

**First Assembly
(No.019)**

REPUBLIC OF KENYA

**Fifth Session
(Morning Sitting)
(019)**



BOMET COUNTY ASSEMBLY
FIRST ASSEMBLY – (FIFTH SESSION)
VOTES AND PROCEEDINGS
WEDNESDAY 22nd FEBRUARY, 2017 AT 9.00 AM

1. The Assembly assembled at five minutes past nine o'clock.
2. The proceedings were opened with prayer.
3. The bell was rung for 10 minutes

4. MEMBERS PRESENT

1. Hon. Geoffrey Kipngetich-Speaker
2. Hon. Mosonik William
3. Hon. Rose Boiyon
4. Hon. Chepkoech Leah
5. Hon. John Chepkwony
6. Hon. Patrick Chepkwony
7. Hon. Christopher Ngeno
8. Hon. Chepkemai Evaline
9. Hon. Samson Towett
10. Hon. Sammy Chelule
11. Hon. Wilson Keter
12. Hon. Hellen Chepkirui
13. Hon. Siele Philip
14. Hon. John Molel
15. Hon. Robert Metet
16. Hon. David Rotich Big Five
17. Hon. Aurelia Chepkirui
18. Hon. Nancy Chepkirui
19. Hon. Julius Korir
20. Hon. Robert Bett
21. Hon. Philip Korir
22. Hon. Andrew Maritim
23. Hon. John Ngetich

24. Hon. Bency Too
25. Hon. Josephine Rotich
26. Hon. Sammy Kipsiele Kirui
27. Hon. Josphat Kirui
28. Hon. Taplelei Rotich
29. Hon. Beatrice Chebomui
30. Hon. Benard Ngeno
31. Hon. Leonard Kirui
32. Hon. Robert Serbai
33. Hon. Reuben Langat
34. Hon. Samwel Bor

MEMBERS ABSENT

1. Hon. Joyce Korir
2. Hon. Stephen Changmorik

5. COMMUNICATION FROM THE CHAIR

The Hon. Speaker gave a communication concerning the periodic review of the standing orders. He further communicated that Standing Order No. 239 of the County Assembly Standing Orders requires review of the Standing Orders once in every term of the County Assembly and the County Assembly procedure and Rules Committee on its Sitting on 16th of February 2017 resolved that members forward any proposed amendments to the Standing orders for consideration by the Committee. He further noted that the Kiswahili Version shall be sent to all the members' emails and any contributions and proposed amendments be forwarded within a period of seven days.

6. STATEMENTS

The following statements were due;

1. Statement sought Hon. Leonard Kirui on 18th January, 2017 from the Chairperson Committee on Labour and Public Service concerning the current over-employment in the County Public Service; In the Statement, the Chairperson should indicate;
 - (i) The Current wage bill in Bomet County Executive ;(The Committee should invite the CEC finance to shed light on the level of compliance with the Court ruling on Court Case N0.73 of 2016 **Kenneth Kiprotich & Other V the Governor Bomet County & others**). Section 25 of the Public Finance Management Regulations sets County expenditure on wages at 35% of County public revenue.
 - (ii) The number of employees that have been employed in Bomet County executive from the Year 2013 to date ;(The Committee should invite the County secretary Mr. Jonathan Soi, the acting County Secretary and the Director Human Resource to shed light on this issue)

- (iii) The number of employees that have passed through the County Public Service Board since the Year 2013 to date. (*Statement No. 90*)

The Chairperson did not give a response as the Committee was still waiting for the response from the Executive. The Hon. Speaker directed that a response be given by the committee within 14 days.

2. Comprehensive statement from the Chairperson, Committee on Budget and Appropriations on the following;
- i. How much does the county expect as revenue from tea cess for F.Y 2016/17?
 - ii. Was the tea cess revenue factored in the budget for F.Y. 2016/17?
 - iii. Provide a list of roads to be constructed/maintained or the ones already constructed/maintained from tea cess revenue in the F.Y. 2016/17
- The statement was committed to the committee on Budget and Appropriation which was given until 7th February 2017 to respond. (*Statement No. 92*)

The Vice Chairperson gave a response. However, the response was not comprehensive and the Hon. Speaker directed that a response be given by the Committee within 7 days.

3. Statement by Hon. John Ngetich on 18th January, 2017 from the Chairperson Committee on Labour and Public Service on the employment of senior directors in the County Public Service Board; In the statement, the Chairperson should indicate;
- (a) Which job group is the designation of “senior director” falls into?
 - (b) Whether there is any staff establishment which indicates the position of a senior director and if there is any who approved the establishment?
 - (c) Whether the position of a senior director is equal to the position of a chief officer?
 - (d) If (c) above is in negative then why were the so called senior directors appointed?
- (*Statement No. 88*)

The Chairperson did not give a response as the Committee was still waiting for the response from the Executive. The Hon. Speaker directed that a response be given by the Committee within two weeks.

4. Comprehensive statement sought by Hon. Wilson Keter on 23rd November, 2016 from the Chairperson Committee on Gender, Culture and Social Services on the Implementation of Old person’s stipends and NHIF contributions schemes. In particular the Hon. Member wished to get clarification as to the reasons behind the continuous and unnecessary delays in the remittance of the NHIF contributions which has greatly affected the beneficiaries since they cannot access medication (*Statement No. 81*)

The Chairperson did not give a response and requested for more time. The Hon. Speaker directed that a response be given by the Committee within 7 days.

5. Comprehensive statement sought by Hon. Josphat Kirui on 12th December, 2016 from the Chairperson Committee on Health and Sanitation on the precise number of health workers recently employed on contractual terms at the beginning of December, 2016. In particular the Hon. Member wished to be informed on;
 - a. Employee's individual profession and the health facility that each was deployed
 - b. What informed the decision of the department to hire the said workers
 - c. Whether those who had been shortlisted by the County Public Service Board were considered for the contractual employment
 - d. Whether the said contractual staff were sourced through County Public Service Board
(Statement No. 82)

The response was given and the statement seeker was satisfied. The Hon. Speaker directed that the statement and issues raised therein have been conclusively addressed and the matter was fully dispensed with.

7. MOTION (Committee on Appointments, Leader of Minority)

THAT, this County Assembly adopts the report of the Committee on Appointments on the vetting of the Nominee for appointment as the County Executive Committee for Education and Vocational Training Institutions, laid on the Table of the County Assembly on Wednesday, February 15, 2017 and pursuant to the provisions of Article 179(2) (b) of the Constitution, approves the appointment of Mrs. Selly C. Towett, as the County Executive Committee Member for Education and Vocational Training Institutions

The Motion was seconded by Hon. Bency Too

Question was proposed and debate arose

The following rose to support the motion;

1. Hon. Taplelei Rotich
2. Hon. Andrew Maritim
3. Hon. Aurelia Chepkirui
4. Hon. Beatrice Chebomui
5. Hon. Josphat Kirui

The mover was given a right of reply

The question was put and agreed to

8. ADJOURNMENT

The Assembly was adjourned to Wednesday, 22nd February, 2017 at 2:30 pm.

9. The Assembly rose at 1155 Hours.