



I

OFFICIAL HANSARD REPORT

COUNTY ASSEMBLY OF BOMET

THIRD COUNTY ASSEMBLY

ASSEMBLY DEBATES

Vol. 2 NO. 107

DAILY HANSARD

The Assembly met at the Main Assembly Chamber,

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

Third County Assembly- Second Session

Thursday Afternoon 30th November, 2023

(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]

PRAYER

Hon. Speaker (Hon. C. Korir): Hon. Whip kindly proceed to whip the members and the Serjeant-at-Arms kindly ring the bell.

(Quorum bell rung for two minutes)

Hon. R. Ruttoh, Majority whip (Chemaner ward, UDA): The number is attained.

Hon. Speaker (Hon. C. Korir): Thank you very much Hon. Richard for informing the chair. Let's then proceed with the business of the day.

Hon. P. Kirui, Leader of Majority (Ndanai/Abosi ward, UDA): Hon. Speaker understanding order 50, 2, I rise to present notice paper on pending business on the following week published under Standing Order 38, (1) It is notified that the following business is tentatively scheduled to appear in the Order Paper for Tuesday, December 5th, 2023.

- a) Third Reading of the Bomet County Livestock's Sales Yard Bill 2023
- b) Committee of the Whole Assembly on the Bomet County Solid Waste Management Bill 2023.
- c) Approval of Sessional Paper 1 on the Bomet County Community Health Services Policy 2023-2027.

On Wednesday 6th December 2023 we will have;

- a) Third Reading of the Bomet County Control of Stray Dogs Bill 2023
- b) Bomet committee of the Whole Assembly on the Bomet County Gender Equality and Women Empowerment Bill 2023
- c) Approval of sessional paper 2 on the Bomet County Health Facilities Improvement and Public Health Financing Policy 2023.

On Wednesday 6th December at 2:30p.m we will have;

- a) Report of the committee on Gender, culture, and social services on the inquiry into the construction of a rescue center holding room at the premises of Bomet Police Station.

On Thursday 7th December 2023 at 2:30 p.m. we will have;

- a) A Third Reading of the Bomet County Gender Equality and Women Empowerment Bill 2023.
- b) A Third Reading on the Bomet County Solid Waste Management Bill 2023.

These were questions and statements and one was sought by Hon. Charles Langat and will be due on Wednesday 6th December at 2:30 p.m. Another one was the question raised by Hon. Joseah Samoei on 14th November 2023 regarding the Nyongores ward office. The other one that is due on 7th December 2023 was the question raised by Hon. Dancel Kirui on 17th October 2023 and another one raised also by the same Hon. Member on the committee on Energy, Environment, Water and Natural Resources on 17th October 2023. The question directed to the Committee on Energy, Environment, Water, and Natural Resources was raised by Hon. Josphat Kirui on 14th November 2023. Hon. Eric Kirui also sought a question on the committee on Energy, Environment, Water, and Natural Resources raised on 18th October 2023. I beg to table Mr. Speaker.

Hon. Speaker (Hon. C. Korir): Proceed to table Hon. Majority Leader.

Thank you very much.

(Hon. P. Langat rose on a point of order)

Hon. P. Langat (Merigi ward, INDEPENDENT): I responded yesterday about the report on the ward offices that was raised by Hon. Joseah and I have just heard from the majority.

Hon. Speaker (Hon. C. Korir): Thank you Hon. Peter Langat I am told that I had directed the committee to give a full report on that, yesterday the chair who was there directed the chair to give further clarification on the availability of land in Kimulot ward, was that the question?

Hon. P. Langat (Merigi ward, INDEPENDENT): Yes, point taken.

MOTION

Hon. S. Changmorik (Longisa ward, UDA): Thank you Hon. Speaker let me take this opportunity to thank the whole Assembly for the condolences that I received at home. I lost my grandmother last week and I was happy with the condolences that were sent to our home. On behalf of the family, I thank every member of this Hon. Assembly.

Hon. Speaker, I beg to move a motion that, pursuant to Standing Orders no. 201 (5), this county assembly adopts the committee on Health and Sanitation report on the sessional paper no 3 of 2023: The Bomet County Emergency and Ambulance Policy, laid on the table of the county assembly on Tuesday, 28th November 2023 and pursuant to article 185(4) of the constitution approves the sessional Paper no 3 of 2023: Bomet county emergency and ambulance policy.

Hon. Speaker the committee on health and sanitation has reviewed the Bomet county emergency and referral and ambulance policy and came up with a report. The policy is critical since the county Department of Health service requires an efficient referral and ambulance service system. The prevention of deaths and alleviation of suffering among the victims is heavily dependence on the quality of emergency services which in turn is a product of the efficiency of referral systems and procedures. The provision of ambulance services is in consonance with Article 43(1) (a), (2) of the Constitution.

Mr. Speaker because of the members having the report in their gadgets in soft copy I want to go through the committee membership. As currently constituted the health and sanitation committee comprises of the following Hon. Members whose signatures appear to confirm the authenticity of the report. First Hon. Stephen Changmorik chair, Hon. Catherine Chepngetich vice chair, Hon. Leonard Rotich member, Hon. Kibet Ngetich member, Hon. Rosaline Cheptoo member, Hon. Peter Mutai member, Hon. Richard Ruttoh member.

Hon. Speaker the policy measure and strategies, the policy has six main objectives which are to be implemented through the following strategic measures; Objective number one: To establish a county infrastructure to support universal access to emergency referral and ambulance services. Because I don't want to read all of them Hon. Speaker, the members can use their gadgets. This policy also has the monitoring and evaluation of the mechanism. Its implementation will be monitored and followed up using the financial and non-financial targets and indicators. The target will be aligned with the county's health goals and health sector priorities as set out in the county's development annual plan. These plans will be implemented and monitored through annual work plans and medium-term plans. The targets will be benchmarked against best practices.

Hon. Speaker, we have the committee's provisions and legal frameworks and we have committee observation on the same. The Committee having scrutinized the policy makes the following observations; the policy is all-inclusive as all relevant stakeholders were consulted and their input was considered towards the successful drafting of this policy. The policy does not have a review mechanism. The policy has highlighted foreseeable challenges and possible solutions geared towards the provision of quality and affordable health care. The policy is well tailored towards the provision of high-quality and affordable healthcare to the residents of Bomet. The policy is clear on the issues and problems it seeks to address. The policy provides for comprehensive monitoring and evaluation mechanisms. The policy is well aligned with both national and international legal instruments as well as government agendas.

Committee recommendation, the committee recommends that this Assembly adopts this report with the following recommendations; there is need to develop further guidelines and regulations

to facilitate the successful implementation of the policy. The policy should provide for review measures. The CECM for Health Service should ensure that there are enough funds allocated in future annual budgets to cater for repairs and maintenance of ambulances. The funds should be allocated in a program-based budget line. That the CECM Health Service should engage other ambulance service providers through public-private partnerships. This should be done through contractual agreements with the service providers. One should ensure timely remunerations and comprehensive training of the paramedics and drivers attached to the county ambulances and the CECM must ensure that at any given time an ambulance is assigned at least two drivers and two paramedics.

That the CECM health services should ensure that all the ambulances have the right equipment and are assigned trained personnel to offer the required services in line with the Kenya Health Sectoral Referral implementation guidelines of 2014.

The CECM Health should agree on a Memorandum of Understanding with the health insurance schemes for the structure of reimbursement of transport service fees.

In committee Conclusion, the committee is cognizant of the fact that this policy aims to improve the health status of the county population if implemented well. Therefore, the committee recommends to this Assembly to adopt this report.

Hon. Speaker, I want to give to a member of the committee Hon. Richard Ruttoh to second this motion.

Hon. R. Ruttoh, Majority Whip (Chemarer ward, UDA): Thank you very much Mr. Speaker for giving me this opportunity to second the motion which has been tabled by our able chair. I want to take this opportunity to laud the committee on health on the time they took to ensure that this policy is out for the sake of our people in our county. We have had a lot of challenges when it comes to the management of county ambulances and all the members of this Assembly Mr. Speaker have been running up and down using their resources to ensure that they satisfy their electorates this time round Mr. Speaker we have the committee of health partnering with the department of health. We have seen that for this thing to work properly, we need to come together, we need to have a policy that can guide whoever is managing and also the resources which is budgeted for should have a policy that can guide whoever is in charge. Otherwise Mr. Speaker I stand to second.

Hon. Speaker (Hon. C. Korir): Thank you very much Chair Health for this motion and also Hon. Richard Ruttoh for seconding the motion. I therefore propose that Pursuant to standing order 201 (5) this county assembly adopts the report of the committee on health and sanitation of the sessional paper 3/2023 Bomet County Emergency and Ambulance policy laid on the table of the county

assembly on Tuesday 28th November 2023 and pursuant to Article 185 (4) of the constitution approves the sessional paper 3/2023 Bomet County Emergency and ambulance policy. Hon. members the floor is now open for debate on this very important motion. Hon. Kibet.

Hon. K. Ngetich, Minority Leader (Siongiroi ward, CCM): Thank you Mr. Speaker for giving me this opportunity to contribute to the motion which has been presented by the chair of our committee. I am among the members of the Health and Sanitation committee and of course, being also one of the members of this county assembly who have purchased a private ambulance, I must laud the recommendation which we have deliberated on since the inception but since this county did not have policy. I see this as an opportunity to have the said policy a great benefit.

Currently, we do not have an ambulance management policy whereby we might be having a sick patient in Chebunyo village and the ambulance is stationed in Longisa. You do not have a clear structure on how to manage this fleet. This policy which we have at hand now will be of great importance, stationing the ambulances in each of our sub-county headquarters will save many lives. Being one of those people I was not left out being approached to enter into an agreement with the county government in providing fuel and a driver you know the current economic status we have now and an MCA having a net pay of Ksh. 144,000 is impossible. Even Hon. Kiprotich from Chepchabas could attest if he was here who had just bought an ambulance to assist his people. Having this policy, me is a step towards progress and I urge this Hon. Assembly to approve it so that we have a good management of our fleet and the safety of the people who voted us in. Mr. Speaker, I support.

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

Hon. D. Kirui (Ndaraweta ward, UDA): Thank you Mr. Speaker for giving me this opportunity to support the motion. I have seen the recommendations of the committee Mr. Speaker are very well documented. I must applaud the committee for the work they did. These are the types of reports that we should be getting in this Assembly Mr. Speaker. I am one person who is going to be happy because when we get a detailed report, we do not engage so much in debate because we feel the quality of the document so I want to applaud the chair of the health committee and the members of the health committee. What captured my eye Mr. Speaker is the committee's recommendation, there is a recommendation that they said the Department of Medical Services should ensure that community health promoters do not engage in other communal activities that may conflict with their duty.

Hon. Mr. Speaker is the committee's recommendation that community health promoters should be paid on time. I think that is very important and I hope we will not experience what we are

experiencing in other departments when it comes to community health promoters. Thank you and I support the motion.

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

(Hon. J. Kipkirui rose on a point of order)

Hon. J. Kipkirui (Singorwet, INDEPENDENT): Hon. Speaker, it has been the norm in this Assembly that we have the report before the debate. This one Mr. Speaker I do not know if it was an overlook. The report that was shared on our WhatsApp is not the one that is at hand at the moment. Can the chair clarify?

Hon. Speaker (Hon. C. Korir): Thank you Hon. Josphat Kirui. Before we read the motion, I called the chair health and I specifically asked him whether he had shared the report with the Assembly and he told me he did so yesterday. Hon. chair did you mislead the chair?

Hon. S. Changmorik (Longisa ward, UDA): Thank you Ho. Speaker. It is now that I am getting that the one that the secretariat shared is another policy. I have three policies in waiting one on community health promoters the other one on the ambulance and the other one on FIF so today we were leading with the ambulance. I thought they sent the right one.

Hon. Speaker (Hon. C. Korir): So is it the wrong one or the appropriate one?

Hon. S. Changmorik (Longisa ward, UDA): Not the proper one.

Hon. Speaker (Hon. C. Korir): Thank you for bringing it to my attention Hon. Josphat. I had noted that the members were not contributing maybe because they had not read the report. However, for the benefit of all the members of the Assembly, we will defer this motion up to Tuesday afternoon so that we can debate on it. As a way of making this not a norm, every chair to ensure the members have the document at least 24 hours before any debate comes to this Assembly. Another thing that I have noticed is that one of the members yesterday said that they had not seen the report. We have a WhatsApp group that is meant for all the Hon. Members. It is at that platform that all the reports should go to. Ensure that you are on that platform. Any report or any informative document that needs to be circulated will be circulated on WhatsApp and I want to urge the members to exercise decorum in that group. Post what is necessary and what you think is important for this Assembly. Desist from posting what is not necessary in that group. It is an official page.

COMMITTEE OF THE WHOLE ASSEMBLY

THE BOMET COUNTY CONTROL OF STRAY DOGS BILL 2023 BILL NO. 6 OF 2023

Hon. Chair, Committee of the Whole Assembly (J. Kipkirui): Order members. The session is on. Hon. members, we are now on the committee of the whole Assembly considering the Bomet County Control of Stray Dogs bill. I remind you members that at this point, the rules are relaxed. We have amendments of clause 3 and clause 14

Clause 3

Hon. P. Ronoh (Kipsonoi Ward, UDA): Hon. Chairperson, the Chairperson, Committee on Agriculture, Fisheries and Livestock intends to move the following amendments on the Bomet County Control of Stray Dogs Bill, 2023: THAT, Clause 3 be amended by inserting the words “and other domestic animals” immediately after the word “dogs”.

Hon. Chairperson that is the part that contains the objects of the Act. When you look at Clause 3 (b), the objects of this Act are to prevent the incidences of spread of diseases between dogs and people. We are aware that dogs spread diseases. By amending this, it means that this Bill should provide for the control of the spread and prevent the incidences of the spread of diseases between dogs, people and other livestock. Thank you.

(Question that Clause 3 (b) be amended proposed)

(Question that Clause 3 (b) be amended put and agreed to)

(Question that Clause 3 (b) as amended be part of the Bill proposed)

(Question that Clause 3 (b) as amended be part of the Bill put and agreed to)

Clauses 4, 5, 6, 7, 8, 9, 10, 11, 12 and 13

(Question proposed)

(Question put and agreed to)

Clause 14

Hon. P. Ronoh (Kipsonoi Ward, UDA): Hon. Chairperson, I propose that Clause 14 be amended by introducing a new sub-clause to be called Sub-Clause (ii) with the words: “This section shall, with necessary modifications, apply to other domestic animals and pets.”

Hon. Chairperson, this is necessitated by the fact that Clause 14 contains regulations in case of an outbreak or expected outbreak of diseases. Originally, this Bill had proposed that the county government may for the prevention and control of an outbreak or expected outbreak of rabies in any area within the county prescribe how the dog shall be kept under control by the owner or the person in charge.

(Hon. E. Kirui left the Chamber)

Hon. Chair, Committee of the Whole Assembly (J. Kipkirui): Hon. Member from Kimulot, kindly do not leave the Chamber. Once you do that, we will have no quorum.

(Hon. E. Kirui resumed his seat)

Thank you.

Hon. P. Ronoh (Kipsonoi Ward, UDA): Thank you, Hon. Chairperson for maintaining the quorum. That proposal was suggested by members of the public during the public participation that this Clause should not only be confined to dogs but also other domestic animals should there

be an outbreak of rabies. We should make the necessary modifications to apply to other domestic animals which may have been affected.

(Question that Clause 14 be amended proposed)

Hon. Chair, Committee of the Whole Assembly (J. Kipkirui): Hon. Changmorik

Hon. S. Changmorik (Longisa Ward, UDA): Where exactly should this Sub-Clause be?

Hon. R. Ruttoh (Chemaner Ward, UDA): On the same note, will that Sub-Clause be in sections (a), (b), (c), (d), or (e)? It will be good if understand it first. Otherwise, the Clause is important.

Hon. Chair, Committee of the Whole Assembly (J. Kipkirui): Chairperson, you can clarify.

Hon. P. Ronoh (Kipsonoi Ward, UDA): Hon. Chairperson, thank you. Clause 14 contains sub-clauses (a), (b), (c), (d), and (e). Hon. Chairperson, the introduction Sub-Clause (ii) will mean that Clause 14 will have a Sub-Clause (i) which will contain the sub-clauses (a), (b), (c), (d), and (e) and then sub-clause (ii).

Hon. Chair, Committee of the Whole Assembly (J. Kipkirui): I have been guided that that will be a clerical correction. I hope it is now clear.

(Question that Clause 14 be amended put and agreed to)

(Question that Clause 14 as amended be part of the Bill put and agreed to)

Clause 15, 16 and 17

(Question proposed)

(Question put and agreed to)

Clause 2

(Question proposed)

(Question put and agreed to)

Long Title

(Question proposed)

(Question put and agreed to)

Clause 1

(Question proposed)

(Question put and agreed to)

Hon. Chair, Committee of the Whole Assembly (J. Kipkirui): Motion mover

Hon. P. Ronoh (Kipsonoi Ward, UDA): Hon. Chairperson, I beg to move that the Committee do report to the Assembly its consideration of the Bomet County Control of Stray Dogs Bill, 2023 (Assembly Bills No. 6 of 2023) and its approval thereof with amendments.

(Question put and agreed to)

(The Assembly resumed)

(Hon. Speaker (Hon. C. Korir) took the Chair)

Hon. J. Kipkirui (Singorwet Ward, UDA): Hon. Speaker, I beg to report that the Committee of the Whole Assembly has considered the Bomet County Control of Stray Dogs Bill, 2023 (Assembly Bills No. 6 of 2023) and its approval thereof with amendments.

Hon. Speaker (Hon. C. Korir): Thank you, Hon. Josphat. Mover of the Motion

Hon. P. Ronoh (Kipsonoi Ward, UDA): Hon. Speaker, I beg to move that the Assembly do agree with the Committee on the said report.

Hon. Speaker (Hon. C. Korir): Thank you, Hon. Peter, the Chairperson, Committee on Agriculture, Fisheries and Livestock.

(Question proposed)

(Question put and agreed to)

ADJOURNMENT

Hon. Speaker (Hon. C. Korir): There being no other business, this Assembly stands adjourned to Tuesday, 5th December, 2024 at 2:30 p.m.

The assembly rose at 4:30 p.m