



COUNTY ASSEMBLY OF MOMBASA

OFFICIAL REPORT

Thursday, 21st March, 2019

The House met at 2:46p.m.

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

PRAYERS

The Deputy Speaker (Hon. Mwalimu): Good afternoon. Let us pray.

(Prayers)

Have your seats. Clerk?

STATEMENTS

RESPONSE TO STATEMENT BY CHAIRPERSON AGRICULTURE, LIVESTOCK AND
COOPERATIVES HON. WAMBUA ON DISTRIBUTION OF LIVESTOCK IN THE COUNTY

Yes Chairman Committee on Agriculture, Fisheries, Livestock and Cooperatives,
Hon. Junior Wambua Kyaka?

Hon. Wambua: Yes Mr. Speaker Sir.

(Interruption)

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

Hon. Wambua: Mr. Speaker Sir...

(Interruption)

The Deputy Speaker (Hon. Mwalimu): Just a minute.

(Microphone testing)

Hon. Wambua: Mr. Speaker Sir I wish to give the following Statement on Distribution of Livestock within the County in response to concerns raised by Hon. Charles Kitula on Tuesday, 21st February, 2019.

Mr. Speaker Sir below are the groups and criteria used to determine the livestock breeding stock. Extension is demand driven. Farmers or groups of farmers visit livestock offices in the entire Sub-Counties as well as the County headquarters to seek the information or knowledge on the type of livestock they would like to keep, then trainings follow.

The general criterion for distributing livestock to groups is as follows;

1. The group must have been trained on the livestock production.
2. The group must have bought the equipment to use when feeding the livestock and watering.
3. Some members must be already be rearing the same kind of livestock.
4. The group must have a proper house for the animals.
5. What is given is breeding stock so group members or individual farmers must be ready to pass on off springs to other members. For goats they pass on six months kids, rabbits they pass on three months kids and for poultry they pass on day old chicks.
6. The group must be registered with Social Services.

Mr. Speaker Sir,

Specific criteria for Dairy Goats

These are distributed in the peri urban Sub-Counties to group members who have land to grow fodder, then the first female kid is supposed to be passed on to other members. Members given had to construct the houses and plant fodder crops. Goats given so far since devolution are 90 dairy goats as shown in the table. I hope everybody has his copy, should I go ahead and read?

(Members said they had the copies)

Okay. Names, Ward, contact person and phone numbers.

1. Upawa, Shanzu Ward

(Interruption)

The Deputy Speaker (Hon. Mwalimu): Hon. Junior I understand each and every Member has a copy so there is no need of reading the names of the beneficiaries...

(Interruption)

Hon. Wambua: Thank you.

(Interruption)

The Deputy Speaker (Hon. Mwalimu): ...So there is no need of reading the names of the beneficiaries unless Members have got queries or they want to react on that Statement or your report, so let some Members to react on your report. Yes Hon. Bwire?

(Background consultation)

Let Hon. Bwire react.

Hon. Bwire: Mheshimiwa Spika najaribu kumfahamisha Mheshimiwa Mwanakamati wa Kamati hii ya kwamba umetoa agizo kwamba kila mtu anao ujumbe huu kwa karatasi sasa ni *reactions* kutoka kwa Wanachama. Mheshimiwa Mwenyekiti nafurahi sana kwamba Idara hii inaweza kufanya kazi chini ya Waziri na nilipopata habari hizi Mheshimiwa nimeweza kupigia watu wawili ambao wanasemekana kutoka Junda kuulizia endapo kwa kweli walipata mradi huu wa sungura na wamekiri ya kwamba walipata sungura hao watatu watatu. Ila Mheshimiwa Mwenyekiti shida ninayo tu ni hizi hela zilizotumika kununua hawa sungura 300 zimetumika Kshs.1, 485, 000! Ukipiga hesabu yako Mheshimiwa Spika utapata kwamba sungura mmoja alinunuliwa Kshs.4950, wengine wetu tumefuga hawa wanyama tukiwa tungali vijana kabla uzao haujaingia na mimi kwa ufahamu wangu kama yuko sungura ambao unaweza kumnunua kwa bei gali zaidi ni Kshs.600, huo ndio ufahamu wangu Mheshimiwa Spika.

Kwa hivyo licha ya kwamba nakubaliana kwamba Idara hii ina nia ya kukuza wafugaji lakini hizi hela zilizotumika kununua hawa wanyama Mheshimiwa Spika hata ukamwambia kipofu ambae hajawahi ona sungura maishani mwake lakini akimpapasa kwa ule udogo wake atakueleza kwamba hii pesa ni nyingi sana kwa sungura mmoja. Hivyo basi mimi naitilia shauku sana idara hii jinsi ilivyotumia hizi pesa zake kununua hawa mifugo; mimi Mheshimiwa Spika ni hayo tu nimekua nayo, hii ripoti hainifurahishi kabisa hususan hizi hela zilizotumika. Kwa hivyo mimi ningeliomba Kamati chini ya Wenyekiti wa Mheshimiwa mzee wangu rafiki yangu Junior Wambua irudi imuulize Waziri na ofisi yake kamili na tunataka sisi Mheshimiwa Spika hata ikibidi watuleke pale ambapo walinunua hawa sungura. Hizi tunasema kwamba hatutaki pesa ya mwananchi wa Mombasa itumike kiholela holela...

(Applause)

Hatutaki watu waje wafanye biashara na ilhali wanapata mishahara, tunataka pesa ya mwananchi itumike ndio tubaki na akiba hata twaweza tena fanyia shughuli zingine. Ahsante sana.

The Deputy Speaker (Hon. Mwalimu): Thank you. Yes Hon. Tobias use the microphone in front of you.

Hon. Samba: Yes thank you Mr. Speaker. First of all let me thank the Hon. Chairman for Agriculture, at least for the first time we are given a report even though it is not convincing, not satisfying but at least he has tried. Hon. Speaker on lighter note as my fellow colleague raised alarm on the prices of the products you will see even when it comes to poultry, one poultry as indicated here goes for Kshs.1400 and I do not think whether they are giving grown up birds I think they are giving out chicks. So I have never seen where a day or three days old chick cost Kshs.1400 and I would wish to urge these Committee Members or the Committee Chairs it seems that the Committee maybe we do not understand the role that you are supposed to play it is even unfair for a Committee Chairman to bring this report as it is. Does it mean that they did not see for themselves or what were they doing?

And it is a norm of this House Hon. Speaker that most of the Committee Members you find that instead of questioning the Executive Department concerned you will find that they side with them.

But in the process of you given this report and then you just carry this report and bring it to Members since we need a report! Hon. Speaker it is high time even if we need to take these Chairmen for a training so that at least they may know the back of the County Assembly lies in the Committees not even the Plenaries, no. In the Committee that is where everything is done so I would urge my friend Hon. Wambua next time at least do not bring for us a report where even you yourself when you are reading it you are doubting it, I would also request that the programme itself is good but you find a mechanism where you can reach *mwanaanchi* to the grassroots you see the essence of devolution was to devolve everything to the grassroots, these are not the only groups that needed all these products we have several groups but at least make it known through your Department. Thank you Mr. Speaker for my contribution.

The Deputy Speaker (Hon. Mwalimu): Thank you. Yes Hon. Athman?

Hon. Shebe Athman: Ahsante sana Mheshimiwa Mwenyekiti. Nikijaribu kupiga msasa ripoti iliyoletwa mbele yetu na Mwenyekiti mwenza wa Kilimo mimi mwenyewe nikiwa Mwanakamati wa Kamati hii Mheshimiwa nimeona kuna baadhi ya mushkil tu, baadhi ya matumizi ya pesa na vile vile pia maeneo ambayo yanasemekana sungura hawa walipelekwa Mheshimiwa Mwenyekiti nimejaribu kuangalia eneo langu la Jomvu na vile vile nikathibitisha kuwa sungura...

(Interruption)

The Deputy Speaker (Hon. Mwalimu): Hon. Athuman I understand you are part and parcel of that Committee and from the report that is before the House we are not seeing any report that says that you are against that report that has been brought by the Chair.

Hon. Shebe Athman: Mheshimiwa Mwenyekiti samahani ikiwa ni thibitisha au nimethibitisha ripoti hii kwanza huwa tuwe tumekaa ndio utajua nimekubaliana nayo ama sijakubaliana nayo. Kwa hivyo mimi nimepata ripoti hii takriban dakika 30 tu zilipopita tukiwa tunapata cha mchana kwa hivyo niko na haki...

(Interruption)

The Deputy Speaker (Hon. Mwalimu): Okay thank you Hon. Athumani, just have a seat I will return back the report so that the Committee sits on it and we are returning the report to...

(Interruption)

Hon. Thoya: Pale mahali watarekebisha ni wapi? Sio ati kuiregesha tu.

The Deputy Speaker (Hon. Mwalimu): Yes Hon. Mwamwiri what was the concern? I think he will be the last person to react from this report.

Hon. Athman Mwamwiri: Ahsante Mheshimiwa Mwenyekiti. Mheshimiwa Mwenyekiti nikitangaza msimamo mimi pia ni Mwanakamati katika Kamati hii na haya yaliyoko hapa ndio ukweli tuliopata kutoka kule na sisi kama Kamati tulikua na masuali mengi mpaka ikatulazimu tuite akiwemo afisa mkuu wa Idara hii na Mkurugenzi wake.

Na katika yale majibu aliyotupa hatukuweza kugeuza maneno ilibidi tuonyeshe idadi ama kima cha senti kilivyotumika kwa kila mgao; mfano tumezungumzia tu sungura peke yake huku pia kwa kuku Mheshimiwa Mwenyekiti mwaka wa kifedha wa 2017 kulikua na walakini japo mwaka huu wa 2018/2019 walirekebisha. Walinimakisha walinunua kifaranga kwa Kshs.1400 na mwaka huu tulionao wamenunua baadhi ya vifaranga kwa Kshs.635 kidogo huko kumekua na mwangaza lakini kule nyuma pia kulikua na bei za kiutapeli utapeli.

Mheshimiwa haya tulipoyadadisi kwa kina tulipata kuelekezwa ya kwamba shida inatoka kwa idara ya kupeana zabuni wao wanapeleka mapendekezo na *market rate* lakini katika Idara ya zabuni wao huleta ma *supplier* wakaleta kwa mgao na fedha ambazo wao wamepitisha na kuzilipia. Kwa hivyo labda Mheshimiwa Mwenyekiti kwa uongozi wako naona ni wakati mwafaka hii idara ya zabuni ama *Procurement* katika Wizara yetu ya Fedha iweze kumulikwa kwa ruhusa yako kwa sababu sisi tumeshughulika na Kamati lakini pia wao wamekua wakilia ya kwamba wanaletewa bidhaa kwa bei ambazo sizo za kisawa na hawana kauli ya kuuliza sasa ni jukumu kama Bunge tumeileta kama ilivyo ili Bunge ione ijue shida iko wapi na kwa muongozo wako tuweze kufuatilia shida hii na kuitatua...

(Applause)

Lakini sisi kama Kamati si kwamba haya hatukuyaona, tulikua na shida nayo na mpaka tukalazimu maafisa wahusika waje na katika kuzungumza kwao walipeleka shida hii katika idara ya fedha ya kwamba kitendo cha zabuni ndicho kilicho weka bei hizi japo wao kama Idara hawako radhi nacho lakini majukumu yetu ni ya kusema ndio au la. Kwa hivyo maelekezo yako Mheshimiwa Mwenyekiti itakua suluhu ya hizi shida ambazo Kamati nyingi zinapitia. Ahsante Mheshimiwa.

The Deputy Speaker (Hon. Mwalimu): Hon. Members I think I was giving direction on this issue I had said we are returning back the report to the Committee because there are a lot of emerging issues that they have to look upon on the whatever that the Hon. Members are not satisfied with from distribution, the purchase and everything. I will also ask any Member from Public Accounts Committee you will make a follow up on the purchasing of these animals and also PAC to bring a report in a week's time, we need a report to this Honourable House. Yes Hon. Thoya what is it because I have already ruled on that issue?

Hon. Thoya: Thank you I appreciate your ruling but as much they are retiring to look at this report it is much better you give us opportunity to ventilate so that *wajue ni mahali gani wanaenda kurekebisha kwa sababu ukweli ripoti inawarudia lakini pia mimi ningepewa nafasi katika sehemu ya ugawanyaji wa mbuzi...*

(Interruption)

The Deputy Speaker (Hon. Mwalimu): Hon. Thoya the Committee will sit so when they sit just forward whatever that you think is not right in this report so that they rectify please. Infact Hon. Members this is just a response but when they return it back to this House we will need to come as a report and follow the proper way so that Hon. Members can debate on it. I am denying you chances of debating on this issue because it is just a response, so we would like the Committee when it comes back it has to lay a Paper on this Honourable House so that their report can be debated on this floor. Maybe when it comes and it is approved then the Committee will have the day but if it is being disapproved they will have to look upon the report. Yes Clerk let us proceed.

STATEMENT

Majority Leader is not around so it will come next week same time. Yes Clerk?

STATEMENT

Yes even the Majority Leader is not around to come next week.

RESPONSE TO STATEMENT BY CHAIRPERSON ENVIRONMENT HON. SHEBE ATHMAN ON
SOLID WASTE MANAGEMENT IN THE COUNTY OF MOMBASA

Hon. Shebe Athumani?

Hon. Shebe Athman: Yes thank you Hon. Speaker. Mr. Speaker I wish to give the following Statement on the situation of the solid waste management in the County of Mombasa. Let me begin by Junda Mr. Speaker, I think Honourable Members have already done the needful by making sure that every Member has a copy of my Statement so let me proceed by Junda, Junda has been cleared as of 28th February 2019...

(Interruption)

The Deputy Speaker (Hon. Mwalimu): Hon. Athumani we are in order Number 10 Garbage pile up in Airport Ward.

Hon. Shebe Athman: Thank you Mr. Speaker. The statement Hon. Speaker was prepared generally for whole Wards but if I am going to answer the Airport Ward on 25th July, 2018 the Department cleared KERRA and also Saratoga –battery with 61 trips so illegal dumping still is on going. On 8th March, 2019 they did eight trips to clear the Saratoga but up to date they have not yet finished still there is work going on in Saratoga. Hon. Speaker so that is per as the Airport Ward.

The Deputy Speaker (Hon. Mwalimu): Okay thank you. I can see the Hon. Member from Airport Ward.

Hon. Omondi: Thank you Mr. Speaker Sir for the chance granted. Mr. Speaker Sir I have just listened very carefully to the response this particular Statement concerning the collection of garbage in Saratoga Airport Ward. This Statement that is just been read by the Chairman, I can confirm that this Statement is not true. It is not true at all this is not what is on the ground; Mr. Speaker Sir is here saying that, the word cleared means that they removed everything, that is the meaning of clearing and therefore they said after they had cleared there was an illegal dumping that started immediately. You can see that one is escape-goat taking place they are trying to run away from the truth; Mr. Speaker Sir, the truth is that this dumping site has taken around two years. It has never been removed, they tried to remove but they removed almost an eighth of the bulk and that is why I requested that this Department must come out clearly on how they are going to remove this garbage from that particular place but with this one I disagree totally Mr. Speaker Sir. Thank you.

The Deputy Speaker (Hon. Mwalimu): Yes Hon. Athuman Shebe.

Hon. Shebe Athman: Mr. Speaker, the Hon. Member has to appreciate one thing; I took a personal initiative to go there myself and the magnitude of that garbage there, honestly Mr. Speaker, it cannot even be removed in two months time even if we are going to dispose all the necessary machinery because at the moment in my department I have only 12 trucks and the garbage there it has been there since two years back so the Hon. Member has to appreciate the fact that there is some work going on. Hon. Speaker, I took a personal initiative I went there myself...

(Applause)

I went to Kongowea..., so he has to appreciate something is being done but if he wants to be specific when will be this garbage going to be removed Hon. Speaker, unfortunately I will not be in a position to give that time frame or rather the time frame...

(Interruption)

The Deputy Speaker (Hon. Mwalimu): So the work is still going on there?

Hon. Shebe Athman: Yes! Yes Hon. Speaker it is not cleared because the word I think there is an error here, you know speaking of cleared at the moment yesterday I was there despite the busy schedule at the Assembly but I know I have to go there and see for myself I communicated to the director the team was there that garbage cannot be removed, I am telling you even for two months, there is a hill there! There is a hill Hon. Speaker so Hon. Member please appreciate the fact that there is something being done, please. Thank you.

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

RESPONSE TO STATEMENT BY CHAIRPERSON ENVIRONMENT HON. SHEBE ATHMAN ON REMOVAL OF GARBAGE PILEUP IN KONGOWEA WARD

Yes Hon. Shebe Athuman?

Hon. Shebe Athman: Thank you Hon. Speaker, in Kongowea I think there are two issues; Hon. Member from Kongowea about kwa Karama and the Kongowea Market. Hon. Speaker I also took an initiative because the Hon. Member was really on my neck on this issue, I went to Kongowea Market and Karama as the Statement read Kwa Karama was cleared in January however illegal dumping still continues there. The clearing exercise began again on 20th February, 2019 and continued on 24th, 25th and 27th February, 2019 with a total of 34 trips completed.

In March the clearance was done on 5th, 9th, and 13th, 16th and 28th with 27 trips completed; speaking about Kongowea Market Hon. Speaker, in the month of February there has been a collection done on 1st, 6th, 13th and 20th February, 2019 with total of 36 trips being done in March on clearance with 5th, 9th, 11th, 16th, 18th, 19th and 20th Hon. Speaker with a total of 70 trips being completed.

Recently two trucks are being repaired at the moment they have been allocated to Kongowea and Kwa Karama but Hon. Speaker as I told earlier I went there myself really there is a lot of waste in Kongowea Market and still two trucks are not enough. Hon. Speaker I have just concurred with Hon. Member so that we can allocate another two trucks for Kongowea Market and the other one for the outskirts of Kongowea Ward still work is still being done there. Thank you.

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

Hon. Abrari Mohamed: Ahsante sana Mheshimiwa Spika. Mheshimiwa Spika natumai hii itakuwa mara yangu ya sita kuregelea kuzungumzia juu ya taka.

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Mheshimiwa Spika tunavyozungumza sasa hivi mimi nimepitia na Kongowea kwa Karama na nimechukua picha niko nazo kwenye simu yangu sasa hivi nikiwa na nguo hizi hizi. Mlima wa Kongowea uko! Takataka ziko gari zilizopelekwa Kongowea ziko soko la Kongowea na hapa maswala ni mawili; swala la kwanza nikutoa jaa la Kongowea kwa sababu liko katikati ya mji, liko katikati ya vitongoji vyote na takataka zote za Nyali zinamwaga ndani ya Kongowea na naona idara husika imechukua sana kuangalia hasa soko la Kongowea kuliko mji wa Kongowea.

Kwa hivyo naregelea tena kusema sasa naona imefika mahali nikikoma ambao wananchi wenyewe naona itakuwa hawana budi wachukue hatua kwa mikono yao. Kwa sababu sisi kila siku tukiregelea tuna kuja kuzungumza takataka zimetolewa zimetolewa zimetolewa lakini ningeomba ndugu yangu tukitoka hapa twende naye guu kwa guu mpaka Kongowea Kwa Karama aende akaangalie mlima ulivyo. Hizi ripoti za kupewa kwa sababu huyo alioandika ripoti hivi hivi nilimpigia simu akaniambia hivi hivi lakini nikaamuelezea pia njoo Kongowea hasa uje uone hali halisi ya Kongowea ilivyo.

Kwa hivyo nakuomba Mwenyekiti wa Mazingira kama utakuwa una muda tukitoka hapa tuandamane guu kwa guu mpaka Kongowea kwa Karama ukaone hali halisi ilivyo ndani ya Kongowea. Ahsante sana Mheshimiwa.

(The Deputy Speaker (Hon. Mwalimu) left the Chair)

(The Temporary Speaker (Hon. Bwire) in the Chair)

The Temporary Speaker (Hon. Bwire): Yes Hon. Chair?

Hon. Shebe Athman: Ahsante sana Mheshimiwa Mwenyekiti. Nimemsikiza kwa umakini mno sana Mheshimiwa wa Kongowea na amekubali kuwa kuna kazi inafanyika lakini kazi yenyewe ni mithili ya tone la maji katika bahari. Kwa hivyo nimejitolea tukimaliza kikao hichi cha Bunge nitaandamana moja kwa moja na Mheshimiwa Mwenyekiti niende nikaangalie ukubwa wa ile kazi iliopo pale halafu nitatoa njia muafaka ama mawazo kwa idara husika tuangalie tutafanyaje. Ahsante.

The Temporary Speaker (Hon. Bwire): Hon. Samba of the same note? Yes?

Hon. Samba: When Hon. Omondi was raising an issue concerning the removal of the garbage we thought that maybe he has a personal issue or interest and the Hon. Chair assured that something was done, even as he sits here he is not convinced, now it brings more questions than answers when the same Member also is raising an issue! Could it be that Hon. Chair is misleading the House because everything he says the law does not allow him to go alone, he needs to be accompanied by the Members so maybe he should now change the tactics of him going alone and go with the Committee Members at least maybe Committee will also be standing in for him because I am afraid I am waiting for my report maybe which will probably come next week maybe, I will be a victim of the same...

(Applause)

So maybe he changes tactics; he has more efforts but his efforts are not good enough since two Members are complaining, that is my take Honorables. Thank you.

The Temporary Speaker (Hon. Bwire): Thank you Hon. Samba. I think with Hon. Chair Athuman Shebe you have two issues to tackle; that of Hon. Omondi and Hon. Abrari, I will therefore direct that you sit down as a Committee to plan to have a site visit as a Committee not as a Athuman Shebe then coordinate with your department to ensure that you bring sufficient reports.

Hon. Shebe Athman: Most obliged Hon. Speaker.

The Temporary Speaker (Hon. Bwire): Thank you. Yes Clerk?

RESPONSE TO STATEMENT BY CHAIRPERSON COMMITTEE ON TRANSPORT, INFRASTRUCTURE
AND PUBLIC WORKS HON. MUMBA ON BLOCKED DRAINAGE SYSTEM AND MANHOLE AT WAYANI,
BOKOLE AND BOMU CATHOLIC CHURCH

Yes Hon. Prischilla Mumba?

Hon. Mumba: Thank you Mr. Speaker. This is about blocked drainage system and manhole at Wayani, Bokole and Bomu Catholic Church. I spoke to the Engineer about this drainage problem; as you know this is a problem which does not even occur in only this Bomu Catholic it occurs almost a cross the 30 Wards and we have this problem so he told me that the work has started to unblocking this manhole but he will arrange me a chart to show how the work has already started from every Ward to Ward to unblock. So this is what engineer told me today when we were talking on the phone, he told me he will give me that chart so that I can table it may be by next week to show how they have started this work unblocking from Ward to Ward. Although this one has said about the Bokole issue but I do not know what the Engineer will bring to me, if it is starting from the Bokole or maybe it has started from another Ward to come to another Ward then I am waiting for his report for this unblockage in the drainage systems in the Wards.

The Temporary Speaker (Hon. Bwire): Yes Hon. Omondi?

Hon. Omondi: Thank you Mr. Speaker Sir, since this matter is touching on my area Aiport Ward I just want to give my words to it that the Engineer who is purported...who is saying that he is preparing to give us a record on how he has started actually is doing this work. First of all when he got this report I am sure that he might have gotten this report at least four, five days before Mr. Speaker Sir and according to my knowledge he was supposed to write a very comprehensive satisfactory report to us to respond not to give him words and even as the Chair has said. The Chair has said that...

(Interruption)

The Temporary Speaker (Hon. Bwire): Order! Order Member! Order! I think the Chairperson has communicated that you will be given a comprehensive Statement and a chart to show how the work will be done in each and every Ward. So for today according to her is that they communicate with the Engineer but there will be a response on the same, we all know the weaknesses of the said department so there is no need to crucify the Chairperson of the said Committee...

(Applause)

So let us kindly wait for the next week for the responses from the Chairperson as she has requested. Kindly please! Clerk?

RESPONSE TO STATEMENT BY CHAIRPERSON TRANSPORT, INFRASTRUCTURE AND PUBLIC WORKS
HON. MUMBA ON CLEANING OF MAGONGO MAINLAND TO AKAMBA HANDICRAFT

Yes Hon. Prischilla Mumba?

Hon. Mumba: Thank you Hon. Speaker. This one also the Engineer after I talked to him he also told me that he has been with the Ward Administrator of this Ward because of this problem.

Because it has been coming on and on and I think it was even just the other day and there was ruling that we have a sitting with Labour Committee because of the response that I had brought in this House about the Akamba handcraft, this drainage system cleaning. So there was a problem of payment of the youths who used to do this work so there was a ruling here that we sit with the Committee of Labour and we discuss or maybe know the way forward on whether the youths were paid for the work to continue or what will be done after that, after the two sitting of the two Committees. But the two Committees have not yet sat so that we can bring to this Honourable House the proper response, so at least we have to be given time because I think this week it has been a hectic week and as we understand there was up and down so we cannot meet the two Committees because of this. So please kindly this House give us this time so that we can complete this as the two Committees and we bring a proper report in this House, thank you.

The Temporary Speaker (Hon. Bwire): Thank you and I think you have just requested on behalf of the two Committees though the ruling was done some more days back, so you ought to have sat down and discussed them, kindly please do it so that next week Thursday you bring the response. Yes Clerk?

RESPONSE TO STATEMENT BY CHAIRPERSON TRANSPORT, INFRASTRUCTURE AND PUBLIC WORKS
HON. MUMBA ON THE COUNTY DISASTER PREPAREDNESS DURING THE RAINY SEASON

Yes Hon. Priscilla Mumba?

Hon. Mumba: Thank you Mr. Speaker. Again the County disaster preparedness during the rainy season. My Transport, Infrastructure and Public Works Ministry does not have a stand for this, this was a special Committee appointed by the Governor. So I have to get the special people who are appointed for this work to respond to me and as I understood although the Chair was *Waziri* so I have to get the *Waziri* himself to produce these Members because they do not belong to transport and infrastructure. This is a special department or special appointees who are supposed to do this partly when there is this disaster then they depart. So please also Mr. Speaker bear with me until I get this proper answer.

The Temporary Speaker (Hon. Bwire): Hon. Member I think the responses we normally get from the department, is that right? And if there is any Sub-Committee or rather Sub Department that is attached to the core Department you ought to have the response from the main Department which is the Department of Transport and Infrastructure. So kindly work hand in hand with your CEC Member and the Chief Officer you have a backlog of work to do because you still have so many pending responses and the interest of *mwananchi* must be given first priority.

Hon. Mumba: Thank you Mr. Speaker.

The Temporary Speaker (Hon. Bwire): What is it Honourable?

Hon. Mwende: Thank you Mr. Speaker. On the same because of the emergency responses we know the rain season is very near I think since it is *Ad hoc* Committee which is appointed from the office of the Governor it will be good if you commit to the Majority Leader to enquire or to know what plans do they have or which is this *Ad Hoc* Committee which is called from the office of the Governor. Thank you Mr. Speaker.

(Loud consultation)

The Temporary Speaker (Hon. Bwire): Thank you, you see I have just heard today that it is a Committee which was appointed by the Governor. I have just heard it today so meaning it is not under the Transport and Infrastructure?

Hon. Mumba: No!

The Temporary Speaker (Hon. Bwire): Then it will be communicated to the Majority Leader. Thank you.

(Applause)

Yes Clerk?

RESPONSE TO STATEMENT BY CHAIRPERSON EDUCATION COMMITTEE HON. OMONDI ON THE
STATUS OF BURSARY DISBURSEMENT IN THE COUNTY

Yes Hon. Ibrahim Omondi?

Hon. Omondi: Okay thank you Mr. Speaker Sir. I will start with the bursary before I talk about milk program. Mr. Speaker Sir the issue of bursary was deliberated in this House very compressively and the Speaker did rule that we call upon the CEC concerned to come and explain for himself. The Committee sat and agreed that actually the procedure have already started, we have already written the letter and we are waiting for him to respond but we do not want this issue of bursary to be coming time and again I think it is time for us to stop it, it comes to an end so that we know and that is why it is important that himself the CEC himself to come and explain this matter because it has been coming one time and again every week Mr. Speaker bursary! Bursary!

This time Mr. Speaker Sir let him come and then explain; we have already done that with the Committee and we are sure that we are going to get proper response which again I will then communicate to this House and it will also be in line with the school milk program. I think when he comes he will be in proper position to explain about this school milk program and also this bursary issue. Thank you.

The Temporary Speaker (Hon. Bwire): Hon. Member where do you intend to bring the CEC Member; is it before the Committee or before the Committee of Whole House.

Hon. Omondi: Thank you Mr. Speaker Sir, we plan to bring him before the Whole House, the Committee because that is how the...

(Interruption)

(Applause)

That is what we plan Mr. Speaker Sir but in case of any changes then I will again communicate to this Honourable House.

The Temporary Speaker (Hon. Bwire): Yes, Hon. Wambua?

Hon. Wambua: Bwana Spika Mwenyekiti tunashukuru sana kwa Mheshimiwa Mwenyekiti wa Elimu kwa sababu mambo mengine Wenyevidi wanapitia na shida zengine ambazo wanakuja kupata hapa zinafaa zitatuiliwe na CECs, naona ni mzuri sana wakati CEC wa Elimu atakapo kuja hapa maswali yote ambayo tumekuwa tukiuliza kwa basari yatatuliwa. Ahsante sana.

The Temporary Speaker (Hon. Bwire): Thank you. Hon Samba.

Hon. Samba: Yes Hon. Speaker, thank you. The issue of bursary has been an itching issue and it has been quite long now, I think it has been over one and a half year since we started debating the whole issue of bursary. Hon. Speaker can the Chairman and the Committee confirm to us that this time around we will have the CEC because I think this is now the eighth, ninth time, can he confirm today that that next time we are having the CEC for Department of Education, ICT, MV2035? He should confirm to us, reason being that Hon. Speaker we cannot be requesting for Statement over a 100 times and then we have the power that we can do anything for sake and the purpose of *wananchi*.

So my humble request to the Hon. Chair can he confirm to us that the necessary procedures and measures have been done, have been put in place to make sure that we will have the CEC for Education? Thank you Hon. Speaker.

The Temporary Speaker (Hon. Bwire): I had expected Hon. Chairman to tell us that as a Committee they have already invited the CEC on a certain date so that when we communicate to this House you communicate exactly so that records are taken so I would wish you to tell this House maybe as a Committee you have invited the CEC Member to come either today tomorrow or next month so that I make a ruling on the same.

Hon. Omondi: Thank you Mr. Speaker Sir. I would just like to respond to the Hon. Members who have said that we need to confirm as a Committee if indeed the CEC has been summoned to this House out or this Whole House. Mr. Speaker I just want to emphasize on this that the work of the Committee the mandate of the Committee is to play an oversight role and if Mr Speaker remember we are not going physical let me just finish...

(Interruption)

The Temporary Speaker (Hon. Bwire): What's your point of information Honourable?

Hon. Thoya: Thank you Mr. Speaker Sir, I think your question was just very simple and clear, let the Hon. Chair just confirm not to explain to us the function of his Committee. Thank you.

Hon. Omondi: Mr Speaker Sir, I would like the Hon. Member to quote where i am restricted to Mr. Speaker Sir not to explain the matter because am the Chair Mr. Speaker Sir...

(Interruption)

The Temporary Speaker (Hon. Bwire): Order! Hon. Member Order! Order! Resume your seat! It is clear in the Constitution that the mandate given to the Member of County Assembly is oversight, representation and legislation so everybody knows that oversight is a role of all the Members present here and I think we should not waste a lot of time as the Chair I just directed you to tell us whether you have invited the CEC Member for a Whole House meeting or not so that I make a ruling knowing whether you have communicated to his office or not, so kindly stick to those guidelines.

Hon. Omondi: Thank you Mr. Speaker Sir, the procedure is on I have said and I will communicate back to this House; I have said that the procedure is on we have already sat and we have already working on the plans to ensure that the CEC comes Mr Speaker Sir. Thank you.

(Members rose in protest)

The Temporary Speaker (Hon. Bwire): Order! Members sit down! Is there any other Committee Member on Education? Any Member who can confirm these words from the Chair whether you have that programme, whether you have sat down and arranged for the same, can any Member testify, are you a Member?

Hon. Mwende: Yes.

The Temporary Speaker (Hon. Bwire): Okay.

Hon. Mwende: Thank you Mr. Speaker. To be honest we have not set the date but we are on the process of finding or doing site visits so that when the CEC comes to the Committee of the Whole House we will have the evidence to table. We have the rotation to visit the ECD schools and the old ones and the modern ones, the report which was declined this week...

(Interruption)

The Temporary Speaker (Hon. Bwire): Yes Hon. Member.

Hon. Mwende: Actually today we have started the site visit we do not want to bring the...

The Temporary Speaker (Hon. Bwire): Site visit on what?

Hon. Mwende: The ECDs because we were also confirming the milk programme on that same statement number 15.

The Temporary Speaker (Hon. Bwire): Yes, I agree with you Hon. Member but the issue at hand is tasked most on bursary and I think that what Hon. Member who is also the Chairperson of the said Committee was discussing...

Hon. Mwende: Mr Speaker I guess we are guided by the Order Paper.

The Temporary Speaker (Hon. Bwire): Yes?

Hon. Mwende: Order number fifteen (15) it talks about the bursaries disbursement and the school make.

The Temporary Speaker (Hon. Bwire): And am also strictly on my guidelines as the Chair because the Chairman was first tackling the bursary issue and that is why he was unable to give the full response. Kindly sit down, order Member! Sit down my question was because he was to invite the CEC Member over the bursary issue so I was just asking whether as a Committee you have already communicated to the office of a CEC Member who also doubles up as the Deputy Governor on when he will be appearing before the Whole House am communicating Hon. Members...

(Loud Consultations)

If the Committee sat down and discussed then you are unable to tell this House what you discussed, you must be serious if you sat down as a Committee and discussed then you are unable to tell this House what you discussed whether you had already secured a date with the CEC Member or not.

Hon. Members kindly am assuming that you never had such plans that is what am assuming as a Chair and allow me now to give the direction of the same it might favour you as a Committee. Kindly Chairman and your Committee am giving you another chance, invite the CEC Member in your Committee that is over the bursary issue but the other one you may respond I have no problem with that but over the bursary.

Before you invite him before the Whole House meeting he is a Deputy Governor he is the second in command kindly invite him in a meeting and we need the response next week on Thursday whether you have already secured a chance with him, talk to him bring the response before this House. Are we in agreement Mr. Chairman? Kindly please.

Hon.Omondi: Okay Mr. Speaker Sir.

The Temporary Speaker (Hon. Bwire): Thank you Hon. Member you were saying something on a school milk programme.

Hon. Mwende: Thank you Mr. Speaker as per our schedule for site visit we are completing our site visits on Tuesday so will be able to sit with the relevant Department on Thursday.

The Temporary Speaker (Hon. Bwire): What is it Hon. Athman.

Hon. Shebe Athman: Thank you Hon. Speaker. I think there is a Chairman here, the Chairman has delegated to the Member because there is a Chairman, has he delegated the responsibility to the Member?

The Temporary Speaker (Hon. Bwire): Order Member! Order! Order! you are interested in having the feedback as a Member and whatever you are asking for whether there is a letter to confirm that Chairman has delegated that only happens only when the Chairperson is absent but the Chairperson is with us whoever is responding is a Member of the said Committee they might have their own local arrangements on who will answer one who will answer two.

Order Member! And you cannot contravene the law and there is no where on the law where it has said that a Member cannot answer even if the Chairperson is around...

(Applause)

So many times Hon. Member when the Chair speaks you sit down, so many times Hon. Members we have seen the Chairpersons present but delegating to a Member of the said Committee so there is no contradiction of the same and I have asked whether there is a Member with any information to give this House apart from the Chairman so she is just acting within the directive of the Chair.

Kindly please let us not prolong this issue we still have so many businesses to transact. Yes Hon. Faith.

Hon. Mwende: Thank you Mr. Speaker for protecting me. So by Thursday we will bring a very comprehensive report because we would have gone to the grassroots.

We will get all the facts and sat down with the relevant Department who are in charge so that they may answer the questions according to our findings which we will find from the grassroots. Thank you Mr. Speaker, so on Thursday we will bring the report.

The Temporary Speaker (Hon. Bwire): Okay the point is taken. Yes, Clerk.

STATEMENT

Yes, Hon Prischilla Mumba?

Hon. Mumba: Thank you Mr Speaker. I beg the House to give me by next week to respond because this was a question which we had to get the result altogether when we had Engineer Keno to give us the result of every road or maybe every construction which is going on in the 30 Wards. So I told the Engineer to bring me the programme of the 30 Wards I did not want only for one Ward because I had a meeting with the Engineer with my Committee so it is a report which has to be compiled, I did not want only one Ward or maybe one road these are very serious issues and it has come more than twice, thrice about these roads. So I was with the Engineer with my Committee and he was to bring the reports of all the roads on 25th we were supposed to be with the Engineer so maybe we will get the response then I will table it by next week in this House. Thank you.

The Temporary Speaker (Hon. Bwire): Thank you Member but just to add on that do not wait for the report of other Wards that have not presented their Statements, first come first serve if there is a Member with a Statement be responding to those Statements than waiting to respond to other Statement from other Wards that other Members have not received, kindly please so maybe we give you to next week and I believe next week you will not ask for more time you will be presenting those reports. Yes Clerk?

RESPONSE TO STATEMENT BY CASB MEMBER HON. MURFAD AMUR ON ACCESSIBILITY OF INFORMATION IN THE COUNTY ASSEMBLY

Hon. Murfad Amur is not with us but it can be tabled next week. Yes Clerk?

STATEMENT

RESPONSE TO STATEMENT BY CHAIRPERSON COMMITTEE ON JUSTICE AND LEGAL AFFAIRS HON. AMRIYA BOY ON UNLAWFUL DETENTION OF MEMBERS OF THE PUBLIC BY THE COUNTY INSPECTORATE

Hon. Amriya Boy.

Hon. Amriya Boy: Thank you Mr. Speaker. The floor be highly honoured I appreciate you giving this opportunity for me to give my response because it appears it is a scarce opportunity nowadays a right to speech as a

The Temporary Speaker (Hon. Bwire): Order Member order! You stick to the point!

Hon. Amriya Boy: Okay nevertheless that was on a light note.

Mr. Speaker my submission as the Chairperson of Justice and Legal affairs is that when this Statement was brought in by Mr. Kitula last week and your brother Mr. Fadhili on the Chair gave instruction for the Hon. Member to bring the Statement in writing because it was a bit equivocal and ambiguous because he was talking about and I remember Mr. Speaker rising on my feet to seek clarification on the same because he was talking about unlawful arrest at the weighbridge.

Now am seeing from the Statement it is a unlawful detention, so that is why your brother directed that he gives a written request to the Committee for purposes of having an equivocal response. In deliberation Mr. Speaker however having said that I also had an opportunity to consult with the same Hon. Member and he promised through phone because he is in Nairobi he promised to bring the written Statement to Committee Clerk tomorrow God willing. So Mr. Speaker on that note I seek leave from your end to give us another one week for the Committee to give a fruitful deliberation on the same. Thank you Mr Speaker.

The Temporary Speaker (Hon. Bwire): Thank you. Yes Hon. Renson Thoya.

Hon. Thoya: Ahsante Bwana Mwenyekiti. Nafikiri Taarifa huombwa na mtu mwingine kwa Kamati lakini hili jambo limeweza kunipata mimi na ilikuwa naomba Jumba hili liweze kuruhusu Kamati ya uwajiri na maswala ya kijamii kuweza kuitwa Afisa Mkuu ili kuweza kujua ni vipi *Sub County* ama *Ward Administrator* wameweza kuhusika kwa kina katika shughuli hii ya Fagia Bunge. Kwa sababu ni hivi leo tu Bunge ni hivi leo tumeweza kupata kwamba vijana kule Mikindani wameweza kushikwa kwa sababu walikatakata zile vitabu za kutia sahihi za Fagia Bunge na akatuma mtu kutoka kule ofisi ya *Sub-County Administration* kuja kuhidhinisha kuwa wapelekwe Kortini ama wasamehewe. Kwa hivyo ilikuwa naomba idhini ya Nyumba hii aweze kuitwa Afisa Mkuu wa kitengo cha Ugatuzi na *Sub-County Administrator* kwa jina Abwao ambao yeye ndio ametumwa ili kujua kwamba hii ni biashara ya Kaunti ama ni nini kinachoendelea. Ahsante Mheshimiwa Spika.

The Temporary Speaker (Hon. Bwire): Hon. Member the issue you have just raised is a very critical issue and also needs to be accompanied with evidence and I think this House needs to do a follow up whether the citizens of this County you have mentioned are arrested and this Honourable House demands to know through the Chair the reason as to why they have arrested, if the business going on through *mashinani* is a County business and also you see we cannot just put it as the way people the way people may think but we are taking it as a House and I want it to be on record. Yes I wish to hear some reaction to two or three Members then I will make a ruling.

Hon. Amriya Boy: Point of Order Mr. Speaker!

The Temporary Speaker (Hon. Bwire): Yes, what is it?

Hon. Amriya Boy: Mr. Speaker, I know the Speaker is always blind but we are lacking quorum in the House to proceed.

The Temporary Speaker (Hon. Bwire): Order Member! We have just said that the issue raised by the Member is very critical and we need to...we should not treat it...I will therefore order the yes, Serjeant –At-Arms to kindly confirm to me whether there is a quorum. Order Member!

(Consultation)

(The Clerk confirmed lack of quorum)

The Temporary Speaker (Hon. Bwire): Order Members! With the custodian to the law though I had not made a ruling of this due to lack of quorum so we will not make an issue but I want to give directions Hon. Thoya you are the Chairman on Labour, Order! Am making a ruling on the same we cannot discuss it we have no quorum, a third should be 14 Members and I think we are less than that. So kindly Hon. Thoya and your Labour Committee do the necessary you can as well reach the CEC, Member on Devolution and seek more information over the same. Due to lack of quorum Hon. Members am sorry that you see it is recorded and we cannot just assume...

(Loud Consultations)

Allow me to make a ruling on the issue of quorum I have just instructed the Serjeant-At-Arms to confirm whether the House is in order to transact its business and therefore I directed the Serjeant-At-Arms to ring the bell for five minutes then we come back to deliberate on the same.

(Applause)

(Quorum Bell rung)

(Loud Consultations)

Yes thank you Hon. Members for coming back I see now the House mood, we are ready now to go on with the business since the quorum is okay.

(Applause)

Now there was an issue on the floor over the people who are said to have been arrested and there happens to have an intervention of the Members official from this County. As I was saying Hon. Members we must have the evidences to support whatever we raise here in the House since this is a House of rules and regulations there must be evidences to support your allegations, and as I have said before we need to take a very quick action on the same. Yes Hon. Mwamwiri?

Hon. Athman Mwamwiri: Ahsante Mheshimiwa Mwenyekiti. Mheshimiwa Mwenyekiti Mheshimiwa aliyetangulia kuleta hoja hii ama suala hili linalosibu mashinani amekuwa wazi na ameomba Kiti chako muongozo na pia ameweza kunukuu baadhi ya majina ya watuhumiwa ya kwamba waitwe waje wahojiwe kwa sababu Mheshimiwa Mwenyekiti kwa mtu aliyekamatwa na asipopelekwa mahakamani ukiitishwa ushahidi tunautoa wapi?

Pili Mheshimiwa Mwenyekiti kwa mtu anayehusika kupeana posho ama mshahara kwa watu ambao wanaofanya zoezi hili mashinani na mshahara huu hauna *petty cash* wala hauna *payslip* ya kwamba kuna sahihi ya afisa katika idara husika, ushahidi huo tunautoa wapi? Lakini kwa kuwa tuna baadhi ya majina ya watu ambao tunajua wanahusika moja kwa moja ni kanuni tu ya *natural justice* ya kwamba waweze kuitwa na kupewa nafasi ya kujieleza wanahusika vipi katika hili? Hususan tupate kufahamu kama hili zoezi ni biashara ya Serikali Gatuza kwa sababu tumeona baadhi ya hao wawakilishi katika *Sub County* na Wodi wakiposti mpaka katika mitandao ya kijamii na kutilia pondo zoezi hili linaloendea.

Kwa hio kivyovyote vile ni fursa mwafaka ya wao kuitwa katika Kamati masuala ya sheria na haki hali kadhalika Kamati ya Ajira na halmashauri ama haki za waajiriwa waje wajitakase na kufafanua ki unaga ubaga yanayojiri katika suala hili na vile vile tujue kama ni Serikali Gatuzi ndio inafanya biashara hii, migao hii ama bajeti ile inatoka katika *vote* gani? Kwa sababu tunafahamu na ma fulana yame *printiwa*, kuna vitabu vimechapishwa mulku wa vitabu, tunajua kuna Makarani ambao wanaendesha zoezi hili na taarifa iliyoko ni kwamba kila Wodi iko na makarani 50 kwa ada ya shilingi 1000 kwa siku, kwa bajeti ya shilingi 150Milioni kila siku kwa zoezi la siku 14.

Kwa hio kama ni biashara ya Serikali Gatuzi tujue pia mgao huu unatoka katika bajeti ipi? Kwa sababu mashinani kuna dhiki ikiwemo shida ya maji, jana Waheshimiwa wamekuwa wakilia hapa ndani na pesa inafujwa katika zoezi lile hivyo basi tunataka ufasaha na ukweli wa haya ama vyenginevyo Mheshimiwa Mwenyekiti pia unayo fursa kwa Kiti chako kutoa amri ya kuundwa Kamati maalum kulichunguza hili kwa kina na katika kulichunguza hili wanayo fursa ya kufanya kazi kwa ukaribu na ofisi ya DCI na ofisi ya DPP kuweza kupata ufasaha wa mambo haya na kuyafikisha kikomo...

(Applause)

Mheshimiwa Spika serikali gatuzi yetu haitakuwa ikichekeshwa ama ikipigiwa mifano mibaya, ni lazima wakati umefika ya kila mhusika kuwajibika na zaidi ni Bunge hili kuwajibika na kuwajibisha wanaohusika na kwa waliopewa majukumu ya kuendesha ofisi za wananchi. Mheshimiwa haipendezi kwa mtu kushikwa kwa mtu kushikwa kwa kuwa anadai haki yake ya kutembeza jitabu na hajalipwa japo kazi yenyewe si halali si sahihi lakini kwa kuwa ameambiwa aifanye utalipwa ni haki alipwe na kukamatwa ni kunyimwa haki yake na waliohusika katika hili tukipata ushahidi Mheshimiwa Mwenyekiti tutaomba ruhusa yako tulipizie wananchi wetu kisasi. Ahsante Mheshimiwa Mwenyekiti.

The Temporary Speaker (Hon. Bwire): Hon. Ogutu do not reverse the rules and traditions of the House, you do not reverse the rules of the House do what is necessary. Yes Hon. Samba? Hon. Samba?

Hon. Samba: Hon. Speaker thank you so much. The issue that the Member has raised Hon. Speaker we should not pretend that we do not know the genesis of all this, we are very much aware where it all began and we know there is no proof that we require, we cannot turn our eyes; we are not blind.

The genesis of it all we are aware and those who are fully involved are the Sub County Administrators and Ward Administrators we should not lie; there are the ones our youth (??) for granted. Hon. Speaker I would concur with Hon. Mwamwiri that at least a task force be formed, we have powers, the powers that has been bestowed on us is just the same as that one of High Court and we can summon everybody, anybody we wish that he has got any information that might lead us to what we want and Hon. Speaker they should not also take advantage of our youths because of lack of employment they should not take advantage of our youth...

(Applause)

There are so many programs that are lined up for our youths but Hon. Speaker if it comes to now tackling the real issues there are nowhere to be seen and as I would like and wish to state here let us stamp our authority, let us set a pace, let us give direction.

Hon. Speaker the powers that has been bestowed on this House I do not think whether apart from the Constitutional powers after Constitutional powers it is our powers so as my fellow colleague has requested this thing does not need even to take one week because there are those who are in custody as we speak they were demanding for their rights, they were given duty to carry and unfortunately the employer failed to oblige now since they feel that they have some powers than the ordinary *mwananchi*. I think we should not turn our eyes to this issue it needs immediate and urgent measures since those youths are desperate now and desperate time needs desperate measures. Thank you Hon. Speaker.

The Temporary Speaker (Hon. Bwire): Yes Hon. Wambua?

Hon. Wambua: Ahsante sana Spika. Mheshimiwa Spika mambo ambayo yanatendeka mtaani ni mambo mabaya sana hapa tunazungumza kwa urahisi lakini yanatishia sana kwa sababu wale vijana ambao wamepewa hiyo kazi ni vijana ambao hawana makosa, wengine ni vijana wetu na wengine hatujui wametoka wapi? Jana kulikuwa na mgogoro katika Wodi yangu mpaka ilienda sana mpaka wanataka kumpiga huyo *Sub County Administrator* kwa sababu anangojea pesa pale, hawakutafuta Junior Wambua wampige kwa sababu analipa wanajua yule ambaye anawalipa. Ni vizuri sana tuletewe yule mtu mhusika ili akaweze kutueleza vizuri sana kwa sababu mambo haya yanatufanya sisi sote tuwe hatuamini kila mtu haamini yule mwenzake. *Administrator* ni watu ambao wametolewa sehemu zengine wameletwa katika sehemu zetu hawajui sisi tunaishi namna gani? Lakini wakati wanapotekeleza hayo mambo wanatoka hapo wanaenda kwa haki na usawa ambayo iko na ofisi katika Wodi yangu wanawaambia wawasaidie katika kuandikisha kura ushahidi tuko nayo umetumwa katika mitandao yote ambayo tunatumia sisi.

Kwa hivyo Taarifa ambayo imeletwa na Mheshimiwa Thoya ni Taarifa ambayo inafaa sana tuijadili katika ukumbi huu ili tuweze kujua ni nani ambaye analipa? Na analipa na pesa kutoka wapi? Ni pesa ya Kaunti ama ni pesa yake mwenyewe? Kwa sababu wale ambao wanatajwa na haya mambo wanahusiana na haya mambo kwa njia moja ama nyengine na ili tusilete vita kwa sababu ikiendelea mpaka siku hizo 14 hapa kati kati huenda hao wanalipwa wakapigwa na wananchi halafu itakuwa ni japo ambalo si zuri katika Kaunti yetu ya Mombasa.

Kwa hivyo kwa hayo machache nasema huyo mtu ambaye atakuja hapa tumhoji aje haraka iwezekanavyo ili tuweze kumalizana na hayo maneno. Ahsante sana.

(Applause)

The Temporary Speaker (Hon. Bwire): Yes Hon. Ibrahim?

Hon. Omondi: Thank you Mr. Speaker Sir I want also to add my voice on what my colleagues have said. Mr. Speaker Sir first of all I think if am not wrong last week I gave a Statement, I actually requested for a Statement on this I remember very well and the Speaker did rule that because I was in question we wanted to know who are people funding? Who are the funders? Who are funding these people? And where is this money or funds coming from? I remember I asked very clearly and again Mr. Speaker Sir the Ward Administrators were mentioned on that particular day...

(Interruption)

The Temporary Speaker (Hon. Bwire): Hon. Members you consult in a low tone there is a Member on the floor.

Hon. Omondi: ...and the Ward Administrators Mr. Speaker Sir were mentioned that particular day and I remember the Speaker ruled that the CEC for Devolution to actually bring in this House a Statement touching on those issues but today when I was going through this Order Paper I have not seen anything touching on that and that is why you see Mr. Speaker as this matter delays it has again gave back to another issue whereby now the youths, that the innocent youths that were being used innocently are now being sacrificed, they are not being given their dues because this issue was an illegal process and it had no any program.

Mr. Speaker Sir now we want to deal with the goons, the goons I can call them goons because they did not follow the right procedure, who sponsors and also know where did this money come from? And that response we were supposed to get it today so I do not know what has happened Mr. Speaker Sir. Thank you.

(Applause)

The Temporary Speaker (Hon. Bwire): Yes Hon. Faith?

Hon. Mwende: Ahsante sana Bwana Spika. Bwana Spika maneno ambayo yameletwa mbele ya hili Bunge ni maneno ya kweli ambayo yanaendelea katika mitaa yetu na vijana wengi ambao wametumiwa ni vijana ambao wametoka mitaa yetu na wanaweza kuja kwetu wanasema mimi nimepatiwa tu kazi na sijui ni ya nini? Nimeambiwa tu nikusanye sahihi mwisho wa siku nitalipwa.

Mheshimiwa Spika ni jambo la aibu sana ambalo linaendelea katika Kaunti yetu ya Mombasa; kama *public officer* kama *Ward Administrators* wanaweza potosha wananchi watembee na vijitabu wakichukua sahihi pasipo kuwaambia wanachukua sahihi za nini? Mheshimiwa Spika vile ninaongea niko na ushahidi wa kuona vijana ambao wanazurura wakichukua sahihi kutumia maneno wakisema wametumwa na Gavana wetu yaani ni maneno ya kupotosha na ni juzi katika Seneti tuliona Gavana alijitoa katika haya maneno.

Kwa hivyo kama *public officer* Mheshimiwa Spika ni jambo la dharura ambalo linafaa kufanyiwa kazi kwa haraka sana, patengenezwe *Adhoc Committee* waangalie kwa kina ni nini ambayo inaendelea kwa sababu itachafulia Kaunti yetu jina na kuna watu wataenda kuumizana. Saa hizi tunavyoongea watu wa Changamwe vyenye Mheshimiwa Wambua amesema watu wote wa Changamwe wamekusanyika kwa *Sub County Administrator* pale Chaani Social Hall na walienda mpaka kwa Haki na Usawa kusaidiwa kukusanya sahihi.

Kwa hivyo Mheshimiwa Spika hatujui wako na *interest* gani katika hili zoezi? Labda wanataka kusimama *of which* wakati wa siasa haujafika kwa vile kama wewe ni *public officer* hufai kujihusisha na siasa kivyovyote vile. Mheshimiwa Spika vile tunaoongea saa hii wameanza kupata amri wasiongee na ma MCAs; *Ward Administrators* kwa hivyo ni mambo ambayo yanafaa kuchunguzwa kwa haraka iwezekanavyo kwa vile inatuzuilia vile tunaweza kufanya kazi. Ahsante sana Mheshimiwa Spika.

The Temporary Speaker (Hon. Bwire): Thank you.

(Silence)

Hon. Ogutu: Thank you Hon. Speaker...

(Interruption)

The Temporary Speaker (Hon. Bwire): Hon. Member just dress properly, you will lose nothing by dressing properly and I think that will be the last person to comment then I will give directives.

Hon. Ogutu: Ahsante sana Mheshimiwa Spika. Mheshimiwa Spika iko shida kubwa mashinani na isipoangaliwa kutatokea vita vikubwa sana; wale *Ward Administrators* ambao wako mashinani wasifikire sisi tulipigiwa kura na ma imamu na ma *Pastors* tuko na watu ambao walitupigia kura na wanapooona tunadhalilishwa wao pia wanashikwa na hasira. Kwa hivyo kabla haijafikia huko tunaomba hili Jumba lichukue haya maneno *with a lot of seriousness* ili lile zoezi kama kuna *Administrator* ambaye amehusika akae nje manake tuko na kazi nyingi ambayzo wanatakikana wafanye, saa hii hakuna maji...

(Applause)

Hayo hawaangalii, takataka zinatajwa hapa kila siku hawaangalii kazi yao ni kutafuta vita na MCA na mimi nasema wazi kwamba mimi niko tayari kwa vita manake mimi si Imam wala *Pastor* kwa hivyo kama hivyo ndio wanatakiwa wafanye tuko tayari kufanya hivyo. Mimi naomba hili Jumba lichukue, litoe mwelekeo ili hichi kitu kiishe manake sisi tutaenda *physical* Mheshimiwa Spika.

(Applause)

The Temporary Speaker (Hon. Bwire): You do not issue threats in the Honourable House Hon. Member. I have heard the concerns from the Hon. Members I must admit that any exercise can take place; it might be an organization, it might be anybody who can have his or her own initiative of collecting signatures but the involvement of the public officers in an exercise that has nothing to do with the County government its unlawful...

(Applause)

And I will therefore direct the Committee on Legal and Justice to give legal advisor to the County Secretary and the Department of Devolution plus the Committee on Labour to ascertain the allegations. We will not form an *Ad hoc* Committee since there are those Committees that can take that mandate and kindly work hand in hand with the County Secretary and the CEC on Devolution as early as next week Tuesday when I will be asking for the responses from those Committees.

(Applause)

Hon. Amriya Boy: Most obliged Mr. Speaker.

The Temporary Speaker (Hon. Bwire): Mark my words we have no problem with the exercise itself it might be an initiative of an NGO or a personal initiative but our concern is on misuse and involvement of public servant/officer who is paid by the tax payer, that is unlawful so kindly bring the response and the names of those public servants that have been involved in one way or another in such unlawful exercise. Thank you. Yes Clerk?

(Interruption)

I have already made a ruling, a point of order on which? Yes kindly we are out of time and I have only one minute.

Hon. Samba: Okay one second.

The Temporary Speaker (Hon. Bwire): One minute.

Hon. Samba: Okay Mr. Speaker thank you. I would like to seek a Statement from the Member in charge of religion; whether she is aware as a representative of religion that most of the Churches which used to worship in the halls within the schools are nowadays bad and which measures they have or does she have to make sure that during Fridays when our Muslims brother worship they have enough parking spaces. Thank you Hon. Speaker.

(Applause)

The Temporary Speaker (Hon. Bwire): I think no need to respond today, Hon. Member you will bring the response next week on Thursday.

Hon. Wambua: Ahsante sana Spika mimi yangu ni Taarifa nataka kutoka kwa Mwenyekiti wa Kamati ya Uchukuzi kuhusu barabara yangu ya kutoka Maternity mpaka Bicmam ambayo imeharibika na Mwanakandarasi alipewa kazi mwezi wa tisa mwaka jana nataka nijue imefikia wapi sababu mvua inakaribia.

The Temporary Speaker (Hon. Bwire): Thank you it has been taken care of Hon. Members. Yes?

Hon. Mwende: Mr. Speaker am standing under Standing Order 41 2 (c), and I would like to know from the Chairperson Transport, Infrastructure and Public Works if she is aware of the condition of the road from Holy Ghost Catholic Church to Maternity when will it be repaired because according to what I know the contract was being given last year. Thank you Mr. Speaker.

The Temporary Speaker (Hon. Bwire): Point taken. Yes Clerk?

ADJOURNMENT

Hon. Members there being no any other business the House stands adjourned until 26th of March, 2019 at 2:30p.m.

The House rose at 4:25p.m.