



OFFICIAL HANSARD REPORT

COUNTY ASSEMBLY OF BOMET

THIRD COUNTY ASSEMBLY

ASSEMBLY DEBATES

DAILY HANSARD

SPECIAL SITTING

(Convened vide Gazette Notice

No.6749 of 22nd May, 2023)

The Assembly met at the Main Assembly Chamber,

Dr. Joyce Laboso Centre at 2:30 p. m

Third County Assembly- Second Session

Wednesday Afternoon 24th May, 2023

(The Assembly met at 2:30 p. m in the

County Assembly Mini Chamber at County Assembly Buildings)

[Hon. Deputy Speaker (Hon. L. Rotich) in the Chair]

PRAYER

Hon. Deputy Speaker (Hon. L. Rotich): Hon. Members, I welcome all of you to this afternoon's session of the Special Sitting.

PAPERS

Hon. K. Ngetich Leader of Minority (Siongiroi Ward, CCM): Hon. Deputy Speaker, on a point of order. There seems to be nothing going on. We should not be sitting when no communication is made to us.

Hon. Deputy Speaker (Hon. L. Rotich): Member, order! There is a lot going on.

Hon. K. Ngetich Leader of Minority (Siongiroi Ward, CCM): Hon. Deputy Speaker, unless the Chair has subverted some rules. Is anything going on in silence?

Hon. Deputy Speaker (Hon. L. Rotich): Hon. Member, you will be duly guided and within the law.

THE BOMET COUNTY CLIMATE CHANGE ACTION PLAN 2023-2027

Hon. R. Cheptoo (Rongena/Manaret Ward, UDA): Hon. Deputy Speaker, I beg to lay the following Paper on the Table of the County Assembly today Wednesday, 24th May, 2023; The Report of the Committee on Energy, Environment, Water and Natural Resources on the Bomet County Climate Change Action Plan 2023-2027.

(The Hon. Member laid the Paper)

NOTICES OF MOTION

THE BOMET COUNTY CLIMATE CHANGE ACTION PLAN 2023-2027

Hon. R. Cheptoo (Rongena/Manaret Ward, UDA): Hon. Deputy Speaker, I beg to give notice of the following motion; That pursuant to the Standing Order 201 (5) (e) this County Assembly resolves to adopt the Report of the Committee on Energy, Environment, Water and Natural Resources on the Bomet County Climate Change Action Plan 2023-2027 laid on the Table of the County Assembly today Wednesday, 24th May, 2023.

Hon. K. Ngetich (Leader of Minority, Siongiroi Ward, CCM): Hon. Deputy Speaker, I rise on the point of order...

Hon. Deputy Speaker (Hon. L. Rotich): Hon. Member, you are taking the role of the Chair.

Hon. K. Ngetich (Leader of Minority, Siongiroi Ward, CCM): Hon. Deputy Speaker, but that is the rule. I also expected that the Chair should be protecting me instead.

Hon. Deputy Speaker (Hon. L. Rotich): Hon. Member, which point of order are you rising on?

Hon. R. Cheptoo (Rongena/Manaret Ward, UDA): Hon. Deputy Speaker, I beg to lay a notice of motion.

Hon. Deputy Speaker (Hon. L. Rotich): Hon. Member, proceed. Have all the Members received the soft copies of the report? The Hon. Member can continue.

MOTION

THE BOMET COUNTY CLIMATE CHANGE ACTION PLAN 2023-2027

Hon. R. Cheptoo (Rongena/Manaret Ward, UDA): Hon. Deputy Speaker, I beg to move the following motion; That pursuant to the Standing Order 201 (5) (e) this County Assembly resolves to adopt the Report of the Committee on Energy, Environment, Water and Natural Resources on the Bomet County Climate Change Action Plan 2023-2027 laid on the Table of the County Assembly today Wednesday, 24th May, 2023.

Hon. Deputy Speaker, I welcome my vice-chairperson to support the motion.

Hon. N. Kibet (Kapletundo Ward, UDA): I second.

(Question of the Motion proposed)

Hon. J. Samoei (Nyongores Ward, UDA): Hon. Deputy Speaker, was it in order for the Chair of the Committee to read the report before the Assembly?

Hon. Deputy Speaker (Hon. L. Rotich): Hon. Member, it was the prerogative of the chair to read the report but a Member from the committee can elaborate.

Hon. R. Ruttoh (Chemaner Ward, UDA): Hon. Deputy Speaker, we can give them time to go through the report. I also stand guided because the Chair can make the last decision.

Hon. E. Kipkemoi (Mogogosiek Ward, UDA): Hon. Deputy Speaker, I am a member of the committee and when I look at the chair's body language, it may not go well with the report. She has not taken the time to defend the report. I do not know what the chair is telling the Assembly.

Hon. R. Cheptoo (Rongena/Manaret Ward, UDA): Hon. Deputy Speaker, after laying the motion, I expected the speaker to give us time to elaborate. However, I did not get the chance.

Hon. Deputy Speaker (Hon. L. Rotich): Hon. Member, it is not all lost. I noted the same. So, I suspend the Assembly for 15 minutes.

(The Serjeant-at-arms covers the mace)

(Deputy Speaker (Hon. L. Rotich) left the Chair)

(Assembly suspended for 15 minutes)

[Assembly Resumes]

(Deputy Speaker (Hon. L. Rotich) on the Chair)

THE BOMET COUNTY CLIMATE CHANGE ACTION PLAN 2023-2027

Hon. R. Cheptoo (Rongena/Manaret Ward, UDA): Hon. Deputy Speaker, I seek leave to give clarification on the adoption of the Bomet County Climate Change Action Plan 2023-2027 laid on the Table of the County Assembly today Wednesday, 24th May, 2023.

This is a plan aimed at actualizing climate change mitigating measures in relation to addressing climate change and its effects in Bomet County. This Assembly has approved the following climate change framework;

- i. County Climate Change Policy 2021
- ii. County Climate Change Bill 2021
- iii. County Climate Change Steering Committee 2022
- iv. County Climate Change Action Plan 2022 – 2026

Hon. Deputy Speaker, in addition to the upcoming legislation and regulations, these are the required documents that aim to significantly address the effects of Climate Change.

Climate Change has been witnessed frequently through the outcomes in the following unprecedented scale;

- i. rising minimum temperatures.
- ii. rising sea levels and flooding.
- iii. higher ocean temperatures.
- iv. an increase in heavy precipitation (heavy rain and hail)
- v. Emergence of pests and diseases

Hon. Deputy Speaker, Sir, allow me to read the goals and objectives of the County Climate Change Action Plan 2022-2026

Hon. Deputy Speaker, Sir, this Plan aims to;

1. Create a matrix of implementation measures so as to achieve low carbon climate resilient development, in a manner that prioritizes adaptation, and recognizes the essence of enhancing climate resilience.
2. Align climate change actions in the county with the CIDP.
3. Encourage participation of the private sector, civil society, and vulnerable groups within society, including children, women, older members of society, persons with disabilities, youth, and members of minority or marginalized communities.

Hon. Deputy Speaker, on the Committee Findings and Observations, Part IV of the Bomet County Climate Change Act, 2021, demonstrates the measures and actions for responding to climate change of which part of the measures and actions is the development of the County Climate Change Action Plan.

As indicated in part 1.2 of the Action Plan, the Bomet County Climate Change Action Plan (BCCCAP) provides mechanisms and measures to achieve low-carbon climate-resilient development, in a manner that prioritizes adaptation, and recognizes the essence of enhancing climate resilience. The plan is also supposed to align climate change actions in the County with the County Integrated Development Plan (CIDP).

Hon. Deputy Speaker, allow me to read the Committee's recommendations and amendments

Hon. Deputy Speaker, pursuant to the provision of Section 34 of the Bomet County Climate Change Act, 2021, the Committee on Water, Energy, Environment and Natural Resources, recommends the approval and adoption of the submitted Bomet County Climate Change Action Plan for the period 2022-2026 with the following recommendations;

1. Upon the development of the National Climate Change Action Plan, the Bomet County Climate Change Unit should review the Action Plan to align its contents and other processes to the National Climate Change Action Plan.
2. That the Committee and the County Assembly should be fully involved in the subsequent review of the Action Plan.
3. That the subsequent review of the Action plan should incorporate all the actions to be undertaken and categorized per ward.
4. The Action Plan should be reviewed to ensure that its contents incorporate the requirement of Section 33(d) of the Bomet County Climate Change Act, 2021.

Hon. Deputy Speaker, I now request the Hon. Members in the Assembly to approve and adopt this report because it will assist us counter the challenges that we are facing in our county. Some of the challenges are floods and drought which have caused us a lot.

Thank you, Hon. Deputy Speaker.

Hon. Deputy Speaker (Hon. L. Rotich): Hon. Member from Ndanai/Abosi ward.

Hon. P. Kirui (Leader of Majority, Ndanai/Abosi ward, UDA): Hon. Deputy Speaker, I rise to support what has been presented by the Hon. Member who is the Chair of the Committee. This is a good report that has been brought before the Assembly. This is indeed a process that is being done in the quest for the World Bank to support the County. This has been a process that has been going on and we have since participated in the event at the ward level. It is part of the process in the proposal that if we do all the best and on time, we will benefit greatly and this will support our people in terms of funding.

I, therefore, support the Motion. Thank you.

Hon. Deputy Speaker (Hon. L. Rotich): Hon. Vincent Mutai.

Hon. V. Mutai (Nominated MCA, UDA): Hon. Deputy Speaker, I also rise in support of the Motion that this County Assembly adopts the report on the ...

(Hon. D. Ngeno rose on a point of order)

Hon. Deputy Speaker (Hon. L. Rotich): Hon. Dennis Ngeno

Hon. D. Ngeno (Kongasis Ward, CCM): Hon. Deputy Speaker, the Hon. Member had seconded the Motion. I don't think he should be allowed to still speak on the Motion.

Hon. V. Mutai (Nominated MCA, UDA): Hon. Deputy Speaker, I was contributing when the Motion was being tabled. It is now the time for us to debate. I have all the rights to rise and support the Motion.

Hon. Deputy Speaker (Hon. L. Rotich): Hon. Member, it is true that you seconded the Motion. Allow other Members to debate. Hon. Evaline Mibei

Hon. E. Mibei (Nominated MCA, UDA): Hon. Deputy Speaker, thank you. I rise to support the Motion on Climate Change. This is because this Action Plan will help us to mitigate the changes in weather patterns in our sub-counties. It will also act as an equalizer in the various counties. Some counties are facing a severe climate change which is contributing to poverty, and that affects children going to school and production in agriculture. This Action Plan will help us practice smart agriculture.

Irrigation using solar energy will mitigate the effects of climate change. This will help the various sub-counties to improve the agricultural production through solar irrigation, storage, drying and pumping water through solar. That improves the economy of the county. This action plan will also help the various people to adopt to the various changes which have come out due to climate change. Climate change has cause desertification. We are losing the protection cover of the environment. Drought is depleting soil erosion. Species are disappearing which contributes to poverty and people are not able to produce enough food to feed their families. This Motion will help us increase

the production of water in our environments. The funds through this Action Plan will help us to plant more trees which will protect the protection cover.

This Action Plan will affect each and every Member in this Assembly. You cannot sleep at night when somebody is hungry. I urge the Members to support the Motion. I support it.

Hon. Deputy Speaker (Hon. L. Rotich): Hon. Victor

Hon. V. Rop (Nominated MCA, UDA): Hon. Deputy Speaker, thank you. I am not rising to contribute on the Motion but to seek clarity on why Hon. V. Mutai did not speak. This afternoon, we have had two sessions. The first session for tabling, we adjourned and came back. This is therefore a different session altogether. Hon. Deputy Speaker, you can guide the Assembly.

Hon. Deputy Speaker, we only suspended the Assembly in the afternoon sitting. We did not adjourn. This is therefore one sitting.

Hon. V. Mutai (Nominated MCA, UDA): Hon. Deputy Speaker, maybe you can read the Standing Order.

(Hon. K. Ngetich rose on a point of order)

Hon. K. Ngetich Leader of Minority (Siongiroi Ward, CCM): Before you read the Standing Order, we should be cautious about time. You are a Member of this Committee. What else do you want to contribute?

(Hon. V. Rop rose on a point of order)

Hon. K. Ngetich Leader of Minority (Siongiroi Ward, CCM): I am on a point of order

Hon. Deputy Speaker (Hon. L. Rotich): Hon. Kibet is still on a point of order.

Hon. K. Ngetich (Siongiroi Ward, UDA): There is also something confusing here, Hon. Deputy Speaker. As we try to adopt it, there is something I have noticed. The Committee...

Hon. Deputy Speaker (Hon. L. Rotich): Are you on a point of order or contributing to the Motion?

Hon. K. Ngetich Leader of Minority (Siongiroi Ward, CCM): I was on a point of order but I have ...

(Hon. B. Rotich rose on a point of order)

Hon. B. Rotich (Chebunyo Ward, INDEPENDENT): Hon. Deputy Speaker, with the little knowledge that I have gained when I was in this Assembly when someone has seconded and would want to support the action to take is just to bow without speaking. That would allow him or her to contribute later.

Hon. K. Ngetich Leader of Minority (Siongiroi Ward, CCM): Hon. Deputy Speaker, thank you. As I contribute, I ask the Committee on Water who will undertake the money from the donor funding. I am requesting the Committee to clarify that. Thank you.

Hon. Deputy Speaker (Hon. L. Rotich): Hon. Member from Kipsonoi, before I give you time, the Standing Order which governs Members from speaking more than once is in Standing Order 91. Hon. Victor Rop, that is what you requested. If a Member had seconded, do as what Hon. Benard had informed the Assembly.

Proceed, Hon. Member from Kipsonoi.

Hon. P. Ronoh (Kipsonoi Ward, UDA): Hon. Deputy Speaker, I rise to support the Motion that this County Assembly approves the report on the Bomet County Climate Change Action Plan as tabled by the Committee this afternoon.

I make specific references to the Bill which was passed and made law by this Assembly in the year 2020. I will be particular about Article 34 which guides how it will be approved. Hon. D. Speaker, allow me to quote it:

The Climate Change Action Plan shall be approved by the Steering Committee and the County Executive Committee and shall be laid before the County Assembly for adoption.

Hon. Deputy Speaker, when the gazette notice was published it was candid on the business to debate today. I personally took time to study the recommendations from the County Executive and took my time to ask what was not clear. What I found out is that the World Bank wants to support the 47 counties in Kenya by giving finances that will go a long way in assisting counties in mitigating the effects of climate change.

Bomet County is a victim of floods. We have also had hailstorms that have been disastrous. Hon. Deputy Speaker, we are lucky that we were approved for these funds but the World Bank wants to see the commitment of the government in facilitating the implementation of funds and of course, getting an outline program on how the same funds will be used. The Action Plan is a commitment from the County Executive that they are ready and have the goodwill to work within the principles and regulations laid down by the World Bank.

We are giving them a green light that we will work together with the World Bank in matters related to funding. As we sit to approve the report, I urge the Committee to acquit themselves with the relevant statutes that govern this funding so that we all are not visitors in Jerusalem. This is serious and we need to study it carefully as we pass it.

I also ask this Assembly that we should not throw the bath water alongside the baby. This report will give us money from the World Bank and failure to pass it means we will lose a lot.

What I only want to correct is this Assembly is reading a different report from mine, she is saying 2022 -2026, and this one in the order paper is 2023-2027. Maybe there is a typographical error that should be corrected. I support the report the 2023-2027 report. Thank you.

Hon. Deputy Speaker (Hon. L. Rotich): Honorable member from Mogogosiek

Hon. E. Kipkemoi (Mogogosiek Ward, UDA): Thank you very much Deputy Speaker for the opportunity given to support the validation of this report, Deputy Speaker as you are aware that we are dealing in a very interesting time when and where the climate change has taken toll on us. Deputy Speaker I would want to comment on the work done by my committee the committee that I sit in, in coming up with in coming up with this report Deputy Speaker to validate the risk assessment report on climate change Deputy Speaker it is worth noting that the changes in climate Deputy Speaker has left a lot of distraction in our communities and Deputy Speaker as we even discuss this report Deputy Speaker today a good casing point Deputy Speaker looking at the kind of discussion that is brought about by climate change and that has been noted in the report Deputy Speaker on the hailstone Deputy Speaker, Deputy Speaker recently about a week ago it rained hailstones at a place called Chepchabas Deputy Speaker and people didn't know that it was a result of climate change instead the interpreted as the ancestors talking about the conflict between and the multinational Deputy Speaker but the truth of the matter here Deputy Speaker is that climate change is real and the opportunity that has been given to us through this action plan Deputy Speaker to try and place ourselves strategically to solve and to mitigate the challenges that has been brought about by the climate change.

Deputy Speaker if you look at the positive agent or the kind of the signal that has been given by the change of climate it affects the groups that has been noted here in this report Deputy Speaker. Though the men have not been reported as a vulnerable group Deputy Speaker we also want to say men, the young men because I only see the group that are vulnerable to be children, the elderly and the women Deputy Speaker. Men are also affected in away because if there is a prolong drought Deputy Speaker or the so call dry spell Deputy Speaker it takes if it's going to occur for a long time Deputy Speaker men also are affected in a way because if there is a prolong drought the farm produce will go down for example, in a place where I come from Deputy Speaker where it has been said to be affected by dry spell Deputy Speaker it also affects the production of tea Deputy Speaker where the plucking of tea involves both men and women Deputy Speaker and if there is nothing and there is no work Deputy Speaker it will bring conflict in families, because at the end the bread winner did not come home with anything Deputy Speaker so I really justify that men should also be classified as groups that are affected by climate change Deputy Speaker I just wanted to note that so that if there are going to be resources men should also benefit the same way the other groups mentioned are going to benefit.

Hon. Deputy Speaker as we even discuss this report today this Assembly after we validate this report what we are left with and it was of great interest among the members Deputy Speaker and all of us representing people who send us here that as we give this opportunity because this is a

requirement by the world bank Deputy Speaker to see into that, that we have the plan on the resources that are going to give us and this Assembly again Deputy Speaker going to the future after we validate this report should be given an opportunity to give the strategies, the adoptive strategies Deputy Speaker my committee should work hand with the department concern Deputy Speaker to come up with adoptive strategies and that is where the rubber meets the road Deputy Speaker because what we have in this report Deputy Speaker is a general framework on the actions that the county government are aligning in order to resolve the climate change. Deputy Speaker the language that the community will understand since this document has been so participatory to extend that the community was involved that if we are to fund through the donors funds the building of food bridges Deputy Speaker to also build the gabions Deputy Speaker to prevent soil erosion Deputy Speaker and the strategies that will be use in protecting the debated land.

Deputy Speaker this resources that we are looking forward to access from the world bank Deputy Speaker will be of great help to our counties and to our communities Deputy Speaker so that at least we shall be able to mitigate the effects of the drought Deputy Speaker I want to urge this Assembly Deputy Speaker to pass or to validate this report to allow the county government, to access these funds and as it has been noted by honorable Chair, that we are among the first county to benefit from these funds, we want to join the queue and support and because also Deputy Speaker, the reason why I have gone to extend of even noting the projects that should benefit from these funds Deputy Speaker is because there has been an history in this county of ours Deputy Speaker where we access donor's funds but is diverted to other activities Deputy Speaker, that is why this Assembly should stand up to the occasion and ensure that this report is having specific actions that will be addressed by the funds that will be given to us as a support by the world bank Deputy Speaker I rise to support this report thank you very much.

Hon. Deputy Speaker (Hon. L. Rotich): Honorable member from Merigi

Hon. P. Langat (Merigi Ward, INDEPENDENT): Thank you very much Deputy Speaker, I also rise to support the motion but I would like to say that this is not the first funding from the world bank we have witness though they were pass by different Assembly, that was the second Assembly I was sited there in FG witnessing the stating of nutritional international that is the funding from world bank that is the percentage of the stuffing children was high, malnutrition we witness also so what I am trying to say here is the implementation, the implementers now I urge the department that is the committee who has put this report before us that we support but we want to witness we have been given the timeframe that is 2023-2027 now after every year we want to see what has been done not only the passing year of this report.

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But also we want to oversight what other people have supported this county. So I also support this, but we'd like to see the implementation and to witness it very soon. Thank you.

Hon. Deputy Speaker (Hon. L. Rotich): Honorable members before I put the question I give the chair to give the right of reply

Hon. D. Kirui (Ndaraweta Ward, UDA): Honorable speaker we still want to contribute

Hon. Deputy Speaker (Hon. L. Rotich): It is like members have now started rising to the occasion, at the beginning of this motion, kindly chair, wait a minute, you will still be given time for right of reply. Before the committee put this paper in front of us, the same report had already been given to us to the subcommittee. And it looks like our members don't go through the report, but it is like we take long to capture what is being put before us through these action plans of climate change, but these is good honorable members, because we are keenly interested in the funding from donors. Now, we also need to acquaint ourselves to the statutes and the policies governing climate change, which have been put in place by the county. So, as we move towards paperless assembly, let us embrace the technology and take seriously everything which is been put in our work. So I think the committee on energy, environment, and water energy resources is now happy that the members are capturing the report. I will allow you to, debate because we still have time. Honorable Mutai from Sigor.

Hon. P. Mutai (Sigor Ward, UDA): Wish also to thank you for your contribution you have contributed to to the same motion. Deputy Speaker. I wish also to support this motion. The report was given by the Committee on behalf of my people from the lower region whereby the spin was affected by the prolonged drought. And when it rains, it affects my people. I think this report through the Chair has come to this Assembly at the right time. And on behalf of my people from Sigor ward. I've seen this report and have checked the report and the report is very good, honorable members. I wish also to urge this Assembly that let us pass this report or support the report because it will assist us only that this Assembly honorable members have checked, though there are some other changes when it come to the work plan. There are some wards that have not been located in the timeline. For example, the Kongasis ward is on the implementation of this report, and some other wards. Deputy Speaker When times come on work planned, we shall deliberate on that. But I wish to support this motion. And I urge this only for members to support the report. Thank you Mr. Chair.

Hon. D. Kirui (Ndaraweta Ward, UDA): Thank you Deputy Speaker. Deputy Speaker before I support the motion, I would like to request This hon. Assembly that next time we have any business to transact in the Assembly. We should be sensitized about what is going on. Thank you very much

for the committee that tabled this report that produced a motion to the Assembly. Deputy Speaker, reading the mood of the Assembly. I think everybody supports this motion. So no need to have the right to reply, because I've not seen any other opinion, you should just put the question because it's important to the 25 wards. Thank you, Deputy Speaker.

Hon. Deputy Speaker (Hon. L. Rotich): Okay. Remember you are the one that requested more time to do the debate. Why are you missing Link? Honorable member, I am also worried about members who cannot sit for 10 minutes the day it helps, how will we be able to transact business? How will we be a good representation if we only want to contribute and leave? I'm also watching Honorable Members. I'm not contributing to the motion which is before the flow. But I'm also watching the mood and the behavior of the members. Let us take our work seriously. So honorable a Dennis from Kongasis.

Hon. D. Ngeno (Kongasis Ward, CCM): Thank you, Deputy Speaker, for also giving me this opportunity also to contribute to the motion. Deputy Speaker. I am a member of the committee. I wish to report contrary to what the honorable member from Sigor mentioned on Kongasis. And the issues on Kongasis are well featured in the report. I wish he was here also to say something about the same. But Deputy Speaker, climate change has been a very big issue globally. And every country apart from Kenya, apart from Bomet, being one of the counties in Kenya, climate change has been an issue worldwide and every country is trying to do its best to bring down the evils of climate change. The issue of Bomet as a county is a critical one because the members from various areas in our, in our environment county are looking at this Assembly to see whether we can come up with good regulations and good implementations. So that the monies which are given by the donors effectively used by the implementer of the of the climate change. Deputy Speaker, I'm also grateful to the committee which are also a member for the good work they did. And also grateful to our chair who presented the report well and I wish to also urge the whole Assembly to adopt the report. So that the implementers can work on it. Thank you very much, Deputy Speaker.

Hon. Deputy Speaker (Hon. L. Rotich): Hon. Chair.

Hon. R. Cheptoo (Rongena/Manaret Ward, UDA): Thank you very much honorable Speaker. I want to appreciate all the members who have supported the report on action plan. I also want to assure our members that as the Oversight Committee on water and Environment and Natural Resources, I want to assure them that we will follow up the implementation in the department of climate change and environment. Also as you are aware, they are supposed to give us the quarterly report or which we will be following up on step which is taken place in the department. Thank you so much for the support

Question on the motion put and agreed to

ADJOURNMENT

Honorable members the Assembly stands adjourned to the time we will resume as per the calendar
(6th June 2:30 pm)

The Assembly rose at 3:30 pm