

REPUBLIC OF KENYA



BOMET COUNTY ASSEMBLY

**ASSEMBLY DEBATES
(OFFICIAL REPORT)**

DAILY HANSARD

**Thursday, February 19, 2015
PLENARY**

February 19, 2015 (Afternoon Sitting)

**COUNTY ASSEMBLY
OFFICIAL REPORT
Thursday, February 19, 2015
The House met at 16.11 p.m.
[The Deputy Speaker (Hon. Joyce Korir) on the Chair]
PRAYERS**

Hon. Speaker Serjeant-at-arms, it seems there is no quorum. Ring the bell for ten minutes.

Quorum bell was rung.

I am being told there is quorum. If there is quorum we will be able to proceed. First order!

❖ **COMMUNICATION FROM THE CHAIR**

**WELCOME TO THE STUDENTS AND TEACHERS FROM SACH KOBOR ACADEMY
FROM MOGOGOSIEK**

Hon. Speaker Honourable Members, this afternoon we are lucky to be joined, in the Public Gallery, by the students and teachers from Sach Kobor Academy from Mogogosiek ward. I would like all of us to join the honourable member of Mogogosiek ward, honourable William Mosonik, in welcoming the students and teachers from Sach Kobor Academy from Mogogosiek. We want to tell you, you are highly welcome to Bomet County Assembly. We hope at the end of this session you will be able to learn the real functions of the County Assembly, the difference between the County Government and the National Government and the issues that the new constitution addressed in our County. Feel welcome. You should be able to interact with the members of the County Assembly as well as the staff of this County Assembly. It is good when we have people like you coming to learn. Next order!

❖ **PETITION**

**THE REPORT FROM THE COMMITTEE ON LABOUR AND PUBLIC SERVICE ON A
PETITION BY PHILIP K. CHEBORGEI**

Hon. Speaker Honourable Langat, there was a petition which was supposed to be tabled.

Hon. R. Lang'at: Thank you very much, Hon. Speaker. I was wondering whether to table it during papers or during petitions, but, because you have called me, I would like to table this report from the Committee on Labour and Public Service on a petition by Philip K. Cheborgei. He had petitioned the County Assembly to look at his situation and make recommendations. Thank you Mr Hon. Speaker.

Hon. Speaker: I think our standing orders are very clear; the Clerk is supposed to communicate. The moment you table, Honourable Langat, it is just tabled. Not unless you are saying it is just a matter of tabling and then the communication is done to the petitioner.

Hon. R. Lang'at: Thank you very much, Hon. Speaker. That is why I was saying I thought I was going to table it as a paper so that when time comes for discussion in the next meeting, I will now table it

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under petitions.

Hon. Speaker: You know it was a petition, and there is a procedure that is followed. It cannot be followed under papers. Next order!

❖ **PAPER**

A REPORT FROM THE CONTROLLER OF BUDGET ON COUNTY BUDGET REVIEW REPORT, 1ST QUARTER OF THE FINANCIAL YEAR, 2014-2015

Hon. Speaker: Honourable Aurelia

Hon. A. Chepkirui: Thank you very much honourable Speaker. Allow me to table a report from the Controller of Budget on County Budget review report, 1st quarter of this financial year, 2014-2015.

Hon. Speaker: The report now forms part of the property of the House and I do commit the said report to the Committee on Budget and appropriation, where they have 21 days to deal with it and get back a report to the House. Next order.

❖ **NOTICE OF MOTION**

THE COUNTY ASSEMBLY URGES THE COUNTY GOVERNMENT OF BOMET TO CONSIDER PARTNERING WITH THE NATIONAL AIDS CONTROL COUNCIL IN SETTING UP NACC COUNTY OFFICES IN ORDER TO COORDINATE THE EFFORTS AGAINST HIV/AIDS IN THE COUNTY

Hon. Speaker: Honourable Taplelei.

Hon. T. Rotich: Thank you Honourable Hon. Speaker I give notice of the following motion; that aware that the objects of devolution, as set out under article 174 of the Constitution, is to facilitate the decentralisation of state organs; their functions and services form the capital of Kenya. Recognizing that under the 4th schedule of the Constitution, the Health function has been devolved except for the health policy and referral Hospitals. Cognizant that the core mandate of the National Aids Control Council, NACC, is to develop strategies, policies, and guidelines for the prevention and control of HIV/AIDS in Kenya, and aware that the operational structure of NACC has not been aligned with the new constitutional order; and concerned the percentage of infection in Bomet County has sharply increased in the recent past with more new infections being reported than ever before and recognizing the need to achieve an Aids-free society by stepping up the fight against the pandemic in the County; this County Assembly urges the County Government of Bomet to consider partnering with the National Aids Control Council in setting up NACC County offices in order to coordinate the efforts against HIV/AIDS in the County. Thank you.

Hon. Speaker: Thank you honourable Taplelei, at least the Members are notified of the intention to move the motion by Honourable Taplelei. The House Business Committee will sit and allocate time and date for the debate. Next order.

❖ **STATEMENT**

FROM THE CHAIRPERSON BUDGET AND APPROPRIATION COMMITTEE

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Hon. Speaker: Honourable Serbai.

Hon. R. Serbai: Thank you Honourable Hon. Speaker. I rise to seek a statement from the chairperson Budget and Appropriation Committee concerning the following questions: question number one; how many vehicles have been purchased by the County since the year 2013 to-date? Question number two; was the purchase within the approved budget? Question number three; what is the state of the tipper lorries and the extent which it has benefited the County? Hon. Speaker, I would also like to have number three accompanied by the work ticket and also how much money has been used to fuel the same because I think number three is being misused. Number two is, Hon. Speaker, we had budgeted for these vehicles to be bought on cash and I want to know if there are vehicles which have not been cleared. Those are some of the issues which I would like to know the answers on. Thank you Honourable Speaker.

Hon. Speaker: Thank you Honourable Serbai. So the chairperson Budget and Appropriation Committee, you have fourteen days to deal with that matter and get back to the House or to the Member within those fourteen days. Next order.

❖ **MOTION**

THAT PURSUANT TO STANDING ORDER 190 SECTION 5(A) AND (G) THE COUNTY ASSEMBLY ADOPTS THE REPORT OF THE COMMITTEE ON HEALTH SERVICES ON STATUS OF COUNTY HEALTH FACILITIES IN BOMET TABLED ON 21ST OCTOBER 2014.

Hon. Speaker: Honourable Philip Siele.

Hon. P. Siele: Thank you, Hon. Speaker for giving me this chance. I would like to bring a motion on report on Committee on Health Services on status of County Health facilities. Pursuant to standing order 190 section 5(a) and (g) that this County Assembly adopts the report of the Committee on Health Services on status of County Health facilities in Bomet tabled on 21st October 2014. Hon. Speaker, on behalf of the Committee on Health Services, pursuant to standing order 190 sections 5(a) and (g), I am pleased to report the findings of the Committee on Health status of the health facilities within the County. The Committee on Health Services is one of the sectoral committees established under standing order 190 sections (1), in the second schedule of the standing order, I wish to provide the mandate of the Committee on Health Services and shall deal with all matters related with health services, including health facilities. Committee on Health Services currently comprises of 9 members. Mandate of the Committee, in line with the provision of standing order 190 section 5;

- The committee is mandated to inquire and report all matters related to the mandate management activities, administration, operation and estimate all the assigned departments, to study the programs and policy objectives of departments and the effective of implementation.
- To study and review all the County legislation referred to it, study and analyse all the relative success of departments, measure the results obtained and compare with their status.
- Investigate and inquire into all matters that relate to departments as deemed necessary by the County Assembly.

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- Vet and report all appointments where the constitution or law requires the County Assembly to approve under Standing Order 187.

Honourable Speaker, in the constitution, article 43 section 1(a) states that every person has the right to the highest attainable standards of health, which includes right to health care services including reproductive health care. It is worthy to note that the health sector has been sustainably devolved in the mandate providing health services now rests with the County Government. Honourable Speaker, since the health service has been devolved, it was necessary for the committee to carry out all the investigations or to take over all services that have been taking place in health facilities within the County and make sure that the facilities are working. Hon. Speaker, we are to go round all the facilities to see if they are working and we bring the information.

Mr. Speaker, according to the schedule 2 of the standing order;

- The committee examines all the matters related to the health services including, and particular, county health facilities, pharmacies, ambulances services, promotion of primary health care and refuse removal and disposal.

Honourable Speaker, the committee on Health services, deeply concerned with the issues raised by the members or public regarding service delivery on the public health facilities within the County decided to establish the state of health facilities and health care services being offered by such facilities as well as the factors raised, impending proper provisions of health services. Before embarking on the exercise of establishing the state of our facilities made an outline and terms of reference within which they were engaged themselves in terms of reference to ensure they endeavor to achieve objectives was successful.

Terms of reference; the following were terms of reference:-

- Comprehensively investigate and inquire all matters relating to status of health facilities in the County. Honourable Hon. Speaker, it was necessary for the committee on health to visit these places so that they can be able to bring the information on services offered within a particular facility. This is because the facilities were initially monitored at national level but since devolution of the health facilities, it became necessary for the committee to identify and visit these places so that we can be able concrete resolution on the same.
- Comprehensive review of the action. The County Government is undertaking this to ensure that proper standards of health facilities are attained. Honourable Hon. Speaker, out of our research, we found out that the health facilities differ in status as far as health standards are concerned.

The recommendations and conclusions;

- Through the proper consultations, the health sector be given enough funding by the County Government to ensure that necessary infrastructure and support be accorded to all facilities within the County by better, efficient health care delivery.
- The County Government to make an effort to ensure that adequate personnel in health facilities within the County to enable efficient and effective service delivery. We realized that in the health facilities including the dispensaries, there are inadequate nurses and clinical officers, so

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the County should ensure the staff are hired.

Victor missing ten minute

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Hon. L. Kirui: Group them into some headings. I know we have different challenges which are in different institution, which we were not in a position to be captured clearly here because we saw as a committee that it requires a different report and further investigations like for example honourable Hon. Speaker when we were in Bomet health Centre, we realized that there is a big challenge when it comes to land and that was an issue that requires thorough investigation, it requires a thorough involvement with the partners so that the issue can be solved. Hon. Speaker, the other issue that we also found was that we misplaced priorities in most of the institutions. Hon. Speaker, we went to hospitals like Sigor and we also went to Koiwa hospital and Cheptalal hospital and surprisingly it was that much money has been given to those hospitals and the main work was that of renovation. So as the committee on health we were very much concerned because we thought a lot of money was channelled and what was meant for was not a priority honourable Hon. Speaker. Those are some of the issues that we tried to interrogate and we captured in this report. Hon. Speaker the other issue was the personnel, we had a big challenge when it came to the personnel and I think if the County will really implement on some of the issue in this report I am sure we will go to a higher level. I do not want to talk much because every member is having the report and the chair has also taken time going through this. I know there are some which have been dealt with and currently there is some improvement. We also got a chance today when we were with the nominee to the chief officer and I know at least if we will work together we will come up a very nice implementation of the same and as I conclude I want to also tell this House that the report we have was not coming from the committee alone but we also interrogated health management committees and most of the information they gave us we also tried to do fact find and that is the far we reached. We may have not exhausted everything but we picked on the major ones so that the minor ones can also help us to go and further investigate. So I just want to urge the House that it is for the honourable members to further input and we will take positively and include it. We are also ready to take advice and promise that we are not tired with the work mandated to us by this House and we are ready to still go further. We are also telling the honourable members that we did not involve every member from specific wards where we visited because we were not in a position to go on specific date and they should raises issues that they feel it should be added. I urge them to adopt this report for the betterment of our County and let us contribute positively towards the report. I now beg to second.

Hon. Speaker Thank you honourable chair and the vice chair. I now propose the question that pursuant to standing order number 190(5)(a)(g) this County assembly adopts the report of the committee on health services on the status of health facilities and services in Bomet County tabled on October 22, 2014. It is now open for debate. Honourable Patrick Chepkwony.

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Hon. P. Chepkwony: Thank you honourable Hon. Speaker. I rise to support this report as far as the health committee is a concern. I happen to be among the members of the committee. Apparently it is the most organized committee.

Hon. Speaker: Honourable Ngeno.

Hon. B. Ng'eno: Thank you very much Mr. Hon. Speaker, by stating that this is one of the organized strongest committee is he alleging that others are weak?

Hon. Speaker: Honourable Chepkwony are you referring that other committees are not strong

Hon. P. Chepkwony: Let me explain the Honourable Hon. Speaker. All committees have brought reports to this house and we are witness, how these health committees are bringing things is actually appearing to be organized.

Hon. Speaker: Honourable Serbia what is it.

Hon. R. Serbia: Thank you honourable Hon. Speaker, I want to inform this House that what honourable Chepkwony is saying I want to inform this House that this committee is more elaborate otherwise all the other committee are active and very up to the task and that is what honourable Chepkwony is meaning.

Hon. Speaker Honourable Joyce:

Hon. J. Korir: Thank you Hon. Speaker. I just wanted to inform the House that honourable Siele is really working hard for this House.

Hon. Speaker: Honourable Ngeno.

Hon. B. Ngeno: Hon. Speaker, I am convinced that some of the members are doing so because some of the hospitals that were visited are within the area of their jurisdiction. That is why Hon. Speaker I think members should be declaring their interest before they say that.

Hon. Speaker: Order members. What is your point of order honourable Serbai.

Hon. R. Serbai: Mr. Hon. Speaker is it in order for the vice chair budget and appropriation to allege that may be our hospitals were actually visited yet in his committee how many times have we thrown out the finance bill? Does it mean their committee is also weak?

Hon. Speaker: So honourable Ngeno you are totally out of order. Whether the member who is contributing is from a place where the visited hospital is does not matter. What is key is the quality of the debate here. Honourable members, I do not want to entertain any further point of orders, what is your point of order?

Hon. A. Chepkirui: Is it actually in order for the honourable member Serbai, to say that every time they have been throwing out the finance bill that is produced by the budget and appropriation committee. I do not remember any time we have thrown away a finance bill in this House. Is it in order honourable Hon. Speaker?

Hon. Speaker: Honourable Ngeno.

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Hon. B. Ngeno: Hon. Speaker, it is against the tenets of the House for somebody who is the vice chairman of trade and for that matter the trade is failing the finance bill Mr. Hon. Speaker. The reason why the finance bill is getting weak is because of the trade Mr. Hon. Speaker.

Hon. Speaker: Honourable Serbai,

Hon. R. Serbai: Thank you honourable Speaker. I just want to inform this House that by the time we took the finance bill to the field I was not in trade while Ngeno was actually the chair of the particular docket. The messes that we have actually undergone is because of the vice chair and the chair of the committee.

Hon. Speaker: Honourable Serbai we need to proceed with the business of the day. As far as I can remember there is no time the finance bill has been thrown out, in fact the finance bill as far as the House is concerned has been passed by this House, so I do not remember a day that the finance bill has been thrown out of this House. The various reports by various committees have been...! Let's concentrate on the debate that is on the floor; let us not delve into other issues. Honourable Chepkwony proceed.

Hon. P. Chepkwony: Thank you once again; I was still explaining how this committee is conducting its internal affairs on health issues. We have been busy visiting facilities and recommending on important sites touching the lives of people in Bomet. Hon. Speaker, it is by the will of God that we the members of health committee have been blessed with a very strong man, a dentist, from Siongiroi honourable Leonard.

Hon. Speaker: What is your point of order honourable Ngeno.

Hon. B. Ngeno: Hon. Speaker, I thought we were contributing on the motion and where the name of an individual including the qualifications Mr. Hon. Speaker is not appearing, we should not be concentrating on that. We stick to the report otherwise we should give room for everyone to unleash his CV. Thank you.

Hon. P. Chepkwony: Honourable Speaker, why can't you protect me and give me time to make my presentation.

Hon. Speaker: What is your information honourable member?

Hon. R. Serbai: Hon. Speaker, I would like to inform this House that honourable Chepkwony is building his case by mentioning honourable Leonard.

Hon. Speaker Honourable Joyce:

Hon. Joyce Korir: Thank you Hon. Speaker. Honourable Chepkwony is building his case and behind every successful man is a strong woman and for this matter there is a strong committee behind honourable Siele. I am alleging that because for very strong chair there is a strong committee.

Hon. Speaker Honourable member Joyce you are totally out of order as far as far as we are concerned, are you alleging that the committee is a woman in this case. Honourable Kirui and then we proceed with the report.

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Hon. S. Kirui: Mr. Speaker, I think we are digressing so much and we are missing the point. Honourable Speaker, I think the quality of this report was collective and not one person and for honourable Joyce to say that behind every man is a woman then I do not know what she was referring to and the committee is not a woman and she is belittling women on that.

Hon. Speaker: Honourable members we proceed with the debate and I will not allow interruption. Honourable Chepkwony you have less than one minute.

Hon. P. Chepkwony: Thank you Hon. Speaker, the performance of this assembly is centred on nature of the committee. As I have said the chair and vice chair are organized. And I congratulate the honourable Serbai for understanding the literature of the day, we are heading towards a strong direction when we congratulate those who have done the best and I urge the members to support the report. Thank.

Hon. Speaker: Honourable Mosonik.

Hon. W. Mosonik: Thank you so much honourable Hon. Speaker. I urge members to support. I welcome the student from Sach Kobor Academy. Which is in my village and is performing even though they have challenges in selection? Honourable Hon. Speaker, the report that is before us is not for the chair but the committee where I sit and other members and if someone has to take credit then we will reject the report. It is credited to all of us including the assembly because if they will not support it will not be of any value. Let us not confront one another the way honourable Chepkwony is trying to do where he is a member. We are requesting members to adopt and we need to speak in generality.

Hon. Speaker: What is your point of order?

Hon. R. Serbai: Mr. Hon. Speaker is the member in order to take this honourable House to a lecture room and is only addressing an individual?

Hon. Speaker: Honourable Mosonik concentrates on the report.

Hon. W. Mosonik: But honourable Hon. Speaker in a way I was right. If honourable Chepkwony were allowed then I should be allowed also to build my case. Mr. Hon. Speaker, when we visited this health institution there were a lot of issues that we saw where there was allocation of several funds. Koiwa was allocated around three million in the name of renovation, Cheptalal around 5 and again Sigor was allocated around seven which in away the committees of the health institutions were not involved in a way that should go to PAC and that should go to PAC where there was no value for money. The said institution had challenges in terms of land and the only institution that had some land was Kapkoros. Ndanai, Koiwa, Cheptalal and Tegat had challenges in terms of land and that should been a priority instead of doing renovation. Hon. Speaker, there were challenges including the issue of laundry where washing was done with hands and not machines and so in a way it was contagious and challenging and also honourable Hon. Speaker waste disposal was an issue and there is maternity and we are requesting that although shortage of funds is an issue and given that health service is to deliver so that they save lives. In the morning I was in ICU in Kisumu to see a resident of my area. I saw an ICU which is sophisticated and so we are lagging in Bomet. Honourable Hon. Speaker, the only facility that we saw was the one in the ward of honourable Evaline that is Kapkoros Health Centre where diagnostic

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machines and laboratory are available and patients visiting are quite a number. There is this one of Bomet where we should be seeking medical attention but there is a challenge of land and may be the land committee will have to revisit that issue and ask why land has not been allocated to such a facility. Honourable Speaker, I am urging this House to adopt this report even though there are other issues like on renovations which should go to PIC/ PAC. Otherwise it is good for adoption to give a clear way forward. I urge the House to support the report.

Hon. Speaker Honourable Taplelei

Hon. T. Rotich: Thank you Hon. Speaker, I am happy that when we are discussing the report on health it makes everyone laughs and it is healthy. Health is a backbone to a healthy economy or wealth. When this committee went round it was specifically to check whether all facilities are meeting the expected demand and indeed we realized that we need to invest more on health and especially the preventive part of it. When we went to Cheptalal we realized that a lot of money was put mainly on renovation which may not have saved lives immediately because it was more on external things and we also realized the PR of staff was not good and hence it did not have a number of patients as they preferred Koiwa or Kapkatet and that spoke a lot of the hospital and of course as other colleagues have said about a generator that would have helped but had not been used. We discovered as well that equipment for delivery were not adequate and even did not have incubators and we urge that this House adopts this report so that some of these services can be improved. Of course the County has tried to have a health centre in every ward to go in line with free medical and maternity service by Jubilee administration and we really want it to be adopted to help our mothers who are creating more citizens. We also realized that there was no reception at Koiwa and the first impression matters and that may make people imagine that the services are not as good as in other hospitals. This is why most of the people in Konoin were still going to Kapkatet. We wish that this can be adopted so that the many things can be implemented for the sake of improving the health service in Bomet. Thank you.

Hon. Speaker Honourable Serbai

Hon. R. Serbai: Thank you Hon. Speaker, I just I want to thank the committee for the report. Hon. Speaker, there are a number of challenges, one being that the committee visited the centres without informing the MCAs representing the area so that we can make our input to the report. I am saying so because I actually know for example Cheptalal hospital like the back of my hand. If I may start with that facility when they talk of hospital administrator he has failed the hospital and the report claims that the national government neglected the hospital but it is actually false since the facility was built by national government and it failed to capture that there was a water tank that has costs several millions from the CDF which falls under the national government. Hon. Speaker, there is also a water house in Cheptalal which the report did not capture and there was another two acres bought through CDF money and it was not captured. The report is shallow and the committee should put the said issues...

Hon. Speaker: What is your point of order honourable Mosonik.

Hon. W. Mosonik: Thank you honourable Hon. Speaker, my point of order is, honourable Serbai is on record supporting the chair and now he is claiming that Cheptalal is not represented in this report.

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Hon. R. Serbai: I though the honourable member is learned by standing in a point of order but he is actually trying to attack my report. So he himself is out of order. Honourable Hon. Speaker I am representing that area and I know the problems which are there.

Hon. Speaker: What is your point of order?

Hon. J. Kirui: I though the onus of actually determining one is out of order is the Hon. Speaker and not the member.

Hon. Speaker: That is true but I always say the standing order number one takes precedence. So I hope you are aware that the chair uses that standing order at his discretion.

Hon. R. Serbai: I thank you Hon. Speaker as I continue on this facility Cheptalal, Koiwa was also mentioned as having 12.4 acres and Cheboiwo is mentioned 0.7 acres but Cheptalal and Kapkoros were not mentioned. But Mr. Hon. Speaker when it comes to service delivery, Cheptalal is on record for attending seventy patients per week with only 21 employees while Koiwa had 26 attending 70 to 100. Tegat have only seven employees attending 200 patients per week. It means there are weaknesses with which if the member of County assembly was invited and then that member should have put some input. Honourable Speaker, the money which was given to Cheptalal is correct at 5.1 million but the committee only captured that the Committees there were not involved in dispensing what was there. I remember an instance where the Administrators did not involve...

(On a point of information)

Hon. J. Molel: Hon. Speaker, I just want to inform the House and particularly the Hon. Member who is contribution that we got all these information from the management and the nurses who were in-charge during the visit that we made. It is not that we guessed all these, thank you Hon. Speaker.

Hon. R. Serbai: Hon. Speaker, I thought he was answering the question I asked because when he talked of getting the information from the management, the representation role of the county assembly is messed up since the management can say anything. Hon. Speaker, I think the members of this committee are playing with my intelligence yet they are messing with everything.

Hon. L. Kirui: Thank you very much Hon. Speaker. I think I had first indicated that the report that we have isn't from anybody, it is based on the stakeholders that we met. I have also said that we were not in a position to inform the Hon. Member from that ward that we were visiting especially the Cheptalal and Koiwa dispensaries. Hon. Speaker, those dispensaries are near to each other, so we chose Koiwa in the first case but after realizing that the two had been proposed to be upgraded to the same level, we visited the two. We therefore didn't realize that the Hon. Member from that ward was ready to accompany us to the two dispensaries. I would wish that we should be inputting what is missing in the report rather than complaining since a complaint can't add any substance to the report, thank you.

Hon. R. Serbai: Thank you Hon. Speaker. The member of the committee is saying that we should be inputting instead of complaining but when I ask them to put up water tanks, is it a complaint Hon. Speaker? Maybe he is misplaced Hon. Speaker. Most of the patients from Konoin sub-county prefer going to Kapkatet Hospital than Longisa Hospital. So I also want to ask the committee that the report should actually contain a proposal that another facility of the same level with Longisa Hospital be

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placed somewhere in either Kapkoros or Mogogosiek so that the patients from the other side of Chepchasbas will be referred to either Mogogosiek, Koiwa or Cheptalal because travelling from Chepchasbas....

(On a point of order)

Hon. J. Chepkwony: Thank you Hon. Speaker. I am rising on a point of order given that the Hon. Member who is contributing is trying to make a strategy while we are debating on a report. Talking about a new hospital to be put up is out of this report Hon. Speaker, thank you.

Hon. Speaker: Hon. J. Chepkwony, before that point of order you yourself are out of order because you are sitting in a place that you aren't supposed to. So, kindly observe the rules of the House.

Hon. R. Serbai: Thank you Hon. Speaker for observing that our minority leader was standing on a point of order yet he was in a mess already, and he is a minority leader who doesn't have a following Hon. Speaker. Hon. Speaker, what I am asking is that the committee should input that one of the hospitals should be upgraded so that our people aren't referred to Kapkatet hospital which is in Kericho County. Also, when you look at the KES 5 million that was given to Cheptalal it wasn't used and the only thing the committee did well is to refer the matter to the PAC committee for investigation. I also want to congratulate Hon. W. Mosonik for proposing that the matter of Koiwa dispensary be referred to PAC committee because the KES 3 million given to the dispensary doesn't reflect the value of it. Otherwise, I want to thank the Hon. Members who interrupted my contribution and those who stood on points of order and more so to the minority leader who is the only opposition figure in this House.

Hon. Julius Korir: Thank you Hon. Speaker. I also stand to support this report from the committee on Health. Hon. Speaker, I happened to be a member of this committee before the sudden reshuffle that are yet to be revealed by whoever was concerned. Hon. Speaker, I can confirm that the Hon. Members of this committee are the most vibrant, determined and dedicated.

(On a point of information)

Hon. W. Mosonik: My point of information which should have come from the chair is that we even co-opted Hon. Julius Korir when we were going to Tegat and Sigor because of the shortage of the Hon. Members of the committee, thank you.

Hon. Julius Korir: So in that case, you can see that a member has even confirmed that I was one of the active members in the group that is why they couldn't go without my presence. In fact when they were going to India, one of them wanted to leave the chance for me but I declined. Hon. Speaker, I happened to participate with these Hon. Members in coming up with the report of sanitation. We went to all corners of this County and it happened that we went to a school called Lebekwet in my ward that had a challenge of land which rendered them to have poor sanitation because of small piece of land. And indeed the visit on sanitation fetched a lot of fruits to this County but the most disgusting and challenging thing that this committee and other committees are facing is that we can come up with a very clean report like this but the way the county executive is implementing is very shocking. I don't know which technique or formula they are using because they have never implemented anything we recommended on that report on sanitation. For example, simple recommendations were that when we

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visited some shopping centers starting from Chebunyo Market all the way to Chepilat in Rongena/Manaret ward, we realized that there was a big challenge on sanitation. In Chepilat, the medical officer had recommended that the shopping centers should have small pits/septic tanks so that the waste water can easily be collected there. We recommended that the county executive should establish this method in very town. We also recommended the issue of solid waste management and the dust pins be put in most of the active shopping centers within the county but you find none of these has been implemented Hon. Speaker. On visiting the Tegat Health Center which is within my ward, the challenges mentioned in the report are very true but recently the Governor visited the facility on a political visit purely to attack the political rivals. On his visit, he gave out KES 1 million for the construction of a maternity ward and yet the facility already has two unutilized maternity wards and they only require equipment and staff. Hon. Speaker, from the challenges that the committee captured in the report, there is nowhere they have indicated that the facility lacks a maternity ward yet the Governor instructed that they should construct a maternity ward yet they had two rooms already. Hon. Speaker, what I am saying is that it will reach a time when the County Executive adheres to the reports of this County Assembly. Hon. Members should realize that all the time we are passing good reports but the implementation is a big challenge to this County Assembly. For example, if this report is handed over to the county executive and we are sure that it will be handled and implemented then we will be safe. So this is a litmus test to this county assembly that we need to have the committee on implementation so that they will be following these reports. Hon. Speaker, we know that what the leadership of this County Government wanted was to cut the consultation and cooperation between the National Government and this County Government. That is why when Hon. R. Serbai said that most of the projects in the facility in his ward were constructed by the national government; you realize that the county government doesn't want the programmes that were being run by the national government or even the defunct local authorities. The recent one being the supply of cancer screening and dialysis machines that the national government had proposed. Hon. Speaker, you saw what the Governors did led by our own Governor. He said that they don't want the machines with the reason being that they weren't consulted in tendering meaning that they are used to stealing through tendering. So they wanted to have a cake on this. Hon. Speaker, not unless we instil a lot of discipline on managerial skills to the Governor of this county, these reports will only be remaining on the shelves for the generations to come but they will not be implemented, thank you Hon. Speaker.

Hon. N. Chepkirui: Thank you Hon. Speaker for the opportunity you have given me so that I can register my concern on the report which the committee on health has made. Hon. Speaker, I am supporting the report and do congratulate the Committee members for the job well done. I would also say that all the Hon. Members of this House are very active because some time we do burn the midnight oil for the benefit of this House. Hon. Speaker, the health department is very crucial and therefore I urge the Hon. Members to adopt this report. On the implementation part, I do urge the CEC in-charge that this should be done immediately and as I conclude, I want to say that the implementation committee need to be established with no delay so that they follow up all the reports that have been passed in this House. Otherwise, I support the report, thank you Hon. Speaker.

Hon. S. Chang'morik: Thank you very much Hon. Speaker. I stand to support the report Hon.

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Speaker. Hon. Speaker, let me thank the committee through the chair of health committee for the job well done. These recommendations are very important and I do support Hon. Julius Korir for touching on the implementation committee and especially the recommendation no. 4. Hon. Speaker, we have a lot of funding in this county apart from the revenue and national allocation. We do have some donors funding us like Walter Reed and NHSF. The use of this money in this county do not have a good record. A comprehensive audit needs to be done as stipulated in recommendation no. 4 and it is a very important thing Hon. Speaker. In the side of Konoin Sub-County, there is a problem because you find that some other health facilities do not access this money since they pass through Kericho County thus there is a big problem in accounting purposes. As the PAC Chair, I really thank the committee for making the recommendation since it will assist this County to move forward in terms of accountability purposes. Hon. Speaker, through your chair, maybe you can speed up the issue on the implementation committee so that it can assist us to follow up because when you look at the recommendations, you find that the county executive isn't putting proper work plan for the upgrading of sub-county health facilities. An example of this is Tegat Health Centre. Hon. Speaker, health sector should be a priority in this County therefore I do urge the Hon. Members to adopt this report fully. On the recommendation on health equipment, our equipment is very smart yet they are lying idle at Longisa Hospital. So we really need to utilize this equipment as by what the committee has recommended even though we still have to add more but for now we can make use of what is there and follow it to make the county move forward. Otherwise, I urge the Hon. Members to adopt the report thank you Hon. Speaker.

Hon. J. Ngetich: Thank you very much Hon. Speaker for giving me this chance. Before I proceed, I seek your indulgence Hon. Speaker knowing that some 4 days ago, the national assembly passed a motion that restrains us from using the title 'honourable' because we may use it and be charged.

(On a point of information)

Hon. A. Chepkirui: Thank you Hon. Speaker and I also thank the Hon. Member for mentioning the same because actually it has been a problem that the Hon. Members have been fearing whether to use it or not but I think the same bill hasn't been assented to by the President and we are still free to use the same, thank you Hon. Speaker.

Hon. Joyce Korir: Thank you very much Hon. Speaker. On the said issue that has been raised by Hon. J. Ngetich, I want to say that I disagree with it and as at now, the Governor and the Hon. Members still hold the titles 'his excellency the Governor' and the 'honourable member' respectively since we have 48 governments in this country and Bomet county is distinct from the national government, thank you.

Hon. Speaker: I think as at now it has not been assented into law, so we will wait and see the other legal channel that will follow.

Hon. Julius Korir: Hon. Speaker, we want time passed a bill in this House showing the order. So already we do have an act that recognizes me as a Hon. Member and the other act that the national assembly is talking about is missing the point. Which power do they have to come up with that yet we have our own legislation which says the Governor will only be recognized as honourable and not his Excellency?

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Hon. B. Ngeno: Hon. Speaker, in article 191 of the Constitution, it talks about in a situation where there is a conflict between the national and county legislation, the national legislation prevails over county legislation but on this matter, every county government is unique in its own nature and what I believe on is that the Hon. Members of the National Assembly were idle that is why they resorted on changing names Hon. Speaker, thank you.

Hon. Speaker: Hon. Members, if you want to continue on that debate, kindly bring a motion to discuss on this matter of national importance because it is provided for in our standing orders. So let us proceed with the debate.

Hon. J. Ngetich: Thank you very much Hon. Speaker. I was only making these Hon. Members to be aware and not to be in conflict with the bill that was passed. Hon. Speaker, I am among the members of health committee and indeed health is a very important department touching on human life. In our facilities, it happened that I visited about 3 or 4 which have a lot of challenges. May I quote one, which is Olokyin dispensary where their maternity is terrible and water supply isn't there at all? So adopting this report is saving the situation of these messes in around the facilities Hon. Speaker. I want to emphasize on recommendation no. 3 that in our county, there are some people called ward administrators and sub-county administrators. These administrators have side-lined the management committee of these facilities, so adopting this report gives powers to the management committee to handle issues in every facility Hon. Speaker. So I urge the Hon. Members to adopt this report and safe the situation in our county. Otherwise, I support the report, thank you very much Hon. Speaker.

Hon. B. Ngeno: Thank you very much Hon. Speaker. I equally rise to thank the committee and Hon. Speaker, there comes a say that *we have to give a devil its due*. Hon. Speaker, the committee has done a very commendable job although we want to dispel the spirit of contradiction where somebody support the committee and terming it to have done a comprehensive job only to reject the report Hon. Speaker. It is funny because I was expecting that Hon. R. Serbai having said that the committee did a comprehensive job, he was supposed to have supported it and not to reject it. Hon. Speaker all said and done, I want to bring to the attention of this House that when you look at page 12 of the report.....

(On a point of order)

Hon. R. Serbai: Mheshimiwa Spika, nimepigwa na mshangao kubwa baada ya Mheshimiwa B. Ngeno kulitaja jina langu kwamba niliunga mkono na pia nikalikataa. Maana ya kujadiliana ni kutoa mawazo tafauti tafauti sio kwamba nisimame naniunge mkono ripoti ambayo inaweza kupakua sehemu ninayowakilisha katika bunge hili. Halafu Mheshimiwa B. Ngeno anaja kuniambia hapa maneno ambayo hayafai. Nimepigwa na mshangao kubwa sana, labda Mheshimiwa Spika kama anaona kuna kizingimkiti basi atanieleza baadaye kuliko kuniweke pale ambapo mimi sikubali hata kidogo.

(Hoja la nidhamu)

Hon. J. Kirui: Mheshimiwa Spika, ninashangaa kwa kweli Mweshimiwa R. Serbai ana tabia kama ya mnyama ambaye anaitwa tumbwiri. Huyu mnyama anatembe upande zote Mheshimiwa Spika. Ukijaribu kukuza upande mwingine, anageuka na kurudi nyumo. Sasa Mheshimiwa Spika, sijui kama Mweshimiwa R. Serbai ana tabia ya tumbwiri?

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Hon. R. Serbai: Mheshimiwa Spika, ninataka kumshukuru kiongozi wa waliowengi katika bunge hili kwa kusema kuwa mimi nina tabia kama ya mnyama anayelitwa tumbwiri lakini mnyama huyo ni afadhali kuliko abinuasi aliyeuza nyumba yake halafu baadaye akasema kwamba anataka ajira Mheshimiwa Spika.

Hon. B. Ngeno: Hon. Speaker, unfortunately I didn't get the content because I am not very smart in Kiswahili. I wish there was a translator somewhere so that I can get but unfortunately, I will not respond to it because I never understood. Hon. Speaker, in page 13 of this report, I am concerned with Bomet Health Centre where it is stated very clearly that in drug supply, there was adequate supply or it was supplied in adequate quantities Hon. Speaker. There is where I have serious concern Hon. Speaker because I represent a ward with several dispensaries with one almost graduating to a sub-district hospital (level 4), which is Kipsonoi sub-district hospital. Previously, it had been promoted by the former minister of health, Prof. Peter Anyang Nyong'o to be a level 4 hospital but I am surprised why there is a serious discrimination where you could find an health centre in this county is given an allocation of KES 7 million whereas one almost graduating from one level to the other is given KES 900,000 Hon. Speaker. Hon. Speaker, I am surprised at the same time when the report is stating very clearly that there is adequate supply of drugs yet when you go to a health centre like Chibirbelek, it is funny that we may not even get Panadol as at now Hon. Speaker. It is a serious concern that have been raised and I still request the members of the committee that if possible, I am not rejecting the report but I am saying please can you pay a visit to those facilities so that we have a comprehensive report but I started previously by.....

Makiche take 5

The House adjourned at 18.30 p.m.