



REPUBLIC OF KENYA

BOMET COUNTY ASSEMBLY

ASSEMBLY DEBATES

(OFFICIAL REPORT)

DAILY HANSARD

Tuesday, May 19, 2015

(Special Sitting)

PLENARY

May 19, 2015 (Morning) (Special Sitting)

**COUNTY ASSEMBLY
OFFICIAL REPORT
Tuesday, May 19, 2015
The House met at 11.55 a.m.
[The Speaker (Hon. G. K. Kipng'etich) on the Chair]
Prayers**

Hon. Speaker: There is no quorum, Sergeant-At-Arms, ring the bell for five minutes.

COMMUNICATION FROM THE CHAIR.

Hon. Speaker: Honourable Members I have few Communications from the Chair and first is that I want to welcome IEBC officials from this County. We are lucky today to be joined by officials from IEBC. We have Patrick Wanyama who is the Constituency Elections Coordinator Bomet Central, Mr Kennedy Ochanyo who is the Constituency Elections Coordinator Chepalungu, Mr. Wilfred Wainaina who is the Constituency Elections Coordinator Konoin.

We also expect to be visited by one of the IEBC commissioners, Mr. Thomas Letankule and also the regional elections coordinator Sarah Ogaro.

Pursuant to their mandate we have seen that one of the serious stakeholders in their performance of the duties is the County Assembly of Bomet and they are requesting for at least 40 minutes after this session so that they can take us through on the issue of voter education because you realize that on this week the IEBC are having voter education week and they are requesting that they have a small session with you and I hope we will be joined by IEBC commissioner Mr. Thomas Letankule. Members of IEBC you are highly welcome and feel comfortable by interacting with one of your stakeholders within the County.

Secondly, after this session but we can use the same meeting to address some other pertinent issues which have arisen and I hope we will be able to meet after this and give IEBC sufficient time to interact.

❖ FIRST READING

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**BOMET
COUNTY
ASSEMBLY**

May 19, 2015 (Morning) (Special Sitting)

THE BOMET COUNTY SUPPLEMENTARY APPROPRIATIONS BILL, 2015; BILLS NO. 3, FIRST READING.

Hon. Speaker: Clerk!

AN ACT OF THE COUNTY ASSEMBLY OF BOMET. A BILL FOR AN ACT OF THE COUNTY ASSEMBLY OF BOMET TO AUTHORIZE THE ISSUE OF CERTAIN SUMS OF MONEY OUT OF THE COUNTY REVENUE FUND AND THE APPLICATION TOWARDS THE SERVICE OF THE YEAR ENDING ON THE 30TH JUNE, 2015 AND TO APPROPRIATE THOSE SUMS FOR CERTAIN PUBLIC SERVICES AND PURPOSES.

Hon. Speaker: Honourable members, the bill having been read for the first time, pursuant to our Standing Orders I commit the said bill to the Committee on Budget and Appropriation whereby we will be able to handle the issues raised in the afternoon.

Another thing is that the reason why we have started late is that we were trying to do some consultation because we received another bill from Executive which is Bills no. 5 and my view is that Executive have been relying on section 129 of the PFM Act which is talking about the Appropriation Bill where the Executive; after the committee has done their part they are supposed to send to Executive where they can be able to publish the bill based from the recommendation and we have been trying to call honourable Aurelia who is indicated to have signed the bill and she is indicated to be the Chairperson of Budget and Appropriation Committee and that has brought a lot of debate. We had requested members last time that before they sign any bill the procedure is very clear that the Executive should bring the bill to the Office of the Clerk or the Speaker who will then submit to the relevant chairperson of the committee, if the Chairperson is not there then it is the vice Chair and if the Vice Chair I not there then the committee will need to designate who to sign. That is as per our Standing Orders.

As we speak right now there were allegations that honourable Aurelia is not aware about the bill, that she has not signed and the Leader of majority and I have tried calling her to get full information whether she signed or not.

What needs to come out clearly is that from the consultation that we have heard; that there was a Memorandum send to the House and the Memorandum was rejected by the Majority of the members. Under that circumstance, what would have happened? Would it have changed the CEC

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from publishing? Would he/she have changed the figures that are approved by the County Assembly? Because the Appropriation Bill must be in line with the budget estimates and in our case the supplementary estimates that was passed.

I request the Committee on Budget and Appropriation to have a look also on what is in the bill that is published by the authority of the County of Bomet so that they can see all the issues pertaining to that. The Budget and Appropriation, we had a lengthy discussion and in my part I was almost agreeing with what lawyers of the Executive were saying that we needed to have read the bill from the Executive but taking a closer look from the advice from our legal team and the clerk, it is a matter of us agreeing on the way forward but the most critical thing is the final bill that is going to come out of these deliberations. The committee can have a look at all those and they will be able to advice and that is why we have this special sitting and I hope they will be able to look at all legal positions and even advice the House on the way forward on future bills so that we will not be going back and forth on this issue. You are required to have up to seven days but you have up to afternoon so that we will be able to deliberate on this urgent matter.

ADJOURNMENT

Hon. Speaker: I have seen the IEBC regional coordinator Madam Sarah Ogaro who has just joined us and we will be able to have a joint session with you after this meeting. I request members to remain after this.

The House adjourned at 12.18 p.m.