

**Second Assembly  
(N0.93)**



**Fifth Session  
(093)  
(Morning sitting)**

**REPUBLIC OF KENYA**  
**BOMET COUNTY ASSEMBLY**  
**SECOND ASSEMBLY – (FIFTH SESSION)**  
**VOTES AND PROCEEDINGS**  
**WEDNESDAY, 29<sup>TH</sup> SEPTEMBER, 2021 AT 9.00 A. M**

1. The Assembly assembled at five minutes past Nine O'clock.
2. The proceedings were opened with a word of prayer.
3. **COMMUNICATION FROM THE CHAIR**

**RULING ON TIME FRAME FOR CONSIDERATION OF NOMINEES**

Honorable Members,

The Ag County Secretary submitted the name of Mr. Mutai Raimond Rotich to the office of the Clerk on 6th July, 2021 for appointment as a member of the Enterprise Development Fund Committee. His name was subsequently laid at the table of the County Assembly on the same day at 2.30 p. m and was committed to the Committee on Trade, Tourism and Cooperatives pursuant to Section 7 (1) (d) of the Bomet County Enterprise Development Fund Act, 2019, that provides for the establishment of Enterprise Development Fund Management Committee member.

Honorable members,

Further, the **Public Appointments (County Assemblies Approval) Act, No. 5 of 2017** provides the procedure for approval hearing, issues for consideration and period for consideration and reporting. This is laid down under section, 8 and 9. Section 9 of the Act reads “(1) *Unless otherwise provided in any law, a committee*

*shall consider a nomination and table its report in the County Assembly for debate and decision within twenty-one sitting days from the date on which the committee first sits to consider the nomination.*

*(2) At the conclusion of an approval hearing, the committee shall prepare its report on the suitability of the candidate to be appointed to the office to which the candidate has been nominated and shall include in the report such recommendations as the Committee may consider necessary, including a recommendation on whether or not the nominee should be approved for appointment to public office.”*

Honourable members,

The County Assembly adjourned for short recess on 8<sup>th</sup> July, 2021 to 26<sup>th</sup> July, 2021 according to the County Assembly regular sessions hence the days from which the name of the nominee was submitted do not count as Sitting days. Our County Assembly Standing Orders defines *Sitting Days* “*as any day on which the County Assembly sits*”

The Sitting days therefore started counting from Tuesday 27<sup>th</sup> July, 2021 when the County Assembly officially resumed from recess as stipulated in the Public Appointments (County Assemblies Approval) Act, No. 5 of 2017. It is also noteworthy that on 18<sup>th</sup> August, 2021 the County Assembly proceeded for long recess to 21<sup>st</sup> September, 2021.

Between 27<sup>th</sup> July when the County Assembly resumed and 18<sup>th</sup> August, 2021 when the County Assembly adjourned for long recess only 8 *sitting* days had lapsed out of 21 days provided for by the Act. Therefore, the Committee had a balance of 13 sitting days to table a report in the County Assembly. The Committee tabled a report on 21<sup>st</sup> September at 2.30 p.m which was within the stipulated timelines.

However, I would like to urge committees to fast track reports to avoid back log as we have some reports dating back as far as last year.

#### **4. MEMBERS PRESENT**

1. Hon. Nelson Mutai- Speaker
2. Hon. Chepkwony Joseah
3. Hon. Kelong Joseph
4. Hon. Koech Ambrose
5. Hon. Maritim David
6. Hon. Charles Langat
7. Hon. Robert Langat
8. Hon. Rono Robert
9. Hon. Serbai Robert
- 10.Hon. Kilel Zadock
- 11.Hon. Chirchir Richard
- 12.Hon. Korir Philip
- 13.Hon. Chepkirui Ridha
- 14.Hon. Augustine Koske
- 15.Hon. Kirui Haron
- 16.Hon. Kirui Leonard
- 17.Hon. Chesangi Alice
- 18.Hon Janet Turgut
- 19.Hon. Bett Wesley
- 20.Hon. Chepkirui Marcella
- 21.Hon. Cherotich Clara
- 22.Hon. Kiprotich Wesley
- 23.Hon. Chemutai Catherine
- 24.Hon. Keter Samuel
- 25.Hon. Langat C. Jane
- 26.Hon. Mutai Vincent

27.Hon. Ngeny Leonard

28.Hon. Andrew Maritim

29.Hon. Bore Winnie

**1. MEMBERS ABSENT**

1. Hon. Langat Alfred

2. Hon. Chepkemai Evaline

3. Hon. Mutai Cecilia

4. Hon. Barchok Kipngetich

5. Hon. Kirui Josphat

6. Hon. Davis Kipkirui

7. Hon. Kirui Weldon

8. Hon. Chepkorir Hellen

**5. MOTION (CHAIRPERSON PUBLIC INVESTMENTS AND ACCOUNTS COMMITTEE, HON. ROBERT SERBAI)**

**THAT**, pursuant to Standing Order 189(2) (a) this County Assembly adopts the report of the Public Investments and Accounts Committee on the Auditor General's Report on the Financial Statements of Bomet County Assembly for the Year ended 30th June, 2018 tabled on the table of the County Assembly on Wednesday, 22nd September, 2021.

Motion seconded by Hon. Jane C. Langat

Question proposed and debate arose.

The following members rose to support the motion –

1. Hon. Andrew Maritim

2. Hon. Haron Kirui

3. Hon. Charles Langat

Mover given the right of reply.

Question put and agreed to.

**6. ADJOURNMENT**

7. The Assembly was adjourned to 2.30 P. M
8. The Assembly rose at 10.00 a. m