REPUBLIC OF KENYA

COUNTY ASSEMBLY OF LAIKIPIA

THE HANSARD

Wednesday, 17th June, 2020

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

[The Speaker (Hon. Patrick Waigwa) in the Chair]

PRAYERS

STATEMENTS

ACCESS TO GOVERNMENT PROCUREMENT OPPORTUNITIES FOR YOUTH WOMEN AND PWD'S

Speaker: We have a request for statements and we have a response to statements, whichever comes first. Hon. Mary Samken, are you the one who is responding on behalf of the Chair?

Hon. Mary Samken: Thank you, Mr. Speaker. I thought this statement was read yesterday and it was for the Hon. Chris Mark to respond whether he is satisfied or not. Should I read it again?

Speaker: Not really, it was read yesterday and therefore we directly go to Hon. Chris Mark to register his satisfaction. We had already read the statement but he requested for more time to be able to interrogate the response. Therefore, we continue.

Hon. Chris Mark: Thank you, Mr. Speaker. I do not know whether Members who also wanted to give input had a chance to go through it before I can say my few remarks and say if I am satisfied with it or not. It has been tradition but you can guide us Mr. Speaker.

Speaker: I will still give to other Members but because you requested for the statement you could still give your views then we can give to other Members as they request to contribute.

Hon. Chris Mark: Thank you, Mr. Speaker. I did go through the statement response and like I said it was a voluminous document. Before I can give my summary, there are two or three things I might have noticed as I was going through. I noticed that tenders are not indicated who got them. In fact, on the companies you would see some are still at the sourcing stage. For example, this is on page 19 and you would wonder if this is a conclusive document if something is at the sourcing stage and this is a tender given in the year 2018-2019. As I was still going through it I would see…

Speaker: Let us move together slowly, you said page 19?

Hon. Chris Mark: Yes, on the page 19 of this voluminous document you will see companies still at sourcing stage. In fact, it is not indicated who has gotten them so my question

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would be why would they still be indicating it is at sourcing stage? Unless this is an old document which was furnished to the House, because the tender means it is not conclusive if it is at sourcing stage. That was a concern I saw on page 19. Again as I was going through, especially from page 23, they stopped indicating whether they were delivered or not.

They had started well saying if it is a supply tender it was supplied, if it was a construction was it completed. From page 23 I would see they went silent on it which is not good. They had started well by saying whether the tender was given and completed or supplied, it was a good guide from the beginning. I went on and from page 37, no details of the companies that did the said jobs is given like I had earlier requested.

Speaker: That is on page what?

Hon. Chris Mark: Page 37, I would see for example the repair of a motor vehicle and not even the company that did it unlike when the document started and you would see what was the job and the company that got it. These are some of the discrepancies…

Speaker: Sorry for interruption. I hope the Hon. Vice Chair, Mary Samken you are noting this because these are some of the things we need explanations on and other Members of the Committee, it is important for them to note. Continue Hon. Chris Mark, on page 39 what is it?

Hon. Chris Mark: From page 37-40 I am saying, I would see no details or even names of the companies that did the said jobs unlike when the document started. For example, Public Address System for venue, no company just the amounts and dates are given. You will see public proposed construction of maternity in Nyahururu, no company and what have you unlike when the document started they were detailing the nature of the job, the name of the company and the date it was given. That is part of the question that I had raised in the statement when I was raising it.

I was perusing page by page and on page 64 I found the services being offered became the company name. For example, accommodation for Cuban doctors, 65 days. When you go to the part they are supposed to indicate the company they repeated again, *'accommodation for Cuban doctors, 65 days'*. What I am trying to say is there is no uniformity in the document as it had started. The uniformity is good because it keeps on guiding us and Members are satisfied with the answers.

As I had earlier said on page 69, I see some works are said to have been on-going and that financial year closed. They are still detailed as on-going which I do not know if it is an anomaly and how it can be rectified. When the document is brought here we assume that is in finality because that is the financial year of 2018-2019. As I went on, I would go to the target groups which started from page 110.

This was the main focus of why I asked the question and of course the youth categories and the jobs they were getting, which was from page 110. On page 112, details of directors started missing again but are then also indicated from page 113. This is not uniform because there is a

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place you find the names of the directors, the nature of the works and even type of work it was. It then starts missing from page 112 and 113. This uniformity is very key when a document is brought here so that it does not look suspicious that some things are being answered. It starts looking selective.

I looked at page 114, the values of contracts are missing and that cannot ascertain the question I had asked. Especially, in the target groups which were the youth, women and PWD's I really wanted to understand how much were these jobs. For example, I see there is proposed excavation of 13 household water pans in a certain area, but no value of these works. At least here we have directors and the company but no value of works which was part of the question. Another one is on supply and delivery of stationery then they put the amount. That uniformity is causing a lot of headache and I would want them to answer, was it deliberate or erroneous or maybe system failure.

On page 116 of the same document a tender in the category of youth, women and PWD's is listed as open. I do not know if I will get a clarification on this because I believe an open tender means anyone outside these categories can also bid and apply for these jobs. I thought under the AGPO they are specially protected and restricted for these groups. If you look there, you can see there is a tender which says Co-Dimensions Holdings which is a youth company, supply of office stationery but written open tender.

When it is written open tender as compared to request for quotation it brings unfair competition because this is for the youth, women and PWDs. I went further ahead to page 124 on the women category and it does not say whether they have been paid or they have not. When the document was starting it was good because it would say pending payment and paid, again if there are pending bills for youth categories, women and PWD's it is unfortunate from 2018. This category should not have pending bills from 2018, they should have been put priority in payments.

In summary, out of the 958 contracts that I saw in the year 2018-2019 which were valued at Kshs. 862,554,278. They say in this report and if it is indeed true that the youth got 97 contracts valued at Kshs. 187,154,754 which amounts to 21.7%. The women got 147 contracts valued at Kshs. 108,619,403 which is 12%. The PWD got 8 contracts which is now a bit unfortunate because they get Kshs. 2.4 million and it is 0.3%. The previous time I had asked for such a report was 2017-2018 which had a low intake.

As a County they had confirmed they did 21% which had broken the law which stipulates that 30% of contracts in the county should be for the youth. This time, they are confidently telling us in the statement that they did 34% which is commendable if it is the case. The national government does not at times attain 30%. One thing I would say is, as for the low numbers of PWD's the County Executive in charge of procurement and supply chain, should do a fact finding mission to establish why only 8 contracts went to PWD.

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Maybe they do not know about the tenders and they need awareness. Maybe they are afraid because they think the process is voluminous and they need more empowerment and workshops to help them understand how they can compete for these tenders which are reserved under their group. We can also say that we are empowering these groups if it is indeed true the youth got Kshs. 197 million or are to get this, it is a very big step in the county. We cannot tell youth to go looking for jobs in the offices. We are now encouraging them to be job creators.

This creation of jobs starts from them having companies and them supplying counties. If someone has a supply company or a construction company as a youth, they in turn have to employ other youths. This is good I would say, apart from the issues I raised. Generally, I am satisfied though one question is these details as given were penned down, there are no supporting documents. At times you just have to believe what has been written. In the previous years I would at least get the AGPO certificates of these companies, the KRA bit of the CR12 here and even the certificate of registration whether a business is a limited company. Thank you, Mr. Speaker.

Speaker: Before I give the Chair, anyone else who has interrogated the report and has some remarks to make I will allow this time for that. If there is no one, then I wish to give to the Chair. Hon. Chair, a number of things were raised by the Member though at the same time he has registered his satisfaction. There are a number of things he has pointed out in various pages. He was saying some of the projects are at the sourcing stage yet they are projects for the financial year 2018-2019. If they are at the sourcing stage I do not understand, are we sourcing the contractor? I did not get it clearly, have they been committed or what is sourcing stage?

Hon. Chris Mark: There is a part where it indicates whether the job has been completed, sourced or still at sourcing stage. That part they were at sourcing stage which brought questions since the financial year is already closed. Is it the job being still sourced or the document is not up to date? Thank you, Mr. Speaker.

Speaker: That is one of the issues raised, on page 37-40 he raised that there were missing details, then on page 69 the names of companies were not there but what was written under the category, is the service that was offered instead. You look at the listed service, but the name of the company offering the service, was the same service listed that is written. It was another issue he was raising.

Documents brought to this House must be re-looked and re-checked so that we do not mislead this House. This is an Honourable House that makes decisions and we need the committee to go through the document. Any document that comes to this House should be a serious document. It should not in any way lower the dignity of this House.

The other issue that was raised is that on page 114. The value of that tender or the job done was missing in page 116. There was something in page 124 that I did not get clearly. In page 126 there is something that is written in progress. I hope it is the activity or supply that is in progress.

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If it is in progress then it can only be pending. When you get to the end of the financial year and something is not yet complete you put it as pending. That is more of a pending bill.

On page 127, the confusion is that in the same column you have paid, paid, paid and then supplied. I do not know how that is when you say paid. I expected paid, not paid, in progress or pending but when it is supplied there is a mix up. Maybe you say supplied and paid or supplied and not paid. I think those are the few issues that the Hon. Member has raised. Maybe if the Chair wants to respond to all of them or the Vice Chair fails to respond to some, you can respond then we continue.

Hon. Joseph Kiguru: Asante, Mheshimiwa Spika. Nitakuwa na machache sana. Isipokuwa masuala yaliyochipuka, sisi kama wanakamati tumejaribu kujibu yale Mheshimiwa mwenzangu aliuliza. Kuna mengine ambayo kwa njia moja ama nyingine yalistahili kuingia zaidi. Unapata ya kwamba kuna iliyo kwa sitegi ya *sourcing* ama imepeanwa. Wakati wa ujenzi pengine kuna vitu vinavyotaka kupatiwa idara mbali mbali. Tuliitisha hii ripoti na lazima tungeharakisha. Kunazo ambazo zimelipwa, zingine zimeagizwa na wanatafuta atakaye fanya hiyo kazi. Hazingekuwa katika njia moja kama vile umeweza kusema.

Mheshimiwa Spika, kwa niaba ya kamati, masuala ambayo Mheshimiwa alikuwa ameuliza nina uhakika ya kwamba tumefanya upelelezi. Ripoti ya kwanza serikali haikuwa imetimiza sheria lakini kwa mwaka uliofuatilia ilifuata sheria. Naibu anaweza kuongeza jambo kwa sababu nimechelewa kufika.

Sisi kama kamati tumefanya kazi yetu. Mheshimiwa Chris Mark Said ambaye ni kijana anafikiria sana maneno yaliyomleta Bungeni. Anayefanya kazi sana Bungeni ni Mheshimiwa Chris Mark. Yupo hapa kusimamia vijana na anafanya vivyo hiyo. Hongera Mheshimiwa Chris Mark. Sijui kama ni hongera ama kongera. Asante, Mheshimiwa Spika.

Speaker: *Ni hongera. Wakati mmoja tulienda mkutano wa BBI kule Nairobi. Waziri kutoka nchi ya Tanzania alitueleza zaidi kuwa kuna pongezi, kongole na hongera. Tukaambiwa kuna ile inayopatiwa kina dada. Sijui kama ni pongezi. Kuna moja ambayo ni ya wote lakini kongole ni ya wanaume. Mimi nilikwama kwa hiyo. Ni vizuri kuangalia matumizi ya Kiswahili ili tuweze kutumia lugha sawa.*

I do not know whether the Hon. Vice Chair will have something to add, just touching on one thing that some are at the sourcing stage. Since you were not here then, the question was that if you are sourcing for the company to do this work it then means that they have sent quotations. It means that an LPO or an LSO has not yet been signed. When that year is over it means that it can neither be a pending bill nor be done.

The point that the Hon. Member was raising is that most likely this document is not up to date. At that time it was at sourcing stage you did not update. I am also getting confused. You cannot have something at the sourcing stage, work that was to be done last year. How do you commit that money yet you do not have a contractor on board whom you have not sourced? It

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means that money can only go back to the treasury. Once the financial year ends you cannot say that I committed this money for classroom but not under a certain contractor. I think that was the concern of the Hon. Member. The Hon. Vice Chair can also help.

Hon. Mary Samken: Thank you, Mr. Speaker for giving me this opportunity. I also join my able Chair to thank the Hon. Chris Mark Said for having really looked at the document into details. I do not have much to add. This is a large document. Mr. Speaker, if you look at the last page clearly we have the special group summary graph and other citizens. This document is not only for the youth, women and the PWDs. We have other categories which the Hon. Member was not interested in. The system had all of them and there could be no way to separate them. That is why it came as a whole document.

We have really tried as a committee and we have gone back so many times to make sure that we have brought what the Hon. Member has asked for. As my Chair said, I am also not very sure with this sourcing stage. We enquire more to know about it. The Hon. Members registered satisfaction therefore we have tried as a committee. We have clearly answered about the on-going project. If it is on-going, it simply means that there is some work that is being done there.

On page 144 about job not done or missing details, we can say it was an omission or a typing error because other pages have full information. I do not have much to add. I say that we have tried as a committee.

Speaker: With the Member having registered satisfaction on the document then we have no much on the same. I believe that brings us to a conclusion as far as that statement is concerned. We have another statement. That is a statement request by the Hon. Member for Ngobit Ward.

STATUS OF MUHONIA DISPENSARY IN NGOBIT WARD.

Hon. Robert Maina: Thank you, Mr. Speaker. A statement on status of Muhonia dispensary in Ngobit ward.

Mr. Speaker, pursuant to the provisions of Standing Order No. 45(2) c, I wish to seek a statement from the Chairperson Health Services Committee regarding the above mentioned subject.

Mr. Speaker, Article 43(1)a of the Constitution of Kenya 2010 stipulates that every person has the right to the highest attainable standard of health, which includes the right to health care services, including reproductive health care.

Mr. Speaker, Muhonia Dispensary in Ngobit ward was constructed during the first County Government, however, the dispensary is incomplete up to date.

Mr. Speaker, I request the Chairperson Health Services Committee to inform to this House on:

1. Why the project hasn't been completed.

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2. The plans the County Government has put in place regarding the completion of Muhonia dispensary.

Thank you, Mr. Speaker.

Speaker: That is a statement by Hon. Robert Maina. As I said in the morning, time is allowed for any Member who wants to make some comments or remarks that would be important to the committee or to give us the time that she needs to respond before I give the Chair to respond. That time is allowed.

Hon. Mutahi Muritu: Asante, Mheshimiwa Spika. Nakushukuru sana na nachukua nafasi hii kutoa mchango wangu kwa taarifa iliyoombwa. Wiki jana niliomba taarifa kwa Mwenyekiti wa Afya ikihusiana na hospitali moja katika wadi yangu. Leo hii shida hiyo imejitokeza kwa jirani yangu kule Muhonia. Sisemi ya kwamba Wizara ya Afya haifanyi kazi katika Kaunti hii. Mjadala wa taarifa iliyokuwa imeagizwa ukiendelea suala lililojitokeza ni kuwa yule Mjumbe kijana alikuwa akitaka kujua jinsi kazi ilivyofanyika na kandarasi.

Naingia katika kumbukumbu leo. Juzi tulikuwa na taarifa ya Kamati ya Kazi ikieleza kuhusu maafisa wanaokaimu katika idara zetu. Nakuomba sana ili utakapokuwa unampa Mwenyekiti nafasi ya kuweza kutoa siku ambayo watatoa taarifa. Naamini kuwa afisa anayekaimu katika Idara ya Afya, sitaki kutumia hiyo kwa sababu siyo lugha ya Bunge kwa sababu naweza kumwita mwizi. Yeye hana nia njema kabisa na kaunti hii.

Naomba ulifuatilie sana suala hili la afya. Kila kitu ni kina mama. Yeye hataki kujenga wadi zote za kujifungulia. Hazitaki kujengwa na hii serikali. Sijui kana kwamba hataki kina mama wetu wajifungue ilhali wanatia bidii sana kuzaa watoto. Yule hana nia njema na sisi. Naingia katika kumbukumbu. Yule afisa wa Idara ya Afya katika Kaunti ya Laikipia hana nia njema ya hali ya afya kaunti hii. Sasa hivi tutaambiwa tupitishe pesa. Tunapitishia idara hiyo fedha mingi sana.

Fedha za miundombinu wahurumie wananchi wa Laikipia na kujenga tulichopitisha. Naamini kuwa aliye kule hana nia kabisa. Naamini hivi. Mimi siombi anifanyie. Siyo mimi binafsi anafanyia ni wananchi wa Laikipia. Umesikia kuwa ni nyumba ya kujifungulia kina mama. Mimi nimekuja na nyumba ya kujifungulia ya kina mama. Mheshimiwa Ole Kaparo ambaye ni kinara wa wengi alikuwa hapa kwa malalamiko hayo. Kwa bahati nzuri aliniambia kuwa juzi ndivyo vifaa vya kujenga zilianza kumwagwa baada ya kupiga kelele za bajeti ya 2018/19.

Mheshimiwa Spika, kusema ukweli tutaonekana wabaya na kana kwamba tunamfuata mtu. Hatumfuati mtu. Hatujaja hapa kuimba mapambio. Tumekuja hapa kuwakilisha maslahi ya wananchi. Nafurahi kwamba taarifa zinaendelea kuitishwa. Huyu ni mwizi. Hakuna kitu atakachotusaidia. Asante.

Hon. Veronica Ikunyua: Thank you, Mr. Speaker. As much as you are giving us time to debate on the statements, I would request you to tell Hon. Mutahi to withdraw that statement of calling a Chief Officer thief because he has no evidence. If he has, he should bring it to this House.

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This is an Honourable House and if you say something we take it serious. If he has evidence we are ready to receive it.

Speaker: Hon. Mutahi, when you started you looked very happy and when you stood up you were smiling but as you proceeded you became a bit angry I wish to request that we use Plenary language. It is important that you withdraw that statement. Just be patient, you do not have the evidence. It is important as whatever you say in this House goes to the HANSARD records. The document of this House will be remembered. Any allegations that you make in this House we cannot really substantiate. It will not be good and kind for someone who is not in this House and cannot defend himself we to make such name calling. It is important that you withdraw that.

Hon. Mutahi Muritu: Mheshimiwa Spika, kama mtu amejukumiwa fedha kama afisa wa uhasibu mwaka wa kwanza na wa pili na miradi imependekezwa, sitatoa kauli hiyo kwa sababu nitaona ni mwizi. Sitaweza kutoa hiyo kauli.

Speaker: Order Hon. Mutahi!

Hon. Veronica Ikunyua: Mr. Speaker, I think that Hon. Mutahi is not getting you. We don't need his explanations but evidence. If not that, he should withdraw.

Speaker: That is what I directed. Hon. Member for Tigithi, you contradicted yourself by saying that you don't want to use that term because it is not allowed in this House but you said '*naweza kumuita mwizi'* and you later said *'ni mwizi'*. Therefore, you have no other option since you have no evidence to table in the House but to withdraw that term that the acting Chief Officer for Health is a thief.

Hon. Mutahi Muritu: Mheshimiwa Spika, narudia tena…

Speaker: Order Hon. Mutahi! You know that there are things that you believe but we don't work with beliefs here but with documented evidence. For the respect of the Chair you have got no choice but to table the evidence and since you don't have then you have got no choice but to withdraw for the purpose of the HANSARD records.

Hon. Mutahi Muritu: Mheshimiwa Spika, naomba unifanyie ukweli kutoka kiti chako. Nauliza tena, mimi umenikabidhi pesa za Bunge kwamba niende nikatumie na hazionekani baada ya miaka miwili. Kama hazionekani hata kwa bajeti basi nitasema ya kwamba zimeibiwa. Nitendee haki hata wewe Mheshimiwa Spika kwa sababu mawakili wake wako hapa.

Speaker: Order Hon. Mutahi! I might not be qualified for what I am supposed to do or I might not be able to do it well but that does not mean that I am a thief. So there is no arguing here but to withdraw that the Chief Officer who is not here is not a thief because you are also arguing that you be given justice. Someone is not present in this House and so cannot defend himself but the HANSARD record indicate that he has been referred to as a thief. It is either you withdraw or face the consequences.

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Hon. Mutahi Muritu: Mheshimiwa Spika, hii kauli…

Speaker: Hon. Mutahi, it is either you withdraw or face the consequences.

Hon. Mutahi Muritu: Mheshimiwa Spika, kwa sababu nina uhakika na nimewakilisha wananchi na kwa sababu hospitali yangu imepotea, mimi nitakuwa nimesimama kidete. Kama utaamua kunisulubisha kwa kutetea maslahi ya wananchi wangu, niko tayari kusulubiwa.

Speaker: Hon. Mutahi, you stand suspended for the rest of this sitting. Sergeant at arms, ensure that the Member leaves the chamber. I don't know whether there is someone else who has a comment on the same. If not, Hon. Chair for Health, how much time do you need to respond to this statement?

(The Serjeant at Arms escorted Hon. Mutahi Muritu out of the Chambers)

Hon. Veronica Ikunyua: Thank you, Mr. Speaker. I am requesting for two weeks to be able to bring a concrete report.

Speaker: The two weeks period granted. We also had a response on statement from the Chair Health.

Hon. Veronica Ikunyua: Thank you, Mr. Speaker. A statement was tabled in the Assembly by Hon. Robert Murage on 3rd June 2020 requesting for a response regarding the statement on stalemate of Wamura Dispensary. The statement was committed to the committee on Health Services with a directive to table a response before the House on or before 17th June 2020.

Mr. Speaker, the committee through a letter requested for a response to the statement from the Department of Medical Services. Engagements on the statements are currently underway between the committee and the Department so as to table a conclusive response. The committee is hereby requesting for an extension of fourteen days period so as to table a response on the statement. Thank you.

Hon. Robert Maina: Asante, Mheshimiwa Spika. Nataka kushukuru Mheshimiwa Veronica Ikunyua kwa yale ambayo amenena lakini hata kabla ya hizo wiki mbili mimi niko na wasi wasi kwa sababu hii wiki nimepigiwa simu na mmoja wa hizo idara. Aliniambia ya kwamba zile maswala ambazo niko nazo kuhusu Zahanati ya Wamuru nisiendelee kuuliza kwa sababu hizo pesa zilitumika. Kwa hivyo sijui ni kwa nini Mheshimiwa Veronica anasema kuhusu wiki mbili. Anafaa kuandika ya kwamba pesa zilitumika.

Mheshimiwa Spika, ile sababu inafanya hadi Mheshimiwa Mutahi wa Tigithi akasirike ni kutokanana mambo hayo. Hatuwezi kuja hapa na kuketi kama *Liaison* na kutengeneza bajeti na kusema mambo kadhaa ifanyike…

Speaker: Order Hon. Maina!

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Hon. Veronica Ikunyua: Asante sana, Bwana Spika. Nimesikia Mheshimiwa Robert Maina akisema ya kwamba nilimwambia eti pesa ilitumika…

Speaker: He said that he was called.

Hon. Veronica Ikunyua: I withdraw because I heard wrong. Sorry.

Hon. Robert Maina: Mheshimiwa Spika, nilikuwa nafuatilia mradi mwingine ambao unafanywa katika Wadi ya Ngobit pale Kaniki ambapo unaelewa vizuri. Yule ambaye nilikuwa nauliza…

Hon. Mary Samken: Mr. Speaker, I think that the Hon. Member should give the committee a chance to bring this statement. If you ask for a statement and then you come with an answer then I don't see the need of asking it. The Hon. Member should wait for the committee to investigate and come and tell whether that the money was used. There was no need for this statement. He should withdraw the statement or give the committee time to investigate the matter. Thank you.

Hon. Robert Maina: Mheshimiwa Spika, mimi sisemi kamati isifanye kazi. Nimesema ya kwamba nilikuwa naulizia mradi mwingine kwa hiyo idara na nikaambiwa ya kwamba wanajua ya kwamba ninaulizia kuhusu mradi wa Wamura na kwamba hizo pesa zilitumika. Sasa hivi Mwenyekiti amesema ya kwamba wapatiwe muda wa wiki mbili.

Mheshimiwa Spika, ungetaka nifanye nini? Ungetaka ningojee hiyo taarifa niambiwe ya kwamba kuna pesa ilhali pesa ishatumika? Wacha tuambiane ukweli…

Hon. Veronica Ikunyua: Thank you, Mr. Speaker. I think that Hon. Maina is really wasting our time here because he is aware that the money was used as he said and yet he is bringing the statement. So I don't know what he is looking for from the committee because he has the information already.

Hon. Mary Samken: Mr. Speaker, the Hon. Member was seeking for answers and now it seems that he has the answers already. I think it is good because he wanted to know why the dispensary was not completed or not constructed. Now he knows that it was not constructed simply because the money was used. Let him withdraw the statement and let him give us time to continue with other matters that are important in this House. Thank you.

Hon. Robert Maina: Mheshimiwa Spika, ni kama hatuelewani. Kuhusu Taarifa ya leo Mwenyekiti wa Afya ameuliza kuongezewa muda. Mimi naongelea yenye niliuliza wakati nilikuwa naulizia mradi mwingine na kuambiwa ya kwamba pesa zilitumika. Sina shida kwa sababu ninangoja uamuzi wao na vile watakavyosema lakini yale mambo ambayo naongelea ni yale ambayo yameongelewa na Mheshimiwa Mutahi.

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Mheshimiwa Spika, kama wako na hiyo nguvu ya kuhamisha mradi na kuupeleka kwingine, sawa tutajua lakini wacha kazi ifanywe kwa utaratibu. Hatuwezi kuwa tunazungushana hapa. Hatuwezi kuwa eti idara ya Afya ndiyo iko na nguvu ya kuhamisha miradi…

Hon. Peter Matunge: Mr. Speaker, I was trying to restrain myself not to be part of this because as a member of the committee we got a response today. What we are getting from the Hon. Member is that he already has the answer to the statement. I think that the source that informed him that the money has been used must be a trusted source. So if he is comfortable with the answer, what he can do is to withdraw the statement so that we can concentrate on the statement which he raised today.

Mr. Speaker, he is going ahead to debate on the same because he is saying that the Department of Health is re-allocating funds without the approval of the Assembly. So I think that he has got a lot of information that he needs to give us in this sitting.

Hon. Joseph Suge: Asante, Mheshimiwa Spika. Nimejaribu kusikiza ghadhabu ya mwenzangu Mheshimiwa Robert Maina. Kusema ukweli nimesikia ameongea kwa hasira. Waswahili husema ya kwamba uchungu wa mwana aijuaye ni mzazi. Ni vizuri kuchukulia mambo vile ambavyo inafaa kwa sababu sisi tumechaguliwa kuwakilisha wananchi na huwa uchungu wakati ambapo wananchi hawajapata haki. Kwa hivyo ningeomba tu Mwenyekiti na Kamati ya Afya wawezea kuchukulia uchungu wa Mheshimiwa sio kwa uzito lakini wamsikize.

Hon. Veronica Ikunyua: Thank you, Mr. Speaker. I would like to inform Hon. Suge to stop pleading with us because already we have agreed that we will look into the matter. So I wonder what he is pleading for Mr. Speaker.

Hon. Joseph Suge: Asante, Mheshimiwa Spika. Ilikuwa tu ni kuelezea kwa sababu ninajua ya kwamba mwaka unaelekea kufunga na ndipo Mheshimiwa ameweza kuelezewa ya kwamba pesa imetumika na kwa hivyo anahitaji jibu haraka. Kwa hivyo wasimchukulie kwa uzito ili aweze kupata haki ili wananchi wa Ngobit wapate haki. Asante.

Speaker: I think that the issue at hand lies with Hon. Robert Maina on whether he trusts the information which he was given not through this House or he still wants the committee to be given two weeks to confirm whether what he was is true. The Hon. Member is requesting to know why the dispensary is not complete but he said that he was called and told that the money was spent. Hon. Kanyutu, do you have something?

Hon. Simon Kanyutu: Mr. Speaker, it is good for our Hon. Member to wait for the committee because if he received a call, I am sure that there are even people who are faking to be MCA's in Laikipia County. There is even somebody who called a peasant farmer in my area claiming to be Hon. Kanyutu. He was thanking him for electing him and the person was conned because he needed a job. Maybe somebody wanted to provoke the Hon. Member and that is why he called.

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I rarely see the officers from the county calling us to tell us the progress of the project. Let the issue lay with the committee rather than relying on whoever called the Hon. Member. We might keep on going rounds here due to a call. Therefore I would beg that we leave any issue pertaining to the call and give the committee their mandate to give the feedback.

Speaker: So you are advising Hon. Robert Maina to be careful on whoever calls him because we live in a country where people will fake to be pastors, Hon. Members and even acting chief officers or CEC members. Hon. Maina, I think that it was your chance for contribution although you have been interrupted severally.

The Hon. Chair is requesting for two weeks to give you a response that is documented and that has evidence but you could still guide the Chair. Hon. Mary Samken has said that you could only withdraw the statement and say that we conclude because you have the answers. If you still feel that the source which you goy the answers from is not trusted, then we can wait for the Hon. Chair to respond.

Hon. Robert Maina: Asante, Mheshimiwa Spika. Nashukuru Mwenzangu hapa Mheshimiwa Suge kwa kunitetea ama kusikiza uchungu wa watu wa Ngobit. Ni vizuri niambie Mheshimiwa Veronica Ikunyua ya kwamba tukiwa katika hili Bunge tumejukumiwa majukumu. Mimi nikiwa Mwenyekiti wa Barabara, yeye akiwa Mwenyekiti wa Afya au Mheshimiwa Kanyutu akiwa Mwenyekiti wa Kilimo na sisi wote tuko hapa kusimamia wananchi wa Laikipia.

Wakati tuko hapa kama unasikia malalamishi ya Mheshimiwa kutoka eneo fulani, tunafaa kuichukulia maanani. Sisemi Mheshimiwa Veronica hafanyi kazi lakini hata wakiendelea kuleta ripoti zao ningeomba hiyo kamati iweze kutembelea zahanati ya Wamura. Ninajua ya kwamba Mwenyekiti wa Afya Mheshimiwa Veronica hajawahi kukanyanga hiyo eneo ya Wamura. Aende asikize malamiko ya kina mama wanaotembea kilomita karibu saba kutafuta matibabu ilhali Mheshimiwa wao amewatafutia pesa. Kwa hivyo sijasema ya kwamba hawafanyi kazi lakini ninaomba niambiwe hizo pesa ambazo nilitenga zilienda wapi.

Mheshimiwa Spika, sitasema eti yale maneno ambayo nimeitisha hapa tayari niko na suluhu lakini nitangojea na wakati italetwa hapa hata wewe Mheshimiwa spika utasikia vile itakuwa. Kwa hivyo naomba Mwenyekiti atembee Wamura na kujua hali ya hao watu. Hao watu wa kwangu wako na shida na nilichaguliwa ili nije niwatetee. Kama sitauliza swali hapa basi nitauliza wapi? Kule kwa *parking*? nitauliza hapa.

Hon. Veronica Ikunyua: Asante, Mheshimiwa Spika. Ninaona kama Mheshimiwa wa Ngobit anaingilia Kamati ya Afya. Sisi kama Kamati ya Afya siyo sisi ambao hutekeleza. Ukiiingia katika hizi ofisi zetu utakuta ya kwamba tumetembea Ngobit na hata juzi tulikuwa Ngobit na kuona shida zao na tunajaribu kumtetea. Tunajaribu kuungana na yeye na kwa hivyo ningeomba ya kwamba asiseme ya kwamba kamati haitembei na asiseme ile swali sisi tunataka kama kamati. Tunataka atuelezee kama tuendelee ama tuwache. Hilo tu peke yake ndilo tunataka aweke wazi.

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Speaker: Hon. Chair for Health, Veronica Ikunyua, the Hon. Member for Ngobit has agreed that he is really patiently waiting for the Committee to bring a response and he has repeated three or four times. I think he is of that opinion that the Committee should be given the two weeks to bring the response. Hon Robert Maina, had you finished before I give Hon Karuiru?

Hon. Robert Maina: Yes, I am through Mr. Speaker.

Hon. George Karuiru: Thank you, Mr. Speaker. I am grateful though I am a little bit late on this but I have caught up. What I would want is your indulgence because we are not here to support what the Executive says. I would beg the whole Hon. House not to go to the crowd unless maybe on a direct appointment in our mandate on oversight. We should have the BQs of all the businesses that have happened. I have caught up with Hon. Suge and Hon. Kanyutu when they were talking about a call that maybe Hon. Robert got.

I think it is high time that the Hon. Member goes to the ground, identify what is happening and then come and call for a statement. At the same time, I would beg the Hon. Chair for Health to always dig up because as much as we know maybe they are part of the most active Committee as they may call themselves I think the best idea of all these…

Hon. Peter Matunge: Mr. Speaker I think the Hon. Member needs to withdraw and apologize. We do not call ourselves the most active. It is based on what we have done. The Hon. Member has continued to mislead this House. We do not call ourselves the most active.

Speaker: Hon Karuiru, the Member is requesting that you do not ridicule them.

Hon. George Karuiru: Thank you Mr. Speaker. I think I am not ridiculing them. It is the Hon. Chair who sometimes says that this is one of the most active Committee. Sometime last week they had a statement of a particular work of the COVID-19 that they did. You should take those who are now in office for appraisal that this is the most active committee and such. I am not saying that they are not active, they are good and they are going on well. What I would want to say is that their dispute is one and very little that maybe the Hon. Member for Ngobit Hon. Maina, did not go to the ground and identify what Wamura had and what it did not and maybe it was in the budget.

At the same time the Hon. Chair for Health went, in a mandate of oversight, to identify what issue Ngobit Dispensary and health centers have so they cannot get into loggerheads. If somebody comes, like particular Members of County Assembly, to benchmark and they say they want to come to Laikipia County if they go to Nyahururu they are still in Laikipia but they did not come to Laikipia County Assembly. It should be categorical when we are requesting for statements. Last week I had a statement on the issue of ECDE in Ol Moran and somebody made a call to my PA, like Hon. Kanyutu although that one was not causing alarm, someone called me and asked for my PA's number and I gave them and they called my PA forgetting that he is allocated to my office and duties that I would allocate. They sent him to the ECDE center namely Marura, and the polytechnic in Sipili to go and check what they have. Maybe these people think that I am insane and say something that is not there.

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Our business is oversight and I congratulated you last time because you always facilitate us to go for our mandate. I think the Chair Health should appreciate the work by the Hon. Member for Ngobit and tell him thank you we did not oversight Wamura and we will check on that. Sometimes when we dispute and say that it has been done but do not have tangible evidence it is like we have been manipulated by the Executive. These statements that come to this Hon. House we will say that the response from the executive leads to a,b,c and d…

Hon. Veronica Ikunyua: Asante Meshimiwa Spika. Ningetaka kumjulisha Mheshimiwa Karuiru ya kwamba anaturudisha nyuma kwa sababu tulikubali na tukasema wiki mbili zikiisha kamati ya Afya itakuwa hapa na ripoti zote ziliitishwa. Maneno hayo mengi ninafikiri ni ya kuturudisha nyuma. Ninashukuru.

Hon. George Karuiru: I am sorry Mr. Speaker. If I have many words I should talk my heart out because the dispute that is currently lying in this House is whether went to Lamuria or not. The issue in the Hon. House…

Hon. Veronica Ikunyua: Thank you, Mr. Speaker. I would like to inform Hon. Karuiru that there is no dispute here so he should take it clearly that we are ready to take the tax and we are prepared as a committee. He should not incite Hon. Robert Maina.

Hon. George Karuiru: Thank you. I would also want to clarify that it is not tax, it is task and I appreciate. Hon. Speaker I would want your indulgence when we are conducting our mandate so that we follow…

Hon. Veronica Ikunyua: Thank you, Mr. Speaker. I would like to inform Hon. Karuiru that we are not in an English class but thank you for correcting me.

Hon. George Karuiru: Thank you for the appreciation, human is to error and you are also human. Thank you for accepting my correction. I was saying that once the business is tasked to a particular committee or a statement is required let us not argue whether we had gone or did not. Let us go and find facts so that when we come back to this Hon. House, we went to the ground, saw and wrote a report. Whatever we will be submitting here is what we actually found.

I think the pain with Hon. Robert Maina is the same that I have with Mbuguini Dispensary fencing, the toilet in Ol Moran Dispensary, and the statement is still at large and the issue in Sipili. It is high time the Committee goes to the minister concerned to enquire if this budget was in 2017/2018 and 2018/2019 and it has not been done, where is it? These things on commitment are going to finish this Hon. House and if we follow to the latter…

Hon. Veronica Ikunyua: Thank you, Mr. Speaker. I would request Hon. Karuiru to raise his own statements if he has a question in his and we will take the task. What do you call it? That name.

Hon. Simon Kanyutu: Mr. Speaker, it is unfortunate from the Chairperson for Health if she can state that clearly while she is the one mandated to oversight that department. I am sure we

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also have issues in our areas but it is not a must to be raised in the Assembly for you to go and oversight yet we have that mandate. We will facilitate and I am sure the Assembly facilitates each committee for any role. Asking for each and every Member if they have a concern to raise a statement means we may not even do any other business in this House.

I beg the Chairperson for Health to withdraw that statement because I cannot come here and raise that in the budget, I had appropriated fencing of Junguini Dispensary. In the previous budget I had proposed fencing of Seria Dispensary. In the same budget I had proposed installation of facilities in Butatu Dispensary and a maternity bed in Thigiu. It is the role of the committee to go round and inspect if what we had proposed in the budget was done or not. I beg the Hon chair to withdraw that statement.

Hon. George Karuiru: Thank you, Mr. Speaker. I see the pain now with the Hon. Members. You see, once we start this debate it is not all about yourself but the people we represent. I am sorry I do not have my Standing Orders but it was quoted yesterday, a day that is not very far, that once somebody reads a statement you put to the floor and if there is anybody else with an inquiry or addition they may do so. I am not talking about toilets of an ECDE but a facility namely department of Health.

I think the Chairperson should embrace that and say I am going to go round and call for the budget paper we did and see what has not been done. Hon. Chairs let me have your complaints so that when I am responding to the statement from the Ngobit ward Member of County Assembly I will also be able to respond to them. Let me beg the Hon. Chairperson for Health to withdraw as Hon. Kanyutu had requested. Thank you.

Hon. Veronica Ikunyua: Thank you, Mr. Speaker. I think we are going on well but I would like to inform them that if you have a problem or an issue, oversighting and complaining are two different things. If you know that the money was allocated and maybe your dispensary was not fenced, please, it is wise to bring a statement because…

Hon. George Karuiru: Mr. Speaker, as much as somebody has issues I think you have addressed this House properly. We should refer to the Chair, not saying if they had issues, who are they? We should not retaliate to one another but it should be through the Chair.

Speaker: What is it?

Hon. George Karuiru: It is about retaliation. The Hon. Chairperson for Health here is saying if they have issues you come and raise but she is not addressing the Chair. It is like we have wronged her and she wants to attack us directly so you have to protect us.

Speaker: I am not getting that clearly. What did she say? Maybe you could quote her

Hon. George Karuiru: To quote her, she said that if you have issues you bring them to the Committee and then we go to the ground. The Hon. Member is directly addressing the Members

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Speaker: That should not be the case. Members should be addressed through the Chair.

Hon. Veronica Ikunyua: Asante sana Mheshmiwa Spika. Ningependa kuweka sawa na ninaona tunaendelea vizuri lakini ningewataka viongozi wetu waelewe ya kwamba sisi kama Kamati ya Afya bado tunaendelea mashinani na tumeenda. Kama hatujafika kwako na unaona una mahitaji unaweza kuuliza kamati ije kwako kwa dharura ama kama sio hivyo alete taarifa na tutamjibu kwa sababu hatujamaliza kwenda kwa uchunguzi.

Hata Jerusalem haikujengwa kwa siku moja na yeye mwenyewe kwa ile kamati yuko hajaweza kuzunguka Kaunti mzima. Kama mtu yuko na jambo tumefunguliwa nafasi ya taarifa na kama hatujafika na unaona kunayo mahitaji tuko hapa na tuko sawa. Hiyo kazi tumepewa tufanye na tuko tayari. Kama hatujafika kwako na unayo mahitaji kamati ya Afya iko tayari kufanya kazi.

Speaker: Hon. Veronica, I think what the Hon. Karuiru is saying is that you address the Members through the Chair. Do not say if we have not gotten to your place, say if we have not gotten to his place.

Hon. Veronica Ikunyua: Mheshimiwa Spika, hakuna njia nyingine nitakavyoiweka. Wewe sasa ndiye Spika, kwa mfano, na ninasema ninakuongelesha wala siyo yeye. Kama hatujafika huko anaweza kuitisha taarifa na tutamjibu.

Speaker: That is now correct. That has really raised a very good debate because when something is debated at length it shows that we are all concerned. Therefore, I do wish to grant the committee the two weeks to give that response so that the Hon. Member would be able to have the clear picture of what the status is and the reason why that the project is not complete and that the residents of Wamura find justice. That brings us to the end of that statement.

CONSIDERED RULING

Speaker: I repeat that that was a good debate though Hon. Karuiru came a little bit late and he said he was caught up. I was just imagining that he was not caught up because the other day I saw a video by Hon. Karuiru of some people who were going through a friendly massage or a very difficult massage. I do not know whether they are Chinese or Indians, some sort of massage. I almost thought they were applying some hammers to knock on peoples' backs. I hope you were not caught up. Members have a lot of activities and we must also think how we invest and I hope you were not caught up planning on such kind of investments.

ADJOURNMENT

Speaker: Hon Members, you may rise. This House now stands adjourned until tomorrow Thursday 18th June, 2020, at 9.00 a.m.

The House rose at 3.48 p.m.

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