

COUNTY GOVERNMENT OF BUNGOMA
COUNTY ASSEMBLY OF BUNGOMA
COUNTY ASSEMBLY DEBATES
THE DAILY HANSARD
THURSDAY 9TH NOVEMBER, 2023
Afternoon Sitting

3rd County Assembly

2nd Session

1

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COUNTY ASSEMBLY OF BUNGOMA

THE DAILY HANSARD

THURSDAY 9TH NOVEMBER, 2023

The house met at 2:30p.m.

(Mr. Deputy Speaker [Hon. Stephen Wamalwa] in the Chair)

PRAYER

COMMUNICATION FROM THE CHAIR

Submission of Nominee to the Municipality Board

I have Communication to make and this Communication is in relation to the submission of nominee to the Municipality Board. This is addressed to the Clerk of County Assembly of Bungoma. The above Subject refers the office of His Excellency the Governor, here by submits the name of Mr. David Barasa Wakwabubi to the County Assembly for vetting and approval of nomination and appointment to the Bungoma Municipality Board.

Enclosed please find the following document in respect of the nominee that is;

1. Advert on eligibility
2. Profiling of applicants
3. Process file for nominee
4. Curriculum vitae for nominee
5. Requirements of Chapter 6 of the Constitution of Kenya

The name being David Barasa Wakwabubi of ID No. 22142829, designation, Board Member Bungoma Municipality. This is from His Excellency the Governor Kenneth M. Lusaka EGH Governor Bungoma County

So this one is committed to the Committee on Lands for processing

(Applause)

STATEMENTS

A member of House Business committee pursuant to the provision of standing order 147(2) a

Mr. Deputy Speaker: Hon. Members, we have to alter our Order of Business, so that Order No. 7, we shall come back to it later on. Entire order number seven is dropped so that we can move to the next order.

MOTIONS

REPORT BY COMMITTEE ON SELECTION ON ADJUSTMENT OF COMMITTEE'S MEMBERSHIP

Mr. Deputy Speaker: Yes, the Committee on Selection, Hon. Namunyu proceed.

Hon. Anthony Luseneka: Thank you, Hon. Speaker. I am here to move a motion on the Selection Committee report on the adjustment of committee's membership.

Background

Article 186 of the constitution provides that the legislative authority of the County is vested in and exercised by its County Assembly. County Assembly may make laws that are necessary for the effective performance of the county functions and while respecting the principal, the separation of powers may exercise oversight over the County Executive, Committee and any other County Executive organs

Section 14(1)(b) of the County Government Acts states that , A County Assembly may establish committees in such a manner that and for such general or special purposes as it considers fit and regulate the procedure of any committee so established.

The county assembly of Bungoma Standing orders provides for the establishment of 24 committees and there mandates have been specified. Standing Order No. 174 c2 mandates the committee on Selection to nominate members to serve in committees, except membership of the House Business Committee, Committee on Appointment and members of the Speakers Panel.

Committee Membership

The committee on selection as currently constituted comprises of the following members

1. Hon. Joseph Juma Chairperson
2. Hon. Anthony Luseneka Vice Chairperson
3. Hon. Meshack wekesa Member
4. Hon. Millia Masungu Member
5. Hon. Busolo Sudi Member
6. Hon. Tony Basara Member
7. Hon. James Mukhongo Member

8. Hon. Franklyn Simotwo	Member
9. Hon. Jerusa Aleu	Member
10. Hon. Everton Nganga	Member
11. Hon. Ali Machani	Member
12. Hon. Godfrey Mukhwana	Member

Committee Mandate

Pursuant to Standing orders No. 174 2 and 175 1, the committee on selection is mandated to

- i. Nominate members to serve in committees except membership of the House Business Committee, Committee on Appointment and members of the Speakers Panel.
- ii. consult with county assembly parties while nominating members to serve in all other committees

Acknowledgement

On behalf of the members of the Selection Committee, I wish to appreciate your office and Office of the Clerk of the county assembly for the necessary support accorded to the committee in the execution of its mandate. I further extend my gratitude to the secretariat for their technical support in coming up with these report.

Pursuant to the provisions of Standing Order No. 177 3, it is now my pleasant duty and privilege to present this report of the Selection committee on the adjustment of committee membership for consideration and approval by this Honourable House.

Signed by Hon. Joseph Juma Nyongesa, Leader of Majority and Chairperson of Selection Committee

Adjustment of committee membership

The Committee on Selection on its own motion decided to make adjustments on the committee's membership to avoid clashing of members during the both internal and external committee meetings and to address some concerns on committee membership raised during Liaison committee meeting in the view of enhancing efficiency to committees in the execution of their mandates.

The committee has nominated members to various committees taking into consideration the provision of Standing Orders and in consultation with the County Assembly parties as provided for in Law and the Standing Orders

The Committee on Selection resolved on membership of various committees as follows

SECTORAL COMMITTEES

Finance and Economic Planning

- | | |
|-----------------------------|------------------|
| 1. Hon. James Mukhongo | Chairperson |
| 2. Hon. Orize Kundu | Vice Chairperson |
| 3. Hon. Everton Nganga | Member |
| 4. Hon. Everlyne Mutiembu | Member |
| 5. Hon. Aggrey Mulongo | Member |
| 6. Hon. Vitalis Wangila | Member |
| 7. Hon. Violet Makhanu | Member |
| 8. Hon. Stephen Wamalwa | Member |
| 9. Hon. Tony Barasa | Member |
| 10. Hon. George Makari | Member |
| 11. Hon. Catherine Kituyi | Member |
| 12. Hon. Jack Kawa | Member |
| 13. Hon. Christine Mukhongo | Member |
| 14. Hon. Francis Chemion | Member |
| 15. Hon. Godfrey Mukhwana | Member |

Education and vocational training

- | | |
|-----------------------------|------------------|
| 1. Hon. Benjamin Otsiulah | Chairperson |
| 2. Hon. Stephen Kaiser | Vice Chairperson |
| 3. Hon. Allan Nyongesa | Member |
| 4. Hon. Timothy Chikati | Member |
| 5. Hon. Aggrey Mulongo | Member |
| 6. Hon. Ali Machani | Member |
| 7. Hon. John Wanyama | Member |
| 8. Hon. Angeline Rugut | Member |
| 9. Hon. Hon. Jack Kawa | Member |
| 10. Hon. Joan Kirong | Member |
| 11. Hon. Abraham Obama | Member |
| 12. Hon. Christine Mukhongo | Member |
| 13. Hon. Mildred Barasa | Member |
| 14. Hon. Jacob Psero | Member |
| 15. Hon. Johnston Ipara | Member |

Agriculture, Livestock Fisheries Irrigation and Cooperative Development

- | | |
|----------------------|-------------|
| 1. Hon. Wafula Waiti | Chairperson |
|----------------------|-------------|

- | | |
|---------------------------|------------------|
| 2. Hon. Iddi Owongo | Vice Chairperson |
| 3. Hon. Alice Kibaba | Member |
| 4. Hon. Allan Nyongesa | Member |
| 5. Hon. Everline Mutiembu | Member |
| 6. Hon. Alfred Mukhanya | Member |
| 7. Hon. Franklyn Simotwo | Member |
| 8. Hon. Jerusa Aleu | Member |
| 9. Hon. Isaiah Busolo | Member |
| 10. Hon. Bernard Kikechi | Member |
| 11. Hon. Caleb Wanjala | Member |
| 12. Hon. Edwin Opwora | Member |
| 13. Hon. Metrine Nangila | Member |
| 14. Hon. Martin Chemorion | Member |
| 15. Hon. George Tendet | Member |

Roads Transport Infrastructure and Public Works

- | | |
|---------------------------|------------------|
| 1. Hon. Franklyn Simotwo | Chairperson |
| 2. Hon. Polycarp Kimeta | Vice Chairperson |
| 3. Hon. Ali Machani | Member |
| 4. Hon. Everlyne Mutiembu | Member |
| 5. Hon. Job Mukoyandali | Member |
| 6. Hon. Everton Nganga | Member |
| 7. Hon. Violet Makhanu | Member |
| 8. Hon. Meshack Simiyu | Member |
| 9. Hon. Charles Nangulu | Member |
| 10. Hon. Jerusa Aleu | Member |
| 11. Hon. Idd Owongo | Member |
| 12. Hon. Steve Kaiser | Member |
| 13. Hon. Henry Nyongesa | Member |
| 14. Hon. Johnston Ipara | Member |
| 15. Hon. Godfrey Mukhwana | Member |

Tourism, Environment, Water and Natural Resources

- | | |
|--------------------------|------------------|
| 1. Hon. Edwin Opwora | Chairperson |
| 2. Hon. Martin Chemorion | Vice Chairperson |
| 3. Hon. Anthony Luseneke | Member |
| 4. Hon. Aggrey Mulongo | Member |
| 5. Hon. Vitalis Wangila | Member |
| 6. Hon. Miliyah Masungu | Member |
| 7. Hon. Joseph Nyongesa | Member |
| 8. Hon. James Mukhongo | Member |

9. Hon. Meshack Simiyu	Member
10. Hon. Bernard Kikechi	Member
11. Hon. Dorcas Ndasaba	Member
12. Hon. Orize Kundu	Member
13. Hon. Isaiah Busolo	Member
14. Hon. George Tendet	Member
15. Hon. Benjamin Otsiulah	Member

Gender Culture and Social Welfare

1. Hon. Jack Kawa	Chairperson
2. Hon. Abraham Obama	Vice Chairperson
3. Hon. Metrine Nangalama	Member
4. Hon. Florence Juma	Member
5. Hon. Alfred Mukhanya	Member
6. Hon. Jeremiah Kuloba	Member
7. Hon. Joseph Nyongesa	Member
8. Hon. James Mukhongo	Member
9. Hon. John Wanyama	Member
10. Hon. Maureen Wafula	Member
11. Hon. Sheila Sifuma	Member
12. Hon. Mildred Barasa	Member
13. Hon. George Tendet	Member
14. Hon. Eunice Yego	Member
15. Hon. Godfrey Wanyama	Member

Health Services

1. Hon. George Makari	Chairperson
2. Hon. Jerusa Aleu	Vice Chairperson
3. Hon. Milly Masungu	
4. Hon. Job Mukoyandali	
5. Hon. Vitalis Wangila	
6. Hon. Anthony Luseneke	
7. Hon. Meshack simiyu	
8. Hon. Jackson Wambulwa	
9. Hon. Grace sundukwa	
10. Hon. Dorcas Ndasaba	
11. Hon. Joan Kirong	
12. Hon. Orize Kundu	
13. Hon. Jacob Psero	

14. Hon. Tony Barasa
15. Hon. Mourine Wafula

Lands, Urban, Physical Planning and Housing

1. Hon. Francis Chemion -Chairperson
2. Hon. Linda Kharakha -Vice chairperson
3. Hon. Cornelius Makhanu
4. Hon. Jeremiah Kuloba
5. Hon. Metrine Nangalama
6. Hon. Ali machani
7. Hon. Edwin Opwora
8. Hon. Waiti Wafula
9. Hon. Hentry Nyongesa
10. Hon. Isaiah Busolo
11. Hon. Mildred Barasa
12. Hon. Barasa James
13. Hon. Eunice Yego
14. Hon. George Makari
15. Hon. Polycarp Kimeta

Trade, Energy and Industrialization

1. Hon. John Wanyama -Vice chairperson
2. Hon. Metrine Nangalama
3. Hon. Alfred Mukhanya
4. Hon. Florence Juma
5. Hon. Alice Kibaba
6. Hon. Bernard Kikechi
7. Hon. Polycarp Kimeta
8. Hon. Wafula Waiti
9. Hon. Bridgit Katasi
10. Hon. Linda Kharakha
11. Hon. Angeline Rugut
12. Hon. Aggrey Bosire
13. Hon. Godfrey Mukhwana
14. Hon. Charles Nangulu
15. Hon. Joan Kirong

Public Administration and ICT

1. Hon. Tony Barasa - Chairperson
2. Hon. Caleb Wanjala - Vice chairperson

3. Hon. Timothy Chikati
4. Hon. Jeremiah Kuloba
5. Hon. Cornelius Makhanu
6. Hon. Job Mukoyandali
7. Hon. Joseph Nyongesa
8. Hon. Jackson Wambulwa
9. Hon. Stephen Wamalwa
10. Hon. Frankline Simotwo
11. Hon. Grace Sundukwa
12. Hon. Steve Kaiser
13. Hon. Bridgit Katasi
14. Hon. Francis Chemion
15. Hon. Isaiah Busolo

Labour Relations, Members Services and Facilities

1. Hon. Hentry Nyongesa -Chairperson
2. Hon. Catherine Kitui -Vice chairperson
3. Hon. Alice Kibaba
4. Hon. Everton Nganga
5. Hon. Milly Masungu
6. Hon Anthony Lusneka
7. Hon. Charles Nangulu
8. Hon. Polycarp Kimeta
9. Hon. Bridgit Katasi
10. Hon. Everlyne Anyango
11. Hon. Metrine Nangila
12. Hon. Joan Kirong
13. Hon. Jerusa Alehu
14. Hon. Linda kharakha
15. Hon. Caleb Wanjala

Youth Affairs and Sports

1. Hon. Violet Makhanu -Chairperson
2. Hon. Grace Sundukwa -Vice chairperson
3. Hon. Allan Nyongesa
4. Hon. Florence Juma
5. Hon. Timothy Chikati
6. Hon. Cornelius Makhanu
7. Hon. Charles Nangulu
8. Hon. Caleb Wanjala

9. Hon. Iddy Owongo
10. Hon. Catherine Kitui
11. Hon. Dorcas Ndasaba
12. Hon. Evelyn Anyango
13. Hon. Abraham Obama
14. Hon. Martin Chemorion
15. Hon. Metrine Nangila

STANDING COMMITTEES

Budget and Appropriation

1. Hon. Jackson Wambulwa - Chairperson
2. Hon. Charles Nangulu - Vice Chairperson
3. Hon. Ali Machani
4. Hon. Anthony Luseneke
5. Hon. Grace Sundukwa
6. Hon. Milly Masungu
7. Hon. Meshack Museveni
8. Hon. Joan Kirong
9. Hon. Polycarp Wandabusi
10. Hon. Sudi Busolo
11. Hon. Caleb Wanjala

Powers and privileges

1. Hon. Emmanuel Situma - Chairperson
2. Hon. Bridgit Katasi - Vice chairperson
3. Hon. Vitalis Wangila
4. Hon. Ali Machani
5. Hon. Milly Masungu
6. Hon. Tony Barasa
7. Hon. Orize Kundu
8. Hon. Jack Kawa
9. Hon. Eunice Yego
10. Hon. Mourine Wafula
11. Hon. Bernard Kikechi

Justice, Cohesion and Legal Affairs

1. Hon. Jacob Psero - Chairperson
2. Hon. Evelyn Anyango - Vice chairperson
3. Hon. Jeremiah Kuloba
4. Hon. Timothy Chikati

5. Hon. Everlyne Mutiembu
6. Hon. Lindah Kharakha
7. Hon. Francis Chemion
8. Hon Sheila Sifuma
9. Hon. Edwin Opwora
10. Hon. George Makari
11. Hon. Iddi Owongo

Delegated County Legislation

- | | |
|--------------------------|--------------------|
| 1. Hon. George Tendet | - Chairperson |
| 2. Hon. Dorcas Ndasaba | - Vice chairperson |
| 3. Hon. Allan Nyongesa | |
| 4. Hon. Jeremiah Kuloba | |
| 5. Hon. Job Mukoyandali | |
| 6. Hon. Metrine Nangila | |
| 7. Hon. Godfrey Mukhwana | |
| 8. Hon. Martin Chemorion | |
| 9. Hon. Wafula Waiti | |
| 10. Hon. Angeline Rugut | |
| 11. Hon. Aggrey Bosire | |

Implementation

- | | |
|--------------------------|--------------------|
| 1. Hon. Aggrey Mulongo | - Chairperson |
| 2. Hon. Job Mukoyandali | - Vice Chairperson |
| 3. Hon. Florence Juma | |
| 4. Hon. Alice Kibaba | |
| 5. Hon. Aggrey Bosire | |
| 6. Hon. Franklin Simotwo | |
| 7. Hon. Abraham Obama | |
| 8. Hon. Catherine Kituyi | |
| 9. Hon. Vitalis Wangila | |
| 10. Hon. Alfred Mukhanya | |
| 11. Hon. Iddi Owongo | |

Public Accounts and Investment

- | | |
|---------------------------|--------------------|
| 1. Hon. Everton Nganga | - Chairperson |
| 2. Hon. Timothy Chikati | - Vice Chairperson |
| 3. Hon. Alfred Mukhanya | |
| 4. Hon. Anthony Luseneke | |
| 5. Hon. Everlyne Mutiembu | |

6. Hon. Metrine Nangalama
7. Hon. Steven Kaiser
8. Hon. John Wanyama
9. Hon. Jerusa Alehu
10. Hon. Metrine Wafula
11. Hon. Everlyn Anyango

House Business

- | | |
|----------------------------|--------------------|
| 1. Hon. Emmanuel Situma | -Chairperson |
| 2. Hon. Stephen Wamalwa | - Vice Chairperson |
| 3. Hon. Joseph Nyongesa | |
| 4. Hon. Meshack Wekesa | |
| 5. Hon. Hentry Nyongesa | |
| 6. Hon. Violet Makhanu | |
| 7. Hon. Mildred Barasa | |
| 8. Hon. Christine Mukhongo | |
| 9. Hon. Jack Wambulwa | |
| 10. Hon. Jacob Psero | |
| 11. Hon. Johnston Ipara | |
| 12. Hon. Metrine Nangalama | |
| 13. Hon. Cornelius Makhanu | |
| 14. Hon. Anthony Luseneke | |
| 15. Hon. Milly Masungu | |

Procedure and House Rules

- | | |
|----------------------------|--------------------|
| 1. Hon. Emmanuel Situma | -Chairperson |
| 2. Hon. Stephen Wamalwa | - Vice chairperson |
| 3. Hon. Christine Mukhongo | |
| 4. Hon. Benjamin Otsiula | |
| 5. Hon. Cornelius Makhanu | |

Speakers Panel

- | | |
|----------------------------|--------------------|
| 1. Hon. Emmanuel Situma | - Chairperson |
| 2. Hon. Stephen Wamalwa | - Vice Chairperson |
| 3. Hon. Christine Mukhongo | |
| 4. Hon. Benjamin Otsiula | |

Selection

- | | |
|--------------------------|--------------------|
| 1. Hon. Joseph Juma | - Chairperson |
| 2. Hon. Anthony Luseneke | - Vice chairperson |

3. Hon. Meshack Wekesa
4. Hon. Milly Masungu
5. Hon. Busolo Sudi
6. Hon. Tony Barasa
7. Hon. James Mukhongo
8. Hon. Franklin Simotwo
9. Hon. Jerusa Alehu
10. Hon. Everton Nganga
11. Hon. Ali Machani
12. Hon. Godfrey Mukhwana

Appointments

- | | |
|---------------------------|--------------------|
| 1. Hon. Emmanuel Situma | - Chairperson |
| 2. Hon. Stephen Wamalwa | - Vice chairperson |
| 3. Hon. Joseph Nyongesa | |
| 4. Hon. Joan Kirong' | |
| 5. Hon. James Mukhongo | |
| 6. Hon. Anthony Luseneka | |
| 7. Hon. Everlyne Mutiambu | |
| 8. Hon. Vitalis Wangila | |
| 9. Hon. Francis Chemion | |
| 10. Hon. Grace Sundukwa | |
| 11. Hon. George Makari | |

Liaison

- | | |
|----------------------------|-------------------|
| 1. Hon. Stephen Wamalwa | -Chairperson |
| 2. Hon. Christine Mukhongo | -Vice chairperson |
| 3. Hon. Emmanuel Situma | |
| 4. Hon. James Mukhongo | |
| 5. Hon. Jack Wambulwa | |
| 6. Hon. George Makari | |
| 7. Hon. Jack Kawa | |
| 8. Hon. Joseph Nyongesa | |
| 9. Hon. Franklin Simotwo | |
| 10. Hon. Tony Barasa | |
| 11. Hon. Hentry Nyongesa | |
| 12. Hon. Francis Chemion | |
| 13. Hon. Benjamin Otsiula | |
| 14. Hon. Waiti Wafula | |
| 15. Hon. Violet Makhanu | |

16. Hon. Edwin Opwora
17. Hon. Jacob Psero
18. Hon. George Tendet
19. Hon. Aggrey Mulongo
20. Hon. Everton Nganga.

The adoption schedule

All members of the Selection Committee have appended their signatures adopting this report. signed by:

I take this opportunity to request Hon. James Barasa Mukhongo to second the report.

Hon. James Mukhongo: Thank you, Hon. Speaker. I stand to second the motion that has been presented before this House. While we were doing this work we put into consideration our Standing Order 176(1) which if you allow me I can read: If nominating members to serve in a select committee the committee on selection shall ensure that the membership of the committee reflects the relative majorities of the seats held by each of the County Assembly parties in the County Assembly.

That was our point of reference when we were nominating members to serve on various committees and nominating members to serve on the committees in this House is purely a prerogative of the parties as it is ably stated here in our Standing Orders. Most of our work was to consult even with the leadership of the parties that belong to this Honourable House.

Otherwise, I stand to second the motion.

Mr. Deputy Speaker: Thank you, Hon. Mukhongo for seconding the motion. Hon. Members allow me propose a motion for debate.

(Motion proposed)

Hon. Allan Nyongesa: Thank you, Hon. Speaker. First, allow me appreciate the Committee on Selection led by the Leader of Majority and Leader of Minority for trying to balance members in committees. However, the seconder read 176 of our Standing Order but I want to challenge him also to open 175(2) which says: The Committee on Selection shall give consideration to the need for gender balance and shall, so far as may be practicable, ensure that no more than two-thirds of members of a Committee of the County Assembly, including a Committee established through a resolution of the County Assembly, shall be of the same gender.

Honourable Speaker, this one I am directing it to the Committee on Liaison, as it is constituted we are missing out on Gender balance, we are only having Hon. Violet Makhanu as the Chairperson of Youth and Sports and the Vice Chairperson of the Committee. We only have two women out of 20 members in that committee. Therefore, I want to challenge the honourable ladies on the Majority to stand up for their rightful share. We also need to give honourable members who are women to be in leadership in this House.

I also have an issue on the Budget Committee in regard to Standing Order 210 (3) where it says "in nominating members under paragraph 2, the Committee on Selection shall nominate a member from each sub county and 2 members representing either youth, women, minority or people living with disability.

On the Committee of Budget, we have two members from Bumula Sub County, 2 members from Kanduyi Sub County, 2 Members from Webuye and 2 members from Kabuchai. There is no member from Tongaren and Kimilili. There is no member representing the special interest; no disability, no youth and no woman who was specially elected. With that I have my reservations and I oppose this report.

Hon. Aggrey Mulongo: Thank you, Mr. Speaker. I also stand to say if it means balancing, whatever the Selection Committee went for was balancing. What kind of balancing is it at the moment if the positions for Kimilili and Tongaren are not there? Is this balancing? How come that out of 9 sub counties 2 sub counties don't have representation on the Budget Committee and this is our Standing Order which we should comply with. If that is the bible of this House that is supposed to guide us, then we are supposed to look into it.

When you look at Standing Order No. 176 which is elaborate and up to now if I may say is that on CAF representation; it is only Kenya Kwanza who are being represented and not the minority side. It is not part of this but we need to balance. It is not part of this report but the laws that we are supposed to follow we are going contrary to them.

Hon. Jeremiah Kuloba: Thank you, Mr. Speaker. When I look at Standing Order 209 (3) it states that "no chairperson of any other committee should be a member of Budget Committee". I think we should also look at that. At the same time we get members who are in Budget Committee who are County Assembly Service Board and again they are members of PAC. PAC is there to do its own work.

Mr. Deputy Speaker: Hon. Kuloba, I got more confused. I did not understand, Budget, PAC. Make your point understood. I don't know if I am confused.

Hon. Jeremiah Kuloba: You are not confused it is just that some people are making noise...

Mr. Deputy Speaker: Order members, consult in low tones so that Hon. Kuloba can make his point clear.

Hon. Jeremiah Kuloba: If you can open Standing Order 209 it states that members of Budget Committee should not be chairpersons of any other committee...

Mr. Deputy Speaker: Can you read the same. Which 209? Are you sure Hon. Kuloba on 209. Is it 209 or 210?

Hon. Jeremiah Kuloba: It is 210.

Mr. Deputy Speaker: But you were referring to 209.

Hon. Jeremiah Kuloba: It was a misrepresentation. It is supposed to be 210.

Mr. Deputy Speaker: What was the point Hon. Kuloba?

Hon. Jeremiah Kuloba: Mine is about the membership of the committee that no chairperson of any other committee should be a member of the said committee. I rest my case.

Mr. Deputy Speaker: Hon. Kuloba, I would like you to substantiate and name the chairperson who is a member of the Budget Committee or you withdraw.

Hon. Jeremiah Kuloba: I want a hard copy of the report which has not been supplied. I request that a hard copy is supplied to me so that I go through it.

Mr. Deputy Speaker: Honourable member, you are out of order. Allow me finish with all due respect. You know well that a report has been circulated to every member. It means your gadget has a problem and you are contributing on something that you don't know. Therefore, you have to withdraw so that it is expunged from the HANSARD.

Hon. Jeremiah Kuloba: I withdraw. Thank you, Mr. Speaker.

Mr. Deputy Speaker: I'm seeing Hon. Godfrey Mukhwana yet the one cited there is Hon. Namaemba?

Hon. Violet Makhanu: Thank you Mr. Speaker. I want to say something but the problem is that we don't have this report on our gadgets. It is order that we get such report early enough to be able to understand what is happening...

Mr. Deputy Speaker: Hon. Namaemba you going on record that you don't have this report and may be you have not opened your email because the report was circulated. If some members have it, then those that don't have it means your gadgets have a problem. Therefore, we should not go on record...

Hon. Violet Makhanu: Mr. Speaker, I have never lack bundles on my phone. I mean what I say that I don't have the report on my gadget the reason why I am concerned because I wanted to have a look at it. It is in order that we look at it; yes the committee has done its part and it is their right to do what is supposed to be done and balance the way the seconder of the motion indicated.

Mr. Deputy Speaker: Honourable I want to ask that we are going on record not for this year but for posterity and the future. Therefore, our allegations or unconfirmed statements should be correct. The report was circulated so we cannot make assertions the report is not circulated because it will be captured wrongly yet it is not the true position.

For those whose gadgets have not downloaded the same, it is not the problem of any other member, it is your problem that you check your gadget and seek the assistance from the IT department of the Assembly. So that if your gadget has a problem; in fact you should have done that before you came in; so that you have to read and when we come here you are at the same level. Hon. Kuloba what is it?

Hon. Jeremiah Kuloba: Mr. Speaker, I have always indicated that I am analogue and I have always requested to be given hard copies so that I can go through page by page. It is a request that I made in this House, therefore, my rights are being violated over the same.

(Applause)

Mr. Deputy Speaker: Very well. The rights of Hon. Kuloba are being violated but I demand that he returns the Tablet because he is analogue; return the Tablet to the Assembly so that you are given hard copies.

Order members!

When you claim that, you must be aware that you are going on record. If it is true that you are analogue, it means you are not using it because it was given to us to use it for this purpose and not any other purpose. The Tablet is supposed to receive the Order Paper and everything about the plenary. That is true Hon. Mulongo and you have to adhere to that.

Order members!

You may use your phone yes but the Tablet is actually meant that all the transactions of this plenary come through that. Therefore, if you cannot use it, then you have to make a record at the Clerk's Office that you are not able to use it, then, they will consider you as a special case in this respect. What I am saying is correct and it is a guidance Hon. Kuloba.

Hon. Jeremiah Kuloba: I understand but from the word go when I was being sworn in this House; they knew that I was analogue not digital and they gave me the tablet. Why did they give it to me? I rest my case.

Mr. Deputy Speaker: They did not know that you are analogue.

(Loud Consultation)

Order Hon. Members, Order members!

Honourable Kuloba, can you resume your seat please!

Order members!

When we come here Hon. Members, the County Assembly cannot assume that one or many of us are analogue or digital. They assume that we are at the same level with the contemporary issues, so if you have a problem then you register the same. What I am advising Hon. Kuloba and any other person who has deficiency in that area, that you register the same with the relevant office remedial action can be undertaken.

Order members!

Hon. Kuloba, you have to prove that you are really analogue and you cannot even operate your phone. Let's proceed!

Let me call the mover to reply!

Hon. Antony Lusenaka: Thank you, Hon. Speaker. I want to take this opportunity to appreciate those members who have contributed to the motion and I assure this House that whatever has been raised will be considered in the committee, so that we comply with the Standing Orders and rules of this House.

On the issue of gender balance, I know we have a challenge and from the minority side there is nothing much that we can do. On the majority side, I know they will do something about the Gender balance so that we comply with Standing Order 175.

On the issue of the Budget committee, it is also a Coalition issue and I think each coalition shall have time to make sure that they comply.

About Standing Order No. 210 which was raised by Hon. Jeremiah Kuloba, I do not think there is a Chair of any committee that is in Budget committee apart from the Chair of the Budget Committee. I think that one was misplaced, we have complied with Standing Order 210. We cannot be perfect, this is work in progress and each coalition will sought out any challenges that they may face in the course of discharging the duties as per the Standing Orders.

Mr. Deputy Speaker: Thank you, Hon. Antony Lusenaka. Hon. Members, a report having been moved, duly seconded and debate having ensued and reply made, I therefore put a question that this house adopts the report by the Committee on Selection on the adjustments of the committee's membership laid on the table of the house on the 8th Day November 2023.

(Question put and agreed to)

The ayes have it.

The same is adopted and Hon. Members, under Standing Order No. 177 (2) it means that this report and the contents there in takes effect immediately. Therefore, with that we adhere to the same.

Hon. Members, we were to go back to Order No. 7 but we will strike it off the Order Paper of the day completely so that we shall handle the same on our 21st day when we resume here.

Next item,

The Bungoma County Finance Amendment Bill 2023

Mr. Deputy Speaker: Hon. Barasa Mukhongo!

Hon. James Mukhongo: Thank you, Hon. Speaker. Under Standing Order No. 152(2), I move a motion that the Bill be now read a third time. Hon. Chemion to second!

Mr. Deputy Speaker: Hon. Chemion!

Hon. Francis Chemion: Thank you, Hon. Speaker. I second the reading of the Bungoma County Finance Amendment Bill 2023 for the third time.

Mr. Deputy Speaker: Hon. Members, the Bill having been seconded, I now propose a question that the Bungoma County Finance Amendment Bill 2023 be read a third time. I propose.

Now, Honourable members, I put the question that the Bungoma County Finance Amendment Bill 2023 be read a third time!

(Question put and agreed to)

The ayes have it .The Bill shall be read a third time

An amendment Bill for an Act of the County Assembly of Bungoma to provide for revision of various tax, fees and charges for the service and for revenue raising measures by the County Government and for matters incidental there to-3rd reading

Mr. Deputy Speaker: Hon. members, a Bill having been read a third time, it's now considered to have been enacted, it becomes an act of the County Assembly of Bungoma and it will be transmitted to the office of the Governor for assent so that it can be useful to this County. Within the stipulated period of time it should be transmitted to the office of the Governor for the assent being the act of the County Assembly of Bungoma. Thank you.

Hon. Members, there is an emerging issue where we have a petition from *Emonywo Yefwe* international on market construction for mobile traders at Dina Flyover Webuye. This is under petitions and I want to allow Hon. Psero who is the owner of this so that you can give the House progressive report on the same. You can proceed!

Hon. Jacob Psero: Thank you, Mr. Speaker. The Hon. Speaker, County Assembly of Bungoma. Through the office of the clerk County Assembly of Bungoma

Reference: Progress report on the petition by *Emonywo Yefwe* international on market construction for mobile traders at Dina Flyover Webuye.

Pursuant to Standing Order No. 225(2) which states that whenever a petition is committed to Justice Cohesion and Legal Committee, it shall by not more than 60 calendar days respond to the

petitioner by way of report addressed to the petitioner or petitioners and laid on the table of the House. The petition was tabled on the floor of the House on 12th September 2023 and will be due for tabling on 12th November 2023. The committee is requesting for a further 14 days to be able to finish the report having written to the CECM Trade Energy and Industrialization on 7th November 2023 requesting for more documents relevant to concretize the report. We request Sir. Thank you.

Mr. Deputy Speaker: Thank you, Hon. Members. As you realize, that is an issue that has time lines and the committee led by Hon. Psero is requesting for more time because the time allocated to them is lapsing on 12th and we shall be on recess so they cannot process the same.

ADJOURNMENT

I will invoke Standing Order 1 where we shall extend and grant them the requested time so that they can process the same and we expect that the committee reports back to this house on the 28th day of November 2023 at 2.30 pm.

Members, that was our last item on the Order Paper and we are adjourning not to come next week but you are going to have good time in recess as you undertake other businesses up to the 21st day of November that will be on Tuesday at 2.30 p.m. I want to wish you well as you undertake your other activities and rest accordingly.

When you come back, Hon. Mulongo will be much heavier and maybe he will have more grey hair. We adjourn and may God bless you.

(House Adjourns)