



**OFFICIAL HANSARD REPORT**

**COUNTY ASSEMBLY OF BOMET**

**THIRD COUNTY ASSEMBLY**

**ASSEMBLY DEBATES**

**Vol. 2 NO. 114**

## DAILY HANSARD

*The Assembly met at the Main Assembly Chamber,*

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

Third County Assembly- Third Session

Wednesday Afternoon 14<sup>th</sup> February, 2024

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

*County Assembly Mini Chamber at County Assembly Buildings)*

*[Hon. Speaker (Hon. C. Korir) in the Chair]*

### HANSARD FEBRUARY 14 MORNING AMOS 2024

#### PRAYER

#### COMMUNICATION FROM THE CHAIR

**Hon. Speaker (Hon. C. Korir):** Hon. Members, today is Valentine's Day. I therefore take this opportunity wish you all a happy Valentine's Day.

Chairpersons of the different Committees should prepare their semi-annual reports ...

*(Inaudible)*

Thank you.

#### PAPERS

**Hon. P. Kirui, Leader of Majority (Ndanai/Abosi Ward, UDA):** Hon. Speaker, I beg to lay the following Papers on the Table of the County Assembly today, Wednesday 14<sup>th</sup> November, 2024: First Quarter County Government's Budget Implementation Report of Financial Year 2023 ...

*(Hon. S. Changmorik rose on a point of order)*

**Hon. Speaker (Hon. C. Korir):** What is your point of order, Hon. Changmorik?

**Hon. S. Changmorik (Longisa Ward, UDA):** Hon. Speaker, this is an Assembly of rules. I have seen the Hon. Member for Siongiroi Ward coming into the Chamber without a tie.

**Hon. Speaker (Hon. C. Korir):** Hon. Kibet, you will remain out there until you are properly dressed. Proceed, Hon. Kirui

**Hon. P. Kirui, Leader of Majority (Ndanai/ Abosi Ward, UDA):** Hon. Speaker, I beg to lay the following Papers on the Table of the County Assembly today, Wednesday 14<sup>th</sup> November, 2024:

1. First Quarter County Government's Budget Implementation Review Report of Financial Year 2023 – 2024
2. Review of the Integrated Strategic Urban Development Plan of the Bomet Municipality for the period 2010 – 2030
3. Mulot Town Physical and Land Use Plan 2020 – 2030

4. Bomet County Public Service Board Annual Report for the year ended 31<sup>st</sup> December 2023
5. Report of the County Assembly Business and Rules committee on the Amendment of the Standing Orders

*(Hon. P. Kirui proceeded to lay)*

REPORT OF THE COMMITTEE ON FINANCE AND ECONOMIC PLANNING ON THE BOMET COUNTY  
ANNUAL DEVELOPMENT PLAN FOR FINANCIAL YEAR 2024 – 2025

**Hon. N. Kibet (Kapletundo Ward, UDA):** Hon. Speaker, I beg to lay the following Paper on the Table of the Assembly today, Wednesday 14<sup>th</sup> February 2024:

Report of the Committee on Finance and Economic Planning on the Bomet County Annual Development Plan for Financial Year 2024 – 2025

I beg to lay.

*(Hon. N. Kibet proceeded to lay)*

**Hon. Speaker (Hon. C. Korir):** Thank you. I commit the First Quarter County Government's Budget Implementation Review Report of Financial Year 2023 – 2024 to the Committee on Budget and Appropriations. You have 30 days to report back to the Assembly.

I commit the Papers on the Review of the Integrated Strategic Urban Development Plan of the Bomet Municipality for the period 2010 – 2030 and Mulot Town Physical and Land Use Plan 2020 – 2030 to the Committee on Lands, Urban Planning and Housing. You have 30 days to complete those businesses.

I commit the Paper on the Bomet County Public Service Board Annual Report for the year ended 31<sup>st</sup> December 2023 to the Committee on Labour and Public Service. You have 30 days to expedite that business.

The other Paper on the Report of the County Assembly Business and Rules committee on the Amendment of the Standing Orders will be brought back to the Assembly.

The Report of the Committee on Finance and Economic Planning on the Bomet County Annual Development Plan for Financial Year 2024 – 2025 laid by Hon. Nathan is committed to the County Assembly Business and Rules Committee.

Thank you.

### NOTICES OF MOTIONS

THE REPORT OF THE COUNTY ASSEMBLY BUSINESS AND RULES COMMITTEE ON THE  
AMENDMENTS TO THE STANDING ORDERS

**Hon. P. Kirui, Leader of Majority (Ndanai/Abosi Ward, UDA):** Hon. Speaker, I beg to give Notice of the following Motion:

THAT, pursuant to Standing Order 248 (5) of the County Assembly Standing Orders, the Report of the County Assembly Business and Rules Committee on the Amendments to the Standing Orders be approved

I beg to table.

*(Hon. P. Kirui proceeded to table)*

THE REPORT OF THE COMMITTEE ON FINANCE AND ECONOMIC PLANNING ON THE BOMET COUNTY ANNUAL DEVELOPMENT PLAN FOR THE FINANCIAL YEAR 2024 – 2025

**Hon. N. Kibet (Kapletundo Ward, UDA):** Hon. Speaker, I beg to give Notice of the following Motion:

THAT, pursuant to Article 85 (4) of the Constitution of Kenya and Section 126 (3) of the Public Finance Management Act, 2012, the County Assembly adopts the report of the Committee on Finance and Economic Planning and approves the Bomet County Annual Development Plan for the Financial Year 2024 – 2025.

I beg to table.

*(Hon. N. Kibet proceeded to table)*

THE REPORT OF THE COMMITTEE ON TRADE, TOURISM AND COOPERATIVES ON THE VETTING OF MR. BENARD KOROS KIPLANGAT, THE CHIEF OFFICER NOMINATED FOR COOPERATIVES

**Hon. B. Langat (Kembu Ward, UDA):** Hon. Speaker, thank you. I beg to give a Notice of Motion:

THAT, pursuant to the Standing Order 192 (6), this County Assembly adopts the report of the Committee on Trade, Tourism and Cooperatives on the vetting of Mr. Benard Koros Kiplangat, the Chief Officer nominated for Cooperatives and that pursuant to Section 35 (1) (b) of the County Government's Act, 2012, approves the nomination of Mr. Benard Koros Kiplangat for appointment of County Chief Officer in charge of Cooperatives.

I beg to table.

*(Hon. B. Langat proceeded to table)*

## QUESTIONS AND STATEMENTS

OUTSOURCING OF CABBAGE COLLECTION BY THE COUNTY GOVERNMENT OF BOMET

**Hon. V. Mutai (Nominated MCA, UDA):** Hon. Speaker, thank you. I rise to seek for a comprehensive Statement from the Chairperson, Committee on Lands, Housing and Urban Planning on the outsourcing of the cabbage collection by the County Government of Bomet. In the Statement, the Chairperson should ...

**Hon. Speaker (Hon. C. Korir):** Hon. Vincent, is your Statement approved?

**Hon. V. Mutai (Nominated MCA, UDA):** It is in your desk, Hon. Speaker.

**Hon. Speaker (Hon. C. Korir):** It is not here.

**Hon. V. Mutai (Nominated MCA, UDA):** Check your desk, Hon. Speaker.

**Hon. Speaker (Hon. C. Korir):** Are you questioning the Chair? Hon. Member, I will request you to raise this tomorrow after I have gone through it.

Hon. Members, let us learn to follow the procedures of this Assembly. Whenever there is a Statement, you need to seek the approval of the Speaker before tabling. Those are the rules of the Assembly that you swore to adhere to. You will be able to ask the Question tomorrow. Thank you.

**Hon. V. Mutai (Nominated MCA, UDA):** Hon. Speaker, thank you for guiding me but you will agree with me that the Statement is on your desk.

**Hon. Speaker (Hon. C. Korir):** I now agree that it is on my table. I will have time to look at it later.

### MOTION

**Hon. P. Kirui, Leader of Majority (Ndanai/ Abosi Ward, UDA):** Hon. Speaker, I beg to move the Motion:

THAT, pursuant to the Standing Order 164 (1) of the County Assembly Standing Orders, this County Assembly approves the appointment of the following Members to the County Assembly Business and Rules Committee:

- |     |                            |   |                    |
|-----|----------------------------|---|--------------------|
| 1.  | Hon. Cosmas Korir          | - | Speaker            |
| 2.  | Hon. Leonard Rotich        | - | Deputy Speaker     |
| 3.  | Hon. Paul Kirui            | - | Leader of Majority |
| 4.  | Hon. Kibet Ngetich         | - | Leader of Minority |
| 5.  | Hon. Richard Ruttoh        | - | Majority Whip      |
| 6.  | Hon. Dennis Kiplangat      | - | Minority Whip      |
| 7.  | Hon. Lily Cherotich        | - | Member             |
| 8.  | Hon. Catherine Chepngetich | - | Member             |
| 9.  | Hon. Ann Chepkemoi         | - | Member             |
| 10. | Hon. Evaline Sang          | - | Member             |
| 11. | Hon. Charles Langat        | - | Member             |

Hon. Speaker, Sir, as we resume the usual business of the Assembly, it is time that we form a Committee to allocate businesses to the Assembly. We have quite a number of businesses and without this Committee, it may not be possible to start transacting the businesses of the Assembly.

I, therefore, request this Assembly to approve this Committee.

I request Hon. Richard Ruttoh to second.

**Hon. R. Ruttoh (Chemamer Ward, UDA):** Hon. Speaker, thank you. Before I second this Motion, let me wish my colleagues a happy Valentine’s Day. Hon. Speaker, this is the right time for us to approve the membership of the County Assembly Business and Rules Committee because as we speak, the Committee is not in place. Since we have a number of businesses to transact, as tabled by the Hon. Members, the Committee needs to be in place. I, therefore, second and request the Members to support the Motion.

*(Question proposed)*

**Hon. Speaker (Hon. C. Korir):** Hon. Victor Rop

**Hon. V. Rop (Nominated MCA, UDA):** Hon. Speaker, thank you. Before I contribute on the matter at hand, I would like to eulogize the demise of Reverend Rose Koech. Reverend Rose has been an ardent member of the African Gospel Church and up to her demise she served as a reverend in a church in Kembu Ward. I can adduce the fact that her church is commonly known for taking the whole gospel to the whole world.

Hon. Speaker, I am in support of the Motion by the Leader of Majority in the proposal of the Members to sit in the County Assembly Business and Rules Committee. Our Standing Orders are clear and loud on the Members to serve in the Committee. Though we do not have a representation of the youth, I am in support of the Members who have been nominated to serve in the County Assembly Business and Rules Committee.

Hon. Speaker, the Standing Orders states that the Speaker, the Deputy Speaker, the Leader of Majority and Minority, the Majority and Minority whips and other Members will be nominated to serve in the Committee. These Members have served previously in this Committee diligently. I do not see any need to contest their nomination to that Committee. I am in full support of the eleven Members who have been nominated to serve in the Committee.

Thank you.

**Hon. Speaker (Hon. C. Korir):** Thank you, Hon. Victor. Hon. Ernest.

**Hon. E. Kipkemoi (Mogogosiek Ward, UDA):** Hon. Speaker, thank you for this opportunity to support this Motion. Having looked at it, I realized that it meets the two-thirds gender rule. I only wish to give them a challenge as they begin this New Year. Hon. Speaker, you realize that in the last session we had issues on when we received the Order Paper. Sometimes we come to the Assembly without knowing the business to be transacted. That caught Members unprepared in their contributions since they did not have time to go through the reports. That is the only challenge I want to pose to the proposed members.

I also challenge them that even if there will be unpopular reports and Bills coming to the floor of the Assembly, I wish they will never ... I know you are the Chairperson, Hon. Speaker but I am

just giving a challenge that when there are unpopular reports, scheduling them sometimes become a big deal but I know that this team is up to the task. We expect that they will run the Assembly business in a good way. Thank you.

**Hon. Speaker (Hon. C. Korir):** Hon. Ernest, thank you. Your sentiments have been taken positively. The Table Office will take the concerns of the Hon. Member especially on the matter of Order Papers reaching the Hon. Members on time. Hon. Dancel

**Hon. D. Kirui (Ndaraweta Ward, UDA):** Hon. Speaker, thank you for giving me this opportunity to contribute on this Motion. I rise to oppose the Motion that has been put before us.

Mr. Speaker I don't have any personal issue with the people who are in this list, but having heard what Hon. Victor had said that as a youth we are not represented in this list and I am very disappointed because he is happy to support the motion and yet he is a youth. I know he is satisfied where he sits but we have other youths like Hon. Felody who can represent the youth in this committee.

Secondly Mr. Speaker, experience is the best teacher. What I wanted to request these Hon. Members and this Hon. Assembly is that let us give each other chances to perform other duties because I did not come to this assembly to do a certain work in a certain committee. If today, I find myself in another committee that I was not serving in before we went for recess I will appreciate and get to learn what is going on in that committee so that when I go back to my ward Mr. Speaker I can be able to know what is going on in; for example, agriculture. I can able be to know what is going on in finance and other departments. I want to request these Hon. Members that we oppose this motion.

**Hon. Speaker (Hon. C. Korir):** Hon. Vincent.

**Hon. V. Mutai (Nominated MCA, UDA):** Thank you Hon. Speaker, I also rise to oppose the motion that this county assembly adopts the names of the members to serve in the said committee in County Assembly Business and Rules Committee. The standing orders is an instrument that is guiding us as this assembly and there must have been a reason why they say the Assembly business committee in any sitting after a long recess there must be changed. We have competent people in this Assembly with necessary experience. Let's give chance to other people to come also and showcase their talents and experience in this Assembly.

We cannot sit back in this assembly for five years relying on few individuals, we have the best drivers here let them give them chance for that we see their potential in this one year and then after one year we also give other people chances.

I am also astonished to stand here and Hon. Victor Rop who is representing the youth is saying that he is satisfied with the list and yet he is here in this assembly representing the youth yet his

name is missing in the list. That is an injustice to the youth of Bomet Mr. Speaker. I propose that even if all will not happen, then let Hon. Felody serve to serve in this committee so that she can represent the interests of the youths of Bomet county.

I also represent the minority in Bomet county, where can the interest of the minority groups in Bomet County being represented in this Assembly business?

I oppose this list and then we have members here, that's number one to number four that can serve in this Assembly business committee by virtue of their positions they hold in this Assembly, but on the other names we need to give chance to other members. Thank you so much.

**Hon. Speaker (Hon. C. Korir):** Thank you very much Hon Vincent, Hon Josphat Kipkirui.

**Hon. J. Kipkirui (Singorwet ward, INDEPENDENT):** Thank you very much Mr. Speaker, first of all I would like to register my displeasure for being displaced by Hon. Benard Langat. All along I have been a student who likes to sit in front in class Mr. Speaker but the Hon Member has decided to chase me so kindly...

**Hon. Speaker (Hon. C. Korir):** Hon Member you can sit anywhere, proceed

**Hon. J. Kipkirui (Singorwet ward, INDEPENDENT):** Mr. Speaker I want to support the motion that has been brought forward by the Majority Leader, we would like to maintain the Assembly business considering that we have a lot of business to be transacted in this Hon. Assembly and the people are insinuating that we should change this committee which I am totally opposed to. We are all that we have one majority and one minority if we are saying that we change the Assembly business committee, we have to change the Assembly leadership. I think the question I want to pose to colleagues who are trying to say that to change the Assembly business committee in the spirit of maintaining order in this Hon. Assembly I propose that we maintain the status quo so that we are able to transact the business of this honourable Assembly I rest my case.

**Hon. Speaker (Hon. C. Korir):** Thank you very much Hon. Josphat Kirui, Hon Dennis minority whip.

**Hon. D. Ngeno, Minority whip (Kongasis ward, CCM):** Thank you very much Mr. Speaker I am also disappointed today that I am sitting at the back because someone has taken... I don't know if someone wants to become the minority whip in in this Assembly but nevertheless, I rise to oppose the motion that we maintain the status quo. It is time to set things right. This is the time we have come and this is the time that this honourable Assembly has to respect the laws and follow the procedures. It is very clear in our standing orders that youths have to be there in the group of Assembly business committee Mr. Speaker and this should not be taken for granted thank you very much Mr. Speaker.



**Hon. Speaker (Hon. C. Korir):** Thank you very much Hon Dennis Kiplangat, any other member who wishes to contribute? Hon Busienei.

**Hon. D. Busienei (Chemagel ward, UDA):** Hon. Speaker, I would not have wanted to contribute to this motion but having heard Hon. Dennis, MCA representing Kongasis ward opposing this list and he is among the members; I would like to agree. I am in agreement with him. A member representing the minority group and he is from the Ogiek community Hon. Vincent is here and I agree that the list should be relooked into. Maybe some of the members are tired in that committee and new blood should be injected.

I have never been in this committee but it seems most members are tired and even most of the members who are listed here are not present meaning they are not interested in this committee at all.

**Hon. Speaker (Hon. C. Korir):** Hon. Busienei, you are out of order. When you say there is a member who is tired of a committee you actually want to send members home, kindly withdraw and apologize.

**Hon. D. Busienei (Chemagel ward, UDA):** Mr. Speaker that was my observation based on the contribution of Hon. Dennis and other members who did not come and are in the list but all in all let me apologize.

**Hon. Speaker (Hon. C. Korir):** What do you mean when you say they are tired being in a committee?

**Hon. D. Busienei (Chemagel ward, UDA):** Mr. Speaker let me say that it seems they want to sit in other committees other than this specific one. Maybe there are a lot of activities in this committee and the activities of this committee is taking much of their time. Let me agree with them that we oppose this motion and we come with a new list of names. Thank you Mr. Speaker.

**Hon. Speaker (Hon. C. Korir):** Thank you very much Hon. Busienei, any other member who wishes to contribute?

**Hon. S. Changmorik (Longisa ward, UDA):** Hon. Speaker I stand to support this motion when I look at the list from number one to number six, they are there curtesy of the positions they hold. Hon. Lily is in the list and she is representing persons abled differently and Hon. Catherine are there. Hon. Speaker I am not seeing the mistake in this list. Because time is running out...

*(Hon. V. Mutai rose on a point of order)*

**Hon. V. Mutai (Nominated MCA, UDA):** Hon. Speaker, Hon. Changmorik is misleading the Assembly. Hon. Catherine Chepngetich is a member representing women. He is misleading the Assembly.

**Hon. Speaker (Hon. C. Korir):** I didn't hear well, what did you say about Hon. Chepngetich?

**Hon. S. Changmorik (Longisa ward, UDA):** Thank you Hon. Speaker. Let me withdraw that statement and put it this way, Hon. Catherine is representing the youth. The reason why we put the other time they were saying they are representing youth but this time round they have noticed that there is no youth and this is the same list...

**Hon. Speaker (Hon. C. Korir):** Kindly amend. I don't know whether Hon. Chepngetich is a youth but definitely, if you mention that Hon. Chepngetich represents youth then I don't think it's correct but she is a youth.

**Hon. S. Changmorik (Longisa ward, UDA):** She is a youth and this list was there earlier and this assembly passed the same list. Hon. Speaker, because time is running out and I do not see any mistake with the list and also because we are running...

**Hon. Speaker (Hon. C. Korir):** Hon. Changmorik you don't say these Hon. Members.

**Hon. S. Changmorik (Longisa ward, UDA):** Hon. Members, members in the list I do not seeing mistakes with them since they were working in the first session that we had for the last year and Hon. Speaker since we have so many issues that we need to transact in this honourable Assembly and we are running short of time, I urge this Assembly that we support the list and we pass the list as it is so that we can start our business as early as possible.

**Hon. Speaker (Hon. C. Korir):** Thank you very much.

**Hon. N. Kibet (Kapletundo ward, UDA):** Thank you Hon. Speaker I stand to support the motion moved by majority leader. I have checked definition of a youth according to our Kenyan constitution and it says a youth is someone less than 35 years old. I believe Hon. Catherine is one of the youth because she is not above 35 years.

Secondly, we have a lot of businesses that I gave notices of motion some minutes ago and according to the law again we are supposed to receive CFSB by end of this month and CFSB depends on ADP again so we need to transact ADP to allow the CFSB to be...

*(Hon. V. Rop rose on a point of information)*

**Hon. Speaker (Hon. C. Korir):** Who do you wish to inform Hon. Victor Rop?

**Hon. V. Rop, Deputy Majority Whip (Nominated Member, UDA):** The member who has just sat down.

**Hon. Speaker (Hon. C. Korir):** Hon. Nathan do you wish to be informed?

**Hon. N. Kibet (Kapletundo ward, UDA):** I don't need any information Mr. Speaker.

**Hon. Speaker (Hon. C. Korir):** Thank you, proceed.

**Hon. N. Kibet (Kapletundo ward, UDA):** As per the timelines Mr. Speaker I want to request this Assembly that we pass this motion to allow us to transact the business of this Assembly as soon as possible thank you Hon. Speaker.

**Hon. J. Samoei, Deputy Majority Leader (Nyongores ward, UDA):** Thank you Mr. Speaker. I rise to support the motion that was moved by the Leader of Majority. The composition of the members who are in this list majority are youths like the leader of minority Hon Kibet is a youth, the majority whip Hon Dennis is a youth Hon. Lily is a youth so...

*(Hon. V. Rop rose on a point of information)*

**Hon. Speaker (Hon. C. Korir):** Hon. Victor who do wish to inform?

**Hon. V. Rop, Deputy Majority Whip (Nominated MCA, UDA):** The Assembly.

**Hon. Speaker (Hon. C. Korir):** The Assembly do you wish to be informed?

*(The Assembly agrees to be informed)*

**Hon. V. Rop, Deputy Majority Whip (Nominated Member, UDA):** Thank you Hon Speaker, this is Assembly of rules and procedures Mr. Speaker and the only duly gazette nominated youth representative Mr. Speaker are only two that is Hon. Felody and Hon. Victor Rop, the Hon member cannot purport that Hon. Lily and others are youth. Mr. Speaker, if you could be a youth under age of 35 Mr. Speaker it couldn't warrant the sitting of you as the chair of the Assembly business committee Mr. Speaker, there are only two duly nominated representatives Mr. Speaker.

**Hon. Speaker. (Hon. C. Korir):** It looks you're moving a point of order, I thought it was a point of information.

**Hon. V. Rop, Deputy Majority Whip (Nominated MCA, UDA):** Hon. Speaker I think the Assembly has been informed, thank you I rescind.

**Hon. J. Samoei, Deputy Majority Leader (Nyongores ward, UDA):** I think Hon. Victor is misleading this Assembly Mr. Speaker. In the standing order it says they want a youth representing any person. Any member who is a youth can represent them in this committee Mr. Speaker it is not in our standing order so I urge all the members to rise and support this motion Mr. Speaker.

**Hon. Speaker. (Hon. C. Korir):** Thank you very much honourable Samoei, any other member who wishes to contribute?

**Hon. P. Ronoh (Kipsonoi ward, UDA):** Mr. Speaker at first upon getting information from the Hon. Members on their discourse I have made a decision to oppose this motion also. I have read through the standing orders that create the Assembly Business and Rules Committee and that catches my eye Mr. Speaker is on its functions. Hon. Speaker standing order No. 164 section number 2 (c) where the law directs us what the Assembly business committee should do. Hon. Speaker they have a very critical function in this Assembly. One they are given the authority to implement the standing orders. Hon. Speaker I want to say no the proposed membership of this committee beyond number 6. The members have served us diligently for the past one year and it is fair if they give room to new blood to also exercise and gain their expertise on the same. When

you look at member No. 7, we have more than one members living with disability in this Assembly. We also have more than one member representing women, we also have more than one member who were elected on independent tickets Hon. Speaker to mean there is no ill will...

*(Hon. E. Rotich rose on a point of order)*

**Hon. E. Rotich (Mogogosiek ward, UDA):** Hon. Speaker, is it in order for the Hon. Member to claim that we have more than one member living with disability here yet I know only one Hon. Lily who is nominated to represent persons with disabilities. When I hear the Hon. member referring that we have more than one I will wish to know whether we have another member representing PWDs Mr. Speaker.

*(Hon. V. Rop rose on a point of information)*

**Hon. Speaker (Hon. C. Korir):** What is it Hon. Victor?

**Hon. V. Rop, Deputy Majority Whip (Nominated MCA, UDA):** Mr. Speaker I would like to inform the Assembly that I am one member who is also visually impaired Mr. Speaker on one eye.

**Hon. Speaker (Hon. C. Korir):** Thank you very much I think what the member meant was that we have one Hon. Member representing persons living with disabilities but again in this Assembly we have other member who are PWDs. Is that what you meant honourable Kipchirchir?

**Hon. P. Ronoh (Kipsonoi ward, UDA):** Hon. Speaker I base my argument from the law and in clause No. E the Standing Orders tells us that not more than 7 members who shall be nominated by the county assembly parties and approved by the County Assembly at the commencement of every session. I want you to take note to this one Hon. Speaker, reflecting the relative majorities of the seats held by each of the County Assembly parties and taking into consideration. Hon. Speaker I want the Assembly to take note of this, taking into consideration the interest of youth. Number two is the interest of persons with disabilities and the independent in this case it does not specifically outline that if someone is elected by the political party to bridge the gap of person with disabilities he or she is automatically the member what the law says is that there interest much be taken care of in the committee so it doesn't force the Assembly to bring someone specially elected by political parties to the committee what he said is that their interest must be taken care of in the committee in this case Mr. Speaker I was saying that we have enough members represents the youth, we have enough members to represent persons with disabilities and representing women and in this case as I have laud the committee that is outgoing I ask them to allow new blood to take charge and showcase their expertise, I oppose the motion Mr. Speaker.

**Hon. P. Korir (Kiprereres ward, UDA):** Thank you very much Hon. Speaker for this opportunity I oppose this list Hon Speaker because it does not meet the constitution well. Hon. Speaker I hope all the member we need to remain this list is only six members the rest Hon Speaker we need

change, to see other member's performance the members that may remain is only Hon. Lily because she is representing persons with disabilities. Hon Speaker the members to remain is Cosmas Korir, Hon Leonard Rotich, Hon Paul Kirui, Kibet Ngetich, Majority Richard Ruttoh, Dennis other members Hon Speaker we need to remove and we want to see other changes Hon. Speaker to other members, we are equal Hon. Members, thank you.

**Hon E. Kirui (Kimulot Ward, UDA):** Thank you Mr. Speaker for the opportunity, I have listened through the conversation this afternoon but before I contribute to the motion, I want to take this opportunity to wish the County Assembly members and the county at large a happy valentine's. I rise to support the motion, however, I want to jog our memory a bit for those of us who made to the preview meeting in Nairobi which you chaired. The only committee that I don't see the report was the Assembly Business and Rules Committee and you know sometimes I look them and I am like, why didn't we see their report. But even then, I want to applaud them for the good work they have done previously in our previous sittings and I want to applaud you Hon. Speaker for having chaired them in those meetings I know even when we give them a chance they will be able to proceed the Assembly business. I want to contribute also to the issue that has been raised by the Hon. Member who was insinuating that the PWDs have been supported in the Assembly Mr. Speaker, I think their reading of the standing orders is misleading to this Assembly Mr. Speaker because whereas we admit we can attest to the fact that some of our members are PWDs the people whose eyes are focused on is only Hon. Lily Cherotich who has a special seat here to represent People with Disabilities Mr. Speaker.

I think the insinuation that the rest of the members would be representing those and I have even checked the list Mr. Speaker and none of those members who have been mentioned to be with disability are not in this group so I think it is safer having Lily here and not expunging her name from this group. However, I am thinking that if we go on with opposing this list, we will be killing the business of this Assembly and there are other issues I am surprised that so many members who have contributed to this motion and it is really a non-issue. More issues are more pressing than the Assembly Business Committee. I know they did not perform very well. Personally I have been a victim to this Assembly Business Committee but everybody makes a mistake but then we need to give each other a second chance in whatever they do so I want to support this motion Mr. Speaker and urge these Hon. Members that even though you want to oppose this motion, let us look at the bigger picture. I think most of the people who are opposing this thing Mr. Speaker are trying to bring other discourse within the assembly because I know the ultimate goal is not to halt this Assembly committee Mr. Speaker but they want to push for other amendments in the committees that they probably have expressed interest that they want to join but there are other avenues that

they can join those other committees without necessarily interfering with the formation of the Assembly business committee, Mr. Speaker I support this motion and I want to request honorable members on this floor to support this motion we pass these names and give these honorable members another opportunity. Thank you Mr. Speaker for the opportunity.

**Hon. Speaker (Hon. C. Korir):** Thank you very much honorable Eric Kirui. Anybody who wishes to still contribute? Honorable Lily wants to contribute.

**S.L Interpreter for Hon. L. Cherotich (Nominated Member, UDA):** Thank you Mr. Speaker for this time. For those who see that I am not fit to be a representative of persons with disabilities, where is the blind person? If you have a National Council for Persons with Disabilities then there is no problem if you want to use it, then there is no problem. If it is gender, then we have the gender balance. Why are you all fighting for me? Hon. Japhet Cheruiyot has a disability card from NCPWDs but they have to show the card as they were not even elected to represent PWDs and then Hon. Victor has an optical challenge.

**Hon. Speaker (Hon. C. Korir):** Thank you very much. I think she can see. Hon. Peter.

**Hon. P. Mutai (Sigor ward, UDA):** Thank you, Mr. Speaker. I wish also to support the motion. I have gone through the list, and all the details that are required for the composition of this committee were met. Mr. Speaker, there are some other reasons given by Hon. Members who have spoken that the youth and other members were not represented but according to the Standing Orders, it is only stated that the interests of the youth and persons with disability should be considered and remember the two members who were nominated to represent the youth were also in the youth category by the time they were nominated, they were youth but by this time, they are no longer youth but Mr. Speaker (*Murmurs*) the same case raised by Hon. Kipchirchir that it is not only necessarily that we have the persons with disability but their interest should be considered in the committee. The main aim of this committee is to give us the calendar and other events but all their work is approved by this Assembly Mr. Speaker. We are ready to approve but let us allow these people to come up with the calendar so that we deliberate on some issues that are affecting our people in our wards regarding development issues.

**Hon. Speaker (Hon. C. Korir):** Do you support or oppose?

**Hon. P. Mutai (Sigor ward, UDA):** Mr. Speaker I started by saying that I have risen to support the motion.

**Hon. Speaker (C. Korir):** Thank you. And honorable Lily when she talked, did she support or oppose?

**S.L Interpreter for Hon. L. Cherotich (Nominated Member, UDA):** She supported Mr. Speaker.

**Hon. Speaker (Hon. C. Korir):** Thank you. Hon. Members after all this time we have had the debate, we have had those who are opposing and those who are supporting. I, therefore, put the question that pursuant to Standing Order 164 (1) of the County Assembly Standing Orders, this County Assembly approves the appointment of the following members of the County Assembly Business and Rules Committee:

- 1) Hon. Cosmas Korir – Hon. Speaker
- 2) Hon. Leonard Rotich – Deputy Speaker
- 3) Hon. Paul Kirui – Leader of Majority
- 4) Hon. Kibet Ngetich – Leader of Minority
- 5) Hon. Richard Ruttoh – Majority Whip
- 6) Hon. Dennis Kiplangat – Minority Whip
- 7) Hon. Lily Cherotich – Member
- 8) Hon. Catherine Chepngetich – Member
- 9) Hon. Ann Chepkemai – Member
- 10) Hon. Evelyn Sang – Member
- 11) Hon. Charles Langat – Member

Order Hon. Members.

*(A vote was taken and the Assembly was divided)*

*(The speaker orders the serjeant-at-arms to ring the division bell continuously for five minutes)*

*(Division Bell rung)*

*(The Speaker calls for Order)*

**Hon. Speaker (Hon. C. Korir):** We now are using standing orders 81 and 82 on the division. A roll call we be taken but before that, I want to know who represents the Ayes and who represents the Neis. The one who represents the Neis will be counting for the Neis, whereas the one representing the Ayes will count for the Ayes. Hon. Bernard Rotich, kindly stand up. The one representing Neis. The one representing the Aayes; Hon. Mutai. I would say Hon. Mutai should come to this other side so that it is easier for you to count.

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

**Hon. V. Rop (Nominated MCA, UDA):** Mr. Speaker, I was for the option that when we are full Assembly, we proceed to vote if possible.

**Hon. Speaker (Hon. C. Korir):** As long as we have the quorum Hon. Member, all the members who are here will make the decision.

**Hon. V. Rop (Nominated MCA, UDA):** Obligated Mr. Speaker.

**Hon. Speaker (Hon. C. Korir):** Thank you very Much. I will also put the question and the clerk will call names alphabetically and you will be counting your members. Hon. Bernard Rotich, when the names are called and you hear the Neis; count them. I will proceed to put the question once again that pursuant to Standing Order 164 (1) of the County Assembly Standing Orders, this county assembly approves the appointment of the following members of the County Assembly Business and rules Committee:

- 1) Hon. Cosmas Korir – Speaker
- 2) Hon. Leonard Rotich – Deputy Speaker
- 3) Hon. Paul Kirui – Leader of Majority
- 4) Hon. Kibet Ngetich – Leader of Minority
- 5) Hon. Richard Ruttoh – Majority Whip
- 6) Hon. Dennis Kiplangat – Minority Whip
- 7) Hon. Lily Cherotich – Member
- 8) Hon. Catherine Chepngetich – Member
- 9) Hon. Ann Chepkemoi – Member
- 10) Hon. Everlyn Sang – Member
- 11) Hon. Charles Langat – Member

*(Clerk called out names and Members voted)*

**Hon. Speaker (Hon. C. Korir):** Order Hon. Members. The two members that I had appointed kindly submit your results.

**Hon. B. Rotich (Chebunyo Ward, INDEPENDENT):** The Neis are 14 votes

**Hon. P. Mutai (Sigor Ward, UDA):** The Aayes are 14.

*(Applause)*

**Hon. Speaker (Hon. C. Korir):** This means no decision has been made. Are we 28?

*(Murmurs)*

*(Speaker calls for Order)*

**Hon. Speaker (Hon. C. Korir):** I must remind you that once the speaker rises, all Hon. Members are supposed to be sited and observe decorum. Hon. Members as it is now, there is no decision that has been made. Reason being, members who are present in this Assembly now are 28 in number. 14 have voted Yes and 14 have voted No. We have not made any decision and, therefore, I defer this motion to tomorrow afternoon for us to make a decision. The members who will be present tomorrow will make a final decision.

*(Applause)*

## ADJOURNMENT



**Hon. Speaker (Hon. C. Korir):** Hon. Members, this sitting is adjourned up to tomorrow afternoon, 2.30 pm.