



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

WEDNESDAY 6TH SEPTEMBER, 2016 AT 9.00 a.m.

1. The County Assembly assembled at 9.00 a.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. Josphine Rotich
4. Hon. John Molel
5. Hon. Robert Metet
6. Hon. Wilson Keter
7. Hon. Christopher Ngeno
8. Hon. William Mosonik
9. Hon. John Ngetich
10. Hon. David Rotich Big Five
11. Hon. Leonard Kirui
12. Hon. Robert Serbai
13. Hon. John Chepkwony
14. Hon. Rose Boiyon
15. Hon. Leah Chepkoech
16. Hon. Joyce Korir
17. Hon. Robert Bett
18. Hon. Stephen Changmorik
19. Hon. Sammy Kirui
20. Hon. Josphat Kirui

21. Hon. Taplelei Rotich
22. Hon. Philip Siele
23. Hon. Evaline Chepkemoi
24. Hon. Reuben Langat
25. Hon. Nancy Chepkirui
26. Hon. Benard Ngeno
27. Hon. Aurelia Chepkirui
28. Hon. Hellen Chepkirui
29. Hon. Philip Korir
30. Hon. Sammy Chelule
31. Hon. Beatrice Chebomui
32. Hon. Bency Too

3. MEMBERS ABSENT

1. Hon. Julius Korir
2. Hon. Patrick Chepkwony
3. Hon. Andrew Maritim
4. Hon. Samson Towett

4. PAPERS LAID

The following paper was laid on the table of the County Assembly:

The Chairperson Finance, ICT and Economic Planning tabled the Annual Development Plan for the FY 2017/2018.

5. NOTICE OF MOTION (Hon. Sammy Chelule)

THAT, aware that one of the functions devolved under Part 2 of the Fourth schedule of the Constitution of Kenya 2010 is that of trade development and regulation including cooperative societies, also aware that SOT TEA GROWERS COOPERATIVE SOCIETY popularly known as STEGRO is a Cooperative society wholly owned by farmers in Bomet County; also aware that the Sacco Societies Regulatory Authority (SASSRA) has withdrawn the Society's operating license as a deposit taking society; further aware that the County

Assembly had been given a two-months period by SASSRA during which measures could be taken to salvage the cooperative society; deeply concerned that the said period has almost ended and nothing tangible is going on; this County assembly resolves to establish an *ad hoc* committee comprising of eleven members to look into the issues affecting STEGRO with a view of making recommendations to this County Assembly within a period of one month on the way forward towards salvaging the said Society.

6. STATEMENTS

1. 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)

The statement was deferred to the Afternoon Sitting.

2. 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)

The statement was deferred to the Afternoon Sitting.

3. Statement sought by Hon. Robert Serbai on 6th July, 2016 from the Chairperson Committee on Health and Sanitation concerning the supply of drugs in Embomos, Siomo, Bosto, Kiptenden and Sotit dispensaries and Cheptalal sub-district hospital.

In the Statement, the Chairperson should state;

- i. Whether he is aware that there are no drugs in the said facilities;
- ii. Why there are no drugs in the said facilities.

The statement was committed to the Committee on Health and Sanitation services (No 61)

The statement was also deferred to the Afternoon Sitting.

7. 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)

Motion seconded by Hon. Christopher Ngeno.

Question proposed and debate arose.

The following members rose to support the motion –

1. Hon. Philip Siele
2. Hon. Julius Korir
3. Hon. John Chepkwony
4. Hon. Sammy Kirui

The following members opposed the motion –

1. Hon. Robert Serbai
2. Hon. Robert Bett
3. Hon. Benard Ngeno
4. Hon. Aurelia Chepkirui
5. Hon. Leonard Kirui

Bell rung for eight minutes due to lack of quorum, then quorum attained shortly.

Question put **and defeated.**

8. ADJOURNMENT

The County Assembly was **adjourned to 2.30 p.m.**

The **County Assembly rose at 10.20 a.m.**