contributions from you Hon. Members I now proceed to put the question, that this house approves the report of the committee on Finance, Economic planning and Marketing on public participation on Disaster management bill 2015 tabled on 8th July 2015. **(The report was approved)**

Speaker (Mr. Steve Lelegwe): Hon. Linda Naserian

Nominated MCA (Hon. Linda Naserian): Thank you Mr. Speaker Sir, the committee of the whole house has considered the Samburu County Non-Governmental entities, registration, recognition and coordination bill 2014 and it has approved it without any amendments, Thank you.

MCA Nyiro Ward (Hon. Jonathan Lemoosa): Hon. Speaker Sir, I stand to move a motion that the County Assembly do agree with the committee in the said report of Samburu County Non-governmental entities registration, recognition and coordination bill of 2014.

Speaker (Mr. Lelegwe): Thank you Hon. Members, I now propose a question therefore that, this house does agree with the committee on the said report, I now put the question that the house does agree with the said report.

(The question was put and passed)

The Samburu County Non-governmental registration, coordination and coordination bill 2014, third reading.

MCA Nyiro Ward (Hon. Jonathan Lemoosa): Thank you Speaker Sir, pursuant to standing order number 132(2), I stand to move a motion that the Samburu County Non-governmental registration, recognition and coordination bill of 2014 be now read a third time, I beg to move.

Speaker (Mr. Lelegwe): Thank you hon. Members, I now therefore put a question that the Samburu County Non-governmental entities registration and coordination bill 2014, be now read a third time.

The Samburu County Non-governmental entity registration, recognition and coordination bill 2014. A bill for an act of the County Assembly of Samburu to make provision for the registration, recognition and coordination of the Samburu County Non-governmental entities and for connected purposes.

MCA Nyiro Ward (Hon. Jonathan Lemoosa): Hon. Speaker Sir, pursuant to standing order number 132(2), I beg to move the following motion that the Samburu County non-governmental entities registration, recognition and coordination bill of 2014 be read for a third time, sorry Speaker sir, I really think that we are confused and dizzy today, I just want to urge the members of this House to pass this bill which is...

Speaker (Mr. Lelegwe): It has already passed, just thank the house.

MCA Nyiro Ward (Hon. Jonathan Lemoosa): Thank you Speaker Sir, I now stand to thank the hon. Members for adopting the bill which was actually long overdue, we know that there are many non-governmental organizations in the County which are actually doing a good job trying to subsidize the effort of the County Government and the National Government but in real sense, I think we had no direction, but I think the direction of this bill now can bring a sound operation of this particular non-governmental organizations. Yesterday you saw that an organization like feed the child comes in, like the EU and all that, I think this will give us now as the County

Government a good platform to streamline the activities of the NGO and with that it is a great honor that the County Assembly of Samburu is taking strides in actually approving and making bills, Thank you Speaker Sir.

Speaker (Hon. Lelegwe): Thank you Speaker Sir, as our standing orders say, the Speaker did put the question without actually putting the question to the members to respond, and I think that is where the confusion came when Hon. Lemoosa wanted the bill to be read for the third time, we are in the third stage of the bill, and as the chair, I therefore put the question, that the Samburu County Non-governmental entities registration and coordination bill 2014 be now read a third time.

(The question was put and passed)

MOTION

Motion on creation of Disaster Management Fund.

MCA Lodokejek Ward (Hon. Jarius Leshoomo): Thank you Mr. Speaker, pursuant to standing order 47(1), I wish to move a motion that this house debates and approves the report of the finance, economic planning and marketing and the public participation of the disaster management bill 2015, tabled on the 8th July 2015, Mr. Speaker I beg to move, Mr. Speaker I am pleased to table the report to the County Assembly by the committee of finance, economic and marketing regarding the disaster management bill public participation, the Samburu public management bill 2015, Assembly bill No. 2 of 2015, was published in the special issue of Samburu County gazette supplement No.2 on 2nd April 2015, pursuant to section 23 of the County Government act No. 12 of 2012, after publication the bill was then introduced to the County Assembly on 15th April 2015 at 9 am, for its first reading in accordance with the interim Assembly standing order No.120, after which it was committed to the finance and economic planning and marketing committee in accordance with the interim County Assembly's standing order No. 121/1, the finance and economic planning of the committee really want to congratulate the members of the public who turned up in good number to give their views on the bill as well as those who submitted a memorandum outside the members of the County Assembly and the Assembly staff who committed their all to make the exercise of the public participation a success, Mr. Speaker despite the participation of the public participation exercise, there was a concern that the preparation and creating awareness of the public as far as the exercise is concerned, I urge the concerned parties that in future the copies of the bill to be distributed to them early enough due to situation so that they can familiarize themselves with copies of the bill and the areas of the input, the committee held a meeting on Tuesday the 7th July 2015 considered the submissions of the...(inaudible) and recommends that the disaster bill 2015 be adopted subject to amendments to appeal of the annex 1 to be moved at the community stage, the idea has been processed by the committee is now ready to the house for consideration, on the

ultimate, on behalf of my colleagues with whom we spend and consumed money to consume the task that on Assembly charged and consumed, I would like to assure the house that the recommendations will be made in this report ensuring that the County establishes a fund that will play a collective responsibility in cases of various disasters within our County and to meet our requirements, I hastened that this will only be realized upon the charity and our recommendations further affecting the recommendation of our recommendations requiring that the Assembly and the executive works hand in hand hence I urge my colleagues of this house to be vigilant in ensuring that their role of the oversight and accountability are cited at outmost, it is now my pleasant duty to represent this report as recommendation to the house and urging this house to adapt it, on the same plea I urge the expeditiously implement it by establishing a disaster management fund. thank you Hon. Speaker, the disaster management bill Mr. Speaker, its main objective is to establish a well efficient and effective structure for the management of the disaster management in Samburu County the other main objective is to enhance the capacity of the County Government of Samburu to deal with the emergencies and dangers in case it happens in our County, the other main objective is to set activities in persons to act in case of dangers or emergencies in our County, Mr. Speaker, with all those objectives we also said that it would regulate planning, organization, coordinating and implementing during the emergencies Mr. Speaker in our County, we talked and said that having a disaster management fund in our County will help our communities during the natural disasters or in cases of danger, we said that in having proper management of the disaster management fund we will do so many issue concerning or which are necessary for the effective and management of the preventions in terms of danger or doing investigations or inductions if the danger occurs Mr. Speaker, Thank you Mr. Speaker. I call upon Hon. Lemoosa to second.

(Hon. Lemoosa bows to second)

Speaker (Mr. Lelegwe): Thank you Hon. Leshoomo, I now therefore propose the question that this house debates and approves the report of the committee on finance economic planning and marketing on public participation of the disaster management bill 2015 tabled on 8th July 2015. If there are no contributions from you Hon. Members, I now proceed to put the question that this house approves the report of the committee on finance, economic planning and marketing on the public participation on the disaster management bill 2015 tabled on the 8th July 2015,

(The question was put and passed)

(Applause)

Speaker (Mr. Lelegwe): Hon. Members, the time being 20 minutes past four o'clock and there being no any other business, this Assembly stands adjourned until Tuesday afternoon on 14th July 2015 at 2:30 pm.

