REPUBLIC OF KENYA

COUNTY ASSEMBLY OF LAIKIPIA

THE HANSARD

Wednesday, 10th November, 2021

The House met at the Assembly Chambers at 2.30 p.m.

[The Temporary Speaker (Hon. Catherine Nyawira) in the Chair]

PRAYERS

QUORUM CALL

Temporary Speaker (Hon. Catherine Nyawira): Clerk can you confirm whether there is quorum.

(Lack of quorum confirm)

Temporary Speaker (Hon. Catherine Nyawira): I wish to order Serjeant at Arms to ring the quorum bell for ten minutes.

(Quorum bell rang for two minutes)

Temporary Speaker (Hon. Catherine Nyawira): Clerk can you confirm whether the Assembly has achieved quorum.

(Quorum confirmed)

COMMUNICATION FROM THE CHAIR

RECOGNIZING NGENIA SECONDARY SCHOOL STUDENTS

Temporary Speaker (Hon. Catherine Nyawira): Hon. Members, I have a communication to make. With us is Ng'enia Secondary School from Mukogodo East. You may rise. We would like to welcome you in the Assembly. We hope that you will learn as you see what we do here. Feel welcome. With them is their teacher Ms Charity Murugi. Welcome and thank you.

MOTION

QUARTERLY REPORT AND FINANCIAL STATEMENTS FOR THE DEPARTMENT OF COUNTY ADMINISTRATION FOR MARCH, 2020

Hon. Stephen Ndiritu: Thank you, Hon. Speaker. On behalf of the Chairperson of the County Cohesion Committee, I have a report of the report of the Committee on County Cohesion, Justice and Legal Matters on County Government of Laikipia (Executive) quarterly report and financial statements for the quarter ended 31st March, 2020 for the Department of County Administration and Public Service.

Bi. Spika kabla ya kuelekeza huu muswada, ningetaka kuwakaribisha wanafunzi kutoka Ng'enia katika kikao hiki cha Bunge. Naelewa shule ya Ng'enia na kuna wakati tulienda siasa

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wakati Rais alikuwa amekuja katika Kaunti ya Laikipia. Kuna soko ambayo tulipigania huko ambayo inaitwa Mia Moja. Nawakaribisha na nafikiri wataweza kusoma mengi kuhusu wajibu wa Bunge.

Madam Speaker, I beg to move the following motion;

THAT this House adopts the Report of the Committee on County Cohesion, Justice and Legal Matters on County Government of Laikipia (Executive) quarterly report and financial statements for the period ended 31st March, 2020 for the Department of County Administration and Public Service dated 26th October, 2021.

Madam Speaker, on page 3 of this report there is preface and I will start from there.

Preface.

Madam Speaker, on behalf of the Members of the Committee on County Cohesion, Justice and Legal Matters in pursuant to the provision of standing order No. 191/5 (f), It is my pleasure and duty to present to the House, the Committee's report on the County Government of Laikipia (County Executive) Quarterly Report and financial statements for the Quarter ended 31st March, 2020.

Committee Membership.

The Committee as currently constituted, comprises of the following members:

1. Hon. Catherine Nyawira - Chairperson
2. Hon. Zamzam Hussein - Vice Chair person
3. Hon. George Karuiru - Member
4. Hon. Daniel Nyausi - Member
5. Hon. Patricia Muthoni - Member
6. Hon. Judy Lukio - Member
7. Hon. Stephen Ndiritu - Member

Committee Mandate

The Committee is established under the Standing Order No. 191 which provides that the committee shall investigate, inquire into and report on all matters relating to the mandate, management, activities, administration, operation and estimates of the assigned departments among other functions.

Committee Meetings

Madam Speaker, the Committee has held a number of meetings to scrutinize the document as required prior to tabling it in the House. On behalf of the Cohesion, Justice and Legal Matters Committee, I have the honour and pleasure to present the Committee's report.

Madam Speaker, May I take this opportunity to thank all the Members of the Committee for their valuable contributions during the entire process.

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Madam Speaker, because the members have this report and they have gone through I request we go to page 5. There is a table on budget execution by the programmes and sub programmes for the quarter ended 31st December, 2019. The table has;

PROGRAM	SUB-PROGRAM	DESCRIPTION	APPROVED BUDGET-(Q1+Q2)	ACTUAL PAYMENTS –Q3	(AB-(Q1+Q2)-Q3=V	AR

On page 7, there is the committee observations;

Committee Observations

Madam Speaker, the County Cohesion, Justice and Legal Matters made the following observations;

1. Security and policing support services had the lowest absorption rate at 11.4% whereas General Administration Planning and support services had the highest absorption rate at 56.5%.
2. The County Administration and Decentralised services sub programme which is not under the County Administration Programme did not utilise any of the funds allocated for three consecutive quarters.

Committee Recommendations

Madam Speaker, the County Cohesion, Justice and Legal Matters Committee made the recommendations that;

1. The County Government needs to plan for project expenditures before use. They should also prioritise on security and policing support services since some areas in Laikipia County are prone to insecurity.
2. The County Administration and Public Services Department should ensure that those projects that are budgeted for are completed and the funds utilised accordingly.

Committee Conclusion.

That this House adopts on the Committee on County Cohesion, Justice and Legal Matters on the County Government of Laikipia (County Executive) Quarterly Report and financial statements for the Quarter ended 31st March, 2020.

Bi Spika, hii kamati ilifanya kazi ambayo inastahili. Kama vile ripoti imeelezea, wakati mwingi utakuta kuna bajeti ambayo tumepitisha na pesa zinapitishwa ili ziweze kufanya miradi ambayo ilikusudiwa. Tukiwa robo ya tatu hizo pesa hazitumiki vile ambavyo inastahili. Hili jambo hatutaruhusu sisi kama Bunge kwa sababu madhumuni ya pesa kama hizi ni kusaidia wananchi wa Laikipia na kufanya miradi ambayo itasaidia wanaolipa kodi na kuhakikisha ya kwamba hizo pesa zimetumika mahali ambapo panatakikana.

Ukiangalia mipangilio zingine utakukuta kwamba wengine hawajatumia zile pesa ilhali ukiangalia hii ripoti tunaongea kuhusu robo ya tatu ambayo inaonyesha Pesa mingi hazitumiki kwa njia ipasavyo. Kama pesa ilikuwa imepeanwa ya kuweka mataa na napeana hiyo kama mfano

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kisha ukute tuko robo ya tatu na zile pesa hazijatumiwa, utaona ya kwamba kuna ulegevu mahali fulani. Zile mataa zilikuwa zisaidie watu mahali ama kijiji fulani. Wale afisa ambao wamepewa majukumu ya kuhakikisha ile kazi imefanyika unapata kwamba wamezembea.

Nimesema katika Bunge hili, kila mtu katika afisi anayofanya kazi anafaa kuwajibika. Bajeti isipotumika vyema Wananchi ambao wako huko watalaumu MCA ama Gavana lakini unakuta wale ambao wanafaa kufanya ile kazi, Wananchi hawaulizi kwa sababu wale hawapigiwi kura. Watu kama wale ambao hawatekelezi kai yao wanafaa kufutwa.

Wakati mwingine ripoti kama hizi tuwe tunafanya mapendekezo kwamba hawa tu wakaende nyumbani. Kama Bunge hili kama hatuna ratiba ya kila siku tutalaumu Karani Mkuu. Lakini Wananchi wakiwa kule hawatajua ni mimi ama ni Karani mkuu. Kama Karani mkuu yuko na shida ambebe mzigo wake. Kama MCA yuko na shida pia ambebe mzigo wake. Kwa hayo machache ningetaka kuwauliza Wabunge kwa sababu wamepitia hii ripoti watoe maoni yao na mahali wanaona hakujatekelezwa ipasavyo watueleze ndio tuangalie tukifanya ripoti zingine.

Bi Spika, nikiangalia hii ripoti yangu kuna wale wajumbe nimetaja hapa na kwa vile umenishika niweze kutekeleza wajibu wa kuwasilisha mswada huu kwa niaba yako nitamuita Mheshimiwa George aunge mkono.

Hon. George Karuiru: Thank you, Madam Speaker. I rise to second the report well elaborated by the Hon. Member for Thingithu. I would like to take this chance to welcome the students of Ngenia secondary school, and their teacher and actually applaud them for getting time to visit their Assembly of Laikipia. Madam Speaker, we have had issues that these student in the gallery were not part of the program of CBC. I know we will have students of primary schools so that it will be easier to nurture their interest. Now that they are here now that we have we have awaiting Governors, presidents and MCAs it is easy for them to go out after school to campaign and become leaders.

I want to congratulate the Committee for coming up with this quarterly report because I know it is represented from the Executive, gone through by the committee Members analysed and I know that is why we have recommendations. I, Karuiru I come from Olmoran. Part of what even if it's a matter of security is in the National Government and from what we have experienced, I think from the Committee's recommendations and Observations is about the security and policing support services.

Madam Speaker, as a County Government we also have a mandate on security issues on what we have experienced. I must thank the office of the Speaker, Clerk and Hon. Member for they came to the rescue of my People, and Githiga when there were houses that were torched, people killed and animals stolen. As per the recommendations, I want to say that and this can go to the record that the County Government despite the huge budget in the Cohesion, Justice and Legal Matters sub-program it is the high time that if the Executive thinks of bringing a supplementary this is what is supposed to be captured.

Madam Speaker, I was reading in the Social Media today that we have been added about 250 vehicles in the leasing programme. As the representative of Olmoran, we have had a lot of challenges during the traversing of insecurity areas. What I want Executive to do if they will have a Supplementary budget is to put some funds sought of emergency for fuelling those vehicles.

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Insecurity in Olmoran and Githiga shows that even if the National Government fuels these machines, the furthest they can go if possible is a half month.

Madam Speaker, if we don't facilitate the APC (Armoured Police Vehicles) and the Land cruisers, it will be a challenge because these bandits don't say when they are coming. Part of what we can do is fuelling those vehicles.

Madam speaker, of-late we complained and I congratulate the Members for their assistance plus the Cohesion and Legal Matters Committee and we attained some NPR. These NPR are getting a stipend. Some who are currently enrolled are even not getting anything. It will be prudent to use those men and some married with families to give security to others yet they are not getting anything. In the three wards and part of Rumuruti was sometime affected. These NPR works day and night.

I would request the County Government to get involved because these guys are armed by the National Government through the directorate of the NPR. Madam Speaker, if we can have a supplementary budget that can actually have a stipend added to the National Government one because it is on the way to award the NPR's if we give them Kshs 5000 it would not be hectic to the County Government. Madam Speaker, as outlined you can see the observations and recommendations from the committee.

Madam Speaker, I think if we get some more NPRs under the County Government we will be well. We have been saying that security is improving, but today at 6.00 am at a place called Ng'erecha, in Githiga. A GSU camp was attacked. If we check where we are the fuel for traversing from across so many security personnel that we have the response of the GSU, The Kenya Army, the Anti Stock Theft Unit was very poor.

If asked it was because of waiting for the raising program to be changed, about breakdown of wheels, APC doesn't have fuel and Madam Speaker that is the importance of putting what we have here today. I know the representative of Githiga Ward, Hon. Thomi was in tatters trying to see what he can help and salvage the GSU police camp. Madam Speaker, not only was it attacked but we lost one life of a GSU Officer. We are waiting to hear whether there are more casualties.

I think when we talk of losing Police Officers and the lives of the ordinary citizen has also been lost, it is prudent that we just observe them and say that this department or the security docket is for the National Government. We have a big role to play. The next thing I would want to say is what the mover of the motion put about the *Mulika Mwizi* or what we have. I think we have only gone around once siting up some of this *Mulika Mwizi* on the streets. Once we enquire because it has always been in the records, there is that issue of procurement processes.

I know because we always have a good budget on the same, this report should immediately be taken back with reservations and I don't want to call them reservations but actually a brainwasher for us or the Executive to know what they have not indicated and what they have prioritised should now be prioritised so that we also make our people feel comfortable. I second the report and I urge the Honourable Members to support it and I hope it will be improved. Thank you, Madam Speaker.

(*Question proposed)*

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Hon. Daniel Mugweru: Thank you, Madam Speaker. I rise to support this report. Before I do that I wish to warmly and joyfully welcome acknowledge and applaud the students of one of the best schools in this country. In fact I believe it the best in the country in my own standards because in one way they produced me. I schooled there, I am a former student of the school and I feel that this is the best school ever in this country.

Madam Speaker, when I say it is one of the best schools, I happened to come from the school and my neighbouring member of Timau Ward was also my classmate in the same school, Hon. George Kimathi Korambo in Meru county. I believe that this school can produce the greatest men and women in this Country.

Madam Speaker, as I support this report I am so happy to have them in this Assembly to understand the roles of the Members of County Assembly, to understand the functions of this House Madam Speaker. It is so unfortunate, though I wish to congratulate the committee for coming up with this clear report and a report that is giving the true picture of the department of the County Administration in this County. It is unfortunate that we can be having a report showing that the Administration Department and especially on issues related to security they utilised zero shillings. We know very well that issues to do with security in Laikipia County are very serious.

As Hon. George Karuiru from Olmoran, where so many cases have arisen Madam Speaker, has just stated that every day and every week we are hearing people dying from Laikipia County yet we find that the County administration especially on issues to do with security they were not able to utilise even a single shilling, it had a very low absorption rate of 11.4 and that is not the first quarter, it is 3 quarters consecutively Madam Speaker.

It shows how irresponsible this Government is and as Honourable Member for Thingithu has said, that the recommendations that have been given by the committee needs to be added, because if someone failed to do street lights on a place on a shopping centre like Kalalu and then someone happens to die in the same shopping centre at night, it tell us that that person that failed to perform their duty should not only be sacked, that person should be jailed. Because someone lost life because of your incompetence then you should be sacked and jailed.

Madam Speaker, in as much as we are giving recommendations in different committees, we need to put strong recommendations so that some of the people who have failed this Assembly, some of the people who have failed the Government of Laikipia carries their cross. I feel that as we surrender the recommendations from this House, that recommendation of sucking and jailing them should also be included here as number three.

It is unfortunate that the year that ended 30th March, 2020 where I recall very well we had budgeted for street lights in every Ward at least for two shopping centres. For example in my ward we had Mathagiro Shopping Centre, Kwa Mwaura Shopping Centre, and Mugumo Shopping Centre. It is unfortunate having a report that they did nothing yet the street lights to date are not in place. Where did this budget go to? We are hearing that people of Olmoran are suffering today, we run to do supplementary budget, we are calling for well-wishers yet this money that was set for the same work was not utilised.

It is unfortunate because when I joined this Assembly I found that the first devolution Government of Laikipia used to fuel police vehicles for patrols, including Umande Ward. From the time we joined this government, the second government, we have not been fuelling the

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vehicles, and the National Government has brought the vehicles to the police stations, we are only needed to fuel the vehicle for them to patrol our areas. Two weeks ago we lost a young person from Umande whereby cattle rustlers came and stole goats from one of our pastors and it was only like 3 km from the police post, but the police vehicles dint have fuel, yet we are calling ourselves Government. What Government is this that cannot fuel a police vehicle to patrol and give security to the citizens that they represent?

We represent the people of Laikipia and we are supposed to provide security for them. Now that the government leased vehicles for the police stations in Laikipia are on the way, how prepared are we in fuelling the said vehicles Madam Speaker, because we might sit down here read the reports on what happened 2 years ago or even last year yet we are not taking any step to improve in the coming years.

If you go to the flood light that is at Mureri shopping centres, today is the fourth month and it only needs repair and maintenance. It was set there and till today for the last 4 months it has not been repaired. The shopping centre is dark and many other flood light in this county are spoiled yet the department of administration has the highest budget in this county. Madam Speaker, the street light that were supposed to be installed 2 year ago, none has ever been installed and the few that were installed 2 years ago, are not functional.

We need to rise beyond this narrative of saying that it is the County or National Government, the Government does not die, but its people are the ones that die. When the Citizens dies the Government does not. It does not matter whether it is the National or the County Government what they need is the security of their lives Madam Speaker.

Madam Speaker, the last thing is that today there is an anti-stock theft post that was set up in Magutu, which is in Mukogodo East. It is so unfortunate that if you go to that anti-stock theft police post it does not even have an ablution block. They do not have toilets there. It is so unfortunate that we set a budget of millions of money for this department yet they have not done anything for this County. The only money that they are good at utilizing is of programmes like trainings because it is easier to loot it.

Why are they not serious with development? The only things that they do are trainings and public participations, being followed by over thirty vehicles to do a public participation that has only thirty members of the community present. The vehicles are many than people who are present in public participation, and those vehicles are fuelled. Those vehicles have senior officers who are paid and given allowances for the same. We need to change our game and channel the money to the right institutions. Whenever money is set in a department it should be utilized as budgeted.

Madam Speaker, it is so unfortunate that the people of Laikipia today will hear that the observations that were seen in this department were that the security was forsaken in this County yet people are dying day after day. I wish to support the report and as I support it, I wish that in the report which will be taken to the Executive we add more recommendations, and the key recommendation should be that the people who have failed in their job should be sacked and jailed so that the people of Laikipia may get their right.

I support and thank the Committee for coming up with this report that portrayed the true picture. Whether we are in the bad light, let it be portrayed. I support the committee and wish that

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they would go to the next level of making sure that the department of Administration listens and acts on the recommendations that are given by this House. Thank you.

Hon. Judy Lukio: Thank you, Madam Speaker. I must start by appreciating the students of Ngenia High School… I am not comfortable (*switches to a different microphone).* Thank you, Madam Speaker. I will start by appreciating the students of Ngenia High School who are still learning in their classes and have had time to come here whereas other students in other counties or the country are busy burning their own schools. I appreciate them so much, and *karibuni sana.*

Madam Speaker, I also want to make my contribution in supporting this document. If we would go to page 5, this diagram shows us very clearly how the funds were utilized, what was allocated and what remained in the three quarters. This diagram shows us very clearly the departments which have failed the Laikipians. Without going one by one I must say that according to the observations which we made as the Committee Members, security and policing support services had the lowest absorption rate at 11.4% whereas general administration, planning and support services had the highest absorption rates which is also very nice.

The second observation is that the County administration and decentralization services sub-programme which is under the County administration programme did not utilize any of the funds allocated for three consecutive quarters. There is a lot of concern in that programme and they should, as other Members have stated, pull up their socks and know that we are here as government officers and representatives of the people to offer services.

As the recommendation is stated, the County administration and public service department should ensure that those projects that are budgeted for are completed and the funds utilized accordingly because they have not done the same. I also congratulate the committee for being on time and bringing this report and I must say they have done a good job. Thank you and I support.

Temporary Speaker (Hon. Catherine Nyawira): I now put the question… the Mover to reply, sorry.

Hon. Stephen Ndiritu: Asante, Bi Spika. kwanza nataka kurudisha shukrani kwa Wajumbe waliochangia kwenye mswada huu. Nafikiri huu ni mswada ambao umekuwa na mambo mengi ambayo Wajumbe wako nayo hasa wakati Mjumbe kutoka Ol Moran ameweza kuchangia vile sehemu hiyo imekuwa na ukosefu wa usalama, hasa wananchi wa sehemu hiyo kuuawa na kuhamishwa. Vilevile ningetaka kutoa rambirambi kwa afisa ambaye amepigwa, kulingana na Mheshimiwa kutoka Ol Moran ambaye ni George Karuiru wa Wairimu na Kanyi. Kama afisa wa polisi anauawa, mwananchi wa kawaida yuko wapi?

Bi Spika, ningeomba wale ambao ni maofisa wanaofaa kutekeleza kazi yao watekeleze jinsi inavyostahili. Kama vile Mheshimiwa wa Umande ameweza kuongeza ya kwamba wale maofisa ambao hawafanyi kazi wanafaa kuachishwa hiyo kazi ama hata kufungwa. Wakati unaona watu wanauawa kule Ol Moran ilhali Bunge iliweza kupitisha pesa ya kuwawezesha polisi na wale wanaoweka usalama huko na unapata hizo pesa hazijatumika, hilo ni jambo chungu sana.

Mimi nimeona wakati mwingi eti Kenya tunaenda nchi zingine kama Somalia kusaidia na tunatumia pesa nyingi. Hapa Laikipia unapata kuwa serikali haiwezi kuingilia na kufukuza hao wezi wanyama. Kama ningekuwa waziri wiki moja nafikiri Mheshimiwa Karuiru hangekuwa amewaona hao watu hapo. Naomba nifanywe waziri wa usalama siku moja, nitasafisha hilo eneo lote na nafikiri hao watu wataondoka hapo wala hawatawahangaisha watu wa sehemu hiyo.

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Kama ambavyo Mheshimiwa wa Umande amesema, maofisa wengine wamekuwa walegevu. Ametoa mfano wa taa zilizo kwenye wodi yake ambazo hazijawaka kwa zaidi ya miezi mitatu au minne ilhali ni jambo linalofaa kufanywa haraka. Unapata kuwa maofisa wanaofaa kufanya hiyo kazi wanalegea. Badala ya kuwalaumu wale maofisa, wananchi wanaweza kuwa wanamlaumu Mheshimiwa ambaye hawezi kutengeneza hiyo taa kwa sababu hana nguvu ya kufanya hiyo kazi, kwa vile kila mtu ana kazi yake.

Naomba watu walio Umande wajue mahali ambapo makosa ipo. Haiko kwa Mheshimiwa, iko kwa maofisa wanaozunguka hapa kwenye viti na kuzembea kazini. Katika muda usio mrefu tutawamulika ipasavyo na nafikiri Kaunti yetu itakaa jinsi inavyostahili. Nikifunga, nataka kuwashukuru wanafunzi walioweza kufika kwenye Bunge hili kwa sababu wameweza kujua mengi tunayoyafanya hapa. Ningeomba waje siku nyingine tukiwa na mjadala ulio moto, ambapo tutakuwa hata tunapiga kura hapa ili waweze kuona vile Bunge inavyofanya kazi. Leo wamekuja tukijadili mswada wa matumizi ya pesa. Ningetaka waje wakati kama huo waone jinsi tunavyofanya kazi tukiwa wengi na kuweza kupigia kura mambo ya fedha na yale mengine yote.

Nawatakia kila la heri, siku moja wawe kwenye vikao kama hivi ambavyo sisi tuko kwa sababu sisi tunaendelea kuzeeka, lakini mimi mwenyewe sijazeeka sana kwa sababu sijafikisha miaka sitini. Nafikiri nitazeeka nikifikisha miaka sitini. Nawaombea kuwa wakimaliza masomo waweze kuingia kwenye mambo ya uongozi katika ngazi yoyote, iwe ya kisiasa ama maofisi makubwa. Tunawatakia kila la heri. Nafurahi kwa sababu kwenye Bunge hili tunaye mwanafunzi mmoja wa zamani wa shule hiyo. Nasikia nina kiburi zaidi kuona kuwa mmoja kutoka kwenye hiyo shule yuko hapa. Tungetaka wakati mwingine tuwe na watatu au wanne.

Napongeza pia hiyo shule kwa sababu tumesikia hawafanyi vibaya, wanafanya vizuri na nasikia Mheshimiwa Mugweru akisema ndiyo shule bora zaidi nchini. Nakubaliana naye kuwa ndio shule bora zaidi kwa sababu yeye yuko hapa. Hakuna shule nyingine inayoweza kuwa imemleta mtu hapa isipokuwa Shule ya Upili ya Ngenia. Naomba Wabunge wote tuweze kupitisha hii ripoti ili tuhakikishe kuwa tunaweka serikali kwenye kiti moto ili kuhakikisha ya kwamba kazi ya wananchi inafanyika. Nashukuru na kuomba Wajumbe tuipitishe kwa kauli moja. Ahsanteni.

(Question put and agreed to)

ADJOURNMENT

Temporary Speaker (Hon. Catherine Nyawira): This House now stands adjourned until tomorrow, Thursday 11th November, 2021 at 2.30 p.m.

The House rose at 3:23 p.m.

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