

COUNTY ASSEMBLY OF SAMBURU



THE HANSARD

Tuesday, 24th 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

PAPERS

Leader of Majority, (hon. Christopher Lentukunye): Thank you Mr. Speaker, I wish to lay on the Table the 2th report of the Committee on Appointment on the vetting of the County Executive Committee Member Nominees, thank you.

(Hon. Leader of Majority lays the Paper before the House)

NOTICES OF MOTION

Leader of Majority, (hon. Lentukunye): Thank you Mr. Speaker. I beg to give notice of the following Motion, **THAT**, pursuant to Standing Order No. 46 (4), the County Assembly approves the 2nd report of the Committee on Appointment on the vetting of the County Executive Committee Member Nominees, thank you.

MOTION

Leader of Majority, (hon. Lentukunye): Thank you Mr. Speaker. I wish to move a Motion **THAT**, pursuant to Standing Order No. 46 (4), the County Assembly approves the 2nd report of the Committee on Appointment on the vetting of the County Executive Committee Member Nominees, thank you.

Mr. Speaker, with your permission, 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 the House the Committees' report on the vetting of the County Executive Committee Member Nominees.

Committee Membership: The Committee on Appointment was constituted by the House on 26th September, 2017 and it comprise 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 |

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| 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 three County Executive Committee Member Nominees vide a letter dated 11th October, 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 the Nominee	Department
1	Mr. Peter Leshakwet	Tourism, Trade, Cooperatives and Enterprise Development
2	Ms. Dorcas Ntiam Lekisanyal	Water, Environment, Natural Recourses and Energy
3	Mr. Benedict Lentumunai	Culture, Social Services, Gender, Youth and Sports

Mr. Speaker, on Thursday 12th October, 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 three 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 three sittings during which the said nominees 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 beg to move and I now call upon hon. Lesoipa to second the Motion, thank you.

MCA Suguta Marmar Ward, (hon. Shadrack Lesoipa): Thank you Mr. Speaker, I stand to support the motion and being the member of this Committee, the committee was very cooperative. According to the Committees' report, the three nominees met all the requirements needed for approval during the appointment. I therefore urge the members to read and approve the report of the Committee as it is.

The Speaker, (Mr. Solomon Lempere): I now wish to propose the question that the County Assembly adopts the 2nd report of the Committee on Appointments. Members can go ahead and contribute.

MCA Maralal Ward, (hon. Fred Kiragu): Thank you Mr. Speaker Sir. I stand to support the Committee's report as it is and to commend the Appointment Committee for the good work they have done. However, I wish to make some few remarks on the same report. That, the departments in the question are very important like there is an intention to give women groups loans as well as trainings on the same. The fact that some 300 groups were given some loans was poorly done.

Therefore, the CEC who will be in charge of this department should be very careful. This is because, the people who were training these women were themselves not trained. These people ended up arresting these women groups and taking them to police as they were not able to pay the loans. I am saying this because, some of these women came to me and I assisted them pay the loans. This makes these women to fear taking loans having the experience before.

Therefore, I call upon this department to pull up their socks and make these women be trained by people who know what they are doing and also make a follow-up to ensure the groups are operating as they were intended.

On the issue of operatives, this has not been done although it is noted here in the report. This issue should be tackled as soon as possible as soon as the CEC comes in office. At this era of devolution and with the funds in the department, this cooperative of hides and skins is paramount and should take place as soon as possible.

On item (vii), I do not understand what they meant by tourism because, how can we talk of local tourism while we have killed Maralal Safari Lodge? What are we promoting? Maralal Safari Lodge is in a bad state. We were there during *Mashujaa* Day, there is no water and so one cannot use to a toilet there. This is a lodge that had wildlife sometimes back; talk of buffalos, antelopes, elephants, leopards. It even attracted the people around.

Ministers are taken to Cheers Hotel. It is a shame to this department. Yare used to be a very popular camp even in the times of the late Malcolm; this is the property of this department. It is such a shame that such acreage becomes active five days a year during the Camel derby. I have heard that some visitors come back after Camel Derby requesting to spend a night at Yare Camp; these visitors are taken some other places because it is a shame to take them there. I urge the department to take care of these facilities because they are properties of the County Government.

These facilities should be operational as soon as possible. If they are not able to run these facilities, they should allow private entrepreneurs who are serious to run them to do a good job. Yare camp is already under someone, if this person does not sell the County well, then it is time we change the ownership to someone else who is serious. Samburu County is among the Counties that we have no shows. We used to have annual shows before they grabbed the show grounds. We really need to market Samburu County.

In terms of environment, we will have no town to talk about due to floods which brings erosion. Before devolution, while I was the councilor for Biashara Ward, we made a feasibility study with the environment department with the District Environmental Officer; it was to cost about 10 million shillings in efforts to curb the flooding in town. If you go around St. Paul's for those who live around those areas of Mbukiwa; you will see galleys that if not curbed, we will not have residents around that place. I live around Lporos where you cannot go there if there are floods;

these floods go to town and destroy people's businesses and properties. The department should take action so that we do not find ourselves in the position that Narok is in.

I would like to make a comment on the department of Culture and Social Services; it is very late in the day that we do not have a social hall in this town. When we were in Secondary schools and Teachers Colleges, we had a social hall in this town. For those who know Maralal back then, we had a social hall where tree planting was done. I do not know if Mheshimiwa Stephanie found it but we had Secondary Schools Association Meeting there. We had Table Tennis, Darts and all kinds of games during holidays; it is no longer there.

These games are only found in bars and restaurants; what will stop our youths from drinking and smoking. Our children come for holidays to a town that has no library and social halls; they can only go to these places. These will push them to a life that we always advise them in our meetings not to have. This is very serious especially now that they will be on holidays for two months where we do not even know the schools opening dates come January. If the only places to find these sports are bars, we have no youth to prepare to take over leadership in this County.

We have street children who we call children yet they are growing up. We have some who are 15 to 20 years, should they start robbing people; we will be the first to be robbed around town. When they grow up and have their own biological needs, they will start raping our own daughters here. Catholic Church did a good job where they build a home for them where they put up dormitories and classrooms, this facility was grabbed. I made a follow up and whoever grabbed it built the same which is located opposite Teacher's College. This facility is incomplete.

About a week ago I lost 5kilos of meat and about a dozen or two of eggs that I had bought for visitors; I had put the meat in the vehicle but forgot to lock the door, I came back and found them stolen. I urge this department to look at the issue of street children because very soon we will have street families who will terrorize this town and others. These street children have parents, it is the duty of the department to try and identify their parents. The department should complete this facility for the sake of the street children with no parents at all, thank you Mr. Speaker I beg to support.

MCA Wamba West, (Hon. Benjamin Leitore): Thank you Mr. Speaker. I support the report. Allow me to inform the House that, as a Member of the Committee of Appointment, I wish to congratulate the Committee on a job well done. The Leader of Majority reported that the Committee took almost three days to prepare the report. I looked at the parameters that were laid down to gauge the suitability, experience, professional relevancy of the CEC to the assigned department and other parameters; the Committee took their time and came up with the report that is on the floor of this House.

I wish to read the observations of the Committee to the House on page 12 which reads the County Executive Member for Trade, Tourism and Cooperative and Enterprise development, Mr. Peter Leshakwet. The Committee, having considered his Curriculum Vitae and heard his oral submission during his vetting, the Committee made the following observations:

- 1) Mr. Peter Leshakwet is a holder of a Master's degree in Conservation and Tourism from the University of Kent in 2010 and Bachelors of Environmental Studies from Kenyatta University in 1996.
- 2) Mr. Leshakwet has a wealth of experience in Conservation having served as the Manager of Kalama conservancy, NRT coordinator before joining the County Government of Samburu in 2013 as the County Executive Member for Tourism, Trade and Cooperative Development. His entire career he has been working with the Conservation and Tourism sector.
- 3) Mr. Peter Leshakwet has no potential conflict of interest and has fully complied with his tax obligation.
- 4) Mr. Leshakwet was charged in a Court of Law on corruption charges in which he was cleared of the allegations.
- 5) Mr. Peter Leshakwet has never been dismissed from office due to contravention of provision of Article 75 of the Constitution which deals with conduct of state officer that are adversely mentioned in any investigatory report of County Assembly or Commission on Inquiry.
- 6) The Committee found the nominee suitable for appointment as the County Committee Member for Tourism, Trade and Cooperative and Enterprise Development.

On the County Executive Committee Member nominee for Water, Environment, Natural Resources and energy Mrs. Dorcas Ntiam Lekisanyal; The Committee having considered her Curriculum Vitae and heard her oral submissions, the Committee made the following observations:

- 1) That Mrs. Dorcas Tiam Lekisanyal has a Bachelor of Commerce Banking and Finance from Laikipia University 2014. She is a certified Public Accountant of 2010 and Certified Public Secretaries under Certified Public Secretaries 2012.
- 2) Mrs. Dorcas Ntiam Lekisanyal has a wealth of experience as public servants having served as treasurer to former Maralal Town Council Treasurer to the former County Council of Samburu and in 2013 she was appointed as the Board Secretary to the Samburu County Public Service Board where she served up to date.
- 3) She is a Member of the following professional associations boards:
 - i. Institute of Certified Public Accountants K.
 - ii. Institute of Certified Public Secretaries K.
 - iii. Red Cross society of Kenya.
- 4) She has never been charged in a court of law and she has no potential of conflict of interest and she has fully complied with her tax obligation.
- 5) She has never been dismissed from office for contravention of Provision of Article 75 the Constitution of Kenya which deals with conduct of state officers that are mentioned in any investigatory report of County Assembly or Parliament or any Commission on inquiry.

The Committee found the nominee suitable for appointment as the Executive Committee Member for Water, Environment and Natural Resources and Energy. The third nominee, is County Executive Committee Member Nominee for Culture, Social Services, Gender, Youth and Sports Mr. Lentumunai Kekemoi Benedict. The Committee, having considered his curriculum vitae and heard his oral submission during the vetting exercise, the Committee made the following observations:

- 1) That he is a holder of master's degree in Human Resource Management from the Open University of Tanzania in 2015 and a Bachelor degree in Theology from the Catholic University of East Africa in 2004.

- 2) Mr. Lentumunai has a wealth of experience both in private and public sector. He worked as a Teacher in Minor Seminary and Catholic Technical Training since 2004 to 2007. He joined Baragoi boys High School and was later employed by the Teachers Service Commission as Senior Human Resource Officer from 2009 to date.
- 3) Mr. Lentumunai has never been charged in a court of law and has no potential of conflict of interest and she has fully complied with her tax obligation.
- 4) Mr. Lentumunai has never been dismissed from office for contravention of Provision of Article 75 the Constitution of Kenya which deals with conduct of state officers that are mentioned in any investigatory report of County Assembly or Parliament or any Commission on inquiry.
- 5) The Committee found the nominee suitable for appointment as the Committee Executive Committee Member for Culture, Gender, Youth and Sports.

Mr. Speaker we as a Committee found the nominees suitable based on the parameters that were laid by the Committee. More so, the nominees are suitable to take up the position because none of them was convicted in a Court of Law. I wish to urge the House to pass the report as it is, thank you hon. Speaker.

Specially Elected Member, (Hon. Osman Dube): Naunga kamati mkono, nawapongeza kwa kazi nzuri waliofanya. Nawashauri mawaziri waliochaguliwa wafanye kazi kwa bidii na waangalie masilai ya wananchi wote. Hapo mbeleni, idara kama social service haikufanya vizuri sasa tunataka ifanye kazi na wamama, vijana na walemavu. Idara ya water na environment wanafaa kufanya kazi, kuna uchafu mwingi sana town. Tungependa Town yetu ishindane na nchi zingine kama Rwanda.

MCA Angata Nanyokie Ward, (Hon. Paul Leshimpiro): I support the motion although I have issues with the ministry of.... *(Interjection by the Speaker)*

The Speaker, (Mr. Solomon Lempere): Just for directions members to debate the motion as proposed and let's leave what the sectoral Committee can do for the sectoral Committee. Proceed
Hon. Leshimpiro

MCA Angata Nanyokie Ward, (Hon. Paul Leshimpiro): I would like to thank the Committee on Appointment for the good job done. We understand that the conservancies were created according to this report for two reasons:

- 1) Conservation of the areas and the wildlife
- 2) For security purposes

The security part of it has been so good and I really commend the conservancy units of Baragoi area for the work they do in restoring peace in such area where conflict has been so high. There is also conflict of animals and human beings but the conservancies are doing a wonderful job although they face some challenges, for example; I recently learnt that they have not been paid for some months and that some conservation areas are missing. Although not part of our debate today but it's an area that needs to be looked into because those Scouts have families too and they face challenges too. I beg to support the motion, thank you

MCA Lodokejek Ward, (Hon. Jarias Leshoomo): I support the report from the Committee on Appointment on the vetting of the County Executive Member nominees. Mr. Speaker, thank you for your guidance as we discuss for as hon. Members we are here to give views but not on the roles and functions of the Department.

I would like to commend the committee members for doing this great job, some of the nominees in this report worked for the past five years, we have worked with them and have seen their capabilities and their suitability from their achievements in the previous years. I commend Mr. Leshakwet the Minister for Trade, Cooperative and Tourism for the work he did in the previous years as we know that he ensured that he promotes many functions in his docket, so I support the Committee for recommending him as the CEC.

CEC Nominee Dorcas Lekisanyal has worked for the former Samburu County Council for the last few years and also as the Chief executive Officer (CEO) for the Samburu Public service for the past five years, she did a commendable job during her working period in the board. I am satisfied and I support the report in totality, thank you.

MCA Nachola Ward, (Hon. Lawrence Lorunyei): Thank you for giving me the chance to give my inputs, I stand to support the report. According to Standing Orders 83 (3) on the mandate of the Appointment Committee to bring the nominees so that we can approve.

Mr. Speaker it is on record that most of the nominees we had were there before and so they are absolutely suitable in academics, employment records, profession, knowledge and potential conflict of interest but not on performance just as hon. Kiragu said. Let's look at Maralal safari Lodge and Yare just to mention a few, that is where we need the impact of their academics, we need change. Mr. Speaker, we need people who are efficient, make value for money and can perform.

We understand that some were taken to Court although cleared, we need to see the suitability of that nominee. Mr. Speaker, it is good for us to put this County first, this day is as good as the last day we spoke about the other nominee when the public gallery was full and the media was invited but today, the public gallery is empty no any media is invited that shows there was some interest. None of the nominee in this report has been charged in the Court of law and I can say that we have some conflict of interest, my mind is always pure and independent and I say we do things in the right way. Mr. Speaker, I support the report, the names and the proposal but I need tangible impact to our County, for us to do everything putting our County first.

(The Question was Put and Passed)

The Speaker, (Hon. Solomon Lempere): The time being 4:55 pm and there being no other business, the Assembly adjourns until Tuesday, 31st October 2017 at 2:30 pm.