



REPUBLIC OF KENYA
BOMET COUNTY ASSEMBLY
FIRST ASSEMBLY – (FOURTH SESSION)
VOTES AND PROCEEDINGS

WEDNESDAY 31ST AUGUST, 2016 AT 2.30 P.M

1. The County Assembly assembled at 2.30 p.m.
2. The bell was rung for ten minutes due to lack of quorum, then the quorum was attained shortly.

3. MEMBERS PRESENT

1. Hon. G.K. Kipngetich – Speaker
2. Hon. Samuel Bor
3. Hon. Julius Korir
4. Hon. Josphine Rotich
5. Hon. Andrew Maritim
6. Hon. John Molel
7. Hon. Robert Metet
8. Hon. Wilson Keter
9. Hon. Christopher Ngeno
10. Hon. Samson Towett
11. Hon. William Mosonik
12. Hon. John Ngetich
13. Hon. Patrick Chepkwony
14. Hon. David Rotich Big Five
15. Hon. Leonard Kirui
16. Hon. Robert Serbai
17. Hon. John Chepkwony
18. Hon. Rose Boiyon
19. Hon. Leah Chepkoech
20. Hon. Joyce Korir
21. Hon. Robert Bett
22. Hon. Stephen Changmorik
23. Hon. Sammy Kirui
24. Hon. Josphat Kirui
25. Hon. Taplelei Rotich
26. Hon. Philip Siele

3. MEMBERS ABSENT

1. Hon. Evaline Chepkemoi
2. Hon. Reuben Langat
3. Hon. Nancy Chepkirui
4. Hon. Benard Ngeno
5. Hon. Aurelia Chepkirui
6. Hon. Hellen Chepkirui
7. Hon. Philip Korir
8. Hon. Sammy Chelule
9. Hon. Beatrice Chebomui
10. Hon. Bency Too

4. COMMUNICATION FROM THE CHAIR

1. The Hon. Speaker informed the County Assembly that Mr. Makiche Rotich a member of the KAMUA music group had called upon the members to contribute towards the settlement of his medical bill.
2. The Hon. Speaker informed the members that some street children from Nakuru had visited the County Assembly, they urged the County Assembly to pass legislation to curb the menace of street children in Bomet. He also urged the members to support the said street children.
3. The Hon. Speaker urged members to support a pledge they had made towards the construction of a conference center for the AGC Church.

5. STATEMENTS

All the statements due as indicated below were deferred to the following week.

1. Comprehensive statement sought by Hon. Leonard Kirui on 22nd June, 2016 from the Chairperson, committee on Budget and Appropriation on the implementation of work plan and procurement plan by the executive arm of government.

In the statement, the chairperson should:

- i. Provide approved work plan and procurement plan for FY 2013/14, FY 2014/15 and FY 2015/16
- ii. Explain the implementation status of approved work plan and procurement pan for FY 2013/14, FY 2014/15 and FY 2015/16
- iii. Should explain whether work plan and procurement plan for FY 2016/17 has been approved.
- iv. Explain whether the work plan for FY 2016/17 captures the projects

The statement was committed to the Committee on Budget and Appropriation (No. 55)

2. Comprehensive statement sought by Hon. Wilson Keter on 12th July, 2016 from the chairperson committee on gender, culture and social services concerning person with disabilities. In the statement, the chairperson should

a) explain whether persons with disabilities with identification cards have been paid for NHIF

b) provide a list of persons with disabilities in every ward that are being paid Ksh 2000/= stipend

[A response to this statement was given on 3rd August, 2016 including a list of persons with disabilities in every ward that are being paid Ksh 2000/- stipend. The Honourable members were given 14 days to confirm in their respective wards whether the list submitted by the executive is genuine so that further directions could be given to the Assembly]

The statement was committed to the Committee on Gender, culture and social services (No 67)

3. Statement sought by Hon. Robert Serbai on 6th July, 2016 from the Chairperson Committee on Energy, Environment, Water and Natural Resources regarding Taboino and Cheptalal water projects.

In the Statement, the Chairperson should state;

1. How much Money was allocated to each of the projects;

2. How much has been spent on each of the projects;

3. The current status of the projects and how many residents will each of them serve when completed?

The statement was committed to the Committee on Energy, Environment, Water and Natural Resources (No 63)

4. Statement sought by Hon. Leonard Kirui on 17th May, 2016 from the chairperson Committee on Education, Youth and Sports concerning the allocation of bursary to needy students in day schools in Siongiroi ward. The Hon. Member wished to be informed on why the students failed to receive Ksh 7,500 each during the 2014/15 and 2015/16 financial years yet there were budgetary allocations of Ksh. 70,000,000 under 26404402 and 20,000,000 under vote 26401101 respectively and a policy to that effect

Committed to the Committee on Education, Youth and Sports (Statement No. 48)

6. MOTION (Hon. David Rotich Big Five)

THAT, aware that Article 232(1)(g) of the Constitution of Kenya 2010 provides for the values and principles of public service which include fair competition and merit as the basis of appointments and promotions and affording adequate and equal opportunities for appointment at all levels of the public service; also aware that the values and principles enumerated therein apply to public service in all state organs in both levels of government ;also aware that section 4(2) of the Bomet County Office of the County Attorney Act, the

County Attorney shall be nominated by the Governor on such terms as the Governor may, with advice from the County Public Service Board, determine, further aware that under section (5)(1) of the Act the County Attorney amongst other functions is the Principal Legal Advisor of the County Government as well as the custodian of the County public seal, contracts and other legal instruments of the County; concerned that such functions require formal nomination, approval and appointment into the position ;aware that the County Assembly has never been called upon to approve any name for appointment as the County Attorney after the previous nominee was rejected by the County Assembly on 12th August 2015;deeply concerned that no such name of a nominee has been forwarded to the County Assembly for approval as the County Attorney as required by law; this county Assembly now resolves that the Governor urgently nominate and forward to the County Assembly for approval, the name of the nominee for the position of County Attorney.

(Resumption of Business interrupted on 31st August 2016 at 9.00 Am)

The motion was deferred, the House Business to reallocate time and day for its deliberation.

7. MOTION (Chairperson Committee on Lands, Housing and Planning)

THAT, Pursuant to Section 18(6) of the National Land Commission Act 2012 and Standing Order 193(5) (f), this County Assembly adopts the report of the Committee on Lands, Housing and Urban Planning on the Vetting of Nominees for appointment to the position of the County Land Management Board laid on the table of the County Assembly on Tuesday 30th August 2016 and approves the appointment of the following nominees to the Bomet County Land Management Board;

1. Mr.Roph Joel Kipkoech;
2. Mr.Zachary Kipngetich Langat;
3. Mrs.Chepngetich Purity Sang;
4. Mrs.Chepkurui Diana Sang; and
5. Mrs.Chelangat Ann Rotich.

Motion seconded by Hon. Josphine Rotich

Question proposed and debate arose.

The following members rose to contribute

1. Hon. Julius Korir
2. Hon. Samson Towett
3. Hon. Josphat Kirui
4. Hon. Stephen Changmorik
5. Hon. Wilson Keter
6. Hon. Andrew Maritim

The mover was then given the right of reply.

Question put and **agreed to.**

8. MOTION (The Leader of the Majority Party)

THAT, pursuant to Standing Order 28(4), this County Assembly resolves to alter its calendar so as to go on recess on 8th September, 2016 instead of 1st September, 2016.

Motion seconded by Hon. David Rotich Big Five.

Question proposed and no debate arose.

Question put and **agreed to.**

9. ADJOURNMENT

The County Assembly was adjourned to **6th September, 2016 at 9.00 a.m.**

The **County Assembly rose at 4.00 p.m.**