

COUNTY ASSEMBLY OF SAMBURU



THE HANSARD

Tuesday, 10th March, 2020

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

The Speaker, County Assembly of Samburu, (Mr. Lempere Solomon) in the Chair

PRAYER

PAPERS

The Speaker, (Mr. Solomon Lempere): We were to have a paper today; the CAF (County Assemblies' Forum) manual.

NOTICES OF MOTION

Specially Elected MCA, (Hon. Elizabeth Kalapata): Thank you Hon. Speaker. I stand to give a notice of a Motion;

THAT solid waste management remains a major challenge in all the 47 Counties in the Country.

COGNISANT that over the years, most local authorities did not preauthorize the establishment of proper waste management system and hence the County Governments have inherited this state of affairs. This has led to poor waste management situation across the Country.

AWARE that all human activities generate waste which requires to be properly managed to protect human health and environment while enhancing authentic concern that poor solid waste management within the urban settlement, particularly cities and municipalities proliferation of the diseases and environmental degradation and ultimate impact on livelihood and improper management of waste poses a threat to climate change and eventually in the achievement of sustainable development.

FURTHER AWARE that Article 42 of the Constitution of Kenya provides that every person has a right to a clean and a healthy environment which includes the right:

- (a) To have the environment protected for the benefit of present and further generation through legislative and other measures particularly those contemplated in Article 69.

NOTING that part two of both schedules in the Constitution of Kenya also explicitly provides that the County Government shall be responsible for reviews, removals and dump solid waste disposal.

COGNISANT that Kenya vision 2030 recognizes the need for efficient and sustainable waste management system to be established as the Country develops into a newly industrialized state by 2030. Acknowledge that solid waste management is a collective responsibility that requires all the generations to ensure that the environment is free from health risks.

CONCERNED that residential buildings and estates in the County and especially in all urban centers in Samburu County do not have designed waste collection and holding areas of dumpsite; For that matter, this Assembly Urges the County Executive to ensure that minimum requirement for solid waste management as developed by NEMA (National Environment Management Authority) are implemented. This includes waste collection, waste transportation and waste disposal sites.

Therefore, the County Executive should establish proper dumpsites in all urban centers across the County. Further, this Assembly urges the County Executive to ensure that all building plans with more than one storage to incorporate solid waste management charts in their architectural plans and build one storage to incorporate a designated solid waste holding area for temporary collection henceforth.

Thank you Hon. Speaker.

QUESTION AND STATEMENTS

The Speaker, (Mr. Lempere Solomon): There is a request for statements, Hon. Kiragu.

MCA Maralal Ward, (Hon. Fred Kiragu): Thank you very much Mr. Speaker Sir. Hon. Speaker pursuant to Standing Order No. 43 (2c) I hereby request for a statement from the Leader of Majority regarding the locusts menace in the county. Hon. Speaker, of late there has been an outcry in this country and particularly in Samburu County because we have a disaster in the name of locusts. There is no more urgent issue at the moment in the Department of Agriculture, Livestock and Fisheries than the invasion of locusts. In fact, when you talk about County's interest, this is the most urgent business that must concern all of us.

The locusts are clearing the vegetation that is meant for livestock. They are clearing forests. Hon. Speaker the desert locusts are considered as one of the most dangerous of flying pests by the Food and Agriculture Organization (FAO) of the United Nations. And the current invasion remained extremely serious because the locusts seem to be invading more areas each passing day, and that the devastation vested on the vegetation thereby was so intense as it was estimated that a small swarm covering one square kilometer could eat the same amount of food in one day as 35,000 people, making it a great risk to food security and social stability both at the county and the areas under invasion.

Hon. Speaker, I call upon the County Government to act fast and mobilize the required resources to scale up control and preventive measures including the formation of a County taskforce to control and manage the situation. Agriculture is a devolved function, so it is squarely a matter of this House. It is important that the Leader of Majority enquires and report on;

1. The progress that the County Disaster and Special Programs is taking in dealing with locusts' issue.
2. Mitigation measures that the County government is or has already put in place in ensuring the locust's invasion is dealt with.

I thank you Hon. Speaker.

The Speaker, (Mr. Lempere Solomon): Deputy Leader of Majority, when do you intend to have that statement ready?

The Deputy Leader of the Majority, (Hon. Elizabeth Kalapata): Thank you Hon. Speaker. It is true that the manner in which the locusts' invasion in Samburu County is not well handled. Therefore, I request we be given two weeks from now we report back to the House.

The Speaker, (Mr. Lempere Solomon): What if the locusts finish up everything by the... (*Loud laughter from Members*) Can you have a report by Tuesday next week?

The Deputy Leader of the Majority, (Hon. Elizabeth Kalapata): Agreed Hon. Speaker.

The Speaker, (Mr. Lempere Solomon): Report to this House on 17th March, 2020 at 2: 30 PM.

The Deputy Leader of the Majority, (Hon. Elizabeth Kalapata): Thank you.

The Speaker, (Mr. Lempere Solomon): There is also another statement, Hon. Leparsayia.

MCA Baawa Ward, (Hon. Nicholas Leparsayia): Thank you Hon. Speaker. Hon. Speaker pursuant to Standing Order No. 43 (2c) I hereby request for a statement from the Chairperson of the Committee on Lands in regards to how the Department of Lands intends to sort out boundary issues between specific group ranches bordering the Kirisia forest namely Opiroi group ranch, Noonkeek group ranch and Angata nanyokie group ranch.

Hon. Speaker, pursuant to the Lands Adjudication Act, Cap 284 the Lands Adjudication Officer for Samburu district established an adjudication section in Opiroi location namely Opiroi section on 19th July 1982 which is currently Opiroi group ranch in letter **Ref: LA/LRD/16/95/2137** which was copied to the relevant authorities. The letter clearly spells out the areas and points indicating the boundaries of the group ranch.

Hon. Speaker, the Kenya Forest Service is contemplating evicting residents of Opiroi group ranch claiming that the Kirisia forest boundary extends about 20 kilometres into the ranch. This has led to a boundary dispute between the group ranch owners and the forest officers. I would like to seek clarity on the above issue before the situation escalates and the residents are forcefully evicted. As you are aware of the insecurity situation in Samburu North, our people cannot afford to be moved to areas where insecurity is rampant and loss of lives and properties is a daily occurring issue.

Hon. Speaker, in view of these the Chairperson should enquire into and report on;

1. Whether the affected group ranches were beaconed and identify where the bacons were placed.

2. Whether there are efforts or measures made by the County government of Samburu in trying to settle the boundary disputes between the said group ranches and the Kenya Forest Service.

Thank you Hon. Speaker.

The Speaker, (Mr. Lempere Solomon): Lands, any Member from the Lands Committee, I am not seeing ... Hon. Elizabeth

Member of Committee on Lands, (Hon. Elizabeth Kalapata): Thank you Hon. Speaker. I request we give the response on Thursday next week.

The Speaker, (Mr. Lempere Solomon): Okay, Hon. Members the statement will be responded on 19th March 2020 at 2:30 PM.

ADJOURNMENT OF THE ASSEMBLY

The Speaker, (Mr. Lempere Solomon): Hon. Members, the time being 17 minutes to 4 o'clock and there being no other business this Assembly now adjourns until Wednesday March, 11th 2020 at 9:00 AM