



**Third Assembly
(N0.74)**

**Second Session
Afternoon Sitting
(074)**

BOMET COUNTY ASSEMBLY

THIRD ASSEMBLY – (SECOND SESSION)

VOTES AND PROCEEDINGS

WEDNESDAY, 29TH NOVEMBER, 2023 AT 2.30 P. M

1. The Assembly assembled Forty minutes past Two O'clock.
2. The proceedings were opened with prayer.
3. Presiding: - Deputy Speaker
4. **MEMBERS PRESENT**

1. Hon Leonard Rotich – Deputy Speaker
2. Hon. Joseah Samoei
3. Hon. Lily Cherotich
4. Hon. Catherine Chepngetich
5. Hon. Anne Chepkemoi
6. Hon. Peter Ronoh
7. Hon. Peter Langat
8. Hon. Felody Chepkirui
9. Hon. Nathan Kibet
10. Hon. Peter Mutai
11. Hon. Philip Korir
12. Hon. Dennis Kiplangat
13. Hon. Evaline Sang
14. Hon. Kipkirui Josphat
15. Hon. Evaline Mibei
16. Hon. Eric Kirui
17. Hon. Charles Langat
18. Hon. Emily Cheruiyot
19. Hon. Olivia Koskei
20. Hon. Dennis Busienei
21. Hon. Naomi Chemutai

- 22.Hon. Paul Kirui
- 23.Hon. Monica Manyei
- 24.Hon Ernest Rotich
- 25.Hon. Richard Rutoh
- 26.Hon. Victor Rop

5. MEMBERS ABSENT

1. Hon. Cosmas Korir - Speaker
2. Hon. Caroline Chelangat
3. Hon. Wesley Kiprotich
4. Hon. Japhet Cheruiyot
5. Hon. Dancel Kirui
6. Hon. Benard Langat
7. Hon. Rosaline Cheptoo
8. Hon. Stephen Changmorik
9. Hon. Caren Cherono
- 10.Hon. Benard Rotich
- 11.Hon. Robert Langat
- 12.Hon. Vincent Mutai
- 13.Hon. Kibet Ngetich

6. PAPERS LAID

The following papers were laid on the table of the County Assembly by Hon. Dennis Busienei -

1. The Report of the Committee on Lands, Housing and Urban Planning on the Bomet County Solid Waste Management Bill, 2023.

7. QUESTIONS AND STATEMENTS DUE ON 28/11/2023 AT 2.30 P.M

1. Question raised by Hon. Joseah Samoei on 14th November 2023 regarding the Nyangores Ward Office which has not been completed. Specifically, the Hon. Member sought answers to the following;
 - a) Why has the project stalled for over 10 years?
 - b) Whether the contractor has been paid for the construction work?
 - c) What plans do the relevant departments have concerning the completion of the project?

The Hon Speaker had directed the committee to give a report of all stalled ward offices across the county.

[Committee on Administration, Legal Affairs and Citizen Engagement]

The response issued on the above statement was satisfactory. However, The Deputy Speaker directed the Chairperson, Administration, Legal Affairs and Citizen Engagement to respond to

the question raised by Hon. Eric Kirui on availability of land in Kimulot Ward. The issue to be responded to on Wednesday Afternoon.

2. Hon. Charles Langat sought the following statement –

Whereas the Standing Orders number 19 expressively defines who a leader of the minority is, equally Article 108 of the Constitution of Kenya 2010 provides that “there shall be a leader of majority party and a leader of the minority party”. Being a ranking member in the House, and actively subscribing to the ideals of the UDA party, the Secretary General of my party on March 14th 2023 announced that among the parties that merged with UDA is Chama cha Mashinani.

Under the Political Parties Act, the Registrar of Political Parties gazetted the dissolution of Chama cha Mashinani and transferred their records, assets, liabilities, rights, and obligations to UDA, including their entitlement to the Political Parties Fund under Section 25 of the Act.

It is therefore imperative to know that based on that official pronouncement, members of UDA and members of Chama cha Mashinani belongs to one coalition. Standing Orders number 18 states that the largest party or coalition of parties in the county assembly shall elect a member of the County Assembly belonging to the largest party or coalition of parties to be the leader of the Majority party.

Based on the above stated facts, I wish to be informed of the following;

3. What constitutes a minority party numerically?
4. Does a party that has only two elected members enjoy equal rights to hold an office shadowing the office of the Majority Leader that has membership of over twenty members?
5. Is the office of the Minority Leader in the County Assembly of Bomet still recognized as an established office and if yes, whether there is a substantive office holder of that office?

The Deputy Speaker directed that the Speaker would issue a ruling on Wednesday 6th December, at 2.30 p. m

8. THE BOMET COUNTY GENDER EQUALITY AND WOMEN EMPOWERMENT BILL, 2023 (BILLS NO. 7 OF 2023)

(HON. JAPHET CHERUIYOT, CHAIRPERSON COMMITTEE ON GENDER, CULTURE AND SOCIAL SERVICES)

(Second Reading)

Motion was seconded by Hon. Eric Kirui.

Question proposed and debate arose. The following members rose to support the motion –

1. Hon. Monica Manyei
2. Hon. Peter Rono

Question put and agreed to.

The Clerk read the Long Title of the Bill. Bill read for a second time

**9. THE BOMET COUNTY SOLID WASTE MANAGEMENT BILL, 2023 (BILLS
NO. 4 OF 2023)**

**(HON. DENNIS BUSIENEI, CHAIRPERSON COMMITTEE ON URBAN
PLANNING, LANDS AND HOUSING)**

(Second Reading)

Motion seconded by Hon. Joseah Samoie

Question proposed and debate arose. The following members rose to support –

1. Hon. Charles Langat
2. Hon. Ernest Rotich
3. Hon. Richard Rutto

Question put and agreed to.

The Clerk read the Long Title of the Bill for a second time.

10. PROCEDURAL MOTION – HON. RICHARD RUTTOH

THAT pursuant to Standing Orders No. 30(2) of the County Assembly Standing Orders, this County Assembly resolves to extend its sitting time beyond its normal sitting time until it concludes the business of the day.

Motion seconded by Hon. Paul Kiui, Leader of the Majority Party.

Question proposed and debate arose. The following members rose to support the motion –

1. Hon. Ernest Rotich
2. Hon. Eric Kirui
3. Hon. Peter Rono opposed the motion.

Question put and agreed to.

**11. MOTION- (HON. ERIC KIRUI, CHAIRPERSON COMMITTEE ON BUDGET
AND APPROPRIATIONS)**

THAT pursuant to Standing Order 199(3)(a) of the County Assembly Standing Orders, this County Assembly **adopts** the Report of the Committee on Budget and Appropriations on the

County Executive Committee Member for Finance, ICT and Economic Planning Request to the County Assembly for input, Clarification or Reservation on the Contents of the Bomet County Pending Bills Report for Financial Year Ending 2022/2023 laid on the table of the County Assembly 22nd November, 2023 at 2.30 p. m.

Motion seconded by Hon. Josphat Kipkiriui

Question proposed and debate arose. The following members rose to support the motion –

1. Hon. Peter Rono
2. Hon. Victor Rop
3. Hon. Ernest Rotich
4. Hon. Peter Mutal
5. Hon. Josphat Kipkirui
6. Hon. Nathan Kibet
7. Hon. Dennis Busienei opposed the motion.

The mover was given the right of reply.

Question put and agreed to.

12. ADJOURNMENT

The Assembly was adjourned to Thursday, 30th November, 2023 at 2.30 p.m

Assembly rose - at 1800 Hours.