

COUNTY ASSEMBLY OF BUNGOMA

COUNTY ASSEMBLY DEBATES

SPECIAL SITTING

DAILY HANSARD

WEDNESDAY 28TH SEPTEMBER, 2022

Morning Sitting

COUNTY ASSEMBLY OF BUNGOMA
HANSARD OFFICIAL REPORT
WEDNESDAY 28TH SEPTEMBER, 2022

The House met at 9:30 a.m.

(Mr. Speaker [Hon. Emmanuel Situma] in the Chair)

PRAYER

ADMINISTRATION OF OATH

Mr. Speaker: Honourable members, welcome to this special sitting that I appointed today 9:30 a.m. and another sitting at 2:30 p.m. Honourable members, the essence of this special sitting is to comply with Standing Order 173(2), 174 (3) and 209 (3) which states that the House Business, Selection and Appointment committees should be established within 7 to 10 calendar days respectively after first sitting which was held on 21st September 2022.

Further, in nominating members to serve in the said committees, there must be leadership in place. Therefore, the essence of this morning sitting is to dispense with the said matter through my communication to bring to the attention of the House the leadership of the House accordingly.

Honourable members, following the reasons advanced above, I appointed today both this morning and afternoon to dispense the matter through a gazette notice number 11720 of 27th of September 2022 thus convening of this sitting and the one of the afternoon is properly convened as per our Standing Orders.

Honourable members, my office is in receipt of the gazette notice number 11259 specifying the gazette of one Allan Nyongesa Wanyama as a member through DAP-K representing the youth in fulfilling the dictates of article 74 of the Constitution which provides that no person shall assume or perform any functions of the office of the Member of the County Assembly before taking and subscribing to the Oath/Affirmation of the office.

Therefore, I will proceed to administer an Oath or Affirmation to the said person before he begins to undertake the duties but before that, we want to refer to the Standing Order that are basically in our Order Paper for clarity and confirmation.

(Honorable members standing at the bar)

Members, kindly take your seats first before I proceed!

(Honorable members take their seats)

Honourable members, Standing Order No. 3(iv) pursuant to article 74 of the Constitution; *no person shall assume or perform any function of the Office of the Member of the County Assembly before taking and subscribing to the oath or affirmation of office provided for under paragraph 1.*

(vi) *At any other time, the oath or affirmation of the office shall be administered by the Speaker immediately after the prayer.*

vii) *When a member first attends to take his or her seat after the first sitting of the County Assembly, the member shall before taking his or her seat be escorted to the table by two members and be presented by them to the Speaker who shall then administer to the member the oath or affirmation of the office.*

To that extent, I ask members of DAP-K to be able to bring forward the said one Allan for swearing in purpose accordingly.

(Allan Wanyama Nyongesa is escorted by Hon. Metrine Nangalama and Cornelius Makhanu)

Mr. Speaker: Hope you are confirming he is the one you are supposed to swear in or an imposter.

Hon. Metrine Nangalama: He is the one Mr. Speaker

Mr. Speaker: By the name?

Hon. Metrine Nangalama: By the name Allan

Mr. Speaker: Just finish properly

Hon. Cornelius Makhanu: Mr. Speaker Sir, he is the one, Allan Nyongesa Wanyama.

Mr. Speaker: That is in order. Now we will proceed and have him taken an oath of office. Are you a Christian or Muslim? So do you affirm or take an oath?

(Hon. Allan Wanyama Nyongesa took an Oath of office)

(Applause)

Mr. Speaker: Thank you. You will sit here and be able to sign the book of the oath. Congratulations on your nomination. Now you can resume your seat!

(Applause)

You take him to where he is supposed to seat because before, he was a stranger to the House. Thank you Honourable members for your patience.

COMMUNICATION FROM THE CHAIR

Mr. Speaker: Honourable members, I received communication from the minority whip of Azimio coalition party. I have taken my time and looked at the relevant Standing Orders specifically Standing Order No.23(1)(a) and (b), (2) and (5) read with Standing Order No. 24(1) (a) and (b) and 3. They comply with the notice of convening the meeting, minutes of the meeting, list of the attendees and the resolution arising from the said meeting.

Having complied with that, I can now go ahead and read the resolution of that meeting to the House accordingly.

From Minority Whip Azimio Coalition County Assembly of Bungoma

To the Speaker County Assembly of Bungoma P.O Box 1886 50200 Bungoma

Communication as stipulated under Standing Order No.23 (v).

I wish to communicate the resolution of Azimio Coalition Party in a meeting held on 24th September 2022 as required under Standing Order 23(v), the members resolved as follows;

Hon. Antony Lusenaka was unanimously elected as the Leader of the Minority.

(Applause)

Hon. Everline Mutiambu was unanimously elected as the Deputy Leader of the Minority.

(Applause)

Hon. Millia Masungu was unanimously elected as the Minority Whip.

(Applause)

Hon. Vitalis Wangila was unanimously elected as Deputy Whip of the minority.

(Applause)

They have attached the notice as per the law, the minutes, the attendance list and the resolution accordingly.

The second communication concerns a communication from Kenya Kwanza Coalition. Equally, I took my time after receiving the said communication from the Chief Whip Kenya Kwanza coalition on the House leadership as per the Standing Orders.

Honourable members, I have run through the said communication and the attachments having a notice convening the meeting, minutes of the meeting, list of attendance and the resolutions arising from the said meeting. The said communication fully complies with Standing Order 21(a) and (b), ii (v) 22(1)(a) and (b) and 3 hence in order for me to make the communication as follows;

From Kenya Kwanza Coalition Party

To The Speaker County Assembly of Bungoma

Communication from Kenya Kwanza Coalition

Following the notice of the meeting held at Santa Mara Hotel on 26th September 2022, I hereby wish to communicate the resolutions made from the Kenya Kwanza Coalition of the Leadership of the House as per the minutes attached. Signed by the Chief Whip Hon. Meshack Museveni

In the said meeting, Hon. Joseph Juma Nyongesa was elected the Majority Leader

(Applause)

Hon. Joan Kiron'g MCA Kapkateny Ward was elected Deputy Majority Leader

(Applause)

Hon. Meshack Simiyu Wekesa Museveni MCA Mukuyuni Ward was elected Majority Chief Whip

(Applause)

Hon. Busolo Isaiah Sudi MCA South Bukusu was elected Deputy Majority Chief Whip.

(Applause)

Having fully constituted the House leadership, I urge them to retreat whether in the tent or in this House after this session for some time and forward the names forming the House Business, Appointment and Selection Committees. Why we chose this thing first; membership of the House Leadership are automatic members to HBC, Appointment and Selection by virtue of their positions.

First, we had to comply with this leadership first then we go ahead and form the committees accordingly.

Lastly members, we are 62 in this House. We have areas reserved for the Leadership of the House. If they are indicating that the Deputy sits here kindly don't sit there because you are not the one so that we do not have a situation where the Deputy Speaker is sitting behind there where nobody cannot sit in his place and we have a shortage of one Chair.

If you are fond of sitting behind learn to sit in the front bench. If you used to be on the opposition and you are now in the Government side, learn to sit the other side also accordingly.

Honourable members, the challenge we are having now is that the reserved chairs will be marked after this session, so that when we come back at 2:30 p.m. the Majority and Minority will occupy their reserved seats. For now, it is not marked out clearly. Now my brother Hon. Mukoyandali, you can still sit comfortably, there is no problem to worry about but 2:30 p.m.

learn to sit in your area. Let him warm the Chair now, at 2:30 p.m. he will have his rightful place to sit.

Yes I am seeing Hon. Chemion on line!

Hon. Francis Chemion: Thank you, Mr. Speaker. Before we move to the next order; you know this is a House of rules and procedure. I want during your own time Honourable Speaker; maybe as you come back today or after we have come back to give us, you know you have mentioned from your communication that we have a party called Azimio.

It is very clear that the communication has come from Azimio Coalition Party. To me it should have just come from the Minority Party because if you call Azimio a party then it is just a single party which may not be having a member in this House.

I am not asking a direct answer, you will give us a better communication in the near future because I am very sure we do not have any member from Azimio party. We have members of DAP-K, ODM and Jubilee but we do not have a member of Azimio party.

Mr. Speaker: Thank you, Hon. Chemion.

Hon. George Makari: Thank you, Honourable Speaker. I wouldn't wish to dispute what Chemion has said but I do not know if you have the Coalition instruments with you according to Parties and Coalitions as represented at the National level. Maybe if you can enlighten the House on that.

Mr. Speaker: Anybody else? Honourable Chemion and George Makari; I will ask for some time because I must get the copies from the Registrar of Political Parties so that we share them. Let each Coalition have its own copy, look at the composition, as you are saying there is no Coalition called Azimio Coalition Party. We are going to look at those issues because I know we have some description about that, so let us wait for that time when we resume our normal sittings.

Honourable members, today was majorly swearing in of the new member and equally doing communication of the leadership of the House. We will adjourn for now and resume our sitting at 2:30 p.m. today for the last session of our sitting.

You are aware that our gazettment had today in the morning as one of the items tabling the names of HBC; we could not have done so because of the issue of leadership, so they will be done at 2:00 p.m. accordingly as per our Order Paper of 2:30 p.m.

We adjourn accordingly and resume at 2:30 p.m for our afternoon session.

(House adjourns)