

SAMBURU COUNTY ASSEMBLY



THE HANSARD

Wednesday, 15th April, 2015

The County Assembly met at the County Assembly chambers at 2. 30 p.m.

(The Deputy Speaker, (hon Adamson Lanyasunya) in the chair)

PRAYERS

STATEMENTS

Majority Whip MCA Wamba West (hon. Benjamin Leitore): Thank you Mr. Speaker, although it is indicated here as a statement that was to be responded to today, there was a pending statement on Maralal Safari Lodge that has taken long to be answered. This is a statement that was re-sought by hon. Loldepe which I had sought before and it was promised that it was to be answered a week later and up to now nothing has been given pertaining to Maralal Safari Lodge. I am worried because as the chair for Tourism, Cooperatives and Trade development did take the members to the lodge to ascertain to the members what had happened especially conflict between a business man and the rangers. We did establish some facts on what has actually transpired but up to now the report has not been tabled and nothing has been reported as pertains the issue of that land although before we questioned the legality of the businesses that are being run in Maralal Safari Lodge. This is a concern and we are worried that no answer has been given up to now.

Deputy Speaker, (hon. Lanyasunya): So hon. Leitore, you need to shade some light as a member of that committee if you haven't also been in the delegation that went to Maralal Safari Lodge for ground trothing.

Majority Whip, (hon. Leitore): Yes Mr. Speaker, we did a visit to the lodge and we managed to have some consultations with the business man. The sole proprietor of the lodge and we shared some issues like the conflict between him and Mr. Lesiil and we made some recommendations as a committee which the chair was to table to this House for approval or otherwise. We agreed that a day later that report will be forwarded and tabled in this House but we have not seen any report up to now. So it raises a lot of concerns as to why that report is taking that long. So we suspect that something might be cooking somewhere.

Deputy Speaker, (hon Lanyasunya): On that, then I call upon the chair of the committee or the vice chair for Tourism, Trade and Cooperatives to give us the next date to respond to the statement, hon Elly.

MCA Maralal, (hon. Elly Loldepe): Mr. Speaker, may be as a member of that committee, the chair and the vice chair are not around, are they in South Africa? I am not sure because we are

not aware. So Mr. Speaker we have purpose as members of the committee because some of us are worried especially some of us representing this ward. There are so many things we noticed as the committee which I might not say at this particular time which was amiss when we visited the place and we do not know if that is why the delay is coming in. So maybe you will give us up to tomorrow and we will give whatever information that will be available, thank you Mr. Speaker.

Deputy Speaker, (hon. Lanyasunya): Then I am giving you up to tomorrow Thursday at 2.30. p.m. and then I will task hon. Leitore to report on behalf of the chair and since it was hon. Elly who sought for the statement, he cannot answer himself even though he is the member of the committee.

MOTION FOR ADOPTION OF A REPORT OF PHYSICAL PLANNING, HOUSING AND URBAN DEVELOPMENT.

MCA Ndoto ward, (hon. Raisy Letura): Thank you Mr. Speaker; I move a motion that the County Assembly debates and approves report on Physical Planning, Housing and Urban Development sensitization workshop held on **2nd – 3rd March 2014** at Samburu Game Lodge. The County Assembly of Samburu sectoral committee on Physical Planning, Housing and Urban Development is mandated to among other things to investigate into and report on matters relating to the county physical planning; including land survey and mapping, boundaries and fencing. The membership of the committee is as follows:

- i. Hon. Raisy Letura – chair
- ii. Hon. Fabian Lolosoli – vice chair
- iii. Hon. Christopher Lentukunye – member
- iv. Hon. Pius Lobuk – member
- v. Hon. Eli Loldepe – member
- vi. Hon. Josephine Statian – member
- vii. Hon. grace Muthoni - member
- viii. Hon. Jackson Lelengeju – member
- ix. Hon. Sophie Lekuyie – member who is a member too though I am not seeing her name here.

I think it is an omission error that is going to be rectified. Hon Speaker, the Standing Order number **191 (5)** of the interim Standing Orders states that *“the sectoral committee has the mandate to investigate and inquire into all matters relating to the assigned department as they may be necessary and as may be referred to them by the County Assembly”* therefore, the committee undertook a sensitization workshop early last year with us stakeholders within the county government. The committee express gratitude to the hon. Speaker of the County Assembly of Samburu and the office of the clerk for facilitating the committee to attend sensitization workshop from **2nd – 3rd March, 2014** at Samburu Game Lodge. Pursuant to County Assembly Interim Standing Order **no. 180** subsection **(6)**; I rise to move for debate and approval of the report of Lands, Housing and Urban Development sensitization workshop that was held on **2nd – 3rd March 2014**, at Samburu Game Lodge. During the workshop, in attendance were members of the County Assembly and County government officials. The main reason for the workshop was to get feedback from the land sector as the land issues are sensitive. The members of the County Assembly were invited to look at the extensive coverage of the work done by the department and understand the importance of involving all stake holders in dealing with the land issues in order for them to interrogate the report and give way forward to solve very critical issues the sector is presented with. The report has in depth information on group ranches, Archer’s Post, Northern boundaries i.e. Marsabit and Samburu, Baragoi reconnaissance survey, Milimani squatters, Nyiro squatters and Ndotto squatters and finally Sarima project. As it is summarized in my remarks, it is very crucial for this assembly to approve this report so as to give chance to the executive who are in charge of the department the mandate to execute the said report. We all understand the timelines given by the constitution of Kenya through the National Land Commission and through the National Lands Act that all parts of this country must be titled in 10 years’ time. Three years down the line after the constitution and we do not have even one updated Samburu title deed. And we also understand the issues concerning the group ranches. On several occasions we had inter groups ranches conflicts like in Marsabit and Samburu and I think members of this house are aware of the issues that are going on in Marsabit and Samburu like in Ilautt and Nguronit, south Horr, Tuum and even Suguta Marmar ward bordering Baringo county. It is in that spirit that the executive officer or the executive in charge of lands had actually held an intensive workshop to deliberate on matters to do with resolving the boundary

conflicts and that is the same reason that is guiding them to see that areas like Milimani whereby Milimani community is living without knowing whether that land belong to them or not. We also understand the areas of Archer's with the long standing issues affecting that community and I think it is paramount for this house to pass this report without delay so that we see those issues resolved once and for all. I think it is almost one year down the line today since this report was tabled in this house but we did not get time to deliberate on it. This is an executive report and I think together with the stake holders in Archer's Post or in Samburu Lodge, I think we did put an input as members of this house not only as the committee on lands but as members of this house and even the executive. It is also in the same spirit that we have found out that the burning issue of Sarima which my committee is handling already and we are almost finishing that report and I have also seen in the report part (9) that the members actually disregarded the implementation of Sarima solar project. As members of lands committee, we are not for the execution or the implementation of the Sarima solar issue and that is the reason we have gone as a committee to bring a separate report on the Sarima solar project issue. Therefore, I ask members of this house to approve this report so that we allow the executive to execute the said plans that are in that report. This house has been blamed for the delay in approving this report by the executive and other quarters Mr. Speaker. Mr. Speaker as we were debating yesterday I want to assure the members that this house and especially the office of the clerk, will give clear guidelines on how the Sarima solar issue should not be implemented Mr. Speaker. Mr. Speaker on behalf of the sectorial committee on Physical Planning, Housing and Urban Centres, I beg to move a motion for debate and approval of this report, thank you Mr. Speaker and I call upon the Hon. Statian to second. **(hon. Josephine Statian bows to second)**

Deputy Speaker, (hon. Lanyasunya): Thank you hon. Members, I now propose the question on the motion as moved by hon. Letura that, pursuant to Standing Order no. 47 I wish to move a motion that this house debates and approves the report of Lands, Housing and Urban Development, sensitization workshop held on 2nd – 3rd March 2014 at Samburu Game Lodge. I now put the question for the adoption of the debate although the procedure is that there should be a proposal. Then in that stage, the members will either disagree or agree to debate and if there is no either, then the speaker will put the question so that the motion can be approved for debate, hon. Raisy Letura.

MCA Ndoto, (hon. Letura): I just need your guidance because after you have proposed the question, then you leave the floor for members to debate, thank you.

MCA Suguta Marmar ward, (hon. Lesoipa): I stand to give my views. Mr. Speaker, as earlier mentioned by the members pertaining the report; these land issues are very sensitive and such issues need to be handled with care. I also want to correct my friend from Ndoto that it is very wrong to say that this house is responsible for delays and a lot of other things, because there are a lot of development issues that this house has approved and now it is two years down the line and they have to be executed by the executive. I think the blame should not be laid in this house in anything that has not been implemented for example we also budgeted for the beaconing of group ranches for Loosuk in the last financial year and nothing has been seen. We budgeted for town planning for this county yet nothing has been seen. So I think the blame should not be on this house. I need to be guided as there are issues indicated in this report at part nine as mentioned by the hon. member who moved the motion that they are not in agreement with the issue in part nine. I do not know how this report can be approved and there are some issues inside that are in question for example the page nine issues, so we need your guidance. These issues are very critical and are the issues that have been raised severally and have not been sorted out up to date. The statements have been issued in this house and no clear answers have been given so probably you can give us a clear guidance on the same. Otherwise in my view, it could have been prudent if the report could have come through the committee and probably the committee could have recommended on the way forward for this report, so I stand guided on the same report thank you.

Majority Whip, (hon. Leitore): Thank you Mr. Speaker, as regards to Standing Order no. **191** that is on the issue of sectoral committees, I stand guided and in reference to standing orders no. **191** where by the functions of the sectoral committees are:

- a) Investigate, inquire into and report all matters relating to the mandate, management activities, and administration operation and (inaudible) of the assigned departments.
- b) Study the programs and policy objectives of departments and effectiveness of the implementation
- c) Study and review all county legislation required to it

- d) Study access and analyze the relative success of the department as measured by the results obtained as compared to their stated objectives
- e) Investigate and inquire into all matters related to the assigned department as it may be necessary and as may be referred to them by the county assembly
- f) To vet and report on all appointments
- g) Make report and recommendations to the county assembly as often as possible including recommendations on proposed legislation.

In consideration of standing order **191** (g) and the rest of the numbers, I also concur with hon. Lesoipa that this report needs some recommendations from the committee despite the fact that we were also part of the report in Samburu Lodge that is not enough. In adherence to the Standing Orders, I also feel that this report should have come to the committee, deliberated within the committee stage and have some recommendations so that we could pass this report. I think the committee should stand to guide this house on the content of this report and the importance of passing this report as early as possible and the areas that are actually attached as this report is discussed especially on towns that are affected and what would be the impact of passing this report to the towns that have been mentioned. That is my view on this report.

MCA Maralal, (hon. Elly Loldepe): Thank you Mr. Speaker, Mr. Speaker sir, I stand to support the motion and the report and in doing so, it is important to note that after every section in the report, there are recommendations and I do not know if the members have noted that there are recommendations other than part nine in which recommendations come even before introduction. So I think that puts off the fear because in every part, there are recommendations of what needs to be done on those areas and if I was to read some of the recommendations and if we were to go to Milimani, you find there are two recommendations after that and if you go to Nyiro, there are also recommendations after the issues of Nyiro i.e., after the names of the people living in Nyiro who are the squatters. So the concern of the members is they think there are no recommendations and also the issue of Sarima is a problem which we all agree is a problem, and the recommendation of the members is the opening statement within that part which is part nine and we said as the members of the committee because if you have to go with the Sarima issue even at the end there are other recommendations other than the notes by the hon. members of this

house. That should not be implemented and we said the issue of Sarima as a committee by next week we are analyzing everything and we are tabling a separate report on Sarima. I want to plead with the hon. members of this house that people have waited for years and in reference to Milimani, I just to continue quoting Milimani. Those people in Milimani are the people at worst cross roads because they are very poor people surrounded by very rich people and everybody has interest in that land in Milimani. So the more they remain to be squatters the more they remain to be marginalized and being pushed away. And if this hon. house passes this report so that they can be able to get their title deeds and they remain in their land. I think that will be an honour that will never be forgotten by those people living there. Hon speaker, I just want the members to look at the report and realize that there are the names of about one thousand two hundred and something households and these are not just names, they are households. These are people who want to know what belongs to them. These **1,200** people also exclude the Milimani squatters because the names of Milimani squatters are not included. These are mainly people from Ng'iro. These people have been living in gazzetted government forest. Adoption of this report will enable the process of degazzettment to begin. I want the hon. Members to go through the report, understand it keenly because their fears have been addressed and this is the first step towards the goals we have set. And the activities which are still pending which have not been implemented by the department should not be pegged on this report. Because I think most members have been thinking about the beaconing and the group ranches and why they are not included hear. And I think we did say yesterday that this is just the first step in that long journey of which we do not know how many miles are still ahead of us. Therefore we need to support this first step so that in the many remaining miles at least we will know where to step on because we will be having the beginning point, and at this particular moment we do not have any beginning point as nothing so far has been done and completed fully. So I want the hon. house to know there are recommendations including the Sarima issue and what the hon. members if they still fear may request is the part of Sarima be expunged from the report if that makes it more comfortable for members. Otherwise I support the motion and the report and I request all other members to support it, thank you.

MCA Suguta Marmar ward, (hon. Shadrack Lesoipa): Thank you Mr. Speaker, as much as we want our people to be comfortable Mr. Speaker, the rules and procedures of this house are

very clear. I stand to be informed Mr. Speaker but, the hon. member for Maralal ward is telling us about the recommendations and I do not understand if the report is from the County Executive or the County Assembly? Because if this report originated from the executive, it should pass through the sectoral committee of this house and I think if these recommendations are to be tested in this house, they have to come through the committee. We are not against the report, am only saying the report should be procedural and Mr. Speaker.... **(Interruption)**

MCA Ndoto ward, (hon. Letura): Point of order Mr. Speaker

Deputy Speaker, (hon. Lanyasunya): what is the point of order hon. Letura?

MCA Ndoto ward, (hon. Letura): I seek your guidance Mr. Speaker, whether it is in order for the hon. member to continue saying the report was not procedural and yet he is not indicating which procedure was not followed. Because I think it is blanket blame; without actually quoting the standing orders which the committee broke. I believe that hon. Lesoipa was part of this report at Samburu game lodge and the recommendations are very clear. We can even go to the payment schedule and you will see he was there yet he is saying he is not. I do not know the interest of the hon. Member on this report. May be he should come out clearly and tell us his interest because and hon. Loldepe has just said if the issue of Sarima which we are assuring the members is the problem, then the hon. member should have said we expunge the issue of Sarima. Otherwise this report has been in this County Assembly for the last one year. Mr. Speaker the hon. member is not ready yet to bring what he wants on the report, thank you.

MCA Suguta Marmar ward, (hon. Lesoipa): My good friend stood on a point of order and instead of raising the point of order, he started debating on the floor. I urge you to guide him next time. What I was saying and if you want to quote it clearly, I was saying any report that is to be tabled from the executive should pass through the sectoral committee of the whole house and that is the procedure. I was very specific Mr. Speaker so that is exactly what I was saying and I am asking the hon. member for Maralal town says the recommendations are after the minutes or even before, but I was asking if the report originated from the executive department of planning or is it from the committee of this house? As I stand the report should be procedural although I am basing the facts on the words I am saying.

Deputy speaker, (hon Lanyasunya): hon. chair, what hon. Lesoipa is asking is that the report should pass through the lands committee and the report should include the recommendations of the committee and just to guide you, the chair can read, as I heard in the contributions, what the members are only worried about they are mention in Sarima severally so maybe you can read to the members that part of Sarima alone because at the end of the day if the committee is saying that the Sarima query has to be pended and even the committee agrees to that, and that it is indicated in that report that it should not be approved then there should be no worry by members. If you approve the report and there is a recommendation in the report that it should not be implemented so the worries of the members on the Sarima issue is addressed. But if the report supports the Sarima project to be implemented, and then you adopt it and it is not written anywhere apart from being registered in the minds of the members that it will not implemented, then that is misleading, Hon. leader of majority.

Leader of majority, (hon. Lolosoli): Thank you hon. Speaker, I rise to support the motion. Hon. Lesoipa is insisting whether this report passed through the relevant committee and I would like to confirm to him that this document was perused by the committee and they tabled it without any amendments. This document was from a sensitization workshop in Samburu Lodge between **2nd and 3rd of March 2014** and this was a report of what the department has done since inception up to that date and it was very important for them to bring to the attention of this house issues that they have been doing from the time the department started functioning. The only issue that will need to be looked at, is probably to confirm the acreage of the group ranches because when I look at the report because I wasn't there when this was done although later on I came to confirm that the acreage of *Girgir* group ranch is not actually the way it was indicated in the report. So we had to send some of the officials from the group ranch to go to Nyahururu where they confirmed that the acreage of Girgir group ranch is **49,800 hectares** not **3,294.5 hectares**. We know that beaconing has been done in some parts of the county particularly Samburu East and of course beaconing of the other group ranches will follow as they have already been budgeted for. There are ongoing demarcations of adjudication areas, there are also as indicated in the report proposed adjudication sections and I therefore call upon this hon. house to adopt this report to enable the department to continue with the working progress and also to enable the department to implement other works in progress in the pipeline. Hon. Speaker, this county

needs to have title deeds for all lands that are registered. We know there are timelines for registered lands and for those which have not been registered so that they get title deeds. Title deeds help a lot when they are in hand to enable investors to come in and enable economic activities to go on, so that we improve the livelihoods of the people of our county. The issue of Sarima is clearly indicated that the members disagreed with it and it remains disagreed on and a separate report is going to be tabled in this house soonest, thank you Mr. Speaker. I therefore urge the members to adopt this report, thank you.

MCA Lodokejek, (hon. Leshoomo): Thank you Mr. Speaker; I also stand to echo the sentiments of the hon. Lesoipa on the report tabled by committee on Physical Planning, Housing and Urban Development. We are told the report emanates from the executive but if you read the preface of this report, it says the County Assembly of Samburu committee on Physical Planning Housing and Urban Development is mandated among other things to investigate and report to the physical planning industry land survey and mapping and boundaries. If you see the committee membership and they said in the Standing Order **191/5** of the interim Standing Orders, states that the sectoral committee have mandate to investigate, inquire all matters related to the assigned department. It seems the committee went to the workshop to deliberate issues on Physical Planning, Housing and Urban Development. In the same report, in the acknowledgement, the committee wishes to express thanks to the hon. Speaker of the County Assembly of Samburu and those who facilitated the committee on the sensitization workshop. If you see the report, they were talking of sensitization workshop. They went further and talk on the issues of the importance of stake holders meeting. What we know in the Standing Orders if there were issues, if the report emanates from the executive, we thought the report should come to the assembly; the speaker delegates the report to the sectoral committee of physical planning and makes recommendations to this house so that we can support the recommendations if any in this house. I am of the opinion that this report should be returned to the sectoral committee so that they can deliberate and make recommendations to this house because I do not see any recommendations from the sectoral committee. The recommendations they had made on the Sarima issue is just a blanket report. You cannot.... (Interruption).

MCA Ndoto ward, (hon. Letura): point of information

Deputy Speaker, (hon. Lanyasunya): what is the point of information hon. chair?

MCA Ndoto, (hon Letura): It is like we are moving back and forth. I just want to inform the hon. member for Lodokejek ward that this report is not originating from my committee; it is from the CEC in charge of lands. The moment we alter this report and bring our own issues again, it will not be the same report from the executive. Our mandate is to table this report to the assembly for deliberation because the moment we start altering, it will not be the same report of the CEC. It will be the report of the sectoral committee on lands so we will not have facts on exactly what the CEC had said. We brought it as raw as it is so that as members of this house we can know what is in the mind of the executive member of lands on the issues of land in this county. I think in the report and I stand to be guided is we do recommendations when sent by the house to go and investigate on the matter. So I think there is a gap somewhere that we have not understood like the role of the sectoral committee on the report from the executive. Say for example report from the finance and the hon. chair for finance goes and starts altering it and we get a report that they want themselves, we will not have seen what the CEC finance wanted or what he said because it is already an altered report.

MCA Lodokejek, (hon Leshoomo): Thank you Mr. Speaker, if you read the functions of the sectoral committee section (g) which says *'make reports and recommendations to the County Assembly as often as possible'*. Why do we make reports and recommendations? We make them to the reports made by the executive to the legislations or policies made by the executive to this house. We make recommendations on reports or policies or legislations brought to this house by the executive. I do not see a report from the sectoral committee of Physical Planning. We need your guidance here because if we say we pass a report, where are the recommendations from the sectoral committee? We cannot pass something that does not have recommendations. There is the sectoral committee to scrutinize and update the members so that we can just leave the recommendations and findings, thank you Mr. Speaker.

Deputy Speaker, (hon. Lanyasunya): Thank you hon. Members I will give you a guiding and this is not a ruling because once a motion is brought to the House, the role of the speaker is to put the question and the members adopt the report and once the report is approved the whole of what it contains should be implemented including the recommendations that either support or

otherwise. This report has many positive aspects which many members would want to push to be approved. It also has other areas that need to be looked into like the issue of Sarima which to me is not a big deal if the members approve within the report because it has a recommendation that says it should not be implemented. Again in the process of the workshop, there are many plots within Archer's Post which you members said they ought to be re-planned. If you look in the table where it says...report section number **12** zero land use status in Archers Post plot no. **36, 38, 39, 310, 311** And many others are said to be reclaimed and you have said in the workshop if the buildings were done by respective plot allotters which were also approved by the government then re-planning can be done. So if you pass the report and then you are able to see the department in the next one week moving bulldozers then you should not expect to come again and make noise that the structures that are being destroyed because you approved the report. Again, sectoral committee on lands should have attached its recommendations as it is clearly stated in the Standing Orders **191** sub section (**g**) so there are two options depending on how you will approve, you can continue to debate the report and you can either reject it and bring tomorrow with the recommendations of the committee to be adopted by the house but when you approve it today and it will be approved. So it is upon you and not the speaker to say whether it has to go back to the committee because it has already brought a motion, hon. Lesoipa.

MCA Suguta Marmar, (hon. Lesoipa): Thank you Mr. Speaker sir, it is very clear that this House is a house of rules and procedures so we cannot overshadow the rules and regulations of this house at the expense that it has become a chorus in this house whenever somebody want his issues to be passed in this house... and this report should have been brought in advance. We cannot compromise rules and procedures of ... **(interruption)**

Deputy Speaker, (hon. Lanyasunya): Order hon. chair...

MCA Ndoto, (hon. Letura): Mr. Speaker is it in order for the hon. chair to...

Deputy Speaker, (hon. Lanyasunya): hon. Lesoipa have your sit

MCA Ndoto, (hon. Letura): is it right for the hon. member to purport that this report is mine? Whenever the member uses the word his... Mr. Speaker the word his (two members speaking at the same time)

Deputy Speaker, (hon Lanyasunya): the member should withdraw...

MCA Ndoto ward, (hon Letura):and apologize

Deputy Speaker, (hon Lanyasunya): and apologize

MCA Suguta Marmar, (hon. Lesoipa): At your command your majesty, but I think the Standing Orders should take control of this house. When you stand on a point of order, it should be a point of order. Let me continue to say what I am saying here is I did not personalize this issue Mr. Speaker. We cannot compromise the issue of procedures and rules in this house because we want our people to benefit. And we need this (inaudible) to be done the right way and I think that is the only thing we are questioning in this report. If you were very observant and I know you are, as we were talking to some colleagues, most members of this committee are not aware of the content of this report... (Inaudible)

Deputy Speaker, (hon. Lanyasunya): order hon. Lesoipa, what is the point of information hon. Elly?

MCA Maralal ward, (hon. Elly Loldepe): I just want to inform the hon. member that the members of this committee are aware of the content of this report and this report has been here for one year so I do not know who on earth does not know of what he has carried for one year. So I want to inform the hon. member that we are fully aware of everything within the report, thank you Mr. Speaker.

Deputy Speaker, (hon. Lanyasunya): continue hon. Lesoipa.

MCA Suguta Marmar ward, (hon. Lesoipa): Thank you for your information. Mr. Speaker, what we are saying here is very clear Mr. Speaker, this report and the functions of the sectoral committee on land; we need a recommendation from this committee. This committee needs to interrogate every report from the executive department and make recommendations to this house and I think the rules are very clear.

Deputy Speaker, (hon. Lanyasunya): The house is aware of the report which was tabled on **19th March** but what we are lacking are the recommendations of the committee, hon. Leshoomo.

MCA Lodokejek, (hon. Leshoomo): Thank you Mr. Speaker, as you give us your guidance that we insist the motion is on the progress, you can give us until tomorrow so that we can make recommendations and attach to this motion Mr. Speaker.

Deputy Speaker, (hon Lanyasunya): That will be done hon. Lemoosa by putting the question because the question is already on and we cannot overlook the motion that is in the house. If you want to continue tomorrow then it is you not to approve then you continue and bring it again for approval but I will put up the question, hon. Elly.

Hon. Elly Loldepe: Thank you, Mr. Speaker, I know most of us are aware and even looking at the introductory part you see the photos of hon. members of this house in the beginning so it means we have been all in the process and the names are also attached in the first place. The recommendations within, if most of us remember there were no recommendations in this report in the first place so all the recommendations are coming from the members. So I therefore, the point of contention I think for the most members might be the formatting. I do know reports have different formats so the format of different reports should not be the cause of worry because if you are worried about the format then I don't know what will be the standard measured for a format of a report. I think hon. Lesoipa is worried about the format of the report and I think he should just see it, see the recommendations and remove the fear because the format should not change anything. I think the recommendations are valid and okay and even if the report was to be taken back to the committee maybe the only thing to be done is to remove and put another different page here to look different but the content will always remain the same. So, I wish to urge the hon. members let us just give justice to the people so that we move on and we have said if the issue of Sarima and which we have all agreed be expunged that is okay and it is very clear in the report. Mr. Speaker you have said that there is no fear on Sarima because it is so clear within the report and a new report is actually coming within the next two weeks I think it will be finalized on Sarima. I don't know, I think what we should be arguing on this report is not so, much on the format not so much on the procedures but so much on the content because sometimes we lose focus if we don't look maybe we want to put so much focus on a content if issues on content maybe we can still ventilate but I ask the members to support the report so that we can move on ,thank you .Mr. Speaker.

Hon. Chair Lands (hon. Raisy Letura): Thank you, Mr. Speaker, I think as we were debating I congratulate the members of this committee and I congratulate them once again, because of the good work they are doing and I want once again to inform you that my members are fully aware of the report they have copies we have even yesterday's done a meeting on this.

Deputy Speaker (Hon. Lanyasunya): Hon. Chair do not labour on that because I had already ruled that the report was tabled on 19th March for discussion so just concentrate on validity of the report and its objectivity

Hon. Chair Lands (Raisy Letura): Thank you. Mr. Speaker for the wise words you have actually put on the issue of the report being one year down the line in this house. Again the recommendations are there, the very good thing about this report is in fact the recommendations are there after every minute that is the beauty of this report. The beauty of it is after unit one you see the recommendations after unit two you will get the recommendations and this is because every issue in this report was unique by itself. Again we do not really want to be seen as committee on lands but we push for this report to the members but again this report is passing on specific areas. For example Archers the boundaries of Marsabit and Samburu County, the Milimani squatters, the Ng'iro and Ndooto squatters it is not touching on the whole county. You see the vice of this committee the vice chair of lands is Hon. Fabio Lolosoli who is also a majority leader, he was also in that particular meeting. The worry of claiming or what is issues to do about Archer's town in this report. Sanity must be also brought to our places there are some places we are very sure people are encroaching on public land and if we buy if we sit the hon. vice chair for lands who is also the MCA that this issue is passing and is not worried Mr. speaker yes we all cut across this county this report is only touching on Archer post town and not any other town. I only want to urge hon. Lesoipa sorry to see the bigger part of the simple work to see that our people are served with a lot of justice. To see that we pass the report to fasten the process by doing so we also have the powers to ask why you didn't execute, why you didn't do as per these reports and pass it to the county assembly of Samburu. Today if we ask anything we will be told the report has been there for the last one year. Let us not beg any report on these report, let us be issue by issue with the issue of reclaiming, issue of relocation there is no problem because there are really some public areas that people have encroached on.

What could we do with those areas that have been encroached on but this committee will also have to sit down and what shall we have to do to people who have to be relocated as a committee? I urge the hon. member for Suguta Marmar ward to support this adoption this particular day. Justice delay is justice denied, let us adopt this report we will also be in history to have adopted a report. This is the first report we are adopting as a house with those few remarks I hope I have touched the heart of hon. member from Suguta Marmar ward and once again I hope we adopt the report thank you Mr. Speaker sir

Deputy Speaker (Hon. Lanyasunya): Thank you hon. members without any further discussion on the motion as moved by the hon. chair for lands and urban planning, I now put the question for adoption and the approval of the report. Pursuant to standing orders number 47, I wish to move the motion that this house debates and approves the report on land housing and urban development at sensitization, workshop held on 2nd to 3rd march 2014 at Samburu game lodge. (The report was adopted motion).

Order hon. members the time being 20 minutes past 4 o'clock and there being no any other business this house stands adjourned until Thursday 16th April, 2015 at 2:30 p.m, thank you. .