

COUNTY ASSEMBLY OF

SAMBURU



THE HANSARD

Wednesday, 18th October, 2017

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

MOTION

REPORT OF THE APPOINTMENT COMMITTEE ON VETTING OF CEC MEMBER NOMINEES

Leader of Majority, (Hon. Christopher Lentukunye): Thank you hon. Speaker Sir. I beg to move a motion, **THAT**, Pursuant to Standing Order No. 46 (4), the County Assembly approves the first report of the Committee on Appointment on the vetting of the County Executive Committee Member Nominees.

Hon. Speaker, on behalf of the Members of the Committee on Appointment, and pursuant to the provisions of the County Assembly of Samburu Standing Order No. 178 (6), it is my pleasure and duty to present to this House the Committee's Report on the vetting of the County Executive Committee Member Nominees.

The membership of the Committee on Appointment was contributed by the House on 26th September, 2017 comprising of the following members:

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|--------------------------------|-------------------------|
| 1. Hon. Lempere Solomon | The speaker/Chairperson |
| 2. Hon. Lentukunye Christopher | The Leader of Majority |
| 3. Hon. Mpopoyio Nicholas | The leader of Minority |
| 4. Hon. Roseline Leasaibile | Member |
| 5. Hon. Antonela Lobura | Member |
| 6. Hon. Benjamin Leitore | Member |
| 7. Hon. Raisy Letura | Member |
| 8. Hon. Paul Wonyang | Member |
| 9. Hon. Stefania Lanyasunya | Member |
| 10. Hon. Peter Lempei | Member |
| 11. Hon. Shadrack Lesoipa | Member |

The Committee Mandate: The committee on Appointment is one of the Select Committees established under Standing Order 183 (4) which provides that, the Committee on Appointment shall consider for approval by the Assembly, appointments under Articles 179 (2), County Executive Committees

Nomination of the County Executive Committees: In accordance with Article 179 (2) (b) of the Constitution of Kenya read with section 30 (2) (d) of the County Government Act No. 17 of 2012, H.E the Governor forwarded to the Clerk of the County Assembly the names of the following six County Executive Committee Member Nominees vide a letter dated 26th September, 2017, for vetting and approval as County Executive Committee members by the County Assembly

The names of the nominees and their respective departments are as follows;

No	Name of Nominee	Department
1.	Mr. Lekupe Stephen Lmosta	Public works, Transport and Roads
2.	Ms. Leluata Irene Senei	Lands, Physical Planning and Housing
3.	Mr. Leisen Kipambi Jonathan	Finance, Economic planning and ICT
4.	Mr. Learaman Lmeriyon Vincent	Agriculture, Livestock, Veterinary services and fisheries
5.	Ms. Kanyaman Mary Ekai	Medical Services, Public Health and Sanitation
6.	Mr. Lolmodooni Jerina Peter	Education, Technical and Vocational Training

Hon. Speaker, on Wednesday 27th September, 2017 the Speaker, in a communication to the House, informed the House that the Clerk of the County Assembly had received the names of the six nominees and directed that the names and their Curriculum Vitae of the said nominees to be referred to the committee on appointment for vetting and reporting to the House within 21 days.

Committee Sitings: The committee held five sittings during which the said nominees and the public who presented memoranda appeared before the committee on Appointment and were vetted in accordance with Public Appointments (Parliamentary Approval) Act 2011.

On behalf of the Committee on Appointment, I have the honour and pleasure to present the committee's report on the nominees for the County Executive Committee member. May I take this opportunity to thank all members of the Committee and the secretariat for their input and contribution during the deliberation and vetting exercise.

Thank you Hon. Speaker, I now call upon hon. Paul Wonyang' to second the Motion, thank you.

MCA Waso Ward, (Hon. Paul Wonyang): Thank you hon. Speaker, allow me to give a brief background on how the whole process of vetting was undertaken. I also hope that the members will appreciate that we followed the law during the vetting.

To begin with, the Committee on Appointment is one of the Select Committees established under Standing Order 183 (1) with mandate as per Standing Order 183 (4) which is to consider the approval by the Assembly, appointments of County Executive Committee Members under Article 179(2)(b) of the Constitution. The said Article requires H.E the Governor to nominate and with the approval of County Assembly, appoint the County Executive Committee Members.

The regulation also requires that we apply Section 10 (1) of the public Appointments (County Assembly's approval) Act, No. 5 of 2017 provide that *'where the nomination of a candidate is rejected by a County Assembly, the appointing authority shall submit to the County Assembly the name of another candidate, and the procedure for approval specified in this Act shall apply accordingly'*.

The Act again goes further; Section 10 (2) of this Act also provide that *a nominating authority shall not resubmit the name of a candidate whose nomination has been rejected by the County Assembly unless the circumstances relied on for the rejection of the appointment of the candidate did not exist or ceased to exist at the time of rejecting the nomination of the candidate.*

I also wish to tell you how the whole process was done.

1. Pursuant to Article 179 (2) (b) of the Constitution of Kenya, H.E the Governor forwarded to the Clerk of the County Assembly the names of the six nominees vide a letter dated 26th September, 2017 for vetting by the County Assembly and consideration for approval for appointment as County Executive Committee Members
2. On Wednesday 27th September, 2017 the Speaker, in a communication to the House, informed the House that the Clerk of the County Assembly had received the names of the six nominees and directed that the names and their Curriculum Vitae of the said nominees to be referred to the Committee on Appointment for vetting and reporting to the House within 21 days.

3. As required by the Constitution of Kenya, the public was expected to participate in the vetting process through submission of memoranda (affidavit) on suitability or otherwise of the nominees. On Wednesday 27th September, 2017 the Clerk of the County Assembly placed a public notice inviting the public to submit memoranda by 2nd October, 2017 on the suitability or otherwise of the said six nominees pursuant to section 7 (10) of the Public Appointments (County Assemblies Approval) Act, No. 5 of 2017. As a result, several memoranda were received from the public with some commending the nominees while others raised objection on the following two nominees: -

1. Ms. Leluata Irene Senei
2. Ms. Kanyaman Mary Ekai

4. Then, having received this memorandum and the CVs of the nominee candidates, the committee on a meeting held on Monday 2nd October, 2017 agreed to invite the representative of the groups of the members of public who objected and also those in support of the nominees objected to appear before the committee to give oral submission.

The people who submitted the memoranda are:

1. Members of the Tinga group ranch who were objecting the nomination of Ms. Leluata Irene Senei as the County Executive Committee member nominee for Lands, Physical planning and Housing.
2. Members from the department of Medical services, Health and Sanitation who were objecting the nomination of Ms. Kanyaman Mary Ekai as the County Executive Committee Member nominee for the said department.
3. Members from the Medical, Health and Sanitation department in support of the nomination of Ms. Kanyaman Mary Ekai as the County Executive Committee member to the said department.

After hearing those memoranda, the Committee as guided by the law, conducted oral interviews and I wish to state here that the public appointment County Assembly's approval Act No 5, 2017 provides criteria that is supposed to be followed by the Appointment Committee during the vetting. One of these criteria is:

- I. Academic qualification

- II. Employment Records
- III. Professional affiliations
- IV. Potential conflict of interest
- V. Knowledge of the relevant subject
- VI. Overall suitability of the position
- VII. Tax compliance
- VIII. Integrity

The sittings were done between 3rd of Tuesday to 4th of October, 2017. The Committee looked at all the CVs and oral submissions from these nominees. Therefore, given that the function of the County Executive Committee Members as required by the Constitution of Kenya, Article 186 and one of them is policy issue. Either they have to implement the legislation or implement national legislation within the county and another which is very critical is to coordinate and manage functions of respective departments. Lastly, they have to provide full and detailed reports on the activities of the county functions.

Therefore, it is very crucial that we make sure people who get to be approved by this House have proper academic qualifications and good management knowledge and skills which are very crucial.

Hon. Speaker Sir, we also realized there were members with very good academic qualifications like the CEC for finance. He had CPAK. That is an affiliation to ICPAK meaning issues of professional ethics, that means he has to abide by that and that is a good thing for the county because when you have such kind of people as your employees, then you will have other institutions which check against their professional ethics.

We also looked at how people were answering questions during the oral interviews. About five County Executive Committee Member nominees answered our questions properly except the nominee for department of health. For example, when we were asking questions on issues of morale of staff she answered that unless she has a moralmonametre to measure it. Now you wonder what will happen when you have such a person in a public office. Again, if she can answer hon. Members that way, what will happen to the subordinates and our illiterate mothers

and fathers. I think it is even worse. Therefore, those were some of the issues we tried to look at in this report.

The other issue is the issue of setting strategies. You set a strategy and then you look at how you are going to implement that strategy. It is very important for any public officer especially those who are supposed to provide leadership like the CECs nominees. They have to make sure that they utilize their human resource properly. From this memorandum which we received from the department of health, it is very clear that the department of health had issues. Staff are demoralized and the nominee for health, unfortunately, did not show us the intention to bridge that gap.

Hon. Speaker, allow me to mention something else. Most of these nominees had knowledge of their relevant fields. For example, the nominee for Education is an educationist by profession, the nominee for Land Physical Planning and Housing, did economics which is very relevant there. The nominee for finance, his qualification in matters of finance and accounts is very relevant. The nominee for Agriculture, Livestock and Fisheries, he has relevant knowledge in management. Such are the issues we looked at in this report.

I wish to say that, given that these people worked in the county government previously in the same capacity, I think it is a high time we give them a second chance because the previous assignment they had was a bit challenging because, county governments are a new systems of governance and we do not expect everybody to understand it fully.

Secondly, we also know that the First House was also new and therefore you cannot discharge your oversight mandate if you do not know what you are supervising. It is a good thing that the House has eight members who were there previously plus other new energy and so we wish to give these people new chance and the required support so that they are able to deliver as expected.

Furthermore, we had these members say they are going to do a better job this time round which is good for us as members to give them benefit of doubt. With those remarks, I beg to support the motion, thank you.

(Applause)

The Speaker, (Hon. Solomon Lempere): Thank you hon. Members, I now propose the Motion **THAT**, pursuant to Article 179 (2 b) of the Constitution of Kenya, the Public Appointments County Assemblies Approval Act 2017, And the County Assembly of Samburu Standing Order No. 183 (4), the Committee on Appointments recommends that:

- This House approves the following five nominees for appointment by H.E the Governor as the County Executive Committee Members in their respective departments.
 1. Mr. Lekupe Stephen Lmosta
 2. Ms. Leluata Irene Senei
 3. Mr. Leisen Kipambi Jonathan
 4. Mr. Learam Lmeriyon Vincent
 5. Mr. Lolmodooni Jerina Peter

- The Committee disapproves the nomination of Ms. Kanyaman Mary Ekai as Executive Committee Member for Medical Services Public Health and Sanitation.
- When submitting the name of the other person for consideration, the appointing authority shall consider gender and the minority in accordance with Article No. 56 (a) of the Constitution of Kenya as the rejected candidate was considered to be representing gender and minority.

Members, you can now debate the motion. Hon. Fred Kiragu.

MCA Maralal Ward, (Hon. Fred Kiragu): Thank you hon. Speaker Sir. I wish to support the report as it is.

(Applause)

I also wish to commend the Committee on Appointment on the report they have produced as this is what also transpired during the vetting. The Health committee had a meeting with the CHMT on Monday and it is very important for me to bring to report to this House that we do not have a referral hospital as it is. Patients are always being referred to Nairobi, Nakuru or Meru because they do not have the facilities. Our hospital is not even level five as it should be, it is more or less a dispensary because it is not functioning. This is a ministry about life and death and therefore

we cannot afford to play around with the department of health. The nominee has been there and she could not bring it to that capacity as it appeared and was clear during the vetting.

Hon, Speaker, you cannot deny having misappropriated funds and accept having paid the same funds back especially to the tune of three million. May be one could say you can use one or two million can be used to maintain peace. But how many people in this county can afford to pay three million if you did not misappropriate the same?

(Applause)

Hon. Speaker. We are surprised that the ministry of health was allocated shs. 800,000,000 for one financial year. Surprisingly, they purchased a machine worth sh. 15,000,000 and it has never been used. It is just lying in the hospital and it cannot be operated because the sellers and the buyers in the ministry of health did not care to be shown how to operate the machine. So that is sh. 15,000,000 just lying like that for the past three years and now they have to spend an extra money to get someone to train them on how to use that machine.

In the same hospital we have a laundry machine that has no room to be kept. It is still on a make shit. The lab is not working but in this town you can afford personal clinics that have operating labs and yet County Referral Hospital has no laboratory that is working. The dental unit has been closed. Actually, when we went through the report of this committee, one would be moved to shade tiers. This is a department whereby no ambulance is working right now. The vehicles which are available are not functional. The two which are working have been held at the garage because they could not be able to pay repair and maintenance fees. Yet, this is department which was allocated sh. 840,000,000 for this year.

Therefore Hon. Speaker, when we talk of working relations, and if a manager cannot be able to coordinate with the staff; when we have a divided staff at the department of health, we are inviting death. We as the hon. Members and I personally as the member for this town, we are constantly being disturbed by the voters. Whenever they visit referral hospital, they are told to go and buy drugs worth shs. 100 or shs.200 and they would come looking for us with a crying child.

Hon. Speaker, with all due respect, there have been a lot of erratic use of funds in the department of health. Buildings have been put up erratically. You cannot have a building near a mortuary

and you expect a patient to go and get treated while seeing others taken in because they have lost their lives.

We cannot afford this hon. Speaker. I would only ask the appointing authority of the department of health to consider many issues there. Even the hospital is not fenced. They only fenced the face may be for beautification purposes. However, what we learnt is that most of the equipment in the hospital get stolen from the part which is not fenced. So, thieves come in and out at their pleasure and carry whatever they can.

So, I would say that this House adopt the report as it is and request the appointing authority to take a serious note of this. In a nut shell, I wish to support the report, thank you hon. Speaker.

MCA Elbarta Ward, (Hon. Peter Lempei): Thank you Mr. Speaker. I rise in support of this Motion and its adoption as it is. I am and was a Member of this Committee that vetted the six CECs presented to us by the Executive. The law was stated by the Hon. Leader for Majority, it was further supported by the Hon. Member for Waso, Eng. Wonyang. Therefore, I do not need to dwell back on the Legal backing on the mandate of the Committee.

Pursuant to our Standing Orders, we had a duty to vet the nominees presented to us. The English definition of vetting is the rigorous background and academic check to see the abilities of the nominee who was presented to us on a particular job. The whole process was rigorous in checking the background and academics. We arrived to certain conclusions based on the benchmarks that were given to us by the Public Appointment Act of 2017. It gives us the outline which was read to us by the Member for Waso, Engineer Wonyang.

I proceed to give overall findings on each nominee and why we recommended as it is. The CEC nominee for Roads and Public Works, Mr. Lekupe, on the benchmarks set according to the Public Appointment Act, was found suitable based on good academics, good records, good professional affiliation and all those other indicators were above board.

We had the CEC of Finance who also qualified because the set out of the benchmark in law was fulfilled hence this House was satisfied. Indeed, he needed to be given a second chance to proceed with his work. The third nominee, who was the CEC for Education, was properly vetted.

As the criteria provides, he was as well given the second chance. I do not need to dwell so much on that since the reasons are provided in the report.

There were two Petitions. First Petition was against the CEC for Lands and Physical Planning who is Irene Senei. We thoroughly interrogated the Petition as it had originated from a party which supposed to be a private entity, called the Tinga Group Ranch. While doing so, we adhered to basic principles of law. One of the principles was the principle of sub-judice. The principle says that, if a matter is before a court, it cannot be discussed elsewhere including the House of Parliament like the one we are in. While we deliberated, we were conscious not to go against the law. We looked at the merits and noted that, the CEC is not a respondent in the Petition before the Court. Therefore, it was hard to rely on anything substantial in matters that are before court or the documents presented to us. The rules of natural justice provide that, one cannot be condemned unheard. Therefore, hon. Senei was given a chance to defend herself. It was the findings of the Committee that she indeed effectively responded to all the allegations that were raised over her leaving no doubt to the committee that indeed the petition did not meet the required standard to deny her an opportunity. She was approved.

The final nominee for CEC was for Health, hon. Mary Ekai Kanyaman. She presented herself to us as the vetting Committee whose definition I gave earlier. We assessed her through the benchmarks provided by the Public Appointments Act 2017. Our observations on general issues apart from her certificates were unsatisfactory. This is so because, after being given the chance to respond to allegation before a very impartial vetting committee, what was met was arrogance, unprofessionalism, attitude and all these other things. It is very easy to point that we had a CEC, who was nominated by the President of Kenya to be a CS Monica Juma, and out of attitude, she was disqualified for that alone. She thought of running back to the President but there was nowhere to run. That was the arrogance that we saw.

It is not worthy to point out that a hon. Member of this House Hon. Lobura raised an issue of morale of the personnel as to the reason why personnel are not performing a key management indicator and was brushed aside by an interviewee saying that she does not have a *moralometer*. We became the *moralometer* to show that indeed her morale can be gauged. In this manner, we can regard that as arrogance of the highest order.

This is a CEC who in spite of the many allegations brought forward and that she has been responding to these allegations elsewhere comes to this House and tells us to leave the allegations brought forward and also consider the allegations on the streets that the Governor of Samburu County can fit into my skirt. If that can be displayed in front of a committee of Parliament, I do not know what will be displayed to the junior staff.

When dealing with management, there are three indicators to look at:

- 1) Personnel Management
- 2) Financial and Resource Management
- 3) Execution of the said two.

When the CEC talked about personnel management and transfers that were bad in nature, she told us that she developed her own organogram and went ahead to implement it without the approval of this Assembly. She did this without recognizing that there is a Human Resource Policy Manual. She said that she implemented it herself without the HR department and I had to transfer to fit in the illegal organogram. This kind of unprofessionalism cannot be admitted in the mortuary.

The results to all this was a disaster when we all saw the personnel demonstrate simply because a CEC implemented a policy. The Constitution of Kenya provides that indeed that every plan and policy that have to be executed at the County level must be approved by the County Assembly. That breach is the highest level of unprofessionalism. It is clear that the morale of the staff had dwindled. It had gone to the lowest edge to work at such circumstances.

When doing management, there is something called grapevine which is an understanding of how the employees operate. The other one is *MBWA* which stands for Management by Walking Around. If you cannot understand these basics on the armies behind you then how can you take them forward? Standing before a senior Public Health Officer and demand a fight is not only unprofessional but criminal. I sympathize with the petitioners who stood here making a case. I sympathize with the senior medical personnel who had been intimidated. A young accountant is forced to buy tea in a high end hotel by a Government Minister; this level of impunity is very high. It must not be rewarded.

The Constitution of Kenya Chapter six is very elaborate on how a public officer should conduct themselves. If a public officer goes against this Chapter, the Constitution provides provisions for dealing with that officer. This is done under Section 75. We are only enforcing the provisions of the Constitution. The standard of proof in a process like this is not beyond reasonable doubt. The standard is the balance of probability. All probabilities show that this CEC was in serious breach. The code of conduct outlines five core values:

1. Professionalism
2. Integrity
3. Effectiveness
4. Efficiency
5. Cohesiveness and Teamwork.

I would really want to hear any Member of the House or the committee who would tell me that there are any of those set out by our Code of Conduct, truly there is none. It is sad that this came from the CEC who was supposed to represent the minority. I come from Baragoi and the largest number of my voters come from the Turkana community. That is remedy under Article 197 of the Constitution, which gives guidelines on how to avoid in these instances.

Finally, we do not reshuffle corruption, we only suppress it. We do not reward impunity; we only punish it. We do not promote corruption but condemn it to jail. Abraham Lincoln said that, almost all men can withstand adversity but if you want to test a man's or a woman's character, give him/her power. Thank you Mr. Speaker and I beg that we support the motion as it is.

Specially Elected MCA, (Hon. Osman Dube): Asante sana Mheshimiwa Spika. Mimi napinga majina yote. Napinga kwa sababu katika katiba ya Kenya 54 linaongelea mambo ya walemavu. Kuna mtu ambaye alitafuta uwaziri ambaye anaitwa Peter Bokosh. Napinga majina yote kwa sababu katika majina haya yote hakuna mlemavu. Katiba inakubali sisi sote tushirikiane. Naomba turudie.

MCA Angata Nanyekie Ward, (Hon. Paul Leshimpiro): Thank you Mr. Speaker Sir. I stand to support the Motion as it is. I am the Chair for Health and I thank the committee for what they did. I am a nurse by profession and I was wondering on how to Chair a group that is already divided. The service delivery is likely to be at zero since the said CEC could not work towards

ensuring a good relationship between employees, this does not matter on the fact whether the CEC was a good or bad. This committee did a good job because we are less a problem. While I look at the *Ad Hoc* committee report on the said nominee on December 2016, one of the Articles states that, the nominee is unfit to hold any public office, state or any office.

I would like to amend number 12 of page 23 to read, the committee was not satisfied in the capacity of the nominee to hold the functions of the department she was nominated for and therefore found the nominee not suitable for appointment as County Executive Committee Member for Medical Services Public Health and Sanitation and then insert...

(Point of Order by Hon. Peter Lempei)

MCA Elbarta Ward, (Hon. Peter Lempei): Mr. Speaker, is the Member in order to move a Motion within a Motion?

The Speaker, (Mr. Solomon Lelempere): Thank you hon. Leshimpiro and hon. Peter Lempei. I wish to give directions that, Pursuant to Standing Order number 51(1), of the County Assembly Standing Orders, all amendment to a Motion must be in writing and you cannot also introduce a Motion within a Motion. This is as directed. Kindly proceed debating the motion.

MCA Angata Nanyekie Ward, (Hon. Paul Leshimpiro): Thank you Mr. Speaker Sir, it is part of my contribution but I will put it in writing. My suggestion was that it comes in line with the previous report. The report says that this nominee is disqualified and unsuitable to be the nominee for health. I find it unwise to keep on harassing her, let us just adopt the report and let her find another life somewhere else. For the successful nominees, I would like to congratulate them and remind them that they will not go free if they engage in malpractices and mismanagement. They should improve on their performance.

(Point of Order by Hon. Paul Wonyang)

MCA Waso Ward, (Hon. Paul Wonyang): Mr. Speaker, is it in order for my friend hon. Leshimpiro to say that we are harassing nominees here? The Member should apologize and withdraw.

MCA Ang'ata Nanyekie Ward, (Hon. Paul Leshimpiro): I think I need to protect hon. Leshimpiro.

MCA Suguta Marmar Ward, (Hon. Shadrack Lesoipa): Thank you hon. Speaker. I stand with what my colleague has said that this is a House of record and I think that the hon. Members are here to correct people and not to harass them. It is wise for the hon. Member to withdraw. I stand as a Member of this committee to support this report. Hon. Osman Dube highlighted something about the disadvantaged groups; we shall ensure the progressive implementation of the process. There are issues that are very clear in our Constitution based on the rejected nominee. Article 47(1) gives right administrative procedures in dealing with any officer. This article protects the nominees that have given testimonies here on the issue of harassment.

The hon. Member for Ang'ata Nanyekie was trying to amend the recommendations on page 23, page 22 is clear that the committee was unsatisfied with the nominee to handle the functions of the department that she was nominated for and therefore found the nominee unsuitable for appointment as County Executive Member for Medical Services, Public Health and Sanitation. This can be read with the County Assembly Approval Act, 10. This means that we only vetted that nominee for that department. It is not a guarantee for the appointing committee to forward the nominee for another department for vetting.

We made enough consultations on the report and the authority should not mistake to bring the nominee for any other position on the County Executive Committee. I think that I am in order because it is provided for in one of the County...

The Speaker, (Mr. Solomon Lempere): Hon. Lesoipa, you should not anticipate the debate.

MCA Suguta Marmar Ward, (Hon. Shadrack Lesoipa): I was only clearing doubts that hon. Leshimpiro had. I congratulate the committee for what we did. We have the legitimacy to provide the legislation and the representation of the people of Samburu. The people of County of Samburu are more supreme than any individual here or any Article that is provided here. We, the committee, out of justice, found the nominee not suitable since the skills she portrayed were not satisfactorily. With these few remarks, I thank the committee and call upon the hon. Members of this House to join hands to make this report see the light. Thank you hon. Speaker.

MCA Ndoto Ward, (Hon. Raisy Letura): Thank you Mr. Speaker. I also want to join the Hon. colleagues who have spoken in support of this report as it is. I want to take the Members of this House on the preamble of our Constitution that reads, we the people of Kenya acknowledges the supremacy of the Almighty God of all creation. In accordance with the preamble, God is respected. As we undertook our work, not a single day has passed without us starting with a prayer.

It is a good thing that all the Members of this Committee are God fearing. We started with a prayer so as for God to guide us through this particular process so that no personal vendetta will occur during the vetting process and ultimately the approval of the nominee Members. Article 1 of the Constitution reads on the sovereignty power of the people of Kenya shall be exercised only in accordance with this Constitution. Two states that, the people may exercise their sovereign power either directly or through their democratically elected representatives.

This is what is happening today. The people of Samburu County are actually exercising their democratic rights through their democratically elected leaders, the County Assembly of Samburu. I also respect hon. Osman Dube who is Specially Elected; it is also true on Article 54 which reads that the persons with disabilities are also respected. We are up to the task to make sure that the persons with disabilities are also protected and their rightful share is not tampered with. Article 54(2) states that, the State shall ensure the progressive implementation of the principles that at least 5% of the Members of public in elective and adaptive bodies are persons with disabilities. In respect to the Constitution, I would like to alert the hon. Member that the process is progressive. This matter was not in Kenya but the Constitution has brought it in for this particular case. I pray the hon. Member to accept the nominee Members presented. Obviously, there are more nominee vetting's that are going to be done in the future and the Members will make sure that Article 54 is enforced.

Hon. Lempei, Engineer Wonyang and the Members who have spoken, have dealt with matters of law. I abide with the articles and pieces of legislations that have been mentioned and that are supportive to this report. I have no doubt in my mind that everything was done according to the law and a good report has been generated.

Just to give an overview, the people Samburu, the medical personnel and Tinga Group Ranch, brought a petition. We went ahead to submit their various memoranda and even had oral interviews so as to be sure that no one had their rights infringed. We managed to call two groups from the Department of health who were demonstrating about the CEC nominee for Health.

As hon. Lempei put it, that the petition for Irene Senei did not meet the threshold for the assembly to consider. It was an issue before the court and the committee felt it couldn't handle an issue that is before a court of law. However, we have not thrown it under the table. The committee recommended that the sectoral committee on Lands should take up the issue. According to most of the Members of the committee, the exercise was for the good of the public. Possibly, the public participation was not undertaken or there are some issues which are still underlying. That is why the committee felt the need to refer the issue to Lands Committee to report back to the House.

On Mary Ekai, the *Ad hoc* Committee's report is an annex to the Appointment Committee's report where we borrowed a lot. This House has to listen to any issue and that is why the public was tasked to bring written or oral memoranda and that is why we accepted the two that were brought to the House. One was Pro-Ekai and the other against her.

This House passed a report which is in number 11 as part of the recommendations of the *Ad hoc* Committee's report which states that *Mary Ekai is not fit to hold any public office*. I can say that this House did not sit to discuss her transfer to Education as it was not indicated anywhere but administrative action against her was indicated which can be dismissal, demotion or punishment.

I was moved by what the hon. Member for Maralal ward said. These issues did not just arise the other day. We saw the former CEC for Health who had been moved to Education bragging here that she had done a lot in an arrogant language. I am a medical professional and I understand the price of some equipment. We have a machine called Full Hemogram which is a basic machine that is needed in any facility. As hon. Kirago put it, it is in private clinics in this town owned by our nurses and even doctors. It only costs Shs. 650, 000. For you to build a good blood-bank in this county, you only need Shs. 1 million which will save the people of Samburu from traveling to Nakuru. What is the meaning of a Referral Hospital where you cannot do a simple Haemogram? We need to change the name to Maralal Dispensary. But I am sure with the

knowledge in this House; we will uplift the name of this hospital. I am a member of the committee on health and we have committed ourselves to uplift this facility.

The *Ad hoc* Committee also found out that the CEC was there and even left when those machines were lacking and therefore, she cannot brag to have done a lot to improve the health facility but instead she assisted to bring it down.

I want to highlight a few expenses of the Health department, picked by the *Ad hoc* Committee. There was a training undertaken in Galilee, Israel, which was sponsored by the ministry to a cost of Shs. I, 866,170. There was also a training undertaken by the same CEC and David Onchonga that was a program by the Leading High Health Organization at Strathmore Business School where the cost for the two was Shs. 1.36 million. There was also a maintenance of the hon. CEC's vehicle at a cost of Shs. 1,207,000 million where none of the procurement procedures was followed. A small sample of the cost gathered by the Committee was Shs. 5.3 million for just a few months. If she had been there for long, we could have had Shs. 20 million for only her trainings. If a simple Haemogram could cost Shs. 650, 000, why didn't the CEC shelve the Israel training and build a blood bank and buy a Haemogram machine?

We have also seen through the petition of the health workers where the CEC is not even ready to mend the differences but still wants to force herself to health, promising to do miracles when she was given two years and did nothing.

This Committee found out that, maybe, the CEC was just there to avenge on some of the staff. We even asked her on what she thought of transfers if taken back to the department. The *Ad hoc* Committee revoked all the transfers that she did but she was not committal. That left us worried. She just said she was a good manager who knows how to do things but when asked how she would do things; she could not say. She is going to avenge on those who came to testify before the Committee.

In supporting the report, I don't disagree that the other CEC's had a few issues but we gave them a benefit of doubt on the basis that the County is young with problems in cash flows and other issues that arose on the first year of devolution. That is why the Committee saw the reason to

give them a chance to make things right this time round. We only pray that the political turmoil in the country will come to an end soon so that we can get up running.

As we undertake this exercise, it is important to see that the right thing is done to the people of Samburu. We also want to state that, the Health Committee should move with speed to see that every aspect of health is looked into. As we search for the right person at the helm of the department, we should also see that the divisions in the department also come to an end and a right budget is given to the department. As a member, I want to commit myself to scrutinizing the Health budget so that the department gets crucial and essential drugs to get it moving and restore the glory of the Health department in Samburu. Thank you hon. Speaker and I beg to support.

MCA Nachola ward, (hon. Lawrence Lorunyei): Thank you Mr. Speaker Sir, I stand to oppose the report. The Constitution article 28 on human dignity says *“every person has inherited dignity and the right to have that dignity respected and protected”*

According to article 1, *the supreme power belongs to the people of Kenya and shall be exercised only according to this Constitution.* If I go further to article 2 that says *“the people may exercise supreme power either through their democratically elected representatives”*. As the expressly elected representative of the minority, it is an affirmative action that we have to be included.

If I read article 56 (c) about minorities and marginalized groups that says *“...are provided special opportunities for access to employment”* from the beginning it says *“the state shall put in place affirmative action program designed to ensure that minority and marginalized groups”*:

c) Are provided special opportunities for access to employment

There are nine positions for CECs and we are only given this one which is an affirmative action where the minorities are supposed to select one of our own but people are against it. We have brains and eyes and we can decide for ourselves.

As Ekai said, she has been performing. If you saw the two groups... *(Interrupted by a call for a point of order)*

MCA Waso ward, (hon. Paul Wonyang): Mr. Speaker Sir, I wish to state that, in our recommendations, one of the issues that we considered was, when the name of the first candidate is submitted to the Appointing Authority, we needed to consider Gender and the Minority in accordance with Article 56(A) of the Constitution of Kenya, this is because when we say that dignity and respect for certain individuals should be respected, we realized that the staff in the Health department were not respected.

MCA Nachola ward, (Hon. Lawrence Lorunyei): Mr. Speaker which point of order was he standing on?

MCA Waso ward, (Hon. Paul Wonyang): Point of Order number 87.

MCA Nachola ward, (Hon. Lawrence Lorunyei): According to this report, Standing Order number 83/4, the Appointment Committee is to bring its recommendations to this House. They looked at the academic qualifications, employment records, professional affiliation and potential conflict of interest, they had no objections on all this. They had no doubts about it. This report has been there all along and it was supposed to go to another level on another institution.

MCA Ndoto ward, (Hon. Raisy Letura): Hon. Speaker, I would like to inform the hon. Member that there was a Memorandum brought to this Assembly. The Members sat down and considered them. The committee said that the members of the public were welcomed from both sides. There was a team for Mary Ekai and a team against her. We invited them and also considered the written memorandum.

MCA Nachola ward, (Hon. Lawrence Lorunyei): Mr. Speaker guide me not be interrupted because I was coming to that point. There were two groups, one group was against while the other group was pro. The pro-group said that they had no problem with Mary Ekai. This is because the issue with the rest was about transfers, abuse, and harassment. That was administrative issues, not policies and programs. We are not supposed to talk about that. That was concerned with the Appointing person who is the executive. Mary Ekai did a lot. She visited every hospital in the 15 wards of this County.

(Point of order by Hon. Benjamin Leitore)

MCA Wamba West ward, (Hon. Benjamin Leitore): The hon. Member for Nachola is misleading this House. Standing Order number 87 requires for responsibility for statement of fact. It reads that the Member should be responsible for the accuracy of any facts which the Member alleges to be true and maybe required to substantiate any such facts instantly. The Member should withdraw immediately the Statement that the Member said that a nominee has visited all the Wards.

I want the Member to inform me when Mary Ekai visited Wamba West Ward. I as a representative of Wamba West have never seen the Member visit Wamba West or the entire Samburu East. I only believe that she had only visited Nachola.

MCA Nachola ward, (Hon. Lawrence Lorunyei): Mr. Speaker Sir, she visited all wards. She was in Nachola, N'giro, Ndoto Ward, An'gata Nanyokie and Baawa Wards. In N'giro ward, she went to Tuum, Loonjorin and Parikati with his Excellency the Governor.

MCA Nyiro ward, (Hon. Jonathan Lemoosa): Hon. Speaker Sir, this is a House of Rules and Regulations. Guided by Standing Order number 87, a Member should have facts that are written and tabled for proof. One can move from one ward to another but depends on the essence on the movements. Someone can be moving to draw allowances and yet do nothing. Can the hon. Member give proven facts, on the value brought by the movement of the said CEC, as required by the Standing Order number 87, of this hon. House?

MCA Nachola ward, (Hon. Lawrence Lorunyei): Mr. Speaker Sir, on Thursday, I went to Baragoi and I had two drivers from South Horr in an ambulance. They talked positively about Mary Ekai. The drivers came from Ng'iro Ward. She had all the requirements that she required for her vetting. The only issue was about the memorandum which the Appointing Authority the executive is supposed to handle. This is out of line for the vetting committee.

On the issue of transfers, if you go to the Human Resource manual signed states that, you can be transferred or deployed anywhere in this County. That is what she did.

She tried to balance services to every part of this County. This is why she transferred people from the Headquarters to the rural areas. Ndoto, Nachola and other wards needed these services. It is only when she did her administration management was affected by people who think that they have Godfathers who complained. The people at the rural areas were not complaining.

As the express elected Member of the said CEC of the minority community, Mary Ekai is our choice since we have not seen any evil that she has done. If you go to every dispensary in this County, she has managed to take something even if it is a jerry can. She is recognized by the people at the dispensaries. She was very tough wanting a change. The only reason that people felt bad about her was that she wanted people to feel the value of the Health Services.

On issues of the money, I do not see where she broke the banks and the safes. She was paid by the relevant people. Maybe it was an overpayment. In case of an over payment, the said people can return the money through your account and in a case where you do not have enough, then it is recovered from your salary in small amounts. She gave back the money. The issue of this money is a criminal case, not for this House.

According to Article 10(2) (b), on National values and Principle of Governance, It is about Human Dignity, Equity and Social Justice Inclusiveness. The minority needs to be included in everything. Article 232, (h), the value and the Public Service includes the representation of Kenya's diverse communities, affording adequate and equal opportunities for appointment training and advancement at all levels of the Public Service of men and women, men of all ethnic group and persons with disabilities. All these values are not considered in this report; this is why I say that I oppose the report. There are two memorandums yet people are only relying on one. The ones against it are on strike. They do not value health of the Samburu Community. Maybe someone is using them to come together and protest.

If they were serious, they would have been volunteering in giving services. They are against the CEC because she wants them to perform. She followed all procedures in the Human Resource Manual.

(Call for a point of Order from Hon. Raisy Letura)

MCA Ndoto ward, (Hon. Raisy Letura): Hon. Speaker, I stand on the same Standing Order on the responsibility of the statements of facts. Is it in order for the hon. Member to lie to this House that the CEC was following every procedure while it is in records of the Hansard of this House that, the CEC developed an Organogram which was supposed to be approved by the County Public Service Board and subsequently approved by this House? She went ahead and implemented an illegal organogram. We need your strong guidance because we as hon.

Members cannot sit and listen to gimmick lies when we already have a valid report in front of this House. Thank you Mr. Speaker.

The Speaker, (Mr. Solomon Lelempere): I need to give guidance. The Committee on Appointment has tabled its report and you should finalize on either supporting or opposing it. Kindly finalize on your grounds for opposing and do not state anything that you are not sure of.

MCA Nachola ward, (Hon. Lawrence Lorunyei): Mr. Speaker, I am speaking on what I am very sure off. I was there before and I am re-elected again. The said hon. Member has got interest on the issue of Mary Ekai, if I can stand on Standing Order 85. The hon. Member of Ndoto Ward has interest... (*Interjection from the Speaker*)

The Speaker, (Mr. Solomon Lempere): You are out of order hon. Lorunyei

MCA Nachola Ward, (Hon. Lawrence Lorunyei): Thank you Mr. Speaker. In this report, Standing Order 185 on requirement of experts on *Ad hoc* Committee, there is no report by the experts that we can rely on. If there would have been any issue, it would have been criminal before; it would have not been brought to this House mark timing, which is why I say that Mary Ekai is fit according to her papers, her suitability and experience. It is only that the memorandums of which they are complaints from the management, the Executive Appointing Committee is the one that should be dealt with.

I oppose this report because:

1. That is affirmative action
2. It has not considered a third rule
3. People with disability

MCA Wamba East Ward, (Hon. Lucas Lekwaale): First of all, I would like to thank my colleagues for coming up with this report, and I want to be on record that I Lucas Siriman Lekwaale Wamba East, supports this motion fully (*Applause*) and I just want to say a few things because I was making some observations. The rest of the nominees passed by this house, I agree that probably they have some issues but it is not within the thresholds that the members were looking but in this particular case that we are debating, I want to say a few words.

It is in the *Ad hoc* report that Nominee Mary Ekai has unjustly enriched herself and this is evident in her travel to Israel, actually I remember raising that question she is also on records that she abused the her office by transferring staff illegally, this is unnecessary posting so I just want to ask this House to pass and support the motion as it is. If you want harmony in the Health Sector, then Mary Ekai should not be the CEC for Health (*Applause*) if you want to end ethnic...
(Interjection by the Speaker)

Speaker, (Mr. Solomon Lempere): Hon. Lucas Lekwaale, address the Speaker

MCA Wamba East Ward, (Hon. Lucas Lekwale): Yes. Mr. Speaker. If you want to end ethnic profiling in Health sector, then Mary Ekai should not be CEC for Health, if you want to end impunity, then Mary Ekai should not be there. I want to inform my friend hon. Member for Nachola, we are not trying to be against one particular tribe or minority, we can actually have another member from the same community applying for the same position (*Applause*) if she has the skills required, this is professional we can still consider that. When you even go to the streets people are actually against Mary Ekai, so I support the motion as it is. (*Applause*)

MCA Wamba West Ward, (Hon. Benjamin Leitore): Mr. Speaker I stand to support the report, and I request the House to pass the report as it is. Mr. Speaker, there are clear parameters that the committee on Appointment used to gauge the suitability and other requirements of the nominees and the five Nominees met the Laid down parameters but one Madam Mary Ekai was disapproved on grounds of suitability, she did not meet the merit suitability. I remember when the memorandum was brought to the committee by the health staff, they complained of harassment, mismanagement of resources and maladministration in the department. Mr. Speaker, as a Committee we found out that the Nominee was rude because she displayed a great level of indiscipline to the committee when responding to the questions directed to her in a way that is not respectful. As said by the Member for Elbarta Ward, you cannot have a member responding that she does not have a “moralemeter” to gauge the moral of the members, that is a serious response to the question I want to term it as indiscipline of the highest order... (*Interjection by Hon. Lorunyei*)

MCA Nachola Ward, (Hon. Lawrence Lorunyei): Mr. Speaker, if she said she did not have any instrument to gauge what the members were saying, is that rudeness? That is why I said am standing on point of Order 102 for the hon. Member giving false information to this house

MCA Wamba West, (Hon. Benjamin Leitore): That is not my own making, it is within the Hansard report of the committee on Appointment and if the Member wishes to refer, you can get it within our Hansard report. In this society there are a number of people and behaviors, I learnt through the social media recently that a committee on Appointment from Kajiado County Assembly interviewed one of the Nominees who was asked what would be his/her response to the challenges he/she will meet in the office once given the position, he/she said he/she would close the door and leave the challenges outside. Mr. Speaker I want to gauge Ms. Mary Ekai as a person of that character, because when one is asked... (*Interjection by Hon. Lorunyei*) allow me to contribute.

I want to refer this to the specifics of the report by the committee on Appointment because relating the two questions asked by the committee to the Nominees, question on morale of the staff... (*Interjection by Hon. Lorunyei*)

Speaker, (Mr. Solomon Lempere): Hon. Lorunyei, which point of order are you standing on?

MCA Nachola Ward (Hon. Lawrence Lorunyei): 102 (f) deliberately giving false information to this Assembly

The Speaker, (Mr. Solomon Lempere): Hon. Lorunyei, you are out of order.

MCA Nachola Ward, (Hon. Lawrence Lorunyei): 102, may I explain

The Speaker, (Mr. Solomon Lempere): Kindly sit down

MCA Wamba West, (Hon. Benjamin Leitore): Mr. Speaker, please protect me from the Member for Nachola from taking my time. The second question was if she understood the division within the Health fraternity and she said she was not aware of it and the difference within the health staff all she understood was that there was resistance to the change she wanted to introduce, it was change versus status quo. She does not want to accept that there are challenges within the health sector and I want to relate it to the same answer given by the

nominee in Kajiado County. Those are some of the challenges... (*Interjection by Hon. Lorunyei*)

The Speaker, (Mr. Solomon Lempere): Continue hon. Leitore

MCA Wamba West, (Hon. Benjamin Leitore): Mr. Speaker, that is a great breach of chapter six of the Constitution (73) that talks about responsibilities of leadership, allow me to read the whole of 73, responsibilities of the

73 (1) Authority assigned to a State officer -

(a) Is a public trust to be exercised in a manner that -

- i. is consistent with the purpose and objects of this Constitution;*
- ii. demonstrates respect for the people;*
- iii. brings honour to the nation and dignity to the office; and*
- iv. Promotes public confidence in the integrity of the office; and*

(b) Vests in the State officer the responsibility to serve the people, rather than the power to rule them.

Mr. Speaker, the behavior of the nominee clearly contradict chapter six of the Constitution specifically Article 73. It is within those perimeters that the Committee found the nominee not suitable for the position she also displayed high level of incompetence and we cannot allow incompetence to be transferred to any other department, trying to go through the report of the *Ad hoc* committee in relation to this document, the *Ad hoc* report December 2016 a document of this Honourable House. Allow me to read some part of the observations and relate to the recommendations that this hon. House recommended to His Excellency the Governor for a proper action.

I want to refer to observation number 19 that state; In several occasion the CEC for health Ms. Mary Kanyaman Ekai acted ultra vires and unlawfully the department under the CEC-M leadership, re-designated several medical staff through posting Order No. 6/2016 dated 15th June 2016. In that observation the committee recommended that such transfers are null and void and

all of the officers were reinstated to their positions because we found that all of it did not follow the normal procedure, the Health management committee should have been consulted and the said person decided to ignore the process and do that alone.

Number 22 of the observation states that the CEC-M benefited in unjust enrichment, in her trip to Israel she benefited from 100 percent per diem as opposed to an entitlement of 25 percent since she had been provided for full board as per evidence in her admission letter, this is a clear disregard of the laid down financial procedures. PFM Act 2012 (126) States clearly that every public officer should make sure that the use of public resources is responsible and prudent, the said officer went against it

Almost 98 percent of the recommendations by the *Ad hoc* Committee were implemented by the Executive, whether it was by the office of the Governor, Public Service board, Health administration all these were through. The memorandum by the health department staff was basically on this report by the *Ad hoc* committee. I want to categorically state that the rejection of this member was informed by her unsuitability, we did not have any bad relations with anybody but we were to approved the members who we have been approved for their suitability, the other member had bad reputation that should not be maintained

MCA Waso Ward, (Hon. Paul Wonyang): I would like to highlight a few issues that guided us. When we talk about overall suitability, we were guided by the Constitution and one of the issues when you look at Article 73 that speaks of responsibilities of leadership sub-section (1) talks about the authority assigned to a State officer (a) talks about public trust to be exercised in a manner that... *(Interjection by Hon. Lorunyei)*

The Speaker, (Mr. Solomon Lempere): I think the hon. Member is reading the provision of the Constitution, kindly allow him to read

MCA Waso Ward, (Hon. Paul Wonyang): It states that whenever a State officer exercises responsibilities must be consistent with purpose and object of this Constitution.

(2) Demonstrate respect for the people... (Interjection by the Speaker)

The Speaker (Mr. Solomon Lempere): Kindly address the Speaker

MCA Waso Ward, (Hon. Paul Wonyang): Yes Mr. Speaker,

(3) Should bring honour to the nation and dignity to the office

(4) (a) Promote public confidence in the integrity of the office

(b) Vest in the officer the responsibility to serve the people rather than the power to rule them

Mr. Speaker sir, what we saw during our oral submission of the CEC nominees especially the nominee for health was that there was no respect for the people, we also saw that she was not serving the people; rather she was ruling them. There was an aspect of dictatorship therefore, as we deliberate this matter we should be guided by Article 236 of the Constitution,

236 A public officer should not be –

(a) victimized or discriminated against for having performed the functions of office in accordance with this constitution or any other law; or

(b) dismissed, removed from office, demoted in the rank or otherwise subjected to disciplinary action without due process of law

This was evident in the transfers, promotions, trainings and everything; in fact, I am one of the MCAs affected. I have one medical trained officer; Dr. Antony Lekoitip he moved away from the ministry and deserted duty because of mistreatment all of these are in records.

We need to look at Article 10 of the Constitution, that talks about national values and principles of governance looking at Article 10

2) (a) patriotism, national unity, sharing and devolution of power, the rule of law, democracy and participation of the people;

(b) human dignity, equity, social justice, inclusiveness, equality, human rights, non-discrimination and protection of the marginalized;

(c) good governance, integrity, transparency and accountability;

We saw people crying that they are intimidated in their offices; beaten and chased away some were being told to go and be CECs in Kisumu or Nyanza. We are supposed to perform our duties in accordance to the Constitution. If you go through the doors to the House there are core values of this Assembly; professionalism, integrity, efficiency, effectiveness, cohesiveness and team work, we have to be the first house and do not entertain mediocre. I want to urge you Mr. Speaker sir and the Members that as we deliberate on this matter, there is one quote and I want to say it; whatever we are going to do as long as we are operating in honesty, integrity and intelligence the universe will have our back always. It is already on the streets and WhatsApp the public is watching us, I urge the Members through the Chair that we support this report and not allow Mary Ekai to be the CEC for Health.

Specially Elected Member (Hon. Elizabeth Kalapata): I stand to say that I have no problem with the report but I want to understand two things;

- 1) Is it a must that the minority community should be represented by a female? According to the committee's recommendation
- 2) If this Hon. House... *(Interjection by the Speaker)*

The Speaker, (Mr. Solomon Lempere): Who are you directing the questions to? It is a request, who should answer the questions?

Specially Elected Member, (Hon. Elizabeth Kalapata): Maybe hon. Members

The Speaker, (Mr. Solomon Lempere): Ok, Thank you so much. We are not the appointing authority

MCA Wamba North Ward, (Hon. Christopher Lentukunye): Before I give my input, I would like to thank the Ccmmitee for their tireless efforts that they gave to this exercise. I thank the entire House for this debate. The vetting Committee is guided by the Constitution and public vetting Act, most of the CEC nominees met the given parameters and requirements guiding this exercise academic qualifications being one of them of which I believe all who appeared before the Committee had the qualifications.

Previous records, all the nominees worked in the previous Government and five of them had no issues but one of them showed disrespect to the committee because the content of petition or the memorandum submitted by staff of health department were complaining that Mary Ekai was involved in harassment of staff, being a dictator and fueling ethnic divisions. Due to these reasons I urge this House to support and approve this report as it is. I believe that this house has powers equal to that of the high court of Kenya and if one can dare to misbehave before this house as shown by the level of arrogance she displayed here simply shows the kind of character the individual is, if she can disrespect this House what about the people working under the department she represents, in my view, Mary Ekai is not fit to head not only the department of public health... *(Interjection by the Speaker)*

Speaker, (Mr. Solomon Lempere): Kindly do not pre-empt the debate, finalize.

MCA Wamba North Ward, (Hon. Christopher Lentukunye): Mary Ekai is not fit to be the CEC for Health. I find it hard to work there because the staff in that department is already divided and I believe that they will no longer give the services required by the members of the public. I urge the hon. Members to approve this report as it is.

(Question put and the motion passed)

The Speaker, (Mr. Solomon Lempere): The time being 5:18 pm and there being no any other business, this Assembly now adjourns until Thursday, 19th October 2017 at 2:30 pm