

COUNTY ASSEMBLY OF SAMBURU



THE HANSARD

Wednesday, 13th December, 2017

The Assembly met at the County Assembly chambers at 2:30 pm

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

PRAYER

STATEMENTS

The Speaker, (Mr. Solomon Lempere): Hon. Leader of Majority, there is response to statement No. 001/2017 sought by hon. Paul Wonyang' concerning establishment of public offices and extra Chief Officers without consideration of the County Assembly. Kindly, give us response on the same.

Leader of Majority, (hon. Christopher Lentukunye): Thank you hon. Speaker, request for this statement has been ruled in the morning by the Speaker that I am required to give response by tomorrow at 2:30 pm.

PROCEDURAL MOTION

MCA Elbarta Ward, (hon. Peter Lempei): Thank you hon. Speaker, I beg to move the following Motion, **THAT**, the County Assembly exempts the Samburu County Supplementary Appropriation Bill 2017 from the provisions of the Standing Orders 109 sub-section (1) and (2) to exempt the committal of Bill to the relevant committee. I beg to move. I beg hon. Leitore to second.

(Hon. Leitore bows in seconding)

The Speaker, (Mr. Solomon Lempere): Hon. Members, I now propose the Question **THAT**, the County Assembly exempts the Samburu County Supplementary Appropriation Bill 2017 from the provisions of the Standing Orders 109 sub-section (1) and (2) to exempt the committal of Bill to the relevant committee. Members you can now contribute and debate the Motion. Thank you.

(Silence as Members do not contribute)

(The question is put and the Motion passed).

The Samburu County Supplementary Appropriation Bill 2017, Samburu County Bill No. 5

Second reading:

MCA Elbarta Ward, (hon. Peter Lempei): Thank you hon. Speaker. I beg to move the following Motion, **THAT**, the Samburu County Supplementary Appropriation Bill 2017 now

be read a second time. I beg to move and I request the Leader of Majority to second the Motion.

The Speaker, (Mr. Lempere): I think we do not second in the second reading. Members can go ahead and contribute.

MCA Elbarta Ward, (hon. Lempei): Much guided hon. Speaker.

The Speaker, (Mr. Lempere): Hon. Members, I now propose the question **THAT**, the Samburu County Supplementary Appropriation Bill 2017 now be read a second time. Members can proceed to contribute to the Bill.

(Silence)

Hon. Members, this is a stage you need to ventilate on the Bill. Hon, Shadrack Lesoipa.

MCA Suguta Marmar Ward, (hon. Shadrack Lesoipa): Thank you hon. Speaker. Being one of the Members of this committee, I stand to support the bill in the stage it is and as Members of the committee we ventilated at length on the budget and we saw the need to have this House pass this Bill urgently in order for some of the projects listed in the budget to be implemented. However, there are some shortcomings noted by the committee but all in all, we saw it is prudent to have this supplementary budget passed to enable this county to perform or even deliver its promises made to the people of Samburu.

Secondly, this budget entails some crucial needs of the hon. Members to enable their facilitation on some issues. Therefore, with the need of that urgency, those are some of the reasons we need this bill to be exempted from some stages knowing too that this House is going on a recess on 14th of this month so that we can be able to dispense this business before we break for a recess. The committee through our able Chair noted some issues we need to address and I think those are the issues we are going to give first priority next time. I therefore urge this House to pass this bill so that we can run the county as required by the law. Although we cannot lack some shortcomings when it comes to distribution of resources as resources are never enough and where we are now, we cannot be able to put the county at ransom at this stage. Otherwise, I stand to support the Motion.

MCA Ang'ata Nanyokie Ward, (hon. Paul Leshimpiro): Thank you hon. Speaker. I stand to support this Motion and we should pass it as it is but all the same, I think there are some

issues. Reading from the mood of the House, I think there is some kind of conflict of interest and because of that, we are going to take it as it is.

Secondly, in future, it will be more prudent if this bill is brought in time and members are given more time to digest on what is in it because what we have here is some kind of raw data not self-explanatory and it will be better if it will be more detailed so that we can contemplate on that.

Thirdly, there are some contributing departments like Tourism. According to this budget, it is allocated very small amount of money and as far as we know, the major contributor of revenue is tourism. In this budget, it has been allocated less money of which it would have been better if we invest in the department of Tourism and we get the value for that.

Lastly, a crucial department like Health that has a major role in human life is given almost fourth priority. According to this Bill, the Roads has the highest of Kshs.348 million capital expenditure and Natural Resources Kshs.259 million, Agriculture Kshs.184 million and Health is the fourth with Kshs.183 million. To me, that does not sound well because, there is no need to prepare roads when we do not have human beings knowing that a healthy society will be more productive but a sick society is a liability. I think it is better to have more funds directed to health to make our lives better and better roads can come later on.

Therefore, although I support this Motion, in future, priorities should be made based on investment and we also need time to digest it and make corrections, thank you.

MCA Wamba West Ward, (hon. Benjamin Leitore): Thank you hon. Speaker, I stand to support the Bill. Being a member of the committee, we had our time to ventilate on this budget. And just to inform the House as the concerns of the hon. Member for Ang'ata Nanyokie are very sincere, and I also happen to be a member of the budget committee for the last Assembly; and we prepared the normal annual budget for 2017/2018 for the County Government of Samburu. So, with the number of issues that were informed by the Executive, that necessitated the establishment of this supplementary budget, we had been affected in the development budget because there are a number of issues that we cannot avoid and one of them being the political situation in the country that has affected our revenue collection in our country at large, and that has resulted to the development in our county. We are aware of that and we took time as budget committee to ventilate on this.

I also wish to point out on health issues as this happens to be one of the ministries with huge pending bill from the previous years based on the projects undertaken by the department and also because this department also has huge staff and even at the moment, there is recruitment being undertaken right now. Therefore, this department requires more of recurrent than development.

I agree with the Member for Ang'ata Nanyokie that we need to have dispensaries. However, at the moment, we need to improve further on the dispensaries that we have rather than putting up new dispensaries. We need to improve on human resource in these dispensaries because there are facilities as far as *Marti e Pareu* with only one staff. That staff would wish to go for leave, an off, to visit his/her family and yet, there is no one to relieve. So as a committee we are convinced that the budget is balanced and has considered the current situation and the current needs within the county.

I wish to inform the House that we need to exempt these other stages as informed by the Bill before the House because when we were preparing for our last budget for 2017/2018; March this year, we failed to consider the mortgage for the current Assembly and the current Assembly has a greater number compared to the last assembly. And this informs that the car and mortgage loans for the members should be higher. That is what we are trying to consider in the current budget. This has adversely affected our development budget because there is no other place to get the money other than pending the development projects for the community in order to consider the welfare and the needs of the members. If we fail to budget for the members within the specific time of five years, there is need to pass this Bill as soon as possible in order for the members to access this very important loan to develop themselves. My humble request to the House is that we exempt the other stages and pass the Bill in the appropriate time. I stand to support the Bill as it is and I request the members to support it. Thank you.

MCA Elbarta ward, (Hon. Peter Lempei): Mr. Speaker, the budget committee has the mandate of being the eye of this Assembly for checks and balances, so anything that the County Executive presents to this House must pass through the said Committee. We looked through every aspect in the budget and had several concerns of which we contacted the CEC Finance to appear before the Committee three times to explain our concerns. We were satisfied with his explanations that the County budget is fixed by the National government,

but we had other urgent issues to consider like what the Member for Wamba west mentioned, this was close to Kshs.160 million.

Mr. Speaker, last week the House approved the presented annual development plan for the County, and we know that it is guided by things that are sometimes out of our control, in the County we are guided by the County integrated development plan. The House should note that this is a supplementary budget and not the main budget that was made by the First Assembly in which most of us were not members to.

We are cognizant of the concerns by the Members on how the development projects were spread but we tried to mitigate on that by reviewing the Ward development fund, we believe that the first Assembly gave wrong priorities, for example my ward had the priority of repairing Baragoi stadium rather than people getting water. We asked the Members to give us the priority projects in their wards as long as the cost is Kshs.10 million.

Mr. Speaker, we do not want to delay developments and the projects we promised to our people further, we all know the agonizing period we went through during political season and how long it took. As the Committee on budget, we planned that from now henceforth the CEC will not draw the budgets on their own without the House participation to guide on project priorities.

We have the CIDP which will start soon and we want it to be a public participation thing so that it becomes a bottom up approach. We will be making plans from next year that comes from the community so that we don't sit in offices and make plans for the community. We also looked at those mitigation measures and soon we will start the process of planning for the next five years. It is the mandate of this House to ensure that what is planned for the five years is budgeted for and fully implemented. This House has a Committee on Implementation and we will also be tasking our committees to ensure that what we pass and is budgeted for is followed to the later. Being the first budget that we are making in this assembly, I beg to request the members to support it and I assure the members that we will ensure that proper things are done. Thank you.

The Speaker, (hon. Lempere Solomon): Hon. Members, I now wish to put the question that the Samburu County Supplementary Appropriation Bill, 2017, Bill number five be read a second time.

(Question put and motion passed)

The Clerk to read the long title

A Bill for an act of the county assembly of Samburu to authorize and issue a sum of money out of the county revenue fund and its application towards the service of the year ending on 30th of June, 2018 and to appropriate that sum by the county assembly for certain public services and connected purposes.

**THE SAMBURU COUNTY SUPPLEMENTARY APPROPRIATION BILL 2017,
SAMBURU COUNTY BILL NO.5**

COMMITTEE OF THE WHOLE HOUSE

(The mace is lowered and the Speaker leaves the Chair. Hon. Shadrack Lesoipa takes the seat of the Committee chairperson)

Chair, (Hon. Shadrack Lesoipa): Hon. Members welcome to the Committee of the Whole House on The Samburu County Supplementary Appropriation bill 2017. The Clerk to read clause 2.

Clause 2 (1) *The County Treasury may issue out of the County Revenue Fund and apply towards the supply granted for the services of the year ending 30th June, 2018 the sum of Ksh. 4,832,646,332 and that sum shall be deemed to have been appropriated as from 1st July, 2017 for the services and purposes specified in this schedule*

Chair, (Hon. Shadrack Lesoipa): I now propose the question that clause 2 be part of the Bill.

(The question was put and the clause was passed)

Clause 3. *In addition to the sum granted by section 2, there may be applied for the several services and purposes specified in the second column of the first schedule in the amount specified in the third column of that schedule.*

Chair, (Hon. Shadrack Lesoipa): I now propose the question that clause 3 be part of the Bill.

(The question was put and the clause was passed)

Clause 4. *The sum granted for services of the year ending on 30th, June 2018 in respect of votes in accordance with the supplementary bill 2017*

Chair, (Hon. Shadrack Lesoipa): I now propose the question that clause 4 be part of the Bill.

(The question was put and the clause was passed)

Vote number R4211 the amount required in the year ending 30th of June, 2018 salaries and expenses of the county assembly Shs. 544,350,585

R4212 the amount required in the year ending 30th of June, 2018 salaries and expenses of the Office of the Governor, Deputy Governor, County Secretary and the County Public Service Board Shs. 463,533,164

R4213 the amount required in the year ending 30th of June, 2018 salaries and expenses of the department of Finance, Economic Planning and ICT. Shs. 505, 796, 302

R4214 the amount required in the year ending 30th of June, 2018 salaries and expenses of the department of Agriculture, Livestock, Veterinary and Fisheries. Shs. 210, 380,394

R4215 the amount required in the year ending 30th of June, 2018 salaries and expenses of the department of Water, Environment, Natural Resources and Energy Shs.141, 350, 062

R4216 the amount required in the year ending 30th of June, 2018 salaries and expenses of the department of Education and Vocational Training Shs. 320, 140,551

R4217 the amount required in the year ending 30th of June, 2018 salaries and expenses of the department of Medical Services, Public Health and Sanitation Shs.788, 707, 509

R4218 the amount required in the year ending 30th of June, 2018 salaries and expenses of the department of Lands, Housing, Physical Planning and Urban Development Shs. 78, 445, 827.

R4219 the amount required in the year ending 30th of June, 2018 salaries and expenses of the department of Roads, Transport and Public Works Shs. 83, 921, 959

R4220 the amount required in the year ending 30th of June, 2018 salaries and expenses of the department of Tourism, Trade, Enterprise Development and Cooperatives Shs. 154, 609, 000

R4221 the amount required in the year ending 30th of June, 2018 salaries and expenses of the department of Culture, Social Services, Gender, Sports and Youth Affairs Shs. 81, 141, 492.

Sub-totals is Shs. 3, 379, 279, 851

Chair, (Hon. Shadrack Lesoipa): I now propose the question that the sub-clauses R4211 to R4221 be part of the Bill. Hon. Members, I now put the question that R4211 to R4221 be part of the Bill.

(Question put and passed)

Vote number D4211, the amount required for year ending 30th June 2018 for Capital Expenditure of County Assembly Shs. 60 million.

D4212, the amount required for year ending 30th June 2018 for Capital Expenditure for the office of the Governor, Deputy Governor and County Public Service Board Shs. 35, 998, 775.

D4213, the amount required for year ending 30th June 2018 for Capital Expenditure for the department of Finance, Economic Planning and ICT Shs. 20, 027, 452.

D4214, the amount required for year ending 30th June 2018 for Capital Expenditure for the department of Agriculture, Livestock Development, Veterinary Services and fisheries Shs.184,841, 903.

D4215, the amount required for year ending 30th June 2018 for Capital Expenditure for the department of Water, Environment, Natural Resources and Energy Shs. 259, 412,722.

D4216, the amount required for year ending 30th June 2018 for Capital Expenditure for the department of Education and Vocational Training Shs. 140, 948, 296.

D4217, the amount required for year ending 30th June 2018 for Capital Expenditure for the department of Medical Services, Health and Sanitation Shs. 183, 935, 391.

D4218, the amount required for year ending 30th June 2018 for Capital Expenditure for the department of Lands, Housing, Physical Planning and Urban Development Shs. 62, 360, 547.

D4219, the amount required for year ending 30th June 2018 for Capital Expenditure for the department of Roads, Transport and Public Works Shs. 348, 210, 440.

D4220, the amount required for year ending 30th June 2018 for Capital Expenditure for the department of Tourism, Trade, Enterprise, Development and Cooperatives Shs. 136, 297, 915.

D4221, the amount required for year ending 30th June 2018 for Capital Expenditure for the department of Culture, Social Services, Gender, Sports and Youth Affairs Shs. 21, 315, 040.

The Sub Total is 1, 453, 348, 481. The grand total is 4, 832, 646, 332.

Chair, (Hon. Shadrack Lesoipa): Hon. Members, I now propose the question that sub clause D4211 to D4221, sub-total and Grand Total be part of the Bill. Hon. Members, I now put the question that sub clauses D4211 to D4221, sub- total and grand total be part of the Bill.

(Question put and passed)

The Clerk to read the long title.

A Bill of an Act of the County Assembly of Samburu to authorize the issue of a sum of money out of the County Revenue Fund and its application towards the services of the year ending on the 30th June 2018 and to appropriate that fund by the County Assembly for certain public services and purposes.

Chair, (Hon. Shadrack Lesoipa): I now propose the question that the title be part of the Bill. I now put the question that the long title be part of the Bill.

(Question put and passed)

Clerk to read the Citation.

This Act may be cited as a Samburu County Supplementary Appropriation Act 2017.

Chair, (Hon. Shadrack Lesoipa): 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)

MCA Elbarta Ward, (Hon. Peter Lempei): Mr. Speaker and the hon. Chairperson, I beg to move that the Committee do report to the Assembly its consideration of the Samburu County Supplementary Appropriation Bill 2017 and its approval thereof without amendments, thank you Mr. Speaker.

Chair, (Hon. Shadrack Lesoipa): Thank you hon. Members, I now put the question that the Committee do report to the Assembly its consideration of the Samburu County Supplementary Appropriation Bill 2017 and its approval thereof without amendments.

(Question put and passed)

Hon. Members we have come to the end of the Committee of the Whole House and we are ready for the session to continue.

(House resumes from the Committee of the whole House with The Speaker Mr. Solomon Lempere on the Chair)

MCA Suguta MarMar Ward, (Hon. Shadrack Lesoipa): I beg to report that the Committee of the whole House has considered the Samburu County Supplementary Appropriation Bill 2017 and its approval thereof without amendments.

MCA Elbarta Ward, (Hon. Peter Lempei): Mr. Speaker I beg to move that the House do agree with the Committee on the said report, I call upon hon. Leshoomo to second the Motion.

(Hon. Leshoomo bows in secondment)

The Speaker, (Mr. Solomon Lempere): Hon. Members, I now propose the question that the House do agree with the Committee in the said report. I now put the question that the House do agree with the Committee of the whole House in the said report.

(Question put and passed)

THE SAMBURU COUNTY SUPPLIMENTARY APPROPRIATION BILL 2017, SAMBURU COUNTY BILL NO.5 (Third Reading)

MCA Elbarta Ward, (Hon. Peter Lempei): Hon. Speaker, I beg to move a Motion that the Samburu County Supplementary Appropriation bill 2017 be read a third time. I beg to move.

The Speaker, (Mr. Solomon Lempere): Hon. Members, I now propose a question that the Samburu County Supplementary Appropriation bill 2017 be read a third time. I now put a question that the Samburu County Supplementary Appropriation bill 2017 be read a third time.

(Question put and passed)

The Clerk to read the long title.

A Bill of an Act of the County Assembly of Samburu to authorize the issue of a sum of money out of the County Revenue Fund and its application towards the services of the year ending on the 30th June 2018 and to appropriate that fund by the County Assembly for certain public services and purposes.

The Speaker, (Mr. Solomon Lempere): Hon. Members, the time being 13 minutes past four o'clock and there being no other business, this Assembly now adjourns until Thursday, December 14th 2017 at 2:30 pm.