

COUNTY ASSEMBLY OF NAKURU

THE HANSARD

Tuesday, 22ND March 2022

Assembly Building

The House met at 10: 50am

[The Deputy Speaker (Hon. Samuel Tonui) in the Chair].

PRAYER

The Deputy Speaker (Hon. Samuel Tonui): Good morning honorable Members. Clerk read the next order.

COMMUNICATION FROM THE CHAIR.

PENDING BILLS

The Deputy Speaker (Hon. Samuel Tonui): Honorable Members I have a Communication to make. It is concerning the Pending Bills that have to be brought to the House. We have several Bills that are pending. I want to read; Honorable Members welcome back for another round of regular sittings. We are getting back after a two weeks recess in accordance with our Calendar.

The Assembly is expected to continue with its regular Sittings until 13th April 2022 when we will once again break for another recess. Being an election year, the calendar was successfully generated to take care of important Chamber assignments as well as a flurry of political activities as you are all aware. As I emphasized during my opening remarks in February this year, the Honorable Members will be required to strike a balance between their Legislative and Oversight duties and impending political campaigns.

While I take note, and appreciate constitutional and statutory timelines set in the Election Calendar, it is important that Committees expedite the pending business in their levels. The Pending Bills are;

1. The Nakuru County Land Management Bill, this is committed to the Committee on Lands, Housing and Physical Planning.
2. The Nakuru County Assembly Members Offices Bill. This is committed to the Committee on Members Welfare
3. The Nakuru County Maternal, Newborn and Child Health Bill. This is committed to the Committee on Health Services
4. The Nakuru County Community Health Bill, this is under the Committee on Health Services.

5. The Nakuru County Housing, Estates and Tenancy and Management Bill, this falls under the Committee on Lands, Housing and Physical Planning
6. The Nakuru County Animals Disease Control Bill, this is under the Committee on Agriculture
7. The Nakuru County Public Service Bill, this falls under the Committee on Labour
8. The Nakuru County Urban Food and Agriculture Bill. This is under the Committee on Agriculture.

Now we go to Pending Petitions. They are-

1. Petition by Ms. Grace Wanjiku and others on disbursement of the Nakuru County Person with Disabilities Fund. That one is under Labour, Youth and Social Welfare.
2. Petition by Nakuru stakeholder's forum intervention of the County Assembly to ensure workers who engaged at the suspended Itare dam are paid their outstanding dues. This is under the Labour, Youths and Social Services.
3. Petition by the Athinai village squatters. The County Assembly intervenes in the eviction of squatters who have lived as squatters in Athinai. That falls under Lands, Housing and Physical Planning.
4. Petition by AC K St. Stephen Church in Waseges concerning illegal acquisition of church land; this falls under Lands, Housing and Physical Planning.
5. Petition on Youths and Governance consideration of the Youth Bill. That is under Labour, Gender, Youth and Social Welfare.
6. Petition by Symon Mwangi on the encroachment of access road by Delamere farm; that is under Lands, Housing and Physical Planning.
7. Petition by residents of Kongasis trading center in Mbaruk ward Nakuru concerning reclaim of illegally acquired public utility land and unfair allocation cases of plots in Kong'asis Centre; that falls under Lands, Housing and Physical Planning.
8. Petition of Joseph Ngugi seeking review of Revenue Allocation of Lare Ward to merge the population and geographical size ... covering Lare and Naishi which were merged to form Lare Ward; that lies under Finance Committee.
9. Petitions of John N. Muthoni seeking the Assembly's intervention on the rapid water disconnection by NARUWASCO in Menengai Ward. That lies under Energy, Environment and Water Natural Resources.
10. Petitioned by Mirare-Maruti concerning community in Hells Gate Ward seeking the intervention of the County Assembly with regards to pollution by the Bakery Industry located within the residential area; that lies under Energy, Environment, Water and Natural Resources.

11. Petition by Pyrethrum Processing Company of Kenya (PPCK) seeking intervention of the County Assembly about awarding 100% waiver to PPCK on outstanding land rates, rent, accumulated penalties and principal lease arrears within the Nakuru Municipality covering the Nakuru East and West Sub-Counties amounting to Kshs 88,627,263. That one lies on the Lands, Housing and Physical Planning.
12. Petition by Torobek Community of Nakuru County seeking the intervention of the County Assembly regarding to resettling and legitimising their exercise in the County. That one lies under the Lands, Housing and Physical Planning.
13. A Petition by Nakuru Residents Association seeking removal from the office of the acting Director, Trade for abuse of Office; that one lies under Trade Committee.
14. A Petition by Nakuru County Public Opinion Consultative Initiative, seeking the removal of the Chief Officer Finance over alleged abuse of Office; that lies under Labour, Gender, Youth and Social Welfare.
15. A Petition by Nakuru Taxi Association Seeking the intervention of the County Assembly through the relevant Department to lower the monthly parking rate from Kshs. 2,000 to Kshs. 1,000; Finance Committee
16. A Petition by residents of Kiplemeiwo village, Kiptagich Ward, Olenguruone Sub-County Seeking the County Assembly through the relevant County Executive Department to undertake a fresh plot allotment public participation exercise of the plots in Kiplemeiwo village ; Lands Housing and Physical Planning Committee.

Honorable Members in this regard, I wish to bring to your attention, the urgent legislations before the respective Committees and implore you to find it necessary to conclude the same before we break for the indefinite recess in June.

Honorable Members, about the Budget Cycle, the Assembly is expected to receive the Budget Estimates by 31st March 2022. As expected, public participation should ensue thereafter and the document passed by the House by 1st April 2022. Members are urged to take note of the timelines, bearing in mind the Independent Electoral and Boundaries Commissions schedule for Political Parties' nominations.

I once again welcome you back and wish you well.

PETITION

FRAUDULENT DECLARATION OF VACANT POSITIONS

The Deputy Speaker (Hon. Samuel Tonui): There is a Petition by Simon Sangale Nasieku, a resident of Lakeview Estate, Nakuru City. He is saying that there is a fraudulent declaration of vacant positions, contrary to Public Finance Management Act and County Budget. The letter is dated February 7th, 2022. It is requesting for information on alleged vacancies of 10 Sub-County Administrators which under Article 35(3) 10, 118 and 159 of the Constitution of Kenya (2010).

There is a letter attached to that which may be a proof of it. What they are seeking is to nullify the fraudulent declaration of the 10 vacancies and surcharge those responsible for advertising those positions. It is joint Labour and Budget Committee so that they come up with this Report within 30 days.

The Deputy Speaker (Hon. Samuel Tonui): There are some Papers to be laid.

PAPER

REPORT OF THE AUDITOR GENERAL ON FINANCIAL STATEMENT OF NAIVASHA WATER AND SANITATION COMPANY LIMITED

The Deputy Majority Leader (Hon. Rose Chepkoech): Thank you Mr. Deputy Speaker sir; I beg to lay the Report of Auditor General on Financial Statement of Naivasha Water and Sanitation Company Limited for the year ended 30th June 2019.

(The Report was laid on the table)

The Deputy Speaker (Hon. Samuel Tonui): Thank you; that Report stands committed to Committee of PAIC and they should come with a Report within a period of 60days. Another Paper?

PAPER

REPORT OF THE AUDITOR GENERAL ON THE FINANCIAL STATEMENT ON NAKURU WATER AND SANITATION COMPANY LIMITED

The Deputy Majority Leader (Hon. Rose Chepkoech): Thank you Mr. Deputy Speaker sir; I beg to lay a Report on the Auditor General on Financial Statement on Nakuru Water and Sanitation Company Limited for the year ended 30th June 2019.

The Deputy Speaker (Hon. Samuel Tonui): Thank you; that one still stands committed to the Committee of PAIC. Are there Committee Members around? I cannot see the Chairman. Oh yes you are the Vice Chair, take up the matter and that Report should be tabled again in the House within 60 days. Anything else on those Papers? There is a Report of the Committee on Budget and Appropriations on the Medium-Term Debt Management Strategy Paper that is 2022. Hon. Chairperson.

(The Report was laid on the table)

PAPER(s)

THE BUDGET COMMITTEE REPORT ON THE MEDIUM-TERM DEBT MANAGEMENT STRATEGY
PAPER FOR THE YEAR 2022

Hon. Joel Karuri: Thank you Mr. Deputy Speaker sir; I want to take this time to lay the Report on the Medium-Term Debt Management Strategy Paper for the year 2022. This Paper precedes the budget estimate to give credence and authority to factor monies for debt resolution and debt payment for suppliers and debtors. That the County of Nakuru owes to its suppliers. Therefore Mr. Deputy Speaker I beg to lay this Report.

(The Report was laid on the table)

The Deputy Speaker (Hon. Samuel Tonui): Thank you.

NOTICE OF MOTION

HOUSE ADOPTS THE BUDGET COMMITTEE REPORT ON THE
MEDIUM-TERM DEBT STRATEGY PAPER 2022

There is a Notice of Motion by the Budget and Appropriations Committee Chairperson.

Hon. Joel Karuri: Mr. Deputy Speaker, I take this time to give a Notice of Motion;-

THAT this County Assembly adopts the Report of the Budget and Appropriations Committee on the Medium-Term Debt Management Strategy Paper for the year 2022. I give Notice of Motion.

The Deputy Speaker (Hon. Samuel Tonui): Thank you.

ADJOURNMENT

This House stands adjourned until 2.30 today in the afternoon

(The House rose at 11.15am)