

SAMBURU COUNTY ASSEMBLY



THE HANSARD

Wednesday, 18th March 2015

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

(The Speaker Samburu County Assembly (Mr. Lelegwe) in the chair)

PRAYER

STATEMENTS

The Speaker (Mr. Steve Lelegwe): Hon. Adamson Lanyasunya

MCA Loosuk (Hon. Adamson Lanyasunya): Thank you Hon. Speaker, pursuant to standing order **No. 42 clause 2, sub section c**, I hereby request for a statement from the chairperson of the Sectoral Committee on Labor, Social Justice and Legal Affairs pertaining the discrimination of Loosuk Ward by County Public Service Board since its inception. Loosuk ward has been neglected by the County Service Board In key employment areas ranging from the CECs, Chief Officers and recently shortlisted department directors major positions, the major concerns among other major positions, major concerns are witnessed whereby qualified applicants are not even shortlisted, I urge the house committee to petition the County Public Service Board, to stop completely the current recruitment to enable the process address the values on principles on equity, regional balance, gender and qualifications of candidates from wards that have been total ignored, such as Loosuk, Nyiro Ward, Elbarta among others. In light of the above the chairperson, should inquire into and report on why the board is not considering regional balance in its recruitment resulting in total discrimination of my ward. The criteria the board is putting in place to ensure that all wards are represented in the recruitment. If I could just give an example under give a stock under the major positions that have been recruited in this County, we have about 50 positions that I can remember among others that I may not. We have nine ministers and my ward members also applied and they are very qualified but they have not been taken, we also have nine chief officers, we have seven county public service board members, we have about **15** directors who have been shortlisted and we have three sub-county administrators and these are also big positions they can be equated to the former provincial administration provincial commissioners or the current Sub County Commissioners. We also have Legal Officer, we have one Chief Officer, we have head of revenue, we have head of Internal Audit among others, these are about **50** positions and my ward has not been considered. So I am just wondering what is happening with the board because our constitution entails equity, regional balance should be taken into account including also gender, so I would like the chair of this committee to make investigations and the board should be compelled to observe these principles of equity and regional balance, thank you.

Speaker (Mr. Lelegwe): Hon. Chair for Sectorial Committee on Labor, Social Welfare, Justice and Legal affairs.

Nominated MCA (Hon. Modesta Lalaikipiani): Thank you Mr. Speaker It is very true that it is a major concern to many people in Samburu County that the County Public Service Board is not following (*inaudible...*)

The Speaker (Mr. Lelegwe): Continue the hon. Chair for sectorial committee for labor

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Nominated MCA (Hon. Modesta Lalaikipiani): or considering principles of Equity, Gender balance and qualification on labour laws employment act should also be followed, for example out of **87** shortlisted candidates for directors on various county departments, only three ladies have been shortlisted which is very unfair intimidating and discouraging to the women of the County at large. At least they should give women the chance or consider them to shortlist **20** or more positions, I request until **Thursday** next week for full report, Thank you.

The Speaker (Mr. Lelegwe): Thank you Hon. Members, I therefor give the chair of Labour, Social Welfare, Justice and Legal Affairs up to Thursday next week to report on the statement sort by hon. Adamson Lanyasunya, MCA Loosuk Ward, thank you. Hon. Members, tentative response for statements for **Wednesday March 18th 2015**s is notified that pursuant to **Standing Order 42, sub section 2, part c** the Speaker has approved the following tentative responses statement for **Wednesday March 18th 2015**. (I). Response to statement number **011/15** from the chairperson of Environment and Natural Resources concerning lack of public dumping site in Kisima town. The statement was sought by hon. Member for Lodokejek Ward, hon. Jeiras Leshoomo. I now call upon the Chair for the Sectorial Committee for Natural Resources to table the response. The hon. Chair for Natural Resources, hon. Fabian Lolosoli.

Majority party leader, (Hon Lolosoli): Thank you hon. Speaker, the chair for Natural Resources, Environment Natural Resources doesn't seem to be in the house and I request that we be give him up to tomorrow afternoon if the chairperson will be around for him or her to respond to the statement. Thank you.

The Speaker (Mr. Lelegwe): Thank you hon. Lolosoli, the chair therefore directs that the statement that was supposed to be responded to this **Wednesday at 2:30 pm**, be responded to tomorrow the **19th day of March 2015, at 2:30 pm**, Thank you.

Minority party leader, (Hon. Leakono): Point of information

The Speaker (Mr. Lelegwe): What is the point of information hon. Leakono?

Minority party leader, (Hon. Leakono): Hon. Speaker Sir, I think the hon. Chair might not be around tomorrow, I think they are in Nairobi for PIC and PAC meeting.

The Speaker (Mr. Lelegwe): Thank you hon. Leakono you do not need to anticipate debate and therefore the statement will be responded to tomorrow at 2:30 pm, Thank you. Next order

(The Samburu County Agricultural Service Bill 2014, Assembly bill number 1 of 2015, Committee of the Whole House)

Speaker (Mr. Lelegwe): I now call upon the chair of the committee of the whole house to report.

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Hon. Lanyasunya (chair for the whole house): Thank you, hon. Speaker, it is my privilege on behalf of the committee of the whole house to report to the house that the committee of the whole house deliberated in length and they considered the County Agricultural Services bill number one of 2014 and approved it with the following amendments which I would read;

- There was an amendment as proposed by hon. Jairus Leshoomo MCA Lodokejek ward on clause 16(2) that ward sub-county administrator to be deleted and replaced with director of agriculture. So as to read “the director of agriculture shall mobilise and support farmers associations and oversee the delivery of agricultural machinery services”
- Amendment number two was on clause 16 sub-clause (3). The ward administrator be deleted and replaced with Agricultural Machinery Committee and so as to read” conflicts arising out of the agricultural machinery services shall be resolved through alternative dispute resolution mechanisms initiated by agricultural machinery committee under presence of the director
- Amendment number three which was approved was on clause 14 sub-clauses (2) sub-section B, the County Executive Member to be deleted and replaced with community so as to read “any other number of members as the community may appoint “ thank you, hon. speaker.

Thank, you hon. speaker, I beg that the County Assembly do agree with the committee on the said report on the Agricultural Machinery Service bill 2014 with amendments. Thank you.

Speaker (Steve Lelegwe): Thank you hon. Members. I now propose the question that the house agree with the committee on the said report with amendments

Hon. Lanyasunya: Thank you, hon, Speaker, I want just to put my support on the Samburu County Agricultural Machinery Services bill 2014 bill number 1 of 2014 that the committee of the whole house did go through every clause subsequent subsections and we understood the bill and we deliberated and we made the necessary amendments and approve it. I just urge the house to pass the bill since this bill is overdue for quite some time and so that we can engage the house into other businesses thank you.

Specially Elected (Hon. Osman Dube): Ahsante sana Mr. Speaker niko na furaha kidogo kwa sababu bill (mswada) mingi imepita lakini mambo ya disable (walemafu) hakuna, pongesi chair na member wake ahsante sana.

MCA Lodokejek (Hon. Leshoomo): Thank you, Hon. Speaker. I also stand to support the bill we read the bill and we understand the objectives of the bill is to accelerate the growth and development of agriculture in general, enhance productivity, improve food security and incomes for farmers. In the last year alone we have seen the purchase of machinery to this county Mr. Speaker and we have also seen the increase on acreage on the farms but due to the failed rainfalls we did not get much produce. Our farmers hope when we get enough rainfall and we have seen

the increase, we have seen the work of the machinery, I think we could be able to be food secured and be able to supply this county with enough food. I also want to point out some issues Mr. Speaker, the bill was long overdue, we have seen the machinery in the field for almost all year and half and I have seen challenges all over, with the tractors we could not be able to pin-point the challenges on the ground because of pending bill. I want to appreciate the members who had supported the bill and I encourage them to notify our communities on where the tractors are. I want to urge the chair and the committee on Agriculture to operationalize the use of machinery on the ground. I come from an area where we really rely on agricultural food that we plant in the area. And as we see the distribution of tractors should really be based on the areas needs and where there are more farmers on the ground. I don't think if it is really necessary for us to purchase machinery worth millions of shillings and take to any areas where there are no enough agricultural activities in the area. I think we should device a system whereby we give machinery where there is need and where you can be justifiable where the machineries are. I really thank the sector on agriculture, they have purchased enough seeds in this season and I think it will help the farmers during this planting season, thank you, Mr. Speaker sir.

MCA Loosuk (Hon. Lanyasunya): Thank you, hon. Speaker for giving me this chance again, and now that the bill is on the frontline to be discussed, I also urge the chair to make the follow up so that as indicated by the bill policies should be established to be able to manage the operations of the sector because this will minimize the aspect of corruption among the farmers' association committee and also conflicts arising from the same. This also enhance expandability of these tractors because and I must also congratulate the executive by allowing also the context of this bill to be appropriate in the community line and also agreeing on the committee to own and manage the system, thank you.

Speaker: Thank you hon. members there being no any other contributions from you, I therefore put the question that this house do agree with the committee of the whole house in the said report with regard to Samburu Agricultural Machinery Services bill 2014 with amendments. The house approve the report of the Samburu County agricultural Machinery services bill 2014 with amendments.

Hon. Letiktik (Chair for Agriculture): Thank you hon. Speaker, pursuant to standing order 132(2) I beg to move that the Samburu Agricultural Machinery Services bill 2014 be read the third time.

(The Samburu county agricultural machinery services 2014 assembly bill number 1 of 2014 was read a third time)

Speaker (Mr. Lelegwe): Thank you, hon. members I now put the question that Samburu Agricultural Machinery Services bill 2014 bill number be now read for the third time, it is before I put the question that the members will forward their contributions, if there are any contributions

MCA Ngiro (Hon. Lemoosa): Thank you Mr. Speaker for giving me this chance to ventilate on this particular bill on agriculture and machinery services. As we all know our county except from rains failure the county has potential actually for cultivation and food production most of the county actually but because of lack of machinery this has actually put the county to be perceived as a barren county as such. Now that we have got this particular bill on machinery and services and I also like to thank the sectorial chair and the executive for actually buying so many machines and availing to the farmers and empowering the farmers set up committees to run the everyday duties of maintenances and maintaining these machines. Mr. speaker sir because rains cannot fail forever, soon we are going to see the fruits of this particular investment which is noble and I want to believe that and urge the chair that may be more of the machines are required because the county is verse and many areas are variable, because what I want to believe in every part of this county actually has a potential to produce some form of food safe from rains because the soils in this county. If you go round the whole county east, central and north the soils actually are fertile .is only the availability of enough water, may be to pursue irrigation or enough ample rains to cause germination and may be planting. So what I want to say Mr. Speaker, the committee and the executive from the few machineries that we have seen I don't think if there is an area given without deserving. We want to encourage also those in the lowlands to take agriculture as a subsistence or alternative livelihood that can also be encouraged because we are seeing these livestock causing death and a lot of disharmony between communities. May be if we could start practicing alternative livelihoods, we can save live we can also improve the livelihood of our people and as such therefore it is good for the committee and the executive to think of ways and methods of encouraging the lowlands to take agriculture as an alternative livelihood and as such therefore this is a noble undertaking. Lastly, to me it is so encouraging that the house is coming into dawn and approving many bills unlike before because actually this bill is a plus to the house because a core function of this house is actually to make and pass bills. So, I am very happy that members of this house have taken initiative, taken their time actually, among so busy schedules and took time to ensure that the bill has passed, thank you, speaker.

MCA Lodokejek (Hon. Leshoomo):thank you, hon. Speaker, I also like to thank the hon. members for passing this bill with little amendments and I only want to urge the executive to take lead and ensure that we have a complete data on all the areas that we will do agriculture to enable us how many hectares of land can we plough per area to enable us to do planning .for example when we were buying seeds ,we were buying seeds on the grounds and we don't know even how many hectares are we targeting also as we pass this bill, this bill will enable us to oversee some of the activities that are being done in our commercial in particular, when we are purchasing seeds, we are distributing seeds in areas or in justifications that are not proper, we don't have encourage figure on the piece of land that we are going to plough per area, thank you, Mr. Speaker.

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Speaker (Mr. Lelegwe): Thank you hon. members I now put the question that the bill the Samburu Agricultural Machinery services bill number 1 of 2014 is now read for the third time

(The Samburu County Agricultural machinery bill 2014 assembly bill number 1 of 2014 was read for the third time)

Speaker (Mr. Lelegwe): I now put the question that the Samburu County Agricultural machinery Services 2014, an act of Samburu County Assembly to establish Agricultural Services and to provide for the institutional frame work and for the regulation of the same and for connected incidental services.

(The Samburu County Agricultural Machinery services bill of 2014 was passed with amendments).

Speaker (Mr. Lelegwe): Thank you. hon. Members, there being no any other business the time being 20th twenty minutes past five o'clock and there being no any other business I simply stand adjourn till Thursday 9th march 2015 at 2:30pm.