

COUNTY ASSEMBLY OF SAMBURU



THE HANSARD

Tuesday, 18th February, 2020

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

The Deputy Speaker, County Assembly of Samburu, (Hon. Jonathan Lemoosa) in the Chair

PRAYER

PROCEDURAL MOTION.

The Deputy Speaker, (Hon. Jonathan Lemoosa): The Hon. Majority Leader

The Majority Leader, (Hon. Christopher Lentukunye): Thank you Mr. Speaker. I rise to move the Motion **THAT**, notwithstanding the provisions of Standing Order 98(4), this House orders that each speech in Debate on Bills sponsored by a Committee, the Leader of the Majority party or the Leader of the Minority party be limited as follows:

A maximum of forty-five (45) minutes for the Mover in moving and fifteen (15) minutes in replying and a maximum of thirty (30) minutes for the Chairperson of the relevant Committee that is if the Bill is not sponsored by the relevant Committee and maximum of ten(10) minutes for any other Member speaking except the Leader of the Majority party and the Leader of the Minority party who shall be limited to a maximum of fifteen (15) minutes each if the Bill is not sponsored by either of them, and that priority in speaking be accorded to the Leader of the Majority party, the Leader of the Minority party and the Chairperson of the relevant Departmental Committee in that order.

Mr. Speaker I call upon Hon. Kiragu to second the Motion.

(Hon. Fred Kiragu bows to second the Motion)

The Deputy Speaker, (Hon. Jonathan Lemoosa): Hon. Members, I now propose the question **THAT**, notwithstanding the provisions of Standing Order 98(4), this House orders that each speech in Debate on Bills sponsored by a Committee, the Leader of the Majority party or the Leader of the Minority party be limited as follows: -

A maximum of forty-five (45) minutes for the Mover in moving and fifteen (15) minutes in replying and a maximum of thirty (30) minutes for the Chairperson of the relevant Committee that is if the Bill is not sponsored by the relevant Committee and maximum of ten(10) minutes for any other Member speaking except the Leader of the Majority party and the Leader of the Minority party who shall be limited to a maximum of fifteen (15) minutes each if the Bill is not sponsored by either of them, and that priority in speaking be accorded to the Leader of the

Majority party, the Leader of the Minority party and the Chairperson of the relevant Departmental Committee in that order.

Yes Hon. Lorunyei.

MCA Nachola Ward, (Hon. Lawrence Lorunyei): Mr. Speaker I support the Motion because it gives us the sequence of how to speak and makes everything formal where everybody knows how long one can speak, thus it saves time and makes everyone efficient and of good performance, thank you Mr. Speaker.

MCA Ang'ata Nanyekie Ward, (Hon. Paul Leshimpiro): Thank you Hon. Speaker. I rise to support the Motion. Forty-five (45) minutes is enough for a Mover of the Motion to provide any necessary information that he or she feels is necessary or to contribute to that Motion it is efficient. However, most of the times we find ourselves unable to take that long time since it may consume a lot of time and the availability of the information that one needs to put across.

I find that this time to be long, but since it is the maximum time limit and the Order does not say that is an offence if you take less than that. I therefore support the Motion because it is a good one and it will give opportunity to all Members to contribute in the event they have a lot to say as a House, thank you Hon. Speaker.

The Deputy Speaker, (Hon. Jonathan Lemoosa): Thank you Hon. Leshimpiro. You did put it very well that it does not mean that you have to speak for the forty-five minutes but rather within that time limit, so I think it is a good direction. Mweheshimiwa Dube.

Specially Elected MCA, (Hon. Osman Dube): Asante sana Mheshimiwa Spika. Naunga mkono kwamba ni sawa Mover kuongea kwa dakika arubaini na tano, kiongozi wa wengi na kiongozi wa wachache.

Mheshimiwa Spika ni vyema vile National Assembly hufanya kwamba mtu akiongea sana anakatizwa, mweheshimiwa Spika tunataka mashini kama hiyo, asante.

The Deputy Speaker, (Hon. Jonathan Lemoosa): Asante sana Mweheshimiwa Dube. Nafikiri ni vyema kuchukua pendekezo hilo kuwa kuwe na hali ambapo Spika yukona uwezo mkubwa hasa kwa wale ambao wanazungumza kama alivyopendekeza Mweheshimiwa Dube. Hon. Rosaline.

Specially Elected MCA, (Hon. Rosaline Lesaibile): Thank you Mr. Speaker. I also rise to support the Motion since this will act as a guide to most of us who are still familiarizing ourselves with debates, thank you Mr. Speaker.

The Deputy Speaker, (Hon. Jonathan Lemoosa): Thank you *Mheshimiwa* Roseline. And I have indulged in this, and silence means Members are in agreement. Hon. Members allow now me to put the question, **THAT**, notwithstanding the provisions of Standing Order 98(4), this House orders that, each speech in a debate on Bills sponsored by a Committee, the Leader of the Majority Party or the Leader of the Minority Party be limited as follows: - A maximum of forty-five minutes for the Mover, in moving and fifteen minutes in replying, a maximum of thirty minutes for the Chairperson of the relevant Committee (if the Bill is not sponsored by the relevant Committee), and a maximum of ten minutes for any other Member speaking, except the Leader of the Majority Party and the Leader of the Minority Party, who shall be limited to a maximum of fifteen minutes each (if the Bill is not sponsored by either of them); and that priority in speaking be accorded to the Leader of the Majority Party, the Leader of the Minority Party and the Chairperson of the relevant Departmental Committee, in that order.

(Question put and the motion passed)

The Deputy Speaker, (Hon. Jonathan Lemoosa): The Hon. Majority Leader.

Leader of Majority, (Hon. Christopher Lentukunye): Thank you Mr. Speaker once again. Mr. Speaker, I stand to move a procedural motion, **THAT**, notwithstanding the provisions of Standing Order 98(4), this House orders that, each speech in a debate on Bills not sponsored by a Committee, the Leader of the Majority Party or the Leader of the Minority Party be limited as follows: - A maximum of three hours and thirty minutes, with not more than thirty minutes for the Mover, in moving and ten minutes in replying, a maximum of thirty minutes for the Chairperson of the relevant Committee and a maximum of ten minutes for any other Member

speaking, except the Leader of the Majority Party and the Leader of the Minority Party, who shall be limited to a maximum of fifteen minutes each; and that priority in speaking be accorded to the Leader of the Majority Party, the Leader of the Minority Party and the Chairperson of the relevant Departmental Committee, in that order. Thank you Mr. Speaker.

The Deputy Speaker, (Hon. Jonathan Lemoosa): Thank you the Hon. Majority Leader. Can we have a seconder?

Leader of Majority, (Hon. Christopher Lentukunye): Thank you for reminding me Hon. Speaker, I call Hon. Leshipayo to second the Motion.

(Hon. Joseph Leshipayo bows in seconding the motion)

The Deputy Speaker, (Hon. Jonathan Lemoosa): Thank you. Before we proceed the Hon. Majority Leader is hesitant to and it is true, we need some clarifications from the clerks if the three hours are in order. *(The Deputy Speaker consults the clerk)*. Yes, thank you so much. Hon. Members understand it is in order because it is the three Bills number 8, 9 and 10. Actually it takes three hours but it shall be subdivided ... *(interruption by the clerk assistant on the table, the Deputy Speaker consults the clerk)* ... sorry I am guided on this; that of course the Procedural motion limitation, that is order number 9, the private Members' Bills takes the three and half hours, the whole of it. The Mover, the indulgence of the Members, the whole of it. So I think it is in order.

(The question was proposed)

(Silence as there is no contribution from the Members)

The Deputy Speaker, (Hon. Jonathan Lemoosa): Hon. Members are silent, I don't know whether because this is just the same, that of course a private Members' Bills takes the three and half hours and now just like before. It also has some sequence and order on how the Majority Leader, the Minority Leader and the other Members will react, just like what has been said before. So Hon. Lawrence Lorunyei please guide us on this.

MCA Nachola Ward, (Hon. Lawrence Lorunyei): Thank you Mr. Speaker. If I can refer to the County Assembly of Samburu new Standing Order 98(4) and I read, “*No Member may speak in debate of Bills, Sessional Papers, Motions or Report of Committee for more than 20 minutes without the leave of the Speaker. But the Leader of the Majority Party and the Leader of the Minority Party may each speak for a maximum of 60 minutes*”. And now Mr. Speaker, according to the Procedural motion on Individual Members’ Bills, it is not clear. Because they would have said that the Individual Bills maximum time to be divided is three hours and thirty minutes, and there the time for the Leader of Majority and the time for the Leader of Minority be specified. So it is not clear Mr. Speaker sir, I look for your guidance.

The Deputy Speaker, (Hon. Jonathan Lemoosa): Yes, thank you so much the Hon. Lawrence. Actually, you are right. But if you see our Procedural Motion ...

MCA Nachola ward, (Hon. Lawrence Lorunyei): That is why I say that for it to be effective and things to be in order, there should be a “digital machine” so that everybody knows his/her timing.

The Deputy Speaker, (Hon. Jonathan Lemoosa): Thank you, before I give Hon. Osman Dube on that, Hon. Lawrence is bringing forth a very important point. For instance, right in front of me, we have a clock watch but that is not enough; our clerks need to have the stop watches such that they are able to time as one contributes to the motion as per the set timelines. Nevertheless, it is very important for the House Leadership to make sure that we have control and this can also be observed. I think our Assistant Clerks will put this down and have it records and present it to the management. It is a good observation because we three different types of motions and each has its own way of timing. For example, procedural no. 8: A Debate on Bills sponsored by parties or Committees has its own way that we have approved. Secondly, procedural no. 9: A Debate on Individual Members Bills- it also has an approved way of controlling it. Procedural no. 10 is now a Motion including Special Motions. All this is aimed at streamlining and managing time. It is also meant to give more members opportunity to speak because may be one person can have more time than others. Hon. Dube.

Specially Elected MCA, (Hon. Osman Dube): Asante sana Mheshimiwa speaker, ninaunga mkono number 10. Mheshimiwa speaker wakati sasa inasemekana digital na analogue. Ile kartasi ni kama analogue, Mheshimiwa speaker tunataka mashini ili kwamba mheshimiwa fulani akiongea, akifinya anaonekana sio wewe natafuta na macho nani natoa mkono juu. Mheshimiwa speaker tunataka, kama National Assembly mambo yao iko juu kwa mfano mheshimiwa speaker nawezakuwa nakosana na speaker, wakati mimi naongea speaker akasema ‘Order’ sasa nasema amenionea. Mheshimiwa speaker tufanye vile tu mashini ikifika 10 minutes afinywe tu mtu aseme wakati yako ameisha. Asante sana.

The Deputy Speaker, (Hon. Jonathan Lemoosa): Asante sana Mheshimiwa Dube, tunapaswa kujipa hongera kwa sababu bunge la kitaifa limekuwa huko zaidi tangu mwaka 1963 mpaka leo lakini unaona sisi tumeanzia tu hapa tuseme sasa tunaelekea mwaka wa saba. Yale ambayo mheshimiwa amesema ni ya muhimu sana. Mheshimiwa Lorunyei vile vile amesema tunahitaji kwamba yale ambayo tunapitiza hapa itekelezwe kwa sababu sisi ni kama mfano bora ya utekelezaji wa amri ama Sheria na hayo ni muhimu. Naona bado unasumbuka mahali mheshimiwa Dube.

Specially Elected MCA, (Hon. Osman Dube): Mheshimiwa Speaker ni kweli sisi tuko tamu ya pili tu. Tukihama kwa hii nyumba ikimalizwa tunahitaji kwa mfano ukienda mkutano sisi kama disabilities saa ngine watu disability iko wengine shida ya akili mtu akioongea mpaka nyamazishwe na mkono. Samburu County Mheshimiwa Speaker Assembly ya kwanza na hii iko watu wakiongea kiasi tu naongea lakini akikuwa mwaka ishirini nakuja hawezikosana mmoja iko akiongea kupiga na mkono nyamaza. Ni mzuri wakati mtu naongea labda naongea mbaya nawezafnyia spika.

The Deputy Speaker, (Hon. Jonathan Lemoosa): Asante sana, hilo ni pendekezo muhimu sana ambayo italeta taratibu na sheria kwa nyuma pia. Ningependa kusikiza leo sauti ya Mheshimiwa Fred Kiragu.

MCA Maralal Ward, (Hon. Fred Kiragu): Thank you very much Mr. Speaker, I had given my colleagues Hon. Lorunyei and Hon. Dube and the rest to contribute because for me, I thought it

will be known that I am supporting it. Silence means acceptance but all in all I would like to say that these are good motions and especially this one, I support it because we live in an age of limits. We cannot allow anything to go on and on forever. So this is a good move that will be able to control us but like Hon. Dube has said it is good we have a digital machine or a system that can time. In fact the whole clocks in the Chambers, I am surprised they are working today because most of the times they don't work. You would be here at 2:30 and they are showing 7:30, so, we need a system that everybody will be fairly treated. Otherwise Mr. Speaker, this is a good move and it is within the age we are living in now and therefore I wish to support, thank you Mr. Speaker.

The Deputy Speaker, (Hon. Jonathan Lemoosa): Thank you Hon. Fred, surely we want to live the age and show example. I call upon Hon. Kalapata for an insight.

Specially Elected MCA, (Hon. Josephine Kalapata): Thank you Mr. Speaker Sir, I rise to support the motion because time can only be maintained by having a programme and can only be observed using the plan put. As Hon. Members, those who talked before me said it is good we have 'something' to time ourselves so that we cannot just put in paper and then we don't follow. Thank you Mr. Speaker Sir.

The Deputy Speaker, (Hon. Jonathan Lemoosa): Thank you Hon. Kalapata. Hon. Members, the whole House is in agreement. Allow me to put a Question that, notwithstanding the provisions of Standing Order no. 98 (iv), this House orders that each speech in a Debate on any Motion including a special motion be limited in the following manner- a maximum of three hours with not more than 20 minutes for the mover and 10 minutes for each other member speaking except the Leader of Majority and the Leader of Minority Party who shall be limited to a minimum of 15 minutes each and 10 minutes before the expiry of the time the, Mover shall be called upon to reply and that priority in speaking be accorded to the Leader of Majority Party and the Leader of Minority Party and the Chairperson of the relevant Departmental Committee in that order.

(The Question put and the motion passed)

The Deputy Speaker, (Hon. Jonathan Lemoosa): Hon. Members, the time being 9 minutes to four O'clock and there being no other business, this Assembly now adjourns till Wednesday of 19TH February, 2020 at 9:00am. Thank you.