

# **BOMET COUNTY ASSEMBLY**

## **OFFICIAL REPORT**

**Tuesday, 14<sup>th</sup> March 2017**

The House met at 9.30 am

*[Hon. Speaker (The Hon. Geoffrey Kipng'etich) on the Chair]*

PRAYERS

❖ **QUORUM**

**Hon. Speaker:** Sergeant at Arms, kindly ring the quorum bell for 10 minutes.

*(Quorum Bell Rings)*

**Hon. Speaker:** Yes Hon. Mosonik

*(On a point of order)*

**Hon. W. Mosonik:** We have attained the quorum.

Our rights were breached this morning. We are shocked to know that even a cup of tea cannot be obtained. It is our right and as Members we have decided that we come with branches chanting “Haki yetu” Mr. Speaker it is our right...

**Hon. Speaker:** Hon. Mosonik, we have just cleared the speaker’s Kamukunji. These questions were raised and I had promised to take up the matter but it is still within your constitutional right, if you want to carry any further, and as the chair of the County Assembly Service Board, I will be more than willing to address but for those who are protesting...

❖ **STATEMENTS**

**Hon. Speaker:** Hon. Members, we have around five statements,

Statement number one was a comprehensive statement sought by Hon. Sammy Chelule, on 18<sup>th</sup> January 2017 from chairperson Budget and Appropriation committee, so chairperson, I am not seeing the chairperson but he had promised to answer saying they required seven more days but I had given them 14 days. Where is any member of the Budget committee? Vice chairperson, do you have any issue? Have you dealt with it?

**Hon. R. Langat:** Mr. Speaker, as I had said one time, I needed to be exempted from answering such questions.

**Hon. Speaker:** So the committee has not sat to transact any business?

Hon. Chelule...

**Hon. Chelule:** Thank you, Mr. Speaker sir. My statement is now due and is supposed to be answered. Kindly Mr. Speaker sir, I am not going to rescind my decision but I will still try until I get my answers. I know some of the honourable members who are committee members are only blaming the committee on Gender, Culture and Social Services and that of Public Works yet even now, they have been defeated to handle my statement. Therefore, I am still going on until I get the real answers from them. I do not know where they will get the answers but I want answers that will heal my heart and feel well.

**Hon. Speaker:** Hon. Samson, you are a member of the Budget committee. Have you dealt with the issues? This statement has been postponed four times.

*(On a point of order)*

**Hon. Mosonik:** Hon. Speaker. Is it in order for Hon. Chelule to touch on the committee on Gender, Culture and Social Services yet he is a member? Is in order for the honourable member to refer to a matter that has been dispensed off?

**Hon Chelule:** I am very sorry to for the honourable member because I think even the scripture says they have got ears but they fail to hear, I don't blame the Gender Culture and Social Services' committee because I am a member in that committee, what is I said is that some other members in other committees like that of Roads have been urging us to answer the statements. In that respect the committee who is responsible for the statement I sought should be able to answer. I know Hon. Mosonik that *'the ground is moving'* but still you need to try your level best. Thank you very much Hon. Speaker.

**Hon Joyce Korir:** Hon Speaker, let me also thank the honourable member who brought this statement and I wish to say that I am an interested party and this statement deals with how the procedure needs to be handled.

I also wish to say that this statement brought by Hon. Chelule asking on the development funds for the assembly site. Unless I am not familiar with the procedures of this house, I wish to state that we are not dealing with the department in the county government but rather an arm of the government which deals with legislation. This statement or its contents thereof should not have come in form of a motion nor a statement because there are other avenues, which should have been explored. The legal officers of this assembly

understand the issues and how to navigate on the same. The issues raised are the mandate of the finance office both of the Assembly and the Executive so that amicable resolution is reached.

To me this statement has come at the wrong time because this issue was already in the budget. We are still within the financial year and that unless we are aware that the money is not there, and then would we discuss the same. I am further aware of the supplementary budget which is yet to be tabled in the floor of the Assembly and it won't reflect there would we engage the legal officers on such issues.

As I had said that as much as I may not be a member of the Budget and Appropriation committee, I am a member of this house and am well acquitted with the procedures of the house which are supposed to be followed by the relevant department.

**Hon. Speaker:** Hon. Samson.

**Hon. S. Towett:** Thank you very much Hon. Speaker. I remember one time we had two statements which we were looking for answers and one of them is his statement which was sought by Hon. Chelule and we had not gotten the response from the CEC and there was also other matters which were before the committee and one of them was the issue touching on the County Fiscal Strategy Paper.

Among other statements that were looked into was the one touching on the governor's office and another one was touching on Advolerum levy and cess. From then to date there is not time that the chairperson had called us again and I do not have an answer to this statement.

**Hon. Speaker:** I think Hon. Langat had excused himself, are you saying that or not?

**Hon. S. Towett:** We did not deliberate on this because there was no answer.

**Hon. Speaker:** I am giving the committee seven days so that within seven days, you need to summon the relevant people and thereafter you bring the answer within 14 days. The chairperson had requested for seven days which lapsed last week and he had said he would bring the answer in this sitting. The committee through you Hon. Samson, will you be able to get back to the House with answers within 14 days.

Next is a comprehensive statement, which was by Hon. Samson on Budget and Appropriation Committee on the following;

How much does the county expect from revenue of tea cess. Has it been handled? Hon. Samson you are a member of that committee. Has this statement been deliberated on?

**Hon. S. Towett:** Thank you. Since I am the seeker of the statement and a member of this committee, I wish to say that we sat last week on Wednesday and we had the CEC in charge of Finance and the directors from factories within Bomet County. We deliberated on this issue and this statement together with the statement Number 3 is the same. We deliberated on it but after that, we have not sat as a committee to conclude on it because of the retreat that was organized by this House to review the Standing Orders. I believe, after this session, the committee will sit and go through the information before bringing the answers. I request that the statement number 2 and 3 can be rescheduled to the next sitting so that...

**Hon. Speaker:** Because you want to answer the two statements and in the statement number 2 and 3 you still have 14 days so that you can get back to the House.

Statement number 4 is a statement that was sought by Hon. Julius Korir from the chairperson Budget and Appropriation Committee regarding the construction of the Governor's official office. What is the status Hon. Samson?

**Hon. S. Towett:** There was an answer to this but I do not have it because I was not aware that the chairperson would not be in.

**Hon. Speaker:** But are you aware and have you discussed?

**Hon. S. Towett:** We have discussed on this and we are aware

**Hon. Speaker:** You have 14 days to get back to the House.

We have the next statement sought by Hon. John Ng'etich on 20<sup>th</sup> January 2017 from the chairperson Education, Vocational Training Youth Affairs and Sports. This is the statement that we had referred, Hon. Wilson

**Hon. W. Keter:** Thank you Mr. Speaker. I had just gone out to look for that copy which I had told you but I was informed that the clerk to the committee has been moved to Hansard department.

**Hon. Speaker:** You have fourteen days to bring the answer to the House

#### ❖ MOTIONS

**Hon. Speaker:** Yes Hon. Nancy

**Hon. N. Chepkirui:** Thank you Hon. Speaker. I had given the notice of motion but I want to request that you differ to another day because of some unavoidable circumstances.

**Hon. Speaker:** Hon. Nancy, as you had indicated to me that you have urgent emerging issues, your request is granted and I am referring the motion to the House Business Committee so that they sit and allocate time for debate.

❖ **ADJOURNMENT**

**Hon. Speaker:** There being no other business to transact, this House stands adjourned until tomorrow 15<sup>th</sup> March 2017 at 9:00am.