

# COUNTY ASSEMBLY OF NAKURU

## THE HANSARD

### Third Assembly (Second Session)

Wednesday 26th July 2023

### Assembly Building

The House met at 03:10 PM

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

### PRAYERS.

**The Speaker** (Hon. Joel Karuri): There are Papers to be laid by the Honourable Majority Leader.

### PAPER(S)

AUDITORS GENERAL REPORT ON THE NAKURU COUNTY PERSON WITH DISABILITY FUNDS FOR THE YEAR ENDED 30<sup>TH</sup> JUNE 2022.

**The Majority Leader** (Hon. Alex Lang'at): Thank you Honourable Speaker, I rise on Order no. 5; the Papers are Auditor's General Report on the Nakuru County Persons with Disability Funds for the year ended 30<sup>th</sup> June 2022. I wish to lay the Paper before the House.

**The Speaker** (Hon. Joel Karuri): Thank you the Paper is committed to the Committee on Public Accounts and Investments for action. There is another Paper still to be laid by the Leader of Majority Party.

### PAPER

AUDITOR'S GENERAL REPORT ON COUNTY GOVERNMENT EXECUTIVE (VOLUME 1) FOR THE YEAR 2021/2022

**The Majority Leader** (Hon. Alex Lang'at): I want to lay a Paper on the Auditor's General Report on County Government Executive (Volume 1) for the Financial Year 2021/2022, I wish to lay the report before this Honourable House.

**The Speaker** (Hon. Joel Karuri): Thank you the Leader of Majority Party, the Paper is committed to the Committee on Public Accounts and Investment. Chairman and the Members take note, next Order.

### STATEMENTS

FEEDER ROADS IN KURESOI SOUTH SUB COUNTY

**The Speaker** (Hon. Joel Karuri): There is a Statement request to be made before this Assembly, which is a request pursuant to Standing Order 47(2) (c) and the Honourable Mercy Kilel will be doing that request.

**Hon. Mercy Kilel:** Thank you, Honourable Speaker, pursuant to Standing Order 47(2) (c), I rise to request for a Statement from the Chairperson of the Committee on Roads regarding the Status of County...

## **AGNES**

...feeder roads in Kuresoi North Sub-County.

Mr. Speaker maintenance of County roads including feeder roads is a Devolved function under the Fourth Schedule of the Constitution 2010. It is therefore the role of the County Government Department of Infrastructure to ensure regular maintenance of these roads to enhance ease of movement of residents and goods.

Mr. Speaker, as you are aware, tree logging Kuresoi Sub-County has been ongoing for a while and therefore the transportation of these heavy logs has resulted in destruction of most feeder roads. Most feeder in Kuresoi North, especially Kiptororo Ward are in a dilapidated state. The Finance Act, 2019 provides for a cess charge by the transporters of such logs and other forests and the monies collected from this charge should be redirected to maintenance of these roads. But this has not been forthcoming hence the bad state of the feeder roads in this Ward.

Mr. Speaker, I therefore wish to request the Chairperson Committee on Roads to explain whether the Department of Infrastructure is aware of the sorry state of these feeder roads in Kuresoi Sub-County as a result of logging and which measures are being taken by the Department to put in place and to ensure maintenance of the same, to enhance ease of movement of people and goods. Thank you, Mr. Speaker.

**The Speaker** (Hon. Joel Karuri): Thank you Hon. Mercy Kilel. The request is made to the Chairperson, Committee on County Roads Transport and Public Works. The Chairman or the Vice Chairs? Okay Honourable Vice Chair, take note that we need a Report in response to that request after 14 days.

There is a response to requests for Statements that were done earlier. The first response is coming from the Honourable Rose Chepkoech who is the Chairperson Committee on Energy, Environment and Natural Resources. And of course, she is responding to a Statement that was requested by the Honourable Antony Kanyere, the Member for Nakuru East.

**Hon. Rose Chepkoech:** Mr. Speaker sir, I am responding to the Statement. On 8<sup>th</sup> March, 2023 at 2:30pm, Honourable Anthony Kamau Kanyere the MCA Nakuru East Ward sought a Statement from the Chairperson Sectoral Committee on Energy, Environment Water and Natural Resources concerning stalled Water Pans at Mzee Wanyama Estate Nakuru East Ward. The Statements sought a response in measures being taken by the Department to ensure that stalled Water Pans Project does not pose any danger to residents of Mzee Wanyama.

## **ERICK**

**Hon. Rose Chepkoech:** ... in its response, the Department informed the Committee that it has visited the site together with Hon. Anthony Kamau Kanyere, the area MCA and decided that the

said Pan will flatten the areas restored. This was because the Pan was not getting any water and was full of mud and poses danger to the residents and animals of the area.

The Department is currently in the process of planning to flatten the Pan. Thank you.

**The Speaker** (Hon. Joel Karuri): Hon. Member for Nakuru East, you can have a brief session to say whether you are satisfied with the response.

**Hon. Anthony Kanyere:** Thank you Mr. Speaker sir. May I take this opportunity first and foremost to thank the Chairperson for Environment for the response and even the Department? Indeed, as it has been mentioned, we visited the area together with the staff of the Department and the measures that were decided, I am satisfied and I think that will satisfy the residents of the area. Thank you.

**The Speaker** (Hon. Joel Karuri): Thank you. There is another response that is arising from request that was made by Hon. John Macharia. The response was to be made by Hon. Rose Chepkoech, the Chairperson of Energy, Environment and Natural Resources.

**Hon. Rose Chepkoech:** Thank you Mr. Speaker sir. Again, I rise to respond to the second Statement.

On 5<sup>th</sup> March, 2023 at 2:30 Pm, Hon. John Macharia Gachiri, MCA Rhonda Ward sought a Statement from the Chairperson Sectorial Committee on Environment, Energy, Water and Natural Resources on Njoro Waste Water Treatment Plant. The Statement sought response on the following issue;

1. Whether the Department is aware of adverse effects caused by chemicals emanating from the Plant in the surrounding environment
2. Whether any study has been carried out to ascertain the negative effects on Sewage Plant to the surrounding environment, including the risk.
3. The steps being taken to minimise the effect of chemicals emanating from Sewage Treatment Plant in the surrounding environment.

The Committee wrote to the Department of Water, Environment, Energy and Natural Resources and received response. In the response, the Department noted that the Treatment Plant receive both industrial and domestic effluents from treatment. It cited that NAWASCO regularly tests effluents from trade premises to encourage compliance to the National Discharge Standards set by NEMA.

It is noted that despite challenges faced, the Plant is able to treat incoming waste to permissive levels as per attached monetary results. In addition, the Statement stated that NAWASSCO carried out annual Environment Audit and its operation as by the attached Report. Steps on the improvement of facilities were also stated ...

**SHARON**

**Hon Rose Chepkoech:** ... where the Government of Kenya was said to be in cooperation with the German Government Financial Cooperation Bank (KFW) and the Nakuru County Government and formulated the Lake Nakuru Biodiversity Conservation Project (LNBCP) to ensure access to basic sanitation by the population in the City of Nakuru. The project focuses on improving the Waste Water Infrastructure specifically the expansion and improvement of Njoro WWTPS capacity to handle the anticipated increase in waste water flows while improving its treatment capacity and technology. The Department has recommended the following to the Treatment Plant;

1. A perimeter wall/ fence should be constructed around the facility to prevent unauthorised access into the facility.
2. Repair of the main gate.
3. A Safety and Health Risk Assessment of the workplace should be conducted in relation to the Safety and Health of persons employed and on the basis of these results, adopt Preventive and Protective Measures to ensure that under all conditions of their intended use, all chemicals, machinery, equipment, tools and process under the control of the occupier are safe and without risk to health and comply with the requirements of Safety and Health Provisions in the Occupational Safety and Health Act.
4. A Safety and Health Audit of the work place should be carried out at least once in every 12 months by an approved Safety and Health Advisor.
5. A Fire Safety Audit of the work place should be taken at least once every 12 months by an approved fire Safety Auditor.
6. Establish and implement a written Fire Safety Policy, outlining the Organisation and arrangements for carrying out the Policy among others.

Attached hereby is a Report of Nakuru Water and Sanitation Co. Ltd concerning the Njoro Waste Water Treatment Plant. Thank you Mr. Speaker sir.

**The Speaker** (Hon. Joel Karuri): Thank you. The request was done by the Hon. John Gachiri. You have an opportunity to say whether you are satisfied with the response.

**Hon. John Gachiri:** Thank you the Right Hon. Speaker. I want to agree with the Chair Environment concerning the Statement that I requested some months ago and I am so grateful that immediately after I requested this Statement the NAWASCO began to treat the Treatment Plant because it was very bad and the some of the people from that area are growing old because of the....

**SIELE**

**Hon. John Gachiri:** ...of what is going on down there and we are so grateful that since the Chair and the Committee begun following up about this issuer, I think there is a great change and when you go there Mr.. Speaker, there is a great change. You know people of town there were calling us *tunaitagwa watu wa* Sewage; there is a very bad smell coming out of that Plant but I want to agree with Chair that we need a time frame also concerning the perimeter wall and concerning the gate because people are being killed and even thrown into those septic tanks that are down there.

So, I believe according to what the Chair Environment has given today, I believe we shall continue to follow up and to ensure that even the projects coming up next year they are from German

Investors and they will help us to ensure that this sewer will no longer continue to be a problem to that area. So, I am grateful for this Report. Thank you, Right Hon. Speaker.

**The Speaker** (Hon. Joel Karuri): Thank you Hon. Member. What is it the Hon. Member for Shabaab?

**Hon. David Macharia:** Mr. Speaker; *asante kwa kunipatia hii nafasi*; Mr. Speaker *nataka kusema hii Nyumba leo imekuwa na mabadiliko; sijui ni mimi sikuwa asubuhi ama nimeingia nikaona* Mr. Speaker there is a change in the Mace *nahii yenye imekuja* Mr. Speaker, *ile Ofisi yenye ilifanya kazi ya kutafuta Mace ya hii Nyumba, imefanya kazi mzuri sana.*

Mr. Speaker *hii Mace hata ikikaa hapo inaonyeshana nguvu ya hicho Kiti chako na tunasema vile kuna haya mambo ya maandamano, ikikuja haya mambo, watu wanaoishi huko chini ni uwizi wanafanya.* Mr. Speaker I hope *mumetengeneza pahali pazuri pa kufungia hii kitu wasikuje wakaenda nayo...*

*(Laughter)*

*Turudi tena pale nyuma. Kwa hayo machache* Mr. Speaker, *ninafurahia na ninashukuru sana kwa sababu ya hiyo* Mace and the new look of the Mace. Thank you Mr. Speaker.

**The Speaker** (Hon. Joel Karuri): The Hon. Member for Shabaab; that is a very positive comment only that I did not know that it was a follow up to a Member responding to a Report.

*(Laughter)*

However, we have taken your kind comments about the new equipment, the continuous improvement of our equipment and infrastructure. Thank you for that comment.

### **ADJOURNMENT**

Honourable Members, this House is adjourned to Tuesday next week 9.30am

**The House rose at 3.30pm**