

**COUNTY ASSEMBLY OF MOMBASA****OFFICIAL REPORT**

Friday 3rd July, 2020

The House met at 11:22a.m.

[The Deputy Speaker (Hon. Fadhili Mwalimu) in the Chair]

PRAYERS

The Deputy Speaker (Hon. Fadhili Mwalimu): Have your seats. Yes, Clerk?

PAPERS

COUNTY PUBLIC ACCOUNTS COMMITTEE REPORT ON THE AUDITOR GENERAL'S REPORT FOR
THE COUNTY EXECUTIVE FOR THE YEAR 2015/2016, 2016/2017, 2017/2018

Yes Hon. Amriya?

Hon. Amriya Juma: Thank you Mr. Speaker, it is with great pleasure this morning to lay the County Public Accounts Committee Report on the Auditor General's, the report for the County Executive of Mombasa for the year 2015/2016, 2016/2017 and financial year 2017/2018.

[Paper laid]

The Deputy Speaker (Hon. Fadhili Mwalimu): Yes Clerk?

NOTICE OF MOTION

COUNTY PUBLIC ACCOUNTS COMMITTEE REPORT ON THE AUDITOR GENERAL'S REPORT FOR
THE COUNTY EXECUTIVE FOR THE YEAR 2015/2016, 2016/2017, 2017/2018

Yes Hon. Amriya, please move the Notice of Motion.

Hon. Amriya Juma: Thank you Mr. Speaker. I hereby give to this Honourable House notice of the County Public Accounts Committee Report on the Auditor General, Report of the County Executive of Mombasa for the financial year 2015/2016, 2016/2017, 2017/2018. Thank you.

The Deputy Speaker (Hon. Fadhili Mwalimu): Yes, Clerk?

MOTION

COUNTY PUBLIC ACCOUNTS COMMITTEE REPORT ON THE AUDITOR GENERAL'S REPORT FOR
THE COUNTY EXECUTIVE FOR THE YEAR 2015/2016, 2016/2017, 2017/2018

Yes Hon. Amriya Boy.

Hon. Amriya Juma: Thank you so much Mr. Speaker. Again, at this juncture I wish that this Honourable House adopts the County Public Accounts Committee report of the Auditor General, Report on the Audit of the accounts of the County Executive for the financial year 2015/2016, 2016/2017 and 2017/2018 laid just on the Table this morning by myself and also the House to adopt the report by PAC Committee on the same. Thank you.

The Deputy Speaker (Hon. Fadhili Mwalimu): Who is your seconder?

Hon. Amriya Juma: I call upon Hon. Kibwana to second.

The Deputy Speaker (Hon. Fadhili Mwalimu): Yes Hon. Kibwana?

Hon. Kibwana Swaleh: Thank you Hon. Speaker. I do second the report.

The Deputy Speaker (Hon. Fadhili Mwalimu): Hon. Members I now propose a question that the Motion as presented by Hon. Amriya on the Report of the Auditor General on the accounts of the County Executive for the financial year 2015/2016, 2016/2017 and 2017/2018 be considered in this House with the same terms.

[Question proposed and agreed to]

The Deputy Speaker (Hon. Fadhili Mwalimu): Hon. Members the debate is open. Yes Hon. Amriya?

Hon. Amriya Juma: Mr. Speaker I think this Report presents to this House a unique opportunity in the lifetime in this House to debate the report of the Audit of the Committee of Public Accounts that they have received from the Auditor General and I wish to urge the Members to indulge it and to ask any questions that they deem fit and also to look at the Report because the Committee has gone through thorough investigation, validation and verification including going to the site of some of these projects. So I urge the Hon. Members to give in productive input to the report and I assure you that the Committee was impartial, we have done a good job so I urge Hon. Members if they have any queries of the same to bring forward and we are here to respond and to debate the same. So I wish to...

[Interruption]

The Deputy Speaker (Hon. Fadhili Mwalimu): Highlight?

Hon. Amriya Juma: I highlight the document, it is a big document but when we are dealing with a PAC Report of the Auditor General of the accounts for the year 2015/2016, I think the Report is about 22 pages and in this Report you will notice some of the queries they have been cleared because the Executive was able to perform and to respond to the queries that have been raised by the Auditor General and so because of the due of the timeframe 2018/2020 you will realise some of the queries have now been bypassed by lapses of time but otherwise I will pass you through the... so I go on Mr. Speaker?

The Deputy Speaker (Hon. Fadhili Mwalimu): Yes.

Hon. Amriya Juma: Okay. I can highlight some of the issues and due to the fact that I have already explained that some of the issues have been outdated because of the time from 2015 to 2016 some issues like the pending projects have been completed, by then they were 50 per cent to 60 per cent but this time they are 100 per cent on their completion. So those are the issues the Committee felt that they were satisfied because when we went on the ground some of those projects were finished and again the issue of pending bills you will notice that the Governor through a gazette notice appointed a special Committee pursuant to the Intergovernmental Relation Act, section 11 to 18 which gives power to Intergovernmental Relation Committee to look at the issue of transition of the defunct Municipal Council to the new County government and the Committee was able to give a report on those bills that were verified that should be paid and then the status is that those bills have been paid and those that were not valid for payment are still pending, so that is the status for pending bills.

The Committee observed that there is quite a progress and we are looking forward to clearing this issue of pending bills once and for all and also on the issue of variance between IFMIS and financial status Mr. Speaker it was clear that there was a problem of the IFMIS system because the IFMIS is not able to reflect cash receivables and cash accounts so that issue was supposed to be rectified by the National Treasury because they are the ones who are in control of the IFMIS system and the Executive had indulged the National Treasury they brought in an expert and I think there are also consultations to the Executive and Treasury are trying their level best to clear the variance between the IFMIS and financial statements and also when we looked at the recent case of the Governor of Kiambu the same issue arose and it was clear that it was the national IFMIS system that was in default.

Mr. Speaker and then maybe to highlight the last, I am just going quickly... the assets and liabilities of the County because there was supposed to be a register by then 2015, this is an audit query for 2015, the County Treasury had not put in place the Asset and Liability Register but we are happy as at now there is an Asset and Liability Register and some of the asset and liabilities that have not transited to the County government are in court and some of the bank accounts that were used by the Municipal Council that have not been closed due to the issues of signatories and they are non-compliant with section 94 of the PFM they are also in court.

Mr. Speaker, so that is just a highlight and I wish Members to contribute. Thank you.

The Deputy Speaker (Hon. Fadhili Mwalimu): Thank you Hon. Amriya. Any Member from the Committee before other Hon. Members give their inputs? Yes Hon. Mwaka?

Hon. Mwaka Zahoro: Thank you Mr. Speaker, as a Member of the said Committee we have also given recommendations to the accounting officer to look into.

For instance there have been issues to do with procurement; whereby we have recommended as a Committee that the Accounting officer to apply the laws that are related to procurement for instance the Public Disposal and Procurement Act should be considered when issues of procurement are done and also the PFM Act should also be considered for instance you find that the Accounting officers in some cases one was not following the said rules so the Accounting officers should adhere to the regulations. You even find out the County revenue which specifies the maintenance of everything we recommended that as a Committee in various issues that were found and some cases which the Committee was not satisfied you find out that we also considered the management response and further details are going to be produced for evidence.

We would also like to commend the Executive so you find that there are various issues that the Executive has been able to give evidence whereby with time the Committee was able to clear such issues so when an issue is cleared it may not rise in the next financial year but as a Committee I have noted personally that there has been an improvement in the side of the Executive. You know when first the County government was starting it was a new thing and so with time improvements were seen and the issues that were found on 2015/2016 they are not the same issues that are happening at the moment.

This means that they have been able to grow as an institution, they have been able to carry their duties and also providing the necessary documents that are needed to support the expenditures for various departments in the Executive, so when such a thing happens we commend because in a report it is not supposed to be always negative when such has been done which has improvement, which shows people are really trying to work out on such things or bettering themselves, we commend such things. We find that when there are no issues we agree with them and we have been also able to do physical site visits and we saw the projects and as a person I was satisfied with what we saw on the ground and even it was like some things I think our communication and media personnel should highlight these things that are happening, so much is happening on the ground but it is not featured that is what I also saw as a person during the site visit.

Mr. Speaker I wish the areas that have slight queries, these are normal audit queries that keep on happening and with improvement that the accounting officer is doing the Report is very commendable and we wish Members to look into the report in details, any queries that will be raised we will respond with utmost..., thank you Mr. Speaker.

The Deputy Speaker (Hon. Fadhili Mwalimu): Hon. Kibwana?

Hon. Kibwana Swaleh: Thank you Mr. Speaker. Mr. Speaker when I was just going through the lines in this report as my colleague put in very correctly there is some sort of improvement. I think Hon. Speaker some of the things are only that there is no correct information on the ground because otherwise during our site visit we were able to see for ourselves the projects that were in this audit report.

Mr. Speaker, when you look at the health sector the facilities we were told were not yet ready, we found that they are ready; almost 90 per cent of the projects in the Health sector were completed, only the issue of the equipment and human resource issues were still pending. Mr. Speaker, the other issue of the ECDE which has been raised several times we found that these are good projects that were done in a good manner and I think they are almost 100 per cent complete, it is only the misinformation that is on the ground that raises a lot eyebrow but otherwise it is there.

Hon. Speaker the other issues that we have gone through in this Report is about the unrealistic budget; most of the projects that were yet to be completed we are informed that the budget either i) the money from the national government does not come through at the right time, it is delayed which automatically will go to affect the completion of the project but having said that the Department has cleared when we went through this Report we found the management response was satisfactory because whatever reason they gave and when we looked at it we found that as a Committee we had to clear the issues because one, the availability of the response, there was either delay or during the audit being here in the County the documents were not around. So I think as we have said this Report Mr. Speaker they should provide the documents at the right time so as to avoid audit queries that are not supposed to be in future in this Report because we believe that once the right documents are available, then the Auditors will have no choice but to clear those reports Mr. Speaker.

Hon. Speaker all of the audit report we found that in some areas and we have even recommended that they should do some more investigations because you will find that in areas that we still feel that we need to dig deeper as a Committee we are at liberty to dig deeper and see that we realize or we get the good results on every project that is in this audit Report.

Mr. Speaker, before I wind up some of the recommendations that we gave out we hope that the Chief Officer who is the Accounting Officer will improve on the issues that we have said that are not all that good so that we expect that in future audit queries we will not find this query. So to me I think the Members have said we need to have a healthy debate Hon. Speaker, we need to have a positive mind about this report and also try to help the Committee on areas you will feel that there are shortcomings. But to me I think for the first time Mr. Speaker being in this Committee there is a lot of improvement that we need also to give them a thumb ups that they have done a good job that we feel that they also need to improve even more so that we do not get more queries in this coming financial year Mr. Speaker. Thank you.

The Deputy Speaker (Hon. Fadhili Mwalimu): Thank you. Yes Hon. Hamida Noor.

Hon. Noor: Thank you Mr. Speaker Sir. Mine is just a query about Public Accounts that I can see here...

[Interruption]

The Deputy Speaker (Hon. Fadhili Mwalimu): Which financial year?

Hon. Noor: *[Inaudible]*.

The Deputy Speaker (Hon. Fadhili Mwalimu): Yes, proceed?

Hon. Noor: I want to know more about the bank accounts that once that we had in the Municipal *[Inaudible]*.

The Deputy Speaker (Hon. Fadhili Mwalimu): Yes Hon. Mohamed Hatimy you want to reply?

Hon. Mohamed Hatimy: *[Technical hitch][Inaudible]*.

The Deputy Speaker (Hon. Fadhili Mwalimu): Use your microphone.

Hon. Mohamed Hatimy: Ahsante Mheshimiwa Spika. Mheshimiwa Spika ningetaka kumjibu Mheshimiwa juu ya suala alilouliza; mimi ni Mwanakamati wa hii Kamati ya kwamba *Bank Accounts* ambazo hizi *accounts* zilifunguliwa tangu wakati wa Manispaa, ukienda ukiangalia ripoti yetu ya 2013/2014 imeanzia huko tumesema kuwa hili jambo liko na shirika la *Anti Corruption* maana benki imekataa kufunga hii kwa sababu hawa watu wetu walioko sasa si *signatories*. Kwa hivyo wamesema lazima waletwe wale waliofungua zile *accounts* ndio walio na uwezo wa kufunga zile *Accounts* na ukiangalia utaona inaendelea 2013, 2014, 2016, 2017, 2018, zote inaendelea kwa sababu hili jambo liko na *Anti corruption* mpaka wao washike hawa watu ndio waweze kwenda kufunga zile *Accounts*. *Accounts* zipo lakini mpaka leo bado hazijafungwa. Ahsante Mheshimiwa Spika.

The Deputy Speaker (Hon. Fadhili Mwalimu): Yes Hon. Ibrahim Omondi?

Hon. Omondi: Thank you Mr. Speaker for the opportunity you have given me to air my views in this audit report. Mr. Speaker I want to commend the Committee for the good work done and the report that we are having in this particular time Mr. Speaker...

[Applause]

But I want to single out or rather to support my sentiments. Mr. Speaker, County Public Investment Accounts Committee and I can say that the Committee has internalized scripts and intensively exhausted the County Executive Accounts for these financial years 2013/2014, 2015/2016, 2017/2018. Mr. Speaker having said that I want to prove my sentiments basing on the findings of this report; no 1. Mr. Speaker when you look at the CPIAC Report or the Auditor General Report for the County Executive for the year ended 30th June, 2016 page 1, look at the observations and the recommendations. I just want to prove my point that they did internalize the report Mr. Speaker, they took their time to come up with a very good Report without hiding anything, very open. When we look at this observation we have seen that it took the Accounting officer long to realize and reply to this query while he has qualified persons and this has been easily rectified and the PAC recommendation is that, one; *'The Accounting officer should take necessary steps to ensure that accounts staff in their dockets adhere to the high standards of accounting and prepare accurate and up to date accounts consistent with the accepted accounting principles and standards of the Public Finance Management Act'*.

Mr. Speaker there are some queries that arose like when you look at the query number 2.0 talks about, *'Unsupported payments amounting to Kshs. 236Million'*, they have that audit query which is 2.0, audit query number 3.1,3.2,3.3 and 3.4. Mr. Speaker those audit queries have been singled out and they have given us satisfying findings on those and the management response Mr. Speaker which we are having here and I want to say that moving forward this Report or particular documents is very detailed and it is just easily understood by the professions. Mr. Speaker Sir some of us are not the professionals but we can easily understand the general information that has been given, what I would like to advise the Committee is that it is very important for them to avail the reports to the Members in advance for their perusals so that the Members are in position with the inputs and also to give out a more informed and detailed information on the reports, otherwise Mr. Speaker Sir I stand to support. Thank you.

The Deputy Speaker (Hon. Fadhili Mwalimu): Yes Hon. Ogutu?

Hon. Ogutu: Thank you Mr. Speaker, being the first Report of PAC to be brought in to this House actually it is a good job. Mr. Speaker Sir mine is just to urge the Committee that we should at least stick to the rules that... and again maybe to make the work easy moving around looking for projects which were done in 2015 sometimes becomes difficult. I think if they can do these Reports maybe yearly or quarterly I think it can be of ease to them so that I think moving forward we should stick to that. Thank you Mr. Speaker.

The Deputy Speaker (Hon. Fadhili Mwalimu): Yes Hon. Abrari?

Hon. Mohamed Abrari: Ahsante sana Mheshimiwa Spika. Nafurahi kuwa leo PAC imetuletea Ripoti hizi lakini kwa maombi yangu ningeomba kwa sababu hii ni miaka mitatu mtawalia ningependa kwa umakini wako hizi Ripoti zingekuja moja moja kwa sababu zina maneno mengi sana kujadili kwa kina. Zingekuja kwanza 2016 tukamalizana nayo ikaja nyengine ikaja nyengine ili kila Mjumbe awe na wakati mzuri wa kuziangalia kwa sababu saa hizi zimekuja zote kwa mpigo inakuwa kidogo na muda hatuwezi kuzipitia zote lakini kwa muda kidogo ambao nimeangalia ningependa kusema mawili matatu niliyopitia kwa hii Ripoti.

Ripoti ilioisha 2016 mwezi wa Juni hii nimeona kama Mheshimiwa mwenzangu Amriya alivyozungumza kuwa kuna miradi karibu zote asilimia 90 zimeisha, nataka kumwambia Mheshimiwa Amriya kuna baadhi ya miradi ambayo ilianzwa lakini haikumalizwa. Nakuomba ufungue masikio yako vizuri kwa sababu tukiangalia katika tashwishi 19.0 kumi na tisa ya 2016 ambapo kwenye meza ya hiyo Ripoti nambari nne kama mko na hizo Ripoti ya *Auditor General* wale ambao mko nayo waangalie kwenye Ripoti halafu walinganishe na kwenye Ripoti ya Mhasibu Mkuu nambari nne. Kuna muundo msingi wa maji taka pale Ratna Square kwa Ripoti ya Mhasibu Mkuu yenyewe ambayo huko katika mapendekezo yasema miradi mingi, karibia asilimia 90 imemalizika lakini huku inasema hiyo nawahakikishia mimi mkitoka mnifuate nikawaonyeshe kuwa hio miradi ilianzwa ikaachwa katikati. Kwenye Ripoti ya *Auditor General* ya mwaka 2016 ndio maana Mheshimiwa Spika nimekuambia ni vizuri ikiwa Ripoti inakuja ya 2016 ndio waleta ile Ripoti ya *Auditor General* yote wafanye kulinganisha na hii Ripoti ya PAC kwa sababu watu hapa wako na Ripoti ya PAC lakini si ya Mhasibu Mkuu na sijui wanaangalia wapi.

Mimi niko na Ripoti ya PAC na niko na Ripoti ya *Auditor General* 2016 ambayo nawaambia hiyo miundo misingi ya maji taka ya Ratna Square ilifanywa nusu haikumalizwa niko nayo hapa. Katika hiyo hiyo *table* nambari 6 ambayo inasema miundo msingi wa maji taka sehemu ya Makaburini Kongowea kwenye ile Ripoti ya Mhasibu Mkuu, 2016 Mheshimiwa Spika hayo ndio makosa ambayo tunafanya tunaleta ripoti na wengi wetu hawana hiyo Ripoti ya Mhasibu Mkuu wala hawajaiona...

[Interruption]

The Deputy Speaker (Hon. Fadhili Mwalimu): Yes, what is it Hon. Mohamed Hatimy?

Hon. Mohamed Hatimy: Mheshimiwa Spika nafikiri kusoma Ripoti ya Mhasibu Mkuu yataka ufahamu wa kusoma hizo Ripoti; Ripoti ya Mhasibu inapotoka inakuja na *management letter*, halafu inaweza toka ile *management letter draft*.

Wale ambao wanakuwa *audited* wanakwenda wanajitetea, wanapeleka masogora wao ama ushuhuda wao kwa Mhasibu Mkuu, wanakueleza hii imekuwa hivi alafu Mhasibu Mkuu vile vitu ambavyo atakuwa ameridhika navyo, vile vitu ndio Mhasibu Mkuu ambavyo atavitoa, na tukiangalia kuwa sisi hatuwezi kusoma Ripoti ya Mhasibu Mkuu ndani ya Bunge hili, ndani ya Bunge kunasomwa Ripoti ya Uhasibu ya Bunge la Kaunti na ukiangalia kwani zote ziko vile vile zilivyoandikwa na Mhasibu na majibu kutoka kwa wale watu walikuwa *audited* wametia ndani...sisi tunakuja kusema kuangalia *observation* na tunatoa *observations* zetu na tunatoa ripoti yetu kusema kuwa kama jambo hili liko sawa ama haliko sawa.

Kwa hivyo nataka kumuambia Mheshimiwa kuwa awe mtaratibu wa kusoma na afahamu vile hii mambo ya *audit* inavyokwenda. Ahsante Mheshimiwa.

Hon. Mohamed Abrari: Ahsante sana Mheshimiwa mwenza, nimekuelewa na pia naona umechukua jukumu sana kunielezea, lakini tayari maneno haya ilikuwa nayaelewa. Mheshimiwa Spika nafikiri sisi tuko hapa kuwakilisha sehemu tunazotoka na Mhasibu Mkuu nafikiri hata ziko kwenye *online* ama mkanda ulolo ama sivyo? Mimi hapa nime *download* hii hapa tunazungumza hapa na nimeipitia yote na nikapitia na *observation* ambayo inayozungumza sidhani kama Mhasibu Mkuu wataweka vitu ambao hao hawako *certified* ama vitu ambavyo vimekuwa *cleared* waweke ndani ya vyombo vya habari. Hii inayozungumza...

[Interruption]

The Deputy Speaker (Hon. Fadhili Mwalimu): There is a point of order.

Hon. Omondi: Mr. Speaker I want to know, whether it is in order for us to discuss the documents which have been downloaded by one Hon. Abrari for his own personal findings and he briefs it so that we can start discussing in this Honourable House. Mr. Speaker Sir, I do not know if you got me; I was saying I want you to rule on this, whether the Member, one Hon. Abrari is in order to discuss the document which he has downloaded Mr. Speaker for his own personal findings.

Mr. Speaker Sir we want to know the authenticity of that particular report we have not even seen, is now forcing it to down our throats and we just agree with it. Mr. Speaker I want you to rule on that, whether it is in order or not in order Mr. Speaker, thank you.

The Deputy Speaker (Hon. Fadhili Mwalimu): Hon. Abrari the document that we are discussing is what that is in front of us and it is a reply of whatever that was raised by the Auditor General, so what you are referring to now Hon. Abrari, we as Members of this Assembly, Members do not have the document that you referring to; first, and secondly whatever that can be highlighted in this report it is a query that the Auditor has raised so I do not know why and from where you are getting the report that you are raising now.

Hon. Mohamed Abrari: Mheshimiwa Spika nafikiri hizo vitu tunazozungumza zote ziko kwenye Ripoti ya Mhasibu Mkuu, tashwishi ziko hapo hapo.

The Deputy Speaker (Hon. Fadhili Mwalimu): So you mean the Committee is misleading this House on how they are getting those queries?

Hon. Mohamed Abrari: There some of these *ambazo hawaku raise Mheshimiwa Spika, ziko baadhi ya vitu ambazo tunazungumza kuna mapungufu yetu, ambao sisi katika kushauri hii ripoti hatukuviangalia.*

The Deputy Speaker (Hon. Fadhili Mwalimu): So what is the problem with the Committee?

Hon. Mohamed Abrari: Mimi ningependekeza, mapendekezo yangu sasa kwa Kamati, vile vitu zote ambazo Mhasibu Mkuu ameuliza tashwishi ingekuwa vizuri ama vyema kwa kila kata ndogo ama Wodi ya Mheshimiwa apitie vizuri hii Ripoti ya Mhasibu Mkuu, aangalie zile vitu katika kwake ambayo ameguswa, ambayo anaona katika [??] ambayo Mhasibu Mkuu ameweka tashwishi, ambayo havikutekelezwa ama mpaka sasa bado kuna shida, hio ndio kwa maana nimetaka hizo vitu haraka kupitia hio Ripoti ya Mhasibu Mkuu na kupitia hii ripoti ya Kamati ya PAC ambayo umetuletea niangalie katika hizi ripoti...

[Interruption]

The Deputy Speaker (Hon. Fadhili Mwalimu): What is it Hon. Kibwana? Just a minute.

Hon. Kibwana Swaleh: Just maybe apart from my colleague from Kongowea and Members in general when the Chair read this report talking about 90 percent I think it should read 90 percent not 100 percent. So when you talk of 90 percent, it means the report has not been completed unless she has said 100 percent. The other issue Hon. Speaker, when the Auditor came there were projects that were not completed, but by now since we did a site visit these projects are completed. So any report that can reach 100 per cent Mr. Speaker unless maybe that is why I want to share with Members so that when we talk over the report it should be in their mind of a certain area.

The other thing Mr. Speaker, not all Wards have these auditor queries in their area, when you look at *Shika Adabu* it builds a hospital, it is in the audit query but the projects that are not here, maybe they will appear in this financial year 2020/2021 that is for information for the Auditor General. Thank you Mr. Speaker.

The Deputy Speaker (Hon. Fadhili Mwalimu): Proceed Hon. Abrari.

Hon. Mohamed Abrari: Nashukuru sana Mheshimiwa mwenza lakini nitaregea pale pale kuwa hizi ripoti kuwa hizi tashwishi sio sisi tuliziandika kwa Ripoti ya Mhasibu Mkuu na kwa kusema kweli ni kama hujapitia Ripoti ya Mhasibu Mkuu. Mimi nazungumzia Ripoti ya Mhasibu Mkuu iliomalizika mwaka 2016, tukienda mpaka 19.0, nataka Mheshimiwa mwenza aliyekuwa hapa karibu utaniambia maana yeye ndio alikuwa mbeleni Mheshimiwa wa Kongowea atakuwa shahidi yangu nikizungumza kuwa barabara ninayo izungumzia kuwa Kongowea *Exit road kutokea sokoni* ambayo ilisemekana ilitengenezwa na milioni 18, nataka kuwahakikishia kwenye Bunge hili...

[Interruption]

I do not want to be informed.

The Deputy Speaker (Hon. Fadhili Mwalimu): Have a seat. Yes, he does not want to be informed. Proceed Hon. Abrari.

Hon. Mohamed Abrari: Baadhi ya miradi ambayo tunasema Mhasibu Mkuu alizoweka kama kuna tashwishi mimi nazungumzia katika mradi mmoja katika Ripoti ya Mhasibu Mkuu hio 2016 tashwishi nambari 19.6.0 ukiangalia utaiona ama uki *download* utaiona, tunalinganisha ni Ripoti, sasa sisi tunazungumzia kuna miradi ambayo hata kuanzwa haijaanzwa ile ninayokuambia. Mimi Mheshimiwa Junior atanitetea hiyo barabara inayosema Exit Road kutoka soko la Kongowea, soko la Kongowea haijawahi tengenezwa barabara tangu ule wakati wa *flyover* itengenezwe lakini hapa naona wanasema miradi imetengenezwa kufikia asilimia 90, hiyo haijaanza kabisa...

[Interruption]

The Deputy Speaker (Hon. Fadhili Mwalimu): Yes, what is it Hon. Nzai?

Hon. Kombe: Thank you very much Hon. Speaker for giving me this chance to comment on my learned friend. Mr. Speaker I want to...

[Interruption]

The Deputy Speaker (Hon. Fadhili Mwalimu): Let him finish! Proceed!

Hon. Kombe: Mr. Speaker, my learned friend could be on the right track but maybe because we do not have that document I am kindly urging him that we do not have that document sometimes we use *kabambe* we cannot download that whole book so if he can spare time and please break it down for us for so that we can be the same and read on the same page we could be reaching somewhere...

[Consultations]

I hope Mr. Speaker you have heard me?

The Deputy Speaker (Hon. Fadhili Mwalimu): Yes, I got your point. Hon. Abrari proceed.

Hon. Mohamed Abrari: Ahsante Sana Mheshimiwa Spika. Mimi naona sisi tuko hapa kwa tunajadili...[Inaudible].

[Interruption]

The Deputy Speaker (Hon. Fadhili Mwalimu): Yes Hon. Amriya?

Hon. Amriya Juma: [Off Microphone].

The Deputy Speaker (Hon. Fadhili Mwalimu): Please use your microphone!

Hon. Amriya Juma: Mr. Speaker I rise under Standing Order 104 and the reason *[Inaudible]*... I was waiting for my time to respond as a mover of the Motion but I think at this rate the House will be misguided if you allow us to proceed in this manner. Mr. Speaker, for one the allegation that the Hon. Member has raised on the Auditor General reports for the financial year 2015/2016 is neither here nor there because in our report we have highlighted all the audit queries that were raised and even went ahead and highlighted the management responses that were by the Committee and we went ahead and made our observations.

So it should not worry the Hon. Members that they do not have the Auditor General's report because all the queries are in this report, so I am telling all the Hon. Members to sit back and look at all those queries that have been highlighted in bold, are the queries that have been raised by the Auditor General, that is one, secondly Mr. Speaker I am also disturbed because the nature of the direction the Hon. Member was talking about the query is right here no.19.0.6 on the construction of ECDE schools at that time it was the expectation of the executive...

[Interruption]

At that point, I am trying to clarify...

[Interruption]

I do not want to be informed.

The Deputy Speaker (Hon. Fadhili Mwalimu): Let her proceed.

Hon. Amriya Juma: I am trying to differentiate why the Hon. Members' information is false by saying what is in this report is the truth, Mr. Speaker the query was on development projects...

[Interruption]

The Deputy Speaker (Hon. Fadhili Mwalimu): Let us go to 19.6.

Hon. Amriya Juma: I was coming to that Mr. Speaker, but I know in your wisdom you have...

[Interruption]

The Deputy Speaker (Hon. Fadhili Mwalimu): The mover was saying that it is not in the PAC report...

Hon. Amriya Juma: Mr. Speaker sorry I was moving to that; I was saying that on the delayed development project on the ECDEs and whatever he is talking about is on 19.6 on stalled projects and it is clear here the audit revealed the following projects had stalled on page 91. Then we also highlighted the management response why those projects had stalled, it was because of delayed payments and it is very clear.

Then in our recommendation the management responded that since there was delay in payment in the financial year it is clear that they were not able to actualize the stalled project. The Committee was satisfied because you realize because you will not realize a project if you have no funds Mr. Speaker so the Hon. Member should stand informed and guided by this report and stop misleading the House.

The Deputy Speaker (Hon. Fadhili Mwalimu): Yes, Hon. Abrari? Use the microphone in front of you.

Hon. Mohamed Abrari: Ahsante Sana Mheshimiwa Spika. Waswahili husema...

[Interruption]

The Deputy Speaker (Hon. Fadhili Mwalimu): First Hon. Abrari withdraw the statement that you said, *waheshimiwa hawajielewi*. Withdraw that statement!

[Applause]

Hon. Mohamed Abrari: Mheshimiwa Spika ni dhahiri shahiri kuwa Mheshimiwa mwenza hakua akinisikiza wakati nikiongea yeye amezungumzia vitu vingine na mimi nimezungumzia vitu vingine tofauti kabisa kwa sababu anazungumza maneno ya ECDE na mimi sijazungumza. Nafikiri kama Karani ama hapo juu ungekuwa na ripoti umeletewa...

[Interruption]

The Deputy Speaker (Hon. Fadhili Mwalimu): Hon. Abrari what Hon. Amriya highlighted is the same issue that you are talking about 19.6 in this report that has been submitted and the last item it is talking about the Exit... page 22, Exit road of Kongowea for the year ending 30th June, 2016.

[Hon. Mohamed Abrari perusing report]

Page 22.

[Continued to peruse]

Yes, Hon. assist him.

[A few Hon. Members crossed the floor to assist him]

Yes ok, Hon. Abrari proceed and keep in mind that your time is up.

Hon. Mohamed Abrari: Ahsante sana Mheshimiwa Spika. Waheshimiwa wenza wote naona wamekimbia kwangu kwa sababu nimezungumzia vitu ambavyo na wao pia hawana uhakika hawajui, nimekuwa makini kwa sababu ni Wodi yangu, tumezungumzia kuhusu hiyo barabara ya Exit, Kongowea ambayo haikujengwa na ni ukweli haijaanzwa mpaka sasa.

Halafu chengine ni hiyo 19.0 kwenye ripoti ya Mhasibu Mkuu ambayo kuna hiyo njia ya maji taka ya Makaburini - Kongowea tunazungumzia, hicho kiwanja ambacho njia ya maji taka ilianza kutengenezwa ilikuwa ni ya wenyewe na saa hii tunavyozungumzia imewekwa *fence*, hiyo shamba ilinyakuliwa lakini sijui..., tuko pamoja Mheshimiwa Spika? Nazungumzia 19.0, hiyo tashwishi nambari sita ambayo ni njia ya maji taka ya Makaburini - Kongowea ambayo mpaka sasa ni moja wapo katika ile miradi ilisimama, halafu katika hapo hapo ukienda 19.1.5 ambayo ni njia ya maji taka ya Ratna Square ambayo hiyo pia ilifanywa nusu mpaka sasa.

Kwa hivyo mimi kitu ambayo naomba ama mapendekezo yangu PAC wawe wakiandamana na Waheshimiwa kwenye Wodi waonyeshwe hasa ile miradi ambayo ilisimama ambazo zilikuwa na tashwishi ili sote tuwe kwa barabara moja ili tuendele. Hatuko hapa ati kwa kubishana, tuko hapa kuelimishana na kuweka sawa Mheshimiwa Spika, kwa hayo mafupi au machache, ahsante.

The Deputy Speaker (Hon. Fadhili Mwalimu): Thank you Hon. Abrari. I think the mover of this Motion is here and hearing the advice that you have given the Committee. Yes Hon. Chief Whip?

The Chief Whip (Hon. Wambua): Ahsante sana Mheshimiwa Spika. Mimi kwa dakika kidogo ambayo tumepitia hii Ripoti ambayo ni nzuri na mlijaribu sana kuiangalia wakati huu mukafikia hiyo miradi mkaiona vile ambavyo imefanya na kazi ninaona mumeweza kufanya vizuri sana. Kile ambacho ninataka kumuambia rafiki yangu Mheshimiwa Abrari, kazi yake ni nzuri lakini ripoti ambayo anataka kuingiza katika Bunge haiko hapo na ni ngumu sana tutoke kwenye Ripoti haiko hapa...

[Interruption]

Ahsante sana Mheshimiwa Spika.

The Deputy Speaker (Hon. Fadhili Mwalimu): Hon. Chief Whip, whatever Hon. Abrari raised is in the report. Yes the mover of the Motion?

Hon. Amriya Juma: Thank you Mr. Speaker. At this juncture i wish to thank the Members, especially the issue raised by my sister Hamida, duly replied by Hon. Hatimy. Maybe to clarify, of all the bank accounts that were pending all of them the Treasury managed in their response to close except for the three bank accounts at Standard Bank, KCB and Chase bank and they have given the reasons why they were unable to close these banks. KCB was controlling the salaries of the staff by then and the signatories by then were quite different and they are different now so there has been an issue from the bank, the KCB since the signatories are different there are not receiving instructions as Hon. Hatimy said.

We have made a recommendation that it be forwarded to Anti-corruption, also recommended that Inter-governmental Committee to work fast and furious under the Inter-governmental Relations Act on matters of Transition Authority were handed over to the Inter-governmental Relations Technical Committee from March, 2015 and it is now five years. Mr. Speaker we have said that they should be handling this matter, so I hope that is satisfactory my sister.

The other issue that was raised and i think it is because the Hon. Member had not perused the last page but I am sure he has now had the time that the issue that the Committee has very well highlighted here is that on pending projects. It was the Committee's recommendation that the Treasury should give priority, i think it was also in the ADP of this year that the pending projects should be first completed before any other new projects were put in place, and I think that is the most paramount decision that is important at this point that all the pending projects should be completed before new projects and that is all. Thank you Mr. Speaker.

The Deputy Speaker (Hon. Fadhili Mwalimu): Thank you. Hon. Members I see no debates on the Reports, I now stand to put the question that the Motion by Hon. Amriya Juma Boy on the adoption of the PAC Reports on the Auditor General report for the Executive for the financial years 2015/2016, 2016/2017, 2017/2018 be approved in this House in the same terms as moved.

[Question put and agreed to]

Yes, Clerk?

ADJOURNMENT

There being no other business this House stands adjourned *Sine Die*.

The House rose at 12:30p.m.