

**COUNTY GOVERNMENT OF BUNGOMA**

**COUNTY ASSEMBLY OF BUNGOMA**

**COUNTY ASSEMBLY DEBATES**

**THE DAILY HANSARD**

**TUESDAY, 24<sup>TH</sup> SEPTEMBER, 2024**

**Afternoon Sitting**

**3<sup>rd</sup> County Assembly**

**3<sup>rd</sup> Session**

**1**

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# COUNTY ASSEMBLY OF BUNGOMA

## HANSARD OFFICIAL REPORT

**TUESDAY, 24TH SEPTEMBER, 2024**

The House met at the County assembly Chamber at 2:30 p.m.

(Mr. Deputy Speaker [Hon. Stephen Wamalwa] in the Chair)

### **PRAYER**

### **COMMUNICATION FROM THE CHAIR**

**Mr. Deputy Speaker:** Honourable Members, I have two communications to make.

#### **1. THE FIFTH EDITION OF CASA GAMES**

Honourable Members, I wish to bring to your attention this message from the Office of the Clerk to all Members of the County Assembly and to all members of staff of the County Assembly of Bungoma.

This is in reference to the fifth edition of CASA games. It is brought to your attention that the fifth edition of county assemblies' games for the year 2024 will be held in Bungoma County from the 18<sup>th</sup> to 27<sup>th</sup> of October, 2024. The team captains/ leaders are asked to assemble teams and commence practice from Tuesday, 24<sup>th</sup> September, 2024, which is today, starting at 4:00 p.m. daily; from Monday to Friday.

Training venues are identified at Bungoma High School, Members' Club, MTC grounds, County Assembly grounds, Kiwanja Ndege, Ola petrol station Kanduyi and Zuri club. Team captains to prepare team lists and submit to the sports coordinator Oscar Sifuma by the 26<sup>th</sup> day of September, 2024 for onward transmission to the National Governing Council Technical Committee for registration. We have disciplines that you will be required to register for.

#### **2. VISITING DELEGATION FROM CHEMWESUS S.A. SECONDARY SCHOOL**

I wish to make the following communication regarding the visiting delegation of 47 history students and three teachers from Chemwesus S.A. Secondary School from Elgon ward who are on an academic tour to acquaint with knowledge in devolution functionality of the County Assembly. I request, therefore, the students to be upstanding.

*(The students rise)*

We can applaud Honourable Members.

*(Applause)*

You can get seated.

*(Students resume their seats)*

I therefore call upon the teachers accompanying them.

As I call the name, you will stand up.

1. Mr. Talam Solomon.

2. Madam Susan Rollo.

3. Mr. Nobert Kirong'.

Let's clap for them Honourable Members

*(Applause)*

Get seated!

*(Teachers resume their seats)*

Honourable Members, at an appropriate time during the statement hour, I will direct that you be allowed to make comments and words of encouragement to the students and I beg that because of the Business before us, that we have two lady and two male Honourable Members; and then the Chair of the Committee on Education can sum up so that we move from that point.

## PAPERS

1. THE HEALTH AND SANITATION TASK FORCE REPORT ON REVIEW AND AMENDMENT OF BUNGOMA COUNTY HEALTH SERVICE ACT, NUMBER FIVE OF 2019

2. THE BUNGOMA COUNTY WATER POLICY

**Mr. Deputy Speaker:** Our Leader of Majority, Hon. Joseph Nyongesa Juma!

*(Papers laid by Hon. Joseph Nyongesa)*

**Mr. Deputy Speaker:** Thank you so much Honourable Leader of Majority. Honourable Members, the documents having been laid, I now direct that they are committed to the following committees. One, the Committee on Health so that it processes and reports back to this House; and two, the Committee on Tourism so that it processes and reports back

## STATEMENT

### 1. HONORABLE MEMBERS' REMARKS ON THE VISITING DELEGATION

**Mr. Deputy Speaker:** Well, at this moment, we have the representative for Elgon Ward in the House who will make some remarks followed by other Honourable Members.

**Hon. Francis Chemion:** Thank you Hon. Speaker. I wish to first of all register the apology of the Honourable Member for Elgon ward Hon. George Kwemoi who is away because of a sick child.

The Honourable Member has taken his daughter to Eldoret Hospital. She has been unwell for some time and has therefore requested that I stand in for him; and the rest of us Honourable Members.

I take this opportunity to welcome Chemwesu S.A. Secondary School to the County Assembly of Bungoma. This is where legislative, representation and oversight Business of this County Government is done. Chemwesu Secondary School is not a very old school; it just began operating recently, around 2015 with very few students, but over time, the enrolment has increased to over 700 students and the performance of this school is exemplary. The first time they sat for KCSE was in 2018 and they had six students joining the university.

In the years 2019, 22 students, in 2020, 33 students, 2021, 18 students, 2022, 22 students and 2023, 25 students joined the university. The place where this school is located is a rural setting and the teachers of the school plus the management; including the students, are doing very well in their endeavours. That is why they can register these results that I have talked about. So, I want to thank the teachers of Chemwesu S.A. From the beginning, you have been steady.

You have always been up to the task that is ahead of you and you have made the Mount Elgon and Bungoma County proud of the results that you churn from this school. Your coming to the County Assembly is a testimony that you are focused in whatever you are doing; so, welcome. Students, we wish you well as you prepare for exams. We know that you have studied very well and you are still going on with your studies.

We also believe that the teachers are putting their final touches on the examination points and how to deal with the exam side of you. As a County Assembly, we have two sides. On the other side, we have the majority side; we call it the majority party or the majority coalition of parties. This side that I am talking from is the minority side or the minority coalition; but all of us do the same work. We oversight the County Executive and even the County Assembly... We also represent our people from our various wards and Bungoma in general and we make laws in this County Assembly. There are very many legislation that have come from this County Assembly.

Mine was to welcome you. I wish to give the rest of the members an opportunity as has been indicated by the Speaker to also contribute; but we believe and trust that this is a school that has people from those other sides. We have always believed and I believe even in this school, we have students from Kaptama Ward. You remember very recently we paid bursaries for those students who are in Chemwesu and from Kaptama Ward and other wards of this County. So, put enough effort in whatever you are doing and feel welcome to the County Assembly of Bungoma.

*(Applause)*

**Mr. Deputy Speaker:** Thank you Hon. Masai for your remarks. You have pronounced the name well. Going forward, we shall pronounce the name of the school very well, Chemwesu... that is correct. Well, therefore, there being no other, I wanted the Chair to be the last one. Let us have the Deputy Leader of the Majority coalition, Hon. Joan Kirong'.

**Hon. Joan Kirong'**: Thank you Mr. Speaker for giving me this chance to welcome Chemwesu Secondary School to this Honourable House. Chemwesu Secondary School is a school that is between my home, where I was born, and the place that I live.

How do you know that I am married?

(Applause)

**Mr. Deputy Speaker**: Hon. Milliah, what is the information all about?

**Hon. Milliah Masungo** (*On a point of order*): You know, Hon. Speaker, I feel that the Honourable Leader should withdraw that last statement that she has made. That how do you know I am married? These are her voters, and you know, some of them are her close neighbours at home. They know that she is married. So, they might think when Hon. Joan reaches Bungoma, she is not married, you know... So, I just want to put it in order that Hon. Joan the Deputy Leader of Majority, is mama somebody in Kapkateny Ward.

**Mr. Deputy Speaker**: Hon. Milliah, how do you know? She knows herself better.

**Hon. Milliah Masungo**: No, we want to put things right because the voters are just with us. It is a message that they should take home.

**Mr. Deputy Speaker**: Hon. Milliah, you should not force her to say what she is not. She knows herself better. So, we cannot force her. Yes, a moment. Chemayek proceed!

**Hon. Joan Kirong'**: Mr. Speaker, for the sake of Mheshimiwa Milliah, let me withdraw that statement.

(Applause)

I am married to one husband and I have four kids.

I had welcomed the school and I want to thank the teachers who accompanied the students, that you teachers are doing a great job. You are the ones who made us to be what we are. If you see us here, we are the work of your hands, and you are still doing the great work.

As we have heard from the Bible that teachers are the only people who share the profession with Jesus Christ. So, they are doing the noble work. I wish to also encourage the students who are in the gallery to work hard. Education is the key and education can take you to have any position in this country. You can become a CECM, a teacher, MCA, and even the president. So, work hard knowing that you are heading somewhere.

I have students from my ward in Chemwesu secondary school and I have also been supporting the school with the bursaries; and even they received the recent disbursement. So, it is the school that is working very well in our constituency.

I don't have much to say, but I want to welcome you to this house and I will not repeat what Hon. Chemion has said. You have been taken around by our officers and they have taught you

about this House. I don't have much to say, but I wish them well as they go to sit for their end of year exam.

**Mr. Deputy Speaker:** Thank you so much Hon. Joan Kirong' Chemayek, Member for Kapkateny, and also Deputy Leader of Majority. Let us hear from the Hon. Alice Nanyama Kibaba, specially elected.

**Hon. Alice Kibaba:** Thank you Mr. Speaker Sir for giving me this chance to speak to the students of Chemwesus Secondary School from Elgon ward.

First, I want to tell you students that you look smart and also tell you that education is a human right. It is a powerful drive of development and one of the strongest instruments for reducing poverty and improving health and livelihood. I just want to urge you to work hard.

As I finish, I want to tell you to respect your parents. Sometimes students don't respect their parents but as the book of Proverbs 29.31 says, the rod and rebuke give wisdom, but a child left to himself brings his mother to shame... remember to respect your mothers. With those few remarks, I wish you well in your education.

**Mr. Deputy Speaker:** Order members! Hon. Alice Nanyama Kibaba is so biased but when she says mothers, the mothers carry and the fathers are always present. Hon. Edwin Opwora...

*(Loud consultations)*

Order! Order members! Of course they respect their parents.

**Hon. Tony Barasa:** We are on HANSARD and students have come here to learn. If you are saying they must respect their mothers and remember they have come from a family where we have a father, mother, and even paternal uncles and whatever. We are sending a bad signal. The Honourable Member should either withdraw or urge the students to respect their parents.

*(Loud Consultations)*

**Mr. Deputy Speaker:** Order members! What point of information Hon. Milliah!

**Hon. Milliah Masungo (On a point of information):** Hon. Speaker, we might not know what Hon. Alice meant or intended in her statement. We have single mothers and widows. Are they not supposed to be respected? Are they not having children?

**Mr. Deputy Speaker:** Order members!

**Hon. Milliah Masungo:** Maybe she was making reference to such like status.

**Mr. Deputy Speaker:** Order members!

**Hon. Milliah Masungo:** So, I don't see the need of withdrawing, Hon. Speaker. Hon. Alice was right; 101 per cent right.

**Mr. Deputy Speaker:** Order members! I am not giving any member any point of order or anything. I want to make this statement! Honourable Members, there is nothing for us to belabor

here. These are children who should respect their parents. A mother is a parent; even the father is a parent.

*(Loud Consultation)*

**Mr. Deputy Speaker:** Hon. Alice just said that they respect the parents. Very well, let Hon. Alice say they respect parents.

**Hon. Alice Kibaba:** Thank you Mr. Speaker Sir. My fellow Honourable Members, I meant to say it is in the Bible.

If a child doesn't work hard, he becomes a burden to the mother and the father is proud. So, I say.

*(Applause)*

Thank you!

*(Loud consultations)*

**Mr. Deputy Speaker:** Order members! Hon. Tony!

**Hon. Alice Kibaba:** I am the one speaking, Mr. Speaker.

**Mr. Deputy Speaker:** Hon. Tony! You are shouting. You should be orderly. Order members!

**Hon. Alice Kibaba:** Thank you, Mr. Speaker. Let me finish what I wanted to say.

**Mr. Deputy Speaker:** Order members!

**Hon. Alice Kibaba:** Mr. Speaker, as you are aware, I rarely speak in this Honourable House and when I make a mistake, I just say. I withdraw the statement. Let me just sit down. Students, when you go back, greet your mothers and your fathers.

*(Laughter)*

*(Applause)*

**Mr. Deputy Speaker:** Well, Hon. Chikati!

**Hon. Timothy Chikati:** This is misleading in this House. There is no single child that is born without a father and if we entertain what Hon. Alice is saying, these children are going to put their fathers aside and only concentrate... even if they are single mothers; it has to be put on record.

**Mr. Deputy Speaker:** Very well. She withdrew and actually made the statement very straight. So, members, I think we are dispensed with that. Hon. Edwin Opwora, you are on line.

**Hon. Edwin Opwora:** Thank you Mr. Speaker. You have made me to remember Bible verses. I read the Bible.

*(Loud consultations)*

**Mr. Deputy Speaker:** Order members! We have to listen. Hon. Opwora reads the Bible.

**Hon. Edwin Opwora:** In Exodus...

*(Loud consultations)*

**Mr. Deputy Speaker:** Order members! Hon. Florence! Order, order members!

**Hon. Edwin Opwora:** Mr. Speaker, some of these members don't go to church.

*(Loud consultations)*

**Mr. Deputy Speaker:** Hon. Kitui Order! Order, members! I want you to be orderly. Well, proceed.

**Hon. Edwin Opwora:** Mr. Speaker, in the book of Exodus, chapter 20 verse 12, it says; *honour your father and mother, that your days may be long in the land the Lord your God is giving you.* When you go further in Ephesians chapter 6, verse 2 to 3; *honour your father and mother.* This is the first commandment with a promise. If you honour your father and mother, things will go well for you and you will have a long life on earth. We want our students to have a long life and that is why we are encouraging them to take matters of education seriously; but for you to succeed in life, honour your father. That is the source of your blessings. So, our students please bear in mind that you have a source. There is a place you come from and always respect your parents.

However, these are history students and I have a concern with our education system. I have happened to travel across the world in Europe, America, and unfortunately, I have also resided in Uganda. Our students are still learning about *Vasco da Gama*.

Our students are still learning about the history of the prize in Canada and unfortunately, even some of our teachers have not reached there. We are forgetting our own history here in Kenya. We are forgetting our heroes. We are forgetting some of the political leaders that have been here that should be taught to these students so that they can feel encouraged to know that they will also reach there.

These students today have come here and by virtue of them seeing how we operate; seeing some of us in a tie, some of us young and seeing women and men, they have confidence that they will also make it one day. But if we start teaching them the first man to see Lake Victoria is some white man... were there no Africans there? Are we saying that it is only the white people who discovered the world than we the Africans? So, I implore our education system; let us embrace our African history. Right now, if you go to America and ask them where is Kenya, some of them only know of Nigeria because of the criminal element.

I wish that you protect me from Hon. Mulongo. He has attended *Gumbaru* classes and he might interfere with my line of thought. Otherwise, I wish to encourage our students and also to thank the teachers. This is a practical way of teaching your students and I believe they are going back home in a better state of mind.

*(Applause)*

**Mr. Deputy Speaker:** Well... I have said we allow two male and two female Honourable Members; and because you have invoked the Bible, I will allow one Bishop in the House, the

Hon. Caleb to speak before the mover of the motion comes to reply. I will not allow the other Bishop; the Leader of Majority.

**Hon. Caleb Wanjala:** Thank you Mr. Speaker. My heart rejoices when I see Members making reference to the Bible. First of all I would like to encourage the students just like Hon. Kibaba said; knowledge is the most important thing we need in life. Why do we go to school? I think that is the question we need to ask ourselves. My opinion is that we go to school to cultivate that which already God has deposited in us; because for everybody seated here today, there is something that God has put in your life. Amongst the students with us here today; we have those who like soccer, some who love volley ball and we have some who even like boxing. This means that we live in a world of diversity. As much as you are going to be equipped with knowledge, I insist on character; because your behavior can sustain or destroy you.

Lastly Mr. Speaker, the argument about the father and mother... the father is the one who blesses but the mother determines who gets the blessings. Therefore, as much as you respect your father, you must also have wisdom on how you deal with your mother because she determines your blessings. You can be wise and respect the father and it goes in the way of Isaac and Esau; one was on the side of the mother and the other one was on the side of the father and the mother twisted the blessing to Jacob.

Students, please be encouraged I know exams are around the corner. I wish you all the best. I would also like to appreciate your parents for voting in the Honourable Member who is active in this House. When you get back home, let your parents know that your MCA is doing good work in this Assembly.

**Hon. Benjamin Otsiula:** Thank you Mr. Speaker for this chance. On behalf of the Committee on Education, I wish to appreciate our students from Chemwesus Secondary School and their teachers for making it to this Assembly for purposes of learning. Fellow Members have already contributed on this particular issue and just to remind the students to take their studies seriously, work hard, be focused and take home the advice that they have been given by the Honourable Members including Hon. Kibaba who said that they must respect their parents.

Hon. Speaker, the Bible has been quoted extensively today. I also wish to remind our students to be God fearing as this is the source of their blessings. For Honourable Members here, you can also see that being a student is noble thing and since they are equally parents; I want to appreciate them. I wish to remind these Members that *go yee* and multiply so that we can continue having future students who will take this country to the next level.

I wish to remind the students that this House has three roles; one is legislation which I would like students to understand; that Honourable Members seated in the House pass laws, formulate

policies that guide the County Government of the day. The laws they use to implement are passed by these Members. They also play an oversight role which means they put the Government of the day on toes to ensure that whatever that is passed here and whatever they promise the people of Bungoma County is delivered; and working within the confines of the law and the set down parameters.

Thirdly, this House plays a representation role; the Members represent the interests of the millions of the residents of Bungoma County who gave them an opportunity to serve in this House. They collect their views, they represent them through legislation and oversight. I also want them understand that this House approves the budget which runs the entire county. In that budget that is where money meant for bursaries and scholarship is secured. The Members here take care of the interests of the learners as far as bursary and scholarship is concerned.

Therefore, when they go back home, they must understand that when they hear Ward Administrators and the department talking about scholarship and bursary, they need to understand this House is tasked with that mandate to ensure that their right of education is achieved.

Finally, as they go back home, I want them to understand that as we are seated here today, you are transacting business because you have the authority. I want them see this golden mace which symbolizes authority of the House and without it the Hon. Speaker cannot conduct proceedings in this House. If you observed well the Speaker was escorted to the House he was accompanied by the Serjeants who are important who are important persons in this House. They ensure that the House is orderly, Members are secure, the Speaker is secure and they also ensure that the Speaker has humble time to moderate the proceedings in this House.

Lastly, I would like for them to know about the HANSARD system. I want them to look at the screens and the microphones that we are using; that the system records proceedings of this House having a central of control; for the benefit of the current members, future generations and any other member of the public who is interested in knowing what transpires in this House.

As you go back, I want to wish our teachers all the best because their profession is noble. The Speaker of the day who is the Deputy Speaker in this House is a teacher. He is running several schools in Trans Nzoia and Bungoma counties. You heard Hon. Opwora talking about Hon. Aggrey coming for adult classes; he is also a lecturer teaching adult Students in Kimilili. We have Hon. Angeline Rugut who is a senior Lecturer at Moi University. There is Hon. Allan Nyongesa a history teacher, Hon. Jacob Psero a retired Principal of Cheptais High School and of course Hon. Florence wants to become a teacher but has not graduated; she is still pursuing a Bachelor of Arts Degree in Education and we pray for her.

(Applause)

Hon. Speaker, having said that much, I pray for teachers in this House to continue producing people so that our country is full of ideas to proceed with the transformative agenda. Otherwise, as they go back home; on behalf of the Committee on Education, I wish them journey mercies and the best in their end-year exams.

**Mr. Deputy Speaker:** Honourable Members, on behalf of the entire Assembly I want to take this opportunity to wish the students, the teachers and all stakeholders of Chemwesus S.A. School all the best and inform them that in this House, we have Honourable Members from diverse professions; we have lawyers, surveyors, entrepreneurs, farmers, teachers and we also have a retired commander who was in charge of the Northern Corridor all the way from Mombasa to Eastern Congo, Sudan and Cairo. This House has top brains in this county. I wish you the best as you back to your school.

Next item

## MOTIONS

## 1. REPORT BY THE COMMITTEE ON YOUTH AFFAIRS AND SPORTS

**Hon. Martin Chemorion:** Thank you Hon. Speaker. I rise to move a motion on the report on the half year financial statements financial year 2023/2024 for the period ended 31<sup>st</sup> December, 2023.

It is my duty to present the report by the Committee on Youth Affairs and Sports on the Half Year Financial Statements for the Financial Year 2023/2024 for period ended 31<sup>st</sup> December, 2023. The Financial Statements was tabled in this County Assembly of Bungoma on 28<sup>th</sup> March, 2024 and stood committed to all Sectoral Committees for their interrogation, input and recommendation through a report to this Honorable House.

## **The Mandate of the Committee**

The Committee on Youth Affairs and Sports falls under Sectoral Committees whose mandate is derived from Standing Order No. 217 (5). Mr. Speaker, allow me to skip this and move to 1.2.

**Mr. Deputy Speaker:** Allowed.

**Hon. Martin Chemorion:** Thank you Mr. Speaker.

## Committee Membership

The Committee comprises of the following members:

1. Hon. Violet Makhanu Chairperson

2.	Hon. Grace Sundukwa	V/Chairperson
3.	Hon. Timothy Chikati	Member
4.	Hon. Metrine Wilson	Member
5.	Hon. Cornelius Makhanu	Member
6.	Hon. Charles Nangulu	Member
7.	Hon. Allan Nyongesa	Member
8.	Hon. Caleb Wanjala	Member
9.	Hon. Idd Owongo	Member
10.	Hon. Catherine Kituyi	Member
11.	Hon. Dorcas Ndasaba	Member
12.	Hon. Everlyne Anyango	Member
13.	Hon. Abraham Obama	Member
14.	Hon. Martin Chemorion	Member
15.	Hon. Florence Juma	Member

**Guiding principles in the Examination of the Bungoma County Government Quarterly Reports and Financial statements**

In the execution of its mandate, the Committee on Youth Affairs and Sports is given a legal backing under the Constitution of Kenya, 2010, Public Finance Management Act, 2012, and County Governments Act, 2012.

Can I skip this part Mr. Speaker?

**Mr. Deputy Speaker:** Skip together with mandate of the committee.

**Hon. Martin Chemorion:** Thank you Mr. Speaker.

**Acknowledgment**

**Mr. Speaker,**

I take this opportunity to thank all Hon members of the Committee for dedicating their time to interrogate the Youth and Sports department Half Year Financial Statements for the period ended 31<sup>st</sup> December, 2023. The Committee would also like to appreciate the Secretariat who worked with us for their commitment to ensure that the report was produced on time. Lastly, the

Committee is grateful to the offices of the Speaker and the Clerk to the County Assembly of Bungoma for the logistical support it received as it discharged its mandate.

It is therefore my privilege, on behalf of the Committee on Youth Affairs and Sports to table the report on the Half Year Financial Statements of the department of Youth and Sports in Bungoma County for the Financial Year 2022/2023 for the period ended 31<sup>st</sup> December, 2023. This report is signed by Hon. Violet Makhanu; Chairperson Sectorial Committee on Youth Affairs and Sports.

## CHAPTER TWO

### **Key Highlights on the Half Year Financial Statements for the Financial Year 2023/2024**

The County's approved first supplementary budget for the FY 2023/24 was Kshs15,470,095,611 comprising Kshs5,643,037,428 (36 per cent) and Kshs9,827,0528,184(64 per cent) allocation for development and recurrent programmes, respectively.

The largest part of the budget is expected from exchequer issues contributing 73.6 per cent of the requirement, local revenue 13 per cent and other receipts including grants 13.3 per cent.

To finance the budget, the County expects to receive Kshs11,387,333,905 as the equitable share of revenue raised nationally, Kshs1,152,071,383 as Facility Improvement Fund (revenue from health facilities), Kshs1,753,680,635 as conditional grants from both government and development partners, Kshs158, 808,217 fund balances; generate Kshs868,201,471 as ordinary own-source revenue and Kshs150m from retention account. Kshs275, 350,297 was brought forward as opening balance as at July 1<sup>st</sup>, 2023.

#### **Revenue**

The Department had an initial budgetary allocation of Kshs124, 782,899. This was adjusted downwards to Kshs114, 475,401 during the first supplementary budget; comprised of Kshs25, 491,075 recurrent, Kshs29, 684,326 being Youth Fund and Kshs59, 000,000 for development.

#### **Expenditure**

The Department had an initial budgetary allocation of Kshs124, 782,899. This was adjusted downwards to Kshs114, 475,401 during the first supplementary budget and it comprised of Kshs25, 491,075 for recurrent, Kshs29, 684,326 being Youth Fund and Kshs59, 000,000 on development.

During the period ended December 31<sup>st</sup>, 2023, Kshs44, 070, 428 was received which had 38 per cent absorption

1. Under General Administration, Planning and support services; Kshs8, 271,723 was received against an allocation of Kshs25, 491,075 which is 32 per cent absorption.

Major expenses were:

- i. Compensation to employees- Kshs5, 466,164 against a budget of Kshs13, 331,452 (41 per cent)
- ii. Administrative service management at Kshs2, 805,559

2. Under Sports and Talent Development Kshs35, 798,705 was received against an allocation of Kshs45, 300,000; which represents 65 per cent absorption of the initial allocation

Major expenses were on:

- i. Construction of Masinde Muliro stadium phase I at Kshs25,511,240
- ii. Completion and equipping of phase I and II of the High Altitude Centre at Kshs10,287,465 against a budgetary allocation of Kshs19M

### **Accounts Payable**

At the beginning of FY 2023/24, the County reported a stock of pending bills amounting to Kshs1, 244,506,681; comprising Kshs683, 702,820 for purchase of goods and services and Kshs560, 803,862 for construction of buildings and civil works. The Department of Youth and Sports had an opening balance Kshs17, 509,738; there was an allocation of Kshs4M under development towards pending bills.

### **Accounts Receivables-Imprest**

The County had Kshs244, 667,700 as outstanding imprests. The comparative period, the previous year, it had Kshs27, 959,050. The Department of Youth and Sports had outstanding imprest of Kshs1, 175,611

<b>Breakdown of imprest per department</b>	<b>Period ended 31<sup>st</sup> December, 2023 (Kshs)</b>	<b>2022/2023 (Kshs)</b>
Finance and Economic Planning	133,645,405	21,299,150
Governor & Deputy Governors	38,853,398	1,339,200
Public Administration	17,517,360	1,347,000
County secretary	10,397,530	5,320,700
Health and sanitation	10,186,320	
<b>Gender ,Youth &amp; Sports</b>	<b>10,197,660</b>	<b>899,000</b>
Trade and Industrialization	1,817,000	

Lands Urban and planning	7,825,828	300,000
Tourism	3,096,208	
Education	8,338,920	
Agriculture	700,000	
Roads & Public works	2,092,071	488,961
<b>TOTAL IMPREST</b>	<b>244,667,700</b>	<b>27,959,050</b>

## CHAPTER THREE

### Committee's Observations and Recommendations

#### Committee's General Observations

The Committee made the following observations:

1. The Department had outstanding imprests of Kshs1,175,611
2. There was an allocation of Kshs4, 000,000 towards pending bills, yet none was paid.
3. The Completion of the High Altitude training Center was advertised and the contractor is on site.
4. Youth Fund had an allocation of Kshs29, 000,000 and had not been utilized.
5. The Salary during the period under review had absorption of 41 per cent of budget as opposed to 50 per cent expected.

#### Committee's Recommendations

The following recommendations were made by the Committee:

1. **THAT**, the Accounting Officer in charge of Youth and Sports should ensure the officers with un-surrendered imprests surrender the respective imprests and a report be done to the Committee within 60 days upon adoption of this report.
2. **THAT**, the Department should hasten the process of coming up with regulations on Youth Fund and submit them to the County Assembly within 60 days upon adoption of this report.
3. **THAT**, the Department should give a first charge to pending bills during budgeting to curb accumulation of bills.
4. **THAT**, the Department should ensure completion and operationalization of the Chemoge High-Altitude Training Centre within the stipulated time to avoid accumulation of interests.

The adopton schedule is signed by 13 out of 15 Members...

I call upon Hon. Evelyn Anyango to second.

**Mr. Deputy Speaker:** Thank you so much the Hon. Martin Cheseto Chemorion Member for Cheptais. Now let us have Hon. Evelyn seconding the same; specially elected Member.

**Hon. Evelyn Anyango:** Thank you Mr. Speaker for according me this opportunity. First of all, I wish to thank the reader of the motion for his eloquent reading. I would like to second the motion as it is.

**Mr. Deputy Speaker:** Now Honourable Members, allow me now to propose the same motion for debate.

*(Motion proposed)*

**Hon. Joseph Nyongesa:** Thank you Mr. Speaker. Maybe before commenting on the report, allow me to also appreciate the school that is in the gallery for coming to learn with us and again also seeing the city of Bungoma. We wish them the best as they are nearing the exam and again discipline is key.

As I appreciate the mover of the report, I am looking at the budget of the Youth and Sports *Vis a Vis* the un- surrendered imprest. You can see that actually this issue should be taken so seriously because the budget is so slim; but even the imprest holder cannot. It is like... sincerely there was no activity.

Observation number two, it happens that I am also in the Committee on Gender and Culture. The same pending bill of Kshs 4 million also appeared there. As much as we are in one umbrella under that department, the accounting officers are not so keen because in Gender we were told this Kshs4 million pending bill was for the policies. Still, here also it is also for the policies. So what we are having is what we call duplication of figures. As much as we may be saying that our county is experiencing a lot of pending bills, such issues also should be addressed. Otherwise, I support.

**Mr. Deputy Speaker:** Thank you very much. Hon. Caleb?

**Hon. Caleb Wanjala:** Thank you Mr. Speaker for giving me an opportunity also to make my contribution or observation on the reports on the youth. First of all, my observation goes on the side of the pending bill and this issue we have discussed here severally but up to now, the Masinde Muliro Stadium pending bill is still going up, up and up; however much we try to pay for this.

You realize that during the Madaraka Day, I think the national government pumped in a lot of money and some of the works that were supposed to have been done by the contractor were done

by the national government. So, we expect that the pending bill on the side of Masinde Muliro Stadium to should go down... it should not go up.

Another issue is the issue of equipping the existing youth centres. A lot has not been said... there is not a lot of attention being given to existing youth centres like Maeni Youth Centre and even the High Altitude Center. Otherwise, we need to look into this issue of pending bills keenly, so that instead of just putting money in one place, we can balance this county. There are areas that also need to feel the projects or development of this county.

**Mr. Deputy Speaker:** Well, thank you so much Hon. Peter Caleb Wanjala, Member for Bukembe East. Let us have the Hon. Masai Francis Chemion, Member for Kaptama, and then we shall call the mover to reply. Hon. Masai, proceed.

**Hon. Francis Chemion:** Thank you Hon. Speaker. This report is very brief and to the point. But you know, when I rise in this department, my focus has always been on the High Altitude Training Centre in my place. You know the history of this high altitude began in 2013. Up to now, the centre is not complete.

From this report that has just been moved by Hon. Cheseto, Chair of the Committee, it is very clear that the report says the contractor is on site and yes, he could be there, but not working. I come from there. I pass through the High Altitude Training Centre every day as I come to this Assembly and I see no work on that site.

The contractor from the report, was required to equip phase one and phase two of that High Altitude Training Centre and complete it. But the major works that if you went there and saw, is that we have a generator that is what I can say has just been brought in and there was some work of leveling the field and a repetition of painting. You look at the contract sum and from the report; the contractor was given a contract worth it. The budget was Kshs19 million but if you come across, and the Chair is around here, if you look at the agreement of that contractor who is on site, the amount involved is not Kshs19 million. It is around Kshs32 million; but the contractor is not working. He is on site but not working and this one now becomes a white elephant. From the report they say they had paid Kshs10 million to that same contract.

So up until when will this department complete this High Altitude Center so that we dispense with it! The recommendation is clear. They are saying we must complete and operationalize but these recommendations have been there from 2013 to date; and that is why Hon. Caleb is even saying, when will other areas also benefit... because we are not completing this one major flagship project. So I want to ask with a lot of humility, the Committee to put a lot of effort to ensure that the Department of Youth and Sports completes and operationalizes the High Altitude Training Centre.

Otherwise, we will be talking about the youth forever. We will talk about that project for very many years. So let us do something to complete this High Altitude Training Centre.

Finally, there is some fund. They say it was in the budget; Kshs29 million for the Youth Fund. From this report, they say there was Kshs29 million. But it was not touched in that period and so the money remained intact and yet, the youths of this county are there. So we need to... if it is a question of policy or regulations or whatever, let us move very fast; because the money is there in the budget and the youth are suffering yet we have the Kshs29 million.

So whatever is missing, why don't we put those links so that we ensure that we do the completion. We have the youth involved, and they get the monies to do their businesses. Otherwise, if we check the HANSARD for the time that I have been there, I have spoken about this very many times and the community, for information, is almost getting fed up with the contractor. The contractor will be chased away from site because that is what they are saying.

They are saying the money is in the budget, the contractor has been given a contract, and he is not doing anything. So why should he be there? It is like a bull that is castrated. You know a bull which is castrated and comes across a cow which is on heat and maybe the bull has a lot of energy; it scares away those other bulls that are not castrated and eventually, the cow will not get served. So this contractor who is on site, we are putting him on notice and now that it is on our Hansard, let him go to the ground and do the work. Otherwise, he should vacate site as early as possible.

**Mr. Deputy Speaker:** Thank you Hon. Masai for your contribution. We have other members online. We have the Hon. Isaiah Busolo, the Hon. Ipara, and Hon. Allan in that order.

**Hon. Sudi Busolo:** Thank you Hon. Speaker. Just to support the member who has been on the Floor; for sure, this project has been there for a long time. Remember even in our last term, we were putting money on the project; then along the way when the first supplementary comes, the money is removed... all through for the five years. I want to thank this government that is now putting money there. All we need and I want to urge the member, if I was there, just go and chase the contractor away.

Don't say that the member... go there and assist the members of the public. Be on the forefront, my brother... So that the contractor... because of those people, you have delegated powers. Go there and make the contractor either to work, complete the project or he vacates the site. Alternatively, Honourable... I don't want to be informed. You had already spoken, my brother.

*(Laughter)*

*(Applause)*

Also because you see, that project has suffered. Five years, money was being allocated during the main budget. We pass it, the supplementary comes, and the money is removed and now that this government has allocated money and the contractor is on site.

Who is this contractor? Or the Committee can make an effort. We can have the contractor here and you interrogate him, plus the Department so that we find out whether he has the capacity or not. If he doesn't have the capacity, why can't he subcontract so that the project is completed on time? It is a project that has suffered a lot and I want to support the Committee. But for sure, I urge the Member to go and make sure that the next time we meet on this Floor, he tells us that he has sent the contractor home.

*(Applause)*

**Mr. Deputy Speaker:** Hon. Masai. Yes.

**Hon. Francis Chemion:** Hon. Speaker, you know there are procedures. We have the Executive who are the implementers of the budget; we also have the Committee who are there to oversight the Department. I am also there as a member of the ward and that is why I have given notice. I have said that if the contractor is not going to work, it is not even me. You know, I represent the people. The community of Kaptama and Mount Elgon in general will send the contractor packing. But before that happens, we must notify the Department to ensure that the contractor does the work.

**Mr. Deputy Speaker:** Very well. Hon. Ipara, then we can have the Hon. Allan.

**Hon. Johnston Ipara:** Thank you Hon. Speaker. Let me, first of all, laud the mover for the report and immediately handle the two issues raised by Hon. Chemion and Hon. Sudi. I don't encourage anybody to take the law into their own hands. We must follow the law and where a contractor has failed to meet his obligation; we must apply Procurement and Disposal Act procedures as it requires, termination of contract on breach by the contractor.

I want to agree with Hon. Chemion on one issue; that this Department... kindly, Hon. Speaker, I don't want any information from Hon. Sudi, because I don't even believe that he is in a position to provide the right information.

*(Loud consultations)*

**Mr. Deputy Speaker:** Order, members! What information Hon. Sudi?

**Hon. Sudi Busolo** (*On a point of information*): Whether the information is right or not, the law allows me to inform the member who was on the stage of the even the broad-based government... it came through demonstration. So yes, the public...

(*Applause*)

**Mr. Deputy Speaker:** Okay, proceed, Hon. Ipara.

**Hon. Johnston Ipara:** Hon. Speaker today is the first day Hon. Sudi has done the right thing and I also want to laud him.

(*Laughter*)

(*Applause*)

I want to agree with Hon. Chemion on one issue. He said that a bull that is castrated and I want to say that the Department of Youth Affairs is castrated in this way. This Department represents 35 per cent of the total population of Bungoma and the youth is where the future of this county and of this country is. If we talk of any talent, it is on the youth, but if you compare what we expect from the youth and what we allocate to that Department, it does not compare very well.

The Department for the last financial year was allocated Kshs124 million. The same was reduced to Kshs114 million shillings. Okay, Hon. Speaker....

**Mr. Deputy Speaker:** Hon Waiti what is this information?

**Hon. Waiti Wafula** (*On a point of information*): Mr. Speaker, this Honourable House is a House of rules and procedure and before us, when you look in the public gallery; we have our youths, the students. They have come here to learn from these Honourable Members. There are terms that are being applied here and to me, they are being seen as incitement and I wish to elaborate.

If we repeatedly use the word castration and we are referring to the youths whom we have seen in the recent past disturbing the stability of this country; and if we allow that to go the public, the information that we are discussing here; the next minute they take it the other way around, we can engage this country in another situation. So I want to plead with you that you guide us correctly.

**Mr. Deputy Speaker:** Well, the Hon. Ipara will proceed and of course, in as much as it is a synonym, each one of us understands in a different way. So let us allow each one of us

understand the way we have to understand, but stick to the parliamentary language. Proceed, Hon. Ipara.

*(Loud consultations)*

We have to proceed. Hon. Mulongo what is it? We have to proceed.

**Hon. Aggrey Mulongo:** Thank you Mr. Speaker Sir. The term castration is in agriculture and we have the Chair of the Committee on Agriculture who is opposing the same thing.

*(Applause)*

You see, when you are in agriculture, if you are seeing that this pool, this pool here...

*(Laughter)*

So, Mr. Speaker...

**Mr. Deputy Speaker:** Your case is heard.

*(Laughter)*

*(Applause)*

**Hon. Aggrey Mulongo:** Thank you Mr. Speaker.

**Mr. Deputy Speaker:** Hon. Ipara, proceed. What is this information, Hon. George? Wasike Makari, Member for Musikoma?

**Hon. George Makari** (*On a point of information*): Chair, I didn't want to speak today but because the Hon. Chair of the Committee on Agriculture just went into the mess, I just wanted to correct him. The term castration that Hon. Waiti is trying to define he knows himself; but castration is to deprive of power. Let him not go to the other side of castration.

*(Applause)*

I think, Hon. Chair, the mind of Hon. Waiti is wandering alone in the air. He is not concentrating on where he is.

*(Laughter)*

*(Applause)*

**Mr. Deputy Speaker:** We have to proceed Hon. Ipara and then we shall have the...

*(Loud consultations)*

Order Members! Order! Consult in low tones members.

**Hon. Johnston Ipara:** Hon. Speaker, I did not want to respond to what Waiti said because I know his background. He is a surveyor who deals with the land, he does not talk. So I did not want to respond to him and that is why he does not understand those simple terminologies.

This department, as put by Hon. Makari, is clear. This is a Department that we are supposed to empower because it has the future of this county. As parents and leaders; the future leaders are the youth. When we fail to allocate resources as necessary, we are doing a disservice to the youth and I want to make this appeal. That those who are in the Budget Committee, if there is any committee that you want to favor, it must be Youth Affairs.

*(Applause)*

It must be where sports are... Just imagine of the income that sports earn this country. Recently, Omanyala was out there. Recently, Faith and her sisters were out there. They brought a lot of money to this country. It is because of this. It is pathetic that every time Hon. Chemion sings about the Mount Elgon Stadium; that it does not belong to the Mount Elgon. It belongs to the people of Bungoma County and it must be a clarion call for all of us. We must agitate, campaign to ensure that it is completed on time and that is why every other time I say that every project we start, we must give a time frame and it must be allowed to end naturally. I support.

*(Applause)*

**Mr. Deputy Speaker:** Well, Hon. Okasida Ipara Johnston, Member for Tongaren, let us now have the Hon. Allan Herald Nyongesa, specially elected member, representing the youth.

**Hon. Allan Nyongesa:** Thank you Speaker. I want to first support the report. However, today I don't have much to say but I have a question, maybe a concern that I want to raise specifically to you the Speaker of this House, and also the Chair of HBC. I remember there was a time we raised a report here of the Committee on Youth and Sports over the fourth quarter statements. That was the fourth quarter for the year 2022/2023.

Today we are moving the report of half year for 2023/2024 and that report was contested here and even voted on and the majority had their way. They said we go back and do the report so we could tighten our recommendations. As a committee, we did that and the report was forwarded to HBC. To date, we are still waiting for that report to be tabled in this House, so we can debate it.

So, my only concern is, or maybe let me put it this way. Maybe you inform us, because it has been a concern of the Youth and Sports Committee that it has taken now months since that report was redone and it is not yet scheduled for debate to date. I thank you.

**Mr. Deputy Speaker:** Thank you so much for your concerns Hon. Harold Nyongesa Allan specially elected to represent the youth. I think the scheduling of the same will be done accordingly, and it will be brought before this House after proper consultations and agreement at the House Business level. That is not contested. It is very much in order. Now, let us have the mover to reply. The Hon. Martin Chemorion Cheseto, member for Cheptais?

**Hon. Martin Chemorion (Mover to reply):** Thank you Hon. Speaker. May I appreciate the contributors to the motion. I was just actually keenly following the term castration and I was asking myself, why the interest? That aside, I will use a term neutered. This Department is just like a neutered bull. It doesn't function. It doesn't function and currently, even it doesn't have a CECM. So, it is a problem... There is a problem.

So, may I respond to whatever my fellow Honourable Members raised on the issue of the imprest? Actually, it is a concern. I think at the highest time, the Executive should be called out to ensure that this surrender of impress is done according to the laws that govern it.

On the matters raised by Leader of Majority, on the Kshs4 million, the pending bill; I think he captured it as it deals with the policies and this Department actually deals with policies... the Youth Policy and Sports Management Policy which I am very sure the report is in the Assembly. It will be brought here for review and for passage.

The issue of Masinde Muliro has been a thorn in the flesh and I want to notify the members that we are actually dealing with the first and second quarter on the scope of works. I want to assure you that the scope of works for the County is separate with those of the National Government and so we should not mix the two because the County Government has its clear civil works.

I also want to assure the Honourable Member for Kaptama where Chemoge is domiciled; actually the Chemoge issue has been there for quite some time but as a Committee, we are actually trying to follow it up and allocate the monies so that the thing gets completed. So because we are talking about the period ending December last year and we say that by that time, the contractor was on site so we have had an opportunity even yesterday with the Executive. They told us the generator is there as an indication that the contractor is on site.

On the Youth Fund, the Executive is too slow in coming up with the legal framework to guide the expenditure. It is us who have let down the youth being 35 per cent of the total population and these are energetic fellows who are supposed to contribute to the economy of Kenya. We need to tap on their talents. Can we provide enough resources for the Department so that we limit this issue of demonstration because of non-availability of resources to undertake activities aimed at improving and nurturing the talents of youths within our County?

In my final remark, may I also request that chasing away the contractor doesn't solve things... We have the procurement Act which together with guiding principles we can activate; but of course, we should keep the Executive on toes to make sure that the activities planned are implemented accordingly. Any delay of course we will have to put them on task and even recommend the termination of contract so that these projects are finished to the benefit of the intended persons.

May I also wish my school Chemwesus School...I used to be in Kapsokwony and this school had not started! I had my daughter going to the Primary section when Hon. Tendet was Deputy Principal at the primary School and I think the milestone they have achieved since is quite commendable. The kind of community that surrounds it is wonderful, it embraces development and that is why they have realized development within the shortest time possible. To *Mwalimu* Solomon, a good friend of mine; I wish you and your students the very best in the forthcoming exams.

**Mr. Deputy Speaker:** Thank you Hon. Cheseto, Member for Cheptais.

*(Question put and agreed to)*

So the report is adopted and it will be relayed to the relevant offices for prosecution.

Next item

## 2. REPORT BY THE SELECTION COMMITTEE

**Hon. Tony Barasa:** Thank you Hon. Speaker. Report on review and placement of membership to the County Assembly's committees

### **Committee Membership**

**Mr. Speaker Sir,**

The Committee on Selection as currently constituted comprises of the following members;

1.	Hon. Joseph Juma	Chairperson
2.	Hon. Anthony Lusenaka	Vice- Chairperson
3.	Hon. Meshack Wekesa	Member
4.	Hon. Milliah Masungo	Member
5.	Hon. Busolo Sudi	Member
6.	Hon. Tony Barasa	Member
7.	Hon. James Mukhongo	Member

8.	Hon. Franklin Simotwo	Member
9.	Hon. Jerusa Aleu	Member
10.	Hon. Everton Nganga	Member
11.	Hon. Ali Machani Mutoka	Member
12.	Hon. Godfrey Mukhwana	Member (Co-opted)

## **Acknowledgement**

**Mr. Speaker Sir,**

On behalf of the members of Selection Committee, I would like to express my heartfelt gratitude to the Honourable Speaker and the Clerk of the County Assembly for their invaluable support and facilitation of the Selection Committees retreat. This retreat was crucial in allowing the committee time and space needed to review and align our objectives and effectively place members into various County Assembly Committees.

Hon Speaker, your commitment to fostering an environment of collaboration and efficiency within our County Assembly is deeply appreciated. The success of this retreat and the production of this report will undoubtedly enhance the performance of our committees, enabling us to better serve our community.

I further extend my gratitude to the secretariat for their technical support in coming up with this report.

**Mr. Speaker Sir,**

Pursuant to the provision of the Standing Order No. 177 (3), it is now my pleasant duty and privilege to present this report of the Selection Committee on the review and alignment of Members to County Assembly committees for consideration and approval by this Honorable House.

Hon. Joseph Juma Nyongesa -MCA Tuuti / Marakaru Ward, Leader of Majority party and Chairperson Selection Committee

**Mr. Speaker Sir,**

The Committee analyzed all committees, taking into consideration the provision of the Standing Orders and the Constitution of Kenya and established as follows;

## **SECTORAL COMMITTEES**

### **1. Finance and Economic Planning**

1. Hon. James Mukhongo	Chairperson
2. Hon. Orize Kundu	Vice chairperson
3. Hon. Everton Nganga	Member
4. Hon Everlyne Mutiembu	Member

5. Hon. Aggrey Mulongo	Member
6. Hon Vitalis Wangila	Member
7. Hon. Violet Makhanu	Member
8. Hon. Stephen Wamalwa	Member
9. Hon. Tony Barasa	Member
10. Hon. George Makari	Member
11. Hon. Catherine Kituyi	Member
12. Hon. Jack Kawa	Member
13. Hon. Stephen Kaiser	Member
14. Hon. Francis Chemion	Member
15. Hon. Godfrey Mukhwana	Member

## **2. Education and Vocational Training**

1. Hon. Benjamin Otsiula	Chairperson
2. Hon. Stephen Kaiser	Vice Chairperson
3. Hon Allan Nyongesa	Member
4. Hon Timothy Chikati	Member
5. Hon Aggrey Mulongo	Member
6. Hon Ali Machani	Member
7. Hon. John Wanyama	Member
8. Hon. Angeline Rugut	Member
9. Hon. Jack Kawa	Member
10. Hon. Joan Kirong'	Member
11. Hon. Abraham Obama	Member
12. Hon. Christine Mukhongo	Member
13. Hon. Mildred Barasa	Member
14. Hon. Jacob Psero	Member
15. Hon. Johnson Ipara	Member

## **3. Agriculture, Livestock, Fisheries, Irrigation and Cooperatives Development**

1. Hon. Waiti Wafula	Chairperson
2. Hon. Idd Owongo	Vice Chairperson
3. Hon. Alice Kibaba	Member
4. Hon Cornelius Makhanu	Member
5. Hon Everlyne Mutiembu	Member
6. Hon. Alfred Mukhanya	Member
7. Hon. Franklin Simotwo	Member
8. Hon. Jerusa Aleu	Member
9. Hon. Isaiah Busolo	Member
10. Hon. Bernard Kikechi	Member

11. Hon. Caleb Wanjala	Member
12. Hon. Edwin Opwora	Member
13. Hon. Metrine Nangila	Member
14. Hon. Martin Chemorion	Member
15. Hon. George Tendet	Member

#### **4. Roads, Transport, Infrastructure and Public Works**

1. Hon. Frankline Simotwo	Chairperson
2. Hon. Polycarp Kimeta	Vice Chairperson
3. Hon. Ali Machani	Member
4. Hon. Everlyne Mutiembu	Member
5. Hon. Job Mukoyandali	Member
6. Hon. Everton Nganga	Member
7. Hon. Violet Makhanu	Member
8. Hon. Meshack Simiyu	Member
9. Hon. Charles Nangulu	Member
10. Hon. Jerusa Aleu	Member
11. Hon. Idd Owongo	Member
12. Hon. Stephen Kaiser	Member
13. Hon Henry Nyongesa	Member
14. Hon. Johnston Ipara	Member
15. Hon. Godfrey Mukhwana	Member

#### **5. Tourism, Environment, Water and Natural Resources**

1. Hon. Edwin Opwora	Chairperson
2. Hon. Martin Chemorion	Vice Chairperson
3. Hon Anthony Lusenaka	Member
4. Hon Aggrey Mulongo	Member
5. Hon Vitalis Wangila	Member
6. Hon Millia Masungo	Member
7. Hon. Joseph Nyongesa	Member
8. Hon. James Mukhongo	Member
9. Hon. Meshack Simiyu	Member
10. Hon. Bernard Kikechi	Member
11. Hon. Dorcas Ndasaba	Member
12. Hon. Orize Kundu	Member
13. Hon. Isaiah Busolo	Member
14. Hon. George Tendet	Member
15. Hon. Benjamin Otsiula	Member

## **6. Gender, Culture and Social Welfare**

1. Hon. Jack Kawa	Chairperson
2. Hon. Abraham Obama	Vice Chairperson
3. Hon. Metrine Nangalama	Member
4. Hon. Florence Juma	Member
5. Hon. Alfred Mukhanya	Member
6. Hon. Jeremiah Kuloba	Member
7. Hon. Joseph Nyongesa	Member
8. Hon. James Mukhongo	Member
9. Hon. John Wanyama	Member
10. Hon. Maurine Wafula	Member
11. Hon. Angeline Rugut	Member
12. Hon. Mildred Barasa	Member
13. Hon. George Tendet	Member
14. Hon. Eunice Yeko	Member
15. Hon. Godfrey Mukhwana	Member

## **7. Health Services**

1. Hon. George Makari	Chairperson
2. Hon. Jerusa Aleu	Vice Chairperson
3. Hon Millia Masungo	Member
4. Hon Job Mukoyandali	Member
5. Hon Vitalis Wangila	Member
6. Hon Anthony Lusenaka	Member
7. Hon. Meshack Simiyu	Member
8. Hon. Jackson Wambulwa	Member
9. Hon. Grace Sundukwa	Member
10. Hon. Dorcas Ndasaba	Member
11. Hon. Joan Kiro'ng	Member
12. Hon. Orize Kundu	Member
13. Hon. Jacob Psero	Member
14. Hon. Tony Barasa	Member
15. Hon. Maurine Wafula	Member

## **8. Lands, Urban, Physical Planning and Housing**

1. Hon. Francis Chemion	Chairperson
2. Hon. Linda Kharakha	Vice Chairperson
3. Hon. Cornelius Makhanu	Member

4. Hon. Jeremiah Kuloba	Member
5. Hon. Metrine Nangalama	Member
6. Hon. Ali Machani	Member
7. Hon. Edwin Opwora	Member
8. Hon. Waiti Wafula	Member
9. Hon. Hentry Nyongesa	Member
10. Hon. Isaiah Busolo	Member
11. Hon. Mildred Barasa	Member
12. Hon. Barasa James	Member
13. Hon. Eunice Yeko	Member
14. Hon. George Makari	Member
15. Hon. Polycarp Kimeta	Member

## **9. Trade, Energy and Industrialization**

1. Hon. Bernard Kikechi	Chairperson
2. Hon. John Wanyama	Vice Chairperson
3. Hon. Metrine Nangalama	Member
4. Hon. Alfred Mukhanya	Member
5. Hon. Florence Juma	Member
6. Hon. Alice Kibaba	Member
7. Hon. Polycarp Kimeta	Member
8. Hon. Waiti Wafula	Member
9. Hon. Brigit Katasi	Member
10. Hon. Linda Kharakha	Member
11. Hon. Angeline Rugut	Member
12. Hon. Jerusa Aleu	Member
13. Hon. Godfrey Mukhwana	Member
14. Hon. Charles Nangulu	Member
15. Hon. Joan Kiron'g	Member

## **10. Public Administration and ICT**

1. Hon. Tony Barasa	Chairperson
2. Hon. Caleb Wanjala	Vice Chairperson
3. Hon. Timothy Chikati	Member
4. Hon. Jeremiah Kuloba	Member
5. Hon. Cornelius Makhanu	Member
6. Hon. Job Mukoyandali	Member
7. Hon. Joseph Nyongesa	Member
8. Hon. Jackson Wambulwa	Member
9. Hon. Stephen Wamalwa	Member

10. Hon. Franklin Simotwo	Member
11. Hon. Grace Sundukwa	Member
12. Hon. Stephen Kaiser	Member
13. Hon. Brigit Katasi	Member
14. Hon. Francis Chemion	Member
15. Hon. Isaiah Busolo	Member

## **11. Labour Relation, Members Service and Facilities**

1. Hon. Hentry Nyongesa	Chairperson
2. Hon. Catherine Kituyi	Vice Chairperson
3. Hon. Alice Kibaba	Member
4. Hon. Everton Nganga	Member
5. Hon. Millia Masungo	Member
6. Hon. Anthony Lusenaka	Member
7. Hon. Charles Nangulu	Member
8. Hon. Polycarp Kimeta	Member
9. Hon. Brigit Katasi	Member
10. Hon. Everlyne Anyango	Member
11. Hon. Metrine Nangila	Member
12. Hon. Joan Kiro'ng	Member
13. Hon. Orize Kundu	Member
14. Hon. Linda Kharakha	Member
15. Hon. Caleb Wanjala	Member

## **12. Youth, Affairs and Sports**

1. Hon. Violet Makhanu	Chairperson
2. Hon. Grace Sundukwa	Vice Chairperson
3. Hon. Allan Nyongesa	Member
4. Hon. Florence Juma	Member
5. Hon. Timothy Chikati	Member
6. Hon. Cornelius Makhanu	Member
7. Hon. Charles Nangulu	Member
8. Hon. Caleb Wanjala	Member
9. Hon. Idd Owongo	Member
10. Hon. Catherine Kituyi	Member
11. Hon. Dorcas Ndasaba	Member
12. Hon. Everlyne Anyango	Member
13. Hon. Abraham Obama	Member
14. Hon. Martin Chemorion	Member
15. Hon. Metrine Nangila	Member

## STANDING COMMITTEES

### 1. Budget and Appropriations Committee

1. Hon. Jackson Wambulwa	Chairperson
2. Hon. Charles Nangulu	Vice Chairperson
3. Hon. Ali Machani	Member
4. Hon. Anthony Lusenaka	Member
5. Hon. Grace Sundukwa	Member
6. Hon. Milliah Masungo	Member
7. Hon. Meshack Museveni	Member
8. Hon. Joan Kiron'g	Member
9. Hon. Polycarp Wandabusi	Member
10. Hon. Sudi Busolo	Member
11. Hon. Caleb Wanjala	Member

### 2. Powers and Privileges Committee

1. Hon. Emmanuel Situma	Chairperson
2. Hon. Bridgit Katasi	Vice Chairperson
3. Hon. Vitalis Wangila	Member
4. Hon. Allan Nyongesa	Member
5. Hon. Milliah Masungo	Member
6. Hon. Tony Barasa	Member
7. Hon. Orize Kundu	Member
8. Hon. Jack Kawa	Member
9. Hon. Eunice Yeko	Member
10. Hon. Maurine Wafula	Member
11. Hon. Bernard Kikechi	Member

### 3. Justice, Cohesion and Legal Affairs Committee

1. Hon. Jacob Psero	Chairperson
2. Hon. Everlyne Anyango	Vice Chairperson
3. Hon. Jeremiah Kuloba	Member
4. Hon. Timothy Chikati	Member
5. Hon. Everlyne Mutiembu	Member
6. Hon. Linda Kharakha	Member
7. Hon. Francis Chemion	Member
8. Hon. Sheila Sifuma	Member
9. Hon. Edwin Opwora	Member
10. Hon. George Makari	Member
11. Hon. Idd Owongo	Member

### **3. Delegated County Legislation Committee**

1. Hon. George Tendet	Chairperson
2. Hon. Dorcas Ndasaba	Vice Chairperson
3. Hon. Everlyne Mutiembu	Member
4. Hon. Alfred Mukhanya	Member
5. Hon. Job Mukoyandali	Member
6. Hon. Metrine Nangila	Member
7. Hon. Godfrey Mukhwana	Member
8. Hon. Martin Chemorion	Member
9. Hon. Wafula Waiti	Member
10. Hon. Angeline Rugut	Member
11. Hon. Aggrey Bosire	Member

### **5. Implementation Committee**

1. Hon. Aggrey Mulongo	Chairperson
2. Hon. Job Mukoyandali	Vice Chairperson
3. Hon. Florence Juma	Member
4. Hon. Alice Kibaba	Member
5. Hon. Eunice Yego	Member
6. Hon. Franklin Simotwo	Member
7. Hon. Abraham Obama	Member
8. Hon. Catherine Kituyi	Member
9. Hon. Vitalis Wangila	Member
10. Hon. Alfred Mukhanya	Member
11. Hon. Idd Owongo	Member

### **6. Public Accounts and Investment Committee**

1. Hon. Everton Nganga	Chairperson
2. Hon. Timothy Chikati	Vice Chairperson
3. Hon. Jeremiah Kuloba	Member
4. Hon. Anthony Lusenaka	Member
5. Hon. Allan Nyongesa	Member
6. Hon. Metrine Nangalama	Member
7. Hon. Stephen Kaiser	Member
8. Hon. John Wanyama	Member
9. Hon. Jerusa Aleu	Member
10. Hon. Mourine Wafula	Member
11. Hon. Everlyne Anyango	Member

**7. House Business Committee**

1. Hon Emmanuel Situma	Chairperson
2. Hon Stephen Wamalwa	Vice Chairperson
3. Hon Joseph Nyongesa	Member
4. Hon Meshack Wekesa	Member
5. Hon Hentry Nyongesa	Member
6. Hon Violet Makhanu	Member
7. Hon Mildred Barasa	Member
8. Hon Stephen Kaiser	Member
9. Hon Jack Wambulwa	Member
10. Hon Jacob Psero	Member
11. Hon Johnston Ipara	Member
12. Hon. Metrine Nangalama	Member
13. Hon. Cornelius Makhanu	Member
14. Hon. Antony Lusenaka	Member
15. Hon. Milliah Masungo	Member

**8. Procedure and House Rules**

1. Hon. Emmanuel Situma	Chairperson
2. Hon. Stephen Wamalwa	Vice Chairperson
3. Hon. Christine Mukhongo	Member
4. Hon. Benjamin Otsiula	Member
5. Hon. Cornelius Makhanu	Member

**9. Speaker's Panel**

1. Hon. Emmanuel Situma	Chairperson
2. Hon. Stephen Wamalwa	Vice Chairperson
3. Hon. Christine Mukhongo	Member
4. Hon. Benjamin Otsiula	Member

**10. Selection Committee**

1. Hon. Joseph Juma	Chairperson
2. Hon. Anthony Lusenaka	Vice Chairperson
3. Hon. Meshack Wekesa	Member
4. Hon. Milliah Masungo	Member
5. Hon. Busolo Sudi	Member
6. Hon. Tony Barasa	Member
7. Hon. James Mukhongo	Member
8. Hon. Franklin Simotwo	Member
9. Hon. Jerusa Aleu	Member
10. Hon. Everton Nganga	Member

11. Hon. Ali Machani Mutoka	Member
12. Hon. Godfrey Mukhwana	Member

## **11. Committee on Appointments**

1. Hon. Emmanuel Situma	Chairperson
2. Hon. Stephen Wamalwa	Vice Chairperson
3. Hon. Joseph Juma	Member
4. Hon. Joan Kirong	Member
5. Hon. James Mukhongo	Member
6. Hon. Anthony Lusenaka	Member
7. Hon. Everlyne Mutiembu	Member
8. Hon. Vitalis Wangila	Member
9. Hon. Francis Chemion	Member
10. Hon. Grace Sundukwa	Member
11. Hon. George Makari	Member

## **12. Liaison Committee**

1. Hon. Stephen Wamalwa	Chairperson
2. Hon. Christine Mukhongo	Vice Chairperson
3. Hon. Emmanuel Situma	Member
4. Hon. James Mukhongo	Member
5. Hon. Jack Wambulwa	Member
6. Hon. George Makari	Member
7. Hon. Jack Kawa	Member
8. Hon. Joseph Nyongesa	Member
9. Hon. Franklin Simotwo	Member
10. Hon. Tony Barasa	Member
11. Hon. Hentry Nyongesa	Member
12. Hon. Francis Chemion	Member
13. Hon. Benjamin Otsiula	Member
14. Hon. Waiti Wafula	Member
15. Hon. Violet Makhanu	Member
16. Hon. Edwin Opwora	Member
17. Hon. Jacob Psero	Member
18. Hon. George Tendet	Member
19. Hon. Aggrey Mulongo	Member
20. Hon. Everton Nganga	Member
21. Hon. Benard Kikechi	Member

All Sectorial committees have a membership of 15 members. Therefore, to comply with the constitutional gender principle all sector committees must have a minimum of one third of the majority gender.

In this regard, the following sectorial committees as currently constituted comply with aforesaid gender principle;

1. Youth Affairs and Sports
2. Labor Relations, Members Service and Facilities
3. Trade, Energy and Industrialization
4. Health Services
5. Gender, Culture and Social Welfare

The under listed sectoral committees as currently constituted do not comply with the one third gender principle;

1. Finance And Economic Planning-4
2. Education and Vocational Training-4
3. Agriculture, Livestock, Fisheries, Irrigation and Cooperatives Development-4
4. Roads, Transport, Infrastructure and Public Works-3
5. Tourism, Environment, Water and Natural Resources-2
6. Lands, Urban, Physical Planning and Housing-4
7. Public Administration and ICT-2

The Committee on youths and Sports has a higher female gender of seven (7) out of the membership of 15.

#### **Percentage of gender compliance to committees**

S/NO	COMMITTEE	MALE	FEMALE	%
1	Finance and Economic Planning	12	3	20
2	Education and Vocational Planning	12	3	20
3	Agriculture ,Livestock, Fisheries , Irrigation and Cooperative Development	11	4	26.6
4	Roads , Transport ,Infrastructures and Public Works	12	3	20
5	Tourism, Environment, Water and Natural Resources	13	2	13.3
6	Gender, Culture and Social Welfare	9	6	40
7	Health Services	10	5	33

8	Lands, Urban and Physical Planning and Housing	11	4	26.7
9	Trade, Energy and Industrialization	9	6	40
10	Public Administration and ICT	13	2	13.2
11	Labor Relations and Members Services	6	9	60
12	Youths Affairs and Sports	8	7	46.7
13	Budget and Appropriations Committee	8	3	27.2
14	Powers and Privileges	7	4	36.3
15	Justice Cohesion and Legal Affairs Committee	7	4	36.3
16	Delegated County Legislation Committee	6	5	27.2
17	Implementation Committee	7	4	27.2
18	Public Accounts and Investments Committee	7	4	36.3
19	HBC	10	5	33.3
20	Procedure and House Rules	4	1	20
21	Speakers Panel	3	1	25
22	Appointments	8	3	27.2
On average the compliance is 40.9%				

NB/ The composition of the Liaison Committee is informed by the elections of the committees. Therefore, the Selection Committee has no mandate of balancing its gender.

### Committee's Observations

1. The standing committees of Public Accounts and Investments, Implementation committee, House Business Committee and Budget and Appropriations Committee have a specified timeframe given in the Standing Orders.
2. The HBC is constituted at every commencement of the session,
3. The Committees of Budget and Appropriations, Public Accounts and Investments, and Implementation will end their time in November, 2025.
4. That the underperformance of some committees has been occasioned by members laxity, absenteeism and lateness in matters of committees
5. Compliance with the constitutional gender rule is a challenge caused by the voting patterns which are beyond the controls by the County Assembly hence difficult to be complied with

### Percentage of gender compliance to committees

S/NO	COMMITTEE	MALE	FEMALE	%
1	Finance and Economic Planning	12	3	20
2	Education and Vocational Planning	12	3	20
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5	Tourism, Environment, Water and Natural Resources	13	2	13.3
6	Gender, Culture and Social Welfare	9	6	40
7	Health Services	10	5	33
8	Lands, Urban and Physical Planning and Housing	11	4	26.7
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10	Public Administration and ICT	13	2	13.2
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On average the compliance is 40.9%				

NB/ The composition of the Liaison committee is informed by the elections of the committees. Therefore, the selection committee has no mandate of balancing its gender.

### **Committee's Recommendations**

That the Chairpersons of the committees should establish mechanism for regular monitoring and evaluation of committee effectiveness, including, attendance, contribution and the general performance of members within their respective committees whose reports should be used by the Selection Committee while considering review and placement of members to committees

Adoption schedule has been well adopted with two (2) out of 11 not signing the schedule. Allow me call upon Hon. Joseph Juma Nyongesa to second the report.

**Hon. Joseph Nyongesa:** Thank you Mr. Speaker. First allow me appreciate my member who is Hon. Tony for moving the report eloquently and again thank the Committee members for being committed. As per the observation, now that the members are also hearing, let us also improve in terms of meeting attendance. Let me speak intentionally so that it can also be captured so that we also improve.

You know members we are appointed in these committees to ensure that we do oversight in our sector committees and departments by attending meetings not by signing books or maybe through other means. So kindly as you are given that committee, make sure that we get your value by ensuring that the key role of oversight starts from the committee; and by so doing, much shall be done at the committee level.

Lastly, as I second, allow me quote this, it was a misprint by our Committee Clerk. The Committee on Public Administration instead of reading Hon. Johnston Ipara, it read Hon. Stephen Wamalwa; so please capture that one so that Hon. Stephen Wamalwa is replaced by Hon. Johnston Ipara. I second

**Mr. Deputy Speaker:** Well, Honourable Members, the motion having been moved and dully seconded, I now propose the question

*(Question proposed)*

**Hon. Francis Chemion:** Thank you Hon. Speaker and thank you the mover of the motion and the seconder. I don't know maybe having sat in a classroom around eight (8) years ago, I look at the percentage of gender compliance to committees; from my on point of view and observation and this one cannot go the way it is because it is on HANSARD. I would ask the Clerks- at- the- Table as we continue debating they work on the correct percentages so that we move an amendment to correct those percentages put there. Some of them are correct but we have others that are not correct...

Just an example is Delegated County Legislation Committee which has six males and five females and they are saying there, the gender percentage is 27.2; it can't be... its almost balancing. It will be wrong for us to pass this report with such big anomalies. As we continue

debating, the Clerks- at- the- Table should work very fast on the percentages and maybe one of the members moves an amendment to those percentages so that as the mover of the motion comes in to reply, we would be in the correct position. Thank you Hon. Speaker. That is what I have just noted and I wish we find a cure just within because every part of the report is okay except this area of gender percentages.

**Mr. Deputy Speaker:** Hon. Leader of minority the Hon. Anthony Lusenaka Namunyu, Member for Bukembe West

**Hon. Anthony Lusenaka:** (*Point of Information*) Thank you Hon. Speaker. The way I understand any amendment is supposed to be brought to the House two hours before the report is read and that is the procedure. So maybe what we can do is to just allow the report to go through; that is just a typo which doesn't have any significant impact. So for any amendment, it has to be two hours before the report is read

**Mr. Deputy Speaker:** Hon. Isaiah Sudi Busolo

**Hon. Isaiah Sudi:** Mr. Speaker we can still pass a document with amendments, we can debate the report then pass it with those amendments; that especially the Committee on Delegated Legislation where we have six (6) and five (5) that is 45 and 55; it should be on record so that they are corrected.

**Mr. Deputy Speaker:** Well Hon. George Wasike Makari

**Hon. George Makari:** I want to note what Hon. Chemion has said but instead of throwing the child with the birth water, I think we can pass the report and then the Committee can take note of the changes. I think it was an oversight. I doubt if they deliberately put in that six (6) and five (5) percentage is 27; it could have been an oversight. I was thinking we can just pass the report because other compositions are okay. The only issue coming in is now the issue of percentages and I think that one the mover of the committee report can take note of that and then the same can be rectified by the secretariat.

**Mr. Deputy Speaker:** Hon. Makari, thank you so much. Honorable Members, you have to remember that we can be debating a motion but then the Hon. Leader of Minority, a member, proposes that this is what I feel should be amended and you call a seconder during such a motion...it is allowed that the proposer of the amendment proposes and calls in a seconder and then you debate on the same then we move so that we adopt the report with amendments. You are forgetting that aspect. Hon. Masai.

**Hon. Francis Chemion:** Yeah, you are very correct Hon. Speaker. We normally have a motion within a motion

**Mr. Deputy Speaker:** Yes!

**Hon. Francis Chemion:** So I want to propose maybe the secretariat must have worked out the percentages already. I wish to propose that we do amendments in those percentages that are not correct and ask one of our members to second so that we come now with those percentages then

we read them, and then we cure the mischief. Maybe I would ask Hon. Obama to second the motion within a motion.

**Hon. George Makari:** But Chair, the motion is already up ready for debate so you cannot move and propose

**Mr. Deputy Speaker:** Honourable Members... no, Hon. Makari; this amendment is very much in order that a member observes an anomaly and proposes that we amend. It is allowed; it is not something that is prepared. This one is during debate where we can have a motion within a motion when we want to amend so that we adopt the report with amendments. It is very much allowed. So let us have Hon. Obama seconding.

**Hon. Abraham Obama:** I second, Hon. Speaker

**Mr. Deputy Speaker:** Very well now Honourable Members. A motion having been proposed and seconded I now propose that this House debates the amendments especially on percentages observed in the selection report in the report before the House.

*(Question proposed)*

*(Question put and agreed to)*

The amendments are adopted.

Now we go back to the main motion and we call upon the Hon. Waiti.

**Hon. Waiti Wafula:** Thank you Mr. Speaker for giving me this opportunity to also put flesh. I want first of all to commend the mover of the motion for having eloquently moved the report. I just have one concern over what the Leader of Majority stressed on a particular replacement mainly mentioning you having been replaced by Hon. Okasida. He repeatedly mentioned the same... so I would wish that this House knows that the presiding Speaker today and Hon. Okasida come from one region. One having replaced another brother from the same region is a sign of maturity; it is a sign of friendship of this Honourable House but not enmity.

**Mr. Deputy Speaker:** Thank you very much; we now call upon the mover to reply. Hon. Tony Khaoya Barasa.

*(Loud consultations)*

Honourable Members what Hon. Waiti is saying is very much in order; it was a typo. Hon. Okasida is the name, that name Stephen Wafula Wamalwa was actually to be Hon. Johnston Okasida Ipara. That is how it is that is what he has mentioned. Proceed Hon. Tony

**Hon. Tony Barasa (Mover to reply):** Thank you Mr. Speaker. You remember when I went to consult my chairperson because I had seen an anomaly. They had a typing error on Public Administration and ICT name No. nine of Hon. Stephen Wamalwa; it was supposed to be Hon. Johnston Ipara.

Mr. Speaker I wish to thank all members who have debated on this matter and more importantly I want to thank the observation made by Hon. Masai Francis for the issues to do with

amendments which we want to agree with. With your permission, I want to report the observation number five, Committee on Delegated County Legislation; I want to report is 45 per cent. That is 45 and Implementation is 33.3 per cent.

Hon. Speaker I want to take note that we had had a challenge with composition as noted under observation No. 5 on issues of balancing gender and the compliance with the constitutional gender rule caused by the voting patterns which are beyond the controls by the County Assembly; hence difficult to comply with. It is true Hon. Speaker; to balance the gender as constituted in this County Assembly, it has become a challenge but I would also like to take note that as Chairs of the committees, let us keep watch on our committees. Otherwise I want to beg that this House adopts the report.

**Mr. Deputy Speaker:** Thank you Hon. Tony Khaoya

*(Applause)*

Now Honorable Members allow me now put a question.

*(Question put and agreed to)*

The report is adopted.

*(Applause)*

## **ADJOURNMENT**

Honourable Members that was the last item on the Order Paper. The House will adjourn to resume tomorrow the 25<sup>th</sup> day of September 2024 at 9:30 a.m.

***The House rose at 4:42 p.m.***