

**COUNTY ASSEMBLY OF SAMBURU**



***THE HANSARD***

**Tuesday, 25<sup>th</sup> July, 2023**

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

***The Speaker, (Mr. Stephen Lenamarle), in the Chair***

**PRAYER**

## **COMMUNICATION FROM THE CHAIR**

**The Speaker,** (Mr. Lenamarle Stephen): Hon. Members, I would like to acknowledge the presences of visiting students and teachers from Nkaroni Girls Secondary School in Wamba West Ward, Samburu East Sub-County in our public gallery today.

In our usual tradition of receiving and welcoming visitors to the Assembly, I extend a warm welcome to them and on behalf of the County Assembly of Samburu and on my own behalf I wish them a fruitful visit, thank you.

Hon. Lemartile, you can welcome them.

**MCA Wamba West Ward,** (Hon. Lemartile Francis): Thank you Hon. Speaker, I wish to take this opportunity to welcome Nkaroni Girls' students and teachers to this Honourable House. Hon. Speaker Nkaroni Girls apart from being from my Ward, it is a home school and we are just one kilometer apart.

*(Applause)*

Secondly, Mr. Speaker it happens that I was among the initiators and proposers of this school and I must be proud to see these young girls shining in our County.

*(Applause)*

Thank you Hon. Speaker for that brief.

**The Speaker,** (Mr. Lenamarle Stephen): Thank you, anyone else who wants to welcome them? Next order

## **STATEMENTS**

**The Speaker,** (Mr. Lenamarle Stephen): Hon. Members, it is notified that pursuant to Standing Order 45 (1) (c), the Speaker has approved the following tentative response for statements, for Tuesday July 25<sup>th</sup>, 2023:

- 1) Statement No. 0110/2023 requested by Member, Elbarta Ward Hon. Leitoro Jeremiah to the Chairperson of Education and Vocational Training in regards to the status of disbursement of Ward Fund Bursuaries for the Financial Year 2022/2023.

- 2) Statement No. 011/2023 requested by Specially Elected Member, Hon. Lenamatiyio Silapia to the Chairperson of Education and Vocational Training regarding the distribution of food to Early Childhood Education Centers during Term two 2023 across the County.

**The Minority Leader,** (Hon. Leleruk James): Thank you Hon. Speaker, I rise to say that the Chairperson of Committee on Education and Vocational Training is not around, but they are intending to table this report on Wednesday afternoon.

**The Majority Leader,** (Hon. Lentukunye Christopher): Mr. Speaker I think the document or the information we seek in this House is not always the property of the Chairperson, any member of the Committee should give us the reasons and if there is no reason, I think they should just say that the Report is not ready and request for another day and time to table the response, thank you Mr. Speaker.

**The Minority Leader,** (Hon. Leleruk James): Mr. Speaker Sir, I just tried to inform the House that the both reports are not ready, I just have one report and due to time, the proper time to table the response is tomorrow.

**MCA Loosuk Ward,** (Hon. Lenamparasio Caunda): Thank you Mr. Speaker. I rise to support the reason as to why we should debate this Motion tomorrow afternoon is; Mr. Speaker, as you know we have started late and the House is much engaged now that we have County Assemblies Sports Association (CASA) games, we have friendly match at 4:30 PM. So, kindly Hon. Majority Leader I just beg that we debate the statement response by Hon. Leitoro tomorrow in the afternoon please and get to engage with the statement response by the Hon. Chairperson Committee on Environment, Water, Natural Resources Hon. Lemartile and then we get time to give to the volleyball teams for the friendly match, Kindly Hon. Majority Leader accept that, thank you Hon. Speaker

**Specially Elected MCA,** (Hon. Lenamatiyio Silapia): Thank you Hon. Speaker. The Hon. Member just rose and said that they will respond to the statement sort by Hon. Leitoro, what about the statement I requested for? The one you read

**The Speaker,** (Mr. Lenamarle Stephen): Hon. Leleruk, are you going to respond to the two statements?

**The Minority Leader,** (Hon. Leleruk James): Mr. Speaker. Yes, I will respond tomorrow. The reason is that the statement response for the Busary Fund is ready but due to unavailability of enough time, and I know it has a lot of issues; that is why we propose to undertake it tomorrow afternoon, thank you.

**The Speaker,** (Mr. Lenamarle Stephen): So we can accept and we debate the statement tomorrow afternoon at 2:30 PM.

## **MOTION**

**Chairperson Committee on Environment, Water, Natural Resources,** (Hon. Lemartile Francis): Thank you Hon. Speaker, I beg to move the following Motion:

**THAT,** this House debates and approve the Report of the Committee on Environment, Water, Natural Resources on the Site visit to consider implementation of Water Projects done during the Financial Year 2021/2022

Thank you Hon. Speaker, I beg Hon. Leleruk to second the Motion

**(Hon. Leleruk bows to second the Motion)**

**The Speaker,** (Mr. Lenamarle Stephen): Hon. Members, I now propose the Question; **THAT,** this House debates and approve the Report of the Committee on Environment, Water, Natural Resources on the Site visit to consider implementation of Water Projects done during the Financial Year 2021/2022

**Chairperson Committee on Environment, Water, Natural Resources,** (Hon. Lemartile Francis): Thank you Hon. Speaker.

On behalf of the Committee of Environment, Water, Natural Resources it is my pleasure and duty to present to this House the Report of the Committee on the implementation status of Water Projects for the financial year 2021/2022.

Mr. Speaker Sir, the Sectoral Committee on Environment, Water and Natural resources is constituted pursuant to the provisions of Standing Order No.200(1) of the County Assembly of Samburu Standing Orders and executes its mandate in accordance with Standing order 200(4) which provides as follows:

- a) Investigate, inquire into, and report on all matters relating to the mandate, management activities, administration, operations, coordination, control and monitoring of budget
- b) Study the programme and policy objectives of departments and the effectiveness of the implementation
- c) Study and review all county legislation referred to it;
- d) Study, access and analyze the relative success of the departments as measured by the results obtained as compared with their stated objectives;

- e) Investigate and inquire into all matters relating to the assigned Department as they may deem necessary, and as may be referred to them by the County Assembly
- f) Make reports and recommendations to the House as often as possible, including recommendation of proposed legislation.

Mr. Speaker Sir, the Committee on Environment, Water and Natural resources as currently constituted comprises the following Members:

- 1) Hon. Francis Lemartile - Chairperson
- 2) Hon. Asha Mohamed -Vice Chairperson
- 3) Hon. Phelix Lenamparasio- Member
- 4) Hon. James Lelerur - Member
- 5) Hon. James Lenanguram - Member
- 6) Hon. Esther Lenolkulal - Member
- 7) Hon. Jane Nakinyi – Member

Mr. Speaker, It is envisaged in Article 185(3) of the Constitution of Kenya, 2010 that a County Assembly while respecting the principle of separation of powers may exercise oversight over County Executive committee and any other Executive organs. It is on this basis that the committee undertook the exercise of fact finding on the status of water projects in the County with a view to address the following:

- 1) To ascertain if implementation of the projects is in accordance with the bills of quantities
- 2) To ascertain some of the challenges facing the execution of the projects
- 3) To ascertain the time frame of the completion of the project

Mr. Speaker Sir, The Committee set out to carry a fact finding exercise to ascertain the implementation status of Water Projects implemented during the Financial Year 2021/2022 in Samburu County.

The committee sought the input of the Department in-charge of the water projects in the County to get more information on the status of the Projects. Further, the Committee has made observations and recommendations on the fact finding which parts of this Report are.

Mr. Speaker sir; the Committee is grateful to the Offices of the Speaker and the Clerk of the County Assembly for the logistical support accorded to it during the site visit exercise.

I wish to express my appreciation to the Honourable Members of the Committee for their resourceful input that informed the content of this Report despite majority of them being new Members. My

sincere gratitude also goes to the members of the Secretariat for their technical advice and dedication in compiling this Report.

It is therefore my pleasant duty and privilege, and on behalf of the Committee on Environment, Water and Natural resources to table this Report on Water Projects Implementation Status And Its Recommendations to this Assembly for deliberation and adoption.

Mr. Speaker, Water is a necessity for all forms of life as well as agriculture. This global need for clean water access necessitates water resource plans and management policy to determine the means of supplying and protecting water resources.

As water scarcity increases with climate change, the need for robust water resource management will become more prevalent. An estimated 57% of the world's population will experience water scarcity at least one month out of the year by 2050.

Samburu County is faced with water shortages, and many still must walk some distances to their nearest water points, especially women. Currently, the main sources of water are seasonal rivers, boreholes, few shallow wells, earth dams, and limited tap water. Water production is low against a high demand per day.

The County faces a number of challenges with regard to water resources development and management. The main challenges include the following:

- 1) The catchment degradation is affecting both surface and underground water resources in terms of quantity and quality
- 2) Limited assessment and monitoring of the water resources in the County, making it increasingly difficult to make informed decisions on development and sustainable management of water resources
- 3) Lack of proper sewerage and sanitation facilities as well as poor planning, and poor drainage further aggravated by an increasing population
- 4) Increasing water demand due to increasing population and expansion of agricultural and economic activities across sectors
- 5) Low practice of harvesting and storing water due to low investment and financing of requisite infrastructure
- 6) Limited investment and financing for the water sector due to lack of clear national and County investment plans and inadequate public financing; and

- 7) Limited capacity and lack of effective coordination mechanism among actors. Additionally, there is limited sensitization and awareness of water harvesting and storage techniques as well as poor governance and management of existing water infrastructure

The County therefore requires development of a framework to improve the sector's service delivery and realign it with Constitutional environment as well as to ensure adaptability to meet the needs of a changing environment. The County Government and the department should develop a water policy in line with the Sessional Paper No. 1 of 1999 National Policy on Water Resources Management and the spirit of the Constitution of Kenya 2010 and Kenya's Vision 2030.

The Policy will also address a framework for an integrated approach to planning, sustainable development and management of water resources, and progressive realization of the human right to water, sanitation and environment.

Mr. Speaker Sir, the Committee requested for a status report from the department of Environment, Water and Natural Resources on the Water projects and the department submitted the table below in page 9 to page 13, that is the list submitted by the Department being project implemented during the year 2021/2022.

	<b>SP2 DRILLING AND EQUIPING OF BOREHOLES</b>		
<b>A</b>	<b>LOT ONE 3NO B/HOLES</b>		
1.	Drilling & Equipping of Latakweny borehole	5,500,000	Nyiro
2.	Drilling & equipping of Soit Ngiro borehole	5,500,000	Elbarta
3.	Drilling & Equipping of Lesoit Naibor borehole	5,500,000	Elbarta
<b>B</b>	<b>LOT TWO 4NO B/HOLES</b>		
1	Drilling of Lingatuny borehole	3,000,000	Nachola
2	Drilling & Equipping of Lolelea (Lokuto) borehole	6,000,000	Nachola
3	Drilling & equipping of Marti centre borehole	5,500,000	Nachola
4.	Drilling & Equipping of Kalowoton borehole	5,500,000	Nachola
<b>C</b>	<b>LOT THREE 3NO B/HOLES</b>		
1	Drilling & Equipping of Lmarmarroi borehole	5,500,000	Wamba North
2	Drilling & Equipping of Nantei Borehole	5,500,000	Wamba North
3	Drilling & Equipping of Ndikir nanyekie borehole	5,500,000	Wamba North

<b>D</b>	<b>LOT FOUR 3NO B/HOLES</b>		
1	Drilling of Raraiti borehole	3,000,000	Wamba North
2	Drilling & equipping of lorok nyekie borehole	5,500,000	Wamba North
3	Drilling & equipping of Ikisin borehole	5,500,000	Wamba east
<b>E</b>	<b>LOT FIVE 4NO B/HOLES</b>		
1	Drilling & equipping of lopesuwuo borehole	5,500,000	Wamba west
2	Drilling & equipping of loruko borehole	5,500,000	Wamba east
3	Drilling & Equipping of Mpagas borehole	5,500,000	Wamba east
4.	Drilling of Sesia Borehole	3,000,000	Wamba West
<b>F</b>	<b>LOT SIX 3NO B/HOLES</b>		
1	Drilling & Equipping of Siambu borehole	5,500,000	poro
2	Drilling & Equipping of Seketet –poro borehole	5,500,000	poro

3	Drilling & Equipping of Loperoi borehole	5,500,000	Loosuk
<b>G</b>	<b>LOT SEVEN 4NO B/HOLES</b>		
1	Drilling & equipping of longoitin borehole	5,500,000	Suguta marmar
2	Drilling & equipping of lchoro lelerai borehole	5,500,000	Suguta marmar
3	Drilling & Equipping of Lkitasingie borehole	5,500,000	Suguta marmar
4	Drilling & Equipping of Tamiyoi borehole	6,000,000	Maralal

S/N	DESCRIPTION OF GOODS/WORKS/SERVICES	PROCUREMENT METHOD	CONTRACT SIGNING DATE /LSO DATE	AMOUNT QUOTED IN KSHS	COMPANY
CAS/059/007/2023 COUNTY ASSEMBLY OF SAMBURU 3RD ASSEMBLY 2ND SESSION					
1	Drilling and equipping of 3no.Boreholes at Elbarta &Ndoto	OPEN TENDER	4/04/2022	18,892,301	Mnazi Engineering Ltd
2	Drilling and equipping of 4no.Boreholes at Nachola Ward	OPEN TENDER	4/04/2022	18,030,155	Aishanoor investment ltd
3	Drilling and Equipping of 3no boreholes at wamba North	OPEN TENDER	4/04/2022	14,883,591	Aishanoor Investment Ltd
4	Drilling and Equipping of 3no.Boreholes at Wamba North and Wamba East.	OPEN TENDER	4/04/2022	12,846,398	Mnazi Engineering Ltd
5	Drilling and Equipping of 4no.boreholes at wamba West and Wamba East	OPEN TENDER	4/04/2022	21,974,304.80	Falam Construction Lt
6	Drilling and Equipping of 3no.Boreholes at Poro Loosuk wards.	OPEN TENDER	4/04/2022	15,099,073	Ole Noor Engineering
7	Drilling and Equipping of 4no.boreholes at suguta marmar &Maralal wards	OPEN TENDER	4/04/2022	21,835,038	QUALIT TRADING
8	Water Extension at Nookworak to Lodungokwe	OPEN TENDER	4/04/2022	6,569,490	SALAMAT ltd
9	Loruko Water provision at nyiro Ward	OPEN TENDER	4/04/2022	8,643,129	Ole Noor Engineering
10	Ngilai Dam to Ngilai Village water Extension at Elbarta Ward.	OPEN TENDER	4/04/2022	7,590,258	Linspring Supplies and Merchandise Ltd.
11	Nairimirimo water Extension at Wamba North Ward	OPEN TENDER	4/04/2022	6,881,398	Mnazi Engineering Ltd
12	Construction of seren Dam at Ndoto Ward	OPEN TENDER	4/04/2022	9,044,000	Ole Noor Engineering Ltd

<b>H</b>	<b>Other major projects</b>		
1	Water extension Noonkouwarak to Lodung,nkwe & Tank	7,000,000	Wamba west
2	Loruko water provisions	9,000,000	Nyiro
3	Ngilai Dam to ngilai village water extension	6,000,000	Elbarta
4	Water extension to Nairimirimo	8,000,000	Wamba North
5	Construction of seren Dam	10,000,000	Ndoto

Mr. Speaker Sir I move forward to the projects. The committee visited the sites where projects were carried out. The committee found out the following. I will go through one by one in lot one we have the projects name, the Ward from, the status and Committee recommendations:

	SP2 DRILLING AND EQUIPING OF BOREHOLES	WARD	Status	COMMITTEE FINDINGS
<b>CAS/059/007/2023 COUNTY ASSEMBLY OF SAMBURU 3RD ASSEMBLY 2ND SESSION</b>				
<b>A</b>	<b>LOT ONE 3NO B/HOLES</b>			
1.	Drilling & Equipping of Latakweny borehole	Ndoto	Committee did not visit the site due to constraint of resources	
2.	Drilling & Equipping of Soit Ngiro borehole	Elbarta	works completed – Fully paid	Borehole functioning
3.	Drilling & Equipping of Lesoit Naibor borehole	Elbarta	works not Started during the time of visit-Fully Paid	Contractor arrived at the site during the time of the visit. We met the contractor at the site ready to start and confirmed that work completed except for the equipping part which is on the way.
<b>B</b>	<b>LOT TWO 4NO B/HOLES</b>			
1	Drilling of Lingatuny borehole	Nachola	Site relocated to Nasilang – Fully Paid	Area MCA and the County Assembly were not aware of change of site. The committee confirmed that Nasilang borehole is functioning and we have been told where the borehole was reallocated to.
2	Drilling & Equipping of Lolelea (Lokuto) borehole	Nachola	Site relocated to Lomirok – Fully Paid	Area MCA and the County Assembly were not aware of the change of site. The committee confirmed the borehole is functioning
3	Drilling & equipping of Marti centre borehole	Nachola	Site relocated to Esikiria – Fully Paid	Area MCA and the County Assembly were not aware of the change of site. The committee confirmed the borehole is functioning at Esikiria.

4.	Drilling & Equipping of Kalowoton borehole	Nachola	Drilled But dry and fully paid	The Committee Directs PIAC to investigate the expenditure incurred for the dry borehole
<b>C</b>	<b>LOT THREE 3NO B/HOLES</b>			
1	Drilling & Equipping of Lmarmarroi borehole	Wamba North	works completed – paid	The Borehole not working during the time of Visit. The community said that they used the borehole for some time and I do not know whether the water table went down.
2	Drilling & Equipping of Nantei Borehole	Wamba North	works completed – paid	Borehole functioning
3	Drilling & Equipping of Ndikir Nanyekie borehole	Wamba North	Committee did not visit the site due to financial constraints	
<b>D</b>	<b>LOT FOUR 3NO B/HOLES</b>			
1	Drilling of Raraiti borehole	Wamba North	works completed – paid	Borehole Drilled
2	Drilling & Equipping of Lorok Onyekie borehole	Wamba North	works not Started -Fully Paid	works not Started during the time of visit but after a week I think the contractor had done the drilling and I think it is to be confirmed because he did it after the site visit
3	Drilling & Equipping of Lkisin borehole	Wamba east	works completed – paid	Borehole Functioning
<b>E</b>	<b>LOT FIVE 4NO B/HOLES</b>			
1	Drilling & Equipping of Lopesuwuo borehole	Wamba	works	Borehole Functioning

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		west	completed paid	
2	Drilling & Equipping of Loruko borehole	Wamba east	works completed paid	Borehole Functioning
3	Drilling & Equipping of Mpagas borehole	Wamba East	works completed paid	Borehole Functioning
4.	Drilling of Sesia Borehole	Wamba West	works completed paid	Borehole Drilled
<b>F</b>	<b>LOT SIX 3NO B/HOLES</b>			
1	Drilling & Equipping of Siambu borehole	Poro	works completed paid	Borehole Functioning
2	Drilling & Equipping of Seketet –poro borehole	Poro	works completed paid	Borehole Functioning

3	Drilling & Equipping of Loperoi borehole	Loosuk	works completed –paid	Borehole Located on private farm
<b>G</b>	<b>LOT SEVEN 4NO B/HOLES</b>			
1	Drilling & Equipping of Longoitin borehole	Suguta marmar	works completed –Not Paid during the time of visit	Borehole Functioning
2	Drilling & Equipping of Lchoro Lelerai borehole	Suguta marmar	works completed – Not Paid during the time of visit	Borehole Functioning
3	Drilling & Equipping of Lkitasingie borehole	Suguta marmar	works completed – Not Paid during the time of visit	The borehole has been vandalized whereby solars and 10, 000 litres tank stolen
4	Drilling & Equipping of Tamiyoi borehole	Maralal	works completed – Not Paid during the time of visit	Borehole Functioning

<b>H</b>	<b>Other major projects</b>			
1	Water extension Noonkowarak to Lodungonkwe & Tank	Wamba west	works completed –paid	Water extension completed
2	Loruko water provisions	Nyiro	Fully paid	Committee did not visit the site due to financial constraints
3	Ngilai Dam to Ngilai village water extension	Elbarta	works completed –paid	Water Extension Completed and working
4	Water extension to Nairimirimo	Wamba North	works	Water Extension

			completed –paid	Completed and working
5	Construction of Seren Dam	Ndoto	Fully paid	Committee did not visit the site due to financial constraints

Mr. Speaker Sir, the committee upon visiting various water projects across the County observed the following:

1. Drilling and Equipping of Boreholes was not equitably done across the County. The wards not considered during financial year 2021/22 are as follows:

- i. Lodokejek ward.
- ii. Baawa ward.
- iii. Waso ward.
- iv. Ang'ata Nanyekie ward.

The Committee observed that the water project was not equitably distributed across the County because other wards has four to five projects while other wards have none.

2. Maintenance and management of the Boreholes across the County is not being done by the department.

3. Some Boreholes have since been vandalized e.g. Lkitasingie borehole in Suguta Ward where Solars and the Tank were stolen.

4. Boreholes have been relocated to different sites without the knowledge of the area MCA or Approval of the County Assembly especially in Nachola Ward.

5. The Department has paid some projects without work done i.e. Lorok Onyekie and Soit Naibor Borehole and other complete projects have not been paid i.e. Drilling & Equipping of Longoitin borehole, Drilling & Equipping of Lchoro Lelerai borehole and Drilling & Equipping of Tamiyoi borehole. The Committee observed that there must be some favourism within the work given because other contractors have been paid without doing any job while others have completed their work but are not paid in time.

6. Projects not labeled to indicate the funder or the financial year of implementation. That will bring implication of projects because we cannot assure that the projects were for that Financial Year or being implemented by the County Government.

7. Most of the Boreholes were not fenced and that is why most are vandalized.

8. Most Projects were completed but not handed over to Community for ownership. The borehole is hanging, not in the hands of the community nor the County Government or the Department and the Community have not been given full ownership.

9. Some Boreholes are located in Private farms i.e. Loperoi Borehole in Loosuk Ward which is very wrong Mr. Speaker because that borehole is supposed to be a public utility and should not be in a private land.

10. The County Government and the department does not have any water policy which we see as a cause of all mismanagement because we do not have a water policy in our County or in that Department.

#### **4.2 COMMITTEE RECOMMENDATION**

Mr. Speaker Sir, the Committee Recommends the Following:

- 1) The County Department for Environment, Water and Natural resources should develop a water policy in line with the Sessional Paper No. 1 of 1999 National Policy on Water Resources Management and the spirit of the Constitution of Kenya 2010 and Kenya's Vision 2030.
- 2) Proper hydrological survey of water availability should be done before embarking on drilling of boreholes to minimize wastage of funds.
- 3) The department should ensure that all projects are labeled to avoid duplication of projects in future.
- 4) The department should ensure that after completion of work, contractors should be treated equally to avoid pending bills in future.

- 5) The department should ensure that after completion of projects handing over should be done to create ownership of the project by the community.
- 6) The department should not change project site without following the due process and involving the area MCA.
- 7) The committee to direct investment and accounts committee to investigate the expenditure incurred for the dry boreholes and those paid before commencement. The department should ensure the acquisition of land ownership before implementing any water project.

Last but not least Mr. Speaker, the department should compel the owners of land where public projects are already done to allow members of community to access the project. This should be done through writing for example Loperoi borehole in Loosuk Ward. Thank you, Mr. Speaker. Those are the committee observations and recommendations for this house to adapt to assist us to give service delivery to our people especially in the Department of Environment and water.

Secondly Mr. Speaker, I wish to thank the honorable Speaker and the Clerk for the logistic support given to the committee and we did not make to all the projects due to short logistics available Mr. Speaker. We visited projects which are close to projects which have been raised by honorable members in this house because we had questions by honorable member from Elbarta, Soit Naibor, we have two projects from Wamba North raised by Hon. Lentukunye which are Lorrok Onyekie and Nairimirimo water. So, the intention of the committee was to visit especially those projects which have been raised questions and the answers were not done.

That is why the committee requested to go on site visits. We did not go to other projects, especially projects done before 2021-2022. It is only for that financial year. I know members are curious to ask more questions on water projects but specifically the committee visited projects for 2021-2022. Most of the projects were done during that time, during that financial year, Mr. Speaker as the observation of the committee will compel the department to follow the recommendation of this house if adapted to make sure projects done this financial year following the recommendations of this house. Thank you, Mr. Speaker for that time.

**MCA, Elbarata Ward,** (Hon. Leitoro Jeremiah): Thank you honorable Speaker. I would wish to take this time to appreciate my colleague and the Chair for the committee on water, Hon. Lemartile Francis for the detailed report on water. I have just received report from the honorable Chair that there is a project that was completed and was paid from my ward, that project is Ngilai Dam to Ngilai village water extension. The status that the work was completed and paid. The status is completed and paid and also the committee observed that the project was completed and working. I want the honorable members to note the two issues. So Ngilai Dam and water extension completed and working, that is one.

Two, Honorable Speaker, the work was paid. I wish to request this honorable house that we should adopt this report because Ngilai is specifically where I stay in in Elbarta, Hon. Speaker and such a project was not done. I really wish to request again the committee to confirm if they have really visited the project because it has captured from the statement that I have read from the Chair it is shocking me Mr. Speaker. How come the Ngilai project is said to have been done and paid and yet it is non-existent in the first place?

If we are going to adopt this report, then I do not know what we are doing because we will end up adopting something that really...it seems of the projects were not visited Mr. Speaker. If we are going to adopt I would request that we adopt it with amendments because some projects have not been done. It will not be fair for some of the projects to be said to have been completed and paid yet the fact remains that those projects are non-existent. If at the end of the day this house adopts the report I will be forced again to raise a statement because...and I want to thank the Chair because I never knew this project was completed and has already been paid, Mr. Speaker. Thank you, honorable Speaker.

**MCA Wamba North Ward,** (Hon. Lentukunye Christopher): Thank you Hon. Speaker once again. I am the seeker of this statement Mr. Speaker. I want to take this opportunity to thank honorable member for having tried. Mr. Speaker allow me to use the term tried just to give a response to my statement. Some of the answers I wanted to get from the committee were omitted. I have a project called Ndikirr Nanyokie borehole. The budget which was allocated to

that borehole was Kshs. 6M. but in his report it is indicating Kshs.5.5M. that is not something contentious but how this project was omitted from the list.

If I compare the omission and what is indicated in the response that the committee did not visit the area. It is omitted in the paper and also in the report the committee did not visit the area. What is the reason behind it? Mr. Speaker that is the main reason I asked for this statement – the project of Ndikirr Nanyokie. Another one is Nairimirimo water extension was allocated Ksh 8M in their report, the project is completed and functioning.

There is a difference between what is on the ground and what is in the paper. I accept that the extension work was done but I don't know if it is the use substandard quality of materials people on Nairimirimo have never for a single day enjoyed that water despite the government using that money. Mr. Speaker Kshs.8M is a huge amount of money. To spend that amount of money and no value for that money, it is not meeting the intended purpose.

Mr. Speaker, another worrying question, the Chair should be very serious because that kind of response of saying the committee did not visit the area due to financial constraints I think that's not serious at all Mr. Speaker. It is so casual. There is another borehole called Lorrok Onyekie borehole. In the report given by the Co-Chair through the committee this borehole was paid fully. I do not know whether by the time the committee was visiting the area, that is when the work started but the truth of the matter is that this project was paid before the work started.

Mr. Speaker I believe every member has a copy of the report. If you compare, most of these projects were awarded to one contractor. We are getting information that this project was paid but work started maybe after the payment has been done. This house should take this work seriously because maybe this is a plan to defraud the government by giving one individual person. Most of these boreholes were given to one contractor and this contractor is not doing the work. So, Mr. Speaker we are not going to adopt this report. I think this house should think otherwise. We should take this seriously and even investigate this company and the company owners. We need to know them. Even those who paid them. We should inquire more about this company.

We are getting information that this company was given a lot of projects and most of them are not done and payment was done. It is not fair at all. Even the person who awarded him these contracts was not fair. People in this county also want to be promoted in a way economically. I don't know whether we are encouraging to promote an outsider, whether we are promoting empowerment of our people by giving one person the entire budget of that particular department. Mr. Speaker, now that one project is omitted in the response and from even the request for the statement, I don't know whether it was deliberate just to cover up something. Mr. Speaker I want this house to consider this project called Ndikirr Nanyokie. This borehole was drilled and no water was found. And probably this money was paid in full. Thank you, Mr. Speaker.

**Specially Elected MCA, (Hon. Lekirimpoto Stacy):** Thank you Hon. Speaker. Mine is to appreciate the good work the committee has done, including the Chairperson. I feel like they only went through the only ward that was fully represented was Samburu Central that is the only areas that they went checking and I feel like they should re-do the work and I totally agree with what Hon. Lentukunye and what Hon. Leitoro have said we don't think we are going to adopt the recommendation unless it is going to be amended because most of the projects that we were listening they were completed and fully paid but not functioning which is very worrying and also I am concerned about the Lkitang'isei borehole in Suguta Mar mar, I just want to ask the department how they are going to address the issue of insecurity and the vandalization of the equipment there. Thank you, Hon. Speaker.

**MCA Loosuk Ward, (Hon. Lenamparasio Phelix):** Thank you Hon. Speaker. First of all, let me take this opportunity to welcome our daughters, our girls, the teaching fraternity of Ngaroni Girls Secondary School if I am not wrong to the Chambers, feel welcomed, this is your home we are your fathers, we are your mentors, we are your parents, so welcome to the County Assembly of Samburu. Mr. Speaker, I am one of the Members of the Committee that went round, so I just want to make some clarifications here or some points.

Firstly, I think it should be noted by the Honorable Members that when a Member asks for a statement, the only thing that the Committee does is to go and seek for the information and bring

back here the information for the Member whether the information is favorable to that Member or not. I think that is the mandate of the Committee because we are a procurement department, we do not award tenders but we just go and bring the information and bring it to this House and I will take this opportunity to thank the Department, the Water Committee for the work they have done.

First of all, Mr. Speaker the Members should know that we were only facilitated for five days to go round 15 wards. In some wards for example Nachola and Wamba North, accessing one borehole took the Committee almost three-quarter of a day from morning to afternoon accessing only one borehole and you find there is a Ward that had four borehole, three borehole, so I think as much as we thank the Assembly and the Clerk and the Office of the Speaker for facilitation, in future they should consider such things because facilitating a Committee for five days to go round the whole County, I think it was somehow challenging.

When we went through Suguta Ward and Loosuk Ward, we went to Lkitasini in the book it was written Lkitasini but I think it is Loongolin, when we went there, at the borehole we found a zebra killed by Pokot bandits some few minutes ago and we were just there. So, I think the Committee have done a lot and I should commend that Committee led by our able chairperson Hon. Lenamartile for the work done. So, I think timely, for the Member of Wamba North to me in page nine I am seeing number three, lot three, I am seeing drilling and equipping Ndikir Nanyekie borehole the 5.5 that the Honorable for Wamba North is saying that is omitted is not omitted and the reason as to why the Committee did not visit the borehole was just because what our chairperson said you know we had only five days going round the 15 wards and it was even challenging.

It is even better in Samburu West because we used even a single day traversing three wards; Porro, Loosuk and Suguta. We finished very late at night just going round, we committed ourselves but for the Samburu North and East Wards they are very vast that we took a lot of time going even for one borehole, so I think kindly the Member should just understand that that is the reason as to why we never visited the borehole and again this House, the whole of this House, I

think we should come as a House and agree on one thing that there is a lot that has to be done especially in all Departments not even in the Committee of Water, Environment and Natural resources and everywhere because the biggest problem that is there is that the procurement in this County is in a mess.

Even if I am a member of that Committee, I must support that its very bad to have a project paid and it is not done, it's so painful, so I just feel for Hon. Leitoro that there is a project in his Ward that was paid and it was not done, nobody knows maybe in the next financial year it will be in Loosuk it's so painful. So, Members I think kindly even if you should may be adopt this report with some recommendations, let us just do that because we tried as a Committee we did our best, we sacrificed a lot that we have this report here. Thank you, Hon. Speaker.

**MCA Suguta Ward**, (Hon. Leleruk James): Thank you, Mr. Speaker, I stand here as a Committee Member of Water and also a representative of Suguta Marmar Ward. Mr. Speaker I just commend the Committee for the good work they have done and this is also an indication as the first Committee of this House since we started our work that tried to go around and see what are the status of water in our County. Everybody in this County knows that we have a lot of problem with water and what we are bringing here as a Committee, we are bringing what we saw on the ground and what needs to be done, so to our Honorable Members I only urge you if we want to amend this report because most of the recommendations that we have suggested will try and cure what is ailing in our County and also there are some warning shots to this County Government Departments to see and know that this House is not a rubber stamp.

Mr. Speaker, we want it to be known that we are not coming here to rubberstamp the work that is not done if it is not done and if the work been done, we say it has been done correctively. Mr. Speaker, there is a recommendation that there is favours in some payments to different companies and yet others have not been paid, one of that kind is in Suguta.

Mr. Speaker I as a representative of Suguta ward I have not been elected to come and rubberstamp when the work is not properly done, I urge the department not to pay those boreholes because the Department have visited the boreholes but if you get full information,

some of those projects the reason why some boreholes went dry, these people are putting I don't know some waters which are not recommended.

So once they put that one before the Community realize that there is a problem the reason why this of one Suguta is not paid and also that one of Lkitasini it is because I stand and said It will not be paid unless I confirm it is working and I urge these Honorable Members that going forward let us make sure as area MCA to see all your projects are done fully so that you don't bring a lot of complain later that it has been paid and you have not been involved, let us see on the ground if the project it is in your Ward go and visit, make sure it has been done then tell the department to pay it.

I just want to say that it was not favourism that Suguta Ward has not been paid, I am the one who raised the issue that it was substandard and the issue of Lkitasine in Loongolin, that borehole has a lot of insecurity and those contractors and the Majority leader raised about people been given tenders those people should also, another recommendation that I recommend, when a person is being given a tender, he must employ somebody to look for those projects until when the community is being handed. The reason why that borehole has been vandalized, that contractor was so rude, the one who did the job at Suguta. He didn't even consider employing somebody to look after that project and that is the reason why most of those boreholes have been vandalized.

So going forward and also the recommendation, I only urge members to see what the Committee has recommended we have tried, this County has a lot a problem. This is just a small fraction that we have tried to visit but because of unlimited time I think as a House we recommend that these projects would go round and see all the projects has been done and also there is a recommendation on pick and pack to do their work. It's not the work of the Committee now on Water, we have brought everything nothing has been hidden everything is clear. Thank you.

**Specially Elected Member**, (Hon. Lenamatiyo Silapia): Thank you Hon. Speaker, I also stand to make my concerns on the report brought by the Committee on Water. Hon Speaker, the Honorable Member for Wamba North Ward just raised his concerns and I am here to echo its

concerns. Hon Speaker, when you look about the Ndikir Nanyekie borehole. Hon Speaker, the drilling and equipping of Ndikir Nanyekie borehole, they have been drilled but they didn't get water.

Now I am asking this Committee where is the budget for equipment and they are here telling us the Committee did not visit the site due to financial constraints. Hon Speaker, the Committee were facilitated to go around this County to look for those projects and report to the concerned who sort that statement but what they are telling us is that just because of the financial constraint I don't think money will carry a person from here to Wamba North ward, they were provided a vehicle. Hon Speaker, I just want to ask this House, let us be serious you can't just come and tell just because we have no money to go there then we can't go there and see that borehole.

They were provided a vehicle; this Assembly also facilitated the Honorable Members on the Committee on water just to go around and see those projects whether they were done or not let them report to us Honorable Speaker. Hon. Speaker, protect me! let me finish my point so that they can shed light on that.

**Mr. Speaker**, (Lenamarle Stephen): Let him give you the point of information then you will continue.

**MCA Loosuk Ward**, (Hon. Lenamparasio Phelix): Thank you Hon. Speaker, I think for the Honorable Member to say we were facilitated and we should have gone round all this County for five days is out of order, you know you should understand that given a vehicle is so different and going for a distance. You can be given a vehicle to go to Suguta and you can be given a vehicle to go to Southern Sudan but the one that goes to Suguta can just use some few minutes and come back. We have just raised the concern here that we were facilitated just for five days, it is in record, the Assembly facilitated us. There was no way that we could have transverse the whole County or 15 wards within five days. We are just he saying here that we went there and we had no time, there were no facilitation, you know we should have accommodation, we should have our allowances, we should have our transport but they were not provided for, they were only provided for five days. The three days we took it to Samburu West and some Wamba West ward

and the other two days one day we went to Wamba North and then to Samburu North. So kindly be informed. Thank you.

**Specially Elected Member**, (Hon. Lenamatiyo Silapia): Thank you Honorable Speaker, and thank you the Honorable Member for informing me. Honorable Speaker, let me then inform the Honorable Member that those who travelled to Wamba North Ward to visit these sites is only the Honorable Jane Nakinyi others are just here in Maralal. So, Hon Speaker we are aware and that is why we are raising these issues.

**Mr. Speaker**, (Lenamarle Stephen): Order! Hon. Silapia, are you very sure of that?

**Specially Elected Member**, (Hon. Lenamatiyo Silapia): Honorable Speaker, I am very sure. Honorable Speaker, now that the Committee did not visit the site in Ndikir Nanyekie, then what are they telling us? Are they telling the Honorable Member from there to go there and visit that site? Or are they telling us that they are not able to go there, what are we going to do now? Honorable Speaker, if this Committee would not do their role, then we form another Committee to go and do that and then Honorable Speaker, we have also the Nairimirimo water extension here they say that it is complete but what I can assure you and tell you, they have done nothing. That's why we stand here and...

**Mr. Speaker**, (Lenamarle Stephen): Point of order from Hon. Leleruk.

**MCA Suguta Ward**, (Hon. Leleruk James): Mr. Speaker, I just want to raise a point of order that Honorable Member should also know that the Honorable Members are not the ones who are concerned about the payments, us is just to visit and give the information to the House.

**Mr. Speaker**, (Lenamarle Stephen): Point of information from the chairman, Hon. Lemartile.

**MCA Wamba West Ward**, (Hon. Lemartile Francis): I think Hon. Speaker, as members have raised really, we went round and we are reporting what is on the ground, our observations and we made recommendations that as per the observation that those boreholes drilled and dry those who have been paid before the job done should be investigated further by the public investment account committee and that's our recommendation I think .and members should take it because

in case there was a project it wasn't a committee who have done so we are just reporting what is on the ground and Hon. Speaker also as but the Honorable member from Wamba North he has been insisting about Ndikir Nanyekie project and Mr. Speaker the Statement from the Honorable Member was about two projects Lorrok Lonyekie and Nairirimo Water Extension, I think Ndikir Nanyekie if it was among those in question by Honorable members we could have make that why members opted to go round for and confirm the project from those which has questions.

I think it is in the record, the House You have the Statements because I have a copy here the Honorable Member has opted for so in case he has more question about the Ndikir Nanyekie I think he can do and put a Statement on that project because it wasn't in the first Statement he has asked in this Honorable House. So as members maybe we should go as per because it has a documentation there are Honorable Members said that we are the one who have removed that from the statements we also remove from the list of visits that's very wrong because I think the Statements is from you the signature appended there is your signature not us so we just respond with what was asked, Thank You.

**The Speaker, (Lenamarle Stephen):** Thank you, thank you I think Honorable Silapia has not finished what she was saying maybe you can finish...

**Specially Elected MCA, (Hon. Lenamatiyo Silapia):** now that the committee did not brought to us a satisfactory response to this Statement then I stand and say let this committee go back and give us a very comprehensive response to this Statement and Honorable Speaker here we are not here to amend reports but we are here to consider or to reject.

**The Speaker, (Mr. Lenamarle Stephen):** Point of Order from Hon. Leleruk

**MCA Suguta Marmar Ward, (Hon. Leleruk James):** Mr. Speaker, I just want honorable Member to withdraw the Statement that he has alleged it has far much reaching complications if you cannot substantiate what he has said that we have not visited the area he has lamented because we need approve not something just a mere allegation.

**The Speaker,** (Mr. Lenamarle Stephen): The members has visited those places because we saw from the signatures so if you don't have any substantial evidence you can withdraw

**Specially Elected MCA,** (Hon. Lenamatiyo Silapia): Mr. Speaker am not ready to withdraw just because Hon. Speaker here we can't be rubber stamped eh just because the Honorable Members signed this report it doesn't show that they have went there to visit those projects so Hon. Speaker I am just here to urge this honorable House, let us be a House of rules and let us respect this House. This Assembly facilitated for these Members for this Committee to go and visit those sites but it is only Hon. Nakinyi who went Wamba North and went to visit those projects

**The Speaker,** (Mr. Lenamarle Stephen): Point of Order, what I am getting is that it is Hon. Nakinyi she is the only who went to Wamba North, so maybe if you have an evidence you can table, just table the evidence so that...

**MCA Loosuk Ward,** (Hon. Lenamparasio Caunda): Point of order Mr. Speaker. I think for the Member just standing here and saying that we were being facilitated and paid we never went round it touches even the integrity of us members so I think we are not taking that so lightly so the member should produce the evidence, so if we were paid and we never went round then maybe we should refund the allowance back and if she has the evidence she should table to this House this is not just a street that you can just come here and say the members were paid and then they never went this is not a street my friend to know that this is a House of rules and it is very Honorable so You should know that if you have evidence bring it tomorrow so that we refund the County Assembly the allowance they paid us

**The Speaker,** (Mr. Lenamarle Stephen): Hon. Lenamparasio Order... it is not you who is going to give the verdict you have just raised your issue, Hon. Silapia we want to see the evidence so that members can refund the money that they were paid so tomorrow at 2:30 pm you present evidence so that the members can refund because it is a bit it's serious if Members can be paid and they cannot reach where they are supposed to go so present the evidence 2:30pm so that the Members will return the allowance that they were paid.

**Specially Elected MCA, (Hon. Lenolkulal Esther):** Ahsante Mheshimiwa spika nimesimama hapa kupongeza Committee, wamejaribu ingawa siku ni kidogo, ninakumbuka wakati tulikuja hapa tulikuta kila kitu inapita hapa Mheshimiwa Spika budget inapita hii nyumba na nafikiri kila MCA anaangalia ile project imewekwa kwake.

Wakati tulikuja nyumba hii kwa mfano Mheshimiwa Leerte alikuwa mgeni na kwa sababu mimi nilikuwa pale kuna vitu nilikuwa nimeona ya Porro Ward haikuwa imetangazwa na haijafanywa na kwa sababu Mheshimiwa Leerte alikuwa mgeni nilimshika mkono kuonyesha. Nilikuwa nauliza Mheshimiwa Spika Mheshimiwa Lentukunye na Mheshimiwa Silapia walikuwa hapa kwa Bunge la Pili na wakati walikuwa wanaangalia hiyo budget walikuwa wanaona vitu ya Wamba North zilikuwa pale.

Mheshimiwa Spika sijui kazi yao ilikuwa nini wakati hawakuwa wanfuatilia vitu yao kwa sababu tulikuta hizo vitu sio juzi na Mheshimiwa Spika mimi ninaona hapa waheshimiwa wengi wanachaguliwa wanakuja kuishi huku Maralal hii town wanasahau ma Ward kwa sababu mimi kama Esther ijapokuwa niko na Mheshimiwa wangu hapa ile budget ya juzi ilipita kwa overhead yangu hata kama sijasoma sana Mr. Spika nimeweka yote ile ya Porro ninajua iko hii na iko hii.

Mheshimiwa Spika kitu ya kwanza inafaa kwa MCA kazi yako ni nini kama hujui kufuatilia kwa Ward yako ile vitu yote imeekwa kwa kwa ward Mheshimiwa Spika inafaa MCA ndio anaangalia kwanza wewe ndio unafuatilia kwanza kama imeanza kwa mfano kama hiyo siku ilikuwa ni sisi tulikiwa na security lights Porro na haikuwa imetolewa.

Nilimwambia.Mheshimiwa Leerte kwa sababu nilikuwa pale niliona hizo vitu zetu zote imetangazwa na imepeanwa kama tender na tukafuatilia na tukapata na saa hii Porro Ward iko na hiyo security lights Porro Town iko na hiyo security lights juu tulifuatilia, kwa hivyo, Mr. Spika hapa tunakuja kubebeshwa mzigo ingine ambayo wenyewe ndio wangetatua mwanzo huwezi kuwa uko na borehole pale kwake, Mheshimiwa wako na borehole kwake na hafuatilii kwa nini analipwa na uko hapa Mheshimiwa Spika alafu hizo process za procurement...

**Majority Leader,** (Hon. Lentukunye Christopher): Point of Order Thank you Mr. Speaker I want to refer to Statement from Hon. Esther...

**The Speaker,** (Mr. Lenamarle Stephen): Point of Order Hon. Lentukunye in Kiswahili Please...

**Majority Leader,** (Hon. Lentukunye Christopher): Ok yes Bw. Spika hii nyumba ni nyumba ambayo inaangalia jinsi Serikali ya Kaunti inavyofanya kazi na jukumu la MCA si yeye kwenda kufanya procurement ama kufanya kuwa contractor lakini baada ya Kauti government kupeana go ahead kwenda kufanya hiyo kazi baadaye sisi tunakuja nafikiri hiyo ndio jukumu letu kufuatilia vile serikali inafanya lakini sio sisi ndio tunafanya procurement ndio tukusema patia fulani ama wewe uende kufanya kwa hivyo tafadhali Bw. Spika ningependa kusema hiyo si kulingana na kanuni ya hii Bunge Mr. Spika.

**The Speaker,** (Mr. Lenamarle Stephen): Thank You

**Specially Elected MCA,** (Hon. Lenolkulal Esther): Ahsante Mr. Speaker sijasema MCA aende kufuatilia procurement vile inafanywa Mr. Spika nimeuliza hapa kazi ya MCA ni nini? kama project ya Ward yake haoni ikifanywa ama haijafanywa kwanza kitu ya pili MCA anapaswa kuona ni company gani imepewa kazi ya kwake , ndio ikilippwa unalipwa ukiwa unajua kwa mfano kwangu Porro kuna borehole inaitwa Sere e Loikari iko hapo karibu na kwangu hapo Mr. Spika siwezi simama kama siwezi kaa chini kama sijui nani anatengeneza na imefika wapi Mheshimiwa. Kwa hivyo kuepuka hizi zote, nilikuwa ninaomba waheshimiwa muwe kwa mtari ya kwanza projects kwa wards yenu ndio tukikuja hii nyumba tunakuja kujadiliana vitu zingine zinapotea ambazo sio maprojects za wards. Ahsante Mr. Spika.

**Specially Elected MCA,** (Hon. Dube Osman): Point of Order Mr. Spika Mheshimiwa Esther imekosea Members of County Assembly kwa sababu mheshimiwa Spika wanasema MCA's iishe hapa Mheshimiwa sharia imekubali mileage kwa ikiwa Friday MCA anaenda Ward yake Mheshimiwa Spika inamaanisha kuwa anaishi hapa kwa sababu siku ya bunge aombe msamaha kwa sababu MCA's wakati ya kazi kweli inaishia hapo aombe msamaha.

**Specially Elected MCA,** (Hon. Lenolkulal Esther): Nimeomba msamaha Mr. Speaker

**The Speaker,** (Mr. Lenamarle Stephen): Ahsante sana

**Specially Elected MCA,** (Hon. Lenyakopiro Charity): Thank you Mr. Speaker, I stand to thank the Chairperson Water he really tried and the Committee despite that the members are saying the content was not enough but for me I saw it was because of time and maybe because of financial constraints that affected them but they have tried Thank You Mr. Speaker.

**The Speaker,** (Mr. Lenamarle Stephen): Honorable Members as per the Committee recommendations No. 7 I further direct the Public Investment and Public Accounts Committee to further investigate Ngilai dam to Ngilai village water extension drilling and equipping of Ndikir Nanyekie Borehole Honorable members I know put the question THAT this House approves the report of the committee on Environment Water and Natural resources on the site Visit to consider implementation status of water projects with Dam during the FY 2021-2022 as many as of the same opinion say I? And as of the contrary opinion say Nay? Nays have it.

I now put the question that this House debates and approves the report of the Committee on Environment Water and Natural Resources on the site visit to consider implementation status of water projects done during the FY 2021-2022 as many as of the same opinion say I? As many of contrary opinion say Nay? The Nays have it.

**The Speaker,** (Mr. Lenamarle Stephen): next Order...

## **MOTION**

### **COUNTY REINFORCEMENT OFFICERS, COUNTY ASKARI'S.**

**MCA Waso Ward** (Hon. Lemantaan Kelvin): Thank you Mr. Speaker pursuant to Standing Order No. 47 I beg to move the following Motion.

**AWARE THAT,** there are town County enforcement officers' County askaris in Maralal municipal town who aid in enforcement of revenue collection and adhere in County laws further aware THAT the County askaris are vital in enforcement of revenue collection ensuring over

there of health standards through responsible garbage disposal and enforcement of general County laws.

**NOTING THAT**, it is only in Maralal municipality that there are County askaris even though there are other big towns in need of this services within Samburu County such as Baragoi town, Wamba town, Suguta town, Kisima town, Losuk town and Archers post town in which Archers post town with considerable population.

**OBSERVING THAT**, members of the public in this towns need a safe business environment to work in so as to ensure welcoming and friendly atmosphere to conduct business for both the business people and their customers further.

**AWARE THAT**, the business environment will positively impact on our general local source revenue collected through increased business working hours as a result of safe environment created through the employment of the town askaris therefore the Assembly resolves that the County Government of Samburu through the department of land physical planning housing and urban centers to provide County askaris to Baragoi, Wamba, Archers post and any other upcoming towns thank you Mr. Speaker I call upon Hon. Leleruk to second the motion.

**Minority Leader** (Hon. James Leleruk): I second Mr. Speaker

**The Speaker** (Mr. Lenamarle Stephen): Hon Members I now propose the question, **AWARE THAT** there are town County enforcement officers that is County askaris in Maralal municipal town who aid in enforcement of revenue collection and adherence of county laws.

**FURTHER AWARE THAT**, the County askaris are vital in enforcement of revenue collection ensuring of adherence of health standards through responsible garbage disposal and enforcement of general County laws noting that it is only in Maralal municipality that there are County askaris even though there are other big towns in need of this service within Samburu County which are in need of this services such as Baragoi town, Wamba town and Archers post town with considerable population observing that members of the public in this towns need a safe business

environment to work in so as to ensure a welcoming and friendly atmosphere to conduct business for both the business people and their customers.

**FURTHER AWARE THAT**, the business environment will positively impact on our general local source revenue collected through increased business working hours as a result of safe environment created through the employment of the town askaris therefore this Assembly resolves that the County Government of Samburu through the department of Lands Physical Planning Housing and Urban Centers to provide for county askaris to Baragoi, Wamba and Archers post and any other upcoming towns.

**MCA Waso** (Hon. Kelvin Lemantaan): Thank you Mr. Speaker. It is indeed vital to have this County askaris within our towns. This Askaris will help communities within our centres and indeed if you see how during the market days how people are crowding in town and you know people are using police officers to try and make people to going where they are supposed to be selling their goods and livestock and we find that there is some harassment from the police officers and we think that having our county reinforcement officers who are not armed.

I think that will create conducive environment during the market days and all other days and also during the market day there is a lot of garbage being thrown any how within the center and nobody actually takes care of this so having this askaris will actually mean a lot because they will be telling people where to sell their artifacts and also people to take responsibility of their garbage thank you.

**Specially Elected MCA** (Hon. Osman Dube): muheshimiwa spika asante sana tunaunga mkono lazima ikue kila town askari ya kuna jina inanisumbua hapa hii inaitwa kanjo ama inaitwa askari sekretari atusaidie kwa sababu askari ya town inaweza kuwa askari ingine idoe hapo chini naunga mkono ikue kila town yetu yote ipatikane askari kwa sababu ukiangalia town kama Nairobi hao ni kama askari wa kawaida ikikuwa mambo ya uhalifu mambo ingine hao wana deal fast tunataka hata sisi kama kaunti yetu ya Samburu kila town ipatikane ukiangalia town yetu mali mbuzi inatembea ndani na askari yetu hawafanyi kazi wanasumbuana na wale wanauza mboga iwe askari kila town na ninaomba jina hii askari ni kanjo ama ile ingine tusaidie hapo.

**MCA Loosuk Ward** (Hon. Lenamparasio Caunda): Thank you Mr. Speaker I rise to support the Motion by Hon. Lemantaan Kevin that, the County Government of Samburu should deploy County askaris in this major towns and the upcoming towns. It should be noted that the County Government draws its funds from two main sources

The first one is Government Exchequer and the other one is their own source revenue and this one of revenue most of the revenue that the Samburu County collects as its own revenue they collect in these upcoming towns like Archers, Suguta Marmar, Baragoi, Loosuk.

Mr. Speaker the County Government of Samburu is taking very big advantage having Maralal as a municipality in drawing all this services to one town in the whole County which is not even the spirit of devolution that we should devolve some activities and equitably access those resources having this County askaris in these towns to me it will have some law and order in these towns I don't this there is any town in Samburu that has no market day and in this market day the County revenue clerks come and collect their cess.

Some of the business people there sometimes refuses even to pay their cess especially this ones who sell livestock like goats and sheep and having this County askaris there it will help the second thing is that each and every day after market day all these towns are very dirty the residue from what has been sold remains in the market there it should be cleaned all this shopkeepers in this town pay the licenses they need to have some clean environment of doing their activities and having this askaris they will help in doing so the third thing and the most important thing is that by having this County askaris in all out towns it will help us give our youth some employment

Many of them are nowadays just idling at home they just finish school some form four and they just idle at home we can even use them to give this kind of job so that they stop being idle and then they will help us so on intel Mr. Speaker I support this motion and this is a very good motion and thank you Hon. Kevin Lemantaan for bringing this motion and we hope that the

County Government through the department of lands physical planning and housing will adhere to this thank you Mr. Speaker

**MCA Suguta Marmar Ward, (Hon. Leleruk James):** Mr. Speaker I rise to support this motion because for good service delivery to our people this officers are needed in all our major towns and also the smaller towns so that there is an equal distribution of resources if we are only concentrating on Maralal town and our people back at home where we represent they are asking us where are this askaris and the best name that should be given to this officers because Mweshimiwa Dube was asking they are officers because they go through a normal training where the other officers from the national government go.

We are therefore encouraging our County to act and have this enforcement officers if this County needs to have meaningful development and also an increase in revenue collection this also are the ones that should be used the revenue of this county to come and help our people so that the development will be equally distributed so as we are supporting this motion am supporting that across the 15 wards because we are bringing a motion that will serve us to be equally distributed so that Maralal town municipal should be given a major share I support that one but also the other small towns and major towns should be given their rightful share so I support it.

**MCA Elbarta Ward, (Hon. Leitoro Jeremiah):** Thank you Mr. Speaker I also stand to support the Motion and I request the Hon Members to show their support. There are important things that we should think on as well as we need to do our recruitment on County askaris and one of the parameter that we should look on is wedge bill because at the end of the day, the law might not allow us to do recruitment any how.

The only thing that can be able to support the employment of County askaris is if we have the wedge bill which is usually 35%. The information that I have is that the Samburu County Government already has the wedge bill of 35% so I don't know on which parameter that we are going to employ this people on which budget because when you employ someone that person will expect something at the end of the month so the only way we are going to do I as the

representative of Elbarta I really need County askaris I only want to request the Hon. Members that we should now find way to reduce this wedge bill to below 35%.

So it will be within the law and the only way we can be able to do that is if we can be able to up on our revenue collection because if we can able to improve on that we will have room to employ more people and not only County askaris but also other sectors like health sectors because as we all know we have number of dispensaries that have no human resource or they have no nurses and the end of the day the only way that we can be able to recruit this health care workers is through if we can be able to up our revenue and I also support this motion because you know once we have our County askaris in place the County askaris will be able to support enforcement of County legislation especially collection of revenue my only concern is are we really doing this for the purpose of creating employment for our political supporters or are we doing this for the intention of scaling up the revenue collection because the reason to why I'm saying this we all know that any County recruitment should always be competitive and transparent as much as possible what I understand and this one I have just picked from the street I understand that there is a number of askaris already who have been employed they are only waiting for us to stamp on ready existing recruited that's my only concern but if this thing is done through a competitive and transparent manner then this County askaris will come and serve the intended purpose and we will have our revenue up scaled there after we will be able to progress as a County thank you Mr. Speaker.

**The Speaker** (Mr. Lenamarle Stephen): Hon. Members I now put the question that **AWARE THAT** there are town enforcement officers' County askaris in Maralal municipal town who aid in enforcement of revenue collection and adherence of County laws

**FURTHER AWARE THAT** the County askaris are vital in enforcement of revenue collection ensuring of adherence of health standards through responsible garbage disposal and enforcement of general County laws noting that it is only in Maralal municipality that there are County askaris even though there are other big towns need of this service within Samburu County such as Baragoi town, Wamba town and Archers post town with considerable population.

**OBSERVING THAT**, members of the public in this towns need a safe business environment to work in so as to ensure welcoming and friendly atmosphere to conduct business for both the business people and their customers.

**FURTHER AWARE**, that the business environment will positively impact on our general local source revenue collected through increased business working hours as a result of safe environment created through the employment of the county askaris

Therefore, this Assembly resolves that the County government of Samburu through the department of lands physical planning housing and urban centres to provide for county askaris to Baragoi, Wamba and Archers post and any other upcoming towns.

**(Question put and passed)**

### **ADJOURNMENT**

Hon. Members the time being 5 minutes past 5 o'clock and there being no any other business this Assembly now adjourns until Wednesday 26<sup>th</sup> July 2023 at 9:00 Am