

COUNTY ASSEMBLY OF NAKURU

THE HANSARD

Wednesday, 19ST October 2022

Assembly Building

The House met at 3: 15pm

[The Speaker (Hon. Joel Karuri) in the Chair].

PRAYER

COMMUNICATION FROM THE CHAIR

MEMBERSHIP OF THE BUDGET AND APPROPRIATION COMMITTEE

The Speaker (Hon. Joel Karuri): Members, there is a ruling that I want to make. Honorable Members, yesterday you raised a number of concerns regarding the application of Constitution in Our Standing Orders in considering Members to the Committee on Budget and Appropriation. You urged the Chairperson to inter alia

1. Make a ruling on whether in constituting a key Committee of this House, the Standing Orders were offended
2. Make a ruling that the key Committee, Budget and Appropriation is *sui generis* and therefore special attention must be granted while constituting its membership
3. Clarify if the Constitutional provisions under the bills of rights Chapter 4, were offended
4. Determine if the findings by the High Court in the Petition Number 1 of 2019 apply in the circumstances
5. Make a finding if the capping of membership to the Budget and Appropriation Committee by the Standing Orders is proper in light of the provisions of Chapter 4 of the Constitution and the findings of the High Court

Honorable Members, I have with skill and care to address my mind to the above weighty matters and therefore it is incumbent upon the Speaker to render appropriate directions. I hasten to add the matters can vast on the floor of the House were correctly referred to the Chair for consideration and adjudication. The findings of the Chair must be reasonable and within the realm of our Laws, Standing Orders, Practice, Norms and Precedents.

The Chair, who is the Speaker, is by virtue of Standing Order Number 1, empowered to provide both policy and administrative directions on matters that have not conclusively been covered by the Standing Orders. In this case therefore, falls within the matters contemplated by Standing Order Number 1. As a consequence of the aforementioned, I now wish to delve into the issues you have raised.

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My reading of the Standing Orders particularly Standing Order Number 154 and 155 and the provisions of the bills of rights, I entertain no doubt that in constituting any Committee of the Assembly, membership must take into account gender representation, the political parties in the House, representation of the marginalized and independent Members.

This cardinal rule is even more prominent when considering membership to the Budget and Appropriation Committee. This Committee occupies a hallowed position in the Assembly and the reasons are not hard to desire. The mandate of the Committee unlike other Committees of this House emanates from the provisions of Chapter 12 on the Public Finance on the Constitution, Part 4 of the Public Finance Management Act of 2012 and the County Government Act 2012.

The Committee, in a single word is *sui generis* and therefore its membership must at all times be inclusive. This statement found judicial clothing in the High Court Petition Number 1 of 2019 in the matter of National Commission on Gender Equality Vs County Assembly of Nakuru. I need not to belabor further on the matter. Honorable Members, before delivering my final verdict on the matter at hand, let me draw your attention to provisions of Article 174 of the Constitution that deals with the objects of devolution.

The Article succinctly calls for the protection and promotion of interest, rights of the Minorities and the Marginalized. Our Standing Orders have echoed this constitutional provision. Honorable Members, upon the strictures imposed by the Constitution, Our Statutes, and the Assembly Standing Orders.

I now wish to make the following determinations-

- a) In constituting the Budget and Appropriation Committee, key considerations regarding gender, the marginalized, special groups like the nominated members and independent members in the House were not take into account
- b) The dictates of the Constitution and the findings in High Court Petition Number 1 of 2019 were not seriously considered
- c) The membership of the Committee on Budget and Appropriation must forthwith incorporate the
 1. Marginalized
 2. Nominated Members taking into account gender representation
 3. Members elected on Independent Ticket
 4. Principle of fairness in considering representation of Members from Political Parties
- d) The provisions of Standing Order 182 and 189 (2) of the Assembly Standing Orders is an affront of the Constitution since it limits the application of principles governing the constituting of the Committees, the capping of membership to the Committee is therefore rendered not significant

This point is even of greater importance bearing in mind that the Budget and Appropriation Committee can be either a departmental or a Select Committee. Membership to a Departmental

Committee cannot be limited and this is for a good reason. The absence of membership capping allows Departmental Committees the room to accommodate diverse representations and interests. Accordingly, I hold the view that the Budget and Appropriation Committee must be allowed a similar latitude.

In view of the above, it is hereby directed as follows-

1. That the membership to the Committee on Budget and Appropriation shall in line with practice and norms, relating to Departmental Committees be adjusted to twenty three (23) Members
2. That in view of the provisions of Standing Order number 1, latitude granted to the Speaker per customs and practices and the guiding principles relating to fairness, equity; the following Members of the Assembly shall be deemed members of the Committee on Budget and Appropriation.
 1. Hon. Hassan Ali Abdi
 2. Hon. Peter Palang'a Mayonge
 3. Hon. Peter Njuguna Mwaura
 4. Hon. Mary Wanjiku Njoroge
 5. Hon. Virginia Wamaitha Gichanga
 6. Hon. Leah Wambui Nganga
 7. Hon. Fadhili Msuri
 8. Hon. Doreen Totona

Honorable Members, for clarity and avoidance of doubt, membership to this Committee on Budget and Appropriation shall in addition to the Members mention herein be as tabled on 18TH September 2022. This is by order of the Speaker of the County Assembly of Nakuru Honorable Joel Karuri Maina. Next order.

PROCEDURAL MOTION

HOUSE DEBATES THE NOMINATION OF MAJORITY AND MINORITY REPRESENTATIVES TO
THE COUNTY ASSEMBLY SERVICE BOARD (CASB)

The Speaker (Hon. Joel Karuri): We have a Procedural Motion from the Leader of Majority Party

Majority Leader (Hon. Alex Langat): Thank you Honorable Speaker, I rise to move a Procedural Motion;

THAT, notwithstanding the provision of Standing Order 49(Notices of Motion); this House resolves to debate a Motion on the nomination of the Majority and Minority party representatives to the County Assembly Service Board. Thank you.

The Speaker (Hon. Joel Karuri): Thank you, a Member to second.

Hon. Cyrus Dida Ndegwa: I rise to second the Motion.

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The Speaker (Hon. Joel Karuri): There is a Procedural Motion that notwithstanding the provision of Standing Order 49(Notices of Motion); this House resolves to debate a Motion on the nomination of the Majority and Minority Party representatives to the County Assembly Service Board, so the Motion is open for debate. I request the Members that we confine ourselves within Standing Order number eight for the Procedural Motion.

(Questions proposed)

(Question put and agreed to)

MOTION

HOUSE APPROVES THE NOMINATION OF CYRUS DIDA TO REPRESENT UDA IN

THE COUNTY ASSEMBLY SERVICE BOARD (CASB)

The Majority Leader (Hon Alex Langat): Thank you, Mr. Speaker, sir. Again, I raise to move the Motion that pursuant to the provision of section 12 (3) (c), of the County Government Act, which is number 17 of 2012, this House approves the nomination of honorable Cyrus Dida to represent the United Democratic Alliance (UDA) at the County Assembly Service Board. Thank you,

The Speaker (Hon. Joel Karuri): Thank you, the ML, a member to second.

Hon...Mr. Speaker, I rise to second.

The Speaker (Hon. Joel Karuri): Thank you. Now, the Motion is that pursuant to the provisions of section (3) (c), of the county government act number 17 of 2012. This house approves the nomination of honorable Cyrus Dida Ndegwa to represent the United Democratic Alliance to the county assembly Service Board? The Motion is open for debate

The Majority Whip (Hon. Fadhili Msuri): Thank you, Mr. Speaker Sir, as you have correctly opened the motion for debate and seeing that the House is silent. I can only move so that you put the question. Thank you.

The Speaker (Hon. Joel Karuri): Thank Honorable Majority Whip. What is it Hon. Macharia?

Hon. John Gachiri: I want to oppose the Motion Mr. Speaker according to a Standing Order in our prayers, this is what it says in the second paragraph; -Let your blessing descend upon us here assembled and grant that we treat and consider all matters that shall come under our deliberation in so just and faithful, a manner to promote honor and glory.

Mr. Speaker, as we have seen that the name that is on the Motion. And as we have said in this House, we need where we shall be able to consider all matters. I have an interest to the post of the

board. It is my wish and the wish of these members of this House that we should do the election as just the way it says in the county Government Act section 12.

Sorry.

The Speaker (Hon. Joel Karuri): And that part again?

Hon. John Gachiri: County Government Act, Section 12. That says and states that the members of the County Assembly shall do the election, from the Minority party and from the Majority party and present the names to the County Assembly because these seats represent the members of this House and it will be unjust. I do not know how this was done. I respect the party. And even my veins and my blood and the cells for UDA and if it is so, then we need to train this manner and to treat this thing in honor and glory as it is stated in our prayer.

So I pray that this House, we may adjourn this Motion, or we consider this Motion for another time, so that we can be able to sit as a UDA party. I do not know ... I respect the member who is in the Motion, but it is good to treat all manner as we have stated in our prayer

The Speaker (Hon. Joel Karuri): Order, Hon. Fadhili

The Majority Whip (Hon. Fadhili Msuri): Hon. Speaker, with all due respect to the Honourable member, and the way he is passionately pleading the case. I would wish through you, Mr. Speaker, the member to state if he has any interest within the same position. Thank you.

The Speaker (Hon. Joel Karuri): Thank you honorable Majority Whip. Hon Macharia it has come out clearly that you are stating your case passionately. Do you have any interest?

Hon. John Gachiri: I think the honourable member was not listening to me. I said I have an interest. And I have a right even in the Standing Order 89 states that if a member has an interest... Yeah, so I have a right in this house even to as he stated that I have that passion. It is true. And it is okay to deliberate. What I have just said, if I have an interest, I have a right to say. So I wish that this House do the right thing as it stated in our prayers. Thank you Mr Speaker.

The Speaker (Hon. Joel Karuri): Mheshimiwa from viwandani

Hon. Joseph Muraya: Thank you, Mr. Speaker. For this chance. I want first of all to congratulate all members that have been elected. As you know, we have just come from elections. And we have gotten a very hard tie. So I do not think there is anybody here who is exceptional in seeking for votes.

And I want to acknowledge everyone here, who has just come from elections the other month. So, Mr. Speaker, it is not hard for any member in this house to ask for votes either to get the votes or not.

So, I also seek your indulgence that we as the Majority party coalition , you also give us some times on this matter, because we want to continue and to work in harmony as we move forward. we would not like to bar anyone from gaining or getting whatever he or she is interested in. So Mr. Speaker I rise to oppose also and to seek whether we can adjourn for a later date and I ask our Majority party leader to call us for a Kamukunji, Then we can come up with the name to represent the Majority party in the Service board, you see when we adjourned the first sitting the honourable whip who called us for a Kamukunji and we agreed on how to go...

The Majority Whip (Hon. Fadhili Msuri): Point of order!

The Speaker (Hon. Joel Karuri): what is it Hon Fadhili?

The Majority Whip (Hon. Fadhili Msuri): is the Member allowed to tell the House about some of the internal things we do between me and him

The Speaker (Hon. Joel Karuri): so are you confirming that there was no Kamukunji or it was there?

(Laughter)

of course there was a Kamukunji

(Laughter)

Mheshimiwa Mwangi proceed. So that you finish your submissions.

Hon. Hon. Joseph Muraya: Yeah, so if Mr. Speaker the whip has confirmed before the House there was a Kamukunji, he is at liberty to call us for the same again and I am sure all members will come here smiling. So, I wish to seek your guidance whether we can revisit this matter on a later date. Thank you.

The Speaker (Hon. Joel Karuri): thank you so much Hon. Karanja!

Hon. Stanley Karanja: Mr. Speaker, you know when honorable Muraya was talking and I would imagine bedroom matters being brought to the table room. It is true what he is saying, when we went to our meeting, and we subjected some of us to voting, he was unable to garner enough votes.

so immediately he did not require voters. When we went out to the whole committee, he cost the coup and he is now a vice chair. So whenever he is talking about election, Mr. Speaker, I was just informing you that the person in the name of honorable Muraya is really, well first of all he was crying but now he is smiling. That is where the term terminologies smiling is coming at that level. But all the same Mr. Speaker I was just informing you that he is in order. And maybe the motion

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is in order in terms of whatever they have said. And I think it is always good that justice to be done to everybody.

The other information is that the person who is now the Bishop and you know when a bishop cries, all these other people, all these honorable members you can bear with them, but now this is a bishop in charge of a parish we better take care that he should not put us before God, it is not good. when you see the eyes of a bishop crying, maybe the majority and the whip. This is a man of God crying to you. So as the House Mr. Speaker, I do exonerate myself from any curse that the bishop may pour upon the House. So anyway, Mr. Speaker, I also urge you to wash your hands.

(Laughter)

Because if we do not do that, Mr. Speaker we do not know what this man of God may tell God.

The Speaker (Hon. Joel Karuri): Order Hon. Karanja. Hon. Karanja You want to propose that bad things may happen to this House, that is not part of our Standing Orders. And these House is blessed... nothing will happen.

Hon. Stanley Karanja: Thank you Mr. Speaker sir. I was mesmerized when I heard a man of God crying. I was asking if the people of the earth hear the intermediary of God speaking.

The Speaker (Hon. Joel Karuri): Yes Hon. Macharia.

Hon. John Gachiri: (On A point of information) Thank you Mr. Speaker sir, the only thing that moves me a lot as I have said is that I have an interest. This portion that is in that prayer. Only that. That the deliberation in so just and faithful a manner. Only that. We do the election and whoever will take the day, I will appreciate. My heart is clean and I cannot curse anybody because we are told even to bless our enemies. Thank you.

The Speaker (Hon. Joel Karuri): Thank you. Mheshimiwa Wanjohi.

Hon. Philip Wanjohi: Thank you Mr. Speaker sir, we have spent the last 15 minutes discussing issues of a party and us in the Azimio coalition are getting concerned. This is not our business. Our business.

The Speaker (Hon. Joel Karuri): It is properly before the House. The Motion is properly on the Order Paper.

Hon. Philip Wanjohi: Mr. Speaker sir, we have no problem with that. My concern is that the party issue should be solved outside this House. If the UDA team has not fully decided on the person to put on the list, then you should give a ruling that they go and give a name later. Otherwise, we are going to spend the next 1 hour. I must say that I am disappointed. This morning, we were supposed to go for committee meetings. We spent another 5 hours waiting for them they could be dragging us for the next 5 hours until midnight. Therefore, if you can give a ruling they go and put their House in order, we are getting tired of listening.

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The Speaker (Hon. Joel Karuri): Mheshimiwa Palang’a and then I will make a ruling.

Hon. Peter Palang’a: Thank you Mr. Speaker sir. It is unfortunate that we are dragged into matters of the party and that ought not to be the situation. What is coming up is that the Majority Party in it needs to wash and clean their dirty linen in the House. I want to just to confirm from the whip because the laws are very clear in terms of how they conduct the elections. The whip of the House or the party must have communicated to the clerk in writing of the positions in regards to the appointment whether the elections were done and the minutes attached to this effect. Kindly our dear friends, save us from this agony; save us from this kind of unnecessary debates. Can you wash and clean your dirty issues in your house, if any.

The Speaker (Hon. Joel Karuri): Mheshimiwa Palang’a, your sentiments are noted. There is a prayer before I direct how the House will move.

Hon. Stanley Karanja: Thank you Mr. Speaker sir. when a senior Member who yesterday referred to himself as a senior counsel, Hon. Palang’a, deliberately decides to misguide the House is not good. If you go to Standing Order number 19, the Whip of the largest party in the Assembly shall forthwith upon the decision being made under standing order communicate to the Speaker in writing the decision together with the minutes of the meeting of only 4 leadership. This one is not his business. If you go to 19, it will tell you the work of the Whip. It is not communicated about the board member. The board member is the work of Honorable Members, after they have done that, give it to the Majority then it be communicated. It is either election or removal when the whips come in. Hon. Member is arrogating and siphoning powers not arrogated to the whips. That is why we are saying that it is against the Standing Orders because you see now Hon. Fadhili doing what is not right because it was said by the ‘Senior Counsel’ Hon. Palang’a.

The Speaker (Hon. Joel Karuri): Order! We do not have a senior counsel. There is a general understanding from the listening of the issues that are being raised that there is a prayer that we adjourn this Debate so that we allow for more discussion about that but the order before the House is that it is a Motion. We cannot adjourn this debate without putting a Motion. I am going to put a question about the adjournment of this Debate.

Question proposed that the House adjourns the Motion on the nomination of Hon. Cyrus Dida Ndegwa to represent the United Democratic Alliance party at the County Assembly Service Board.

(Question put and agreed to)

The Speaker (Hon. Joel Karuri): I will give a ruling on that matter as we proceed.

MOTION

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HOUSE APPROVES THE NOMINATION OF HON. BERNARD MAINA KARIUKI TO REPRESENT
AZIMIO COALITION IN THE COUNTY ASSEMBLY SERVICE BOARD (CASB)

The Speaker (Hon. Joel Karuri): The Leader of Minority Party.

The Leader of Minority (Hon. Philip Wanjohi): Thank you Mr. Speaker sir, Pursuant to the provision of section 12, part C of the County Government Act number 17 of 2012, this House approves the nomination of Hon. Bernard Maina Kariuki Gatuso to represent the Azimio coalition at the County Assembly Service Board. Unless my members have changed their mind, that is what we agreed on. We took a vote and we agreed that Hon. Bernard Maina Kariuki Gatuso to represent the Azimio Coalition at the Assembly Service Board. I request Hon. Palang'a to second that.

Hon. Peter Palang'a: Thank you Mr. Speaker sir. For us, we have no issue. I think the Majority Party can also learn some of these few intelligent issues on how we handle issues. We have absolutely no problem in having Hon. Gatuso representing us on the board. For us, we had a meeting when we were in Nairobi and we did a lot of consultation and we said let us allow each and every one of us to try his luck and so we agreed collectively that Hon. Gatuso will represent us. I do second.

The Speaker (Hon. Joel Karuri): Thank you Mheshimiwa. The Motion is open for Debate.

Mheshimiwa Njuguna Mwaura.

Hon. Njuguna Mwaura: Thank you Mr. Speaker sir. I rise to congratulate Hon. Gatuso for being awarded that opportunity to serve in the board. He is a new Member and I know he is up to the task and he is going to represent not only the Azimio coalition but also the interest of the whole house. The moment we took the oath, we ceased to come from different affiliations but we became the Members of this Assembly. therefore, I congratulate him and I request him to represent the welfare and the interest of these Members so that we can be able to progress. I want to tell him the kind of opportunity he has been accorded is that of the welfare and he has to have utmost good faith when doing so. If you look at these Members the way they are, these Members are anxious, they need a lot of support from the board; they need a lot of empowerments so that they can be able to conduct their business. Also, I would wish also to say that Hon. Palang'a is so excited because Hon. Kajwang' is not in and therefore he should not be bashing the majority party. I wish to support and request Hon. Gatuso to do the best.

The Speaker (Hon. Joel Karuri): Mheshimiwa Karanja

Hon. Stanley Karanja: Thank you Mr. Speaker sir. I also take this opportunity to thank the Minority party but that does not mean that they go chest thumping, wanting to mean that they have the cleanest. You know what was happening last regime when Hon. Palang'a was crying foul that he has been overthrown by Hon. Kajwang'. It does not mean that we did wrong. It is that we need to correct something. The second thing is that a member who has been appointed by these Members

that is why even when political parties do that, it must be brought to the House because that Hon. Member represents not only that political party but the welfare of the Members. We want to tell the members before we congratulate them because it is us who will remove them. They should know that when things go wrong, we will not wait for your political party to remove you. You are now a property of this House. Therefore Hon. Gatuso, today we are here praising you and we will do so religiously to remove you when you fail to do what you were mandated to do, ...

The Speaker (Hon. Joel Karuri): What is it Hon. Kanyere?

Hon. Anthony Kanyere: (On a point of Order) Thank you Mr. Speaker sir. is the Hon. Member in order to threaten the other member? Those are threats.

The Speaker (Hon. Joel Karuri): Mheshimiwa Karanja, would you confine yourself within the debate, not necessarily having to seem combative or threats or some sort of. ...In your cautioning, there is a language that you may need to use as you communicate, not necessarily being combative.

Hon. Stanley Karanja: Thank you Mr. Speaker sir. I was not used to sugarcoating but now I will try to do so. Hon. Gatuso, we thank you as a House, we wish you all the best. You represent the Members not your own interest but on the interest of the Honorable Members; that your interest comes second. The interest of the Honorable Members come first. I would urge Hon. Gatuso not to remain mum when things go wrong there ... Anytime you remain silent, the Members will talk and you should be your brother's keeper. Therefore, Hon Gatuso and the speaker as you take them for induction, let them know that it is the honorable Members who have sent them. Last time we had problems and that should be noted by the others. We took people there, they forgot that it was not them who took themselves there, it was the honorable Members and you know that we were in hell, it is only that we are coming back to heaven. Hon Gatuso do not be a boat taking us to hell, please take us to heaven because that is where you got us.

The speaker (Hon Joel Karuri): Hon Peter Njoroge then later Hon Mwangi

Hon Peter Njoroge: Mr. Speaker allow me to pass my congratulations to Hon Gatuso. Hon Gatuso is a real gentleman, he is a very honest man, a person who keeps his word and says what he means and means what he says. I find him to be very selfless and also a very dedicated leader. I have no doubt whatsoever that he is going to deliver on his mandate in representing the entire House in the board not just the Minority. Therefore, I want to wish you all the best and the people from London must be very proud of you. *Hongera Mheshimiwa.*

Hon Joseph Mwangi: Thank you Mr. Speaker. I want to first of all congratulate Hon Gatuso for the appointment by the minority party and I also want to remind Hon Palang'a that it is not that they are very super in doing things, it is only that they were few so they did not have much quarrels. In agreement we could have agreed on things easily. When you see us fighting it is because the food is not enough for every one of us. We are not drugging the House behind as Hon Wanjohi said.

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Hon Peter Palang'a: Can you confirm to the House that you said you fight?

The Speaker [Hon Joel Karuri]: Point of order Hon Palang'a, you are allocating yourself time. You are grossly out of order. Proceed Hon Mwangi without necessarily having to respond to his interruptions.

Hon Joseph Mwangi: Thank you. Many of us here do not know the functions of the service board and for sure we needed to be informed of the service board as we were inducted in Nairobi. It is not that we hate anybody or in quarrel with anyone but what we want is the said just. Honorable Gatuso is now an adopted child to this honorable Members. He no longer belongs to the coalition of the Minority party; he is our own child. Whoever will clinch the position of the majority will also be adopted even by Hon Njuguna who came here as an independent person. I want to congratulate honorable Gatuso in advance. Please make sure you work for us. Since we came here you have not said anything...

(Laughter)

The Speaker (Hon Joel Karuri): Hon Abdi Hassan and then later Hon John Maritim, in that order.

Hon Abdi Hassan: Thank you Mr. Speaker. Let me take this opportunity to congratulate my friend and brother Hon Gatuso from London ward. I am very proud of you as a young person and I am sure the interest of the young people is going to be taken care of. *Mimi ni mtetezi wa wanyonge* that is how they call me *na Mimi ni mnyonge*. About my party, yes we have washed our dirty linen in public as my senior Hon Palang'a is saying but I am sure it is just a small misunderstanding. My party is strong and we are coming back with a bang. We promise you that we are going to sort ourselves. Thank you.

The speaker (Hon Joel Karuri): Hon John Maritim

Hon John Maritim: Thank you Mr. Speaker. First I want to congratulate Mr. Gatuso and I believe where we are sitted as this is House is Gatuso's ward. One character of Gatuso is that he is a cool man and I believe he will not change. What the Minority party has shown today is that, they are more organized in a manner than the ruling party. For our dirty linen, we need to use Jick and other wash detergents so that we also still move together. I believe also the nominee of Majority party should have been given time to express himself.

The Speaker (Hon Joel Karuri): order Hon John Maritim. We are debating on the order no. 10.

Hon John Maritim: Before I sit, I believe we will learn more from the minority, not all but few of them like a ten we learn only three. Thank you very much.

The speaker (Hon Joel Karuri): Hon John Macharia then later Hon Jane Githuku.

Hon John Macharia: Thank you Mr. Speaker sir. I rise to support the nomination of the one Bernard Maina Gatuso. We as a party sat down and democratically elected him and we are very

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proud of him. I believe that he is equal to the task and he is going to work for the betterment of the entire Assembly of Nakuru. It is my prayer that the Kenya kwanza team will also fast track the process so that the two can join hands and work for the betterment of Nakuru County Assembly. Thank you, Mr. Speaker.

The speaker (Hon Joel Karuri): Hon Jane Githuku

Hon Jane Githuku: Hon. Speaker and Members, I want to thank the Azimio team for the good work. Our friend Gatuso, we congratulate you and I believe we are going to work together. We on the side of Kenya kwanza I believe we have done a good job and knowing where we are coming from, we should not actually verify this process that had appointed one of us. I believe during the election and all through, some of us were going through thick and thin trying to make sure they get a ticket through this party so, this is just a small issue that the party can handle and even as we go out maybe or maybe not we will be able to understand one another. I want to stand here and say that the party of Kenya Kwanza has not washed its dirty linen in public, we only brought an issue that had a small hiccup and we are going to rectify it. I believe that our members from both parties are here to learn from one another. Last time I also said that we are learning very fast. Congratulations to the party that has been able to go through the process but trust me we are coming back as one of us has said and this shall go well. Thank you very much.

The Speaker (Hon Joel Karuri): Hon Francis then Hon Minority Whip. We are going to provide some time for the nominee. I have heard some Members say that he has not talked so we will allow him time so that he is able to address the House.

Hon Francis Kuria: Thank you Mr. Speaker. I am passing my regards to Hon Gatuso and his party. I know he is a leader and he will represent the Whole House. Secondly allow me to congratulate all the elected Members in this House and from now onwards we are all equal. Let us put our differences aside. I being elected as the chair for infrastructure, whoever voted for me yes or no are all equal.

The Speaker (Hon Joel Karuri): Hon Francis have your seat. Hon Stanley Karanja.

Hon Stanley Karanja: Mr. Speaker I would like you to tell whether the Member is in order. Even before the names have been read and communicated through the chair that he has been elected, he is already showing the world that he is now the chairman of infrastructure even before the chair has announced? Is he in order to move out of the Motion of Gatuso and then fill the blank with his name? We will congratulate him when time comes.

The speaker (Hon Joel Karuri): Hon Francis have your seat. Proceed Hon Kuria.

Hon Francis Kuria: Hon Karanja did not understand my point that I was congratulating Hon Gatuso and all the elected Members. Thank you, Mr. Speaker,

The speaker (Hon Joel Karuri): Hon Minority Whip.

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The Minority Whip (Virginia Wamaitha): Thank you Mr. Speaker. I think it is ok if Hon Francis tells the House that he is now the chairman. It is always good to speak for yourself when you see nobody has recognized you. It is good to come out and just say it loud. My issue is to support the election of Hon Bernard Gatuso as the Member of the board and somebody has said that he does not talk much and that he has never heard him talk but he did talk when he was sworn in. Hon Gatuso you do not talk much but I expect your actions to speak on behalf of the silent you. Sometimes we say that where the river is silent that is where it is the deepest, so, we expect much from you. It is a burden that has been put on your shoulders plus whoever is coming in as the board Member from the United Democratic Alliance party, we expect one now because the board cannot run without both Members from the political divide being in place. All the best but know that the work ahead of you is the welfare of the seventy-five Members of this County Assembly. Thank you.

The Speaker (Hon Joel Karuri): We now allow Hon Bernard Maina Gatuso to address the House.

Hon Bernard Gatuso: Thank you Mr. Speaker sir for giving me this opportunity. First and foremost, I take this opportunity to thank God and people of London for according me this opportunity to come and represent people of London in this parliament and the entire Nakuru County. Secondly, I take this opportunity to thank Members especially those are from my coalition for believing and trusting in me that I am up to task. I commit myself and confirm to the entire Membership of this House that I will work very hard and I will commit myself and ascertain them that I will be able to deliberate on their issues and to consider and work for their welfare in the position they have given unto me. The other thing that I want to request from the other party United Democratic Party, I believe they...

The Speaker [Hon Joel Karuri]: Order Hon Gatuso. Confine yourself with matters concerning your appointment.

Hon Bernard Gatuso: I am still learning on these things but I believe I will catch up as we continue going. Mine is to say that whichever responsibility that we are supposed to handle as board members... I believe I will offer and give my all so that we can be able to deliver as a board. I believe it has not been easy for MCAs after election and where they are today. I believe we will try to hasten and fast track all that is required so that we can be able to move the Assembly to the level best that we can. For me I believe there is no single individual either in this House has monopoly of knowledge; I will have a room to learn from you and also to give all the expertise on the specialization that I have to the Board and also to the parliament as we continue moving forward. So *mimi nashukuru sana nasema Mungu awabariki na tutaendelea kufanya kazi kwa pamoja . Niko na imani kwamba yale mimi nitapewa nitaweza kutuiimiza kusaidiana na wale tutafanya kwa Board*. Thank you and God bless you. Still we are learning and we will continue improving *na mambo itakuwa sawa. Mubarikiwe sana*

(Applause)

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The Speaker (Hon. Joel Karuri) Thank you. I now want to propose the question

(Question proposed that pursuant to provisions of section 12 C of the County Government Act no. 17 of 2012, this House approves the nomination of Hon. Bernard Maina Kariuki Gatuso to represent the Azimio coalition at the County Assembly Service Board)

(Question put and agreed to)

What is it Hon. Karanja?

Hon. Stanley Karanja: I am requesting whether it is in order we have one of us who was picked, may be this one will be the last and we do not want the statement that has come that. Somebody came and never talked in the House. I am requesting whether it is in order to give Hon. Zipporah a chance to say something. I am just biting the bullet on her behalf to say something and maybe next we will be going to her office and if we did not give her a chance, she may be the one locking us outside and we start crying. Can she say something?

The Speaker (Hon Joel Karuri): That is noted Hon. Karanja.

MOTION

HOUSE ADJOURNS FROM TODAY 19TH OCTOBER, 2022 TO RESUME ON 8TH NOVEMBER, 2022 IN ACCORDANCE WITH THE ASSEMBLY CALENDAR

The Majority Leader (Hon. Alex Lang'at): Thank you Mr. Speaker, I want to move a Motion;

THAT pursuant to provision of Standing Order 31 (3) this House adjourns from today the 19th of October 2022 and to resume on 8th of November 2022 in accordance with the Assembly calendar. This is because of various reasons and other types of training that we are just about to go so that we can have time also to scrutinize on other duties now that we have all other committees in place. Thank you Mr. Speaker.

Seconder

Hon. George Nene: Thank you Mr. Speaker I second

The Speaker (Hon Joel Karuri): Thank you Hon. Nene. The Motion is open for debate. Hon. Palang'a

Hon. Peter Palang'a: Mr. Speaker I want Hon. Members to save ourselves some time. We as the Assembly adopted this calendar just yesterday. You may not have forgotten like I have not forgotten our calendar and therefore we have also been vigorously involved in campaigns and all that. I really urge members that it is we who adopted this calendar and are aligned to it. I will wonder if there will be any other person who will discuss against our own calendar that we have adopted in this House. So, Mr. Speaker save us on this because it is very clear that we have adopted this and we know what is ahead of us. We are really energetic enough, we have also gotten tired

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please I wish to request that you put to a question on this matter so that we move out of this Assembly.

(Applause)

Hon Elijah Macharia: I arise to support our senior member Mugabe

(Laughter)

Hon. Elijah Macharia: I withdraw that

The Speaker (Hon Joel Karuri): We do not have a member by that name; so kindly withdraw

Hon. Elijah Macharia: Okay I withdraw that. According to the mood of the House that you put it to question Mr. Speaker. Thank you

The Speaker (Hon Joel Karuri): We put it to Question

(Question proposed)

(Question put and agreed to)

Hon. Members, two issues that are evident in this sitting. Hon. Zipporah Wambui special elect from Molo, Hon. Karanja did put a passionate appeal that you may need time to briefly address the House not on any matter but maybe something because you might not have a leeway to introduce new debate. Maybe say something and then it will be well so that we do not risk what Hon. Karanja said

Hon. Zipporah Wambui: Our Hon. Speaker, thank you for giving me this opportunity to address the House. Hon. Members, good evening

Hon. Members: Good evening to you

Hon. Zipporah Wambui: I am a nominated member of this House from Elburgon Ward Molo Sub-County. I would like to thank the almighty God for granting me the opportunity to serve in this House and to sit in this House that is a special one being the Third Assembly of this County. Mr. Speaker, allow me to thank my party, the UDA,

(Applause)

For nominating me to this House in a bid to bring about gender balance

(Applause)

Mr. Speaker, just like Dr Martin Luther King Junior said, I have a dream.

(Applause)

I foresee a country and County where our women and girls shall sit either by being elected or being appointed to decision making spaces their gender notwithstanding whereas at the same time we as leaders protecting the boy child

(Applause)

So that he doesn't go to extinction. Thank you Mr. Speaker for seeing potential in me and appointing me to the Speaker's panel. I do not take that for granted. I really appreciate. I would also want to thank Her Excellency the Governor. Hon. Susan Kihika for nominating me...

(Applause)

as CECM for Education, Youth and ICT which is a very critical department in this County. Mr. Speaker sir and Hon. Members, if appointed, it is my intention to make this County proud and also to make this House proud as one of your own

(Applause)

I will do that by actualizing your vision and that of our governor, Her Excellency Susan Kihika in the said department. For the short stint I have done in this House. I am calling it a short stint because I am hopeful that when my name is presented to this House, I shall have the honor and support of all of you

(Applause)

I have studied and known the many problems and challenges faced by MCAs

(Applause)

If and when appointed, I will not let you down, I am going to work hand in hand with you and I am going to be of support to the members of this House

(Applause)

If vetted, approved and appointed, I shall cross over to the executive arm of this Government honored and privileged to have been a member of the Third Assembly of Nakuru County albeit for a short time. Hon. Members, Mr. Speaker sir, I applaud the members of this House for the passion and zeal they have shown to work for the people of this County. Service to humanity is service to God, so we shall all be blessed by everything and whatever we do for humanity. God bless you all God bless Nakuru. Thank you very much.

(Applause)

The Speaker (Hon Joel Karuri): Thank you Hon. Zipporah Wambui, we wish you the best. I have a direction to give that the United Democratic Alliance Party within the Assembly to hold their

election on the member of the County Assembly Service Board and present the nominee to this House on November 8th when the House resumes.

ADJOURMENT

This House stands adjourned until 8Th November 2022 at 9.30 am.

(The House rose at 3.30pm)