

COUNTY ASSEMBLY OF BUNGOMA

COUNTY ASSEMBLY DEBATES

DAILY HANSARD

TUESDAY 24TH MAY, 2022

Afternoon Sitting

COUNTY ASSEMBLY OF BUNGOMA

HANSARD OFFICIAL REPORT

TUESDAY 24TH MAY, 2022

The House met at 2:30p.m.

(Mr. Speaker [Hon. Emmanuel Situma] in the Chair)

PRAYER

PAPERS

REPORT BY BUDGET AND APPROPRIATIONS COMMITTEE ON THE BUNGOMA COUNTY GOVERNMENT ANNUAL ESTIMATES FOR THE FINANCIAL YEAR 2022/2023

Hon. Joseph Nyongesa (*Leader of Majority*): Thank you Mr. Speaker. On behalf of the Chairperson, Budget Committee, allow me to table the report on the Annual Budget Estimates for financial year 2022/2023

Mr. Speaker: Honourable Members, the report by the Budget and Appropriations Committee on the Bungoma County Government annual estimates for the financial year 2022/2023 is hereby tabled and it now becomes the property of this House.

NOTICES OF MOTION

REPORT BY BUDGET AND APPROPRIATIONS COMMITTEE

Hon. Joseph Nyongesa (*Leader of Majority*): Thank you Mr. Speaker. On behalf of the Chairperson, Budget Committee, allow me to give a notice that this House adopts the Budget and Appropriations Committee report on the Bungoma County Government annual estimates for the financial year 2022/2023.

Mr. Speaker: Honourable Members, a notice of motion having been duly issued by the Committee on Budget and Appropriations, I direct the Clerk to send this report to the honourable Members for their consumption. It will form business on our Order Paper as a Motion in the course of the week.

STATEMENTS

STATEMENT INFORMING THE COUNTY ASSEMBLY OF THE WEEKLY BUSINESS COMING BEFORE THE HOUSE FROM TUESDAY 24TH TO THURSDAY 26TH OF MAY, 2022

Hon. James Barasa: Thank you Hon. Speaker. I rise to read the weekly program of the business that will commence from today the 24th of May up to 26th May 2022. The business for today **Tuesday 24th May 2022 at 2:30 p.m.**; I think we are already done up to item number 7 part one, but part two;

7(ii) Pursuant to the provisions of the Standing Order number 41(2) (c); Response from the County Executive Department of Education and Vocational Training to a statement sought by Hon. Henry Majimbo on the implementation of the Bungoma County Education Support Scheme Regulations, revised 2019 and the management of Bungoma County Education support programme .

Under item number eight there is nothing.

Then on **Wednesday 25th May 2022 at 9:30 a.m.** from item number one up to item number seven there is nothing, but item number eight under Motions, we will have a Motion that this House adopts the report by Budget and Appropriation Committee on the Bungoma County Government annual estimates for financial year 2022/2023 which will be read by the Chairperson of the Committee.

In the afternoon tomorrow **Wednesday at 2:30 p.m.** from item number one to item number seven there will be nothing and then under item number eight under Bills; The Bungoma County Government appropriation Bill 2021; annual estimates for the financial year 2022/2023 that will be read by the Chairperson; second reading;

A Bill for an Act of the County Assembly of Bungoma to authorize the issue of a sum of money out of the revenue fund and its application towards the service of the year ending on the 30th June 2023 and to appropriate that sum under sum voted on account by the County Assembly for certain public service and purposes

Then under item number nine, we have the Committee on Supply.

The Bungoma County Government Appropriation Bill, 2021; Annual Estimates for the financial year 2022/2023.

On **Thursday 26th May, 2022 at 2:30 p.m.** there will be nothing from business number one to seven

8. Bills

The Bungoma County Government Appropriation Bill, 2021. Annual estimates for the financial year 2022/2023 by the Chairperson, Budget and Appropriations Committee; Third Reading.

A Bill of an Act of the County Assembly of Bungoma to authorize the issue of a sum of money out of the revenue fund and its application towards the service of the year ending on 30th June, 2023 to appropriate that sum and a sum voted on account by the County Assembly for certain Public Service and purposes.

That brings us to the end of the week's business.

Mr. Speaker: Thank you Hon. James Barasa for giving us the weekly programme starting today to Thursday 26th at 2:30 p.m.

I'm just confirming with the Sergeants that the County Executive Committee Members who were issued with summons to appear before us; that none is before the House and within the precincts to issue a response as sought in the statement by Hon. Majimbo. I will therefore reserve my ruling for the same. Before I make my ruling in course of tomorrow or the day after, let me allow the owner of the statement to make brief remarks before I adjourn the sitting.

Hon. Henry Majimbo: It is apparent that the Executive is running away from its duties. It is like they have absconded duty and if one absconds duty, then the consequences are known. I do not know why the Executive is not responding to this statement but I am alive to the fact that they have no answers. I am alive to some correspondence from some office to the effect that they wanted advice from the CECM, Finance over the deficit on the appropriated amount on the scholarship. How I wish that these officers could have appeared today for us to get down to the truth of this matter now that the report by the Budget Committee has been tabled and this item is one of the items that we are supposed to consider.

It would have been prudent if the Members of the Executive appeared today so that they assist us in considering the Budget, but now that they have snubbed the Assembly, the Parliamentary rules and practice on snubbing summons are clearly cited in the relevant statutes. It is upon his Honourable House to pronounce itself on an Executive that fails to honour summons issued pursuant to the provisions of Article 195 and Section 18 of the Powers and Privileges Act. The punishment for such behaviour is clearly stipulated in the laws.

I do not want to belabour much on that but I want to empathise with the officers in the department of Education for what befell them. I know it is not their wish to be where they are, but this is where they are and I want to repeat once more that my statement was not driven by any malice or mischief; contrary to some narrative that is being peddled outside there by some of my colleagues in this House and Members of the Executive. My statement was informed by the fact that... I was doubtful whether this figure of 7,000 was sustainable. That is what I wanted to get from the Executive; there was nothing more than that.

We cannot have a situation where the Executive spends money outside the appropriated funds. We are aware that we had only appropriated 60 Million towards the same and also aware that the CEO of this County pronounced himself in some forum that there is money to

cater for the 7000. What myself and other members wanted to know was, where is this money that is going to cater for 7000 new students and 4500 continuing students.

It beats logic if for instance a Member of this Assembly who is supposed to oversight looks upon a statement raised by his Colleague as witch-hunting. I have never witch-hunted anyone and if my statements makes people uncomfortable, they can go to hell and find all doors closed and they will come back on earth and find me living.

(Loud consultations)

Mr. Speaker give her time to say what she wants, you know it is only a coward who speaks while seated...

Mr. Speaker: Hon. Majimbo lets use a proper language. the only problem I have is that there is no requisition of someone who wants to speak.

Hon. Majimbo Okumu: A Member like her should not speak from underneath the table.

Mr. Speaker: Let's have order Members; let's not have those short exchanges.

Hon. Majimbo Okumu: You know sometimes if someone reaches administrative menopause it becomes very expensive. So I think I will agree...

(Loud consultations)

No, I have spoken of administrative menopause; I have not said that someone has reached menopause, there is a difference between menopause and administrative menopause. As I conclude, I will leave it to you because you know where and what to do in cases like these ones. I rest my case.

(Loud consultations)

Mr. Speaker: Yes Hon. Ali Machani Mutoka.

Hon. Ali Machani: *(on a point of order):* Hon. Speaker is it in order for a very senior and respected Honourable Member to accuse another where members of staff are seated and listening? Is it in order the way he is framing his statement?

Mr. Speaker: I find nothing new in the word administrative menopause, there is nothing special in it. It is just linguistics; nothing else!

Honourable members, having heard the owner of the statement, I will reserve my ruling to tomorrow at 2:30 p.m. That was the last item on the Order Paper; we adjourn and resume tomorrow for the 9:30 a.m. sitting.

(House adjourns)