

REPUBLIC OF KENYA



BOMET COUNTY ASSEMBLY

ASSEMBLY DEBATES

(OFFICIAL REPORT)

DAILY HANSARD

Thursday, March 12, 2015

PLENARY

March 12, 2015

**COUNTY ASSEMBLY
OFFICIAL REPORT
Thursday, March 12, 2015
The House met at 2.50 p.m.
[Hon. Speaker (The Hon. G. K. Korir) on the Chair]
PRAYERS**

Hon. Speaker: Serjeant-At- Arms, ring the bell for ten minutes since there is no quorum.

(Bell rang for ten minutes)

Hon. W. Mosonik: Thank you Honourable Speaker, I think there is quorum now.

COMMUNICATION FROM CHAIR

❖ **THAT THEY BEAR FOR STARTING LATE**

Hon. Speaker: Honourable members, we had said that we should start early but the Committee on Budget and Appropriation has been held up somewhere, and from the indication that they have given me, due to the nature of the work, we had requested to extend the starting time by one hour and I hope they are almost through now. So we have decided to start despite that, and I apologize for any inconveniences caused because we had promised to start at One O'clock. So I request the members that we bear with the committee because it was a very tedious exercise.

Hon. W. Mosonik: Thank you Mr. Speaker, I was supposed to respond to a statement asked by honourable John.

Hon. Speaker: Is it in form of a report or a reply?

Hon. W. Mosonik: There is a statement here written by the CEC.

Hon. Speaker: Then you can respond under statements. Honourable Aurelia?

PAPER

❖ **THE REPORT OF THE BUDGET AND APPROPRIATION COMMITTEE ON
THE COUNTY FISCAL STRATEGY PAPER**

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Hon. A. Chepkirui: Thank you Mr. Speaker, I request that you allow me to table the report of the Budget and Appropriation Committee on the County Fiscal Strategy Paper after statements because we are finalizing on it.

Hon. Speaker: Okay honourable Chair, just proceed and ensure that you table it because that is the business of the day.

STATEMENTS

Hon. W. Mosonik: Thank you Mr. Speaker, you had indicated that the statement that was sought by Honourable John Ngetich was to be given today. I have followed up the matter and there is a letter from the CEC, honourable Barchok, requesting for more time because he is still handing over. He has sought for statements from Safaricom and I request the House that I table the report on the 17th of March.

Hon. Speaker: But I think Honourable Chair, despite the fact that they are handing over, does it mean that they do not keep records; it is very simple information.

Hon. W. Mosonik: Thank you honourable Speaker, I am sorry to disclose that the said department has a lot of challenges, the director who is called Mr. Ngeno, at times he is in Water and Education too and currently he is back; so you can see that confusion because he is always moved. So that is an issue that I will have to raise when I am tabling the statement because it is giving us headache because if a person is not there, the office should be there.

Hon. Speaker: So you still have until 17th March to table that statement.

Hon. P. Siele: Thank you Honourable Speaker, I wanted to respond on the statement that was sought by Honourable Ngetich, but I don't know where Mr. Kirui is but the statement has been brought from the executive. Honourable Speaker, Kapkures dispensary is located in Kipsonoi ward and serves an average of 4,000 people; it offers treatments of minor ailments, maternity and child and health promotional activities. The infrastructure consists of one main hall building; there are new staff buildings which are rented out to staff of a nearest primary school. CDF is supporting the construction of a new maternity wing. A separate kitchen and a laundry were also constructed and require minor renovation before it is put to use. The three staff manning the facility includes one nurse, a support staff and a watchman. The health facility is supported by the Bomet County Government and has received Health Services Strengthening Fund. A local health committee supports the running of the facility.

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ROUTINE OF INSPECTION

The visit was made by the department of health on 25th February 2015. A team of members was as follows;

- 1) Dr. Stanley Kiplang'at - CEC Health and Sanitation
- 2) Mr. Richard Langat - Assistant Director medical Services
- 3) Mr. Leonard Langat - Assistant Director, Medical services

FINDINGS

There is one nurse standing in for an IP who is attending six month training on reproductive health. That the handing over was not properly done, the electricity was disconnected on November by KPLC due to an outstanding bill whose cause has been forwarded to the executive for payment. That the facility is understaffed considering the expected operations of the maternity. That the new building funded by the CDF and the new building under use require some renovation. That the fridge was not being used since the gas is out. That the equipment is kept outside. That the staff houses are used by teachers of a neighbouring school, under arrangement by HFM.

WAY FORWARD

Proper handing over required and supervised by MOH Sotik, following up debt under KPLC, more staff needed at least a clinical officer and two nurses, the chairman of the facility was instructed to notify the occupants of intended use of the buildings by the staff. The County Engineer is ongoing doing the BQ. That is the statement raised by the CEC.

Hon. Speaker: Do you rise to challenge the statement or raise another one? I wish honourable Ngetich was there, he knew the statement would be tabled. Any issue on that Honourable Chang'morik?

Hon. S. Chang'morik: I am not sure of the question that honourable Ngetich raised, but the kind of response that the CEC gave is a kind of a story. It cannot assist this House, there is neglect in that facility but the CEC is not giving us a timeline on when he will address it, he is just writing stories of which I see it cannot assist the House.

Hon. Speaker: Honourable Ngetich had asked for the status of Kapkures dispensary. Honourable Chang'morik?

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Hon. S. Chang'morik: From the statement, the CEC admits that there is a problem. But the way he has put it is not satisfactory. It sounds as if the facility is not in his docket and the report does not show his seriousness.

Hon. Speaker: So honourable Chair, based on what honourable Chang'morik said, what do you say?

Hon. P. Siele: Actually the CEC was supposed to tell us when he will take the initiative. But as a committee we were to visit the facility on Monday to ascertain the actual condition. But we would not go due to the budget constraints.

Hon. Speaker: What honourable Chang'morik raised is very pertinent. When do this handover and those other things stated happen? We need a timeline. So why don't you seek a comprehensive statement from the CEC and you present within 21 days. The CEC should not leave some issues hanging.

Hon. L. Chepkoech: Thank you Honourable Speaker, I was supposed to give a statement on the question raised by honourable Serbai but the CEC gave us just a duplicate of the copy which I gave the other time. Basing on the statement, as a committee we have decided to seek more time so that we do more investigation.

Hon. Speaker: What is it honourable Leah?

Hon. L. Chepkoech: Allow me to read honourable Speaker.

STATEMENT ON THE STATE OF EMBOMOS COOPERATIVE SACCO

We wish to respond to the following questions raised on the floor of the House by the Honourable Member of the County Assembly (MCA) for Embomos Ward.

(i) Who authorized the collection of money for the formation of Embomos Women Cooperative Society?

Embomos women savings and credit cooperative Society (SACCO) Ltd was formed to provide financial support to its members. It was registered under the Co-operative Societies Act, CAP 490; Laws of Kenya on 9th June 2014 and issued with registration certificate CS/No 1668. Upon registration, a cooperative becomes a legal entity governed by the Cooperative Act, its rules and by laws. These legal instruments authorize Embomos Cooperative Society Limited to accept savings (collection of money) from its members and later lend them as loans at reasonable

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interest rates in times of need. The role of the Agribusiness department is purely to facilitate formation and registration of cooperatives, while members are encouraged to willingly join or register as guided by the principals stated below;

Voluntary and open membership

The membership of a cooperative society is open to all those who have common interest. A minimum of ten members are required to form a cooperative society. The Cooperative Society Act does not specify the maximum number of members. Members join the cooperative society voluntarily, that is by choice free entry and exit.

Sources of Finance

In a cooperative society, capital consists of subscription fee and share capital contributed by all members. However, it can raise funds from various development partners such as financial institutions, grants from government and other donors after its registration.

Democratic control

The society is fully controlled by members who equal voting rights based on one-member-one vote.

(ii) Whether the money collected is safe

Embomos women Sacco opened an account at Konoin Sacco where they banked the money contributed by members. The society has duly registered by-laws that guide their operations including auditing of their accounts and declaration thereof during an Annual General Meeting of the cooperative society. Only society's appointed auditor can conclusively state whether financial resources have been prudently stored.

(iii) The bank statement showing the balance as at now

Embomos Women Sacco society is legal entity, managed by Board of Directors elected by members. To protect their client information, banks only give bank statements or status of bank accounts to the valid signatories of the cooperative society namely; Chairperson, Vice Chairperson, Secretary and Treasurer and not any other third party. The department has requested the society executive to provide bank statement but up to date we have not received. Thank you.

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Hon. Speaker: Honourable Serbai is that within the confines of what you have asked.

Hon. R. Serbai: Mr. Speaker, in fact I have sought answers for the question I have asked, but the answer given by the CEC is not satisfactory. If you can actually go through the answers you will find that they are very contradicting. One, as you are all aware that the Konoin Sacco doesn't have anything to do with a bank statement and have never produced a statement to that effect Hon. Speaker. So it means that they are actually lying. Hon. Speaker, when they say all the societies' appointed auditor can conclude and state whether financial resources have been really applied and stored, I also believe this House has the mandate of over sighting public money. I wonder why we are told that the only person who can access the money is the Chairperson or Vice-chair and other valid signatories of the cooperative. Hon. Speaker, you can also have a look at the bank statement showing the balance as at now. It reads, 'Embomos Women Sacco Society is a legal entity managed by board of directors selected by members. To protect their clients' information, banks only give bank statement or status of bank account to the valid signatories of the cooperative society namely; Chair Person, Secretary, Treasurer and not any other third party. In the last sentence, it contradicts the former sentence by saying the, "the department has requested the society executive to provide the bank statements and to date they have not received." What are they expecting and yet they are the third party. So I believe that there is something fishy about this. I believe the money in the bank is not what was collected from the women and I want to say that I am not satisfied with the answer. So we need to have a report from the auditor so that we can tell whether this money is safe. Hon. Speaker, I was mandated by my people to represent them and also to over sight on anything that might be done contrary to the wishes of my people. So I believe that there is someone who is playing some game. When they say that the society is fully controlled by members and have equal voting rights, this was never done. This was supposed to be done on a Wednesday that I am yet to confirm but the ward administrator went there and put everything on a stand still until it was postponed to a Friday. On this day, they went to Toboino Primary School and the Sub-County Administrator was there. The Sub-County Administrator claimed that the Governor sent KES 10,000 for the women to elect their member only for one to be brought on board appointed by the Sub-County Administrator. The women were then forced to agree that the appointed person to be the Chair Person of this cooperative. So I want satisfactory answers and mostly to know whether this money is there, thank you.

Hon. Speaker: Hon. R. Serbai, what I need to know is whether you are asking for the money for registration that they were asked to remit or which one?

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Hon. R. Serbai: Hon. Speaker, this is an issue in the public domain. First, my question initially was the every woman was asked to contribute KES 400 (KES 100 for membership and KES 300 for shares). As we are talking now, they have also been told that the KES 400 isn't enough, so they need to contribute another KES 1000. I am not interested with the KES 1000, what I am concerned with is the KES 400 if it is safe by having a report from the auditor as a proof. Furthermore, there were no bylaws for all these.

Hon. Speaker: What was the KES 400 for? What were they told this money is meant for?

Hon. R. Serbai: Hon. Speaker, I was the one who mobilized these women to form a cooperative society so that whenever they have anything they can have the support from it. The women turned up in large number but it was hijacked. All the same, I told the same, I didn't care it being hijacked, what is important was the objective of the cooperative. Afterwards they then requested the women to contribute and to date they haven't received even a single cent and now they are asking if their money is safe yet I am their representative. So, I just want to know whether the money is safe or not. The women who registered in this society is over 1,500 in number so if can multiply the number with KES 400, the money that is supposed to be in the account is about KES 600,000 but what we hear is that the money available is less than KES 200,000 that is why the women are panicking wanting to know if their money is safe or not and I am their representative, thank you.

Hon. Speaker: Hon. R. Serbai, I think the issues you are trying to say is: One, there is a procedure that the complainant should have exhausted. That is they have their own cooperative leadership. Have they raised these issues with the leadership and they have refused? Two, have they given you a formal complaint that is written or was it just by word of mouth?

Hon. R. Serbai: For the first question, I want to answer it by saying that these women have gone to the chairperson of the cooperative and were promised that their money is there. They went for the second time and the chair person run away and this made the women to be much suspicious. And for the second question, I believe there is nowhere in our standing orders with which my people can make a formal complaint. The only formal complaint they can make is by asking me to inquire whether that money is safe. And for sure I am asking if their money is safe?

Hon. Speaker: Hon. R. Serbai, if that is the direction that you want us to take then let your people appear before a committee or the committee to visit the area so that we will not be able to engage a lot because you see first there is what is provided for in their memorandum, that is, the

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society provide some issues. So if we jump the gun yet they have not even raised formally. For us as a House we need to be careful in such a matter. So perhaps the committee can deal with that matter but I know it might be very hard because if there is no formal complaint, it is a bit hard. That is why there is a route for petition so that the House can deal with these issues exhaustively. For me, we will be engaging in a serious exercise by just moving out of word of mouth. Your people have every right but for you, I think if they haven't not written any formal complaint, why you don't at least engage with the committee by going with them because where will we be starting as a House since there is no written complaint and no one has submitted any document. You know, it will reach a very hard stand where at a time when you will be asked who in particular made the complaint, will you be able to state or bring all those women to the committee. So we need to have all the issues documented yet I know it is within your right to represent them.

Hon. L. Kirui: Thank you very much Hon. Speaker. I want to first off all congratulate Hon. R. Serbai for being concerned with what is happening in his ward. Hon. Speaker, we are really trying to assist our Hon. Member because surely what is happening isn't good. It is good for us to establish a specific procedure to follow so that we can get these culprits if they are really taking the money from our people. From the statement here, it shows that the department tried to solve this issue but it was hard basing on the fact that the cooperative society isn't part of the county government and looked like an individual or a private firm. Out of this, it doesn't mean that we can leave them to exhaust our people. So I want to concur with you Hon. Speaker that this is a situation that can be dealt with when it comes to petitions because this House is ready to hear the petition from the Hon. Member. It will be good for the Hon. Member to even mobilize the women and show them the right procedure. That is why I want us to have a procedure then advise the Hon. Member to do the same because they can even petition specific individuals who are the officials of this society. The reason why I am saying this is that from the view of what the Hon. Member said, the money is less than the actual amount. So it also hard for anybody else to access that account because of the guidelines they put. If they are trying to be clever, then we can as well be clever by using the mandate that we have been given by our standing orders. Hon. Member can sit with group and teach them on how to come up with a petition so that we can engage them through the Committee and make the resolution as the House because this House has the powers that are equal to that of the High Court. So I think no one will go against the resolutions, thank you Hon. Speaker.

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Hon. R. Serbai: Thank you Hon. Speaker. In as much as your chair is trying to guide me and also in as much as my colleague is trying to concur with your advice, I also want to say that the much you are advising me is the much I am going far from the advice because I believe I have the mandate of my people. By going back to mobilize the people, it means this House doesn't trust me. Two, if I am going to do as per the advice, it means I am not supposed to be in this House representing my people because I was sworn in..... I am so angered by the advice and don't want to continue anymore!

Hon. Speaker: Hon. R. Serbai, how are we going to deal with this issue yet there is no formal complaint. So if you want to be the complainant, I will refer the matter to the committee so that you deal with the committee as the complainant. So the committee can provide the way forward because under the circumstances, how surely will the House proceed. So you go and sit with the committee and bring a report within two weeks.

Hon. R. Serbai: If this House is defeated, then I can go the other way round and I don't want this matter to be referred to anywhere. It should only remain in the Hansard that this House is doing a disservice to my people. If you can read the last paragraph where it says that the department has requested the society executive to be provided with a bank statement. Why this yet they had knowledge that they can't access the bank account. I don't want this matter to be referred because I believe there is somebody who is being protected here.

Hon. Speaker: Hon. R. Serbai, how do you want it be handled? What did you want the House to do? Just tell us?

Hon. R. Serbai: Hon. Speaker, I don't want to be taken round. I have said I need the auditor's report as mentioned here. What is wrong with that? Yet this House has the powers to access that particular report.

Hon. Speaker: Now, how will we get the auditor's report yet there is no complainant in the first place?

Hon. R. Serbai: I am the complainant, I am representing my people.

Hon. Speaker: Now go to the committee and make your complaint that you want this so that at least it is on record because the committee will need to ask you where did you get this? Because at the end of the day, the way originated from somewhere. I would also like to refer you to one of

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the instances that you have brought to this House. On the issue of Mau evictees, witnesses came to meet the committee. So I hope under the circumstances...

Hon. R. Serbai: If you bring the issue of Mau, you know how poor they are and I informed this House that they were influenced by the sub-county ward administrator. So we cannot bring other issues under this one?

Hon. Speaker: Hon. R. Serbai, I am saying under that circumstance, they came here and they gave their views to the committee. So whether we are doing a disservice or not, at the end of the day, we can circumvent what needs to be done. So you proceed with the other avenues if you feel you cannot go to the committee and make you formal complaint, then proceed with the other means that you know.

Hon. C. Towett: Thank you Hon. Speaker. This is a response to the statement request made by Hon. S. Towett and it was directed to the department of education, vocational training, youths and sports. This is the report on 2014/2015 bursary disbursement. Hon. Speaker, the county government of Bomet has the following 5 categories of bursaries disbursed through the department of education, vocational training, youths and sports in 2014/2015 financial year:

1. Bursaries for children who joined national schools
2. Bursaries for people with disabilities
3. Bursaries for orphan's and vulnerable children
4. Bursaries for needy children in day schools
5. Bursaries for 2014 KCPE bright candidates from poor households

(On a point of order)

Hon. S. Towett: Hon. Speaker, in fact it is me who sought for this statement. I am surprised when the answer is being read yet I don't have the answer. The standing order is so clear that I need at least 2 hours if not 12 hours to really have enough time to peruse through the answer that has been given and see if I am in concurrence with it or not. Now that the statement is being given yet I don't have the answers, how will I react to it at the end of the day Hon. Speaker?

Hon. Speaker: Hon. S. Towett, I have a copy and I thought everybody has been given a copy. Are you confirming that you didn't have this copy prior? Have you received a copy?

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Hon. S. Towett: Hon. Speaker, I have not received and even as we speak, I don't have a copy.

Hon. Speaker: Hon. Chair, what happened?

Hon. C. Towett: Thank you Hon. Speaker. I thought Hon. S. Towett had a copy because all this time before he came, I was trying to see whether he was around. So it was only the minutes that the Hon. Members responded to the report that was given to the committee that I thought he didn't have. So I have handed over the report to him.

Hon. Speaker: So, you are confirming that you have just handed over the report to him?

Hon. C. Towett: Yes, I have just handed over the report to him.

Hon. Speaker: Then under the circumstances, he needs time to really go through the document. He needs to have had it before. So, you will be able to defer answering that on Tuesday so that he can be able challenge or ask questions on the same.

Hon. C. Towett: Thank you Hon. Speaker.

Hon. Speaker: Honourable Kirui

Hon. L. Kirui: Thank you very much honourable Speaker for that ruling. I think the ruling is right but we have been having problems with such problems and I think it is in order this time round to define how such can be done because it is quite embarrassing for the Chair to be like he is responsible also for the distributions of these documents. It should not be like that, once it has been finished with the committee it should be the clerks who are making sure that these members are having these documents because this was the same issue that you asked yesterday that this should be responded to but we have been forced by the circumstances to move to Tuesday because of lack of somebody distributing this report to the members at the right time. It is high time to stamp the authority and you give a final ruling on the same so that you cannot repeat it.

Hon. Speaker: I gave out direction last time and that is what honourable Samson is referring to, may be you were not there. I had given out a proper direction that any document should be given first to the person who sought the statement and then secondly to all other members so that as we discuss the other members should have at least have that document at least two hours prior to the discussion and I thought everyone had since I had it.

Hon. L. Kirui: You are right but my concern was; who is supposed to be following, is it the Chair of the Committee or is it the clerk of the committee?

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Hon. Speaker: I gave out direction like right now, Chair, were you the one distributing to other members?

Hon. C. Towett: I have been walking up and down looking to see to it that this report was done and after it was done I looked for honourable Towett (Samson) but he was not there...

Hon. Speaker: What I am asking is the distribution, were you the one doing?

Hon. C. Towett: I directed the one whom I believe is still new in the committee but he did it though it was late...

Hon. Speaker: So you are not the one who did it?

Hon. C. Towett: It was done late.

Hon. Speaker: Honourable Mosonik.

Hon. W. Mosonik: The Chair is putting things right because when we came here those who are concern in this House, they gave us and I have even two copies and it is only the department Clerk who was to give to honourable Towett as per the Standing Orders, otherwise these things were distributed here.

Hon. Speaker: Honourable Samson.

Hon. S. Towett: I was held up with other activities this morning and may be by the time they were looking for me within the precincts of the Assembly, I came here for nearly 20 minutes and then I left to finish what I had. Under those circumstances I believe I wasn't available for them to be able to hand it over to me and in such a scenario I accept to wait up to Tuesday so that I can go through it and ask some questions on the same.

Hon. Speaker: But I hope what we will be able to handle what honourable Kirui was saying so that what is usually done at least they do it. Honourable Cecilia.

Hon. C. Towett: Though the clerk was late in making them I want to say that it was enough for the members, thank you.

Hon. Speaker: It will be pushed until Tuesday next week so that you can be able to answer. Honourable Aurelia.

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THE REPORT OF THE BUDGET AND APPROPRIATION COMMITTEE ON THE BOMET COUNTY MEDIUM TERM COUNTY FISCAL STRATEGY PAPER, 2015.

Hon. A. Chepkirui: Thank you, allow me to table the report of the Budget and Appropriation Committee as I had requested on the Bomet County Medium Term County Fiscal Strategy Paper, 2015.

Hon. Speaker: Thank you. That forms part and property of the House. Honourable Joyce.

Hon. Joyce Korir: Thank you, I still persist on my statement which I raised in this House but it is nowhere.

Hon. Speaker: And there is also a statement from the Budget Committee which is handling the purchase of motor vehicles.

Hon. C. Towett: I also raise that the CEC had not responded on the request made by honourable Serbai touching on youth and then there was another one requested by honourable Joyce. I have not seen it in the committee and I am sure whether the same request was given to the clerk of my committee. I have been trying to trace where the statement request went to, otherwise we have not had it in the committee neither has the secretary seen it, thank you.

Hon. Speaker: This question should go to the two committees because the problem is that as an aspect of a budget as well as under that youth. I can recommit again to the two committees; Budget and Appropriation as well as Education so that the two committees can be able to look at this matter and come back to the House within 14 days. I hope honourable Joyce you will be able to bear for the next 14 days so that the two committees can be able to handle it properly. The two committees should be able to take up the matter and if need be they can summon not only the CEC but also can summon other officers so that they can be able to give you the right answer. Honourable Chair, on the issue of statement on the purchase of motor vehicles.

Hon. A. Chepkirui: It is true that the Committee on Budget and Appropriation was given that statement and we meet as a committee, we discussed on the same and the letter was done to the CEC to give response on the same. On Tuesday, I tried following it up and I called the CEC but he told me that he was going to work on it, today in the morning I went to his office to find out whether he was done with it but I could not get him and I called him and he told me that he was waiting for response from another sector. I don't have the answer to date as the Chair Budget and Appropriation committee, thank you.

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Hon. Speaker: How shall we proceed then, are you telling us that you will not give us the answers or what given that you have called and you are not getting the answers. What is the message that you are trying across to pass to the House?

Hon. A. Chepkirui: I am not saying that we stop there but as a committee we are still going to follow up tomorrow on Friday to try and see whether we are going to get him and I believe we are going to sit with the committee and look at the way forward; whether we are going to summon the CEC concerned. We are not going to stop here until we bring back the report.

Hon. Speaker: You have only one week and your committee should undertake this seriously because this is part of our oversight. Honourable Ngetich.

Hon. J. Ngetich: I am sorry I came late but I have seen the report on the answer to the statement that I asked on Health but I am not satisfied. I am also still waiting for the statement that I asked on gender but have not seen a copy of the same, thank you.

Hon. Speaker: Honourable Ngetich you were aware on that because you were inside when I said that this statement will be delivered today. The reason why you were not there should not be our problem because you knew very well that I had said that the statement will be given out today. Whatever you had been doing out there the statement should have been issued and you can ask the rest the direction that I had given out, otherwise you cannot take us back. The train left the station a long time ago. May be you can catch the train along the way and ask what has happened because you were not there and I had mandated that the statement be issued because we could not know what was going to happen, you can ask the rest what has happened.

On the issue of the other statement, honourable Mosonik is not here, who is the vice chair of Gender, Children and Couture Committee? You need to wait until next week, given also you were late you need to wait until next week. The Chair should be told that they can give the answer next week.

MOTION

Hon. Speaker: If that is the statement that you have just tabled maybe we can be able adjourn for ten minutes so that the members can be able to look at the report so that as we go on discussing we can be able to see what has happened. We can adjourn for ten minutes because I understand it has been send to the members' iPads.

The House was adjourned for ten minutes.

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RESUMPTION

Hon. Speaker: Honourable Aurelia

MOTION

THAT PURSUANT TO STANDING ORDER 209 AND SECTION 117(6) OF THE PUBLIC FINANCE MANAGEMENT ACT 2012, THE COUNTY ASSEMBLY ADOPTS THE REPORT OF THE BUDGET AND APPROPRIATIONS COMMITTEE ON THE BOMET COUNTY FISCAL STRATEGY PAPER 2015.

Hon. A. Chepkirui: Thank you. That, pursuant to Standing Order 209 and section 117(6) of the Public Finance Management Act 2012, this County assembly adopts the report of the Budget and Appropriations Committee on the Bomet County Fiscal Strategy Paper 2015. Mr. Speaker Sir, on behalf of the Members of the Budget Committee and as required under Standing Order No. 190, I take this opportunity to present to the House, the Committee's Report on the Medium Term County Fiscal Strategy Paper (CFSP) 2015 as submitted to the County Assembly by the Executive Committee Member for Finance.

Mr Speaker sir,

The Budget and Appropriation committee as currently constituted comprises of the following Honourable members:

1. Hon. Aurelia Chepkirui – Chairperson
2. Hon. Benard Ngeno - V. Chair
3. Hon. Robert Metet
4. Hon. Cecilia Towett
5. Hon. Taplelei Rotich
6. Hon. Samwel Bor
7. Hon. Philip Korir
8. Hon. Sammy Kirui
9. Hon. Wilson Keter

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1.1 Mandate of the Committee

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

- 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 national budget, including Appropriations Bills; and
- e) Evaluate tax estimates, economic and budgetary policies and programmes with direct budget outlays.

Mr. Speaker Sir,

In line with the provision of the PFM Act, 2012 the County Treasury is required to submit the approved Fiscal Strategy Paper to the County Assembly by the 28th February of each year. The Act further states that, not later than fourteen days after submitting the County Fiscal Strategy Paper to the County Assembly, the County Assembly shall consider and may adopt it with or without amendments.

1.2 Examination of the Medium Term Fiscal Strategy Paper

Mr. Speaker sir,

In reviewing the County Fiscal Strategy Paper, the Budget and Appropriation Committee held three sittings. The Committee also held one public hearing in line with Article 201(a) of the Constitution at 'Green Stadium', Bomet to get the views of the public on the document. The views were required to allow the Committee members to make an informed judgment on the paper.

1.3 Acknowledgement

Mr. Speaker sir,

I wish to express my sincere gratitude to the members of Budget and Appropriation Committee who committed their valuable time and worked tirelessly in preparing this report. The Committee is also grateful to the Offices of the Speaker and the Clerk of County Assembly for the support

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received as it discharged its mandate of reviewing the Medium Term County Fiscal Strategy Paper, (CFSP) 2015.

Mr. Speaker sir,

I also wish to thank the C.E.C for Finance for observing the legal deadlines in preparing and submitting this Medium Term County Fiscal Strategy Paper. The document was submitted on 27th February 2015.

I wish to acknowledge the Members of County Assembly who participated in the process, via sectorial committees and thank them for their contribution. I also thank the members of the public and interest groups who took their time to participate during the public hearing and acknowledge that their views were considered by the committee.

Mr. Speaker sir,

It is therefore my pleasant duty and privilege, on behalf of the Budget Committee to table this Report and recommend it to the House for adoption. We, the following honourable members of the Budget and Appropriation Committee, did hereby affix our signatures to this report to affirm our approval and confirm its accuracy, validity and authenticity;

Members

1. Hon. Aurelia C. Rono
2. Hon. Benard Ngeno
3. Hon. Robert Metet
4. Hon. Cecilia Towett
5. Hon. Taplelei Rotich
6. Hon. Samwel Bor
7. Hon. Philip Korir

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8. Hon. Sammy Kirui

9. Hon. Wilson Keter.

2 ANALYSIS OF THE BOMET COUNTY FISCAL STRATEGY PAPER FOR COUNTY 2015 AND THE MEDIUM TERM

Mr. Speaker sir,

The County Fiscal Strategy Paper (CFS) is an important document in the budget cycle that is prepared by the County Treasuries. It sets out the broad objectives, policy goals and strategic priorities that guide the County Governments in preparing their budgets both for the following financial year and over the medium term.

2.1 Review of Compliance of the County Fiscal Strategy Paper 2015

With regard to the contents, the County Fiscal Strategy Paper should include the following:

- i. Financial outlook with respect to county revenues, expenditures and borrowing for the next financial year and over the medium term.
- ii. The County Fiscal Strategy Paper should align itself with the national objectives in Budget Policy Statement(BPS)
- iii. The proposed expenditure ceilings for sectors of the county
- iv. The fiscal responsibility principles and financial objectives over the medium term including limits on total annual debt.
- v. The total resources to be allocated to individual programmes and projects within sector, ministries, departments and agencies indicating outputs expected during the period.
- vi. The table below shows an assessment on the extent to which the County Fiscal Strategy Paper for Bomet 2015 budget has complied.

2.2 Legal compliance of the County Fiscal Strategy Paper for Bomet

Item	PFM	% Level of	Comment
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	Section	Compliance	
Submission of the County Fiscal Strategy Paper by 28 th February every year	117(1)	5 out of 5 100%	Submitted on 27 th February, 2015 thus within the timeline
The County Fiscal Strategy Paper should align with national objectives in the Budget Policy Statement 2015.	117(2)	4 out of 5 80%	The Fiscal strategy paper has outlined the national objectives. However allocations to Agricultural sector was scaled down from the previous allocations whereas the County mainly rely on agriculture
Financial outlook with respect to county government revenues, expenditures and borrowing for the next financial year and over the medium term	117(4)	4 out of 5 80%	The paper outlines a balanced budget. However the paper did not clearly outlined short term borrowing/overdraft and its future management
The total resources to be allocated to individual programmes and projects within departments for the period identified indicating outputs expected from such programme or project during the period.	-	3 out of 5 60%	CFS does not fully comply with the requirement. Information not provided in the required format. Outputs are either not clear/stated in department of Environment & Natural resources, Trade, energy, Tourism & Industry, Social services and Agri-business, Co-operatives and Marketing.
The principle of public participation and other stakeholders is a requirement in the Constitution.	117(5)	4 out of 5 80%	The County Treasury held one Public hearing at Brevan Hotel. The committee however noted that more public participation ought to have been held at least at the sub-county level to enhance

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			participation of the public
Total Level of Compliance	-	18 out of 25 72%	-

A compliance rate of **72 %** is an improvement from 64% in the CFSP, 2014 and implies that the information required was availed but lacks important information that shows outputs and key targets for some departments noted above. Lack of this information hinders the Budget and Appropriations and other Departmental Committees from making informed decisions.

2.3 Detailed Analysis on various allocations

ANALYSIS OF ALLOCATIONS BASED ON TOTAL EXPENDITURE PROJECTIONS				
TOTAL PROGRAMS 2015/2016	PERSONAL EMOLUMENTS	OPERATIONS AND MAINTAINANCE	DEVELOPMENT	TOTAL
OFFICE OF THE GOVERNOR	167.4	125.4	0	292.8
ADMINISTRATION AND PUBLIC SERVICE BOARD	182	88.6	58	328.6
FINANCE ICT AND ECONOMIC PLANNING	156.6	230	17.7	404.3
AGRI-BUSINESS, COOPERATIVES & MARKETING	141.4	15.7	330.6	487.7
ENVIRONMENT & NATURAL RESOURCES	10	4	21.5	35.5
ROADS AND PUBLIC WORKS	75.8	89.5	499.2	664.5
WATER AND IRRIGATION	68	2.5	250.2	320.7
EDUCATION, SPORTS AND VOCATIONAL TRAININGS	158	1.5	518.6	678.1
CULTURE, CHILDREN AND SOCIAL SERVICES	45.4	2.5	387.8	435.7
HEALTH AND SANITATION	537.9	35	364.3	937.2
TRADE, ENERGY, TOURISM AND INDUSTRIALIZATION	13.5	6	81.4	100.9
LANDS, HOUSING AND URBAN PLANNING	53	23	79.5	155.5
COUNTY ASSEMBLY	182.5	109	0	291.5

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TOTALS	1791.5	732.7	2608.4	5132
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ANALYSIS OF DEVELOPMENT EXPENDITURE % CHANGE FOR FY 2014/2015 AND FY 2015/2016					
	BUDGET	BUDGET	Rankin g	CHANGE	% CHANGE 2014/15 BASE YEAR
TOTAL PROGRAMS	2014/15	2015/16		CHANGE	PERCENT AGE CHANGE IN %
OFFICE OF THE GOVERNOR, ADMIN AND PSB	125,000,000	57,600,000	9	(67,400,000.00)	-54%
FINANCE ICT AND ECONOMIC PLANNING	20,000,000	17,700,000	11	(2,300,000.00)	-12%
AGRI-BUSINESS, COOPERATIVES & MARKETING	458,400,000	330,640,000	5	(127,760,000.0 0)	-28%
ENVIRONMENT & NATURAL RESOURCES	13,800,000	21,580,000	10	7,780,000.00	56%
ROADS AND PUBLIC WORKS	412,000,000	499,228,686	2	87,228,686.00	21%
WATER AND IRRIGATION	214,700,000	250,270,000	6	35,570,000.00	17%
EDUCATION, SPORTS AND VOCATIONAL TRAININGS	545,600,000	518,660,000	1	(26,940,000.00)	-5%
CULTURE, CHILDREN AND SOCIAL SERVICES	365,200,000	387,820,000	3	22,620,000.00	6%
HEALTH AND SANITATION	372,240,000	364,464,000	4	(7,776,000.00)	-2%
TRADE, ENERGY, TOURISM AND INDUSTRIALIZATION	74,000,000	81,400,000	7	7,400,000.00	10%
LANDS, HOUSING AND URBAN PLANNING	100,000,000	79,500,000	8	(20,500,000.00)	-21%

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TOTALS	2,700,940,000	2,608,862,686	(92,077,314.00)	-3%
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ANALYSIS OF PERSONAL EMMOLUMENTS % CHANGE FOR FY 2014/2015 AND FY 2015/2016				
	BUDGET	BUDGET	CHANGE	% CHANGE TAKING 2014/15 AS THE BASE YEAR
BUDGET ITEM	2014/15	2014/15	CHANGE	PERCENTAGE CHANGE IN %
Office of the Governor & County Executives	160.2	167.4	7.2	4%
Administration and PSB	111.7	182	70.3	63%
Finance, CT & Economic Planning	101	156.6	55.6	55%
Agribusiness, Co-operatives and Marketing	135	141.4	6.4	5%
Environment and Natural resources	18	10	-8	-44%
Roads and Public Works	30	75.8	45.8	153%
Water and Irrigation	30	68	38	127%
Education, Youth, Sports and Vocational Training	160	158	-2	-1%
Children, Culture and Social Services	42	45.4	3.4	8%
Health and Sanitation	300	537.9	237.9	79%
Trade, Energy, Tourism & Industry	14.6	13.5	-1.1	-8%
Lands, Housing and Urban Development	35	53	18	51%
County Assembly	192.2	182.5	-9.7	-5%
Total	1329.7	1791.5	461.8	35%

ANALYSIS OF OPERATIONS AND MAINTENANCE % CHANGE FOR FY 2014/2015 AND FY 2015/2016				
	BUDGET	BUDGET	CHANGE	% CHANGE TAKING 2014/15 AS

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				THE BASE YEAR
TOTAL PROGRAMS	2014/15	2014/15	CHANGE	PERCENTAGE CHANGE IN %
COUNTY EXECUTIVES	110,550,000	125,404,580	14,854,580	13%
ADMINSTRATION AND PSB	80,550,000	88,600,235	8,050,235	10%
FINANCE ICT AND ECONOMIC PLANNING	159,264,000	230,012,000	70,748,000	44%
AGRI-BUSINESS, COOPERATIVES& MARKETING	14,010,000	15,711,000	1,701,000	12%
ENVIRONMENT & NATURAL RESOURCES	6,836,000	4,069,600	-2,766,400	-40%
ROADS AND PUBLIC WORKS	44,626,000	89,505,200	44,879,200	101%
WATER AND IRRIGATION	8,350,000	2,500,000	-5,850,000	-70%
EDUCATION, SPORTS AND VOCATIONAL TRAININGS	6,906,000	1,500,529	-5,405,471	-78%
CULTURE,CHILDREN AND SOCIAL SERVICES	7,846,000	2,500,600	-5,345,400	-68%
HEALTH AND SANITATION	33,320,000	35,000,790	1,680,790	5%
TRADE, ENERGY, TOURISM AND INDUSTRILIZATION	6,576,000	6,000,467	-575,533	-9%
LANDS, HOUSING AND URBAN PLANNING	18,626,000	22,824,500	4,198,500	23%
COUNTY ASSEMBLY	72,810,000	109,010,000	36,200,000	50%
TOTALS	570,270,000	732,639,501	162,369,501	28%

3 VIEWS AND OPINIONS BY THE PUBLIC AND OTHER INTEREST GROUPS

Mr. Speaker Sir,

The views and opinions of the public and other interest groups as registered during the Public hearing are as follows;

- i. The public commended the County for allocating more resources to development at as compared to allocations for recurrent expenditure.

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- ii. The public were concerned on the resources allocated to education. They recommend more allocations to sports programme i.e. construction of athletic training grounds
- iii. That the County Assembly should provide the documents early in advance to enable the public to actively and effectively participate.
- iv. That the county should consider more resources for water programmes especially in dry areas and prioritize accessibility of clean drinking water by the locals
- v. The county should support Land and Urban development so as to encourage investors and also support development of low cost housing and encourage local tourism

4 SUBMISSIONS FROM SECTORAL COMMITTEES

Speaker Sir,

County assembly Sectoral committees gave their written and oral submission on the CFSP 2015 as follows;

4.1 County Assembly Committee on Administration, Peace, Justice and Legal Affairs

The committee on Administration, Peace, Justice and Legal Affairs made the following observations;

- i. That nine ward offices and two sub-county headquarters costs KES 60m and at the same time sixteen ward offices and three sub-county headquarters will cost KES 50M was unrealistic.
- ii. In the previous financial year there was allocation for radio and TV station at a cost of 4million and it was committed to the same. The committee noted that further allocations would lead to double funding. In case there is need to fund, then it should cost KES 1.5M and not KES 5M.
- iii. That KES 75 million allocated for purchase of vehicles and motorbikes be slashed and only funds be left to purchase motorbikes where needed.

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4.2 County Assembly Committee on Finance, ICT and Economic Planning

The committee on Finance, ICT and Economic Planning recommended that;

- i. The estimates for total recurrent Expenditure should not exceed those of Development expenditure.
- ii. The Operation and maintenance costs in the Finance and Economic Planning should not include all utilities, furniture and computer accessories for all departments in the County

4.3 County Assembly Committee on Water, Environment, Energy, Forestry and Natural resources

The committee on Water, Environment, Energy, Forestry and Natural resources recommended that;

- i. The 2015/2016 estimates for the three sectors, Energy, Water and Irrigation, Environment and Natural Resources having been verified was found to be satisfactory except those for Energy development which should be increased to about Ksh.5million

4.4 County Assembly Committee on Agriculture, Fisheries and Livestock

The committee on Agriculture, Fisheries and Livestock made the following findings and recommendations;

- i. The committee found that the development expenditure allocation is still reducing from KES 458,400,000 in 2014/2015 to KES 330,640,000 in 2015/2016.
- ii. For fiscal year 2015/16, KES 1,295,500,000 million was budgeted for implementation for the entire sector ,representing 26% which the committee found to be unrealistic

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- iii. That seven cooperative cooling plants was a misplaced priority for they could have majored in production enough to sustain the cooling plants
- iv. That insemination was started but stopped after some time
- v. That KES 2.5 million was spent for bee-keeping in two wards Embomos and Kapletundo, with no clear criteria on how the two wards were identified
- vi. That the fish feed making machine was established by the national government
- vii. That Mogogosiek fresh produce was funded by defunct municipal council and not county government
- viii. The sector has not received any policy and especially on cash crop development programme
- ix. During the site visit to Nogirwet irrigation scheme the committee found that the project was funded by defunct municipal council and red cross
- x. That farmers need subsidy of fertilizers and seeds. Currently the farmers have requested for 143,000 bags of fertilizers and the committee recommend that they can be given a subsidy of 500 shillings per bag
- xi. That the county need to prioritize in value addition of local produce for better returns
- xii. There is no clear specific priority in the area of spending. The committee recommends programme to be specific, measurable, attainable, realistic and time bound (SMART)

In conclusion the committee on Agriculture, Fisheries and Livestock recommended for an increase of funds to KES 800M for the sector so as to achieve vision 2030 and make tangible contribution to the county

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4.5 County Assembly Committee on Gender, Culture and Social Services

The committee on Gender, Culture and Social Services made the following findings and recommendations;

- i. The programme on Children Services which has been placed under Education, Youths and Vocational Training should be under the department of Social services
- ii. The allocation on the county safety net should be increased because it covers vulnerable groups, persons with disabilities, elderly persons, HIV/AIDS infected and affected street families, orphans and vulnerable children and marginalized groups in the entire county
- iii. The allocation on Culture, Music and Library Services should be increased. This is because the committee noted that a lot has not been done in terms of promotion of the Kipsigis Culture. The county even lack museums
- iv. The priority areas in the paper were not well outlined

4.6 County Assembly Committee on Labour and Public Service

The committee on Labour and Public Service made the following recommendations;

- i. That the County Public Service Board should have an independent budget separate from the office of the governor and administration

5 COMMITTEE FINDINGS AND OBSERVATIONS

Speaker Sir,

The committee made the following findings and observation;

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- i. The committee noted that the paper did not indicate whether the County Treasury sought the views of the Commission on Revenue Allocation as required by law. The paper outlined the legal basis for publication of the County Fiscal Strategy Paper including section 117 (5) (a) of PFM Act, 2012 which states that the County Treasury shall seek and take into account the views of the Commission for Revenue Allocation.
- ii. The committee established that the County Assembly Clerk was never consulted for his views on the CFSP, 2015. The committee noted with concern that the County Treasury set the County Assembly ceiling at **KES 291.5Million without consulting the County Assembly Clerk**. This is against the provisions of the law as the County Assembly needs were clearly **NOT** taken into account
- iii. The committee established that the Paper correctly stated that Agriculture was the backbone of the County. The committee however noted that allocations to the Agriculture sector was not reflective of the statement and in fact had been drastically reduced from the previous allocations
- iv. The committee observed from the paper that the local revenue from cess was expected to reduce drastically from **KES 31.1M** in 2014/15 to **KES 8.9M**. The paper did not however provide reasons for the same
- v. The committee established that the correct total revenue for the county is **KES 5, 033, 002, 186** and not **KES 5, 133, 002, 186** as indicated in the CFSP, 2015 indicating a difference of **KES 100,000,000**. The committee however noted that the total amount has been factored in the expenditure projections thus will result in a deficit if not corrected.
- vi. The committee established that the increase in budget allocation for f/y 2015/16 is **KES 432, 002, 186** and not **KES 877 million** as indicated in the CFSP 2015

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- vii. The committee noted with concern that the CFSP seeks to reduce allocation for personnel emoluments for the County Assembly by **KES 10 million** without any justification. It also raises questions on the criteria used to allocate funds for personnel emoluments and operations and maintenance.
- viii. The committee noted that the paper did not clearly outlined short term borrowing/overdraft and its future management
- ix. The committee noted that the CFSP did not factor local revenue from water as part of the total local revenue. There is no clear explanations to why revenue from water is used at source by Bomet Water Company
- x. The committee noted that CFSP indicated that the County Assembly has one programme for construction of offices. The committee however noted with concern that the stated programme was not allocated funds. The committee further established that the MTEF Ceilings on development indicates that the county assembly will **NOT** be undertaking **any development** for the next **three** years
- xi. The committee noted that the CFSP 2015 stated that one of the core mandate of the department of Children, Culture and Social services as raising standards of living of children and vulnerable groups through socio-economic development. The committee however was concerned that the CFSP places the programme of Children services in the department of Education, Youths and Vocational Training which is a clear mandate of Children, Culture and Social services
- xii. The committee observed that the following departments did not indicate their priorities;
- Environment & Natural resources,
 - Trade, energy, Tourism & Industry,

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- Children, Culture and Social services and
 - Agri-business, Co-operatives and Marketing
- xiii. The committee commends the department of water and health which indicated and explained clearly their departments priorities
- xiv. The committee established that the department of Administration and public service copied and pasted the priorities and allocations from the CFSP 2014

6 RECOMMENDATIONS OF THE BUDGET AND APPROPRIATION COMMITTEE

Speaker Sir,

The committee recommends as follows;

- i. THAT the programme on Children services placed under the department of Education, Youths and Vocational Training should be moved to the department of Children, Culture and Social services complete with its budgetary allocations
- ii. THAT the department of Education , Youths and Vocational Training include a programme on vocational training

Adjustments

The committee proposes that ceiling allocations to the following departments be **adjusted** as follows;

- i. That the ceiling allocation for the office of the Governor be maintained at **KES 167.4M** for Personnel emoluments, **KES 125.4M** for operations and maintenance.
- ii. That the ceiling allocation for Administration and Public Service be reduced by **KES 58 million** comprising of **KES 20 million** for Personnel emoluments, **KES 18million** for operations and maintenance and **KES 20 million** for Development. Reductions on PE and O&M are based on the current level of expenditure

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- iii. That the ceiling allocation for Finance, ICT and Economic Planning be reduced by **KES 81.1 million** comprising of **KES 26.4 million** for Personnel emoluments, **KES 50 million** for operations and maintenance and **KES 4.7million** for Development. Reductions on PE and O&M are based on the current level of expenditure
- iv. That the ceiling allocation for Agri-business, Cooperative and Marketing be reduced by **KES 33.6 million** comprising of **KES 8 million** for operations and maintenance and **KES 25.6 million** for Development. Reductions on PE and O&M are based on the current level of expenditure
- v. That the ceiling allocation for Environment and Natural Resources be reduced by **KES 7.1 million** for Development due to lack of clear priorities
- vi. That the ceiling allocation for Roads and Public Works be reduced by **KES 94 million** comprising of **KES 31 million** for Personnel emoluments, **KES 20 million** operations and maintenance and **KES 43 million** for Development. Reductions on PE and O&M are based on the current level of expenditure
- vii. That the ceiling allocation for Water and Irrigation be reduced by **KES 25.3 million** comprising of **KES 22.6 million** for Personnel emoluments and **KES 2.7million** for Development. Reductions on PE was based on the current level of expenditure
- viii. That the ceiling allocation for Education, Sports and Vocational Training be reduced by **KES 25 million** for Development. Reductions on development were done to cover the total revenue deficit error of 100million
- ix. That the ceiling allocation for Health and Sanitation be reduced by **KES 26 million** comprising of **KES 15 million** for Operation and Maintenance and **KES 11million** for Development. Reductions on O&M were based on the current level of expenditure. Reductions on development were done to cover the total revenue deficit error of 100million
- x. That the ceiling allocation for Trade, Energy, Tourism and Industrialisation be reduced by **KES 20.4 million** comprising of **KES 4 million** for Operation and Maintenance and **KES 16.4 million** for Development. Reductions on O&M were based on the current level of expenditure. Reductions on development was done due to lack of clear priorities and to cover the total revenue deficit error of 100million
- xi. That the ceiling allocation for Lands, Housing and Urban Planning be reduced by **KES 26 million** comprising of **KES 15 million** for Operation and Maintenance and **KES**

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11million for Development. Reductions on O&M were based on the current level of expenditure. Reductions on development were done to cover the total revenue deficit error of 100million

- xii. That the ceiling allocation for the County Assembly be increased by **KES 321, 424,103** comprising of **KES 74,702,143** for Personal Emoluments, **KES 145,121,960** Operation and Maintenance and **KES 101, 600,000** for Development. Increment on O&M was based on the current level of expenditure. Allocations for development were meant to cover the programmes which were not allocated funds

Mr. Speaker Sir,

In conclusion, the above proposed new areas of funding and re-allocations do not add an extra burden to the Fiscal framework. Indeed, the Committee has adhered to the total gross expenditure ceiling projections of **KES 5, 033,002,186** as presented by the County Executive Member for Finance. Therefore, the recommendations by the Committee do not create an additional financing gap. I therefore appeal to the members to support this motion. Thank you.

Hon. Speaker: Thank you. Who seconds?

Hon. C. Towett seconded.

Hon. Speaker: I now propose the question that, pursuant to Standing Order 209 and section 117(6) of the Public Finance Management Act 2012, this County assembly adopts the report of the Budget and Appropriations Committee on the Bomet County Fiscal Strategy Paper 2015. It is open for debate.

Hon. Joyce Korir: Thank you. I rise to oppose the report. This is because of the wonderful springs that we have in this County which can form part of tourism yet we are still allocating less money to the same sector and being concern on it at all.

It is high time that this House wakes up and looks at these things. Remember Mombasa County where they don't have a fresh water lake but they have gone to an extend of establishing fish bonds, sanctuary yet we have a huge chunk of land and permanent rivers which were supposed to be given special attention and proper allocation for the entire County to change, even the honourable members of this County Assembly when they are tired in the things that they have been doing in this House they can go there and have a rest and look at animals, fish and rivers but there is nowhere at all in this County to be visited. The only wonderful things that are being

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constructed are the washrooms at the playgrounds. It is high time that we need to wake up and know which one will assist the members of the public and which one will assist one individual.

We might be having some good vision of this County but the thing that we have not understood is that the change of this County Government is in the hands of the Assembly members and that is why I was crying honourable Speaker that the honourable members who are in this House today has really done a disgrace to us and also to the members of the public. Remember a Fiscal Strategy Paper is passed once and it can never come back.

I want to request our honourable chair that he can adjust the said budget to assist a number of programmes that are supposed to be done in Agriculture, Cooperatives and in Trade for this County to move forward, I think it will be of paramount importance. Remember this is the County that is transporting a number of animals always and I wonder if we are still sleeping as a County. Instead of tapping the same resource, I remember putting it in the CIDP the first day even before I came to Assembly when the CIDP was being made, I said that we should have the biggest abattoir where we can remain with the skins and whoever possess this can make shoes and employ the youth of this County and even assist us in terms of using them to make a number of things. Sincerely, I don't understand what is happening in this County. We also have the factories processing tea. We have the waste from tea which can be used, honourable speaker, to process the shoe polish. It is high time that this County Government wakes up and uses the opportunities. I really don't understand and I really want to understand why are we not using this resources and if right now we ask the members of the public to tell us what project has been done in terms of agriculture and environment, who can answer this? When someone is praying and almost going for an amen...

Hon. J. Kirui raised that there was no quorum

Hon. Speaker: I think there is quorum. Proceed, honourable Joyce. You have thirty Seconds.

Hon. Joyce Korir: I thank honourable Majority for raising quorum because of the issues that we are trying to discuss. Let's go down and specialize on the number of the issues that the members of this honourable House have raised. We have the millers and it's not the function of the County Government, but they have injected some money. But they have also removed some money and taken it for their own use and have gone further to employ the worker for the said Cooperative facility. Can the County Government tell me, for the cooperative group to be given money they must form a cooperative they must take responsibility of the cooperative that have

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been existing, they have gone forward to destroy what has been happening for example the Korokwony Milers that they are almost putting down; they are employing workers for Korokwony then the same money has also been withdrawn by the same County. There was money that was said to be given to Stegro but the same has not been given to the same. The number of things that were supposed to be done have not been done and yet they are now telling us to form cooperatives. I wonder which kind of County Government we are running. So let me not continue and give room to others but I want to say it is high time we need to critically look at this strategy paper so that we can budget well; thank you honourable members.

Hon. Speaker: Honourable Chebomui; then I give the mover. So that we really close on that chapter.

Hon. B. Chebomui: Thank you honourable Speaker for the opportunity you have given me also to say something about my committee; that is Urban Planning, Land and Housing. The members have talked and mentioned various sectors and majorly about agribusiness. I think we are going to adopt this report with amendments and I want to say that in Urban Planning, I feel it is not straight...

Hon. Speaker: I am also shocked that members also talking of amendments and I have not received any amendments. It was supposed to be debated; that is why I sometime wonder...

Hon. B. Chebomui: Sorry honourable Speaker may be that was a slip of the tongue. I want to say our sector has been constrained, underfunded because this sector has been facing a lot of challenges financially and we have developments and programs which are supposed to be done in this sector, and of which honourable Speaker, all this time, if I can I remember even on the last financial year honourable speaker this sector was given very little, and we could not achieve what we were supposed to achieve within that financial year. We have programs which have prioritized and these include development as in the County Fiscal Plan; the sewerage systems, the market in the County that are still not complete and also we have the street light which have not been installed in Bomet Town and other towns. I want to urge if it will be possible you make it to KES 100 Million. This is because we already have a deficit of over KES 100 Million because most of the things have not been done. Even if I don't talk about priorities, it's already in public domain. We can all see what Urban Planning has done, and you realize it has done nothing. I don't think this House will blame the sector because it has been underfunded all along. I would ask may be if you can slash the personal emoluments but if we are given more we are

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going to do a lot of programs which are very important in the County. Without talking a lot of things...

Hon. Speaker: Yes honourable Kirui.

Hon. J. Kirui: I would like to be informed if the Chair who is contributing did a meeting in there committee to deliberate in the issue and if they gave out there views or their input into this very important Fiscal Strategy Paper

Hon. B. Chebomui: As I talk here, I am actually passing what the committee agreed on. We had a meeting today and it's because we had not received the County Medium Term Fiscal Strategy Paper. We received it yesterday.

Hon. Speaker. I understand you received it yesterday and I would be the first one to laugh because of what is happening in this House. Let comment after you have contributed. I think there is a small problem in this House. Let us just proceed. Continue to contribute, you have thirty seconds,

Hon. B. Chebomui: I think I am just through and I have passed the message requesting that we be given more time in this sector.

Hon. Speaker: Honourable Speaker three minutes please.

Hon. A. Chepkirui: Thank you for giving me this chance to give the right of reply. I thank the members on the way they have really contributed on the motion. These things have been raised in agriculture which is very true. Agriculture was supposed to be priority number one. But when you look at the budget on the ceiling that has been given in it is actually ranked position five. One is Education. Members have raised issues concerning projects that have not been funded by the County Government. I would wish after this every sectorial committee to have their CEC and deliberate on the same so that they can give report to this House. Because a number of projects have been indicated as achievements in this year yet members are saying they were done by other bodies and not the County Government. I would wish we continue to investigate on the same and give a response. The independence of the County Government entities is very true; I also support it very much that County Public Service Board needs to be given its own budget. A member raised this concerning Education budget and on observation but I think the education committee was not able to meet to give their views, quite a number of the committee were not able to meet and also give their views. Some members when contributing were referring to some

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sectors as having deficit in the proposed ceiling by the budget committee. I would like to correct it was only a reduction of the budget for 2014/2015. Honourable members have mentioned about Embomos Tea Farm, they also mentioned about proceeds from factories. The committee on Finance, ICT and Economic Planning together with the Budget Committee to look for a report from the head of revenue. We had requested as Budget to get a report on the revenue collected quarterly but today we have not got it. Today this will really inform us that we are getting revenue, I would wish that we get the same before the actual budget is tabled in this House. Members have talked about the PEs (Personal Emoluments) in various ministers. When we were analysing the budget, we consulted the budget in the current financial year. The House is noisy.

Hon. Speaker: Hon. Majority, Hon. Deputy Speaker, and Hon. Chebomui. You are consulting in a very high tone. I would like to say this as were doing this; I would like to say as we did this, we were also consulting the first and second quarter report like in the ministry of Trade, Industry, Tourism and Energy. Allow me only to highlight on that, The P.Es that we had budgeted on that was KES 35 Million. By the end of the second quarter December they had used KES 12.8 million. We referred whether the money we had allocated the ministry were realistic or not. Honourable Speaker, I would also wish that we look at it before the actual budget comes to this House. Members have contributed very good ideas concerning several ministries and I wonder who prepares this CFSP and budget. Who does this thing because it is coming out members have more relevant ideas to this County than the people who are doing it. Yet this House passed the CIDP which they are supposed to be consulting. So I think the people concerned in doing this on the various sectors must rethink and do a thorough work. Honourable Speaker, I don't want to say much but I just want to urge the honourable members to really support and pass this CFSP and we are sure as the budget estimate will be tabled here, we will also have time to still interrogate. Thank you honourable Speaker.

Hon. Speaker: Thank you very much honourable members. I think we have the quorum since 13 members are present. Now it is my turn to put the question that pursuant to Standing Order No. 209 (17) (6) of PFM Act 2012 this County Assembly adopts the report of the Budget and Appropriation Committee of the Bomet County Fiscal Strategy Paper 2015.

(Question put and agreed to)

Hon. Speaker: Do you know what honourable members I really find this House a very strange House to things? You are proposing amendment but you have to put it in writing because you need to show that you are actually removing KES 20 million from this because at the end of the

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day these things need to balance. You need to show I am proposing that I have removed KES 20 million from the office of the Governor and take to here so that it could balance. They are going to see this and I wanted to assist you but my hands were totally tied. I want to thank the people who stayed; we were only four people; that is honourable Chebomui, honourable Samson who proposed we have one thousand for every fertilizer but I am seeing in the report five hundred. I don't know may be you later own managed to change. So I think these are some of the issues member that you really want to be very sharp. Now I understand why the Governor is now really very smart; I had not got the reason but I got today. At the end of the day these are issues that we need to be alert assuming this report had been rejected because I was seeing most of you were going back to KES 291 million issues. I would have wondered because that is what you were trying to do. How we have survived as the County Assembly with a budget of 291Million. So these are some of the issues when we say let us meet so that we iron out all this issues. The other critical thing that I don't know whether members budgeted for is the issue of mortgage. I don't know whether it's in the budget honourable Chair. Do we have the issues for mortgage for the members? It's is there. That is a saving grace. I hope you also consider staff because we wanted them to be at least ahead. Yes they are entitled to mortgage. So these are some of the issues members we really need to sit down again and I hope with this new budget we will be able to sit down and understand how we can do some of the things because I was almost getting shocked that if this thing at least goes down we were saying at least we need to have KES 291Million as our budget ceiling for the County Assembly. Thank you very much for what you have done. Next order?

ADJOURNMENT

Hon. Speaker: There being no other business to be transacted this House adjourns until Tuesday 2:30 p.m.

(The House adjourned at 6.15 p.m.)