

**COUNTY ASSEMBLY OF SAMBURU**



**THE HANSARD**

**Wednesday, 23<sup>rd</sup> June, 2021**

**The Assembly met at the County Assembly Chambers at 2.30 pm**

*The Speaker, (Mr. Solomon Lempere) in the Chair*

**PRAYER**

## **PETITIONS**

**Temporary Speaker,** (Hon. Doris Lenkirasi): Hon. Members we received a petition from the Kirisia Forest Community Forest Association (CFA). It is a petition of Samburu on matters raised in the FY 2021 County Fiscal Strategic Paper -Water, Environment, Natural Resources and Energy sector.

“We the undersigned citizens of the Republic of Kenya, tax payers, members of community forest association and residents of Samburu County draw the attention of the County Assembly to the following:

**1. Charcoal burning.**

1.1.THAT, there has been rampant destruction of forest through charcoal burning that requires enforcement of the National Forest Conservation and Management Act.

1.2.THAT, the Community lacks alternative sources of livelihood resulting in their involvement in charcoal burning.

1.3.THAT, public sensitization exercise needs to be enhanced to create public awareness on the dangers and effects of charcoal burning.

**2. Overgrazing.**

THAT, there has been overgrazing on pasture lands that calls for capacity building to grazing user groups.

**3. Sand harvesting.**

THAT, there has been no clear policies and procedures on sand harvesting exercises in Samburu County.

**4. Human-wildlife Animal conflicts.**

THAT, there has been an increased lack of public awareness for compensation and proper reporting procedure for survivors of human-wildlife animal conflicts.

**5. Illegal Cider poles chopping.**

THAT, there has been inadequate safe spaces and camps for CFA forest scouts to guard against increased cider poles chopping.

**6. Forest fires as a result of honey harvesting.**

THAT there have been rampant incidents of fires as a result of rudimentary honey harvesting technologies.

7. THAT, we have made the best efforts to have these matters addressed by the relevant authorities all of which have failed to give us a satisfactory response.
8. THAT, none of these issues raised in this petition is pending in any other court of law, constitutional or any other legal body.

WHEREFORE, we your humble petitioners pray:

1. THAT, the County Assembly of Samburu consider revising the Medium-Term Expenditure Framework (MTEF) environment sector ceilings 2021/2022 on page 56 of the draft County Fiscal Strategy Paper.

The revision will increase local revenue from the environment sector significantly as contained in the local revenue analysis by Department; table 2 page 52 refers, Department ceilings and criteria for resource allocations (table 7 page 105 refers).

2. THAT the County Government of Samburu initiates the process of domesticating the Kenya Forest Conservation and Management Act to Samburu County Forest Conservation and Management Bill and policy to:
  - 2.1) Recognize and employ voluntary scouts and informers from CFAs.
  - 2.2) To collaborate with CFAs to manage community forest under Article 63 (3) chapter 5 of the Constitution of Kenya.
  - 2.3) To promote high value fortress for farmers in the village to mitigate against charcoal burning.
  - 2.4) To enhance law enforcement to perpetrators of charcoal burning.
  - 2.5) To capacity building grazing user groups on effects of overgrazing in pasture lands.
  - 2.6) To enhance public sensitization and awareness of sand harvesting.
  - 2.7) To establish a sand harvesting policy to provide sustainable exploitation of sand resource.

- 2.8) To facilitate formation of sand harvesting user groups under CFAs.
- 2.9) To promote public awareness and sensitization on proper reporting procedures for human-wildlife animal conflict survivors.
- 2.10) To jointly with jointly with key stakeholders to create adequate safe spaces and camps for CFA forest scouts and volunteers to guard against increases cedar poles chopping.
- 2.11) To expose honey harvesters to new and modern honey harvesting technologies that promotes forest conservation and improve livelihood through empowered world view approaches.

Dated 22<sup>nd</sup> June, 2021.

I therefore now commit this petition to the Committee on Water, Environment and Natural Resources and to bring a report within sixty (60) days.

### **MOTION**

**Temporary Speaker**, (Hon. Doris Lenkirasi): Hon. Leshimpiro.

**MCA Angatta Nanyekie**, (Hon. Paul Leshimpiro): Thank you Madam Speaker. I beg to move the following Motion: THAT this House debates and approves the report of the Committee on Medical Services, Public Health and Sanitation on the Samburu County Community Health Service Bill, 2021. I call upon Hon. Josphine to second.

*(Hon. Josphine Lesilampa bows to second the Motion)*

**Chair, Committee on Medical Service, Public Health and Sanitation** (Hon. Paul Leshimpiro): Yes Madam Speaker, I am Pleased to present and table the report On the County's Health Status to the County Assembly of Samburu by the Committee on Medical service, Public health and sanitation with respective recommendations.

Madam Speaker, the committee on Medical services public ,Health, and Sanitation according to County Assembly of Samburu Standing order 190 shall be to investigate, inquire into, and report on all matters relating to county health services and including in particular county health

facilities and pharmacies, ambulances services, promotion of primary healthcare, licensing and control of undertaking that sell food to the public, veterinary services(excluding regulation of profession),cemeteries funeral parlors and crematoria.

Madam Speaker, the Committee thanks the Offices of the Speaker and the Clerk of the County Assembly of Samburu for the support extended to it in the conduct of the its mandates. The Committee also thanks in particularly the members of the Assembly who actively participated in the development of this report especially the Committee Members of Health, Medical Services and Sanitation, Health department team lead by the Chief Officer, Mr. Sam Nakope by then, I understand there is a new one by now. Mr. Stephen Lekupe C.E.C, Ms. Dorcus Lekisanyal (C.E.C Finance) by then technical team from department much thanks goes also to the partners UNICEF team lead by

1. Mr. Rotuno Kipsang: Lead Lodwa Zone
2. Ms. Stella Kogo
3. Mr. Stanley Akine

For the past ten years, UNICEF has been working in Samburu County and during this time its commitment in improving the health of mothers and babies and support the young adults as they enter the world of work.

Madam Speaker, I truly thank the UNICEF for their endless support to the health fraternity in Samburu County. The main key areas of UNICEF are nutrition, education out of school, ECD (Early Childhood Development) and child protection.

The, Committee Membership comprises of the;

1. Hon. Paul Leshimpiro – Chairperson
2. Hon. Antonella Lobura – v/Chairperson
3. Hon. Zamzam Ismail – member
4. Hon. Raisy Letura – member
5. Hon. Fred kiragu – member
6. Hon. Josephine Lesilampa– member

7. Hon. Osman Dube - member

Madam Speaker, it is my pleasant duty, pursuant to the County Assembly of Samburu Standing Order 126 to present a report of the Committee on Medical service, public health and Sanitation for consideration by the House.

Madam Speaker, the Committee had several visits to the various villages and the Committee invite the head of the department to take them through the overview of the health department with our stakeholders to brief members on level of service delivery, and challenges affecting the health sector.

Every person has the right to have access to health care services, including reproductive health care. No person may be refused emergency treatment.

In relation to health care services, this means that government must:

Respect the right of access to health care services by not unfairly or unreasonably getting in the way of people accessing existing health care services, whether in the public or private sector.

Protect the right by developing and implementing a comprehensive legal framework to stop people who get in the way of the existing access of others.

Promote the right by creating a legal framework so that individuals are able to realize their rights on their own.

Fulfil the right by creating the necessary conditions for people to access health care, by providing positive assistance, benefits and actual health care services.

Madam Speaker, Healthcare delivery has several categories;

1. Community level.
2. Dispensaries, which is the second tier
3. Health center

4. Low volume district hospital (previously referred to as District Hospital and in our case Samburu County Referral Hospital. is included)
5. High volume
6. National Referral Hospital

Madam Speaker, the Committee had several findings in relations to the above.

From the discussion with the technical staff from the department and partners, the Committee made the following observations and findings - That, The 200 million for lease of equipment's is consuming much of the department. Madam Speaker, we had variety of findings. The House can still go through it and make their contributions thereafter.

And finally, the Committee had one recommendation, that, the committee recommends to pass this bill without the Amendment. Thank Hon. Madam Speaker.

**Temporary Speaker,** (Hon. Doris Lenkrasi): Any other contributions? I now propose the question, THAT, this House approves the Report of the Committee on Medical Service, Public Health and Sanitation on the Samburu Community Health Service Bill 2021.

I now put the question, THAT, this House approves the Report of the Committee on Medical Service, Public Health and Sanitation on the Samburu Community Health Service Bill 2021.

*(The House approves the Report of the Committee on Medical Service, Public Health and Sanitation on the Samburu Community Health Service Bill 2021)*

**The Samburu Community Health Service Bill 2021, Samburu County Bill No. 1 – Second Reading**

**The Samburu Community Health Service Bill 2021, A Bill for AN ACT of the County Assembly of Samburu to provide for establishment and recognition of Community Health Volunteers and their role in the healthcare system and for other connected purposes.**

**Temporary Speaker,** (Hon. Doris Lenkrasi): I now propose the question, THAT, the Samburu Community Health Service Bill 2021, Samburu County Bill Number 1 be read a second a time. I

now put the question, THAT, the Samburu Community Health Service Bill 2021, Samburu County Bill Number one be read a second a time.

*(The House approves the Second reading of the Samburu Community Health Service Bill 2021)*

***The Samburu Community Health Service Bill 2021, Samburu County Bill No. 1  
– Committee of the Whole***

*(The Chair leaves, Chairperson of the Committee of the Whole House assumes the Chair)*

**Chairperson, Committee of the Whole House**, (Hon. Jerias Leshoomo): Okay Hon. Members let me welcome you all for the Committee of the Whole House. We have a Bill for The Samburu Community Health Service Bill 2021. And I call upon the clerk to start part one. Clerk

*Part one Citation*

*2. Interpretation*

*3. Guiding Principles*

*4. Objects and purpose of the Act.*

**Chairperson, Committee of the Whole House**, (Hon. Jerias Leshoomo): Hon. Members, I propose the Question that Clause B be part of the Bill. I now put the Question that Clause B be part of the Bill.

*(The House approves that Clause B be part of the Bill)*

Clerk, Clause 3 and 4.

*Clause 3: Guiding Principles*

*Clause 4: Objects and purpose of the Act.*

**Chairperson, Committee of the Whole House**, (Hon. Jerias Leshoomo): Hon. Members, I propose the Question that Clause 3 to 4 be part of the Bill. I now put the Question that Clause 3 to 4 be part of the Bill.



*(The House approves that Clause 3 to 4 be part of the Bill)*

Part II; Clause 5 and 6.

*Part II- Duties and Responsibilities*

*Clause 5: Duties and Responsibilities of County Government*

*Clause 6: Duties and Responsibilities of Household*

**Chairperson, Committee of the Whole House,** (Hon. Jerias Leshoomo): Hon. Members, I propose the Question that Clause 3 to Clause 12 be part of the Bill. I now put the Question that Clause 3 to Clause 12 be part of the Bill.

*(The House approves that Clause 3 to Clause 12 be part of the Bill)*

Clerk Part III Clause 7 to 8.

*Part III- Establishment of Community Health Units*

*Clause 8: Link facilities*

**Chairperson, Committee of the Whole House,** (Hon. Jerias Leshoomo): Hon. Members, I propose the Question that Clause 7 to 8 be part of the Bill. I now put the Question that Clause 7 to 8 be part of the Bill.

*(The House approves that Clause 7 to 8 be part of the Bill)*

Clerk Part IV.

*Part IV*

*Clause 9: County Community Health Services Committee*

*Clause 10: Eligibility for appointment*

*Clause 11: Term of office*

*Clause 12: Roles and responsibilities of the County Community Health Services Committee*

*Clause 13: Meetings for the community health services committee.*

*Clause 22: Nomination of the Community Health Volunteers*

*Clause 23: Eligibility of the Community Health Volunteers*

*Clause 24: Responsibilities of the Community Health Volunteers*

*Clause 25: Scope of the Community Health Volunteers operation*

*Clause 26: Number of Households assigned to the Community Health Volunteer*

*Clause 27: Prohibited acts*

*Clause 29: Training of the Community Health volunteers.*

*Clause 29: Removal from the office*

*Clause 30: Committee financial records and statements.*

**Chairperson Committee of the Whole House, (Hon. Jerias Leshoomo):** Hon. Members I now propose the question that clause 22 to 30 be part of the Bill. I now put the question that clause 22 to 30 be part of the Bill.

***(Question put and passed)***

PART 6

*Clause 31: Regulations*

*Clause 32: Identification documents*

*Clause 33: Savings and transitions*

**Chairperson Committee of the Whole House, (hon. Jerias Leshoomo):** Hon. Members I now propose the question that clause 31 to 33 be part of the Bill. I now put the question that clause 31 to 33 be part of the Bill.

***(Question put and passed)***

**FIRST SCHEDULE**

*The Samburu Community Health Strategy Projects, Samburu East Villages.*

**Chairperson Committee of the Whole House**, (hon. Jerias Leshoomo): Hon. Members I now propose the question that the First Schedule be part of the Bill. I now put the question that the First Schedule be part of the Bill.

*(Question put and passed)*

**SECOND SCHEDULE**

*List of registered community Health units and their linked facilities.*

**Chairperson Committee of the Whole House**, (hon. Jerias Leshoomo): Hon. Members I now propose the question that the Second Schedule be part of the Bill. I now put the question that the Second Schedule be part of the Bill.

*(Question put and passed)*

**LONG TITLE**

*The Samburu County Community Health Services Bill 21. A Bill of an Act of the County Assembly of Samburu to provide for the establishment and recognition of Community Health Volunteers and their role in the Health Care System and other connected purposes enacted by the County Assembly of Samburu.*

**Chairperson Committee of the Whole House**, (hon. Jerias Leshoomo): Hon. Members I now propose the question that the Long Title be part of the Bill. I now put the question that the Long Title be part of the Bill.

*(Question put and passed)*

**CITATION SHORT TITLE**

*The Samburu County Health Services Bill 2021.*

**Chairperson Committee of the Whole House**, (hon. Jerias Leshoomo): Hon. Members I now propose the question that the Short Title be part of the Bill. I now put the question that the Short Title be part of the Bill.

*(Question put and passed)*

**Chairperson Committee of the Whole House**, (hon. Jerias Leshoomo): Madam Speaker I beg to report that the Committee of the Whole House has considered the report of the Samburu County Community Health Services Bill 2021 and its approval hereof without any amendments.

***SAMBURU COUNTY COMMUNITY HEALTH SERVICES BILL 2021. SAMBURU COUNTY BILLS NUMBER 1. THIRD READING.***

**Temporary Speaker**, (hon. Dorcas Lenkirasi): I now propose that the Samburu County Community Health Services Bill 2021. Samburu County Bills number one be read a third time.

***The Samburu County Community Health Services Bill 2021. A Bill for an Act of the County Government of Samburu to provide for the establishment and recognition of Community Health volunteers and their role in the Health Care system and for other connected purposes.***

**Temporary Speaker**, (hon. Dorcas Lenkirasi): I now put the question that the Samburu County Community Health Services Bill 2021. Samburu County Bills number one be read a third time.

*(Question put and passed)*

## **ADJOURNMENT**

Hon. Members the time being 11 minutes past four o'clock and there being no other business this Assembly now adjourns until Thursday 24<sup>th</sup> June afternoon at 2:30 pm.

