



**REPUBLIC OF KENYA**

**BOMET COUNTY ASSEMBLY**

**ASSEMBLY DEBATES**

**(OFFICIAL REPORT)**

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**DAILY HANSARD**

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**Tuesday, June 30, 2015**

**PLENARY**

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June 30, 2015 (Afternoon Sitting)

**COUNTY ASSEMBLY  
OFFICIAL REPORT  
Tuesday, June 30, 2015  
The House met at 3.30 p.m.  
[The Speaker (Hon. G. K. Kipng'etich) on the Chair]  
Prayers**

**Hon. Speaker:** It seems we do not have a quorum and so let the Sergeant-At-Arms ring the bell for ten minutes.

*(Bell rung for ten minutes)*

**PAPER: THE COMMITTEE REPORT ON THE BOMET COUNTY APPROPRIATION BILL 2015.**

**Hon. B. Ng'eno (Chair, Budget, and Appropriation Committee):** Mr. Speaker, I still beg that you give us less than 20 minutes because the report is almost over.

**Hon. Speaker:** So what is your request?

**Hon. B. Ng'eno (Chair, Budget, and Appropriation Committee):** I request that we adjourn for 20 minutes.

**Hon. Speaker:** Honourable members, since the substance of the debate in this afternoon sitting entirely depends on the report of the Budget and Appropriation Committee, I think I will be obliged to suspend this sitting for the next twenty minutes so that we come back thereafter.

*(House suspended for 20 minutes)*

*(House resumed after 20 minutes)*

**Hon. Speaker:** I meant honourable Big Five, so let's proceed. Honourable Chair Budget and Appropriation?

**Hon. B. Ng'eno (Chair, Budget and Appropriation Committee):** Okay, I wish to table the Committee report on the Bomet County Appropriation Bill 2015. Thank you.

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**Hon. Speaker:** Thank you, the report now becomes the property of the House and I hope you have distributed it to the rest of the members, is that the case honourable Ngeno?

**Hon. B. Ng'eno (Chair, Budget and Appropriation Committee):** Okay, the copies are being worked on and in the shortest time possible it will be circulated.

**Hon. Speaker:** Next order, what is it honourable Evelyn, I just said next order.

**Hon. E. Chepkemoi:** Okay, I am sorry honourable Speaker; I thought you said you are continuing with the tabling of papers.

**Hon. Speaker:** Okay, I thought there was no other paper to be tabled that is why I said next order. So you have a paper to table?

**Hon. E. Chepkemoi:** Yes honourable Speaker, the Annual Development Plan.

**Hon. Speaker:** Okay, proceed.

**Hon. E. Chepkemoi:** Thank you Honourable Speaker, I wish to table the Annual Development Plan for the financial year 2015/16 from the CEC in charge of Finance, ICT, and Economic Planning.

**Hon. Speaker:** Thank you Honourable Evaline; so kindly handover the report to the table office, it is now the property of the House. Procedurally we should have started with the Annual Development Plan but since the executive have seen light on the way to Damascus, it is now the property of the House, and the Committee on Finance has 7 days to deal with it so that these issues can be in line. So honourable Chair, Mr. Christopher Ng'eno, if possible you should fast-track but the maximum days you have to deal with that is seven days but if you can work less than those days, it is well and good. So I now commit it to your committee.

❖ MOTION

**THE BOMET COUNTY APPROPRIATION BILL 2015**

**Hon. Speaker:** So honourable members, some of the members are asking whether we can handle all the three stages in a sitting like this and I want to refer the members to Standing Order (122) where it says not more than one stage of a bill can be taken at one sitting, and sub section one says except at the leave of the County Assembly; not more than one stage of a bill shall be taken at one sitting, sub section two paragraph one shall not apply to or in respect to an Appropriation Bill or a County Revenue Bill, So I think that addresses some of the issues that members were

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raising. So let's proceed, honourable Chair, Budget and Appropriation Committee, move the motion.

**Hon. B. Ng'eno (Chair, Budget and Appropriation Committee):** Thank you very much Mr. Speaker, on behalf of the members of the Budget and Appropriation Committee and as required under Standing Order number (190) I take this opportunity to present to this House the Bomet County Appropriation Bill, 2015 (Bills No. 5). Mr. Speaker Sir, the constitution and the PFM Act placed significant responsibilities on the County Assembly over the management of public resources particularly with regard to resource mobilization, allocation, monitoring, and control.

Mr. Speaker sir, the Budget and Appropriation committee as currently constituted comprises of the following honourable members:

1. Hon. Benard Ng'eno - Chairperson
2. Hon. Aurelia Rono – V. Chairperson
3. Hon. Robert Metet
4. Hon. Cecilia Towett
5. Hon. Taplelei Rotich
6. Hon. Samwel Bor
7. Hon. Josphat Kirui
8. Hon. Sammy Kirui
9. Hon. Wilson Keter
10. Hon. Leah Kirui
11. Hon. Samson Towett
12. Hon. Julius Korir
13. Hon. Robert Serbai

## **MANDATE OF THE COMMITTEE**

The standing order No. 190 establishes the Budget and Appropriation Committee with specific mandate to:

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- a) Investigate, inquire into and report on all matters related to coordination, control and monitoring of the County Budget.
- b) Discuss and review the estimates and make recommendations to the County Assembly.
- c) Examine the County Budget Policy Statement presented to the County Assembly;
- d) Examine Bills related to the county budget, including Appropriations Bills; and;
- e) Evaluate tax estimates, economic and budgetary policies, and programmes with direct budget outlays.

Mr. Speaker Sir, in reviewing The Bomet County Appropriation Bill, the committee held one sitting on 30<sup>th</sup> June, 2015 to determine if it conformed to the Budget Estimates.

#### **ACKNOWLEDGEMENT**

Mr. Speaker sir, I wish to thank the members of Budget and Appropriation Committee for their dedicated commitment. The Committee is also grateful to the Offices of the Speaker and the Clerk of County Assembly for their continued support.

#### **AFFIRMATION AND APPROVAL**

Mr. Speaker sir, it is therefore my pleasant duty and privilege, on behalf of the committee on Budget & appropriation to table this Report and recommend it to the House for adoption.

We, honourable members of the committee on Budget & Appropriation, do hereby affix our signatures to this report to affirm our approval and confirm its accuracy, validity, and authenticity

#### **FINDINGS AND ADHERENCE OF THE ESTIMATES TO THE APPROVED BUDGET**

Mr. Speaker sir, the committee analysed the budget estimates and noted that;

- i. The County Appropriation Bill conformed to the approved budget estimates 2015.
- ii. That there was a printing error on vote R101 and vote D111

The committee held a meeting with the County Assembly Service Board to look into the areas of adjustments to reduce allocations for recurrent expenditure to KES 489,368, 979 to adhere to the approved ceiling by the Senate. KES 33,653,559 proposed for re-allocations were approved by the committee. The total allocations of the County assembly of KES 612,622,538 as approved in

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the estimates and the County Fiscal Strategy Paper, 2015/16 f/y were not affected as the amount reduced in recurrent expenditure were re-allocated to capital expenditure of the Assembly. Adjustments made were as follows;

- i. That allocations for vote 2210201; Telephone and Telex, be reduced to KES 900,000
- ii. That allocations for item; Network installation, be reduced to KES 3,800,000
- iii. That allocations for item “Monitoring and Evaluation ” be reduced to KES 3,800,000 and item be renamed “Monitoring/site visits”
- iv. That allocations for vote 2210502; Publishing and Printing, be reduced to KES 2,000,000
- v. That allocations for vote 2210504; Advertising and Awareness, be reduced to KES 1,700,131
- vi. That allocations for vote 2210701; Travel Cost, be reduced to KES 3,500,000
- vii. That allocations for vote 2210704; Hire of Training facilities-committees, be reduced to KES 2,514,700
- viii. That allocations for vote 2210704; Hire of Training facilities/fees-staff, be reduced to KES 2,005,500
- ix. That allocations for vote 2210711; Tuition fees/Participation; all be reduced to KES 2,000,000
- x. That allocations for item; Internship/Attachment, be reduced to KES 1,625,618
- xi. That allocations for item; Members welfare, be reduced to KES 2 million
- xii. That allocations for vote 2210801; Official Entertainment, Catering and celebrations of official ceremonies, be reduced to KES 2.5 million
- xiii. That allocations for item; Medical cover-ex-gratia, be reduced to KES 100,000
- xiv. That allocations for vote 2210910; Medical cover, be reduced to KES 14.5 million
- xv. That allocations for vote 2211101; General Office supplies, be reduced to KES 2 million
- xvi. That allocations for vote 2211009; Education and Library supplies, be reduced to KES 500,000
- xvii. That Vote 3110701; Purchase of uniforms, be renamed “Purchase of uniforms/sports gear”
- xviii. That allocations for vote 3111001; Purchase of computer consumables, be reduced to KES 1.5 million
- xix. That allocations for item; Refined fuels and Lubricants, be reduced to KES 2.3 million
- xx. That allocations for item; Legal fees and compensation, be reduced to KES 4 million
- xxi. That allocations for vote 2220201; Maintenance Non-residential Buildings, be reduced to KES 0.5 million
- xxii. That allocations for vote 2220205; Maintenance of computers, software and Networks, be reduced to KES 0.5 million
- xxiii. That allocations for item; Purchase of computer software, be reduced to KES 2 million
- xxiv. That allocations for item; Purchase of photo graphics and Audio visual, be reduced to KES 650,000
- xxv. That allocations for item; Mortgage and car loan, be reduced to KES 5 million
- xxvi. That allocations for item; Public participation/Hearing expenses, be reduced to KES 11.1 million

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- xxvii. That allocations for item; Advertising and Awareness, be reduced to KES 4 million
- xxviii. That Item “Purchase of land for speakers residence” be renamed “Purchase of land for residential buildings- speaker, staff”
- xxix. That allocation for the item “Operations expenses for the Board”, be increased to KES 2,951,681. This is because the earlier calculations were based on the 30% of the board sitting allowances but has since been revised upwards to 40%
- xxx. That allocations for item; Landscaping and pavements, be increased to KES 3 million
- xxxi. That allocations for item; perimeter wall (Phase one), be increased to KES 8 million
- xxxii. That allocations for item; Consultancy service for construction, be increased to KES 8 million
- xxxiii. That allocations for vote 3110302; Construction of Assembly Chamber/committee rooms, be increased to KES 68,653,559
- xxxiv. That Item “Construction of Speaker’s residence (phase one) be renamed “Construction of Assembly residential buildings” and allocations be increased to KES 20 million
- xxxv. That a new item, to be named “Mortgage for members”, be introduced and allocated KES 10 million

**RECOMMENDATIONS BY THE COMMITTEE ON BUDGET AND APPROPRIATION ON THE BOMET COUNTY APPROPRIATION BILL, 2015 (BILLS NO. 5)**

Mr. Speaker Sir, based on the above findings, the Budget, and Appropriation committee made the following raft of recommendations;

- i. That the Bill be amended on Vote R 101 so as to capture KES 54,755,002 meant for operations and maintenance for administration department noted in the printing error
- ii. That the figures occurring immediately after Vote D 111 be amended by deleting the figures “382,964.00” and be replaced with “62,970,000.00”
- iii. The Bill be amended by deleting figure “223,347,691.00” which occurs in item “R 114” of the schedule and substitute there of the figures “189,694,132.00”
- iv. That the Bill, be amended by inserting a new item immediately after item R 114 with the following words and figures respectively “R 115” The amount required in the year ending 30<sup>th</sup> June 2015 for mortgages for the County Assembly Members 10,000,000.00.”
- v. That the Bill be amended by deleting item “R 112” and substitute thereof with item “D 112” and that on the new item as amended the figures “89,600,000 be deleted and substitute thereof with figures “113,253,559.00”

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I therefore take this opportunity to urge the House to approve the proposed budget by the Budget and Appropriation Committee by adopting this report.

**Hon. Speaker:** I now propose that the Bomet County Appropriation Bill (Bill NO. 5) be read a second time. It is now open for debate. Honourable Langat?

**Hon. R. Langat:** Thank you very much honourable Speaker, I think the Committee have sat and have looked at the merits and the demerits of the Budget and have made recommendations which look very reasonable. The members are murmuring and it looks like they are saying you put the question because they are in agreement. We have gone round, we have gone to retreats to review these figures and looking at the mood in the House and where we have come from, this is a budget process that has made most of these members happy and I think it is proper that it be read the second time.

**Hon. Speaker:** Any other contribution? So honourable Ng'eno, make your reply.

**Hon. B. Ng'eno (Chair, Budget and Appropriation Committee):** Thank you very much Mr. Speaker, based on the extensive consultation that we have made for the last one and a half months, we are now convinced as a House that the Honourable members are in support of this report.

**Hon. Speaker:** Thank you Honourable members, it is now my turn to put the question that the Bomet County Appropriation Bill, (Bill No. 5), be read a second time upon this day of 30<sup>th</sup> June 2015.

*(Question put and agreed to)*

❖ **SECOND READING**

**THE BOMET COUNTY APPROPRIATION BILL, 2015. A BILL FOR AN ACT OF THE COUNTY ASSEMBLY TO AUTHORISE THE ISSUE OF A SUM OF MONEY OUT OF THE COUNTY REVENUE FUND AND ITS APPLICATION TOWARDS THE SERVICE OF THE FINANCIAL YEAR ENDING 30<sup>TH</sup> JUNE 2015 AND TO APPROPRIATE THOSE SUMS FOR CERTAIN SERVICES AND CONNECTED PURPOSES.**

**Hon. Speaker:** So thank you, the bill has been read a second time and pursuant to Standing Order 127, this bill stands committed to the Committee of the Whole House immediately.

*(Hon. Speaker leaves the Chair)*

*(House turned into Committee of the Whole House)*

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*(Hon. Joyce Korir on the Chair)*

### COMMITTEE OF THE WHOLE HOUSE

**Hon. Joyce Korir (Chair, Committee of the Whole House):** Honourable members, there is something we are consulting on and I request the members that you give us some few minutes to consult.

*(House resumed after consultations)*

**Hon. Joyce Korir (Chair, Committee of the Whole House):** Thank you very much honourable members and welcome to the committee of the Whole House, we are going to move straight to Appropriation Bill, Bill No. 5.

### CLAUSE AMENDMENTS

#### CLAUSE 3

**Hon. Joyce Korir (Chair, Committee of the Whole House):** I propose that clause 3 be part of the bill. If there is no contribution, I put the question that clause 3 be part of the bill

*(Question put and agreed to)*

### SCHEDULE

**Hon. Joyce Korir (Chair, Committee of the Whole House):** I propose that the schedule be part of the bill. Honourable Chair?

**Hon. B. Ng'eno (Chair, Budget and Appropriation Committee):** Thank you very much Madam Chair, I propose that an amendment be made in the schedule; that R 01 be replaced with R 101.

**Hon. Joyce Korir (Chair, Committee of the Whole House):** Who seconds?

*(Hon. S. Kirui seconded)*

**Hon. Joyce Korir (Chair, Committee of the Whole House):** I now propose the question that amendment be made in the schedule that R 01 be replaced with R 101. And I put the question that amendment be made in the schedule that R 01 be replaced with R 101.

*(Question put and agreed to)*

**Hon. B. Ng'eno (Chair, Budget and Appropriation Committee):** I propose that in R 101 where it is written 680,442,264 that figure was supposed to be the total figure for the entire vote,

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but up there after the word ‘support services staff’, there should come a figure 54,655,002 and the total figure finally should come as 680,442,264.

**Hon. Joyce Korir (Chair, Committee of the Whole House):** Honourable Chair, the amendment should read 680 million and it be replaced with 54 million and you create a subtotal there.

**Hon. B. Ng’eno (Chair, Budget and Appropriation Committee):** Okay let me repeat honourable Chair, that 680,442,264 be replaced with 54,655,002 and the total figure for the entire schedule will be 680,442,264.

**Hon. Joyce Korir (Chair, Committee of the Whole House):** Who seconds?

*(Hon. S. Towett seconded)*

**Hon. Joyce Korir (Chair, Committee of the Whole House):** I therefore propose that in Schedule R101 the figure 680,442,264 be replaced with 54,655,002 thereof and the total figure for the entire schedule R 101 be 680,442,264. And I therefore put the question that in Schedule R 101 the figure 680,442,264 be replaced with 54,655,002 thereof and the total figure for the entire schedule R 101 be 680,442,264.

*(Question put and agreed to)*

#### **R 102**

**Hon. Joyce Korir (Chair, Committee of the Whole House):** I propose schedule R 102 be part of the bill and if there is no debate I put the question that schedule R 102 be part of the bill.

*(Question put and agreed to)*

#### **R 103**

**Hon. Joyce Korir (Chair, Committee of the Whole House):** I propose schedule R 103 be part of the bill and if there is no debate I put the question that schedule R 103 be part of the bill.

*(Question put and agreed to)*

#### **R 104, R 105, R 106, R 107, R 108, R 109, R 110, R 111**

**Hon. Joyce Korir (Chair, Committee of the Whole House):** I propose schedule R 104, R 105, R 106, R 107, R 108, R 109, R 110, R 111 be part of the bill and if there is no debate I put the question R 104, R 105, R 106, R 107, R 108, R 109, R 110, R 111 be part of the bill.

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*(Question put and agreed to)*

**R 114**

**Hon. Joyce Korir (Chair, Committee of the Whole House):** I propose schedule R 112 be part of the bill.

**Hon. B. Ngeno (Chair, Budget and Appropriation Committee):** I propose that we start first by amending R 114 by deleting the figure 223,347,691 which occurs in item R 114 of the schedule and substitute thereof with figures 184,694,132.

**Hon. Joyce Korir (Chair, Committee of the Whole House):** I therefore propose that the bill be amended by deleting the figure 223,347,691 which occurs in item R 114 of the schedule and substitute thereof with figures 184,694,132. And if there is no debate I put the question that the bill be amended by deleting the figure 223,347,691 which occurs in item R 114 of the schedule and substitute thereof with figures 184,694,132.

*(Question put and agreed to)*

**Hon. B. Ng'eno (Chair, Budget and Appropriation Committee):** Thank you Madam Speaker, that the bill be amended by inserting immediately after R 114 with the following words and figures respectively; R 115.

**Hon. Joyce Korir (Chair, Committee of the Whole House):** We will insert honourable Chair, after we do away with amendments

**Hon. B. Ng'eno (Chair, Budget and Appropriation Committee):** No, Madam Chair I am talking about coming up with a new item R 115 which is the amount required in the year ending 30th June for mortgages for County Assembly Members.

**Hon. Joyce Korir (Chair, Committee of the Whole House):** Honourable Chair, I will allow you to move first R 112 before you move to R 113. Then you now come up with the new amendment.

**Hon. B. Ng'eno (Chair, Budget and Appropriation Committee):** Madam Chair, there is no R 112 as it shall be substituted with D 112. You will allow me to move the amendment in D 115 before we move to D 112. I wish to inform the House that we don't have R 112 and I wish to move an amendment that we delete R 112 and we substitute with D 112 and the figure therein of 89,600,000 be amended to read 113253559

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**Hon. Joyce Korir (Chair, Committee of the Whole House):** I propose the question that the Bomet County Appropriation Bill 2015 be amended by deleting the item R 112 and we substitute with D 112 and the figure therein of 89,600,000 be amended to read 113253559. Seconder?

*Hon. S. Towett seconded.*

I therefore put the question that the Bomet County Appropriation Bill 2015 be amended by deleting the item R 112 and we substitute with D 112 and the figure therein of 89,600,000 be amended to read 113253559.

*Question put and agreed to*

### **R 113**

**Hon. Joyce Korir (Chair, Committee of the Whole House):** I propose that R 113 be part of the bill. I then put the question that that R 113 be part of the bill.

*Question put and agreed to*

### **D 101, D 102, D 103 D 104, D 105, D 106, D 107, D 108, D 109 and D 110**

Hon. Joyce Korir (Chair, Committee of the Whole House): I propose that D101, D102, D103 D 104, D 105, D 106, D 107, D 108, D 109, and D 110 be part of the bill. I then put the question that D 101, D 102, D 103 D 104, D 105, D 106, D 107, D 108, D 109, and D 110 be part of the bill.

*Question put and agreed to*

### **D 111**

**Hon. B. Ng'eno (Chair, Budget and Appropriation Committee):** That the figures appearing after vote D 111 be amended by deleting the figures 382964 and be replaced with 62,970,000.

**Hon. Joyce Korir (Chair, Committee of the Whole House):** I propose that that the figures appearing after vote D 111 be amended by deleting the figures 382964 and be replaced with 62,970,000. Seconder?

*Honourable Serbai seconded.*

It is open for debate. Since there is no contribution, I then put the question that the figures appearing after vote D 111 be amended by deleting the figures 382964 and be replaced with 62,970,000.

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*Question put and agreed to*

**Hon. B. Ng'eno (Chair, Budget, and Appropriation Committee):** That the bill be amended so that immediately after R 114 we insert the following new item with the following words and figures respectively; R 115 that the amount required for the year ending 30<sup>th</sup> June 2016 for mortgages for County Assembly members be KES 10 million. It is 30<sup>th</sup> June 2016 not 2015

**Hon. Joyce Korir (Chair, Committee of the Whole House):** I propose the question that the Bomet county appropriation bill be amended by inserting the following new amendment with the following words and figures respectively; R 115 that the amount required for the year ending 30<sup>th</sup> June 2016 for mortgages for County Assembly members be KES 10 million. Who seconds?

*Honourable Molel seconded.*

It is open for debate. Since there is no contribution I then put the question that the Bomet county appropriation bill be amended by inserting the following new amendment with the following words and figures respectively; R 115 that the amount required for the year ending 30<sup>th</sup> June 2016 for mortgages for county assembly members be KES 10 million.

*Question put and agreed to*

**Hon. Joyce Korir (Chair, Committee of the Whole House):** Yes honourable Kirui.

**Hon. J. Kirui:** I think there is metamorphosis in the House. The Leader of the Minority has changed. Is it me hallucinating?

**Hon. R. Serbai:** The Chair, Budget and appropriation needed somebody for technical consultation.

**Hon. J. Kirui:** Still we need to follow the procedure and we don't have to flout the rules of the House

**Hon. Joyce Korir (Chair, Committee of the Whole House):** I think the Majority Leader has just come in. The Staff there has just been consulting for two seconds and bear with him for this as he will give the consultation and leaves immediately.

**Hon. B. Ng'eno (Chair, Budget, and Appropriation Committee):** I am requesting that since the figures are involving you allow the staff to guide me

**Hon. Joyce Korir (Chair, Committee of the Whole House):** You are out of order honourable Ng'eno

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## SCHEDULES

**Hon. Joyce Korir (Chair, Committee of the Whole House):** I propose that the schedule as amended be part of the bill. Yes honourable Kirui.

**Hon. L. Kirui:** Thank you. I have consulted widely on the issue of conditional grant in the Ward. I have even talked to the Speaker and the relevant team and he said maybe it is not necessary for that to appear in the bill. But I want it to be on the record in this Hansard that if anybody will interfere with what is in the Budget estimates that we passed then what is captured in the Hansard will be evidence of what is in the Act since I had that intention that it should be in the Act and I want to bring this to your attention and the House that what we put in the conditional grant should not be altered and should be respected accordingly so that we can feel this budget is there. Otherwise my slogan of ‘No Ward Fund no Budget’ I want to amend it that ‘no conditional allocation no budget’. Thank you.

**Hon. Joyce Korir (Chair, Committee of the Whole House):** Honourable Langat

**Hon. R. Lang’at:** Thank you. I also want to register my disappointment knowing that it is only the law which is binding and all other things are not binding. So if it is not within this law then all other things are futile and it should be indicated somewhere in law that there was a need for conditional grant and there is nothing to make someone to respect this if it is not in law.

**Hon. Joyce Korir (Chair, Committee of the Whole House):** Let me put it to the attention of the members that the appropriation bill carries the lump sum in the budget and it does not have the details of what the members are interested in right now. The money in the appropriation bill is part of the money in the conditional grant and it is meant to assist the honourable members implement some projects and specifically where the bill is talking about water, springs etc. it is in a general way but the budget estimates were clear that the amount is to be taken to the ward level as in the amendments made. Let me put it to the attention of the members that the appropriation bill carries the lump sum in the budget and it does not have the details of the conditional grant. Yes honourable Serbai.

**Hon. R. Serbai:** Asante sana. Ningependa kusema kuwa yale yaliyo katika makadirio ya 2015/2016 ijumlishwe kwenye sheria za matumizi ya pesa ya Kaunti hili kwa sababu ya msemu kuwa ukiumwa na nyoka, ukiona nyasi utakuwa na wasiwasi. Kwa hivyo kama kuna mahali ya kuweka nambari kama DA 112 kusema kuwa zile pesa tulizotenga kwa minajili ya miradi kwenye wadi yapate kuzingatiwa la sivyo hapatakuwa na sheria ya kumlazisimha yeyote yule kuzingatia yale yote yaliyo kwenye makadirio ya mwaka ujao. Asante.

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**Hon. L. Kirui:** Thank you. It is exactly what honourable Serbai has put it. That is what I had in mind. I wished we had created another vote that will have a number to show the amount we have in the conditional allocation. It is not the first time to have such since even when you look at Public Finance Management Act we have provided for such and I consulted further and the answer you gave is also what I got from the office of the speaker where even he referred me to Kericho County Assembly where they have what we are trying to do but that it was not indicating in the bill that there was a vote on the same. I didn't want us to go as per what people are doing. I like what Honourable Langat said, because what will it show? Though I know in the Public Management Act it is also indicating that we cannot do something which is not in line with the budget estimates. I just want to register this.

**Hon. Joyce Korir (Chair, Committee of the Whole House):** Honourable Kirui, I have heard your complaint and we are very much concerned about it. I want to say that this is not the end of the Appropriation bill. Honourable Chair, what is your feedback on that issue? Let me give to the Chair then I give you the suggestion. I also believe that though it is a lump sum figure, it should be showing somewhere that there are some conditional grants on the sector that the honourable Members cited. I will give to Kirui then the Chair because they are in the Budget committee.

**Hon. S. Kirui:** Thank you Madam Chair. I understand the feeling of the Members. But Madam Chair, since the Appropriation bill is just generalized statements based on departments, and since the committee realized that, in one of their findings, they said the County Appropriation bill conformed to the approved budget estimates. If the Executive acted in good faith, then the conditional grant will be there when they will be disbursing money. Madam Chair, you realize that the conditional grant is not coming from one vote-head from the budget estimates, but, it's being gathered from roads, water, and even education. It will be difficult to state clearly where you can lump this conditional grant. The statement in the Appropriation bill is generalized in that it is based in sectors like education, roads; and then lumping everything. I don't know whether we should create like another department to lump the conditional grant. That is my feeling, and since it is captured that the Appropriation bill conforms to the budget estimates, and then I don't see any reason.

**Hon. Joyce Korir (Chair, Committee of the Whole House):** Honourable Members, I don't want us to dwell on this. I know it has a lot of issues. I want to request that as we are in...As I request some Members to consult, I want to request that we give room to amendments that the honourable Members might be having. I believe we can have some additional wordings in some of the sectors. That is the only way we can insert. The figures, as per the budget estimates, are

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the same but only the wordings that might be in the sectors may not be capturing the issue of the conditional grants. Let's say, for example the education sector, where we are supposed to have 2 million for the ward. I think it should be showing in the wordings but not in the figures. Because the third reading gives us an opportunity to do amendments, as per the third reading of 136 of our standing orders; "on the third reading of a bill, a motion shall be made that the bill be now read a third time and an amendment may be proposed similar to those of second reading...". Honourable Members, because you find that this is an issue touching on many sectors, I remember there was an amendment on education, we had one on water, roads, trade and others. Honourable Members, we can have it written and the Members can bring it to be inserted in wordings because the figures are the same. What is it honourable Serbai?

**Hon. R. Serbai:** Thank you honourable Madam Chair. Though you have said we can do amendment in that reading, I just want to support what honourable Sammy Kirui said about this bill. My suggestion is that we need to introduce clause 4, or we can say clause 3 sub-clause b, to say that the Appropriation bill must be in conformity with the budget estimates. That means, therefore, all the other departments that we budgeted for, in terms of ward development will be captured, because we cannot capture them one by one. If we have one clause that says the Appropriation bill must be in conformity with the budget estimates. That is the only amendment we can do to capture the entire thing.

**Hon. Joyce Korir (Chair, Committee of the Whole House):** Honourable Molel

**Hon. J. Molel:** Thank you very much Madam Chair. I think we were all together plus the budget analyst when we coming up with the conditional grant. Madam Chair, if what we did cannot appear here, I am requesting that we hear from the budget analyst where that should appear. Otherwise Madam Speaker, whatever we did will be useless. We need to hear from the analyst. Unless we invite the budget analyst to tell us how this thing will appear, or where it will appear then we are doing nothing.

**Hon. Joyce Korir (Chair, Committee of the Whole House):** Thank you honourable Molel. Your statement has been captured and the deputy Speaker has gone to consult. Honourable Langat.

**Hon. R. Langat:** Mr Chair, where we are is tricky but looking at how we have come, there is still need to consult. This House should be allowed a small break so that we consult. The best is for this House to come and consult so that we can make a binding decision. Though I know there is still room for amendment in the third reading, the amendment is supposed to be minimal. Mr

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Chairman, I will humbly request that you allow this House to consult then we come to make a conclusion. Thank you.

**Hon. Joyce Korir (Chair, Committee of the Whole House):** Thank you honourable Langat for that good suggestion. We are going to consider it. To me, the Appropriation bill has lump sum figures which you don't need go into specifics like this one is for this or that. That is the consideration which I have in mind. Maybe again we will include where there is development we include something like '...and this include conditional grant amounting to this figure'. Otherwise let me give the Chair.

**Hon. B. Ng'eno (Chair, Budget, and Appropriation Committee):** Thank you Chair. I still believe, for example if we have D-105, where it is talking about programs and development of roads and public works sector including design, and construction of roads, motorized footbridges and establishment of crushing plant and a material testing lab, bush clearing, culvert installation and road safety intervention. When I am trying to interpret that; when we bring bush clearing, culverts, and road construction, all of them are falling within conditional allocation under the Ministry of Roads. If we come up with another item 'conditional allocation', it will not show which one. I want to believe the details of an Appropriation bill are in the budget estimates. That is why budget estimates need to directly reflect what is in the Appropriation bill. I believe that this bill has no difference with the estimates because this is a bill which shows the details in the estimates. Thank you.

**Hon. Joyce Korir (Chair, Committee of the Whole House):** Honourable Bett

**Hon. R. Bett:** Madam Chair, I want to concur with honourable Sammy Kirui has said. As the Chair has just clarified, when you go to each and every department, they have lumped all the activities to be carried out under that department. So, I think if the budget estimates are what we are going by, then it means this Appropriation bill is not something which is going to misdirect us. It is directing us to a certain lump of money to be used by a department. So, Madam Chair, I am concurring what the Chair of Budget is saying, that we need to be strict and conform whenever we are undertaking the activity of budget estimate. That is when we can say the budget we passed is capturing what we need to do. If we bring many wordings in the Appropriation bill, then it means we may not be conforming to the development of the standards of the Appropriation bill. Thank you.

**Hon. Joyce Korir (Chair, Committee of the Whole House):** Honourable Members, we are moving under the standing order number 133, where they are talking about the procedure on bills

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reported from the committee of the whole County Assembly. I am going to move to 133-3, talking of a Member who desires to delete or amend any provision contained in a bill or to introduce a new provision in the bill under paragraph 2, may propose any amendment to add to the motion under paragraph 1, the words 'subject to the recommittal of the bill in respect of some specified part or some proposed new clause or new schedule to a committee of the whole assembly. And if that motion is agreed, to which such an amendment, the bill shall stand so recommitted and the County Assembly shall either vote with, or upon a day named by the County Assembly business committee in consultation with the Members in charge of the bill dissolve itself into a committee to consider the matters so recommitted'. Honourable Members, I therefore request that we are going to move the normal session and the said bill will be recommitted to the committee of the whole House for the amendments to be done. The House resumes.

**Hon. R. Lang'at:** Madam Chair, I requested that this House be allowed to consult in an informal way. The way we are seated is a formal way and the way we are consulting is not proper to this House. I requested that we consult in an informal manner and if needs be, the House needs to be suspended so that we can make proper consultation.

**Hon. Joyce Korir (Chair, Committee of the Whole House):** Honourable Langat, then House cannot be suspended on the committee of the whole House. Consultation is allowed though there are some funny movements but it is allowed. If there is voting you are allowed to do the lobbying. I was seeing in the National Assembly when they were trying to vote in this lady called Juma and all of a sudden during the proceedings they say you can now lobby. So it is allowed because it is touching on the legality of the grants that you requested as Honourable Members. But I know it has taken much time. We can extend time if at all you still have some amendments you all know what our standing orders say when it comes to amendments. Honourable Members, we were supposed to resume but we want to dispense first with a number of issue that were proposed in the bill so that we can bring the amendment later on using the standing order 133 on the issue of recommittal. After seeing 135 where it was talking about the procedures of recommittal of a bill; 'when a bill has been recommitted to a committee of the whole Assembly, the committee shall consider only the matters so recommitted and any matter directly consequently thereon'. After dealing with the issues we had already subjected the House to, is when we can bring issues pertaining the conditional grants and we see how we can bring the amendments. Honourable Members, we are going to dispense first with the normal procedure that we were moving on with then we get back with the further amendments that the honourable

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Members of this House might be having. On that connection, we are going to move to the schedule. Next.

## CLAUSE 2

**Hon. Joyce Korir (Chair, Committee of the Whole House):** Honourable Members, I propose that clause 2 be part of the bill. And I hope honourable Members you are now concentrating on the bill because I know it has been disrupted. I put the question that clause 2 be part of the bill.  
*Question put and agreed to.*

## THE LONG TITLE.

**Hon. Joyce Korir (Chair, Committee of the Whole House):** Honourable Members, I propose that the long title be part of the bill. I put the question that the long title be part of the bill.  
*Question put and agreed to.*

## CLAUSE 1

**Hon. Joyce Korir (Chair, Committee of the Whole House):** I propose that clause 1 be part of the bill. I put the question that clause 1 be part of the bill.

*Question put and agreed to.*

**Hon. A. Chepkirui (Vice Chair, Budget and Appropriation Bill):** Thank you very much honourable Madam Chair. I beg to move that the committee do report to the Assembly its consideration of the Bomet County Appropriation bill 2015 and its approval thereof; bill number 5. Thank you.

**Hon. Joyce Korir (Chair, Committee of the Whole House):** Come again honourable Vice-Chair.

**Hon. A. Chepkirui (Vice Chair, Budget and Appropriation Bill):** Thank you Madam Chair for giving me this opportunity. I beg to move that the committee do report to the Assembly its consideration of the Bomet County Appropriation bill 2015 and its approval thereof with amendments. Thank you.

**Hon. Joyce Korir (Chair, Committee of the Whole House):** Thank you honourable Vice-Chair. I will therefore put the question, which is, the committee do report to the Assembly its consideration of the Bomet County Appropriation bill 2015 and its approval thereof with amendments.

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*Question put and agreed to.*

**Hon. Joyce Korir (Chair, Committee of the Whole House):** The House resumes.

*The Committee of the Whole House exeunt.*

*The Speaker resumes his seat.*

**Hon. Speaker:** Honourable Chair of the committee of the whole House.

**Hon. Joyce Korir (Chair, Committee of the Whole House):** Thank you very much honourable Speaker. We have been having a lot of consultation on this issue, honourable Speaker, bearing in mind that we have a lot of issues that the honourable House is trying to raise. But, honourable Speaker, I beg to report that the committee, as a whole, has considered the Bomet County Appropriation bill 2015, Assembly bill number 5, and its approval thereof with amendments.

**Hon. Speaker:** Honourable Chair the mover.

**Hon. B. Ng'eno (Chair Budget and Appropriation Committee):** Honourable Speaker, I beg to move that the House do agree with the committee on the said report.

**Hon. Speaker:** Honourable Members, it's now my turn to propose to the adoption of the report. I will propose the question which is that the House do agree with the committee on the said report in relation to the Bomet County Appropriation bill 2015, bill number 5. Honourable Kirui.

**Hon. L. Kirui:** Mr Speaker sir, I am concerned on the intention of this House to have conditional allocation on various items, honourable Speaker. Like for example honourable Speaker, in this House while we were discussing the budget estimates, we agreed that there will be around 13 million that will go to various wards under conditional allocation. Honourable Speaker...

**Hon. Speaker:** Honourable Kirui, I was consulting. Come up again.

**Hon. L. Kirui:** Mr Speaker, I am concerned with the intention of this House to have conditional allocation on various items. When we were discussing the budget estimates for 2015-2016. An example is that we agreed in this House and passed as a resolution under the budget estimates that we will have a conditional allocation of 13 Million that will go to every Ward. Out of the 13 Million, shared under pans and springs amount that 1 Million every ward, under roads and culverts amounts to 5 Million. Under footbridges amounts to 1 Million in every ward. Under equipping technical college's it amounts to 1.2 Million every Ward. Under seedlings amounts to

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two hundred thousand every ward, under construction of temporary ECD College amounts to three million to every ward. Under purchase of furniture of ECD classroom amounting to KES 400,000 every ward. My concern is how the same.

**Hon. Speaker:** Honourable Deputy Leader of Majority.

**Hon. T. Rotich:** The matter we are discussing today is very urgent and important and because of our official time under our standing order No. 30(3)(a), I move that this House may extend its sitting time beyond the normal sitting hours until such time when we have transacted the matter in the order paper till the end. Thank, you.

**Hon. Speaker:** Who seconds?

**Hon. Joyce Korir:** You find honourable speaker the motion before us is a bill that is supposed to be passed today 30<sup>th</sup>, and bearing in mind that there are a lot of amendment that honourable member wants to bring to this House I do request that honourable speaker that we extend the time. Thank you.

**Hon. Speaker:** Honourable member I think I have never seen the honourable members work with a lot of zeal like today. Ok let me propose the question that pursuant to standing order No. 30(3) (a) that this County assembly do resolve to extend sitting its time beyond the normal sitting hours until such time when we have transacted the matter before us to its conclusion. It is now open for debate.

*(Silence for some minutes)*

If there is none I will proceed to put the question that pursuant to standing order No. 30(3)(a) that this County assembly do resolve to extend sitting its time beyond the normal sitting hours until such time when we have transacted the matter beforehand until it is concluded.

**Question put and agreed to.**

**Hon. L. Kirui:** Thank you very much. Before interruption, I had raised issues that are in our budget estimates. We shared around 13 Million in every Ward under conditional allocation. I want to say, my concern is the way of implementation... The passage of this Bill in the third reading and I kindly urge you honourable speaker to give clarification or direction on how we will capture the spirit and aspirations of members before we proceed with the debate. I propose

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on the same note Mr Speaker, that the question be amended by adding the words ‘subject to committal of the whole house so that we can further deliberate on the same’.

**Hon. Speaker:** Honourable Serbai.

**Hon. R. Serbai:** I want to seek some clarification and as per PFM Act section 129(7) whereby when the County Assembly has approved the budget estimates the county executive member in charge of finance should actually prepare an appropriating bill that is in concurrence with the budget estimate. In as much as we need the conditional funds in our wards, on the appropriation Bill, I also want to believe because of the PFM Act which says the appropriation Bill must be in conformity with the approved estimates, I also seek clarification to know what the appropriation Bill is. To my understanding honourable speaker, of which I stand to be corrected its only allowing the County executive to spend that money that is approved as per the budget estimates. We need to define the word Appropriation Bill. We need a clause or a sub clause that shows us the conditional grants, allocations or what does the word appropriation Bill mean or what is this the county executive in charge of finance is trying to bring to this county assembly which is in conformity with the appropriation budget estimates.

**Hon. Speaker:** Honourable Kirui, I am trying to see the standing order No. 130. It talks about the procedure of the committee of the County Assembly, if you read through on how it is reported; there is a procedure on where and when a Bill is recommitted to the committee of the whole House. What I want to understand is that what the issues are. From what honourable Serbai is saying is that what is in the appropriation Bill it in line with the last budget estimates? If it is amended what is the issues. What is the fear of you as a member?

**Hon. Speaker:** Honourable Joyce.

**Hon. Joyce Korir:** This House went out for several meetings. For whatever the message, Members for this house are raising issues that the honourable members put across. They went to an extent of identifying a number of projects. That was supposed to be under taken by these conditional grants that these honourable members suggested and the issue that honourable Kirui put across does not add any point. The issue neither raised altering the issue of the appropriation Bill. What we are saying is that what is contained in the wording; it does not show anywhere where it talks about the conditional allocation. Otherwise when you see the vote heads, honourable Chelule does not have the Bill, and I wonder how he follows this. I want to say if we can visit one on development. That is if we go to trade. We had proposed that we need to have

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about 24 Million, which were going to various wards as allocations for construction of sheds for our youth for them to engage in a number of activities. Honourable speaker we are mindful of the wording more than anything and because of the wording the amount shown in the appropriation Bill and amount in the budget estimates are the same. The only issue is where in the act was the issue of the honourable members anchored in the budget estimates. You can find for example you can find where they are talking about the slaughterhouses, and dips, but it cannot show us the number of issues raised by the members. I wanted us to have the amendment. This is because we already know which sectors were being affected by this amendments for example education we had allocation of 2 million per ward for the bursaries. We also have 960 meant for the construction of sheds for the youth. We had some construction of some roads, gravelling, and installation of culverts. We had a million meant for protection of springs as and I want to say if we are going to leave without specifying in the bill it will be a loop-hole for the county government to deny this house their vision to an extend of even failing to meet the project they proposed to the residents of this county. This House is a house of politicians on contract for five years and are the best contract such that other people want enjoy. The persons who are here are all willing to be here comes 2018 and there is none of them who do not want to be in this House. That is why we are saying the only way is by having the allocation that will cut across and allow the member to do a number of things, that are pending and honourable speaker it will be manned by honourable CEC in charge of finance. The only issue is let it be specified. We are not entitled to handle any money as the legislature of this House County. We only need to be captured in the Act. This is so that we can have an opportunity to say to a relevant CEC that this is a project that I need done in my ward and the funding given. Therefore, we request your able chair to that you give us room for this amendment.

**Hon. Speaker:** Honourable Langat we have had about noises the national government not devolving funds to counties, and there is something that is popularly circulated called “pesa mashinani”. It is my wish that it be anchored in the law so that it will be known that this figure will be known and that it will be going to the wards. Our problem is the wording not the figures. Where are we captured that this is binding to anyone. These wordings are more powerful than the figures.

**Hon. Speaker:** I think you see this; in a re-committal, honourable Kirui is asking for, the issues he raised and the issue needs to be recommitted back to the committee of the whole house. The question I am asking is if it is what you need to recommit to a committee of the whole house, you will only deal with it specifically on those issues that are recommitted.

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**Hon. L. Kirui:** Thank you very much honourable speaker, you had said what our fear was, but you are aware of the provision of the PFM act. We are aware that the CIDP has never been implemented. In the budget estimates, our fear specifically that I intent to introduce a new clause, which will clarify certain appropriation, will be distributed equally amounting to every ward. This will be specifically on development vote. As by the spirit of what honourable Langat has been saying honourable speaker, if we go as per the law then we will not have a scratch on anybody. We do not anticipate scratching on anybody in this financial year that is why we need to be in the law and for sure I will be the first one to take someone to court.

**Hon. Speaker:** I have seen the hand of honourable Bett. Do you have anything to state?

**Hon. R. Bett:** Honourable speaker it is also good to recognise that I should talk before I request. Reading from the mood of the House its seems everyone is in concurrence but only the uncertainties which have been lingering in our minds and that sort of believe that whatever is passed in this House might not be done. Otherwise the Appropriating Bill is just appropriating Bill which is a lump sum sort of thing but there is a lot of fear from the members because of what has been going on, but let me say to satisfy the curiosity of the members let me say let me bring that clause.

**Hon. Speaker:** I think honourable Bett that you are confirming that the executive are living up to their words. So that we move forward, I am going to recommit the Bill back to the committee of the whole House. Therefore, the procedure will be very simple I had already proposed the question that the House do agree with the said report in the said report subject to the re-committal of the Bill to the committee of the whole House to handle the issues raised. Therefore, it is open for debate and those who want it support it, and those who want to oppose can do so. Honourable members we need to give everyone a fair hearing, honourable Kirui, honourable Molel.

**Hon. S. Kirui:** I have no issue with the committee of whole house halfway; we have not dealt with the long and short title and the other issues. Sorry, maybe I was consulting outside and the rest was done. Since the appropriation Bill conformed to the budget estimates and since the conditional grant was to cure inequalities witnessed earlier and since the members fear the unknown and the future, that it might not be used.

**Hon. Speaker:** What is your point of information honourable Kirui.

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**Hon. L. Kirui:** I want to inform this House that it was a conditional allocation not grant.

**Hon. Speaker:** Thank you honourable Kirui. Thank you honourable Kirui for informing me.

**Hon. S. Kirui:** I think it is almost the same. I was building my case that the appropriation Bill did conform to the budget estimates where the executive will be using to implement some of the programs. If we are going to put some programs, yet it was coming from different department from roads cutting all the way to education. Will we be in order then to put almost specific program which we mentioned that conditional grants this way and this will beat logic and appropriation Bill. I wanted to ask again if we include a vote item in clause four will be in order and has it been witnessed anywhere maybe when we were dealing with clause four. Secondly there is fear of the conditional allocation that it was really to cure the political fear of the members and may be it can be leaked by the voters that this was supposed to be implemented. It is not even our function to implement but it is the function of the executive.

**Hon. Speaker:** What is your point of information honourable Serbai.

**Hon. R. Serbai:** Thank you honourable Speaker, let us not be misled by honourable Kirui. Under article 184(4), it talks about the assembly approving anything to do with development and since we have actually approved this, the county executive failed to submit the development plan it was actually the priority of this assembly to give out their priorities of which we did. It is upon the county executive to implement and it is not the duty of the members of the county assembly. It is the duty of the county assembly to play oversight on what they have actually passed. It is a bit ridiculous to say we should not force the executive to implement. It seems honourable speaker, when there is another seminar for implementation; let honourable Kirui be taken so that he understand that whatever is coming from the executive is just a proposal. When we receive a proposal from the executive to this parliament, it says it is either the mandate of the assembly to approve with amendments. If you are saying, we have nothing to do with implementation

**Hon. Speaker:** Honourable members let us not go round and round, we will not be able to finish what is it honourable Kirui.

**Hon. S. Kirui:** I am not trying to mislead. I am bringing the reality. Are we saying that the budget we approved was invalid? I think it has only to put money where it was placed in the budget estimates.

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**Hon. Speaker:** Given that we have a new convert who can be able to speak in Kiswahili, I can be compelled to. We also have to give fair hearing so that one member cannot dominate so that is why I had given honourable Molel but if there is something astonishing from Majority Leader then I can therefore give him.

**Hon. J. Kirui:** Asante sana Bwana Kinara mimi nikiwa kiongozi wa walio wengi Bungeni. Nimeshangaa kusikia mheshimiwa kutoka Sigor akisema wakikataa kutekeleza jukumu lao ambalo tuliwake walifanye hiyo ni kumaanisha kwamba jumba hili halina nguvu. Kama kiongozi wa walio wengi Bungeni, Bwana Kinara ya kwamba wale amabo wanaweza kusimama na kukataa vile waheshimiwa wamesema, sisi ni wanyapara na tutawasimamisha na lazima watekeleze jukumu hilo bila kubembelezwa la si hivyo hili jumba la heshima wana mamlaka ya kutosha kuhakikisha yule ambaye hatafuata nyayo mheshimiwa kinara ataona kilio kilichomfanya punda asiwe na pembe.

**Hon. Speaker:** Asante sana nyapara mkubwa. Mheshimiwa Molel.

**Hon. J. Molel:** Asante sana bwana kinara kwa fursa hii ili nichangie hoja hili. Nimeshangaa kuwasikiza wenzangu wakisema ati si lazima tuwe na wasiwasi. Ninasema tuna wasiwasi hasa sisi ambao tumenyanyaswa tangu serikali hii liundwe. Ukiangali wale ambao wanahurumia gavana na mawaziri mpaka saa hii lazima tuwe macho. Hatuwezi kukubali haya. Gavana wa Kaunti hii si mtu wa kuaminika.

**Hon. Speaker:** What is your point of order honourable Bett.

**Hon. R. Bett:** Is it in order for the honourable member to say that the honourable governor of this county is not honest yet he cannot substantiate. This is a House of honour and we need to substantiate what he is talking about. That statement is not right.

**Hon. Speaker:** Honourable Joyce.

**Hon. Joyce Korir:** If given time it can be substantiated, the governor of this county in terms of equitable share. The honourable Bett comes from a Ward in Konoin where we do not have even a single cooler yet the entire four constituencies have coolers. I wonder whether he came to this House to represent the governor or the people of Boito ward. Apart from that, the same governor has taken KES 46 million trying to build something and telling us he is transferring a certain high school to a place that is not approved yet he has not given any other school in other

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constituencies any other amount. The bursaries that we passed in this House are shocking. I want to bring to the attention of the honourable members.

**Hon. Speaker:** Order, Honourable Joyce. Honourable members, I think we are almost deviating. The speaker does not have eyes. He hears but it is all darkness. I can see through the darkness kindly honourable Joyce and Bett. This is honourable Joyce and Bett I can hear something even though I am not supposed to. So honourable Molel kindly proceed.

**Hon. J. Molel:** Mheshimiwa nilikuwa ninajaribu kueleza. Nasema na narudia gavana si mtu wa kuaminika. Kwa miaka miwili iliyopita tumekuwa tukifanya makadirio hapa lakini jinsi kazi inavyotendwa, linatendwa kwa njia lisilokubalika. Lazima tuwe makini tunapokadiria majadiliano ya leo. Ikiwa yale ambayo tuliyasema hayaonyeshi hapa swali langu ni rahisi sana. Je isipoonekana hapa yale ambayo tulisema yataweza kushughulikiwa ama mtu ataweza kuchukua nafasi ya kusema waheshimiwa mmekosa nafasi ya kuonyesha jinsi zile pesa zinavyoelekea mashinani yanatumika. Ninataka kuhakikisha pesa na maendelo imefikishwa mashinani. Na ikiwa yale ambayo tulisema hayatashughulikiwa lazima tuhakikishe mambo yameenda sawasawa. Hayo ambayo ninasema ni kilio ya haki na walio wengi. Asante sana.

**Hon. Speaker:** So that we move faster, and because we have discussed the content. I will put the question. If the question succeeds, it goes to the committee. What should be very clear in the minds of everybody is you have to deal with the matter in such a way that it does undervalue the importance of having an appropriation Bill. If we are going to an extend of breaking down it means it doesn't affect the arrangement of the section so I hope whatever you will be able to come up with it is something that shows the intention of the members. What is very critical here is the budget estimates that was passed. Where is honourable Josphat? When a buffalo has chased you when you see cow you think it is the same buffalo. We need only to at least believe. This House has powers to ensure what was passed in the budget estimates is implemented. What is it honourable Kirui?

**Hon. L. Kirui:** I think I have right of reply so that we do not divide. It is not only governor who is implementing. He has about 10 CEC who assist him so as we discuss this we are not saying we are targeting anybody. We are saying it should be implemented. The other issue I want to put across is that when we are doing legislation we have legal framework. One member said budget estimate is a legal framework. It has been put in a way that when coming up with legislation make sure that it conforms to the other legal framework that goes hand in hand with it. In the

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budget estimates, it is still in order to make sure that appropriation is also conforming to the budget estimates. Thirdly, we have a mandate in this House, I came to this House as a medical practitioner meaning the thing we are doing here is new and we can learn. I concur that we need to go for training so that we can know the functions that we do as MCAs. One of the main functions is legislation. I want to be smart when doing the same. I want to make sure I work on my mandate. This is to avoid loopholes that one can take the advantage out of it. Otherwise, I urge this House that let us consider this proposal and we will really be in the right track.

**Hon. Speaker:** Yes Josphat.

**Hon. J. Kirui:** I want your clarification of what you referred when you talked of being chased by buffalo, I want you to clarify that I am not a buffalo and I have never chased you.

**Hon. Speaker:** They always say the guilty are afraid and in this case, I am not saying you are guilty, you have not chased me, and you can confirm to this House that you are not a buffalo. From my seat, I was seeing the Bill could have been passed after the amendment that you have passed and our various committees ensure compliance. Because you have agreed that, there is a general feeling that you need to include something that will make them feel safe. That is why I am allowing it that can go back to the same committee of the whole house after the re- committal that is when they can handle. What is it honourable Ng'eno.

**Hon. B. Ng'eno: (Chair, Budget and Appropriation Committee)** I do not know whether I will be in order to contribute. If we talk about budget estimates, it is a legal document that has gone through this House. When it is in the appropriation stage based on the definition that I have seen is that it just but a law that allows the county government to draw funds from the exchequer account using the estimates. The implementation to be done is envisaged in the budget estimates and it is to be implemented by executive. It is clear indication it is by executive as per the bill passed in this house.

**Hon. Speaker:** Let me leave that matter to be dealt with in the committee of the whole House. For me the best route will have been if you pass a motion resolving it. The other best route is not even to reintroduce a clause four, however, but to introduce one line after clause three to bring out the intention. The Clause can be summed up by saying what is granted by clause two is to include what shall be appropriated for the several purposes specified in the second column in the schedule. In the amount specified in the column of that schedule you have an option of adding even "taking into consideration" the condition allocation so that it brings out the issues that it

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may not be implemented. I think honourable members; I do not know which direction you intent for every bit where there was conditional allocation you want to break down.

**Hon. L. Kirui:** I want to say we have mind of high standard especially when the Chair, Budget speaks. I want to say we do not want to dilute the Appropriation Bill. I may not be in agreement with resolution or agreement but accept what you have said that we add even a sentence in the last one. Out of that honourable speaker, I did not want us to put everything in the budget estimates. It intends to introduce the clause that certain appropriation will be distributed equally among the twenty-five wards and nothing will be added.

**Hon. Speaker:** What is it honourable Kirui.

**Hon. S. Kirui:** If you read the memorandum of objects and reasons, you will realise the authorization of insurance of funds for the provision of various services for the year ending 30<sup>th</sup> June 2016 in accordance with the approved budget estimates 2015/2016 and for the appropriation of those sums. This means this appropriation of the budget estimates and we need not to worry about anything.

**Hon. Speaker:** Honourable members from where I sit, the train has left station when I said I propose the question with where I said for re-committal. You need to go to the committee of the Whole House, and decide conclusively, and it is on you to decide as honourable members. Let me put the question which is that the House does agree with committee in the said report subject to the re-committal of the Bill to the Committee of the Whole House to deal with the issues raised.

*Question put and agreed to.*

**Hon. Speaker:** You will go to the committee of the Whole House and deal with the issue as quickly as possible and then we come and hear the report. So the chair Committee of the Whole House, we are going now recommitting the bill to the Committee of the Whole House.

## COMMITTEE OF THE WHOLE HOUSE

**Hon. Joyce Korir (Chair, Committee of the Whole House):** Honourable members welcome to the Committee of the Whole House. And I want to request that we have a break of 15 minutes so that we come and continue.

**Hon. B. Ng'eno:** Madam Chair, I think 15 minutes is okay.

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*(Silence).*

*The House went on a break. The House resumed.*

*Hon. Julius Korir took over as Chair, Committee of the Whole House*

**Hon. Julius Korir (Chair, Committee of the Whole House):** Honourable members we are back to the Committee of the Whole House. Under Standing order 135, and without wasting much time, I want to give honourable Leonard Kirui to move his amendment. Welcome honourable Kirui.

**Hon. L. Kirui:** Thank you very much honourable chair, it is my pleasure to move the amendment as per our request that a new clause be inserted with the words, ‘the conditional allocation, as set out in the approved budget estimates for the financial year 2015/16, shall be distributed equally in all the 25 wards within the county’. Honourable Chair; that is the amendment that I would like to be made.

**Hon. Julius Korir (Chair, Committee of the Whole House):** Honourable Kirui will you clarify what exactly clause do you want.

**Hon. L. Kirui:** I want a new clause four to be inserted with the same wording that I have said honourable Chair.

**Hon. Julius Korir (Chair, Committee of the Whole House):** Honourable Kirui, try to elaborate on that clause.

**Hon. L. Kirui:** Thank you very much. I want to really state that as per my earlier concern and the rest of the members. We were concerned with the wording that we had in the budget estimates whereby there was some allocation that we put aside that was supposed to be conditional so that it can be shared equally within our wards in the county. I saw it is wise for the same to be reflected in the appropriation bill because the budget estimates should conform with the appropriation bill and the fact that the bill will there after become a law and I want to bring to the attention of the House that the memorandum of object which is in the bill can never be an act, I think there was sort of confusion a bit on the same and I have sought legal advice on the same and it is clear that the memorandum of object in the bill is to shed light and it is not supposed to be in the Act. Meaning our issue will not be reflected clearly in the bill. And it is sensible, honourable Chair, to have a few wordings on the same. We are not touching anything else, it is a just a matter of making sure that it is in the Appropriation Bill. So honourable Chair, I urge the House to consider the same in the interest of all of us, it will be in the interest of our County, and

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if we do this, I am sure we will not have rough time when it comes to oversight and representation of our people because we have set aside a clear path.

**Hon. Julius Korir (Chair, Committee of the Whole House):** Thank you honourable Kirui, who seconds?

*Honourable Robert Serbai seconded.*

**Hon. Julius Korir (Chair, Committee of the Whole House):** Thank you honourable Serbai. I now propose the question which is that a new clause four be inserted with the words, ‘the conditional allocations as set out in the approved budget estimates in the financial year 2015-2016 shall be distributed equally among the 25 wards within the county’. The floor is open for debate. Honourable Sammy Kirui.

**Hon. S. Kirui:** Thank you Chair, I also wish to debate on the amendment. Honourable Chair, I still stand on my earlier position that there is no need of inserting this clause since we know even if the memorandum of object does not appear in the Act, it is still the something because the appropriation bill is supposed to implement what is in the budget estimates and if it goes against it then it will be up to members to question the executive on why it is not implementing the budget estimates as approved, so honourable Chair, I don’t understand whether the appropriation bill should have the four clauses in the first place or it is only three clauses. Honourable Chair this amendment will change the objective of the bill in that it will be like bringing the nitty-gritty to the bill. So I object to the amendment and I do not support.

**Hon. Julius Korir (Chair, Committee of the Whole House):** Thank you member. Honourable Chair, Budget and Appropriation.

**Hon. B. Ng’eno (Chair, Budget and Appropriation Committee):** Thank you very much Chair, before I was imagining that we were going to put the word ‘conditional allocation’ after every ministry, for example, after the ministry of roads we put down there, ‘conditional allocation’, but having gone for some advice and research I am made to understand that even in a bill other clauses can be increased for example clause one up to four. So the clause itself whether it has to go beyond three or four it is now confirmed that it can be put to a special issue. This budget has never had conditional allocation before but because out of the entire budget a special issue that was not there before, has been put in an open place so that those who will be interpreting the budget there will know that away from the ministry there is a special allocation which is termed as a conditional allocation. Having seen and known that when we have a clause it does not bring any change, it is not going to bring any act of engagement in unlawful issue and if we put that

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clause it is like a reinforcement and it is like, to me, going to bring a lot of issue but to me it is going to set how these money can be spent. I do not see any difference if we put this but trying to support what was provide in the estimates. For the first time we need to try.

**Hon. Julius Korir (Chair, Committee of the Whole House):** Thank you, honourable members since this is a money bill and the owner of the bill is the Chair of the budget and appropriation and has given his view as the owner of the bill. Honourable Langat

**Hon. R. Langat:** Thank you very much Mr. Chairman, I think the introduction of this clause is only for clarity and not to change anything. That actually this clause is supposed to take care of what was there and not to change anything by just saying that what was there are supposed to be taken as it is. It is just for clarity and not anything. We are aware of the memorandum of object and that out of the first thing as when honourable Kirui explained I came to my sense that it is supposed to introduce that here is a bill that is going to cover this area and the item itself is not going to be included inside the bill and therefore it is just a way of clarifying and it has nothing to do with changing the estimates. Thank you.

**Hon. Julius Korir (Chair, Committee of the Whole House):** Thank you. You still have the right of reply honourable Ng'eno as the owner of the bill so allow members to ventilate. Honourable Serbai.

**Hon. R. Serbai:** I rise to support the amendment, given that, as explained by honourable Langat it does not touch on figures but if I can read memorandum of objects and reasons it is on alteration of funds for the year ending 30 June 2016, in accordance with approved budget. So this one is supposed to emphasize the element of condition and it does not touch on any project and figures but it is giving clarity and emphasis that the condition allocation shall be adhered to. I support the amendment because even the constitution talks about decentralizations of functions so we are trying to take this function from the headquarters to ward level. We are not saying that we need to manage the funds. If we are going to reject this particular amendment it means we are actually becoming suspicious, we have approved the budget and nothing has been done, but for the purpose of being on the safe side, I ask the members we agree with the amendment and move fast. Thank you.

**Hon. Julius Korir (Chair, Committee of the Whole House):** Thank you honourable Serbai. Then honourable Ng'eno.

**Hon. B. Ng'eno (Chair, Budget and Appropriation Committee):** I just wanted to give an example that if you have a carton with a thermos inside. Having drawn that thermos flask outside

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it will still be indicated that it is still a thermos flask. So even if you have seen the drawing the writings are there so that you can clarify and know that what is inside is the real thing. Thank you.

**Hon. Julius Korir (Chair, Committee of the Whole House):** Thank you, honourable Bett

**Hon. R. Bett:** I also want to say the amendment is just but like when I use to learn English and we use to say when you want to mean ‘come back’ just say ‘return back’. It is just but trying to bring something using another word. So that honourable Chair it is just but a cosmetic sort of amendment and I indeed say that when a cosmetic amendment is of importance let it be because it is not changing a meaning.

**Hon. Julius Korir (Chair, Committee of the Whole House):** Thank you honourable Bett. I am seeing honourable John Molel.

**Hon. J. Molel:** Thank you. What we feared is to introduce something that can change the whole bill but for this case it cannot alter anything. It is just like emphasizing or putting weight on what you want to be done and therefore I do not see why we are taking time. So thank you. I concur with the members.

**Hon. Julius Korir (Chair, Committee of the Whole House):** Honourable Samson

**Hon. S. Towett:** Thank you very much; I also want to say on the proposed amendment by honourable Kirui we should not be seen as if it is there for aesthetic values. I believe it is going to add value such that during implementation, even for the implementation committee, it will be helped by visiting what is contained. Even in Choir the voice must come out. The proposed will act as strength and therefore I support and say let’s proceed.

**Hon. Julius Korir (Chair, Committee of the Whole House):** Honourable Chelule, what do you have to say.

**Hon. S. Chelule:** I want to say what the honourable members have just said but I add that this amendment is very important and it has impact and I usually say that when you are chased by a buffalo when you see a black cow you fear it. When you are construction granary and a pillar is lost it cannot be called a granary any more but when it has all pillars it is firm and whatever is put it cannot fall down. I am seeing the amendment as one of the pillars and it will take care of the budget which we have passed as it is going to be implemented by the executive. Because we approved with supportive document and I agree that the amendment be inserted; thank you very much.

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**Hon. Julius Korir (Chair, Committee of the Whole House):** Thank you honourable Sammy Chelule, honourable Siele it is your turn.

**Hon. P. Siele:** I also want to concur with members. I also see some sense that it is not going to alter the bill. There are so many bills that we have passed. One on bursary where members were going to become patrons and there is no time they are they being consulted and it is just the same thing and we hope it will be done.

**Hon. Julius Korir (Chair, Committee of the Whole House):** Thank you honourable Siele. What do you have to say honourable Kirui?

**Hon. S. Kirui:** Thank you Chair for the opportunity. The intention of the amendment might be good. But I feel it is not necessary not unless we would like to put time frame for the conditional allocation because as it is the national government is releasing funds in tranches of which the amount for development could be seventy million per month and we are like saying we need to put a time frame that the first tranche should go to the conditional budget. Therefore we should let the executive implement the budget estimates rather implementing what is in the appropriation bill. To me we want to set up the fund for the conditional fund and we are implementing what is in the estimates, it will not alter anything in terms of framing and timing so I still oppose that amendment.

**Hon. Julius Korir (Chair, Committee of the Whole House):** Thank you. Allow me to put the question or what do you have to say the mover.

**Hon. L. Kirui:** Thank you Chair, I wish I could get an opportunity to react on issues some members have raised, and I like how one of the members talked of the clause that is being added that it is not for aesthetic unless we do not know the role that we are doing in this House. We did not come to this House for aesthetics; there is a reason and I want to make it clear that this clause will be a road map for oversight which is the key mandate for this House. Even the Chair of implementation will get extra power on carrying out his/her mandate as the committee. Honourable Chair, I also concur with somebody who talked about pillars. He was saying it should not be two or three but four and the four pillars are stronger than three pillars. The clause will act as another pillar.

I want to bring to the attention of this House that we borrowed this from Kenya Urban Roads Authority (KURA). There is KURA bill that has already been passed and even money that we are getting as counties is part of the conditions that has been put in the National Government. The issues of conditional grants is not something which was started recently, even if you read the

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laws that have been passed, there are sections which talks of conditional grants that comes to counties. It is not a mistake to have some conditions on what is going to our wards.

I like one honourable member who has argued so much that this thing may not be necessary but I like the statement that he used that this will not alter anything. If it does not alter anything then why are we opposing it?

I also want to bring to your attention that some wards have already been developed satisfactorily and we want the members from those wards to allow others to develop.

I want to bring to the attention that I border with Sigor ward and you can find a road which comes up to Nyongores River and construction of that road will just end there...

**Hon. Julius Korir (Chair, Committee of the Whole House):** Honourable Kirui you will not proceed because you have gone overboard and I will not continue to allow you to continue that way.

**Hon. L. Kirui:** I want to conclude that this clause will not affect anything and we have gotten time to ask and to consult.

**Hon. Julius Korir (Chair of the committee of the Whole House):** Thank you honourable Kirui. I now put the question that a new clause 4 be inserted with the words “the conditional allocation as set out in the approved budget estimates for the financial year 2015/2016 shall be distributed equally in all 25 wards within the County.”

*Question put and agreed to.*

**Hon. Julius Korir (Chair, Committee of the Whole House):** Mover.

**Hon. B. Ng’eno (Chair, Budget and Appropriation Committee):** Thank you honourable Chair, I beg to move that the committee do report to the Assembly its considerations of Bomet County Appropriation Bill 2015 Assembly bill no. 5 and its approval thereof with amendments.

**Hon. Julius Korir (Chair, Committee of the Whole House):** Thank you Chairperson and I now put the question which is that the Committee do report to the House its considerations of the Bomet County Appropriation bill 2015 bills no. 5 and its approval thereof with amendments.

*Question put and agreed to.*

**Hon. Julius Korir (Chair, Committee of the Whole House):** The House resumes.

*The Committee of the Whole House exeunt. The Speaker resumed his seat*

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**Hon. Speaker:** Chairperson of the Committee of the Whole House.

**Hon. Julius Korir (Chair, Committee of the Whole House):** Thank you, I beg to report that the Committee of the whole House has considered the Bomet County Appropriation bill 2015 Assembly bill no. 5 and its approval thereof with amendments.

**Hon. Speaker:** Honourable Chair budget.

**Hon. B. Ng'eno (Chair, Budget and Appropriation Committee):** I beg to move that House agrees with the committee on the said report.

**Hon. Speaker:** Who seconds?

*Honourable Robert Serbai seconded.*

**Hon. Speaker:** Thank you honourable Serbai. I now propose the question for adoption of the report and I will propose the question which is that the House do agree with the committee in the said report.

Honourable Korir.

**Hon. Julius Korir (Chair, Committee of the Whole House):** The House deliberated on the amendments brought forth by honourable Kirui that a clause be inserted in the bill; clause no. 4 that will guard the conditional allocation that had been captured in the budget estimates.

The House ventilated on it and saw to it that it is very important that we have a clause that will be guarding the conditional allocation that was captured in the estimates for every ward. I think it is in order that we have this clause because I can quote one honourable Chelule who said that a house which is built with three pillars is weaker than the house which has been built with more than three; that is four to five pillars. The one with four or five is stronger than the one with three. I beg to support thank you.

**Hon. Speaker:** Honourable members I now put the question which is that the House do agree with the committee in the said report.

*Question put and agreed to.*

**Hon. Speaker:** Next

### **THIRD READING**

### **THE BOMET COUNTY APPROPRIATION BILL 2015 BILLS NO. 5**

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**Hon. Speaker:** Honourable Chair Budget.

**Hon. B. Ng'eno (Chair, Budget and Appropriation Committee):** I beg to move that the Bomet County Appropriation 2015 Assembly bill no. 5 bill be now read a third time.

**Hon. Speaker:** Who seconds?

*Honourable A. Chepkirui seconded.*

**Hon. Speaker:** I now propose the question that the Bomet County Appropriation Bill 2015 bill no. 5 be now read a third time. It is open for debate. Honourable Samson.

**Hon. S. Towett:** I stand to support that the Bomet Appropriation bill for 2015 bill no. 5 be read a third time. I believe we have come a long way and we went all the way from the first stage through public participation and we have had second reading, committee of the whole House and the House is in unison that this bill should be read for the third time and looking at the mood I would urge you to ask the mover of the bill to have a right of reply and then the bill is read for a third time, thank you.

**Hon. Speaker:** I give the mover to make his reply.

**Hon. B. Ng'eno (Chair, Budget and Appropriation Committee):** Thank you. I rise to thank the honourable members for engaging in this tiresome exercise since it started. Since we joined this County Assembly I must commend the honourable members for the serious contribution they have made to this Budget and Appropriation bill for 2015/2016.

I wish to say that for the seriousness they have shown from the time when we were in the committee meetings from the time we went for a retreat to go and agree on some issues members have actively participated on this and I wish to urge the honourable members that for the remaining work that we shall be doing together in the near future I request that we be together the way we have been together as we have been before.

For the first time again, the political divide did not take centre stage on the same and this is a document that everybody owned it from the beginning and up to now I thank the honourable members for that step that they took that has led us to where we are today.

As we pass this Appropriation Bill for 2015/2016 I wish to inform the honourable members and to bring this to the attentions of the House. This will remain the second last Appropriation bill before the end of our term in this County Assembly.

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Having brought that and having brought that to the limelight of every member, members have resorted to engage seriously on development agenda away from other engagements that would deal with recurrent expenditures and for the first time the conditional allocation has featured in our budget and I want to thank members for conducting a research on this and coming up with this conditional allocation where fairness will prevail more than before.

I still wish to thank the honourable member who came up with amendment so that clause four of the bill be included.

I studied that and I took the amendment as a chorus so that when you are singing a song and as a clause which is continuously repeated it is a chorus. When we repeat a chorus we are creating emphasis on the same so that everybody will ever have the idea in mind that the conditional allocation must be met within this County Government.

Thank you and I believe that this time the members worked tirelessly for this and I must also commend members for not showing any division within because in this conditional allocation the nominated members have been brought on board including the elected members meaning that every member of this County Assembly this time round will be empowered and will be given powers...

**Hon. Speaker:** I beg to differ honourable member, you said every member including the Speaker, I am a member, but I am not on board.

**Hon. B. Ng'eno (Chair, Budget and Appropriation Committee):** All the members who are representing the interests of the members of the public of which the elected members are representing their wards and the nominated members are representing interest groups and for that matter we have met the needs of the two sides. Thank you Mr. Speaker, I thank the members and I urge them to support this motion.

**Hon. Speaker:** Thank you honourable Ng'eno and members. I know this has really taken us through a very rigorous exercise but I want to thank all of you for coming up to this far. It is now my turn to put the question that the Bomet County Appropriation Bill 2015, bills no. 5 be read a third time upon this day of 30<sup>th</sup> June, 2015.

*Question put and agreed to.*

**Hon. Speaker:** Next.

**THIRD READING**

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June 30, 2015 (Afternoon Sitting)

**THE BOMET COUNTY APPROPRIATION BILL, A BILL FOR AN ACT OF THE COUNTY ASSEMBLY TO AUTHORIZE THE ISSUE OF A SUM OF MONEY OUT COUNTY REVENUE FUND AND ITS APPLICATION TOWARDS THE SERVICE OF THE FINANCIAL YEARS ENDING 30<sup>TH</sup> JUNE, 2016 AND TO APPROPRIATE THOSE SUMS FOR CERTAIN PUBLIC SERVICES AND CONNECTED PURPOSES.**

**Hon. Speaker:** Honourable members we have cleared the process of a bill and we will be able to forward as soon as possible to the Governor for assent and the Governor will be able to assent to the bill within 14 days or return the bill to the House with memorandum but the House has made its decision on the bill and we will await for the next direction but the Speaker and the Clerk will be able to forward the bill to the Governor for assent and I want to thank all of you, it has been a very rigorous exercise and we are learning a lot of lessons and we are trying to improve on the mistake that we did last time. We avoided as much as possible and I want to thank all the members for your patience and understanding. As a House we should come together and it is high time that we need to exercise our unity in purpose so that people of Bomet can be able to benefit from the Assembly of Bomet being a protector of their rights and being and being the protector of their interests and being the eye to be able to watch the Executive to do the right thing.

I want to request the members of the House Business Committee. We can be able to meet at 8.15 a.m tomorrow so that we can be able to do some things. What is it honourable Kirui?

**Hon. L. Kirui:** I wanted to inform the House that the Speaker is still in court because you represent the MCAs and there is a vote in the budget which is meant for MCAs.

**Hon. Speaker: (Laughter)** But it is not conditional. What is it honourable Taplelei?

**Hon. T. Rotich:** You had said earlier in the day that at the end of the session we will meet because of honourable John Ng'etich.

**Hon. Speaker:** I have already seen a list being signed and what I wanted to do in that meeting is to be able to request members to sign the list so that we can be able to support the two members; honourable Big Five and honourable John Ng'etich but I think because that has been done we will be able to meet tomorrow soon after the morning setting and see what we can do because I understand there is a fundraising tomorrow in the evening for the said family. We need to arrange ourselves on how we shall move forward.

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**Hon. T. Rotich:** Honourable Speaker I want to thank all the members because they signed except one for the both cases, thank you.

**Hon. Speaker:** We will be able to know who this one is who has not signed and don't say the name. We will be able to know it tomorrow but for now maybe that person is not around. I want to thank all the members for coming together especially the families need to know that we are with them because when we have our own member losing a relative then the House loses.

### **ADJOURNMENT**

**Hon. Speaker:** The House is adjourned.

*The House adjourned at 8.45 pm.*