

COUNTY GOVERNMENT OF BUNGOMA

COUNTY ASSEMBLY OF BUNGOMA

COUNTY ASSEMBLY DEBATES

THE DAILY HANSARD

TUESDAY 21ST NOVEMBER, 2023

Afternoon Sitting

COUNTY ASSEMBLY OF BUNGOMA

THE DAILY HANSARD

TUESDAY 21ST NOVEMBER, 2023

The House met at 2:30 p.m.

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

PRAYER

MESSAGES

NOMINATION OF THE COUNTY SECRETARY BY HIS EXCELLENCY THE GOVERNOR

Honourable members, I do have a message from His Excellence the Governor of Bungoma County Kenneth Makelo Lusaka. The message is notification and submission of a name of the person nominated for vetting by the County Assembly for Appointment as the County Secretary and Head of Public Service.

Honourable Members, pursuant to the provisions of Standing Order 45, I wish to deliver a message from His Excellence the Governor regarding the nomination of a person for appointment as a County Secretary and Head of Public Service.

In the message, His excellence the Governor conveys that in his exercise of the powers conferred to him by section 44 of the County Government Act, he nominates William Makhanu Nasong'o of ID number 13157466 from Webuye East constituency of phone number 072571917 as a nominee for County Secretary and Head of Public Service.

The Governor seeks the approval of the nominee by this House.

Standing Order 45(3)(c) provides that upon receipt of the notification of a nomination of appointment, such a nomination shall stand committed to the relevant committee for consideration and in this regard I hereby refer the message from His Excellence the Governor together with the curriculum vitae and other testimonials of the nominee to the committee on Appointment for consideration. In this regard, the committee should undertake the approval hearing and submit its report within the timelines provided for in the Public Appointments County Assemblies Approval Act 5 of 2017.

The committee is therefore expected to immediately commence the approval process and notify the nominee and the general public of the time and place for holding the approval hearings and upon the conclusion of the hearing table its report within the set timelines as guided, thank you, we proceed.

PAPERS

THE BUNGOMA COUNTY GOVERNMENT 1ST SUPPLEMENTARY BUDGET FOR THE FINANCIAL YEAR 2023/24

Hon. Joseph Nyongesa (Leader of Majority): Thank you, Mr. Speaker. I thought maybe they could just read all of them so that we table them at once.

Mr. Speaker: Proceed and read all of them

PAPERS

The Bungoma County Government 1st Supplementary Budget for the Financial Year 2023/24

Bungoma County Internship Policy

The Short Term Contractual Policy for Bungoma County Public Service Board

Hon. Joseph Nyongesa: Thank you, Mr. Speaker, I stand to table;

1. The Bungoma County Government 1st supplementary budget for the financial year 2023/24
2. The Bungoma County Internship policy
3. The short term contractual policy for Bungoma County Public Service

(Papers laid on the Table by Hon. Joseph Nyongesa)

Mr. Speaker: Honourable members, the Bungoma County 1st supplementary budget having been laid I proceed to commit the same to the committee of Budget and appropriation for processing and reporting back to the House.

For Short Term Contractual policy for Bungoma County Public Service and Bungoma County Internship policy both are referred to the Committee of Public Administration and ICT for processing and reporting back to the House.

For record purposes, we do have 4 officers who have paid a visit to this County Assembly of Bungoma; they are from Turkana County Assembly and are here for benchmarking for 4 days they are;

1. Addrey Adan- Hansard Department,
2. Millicent Nang'or - Legal Department,
3. Cosmas Namaa - Hansard Department
4. Pascal Ewasiti -Hansard Department.

They have to learn, so feel free to learn from them too. For politicians search for avenues for looking for votes, interact with them at an appropriate time once we are done with this sitting.

(Applause)

REPORT BY THE COMMITTEE ON FINANCE AND ECONOMIC PLANNING ON THE BUNGOMA COUNTY ANNUAL DEVELOPMENT PLAN FOR THE FINANCIAL YEAR 2024/25

Hon. James Barasa: Thank you, Hon. Speaker. I wish to lay on the Table of this Honourable House a report by the sector committee on Finance and Economic Planning on the Bungoma County annual Development Plan Financial year 2024/25.

(Paper laid on the Table of the House by Hon. James Barasa)

Mr. Speaker: Honourable members, a report by the sectoral committee on Finance and Economic Planning on the Bungoma County Annual Development Plan for financial year 2024/25 is hereby tabled and it formerly becomes the property of the House.

REPORT BY THE SECTOR COMMITTEE ON LANDS, URBAN, PHYSICAL PLANNING AND HOUSING ON THE VETTING OF MR. PETER WANYONYI BUTEYO AS A BOARD MEMBER FOR KIMILILI MUNICIPALITY.

Hon. Francis Chemion: Thank you, Hon. Speaker. I rise to lay on the table a report by the Bungoma County Assembly done by the committee on Lands, Urban, Physical Planning and Housing on the vetting of the nominee as a board member to Kimilili municipality. Thank you.

(Paper laid on the Table of the House by Hon. Francis Chemion)

Mr. Speaker: Honourable members, a report by the sector committee on Lands, Urban, Physical Planning and Housing on the vetting of Peter Wanyonyi Buteyo as a board member for Kimilili Municipality is hereby tabled and formerly it becomes the property of the House accordingly.

NOTICES OF MOTION

THE REPORT BY THE SECTORAL COMMITTEE ON FINANCE AND ECONOMIC PLANNING ON THE BUNGOMA COUNTY ANNUAL DEVELOPMENT PLAN FINANCIAL YEAR 2024/25

Hon. James Mukhongo (Chairperson Finance and Economic Planning): Thank you, Hon. Speaker. I rise to issue a notice of motion that this House adopts the report by the sectoral Committee on Finance and Economic Planning on the Bungoma County Annual Development Plan for financial year 2024/25.

Mr. Speaker: Thank you, Hon. James Mukhongo. Honourable members, a notice of motion having been duly issued by the Chairperson sectoral committee on Finance and Economic Planning on the Bungoma County Annual Development Plan 2024/25, I do direct the Clerks at the Table to share these reports to the Honourable members.

The same will form business on our Order Paper in the course of the week or early next week as a motion for debate.

**REPORT BY THE SECTORAL COMMITTEE ON LANDS, URBAN, PHYSICAL
PLANNING AND HOUSING ON THE VETTING OF MR. PETER WANYONYI BUTEYO
AS A BOARD MEMBER FOR KIMILILI MUNICIPALITY**

Hon. Francis Chemion (Chairperson Lands Committee): Thank you, Mr. Speaker. I rise to give a notice of motion that this House adopts a report by the sectoral committee on Lands, Urban, Physical Planning and Housing on the vetting of Mr. Peter Wanyonyi Buteyo as a Board member for Kimilili municipality.

Mr. Speaker: Thank you, honourable members a notice of motion has been duly issued by the sector chairperson of the committee on Lands, Urban, and Physical Planning and Housing on the vetting of Mr. Peter Wanyonyi Buteyo as a board member for Kimilili municipality, I do direct the Clerks at the Table to share this report to the honourable members. The same will form business on our Order Paper in the course of the week as a motion accordingly for debate.

QUESTIONS/STATEMENTS

**A STATEMENT INFORMING THE COUNTY ASSEMBLY OF THE WEEKLY BUSINESS COMING
BEFORE THE HOUSE FROM TODAY TUESDAY 21ST TO THURSDAY 23RD NOVEMBER 2023**

Mr. Speaker: Hon. Cornelius, you have the honor to share the weekly business with the House proceed.

Hon. Cornelius Makhanu: Thank you, Mr. Speaker sir. I beg to table the weekly programme on the business of the County Assembly commencing Tuesday 21st to Thursday 23rd November 2023.

Tuesday 21st November 2023 at 2:30p.m.

Messages

Message from His Excellence the Governor on the nomination of a person for Appointment as a County Secretary and Head of Public service pursuant to section 44 of the County Government Act 2012

Papers

1. The Bungoma County Government 1st supplementary Budget for the financial year 2023/24
2. The Bungoma County Internship policy
3. The short term contractual policy for Bungoma County Public Service.
4. Report by the sectoral committee on Finance and Economic planning on the Bungoma County Annual development plan financial year 2024/25.

5. Report by the sectoral committee on Lands, Urban, Physical Planning and Housing on the vetting of Mr. Peter Wanyonyi Buteyo as a board member for Kimilili Municipality.

Notices of motion

1. That this House adopts the report by the sectoral committee on Finance and Economic Planning on the Bungoma County Annual Development plan financial year 2024/25.

2. That this House adopts the report by the sectoral committee on Lands, Urban, Physical Planning and Housing on the vetting of Mr. Peter Wanyonyi Buteyo as a board member for Kimilili Municipality

Statements

A member of the House business committee giving weekly business

Motions

1. Report by sectoral committee on Public Administration and ICT on inquiry into utilization of funds allocated to recovery of County automobiles.

That this House adopts the report by the sectoral committee on Public Administration and ICT on inquiry into utilization of funds allocated to recovery of County Automobiles laid on the Table of the House on 1st November 2023.

2. Report by Liaison committee on the activities of the County Assembly committees in the first quarter of financial year 2023/24, July - September 2023 and the schedule for external committee meetings for the second quarter financial year 2023/24.

3. The Bungoma County Government 1st supplementary budget appropriation Bill 2023.

Wednesday 22nd November 2023 at 9: 30 am

Papers

1. Report by the office of the auditor general on Bungoma County Youth and Women empowerment fund for the year ended 30th June 2022.

2. Report by the sectoral committee on Finance and Economic Planning on the Bungoma County revenue fund statement financial year 2022/23 for the period ended June 30th 2023.

Notices of motions

1. That this House adopts the report by the sectoral committee on Finance and Economic Planning on the Bungoma County Revenue Fund statement financial year 2022/23 for the period ended 30th June 2023

Motions

1. Report by the sectoral committee on Finance and Economic Planning on the Bungoma County Annual Development plan Financial Year 2024/25.

That this House adopts the report by the sectoral committee on Finance and Economic planning on the Bungoma County Annual Development Plan Financial year 2024/25 laid on the Table of the House on 21st November 2023.

2. Report by the Sectorial committee on Lands, Urban, Physical Planning and Housing on vetting of Mr. Peter Wanyonyi Buteyo as a Board member for Kimilili municipality.

That this House adopts the report by the sectoral committee on Lands, Urban, Physical Planning and Housing on the vetting of Mr. Peter Wanyonyi Buteyo as a Board Member for Kimilili municipality.

Wednesday 22nd November 2023 at 2:30 p.m.

Papers

1. Report by the sector committee on Roads, Transport, Infrastructure and Public Works on the implementation status of Ward based projects financial year 2021/22 as at October 2023.
2. Report by the sectoral committee on Lands, Urban, Physical Planning and Housing on the House inventory report by the department of Lands Urban Physical Planning and Housing.
3. Report by the sectoral committee on Labour Relations and Members' Service and Facilities on the vetting of the nominee for appointment as a member of the County Public Service Board.

Notices of motion

1. That this House adopts the report by the sector committee on Roads, Transport, Infrastructure and Public Works on the implementation status of Ward based projects financial year 2021/22 as at October 2023.
2. That this House adopts a report by the sectoral committee on Lands, Urban, Physical Planning and Housing on the House inventory report by the department of Lands, Urban, Physical Planning and Housing.
3. That this House adopts a report by the sectoral committee on Labour Relations and members' service and facilities on the vetting of the nominee for appointment and a member of the County Public Service Board.

Motions

1. Report by the sector committee on Finance and Economic Planning on the cause effect of revenue collection decline in some revenue streams as per the Bungoma County receivers of Revenue Financial statement for the period ended 31st March 2023.
2. Report by the Public Accounts and investment Committee on the auditor general's report on the financial statements of the Bungoma County Bursary fund for the period ended 30th June 2019.

Thursday 23rd November 2023 at 2:30 p.m.

Papers

1. Report by the sectoral committee on Youths Affairs and sports on the status of Maeni youth empowerment Centre and Chemoge High Altitude Training Centre.

Notices of Motion

That this House adopts a report by the sectoral committee on Youth Affairs and Sports on the status of Maeni Youth Empowerment Centre and Chemoge High Altitude Training Centre

Statements

A statement by a member of the House Business Committee informing the House of the weekly programme

Motions

1. Report by the sectoral committee on Labour Relations and Members' Service and Facilities on vetting of a nominee for appointment as a member of the County Public Service Board.

That this House adopts a report by the sectoral committee on Labour Relations and Members' Service and Facilities on the vetting of a nominee for appointment as a member of the County Public Service Board.

2. Report by the sectoral committee on Lands, Urban, Physical Planning and Housing on the housing inventory by the department of Lands, Urban Physical Planning and Housing.

That this House adopts the report by the sectoral committee on Lands, Urban, Physical Planning and Housing on the inventory report by the department

Mr. Speaker: Thank you Hon. Cornelius, Honourable members, that is our tentative Order Paper of the week starting today up to Thursday in the afternoon.

MOTION

REPORT BY THE SECTORAL COMMITTEE ON PUBLIC ADMINISTRATION AND ICT ON INQUIRY INTO UTILIZATION OF FUNDS ALLOCATED TO RECOVERY OF COUNTY AUTOMOBILES

Mr. Speaker: Hon. Chemion, you have the honor of moving the report accordingly.

Hon. Francis Chemion: Thank you, Hon. Speaker. On behalf of the chairperson and the membership of Public Administration and ICT committee, I have a report to move before the House.

The report is by the committee on Public Administration and ICT on inquiry into utilization of funds allocated to recovery of County automobiles.

EXECUTIVE SUMMARY

Following the House approval of the report on County automobiles in the FY 2021/2022, a sum of Kshs. 19, 372,684 was appropriated towards the recovery of the automobiles from the garages in the FY 2022/2023. This report inquires on the utilization of the above mentioned funds and status of the said county automobiles.

During the interrogation of the first supplementary budget FY 2022/2023, it was observed that Kshs. 7,863,267 was proposed for re-voting to other votes. It's upon this background vide Budget and Appropriation Committee Report, that the House resolved to have the matter comprehensively undertaken to ascertain the recovery status of the automobiles and report on its findings.

The Department of Public Service Management and Administration was requested vide a letter **ref: BCA/CC/SECT/7 Vol (30)** to submit a comprehensive report on the recovery of the County Motor vehicles from the garages and a general status of Bungoma County vehicles and machines.

Subsequently, the committee held several interrogation and deliberative meetings with the department on the same. The responses submitted were not satisfactory hence the need for verification exercise. The Research and Library Services Department was tasked to undertake the verification and submit the findings to the committee.

The Research team undertook the exercise by visiting all garages concerned and their findings form part of the report.

Introduction

It is my pleasant duty on behalf of the Committee on Public Administration and ICT to present this inquiry report on the utilization of funds allocated to recovery of County automobiles.

Committee Membership

Committee on Public Administration and ICT comprise the following members:

1. Hon. Tony Barasa	Chair person
2. Hon. Caleb Wanjala	Vice chair
3. Hon. Stephen Wamalwa	Member
4. Hon. Joseph Nyongesa	Member
5. Hon. Jackson Wambulwa	Member
6. Hon. Busolo Sudi	Member
7. Hon. Francis Chemion	Member
8. Hon. Simotwo Franklin	Member
9. Hon. Grace Sundukwa	Member
10. Hon. Cornelius Makhanu	Member
11. Hon. Timothy Chikati	Member

12. Hon. Stephen Kaiser	Member
13. Hon. Jeremiah Kuloba	Member
14. Hon. Job Mukoyandali	Member
15. Hon. Brigid Katasi	Member

The mandate of the committee I can skip because that is under our Standing Order 179.

Objectives of the exercise

The Committee's objectives of the exercise were to:

1. Verify the information submitted vis-a vis the actual information in the garages;
2. Physically verify the recovery of the motor vehicles from the garages;
3. Ascertain whether the payments were done as per the allocated amounts.
4. Whether the budgeted funds were diverted to other functions

Methodology

The verification exercise involved:

1. Desktop research and analysis of the submitted documents;
2. **Preparatory meetings;** Prior to the exercise, the committee held several preparatory meetings during which the itinerary was drawn and letters written to the CECM and to various garage and yard owners for provision of the necessary documents and logistical arrangements.
3. **Direct observation;** Part of the learning and report was realized through direct observation.
4. **Working retreat;** the visit led to a working retreat from 14th to 16th September 2023 at Itoya Hotel-Busia. A consequence of this retreat was the compilation of the final report for tabling in the House.

Acknowledgement

I wish to thank all the Committee Members for their input and valuable contributions and dedication during the verification, examination of documents and in the entire exercise.

The committee also takes this opportunity to thank the Offices of the Speaker and the Clerk to the County Assembly for the logistical support accorded to it during the exercise.

The Committee further wishes to record its appreciation to the County Assembly staff attached to it during the exercise. The Committee also thanks the garage owners and yards visited for their support and guidance during the verification exercise.

The Committee finally appreciates the Executive led by CECM Public Administration and his team for providing the requisite information and documents required that eased our work.

It is therefore my pleasant duty on behalf of the committee to present this report for approval by this Honorable House. The report is signed by Honourable Tony Barasa Khaoya, chairperson.

Background Information

House Resolution

The House adopted the Public Administration and ICT Committee report on 17th Feb 2022 which observed outstanding repair and storage bills owed to various garages as follows:

- | | |
|-------------------------|------------------|
| 1. Toyota Kericho | Kshs. 1,638,893 |
| 2. CMC Kitale | Kshs. 11,219,783 |
| 3. Terranova Autospares | Kshs. 2,494,946 |
| 4. KERRE Auto Garage | Kshs. 3,179,500 |
| 5. Wape Garage | Kshs. 839,562 |

Total Kshs. 19,372,684

It was further recommended that the Accounting Officers of the various departments to ensure that the outstanding repair and storage bill of Kshs.19, 372,684 owed to the garages is appropriated as first charge during the financial year 2022/2023.

Subsequently, the entire amount was allocated to the Department of Public Service Management and Administration since the transport docket is domiciled in the department.

Analysis of Submitted Documents

The following documents were submitted by the department:

- Lists of automobiles, their status and location.
- Status of vehicles involved in accidents
- List of vehicles still in garages
- Breakdown of payments made
- List of county drivers and the vehicles driven
- Inspection reports for vehicles released from garages
- List of vehicles proposed for disposal

County Automobiles, status and Location

It was reported that the County Government had a total of 239 vehicles, 252 motorcycles and 17 tractors broken down per Department as follows:

List of Automobiles per department and source

Department	Source				Tractors	Motorcycles
	Purchased	Local Authority	NG	Total		
Finance	10	8	0	18	0	18
Governor's	15	0	0	15	0	1

PSM/ADM	2	8	0	10	7	0
Health	28	0	40	68	0	116
Roads	16	7	16	39	0	11
Education	3	0	0	3	0	0
Gender	3	0	1	4	0	0
Environment	5	1	0	6	0	0
Water	5	0	12	17	0	19
Trade	4	0	0	4	0	0
Lands/Housing	6	0	2	8	0	0
Agriculture	14	0	33	47	10	80
Agriculture- NAGRIC						7
Total	111	24	104	239	17	252

Status of Motor Vehicles

Department	No. Indicated	As per submitted lists		Accidents	Total Submi tted	Variance
		Serviceable	Grounded			
Finance	18	16	2		18	0
Governor's	15	13	2		15	0
PSMA	10	8	5		13	(3)
Health	68	53	13		66	(2)
Roads	39	24	18		42	(3)
Education	3	3	0		3	0
Gender	4	2	1		4	(1)
Environment	6	4	2		6	0
Water	17	9	9		18	+1
Trade	4	4	0		4	0

Lands	8	8	0		8	0
Agriculture	47	30	16		46	(1)
Total	239	174	68		243	

Analysis of Motor Vehicles in Garages per Department

Department	Vehicle Reg. No	Make	Condition	Name of Garage
Governor's	KBV 316 K	Toyota Prado	Requires engine	TERRANOVA
D/Governor	KBU 692 T	Toyota Prado	Requires engine	TERRANOVA
County Secretary	KBY 368 C	Toyota Prado		Garage Eldoret
Governors	GVN 039 A	M/Benz		DT Dobie-Kisumu
	GVN 039 B	Toyota Prado		TERRANOVA
PSMA	KAW 801 Z	Toyota D/Cab	Serviceable	TERRANOVA
	KAX 779 U	F/Ranger	Scrap	WAPE
	KAM 274 B	Peugeot	Scrap	KERRE
Health	GK T 793	Ambulance	Grounded	CMC Kitale
Trade	39 CG 057A	Ford Ranger	Serviceable	CMC Kitale
Gender	39CG 020 A	Fortuner	Accident	Combine
Agriculture	GK B 710 D	Nissan D/Cab	Serviceable	Combine
	GK A 597 T	Nissan	Serviceable	Mayabra

	GK A 612 Q	Nissan D/Cab	Serviceable	Combine
Health	GK W 649	Land Rover	Scrap	WAPE
Environment	KSL 819	Isuzu Lorry	Scrap	KERRE
Agriculture	GK A 469 K	Toyota D/Cab	Scrap	WAPE
Water	KAG 673 D	Suzuki	Scrap	Kitale (Unknown Garage)
PSMA	KAM 274 B	Peugeot Saloon	Scrap	KERRE
Agriculture	GK A 587 K	Toyota D/Cab	Scrap	KERRE

N/B: The focus of the verification exercise was on that recovery of vehicles as per the pending bills. However, some of the vehicles were taken to various garages as outlined after the committee's site visit.

Payments

The information provided entailed payment vouchers, expenditure process forms, invoices and some correspondences for CMC Motors Kitale, Terranova Auto Spares and Mali Safi Garages. There were no documents submitted with regard to 39 CG 014A that had been retained at Kericho Toyota, Kerre and Wape Auto Spares.

CMC Motors-Kitale

The outstanding bill for CMC Motors was Kshs. 11,219,783 as per the information contained in the House Resolution. Upon negotiation between the company and the department, the amount was reduced to Kshs. 10,924,692 as out listed in the table below. As at the time of production of this report, Kshs. 10,189,544 had been paid. The outstanding balance is Kshs. 735,148.

An analysis of the submitted documents indicates a county expenditure process form requested by the transport officer amounting to Kshs. 10,189,544 with regard to CMC Motors. The requisition was for payment for repair and maintenance and storage fees for four (4) vehicles.

Additionally, a summary of the invoices submitted by the company indicated the breakdown per vehicle as follows;

Vehicle No.	Department	Amount	Remarks
39 CG 045 A	Governor	6,770,000	Invoice attached
39 CG 045 A	Governor	543,115	Invoice attached
39CG 011 A	Governor	203,682	Invoice attached
KCD 216 G	Governor	691,466	Invoice attached
KBG 280 C	PSMA	1,059,201	Invoice attached
KAW 671 Z	PSMA	1,387,228	Invoice attached
GK T 793	Health	270,000	No Details, vehicle taken to garage before devolution
Total		10,924,692	

In the absence of supporting documents, payments for GK T 793 (ambulance) could not be processed. The balance therefore was Kshs. 10,654,692 as per the breakdown above.

During the verification exercise, it was confirmed that all the vehicles with exception of GK T793 had been released back to the County Government upon payment of Kshs. 10,189,544. Documents indicating outstanding balance of Kshs.965, 148 were provided being Kshs. 500,000 storage charges and Kshs. 465,148 outstanding amount.

CMC Motors provided a letter that had been written to the County Government on the outstanding storage charges of Kshs. 500,000. It was noted that the correspondence was among the documents submitted by the department. Additionally, in the submissions, there was no mention of any negotiations with regard to the storage fees. It was therefore not clear why the amount raised was not inclusive of the storage charges.

Furthermore, during analysis, it was noted that the vehicle KBY 870C was involved in an accident, hence the vehicle was declared uneconomical to repair. Vide a letter dated 27th April, 2016, Africa Merchant Assurance Company Limited (AMACO) made an offer to pay Kshs. 3,515,000 for the loss upon submission of the required documents by the department.

Subsequently, through a letter dated 15th August 2016, the company undertook to channel the proceeds of a claim amounting to Kshs. 3,515,000 to CMC Motors.

Moreover, the Department vide a letter dated 16th August 2016 undertook to pay Kshs. 3,262,000. Consequently, as indicated by the sales invoice No. KTL-VLN+00915, dated 14th September, 2016, CMC Motors availed the vehicle 39 CG 046A. However, due to delay in honoring the commitments; the company retained the vehicle from 2016 until 2023 when it was released after full settlement by the Department.

There is no indication on the refusal by AMACO Limited to honor its commitment. However, vide a letter dated 5th September 2023; the Department requested the company to settle the outstanding debt as per the agreement.

TERRANOVA Auto Spares- Kanduyi

The outstanding bill as per House resolution with regard to TerraNova Auto Spares was Kshs. 2,494,946 out of which Kshs. 854,725.10 had been paid for the following vehicles as per attached invoices:

1. 39 CG 015 A	Kshs. 495,927.80
2. KBY 367 C	Kshs. 85,710.08
3. KBY 367 C	Kshs. 92,078.48
4. KBY 365 C	Kshs. 49,770.16
5. KBU 810 U	Kshs. 34,550.60
6. GVN 039 B	Kshs. 40,711.36(Repairs)

Total Kshs. 854,725.10

The following vehicles are still at Terranova Auto spares awaiting official documentation to warrant repairs:

1. KBV 316 K ; cost of repairs , Kshs.1,777,230
2. KBU 692 T; cost of repairs, Kshs. 2,104,996
3. GVN039 B; cost of repairs, Kshs. 2,524,597
4. KAW 801 Z ; cost of repairs, Kshs. 881,065

The submitted report indicated that the department had initiated the process for payments for major services for GVN 039 B, KAW 801 Z and KBV 316 K; totaling to Kshs. 1,777,230. The procurement requisition form, County expenditure process form and payment voucher for this amount were provided. However analysis of the invoice raised on 21st June 2023 by the company indicate that the entire amount relate to KBV 316K and not all the three as indicated in the payment voucher.

It was noted that the payment voucher was incomplete with no evidence of the entire approval process. It could therefore not be ascertained whether the payment for the repairs was concluded or not.

Inspection reports

Inspection reports were provided for KBV 316K, KAW 801Z and GVN 039B as follows:

KBV 316K

The vehicle requires a major engine overhaul and major service on the cooling system and gear box. The report indicated that the vehicle is economical to repair at an estimated cost of Kshs.1, 777,230.

KAW 801 Z

The report indicated that the engine, cooling system, gear box and clutch were all serviceable although some of the vehicle parts were missing and damaged. The vehicle is economical to repair at an estimated cost of Kshs. 881,065.24

GVN 039 B

The vehicle engine knocked hence rendered unserviceable thus it requires a new engine. Major Service is required on the cooling system and gear box due to prolonged grounding. The vehicle requires Kshs. 2,524,597 for repair.

The following gaps were noted with regard to the payments:

- a) The payment voucher was not submitted, hence no valid evidence of processed payment;
- b) There was no evidence of the county expenditure process form for the released vehicles, hence it was not possible to ascertain the amount requested for payment either;
- c) The company alleged that full payment was not done for all the vehicles released.

MALI SAFI Garage

Mali Safi Garage was not listed among the garages to be paid as approved by the House.

However, on analysis of the submitted reports indicate an amount of Kshs. 1,175,280 processed and paid for maintenance and repair of the following vehicles:

- | | |
|----------------|---------------|
| a. KBY 871 C | Kshs. 483,000 |
| b. 39 CG 014 A | Kshs. 153,140 |
| c. KBY 386 C | Kshs. 539,140 |

All vehicles in the garage were released and payment vouchers of Kshs. 636,140 and Kshs. 539,140 were provided as evidence of payment with the relevant invoices.

KERRE Garage

The garage had an outstanding pending bill of Kshs. 3,179,500 as per the approved report which had not been settled due to lack of supporting documents.

During the verification exercise, the committee was provided with correspondence from the garage to Chief Officer –Agriculture, requesting authentication of a list of invoices for outstanding bills from 2014. In the absence of authentic invoices, it was impossible to make payments for the bills. The bills date back to the FY 2014/15, FY 2015/16 and FY 2018/19.

The verification exercise revealed that the following vehicles are still under their custody; it was noted that the vehicles were mainly scrap and had been vandalized.

1. KAM 274B (Peugot saloon)-Public Administration department.

Status: The car has no engine, gearbox, headlamp and tyres.

2. KSL 819 (Isuzu lorry)-Environment

Status: Gearbox and crankshaft were missing. The engine and tyres were also tampered with.

3. GK 871B (Isuzu D/C Livestock.

Status: Tyres, engine and gearbox were missing

4. GK A 827B (Mazda P/U)-Livestock

Status: Tyres, dashboard dilapidated

5. GK A 587 K

Status: The tyres were missing.

The committee further established that the proprietor failed to account for the missing parts of the vehicles.

WAPE Garage

The outstanding payment was Kshs. 839,562.

All the vehicles had been released, but the garage management claimed a balance of Kshs. 489,562 as outstanding payment.

The submitted documents did not contain any information about the garage. (No requisition forms, procurement approvals, payments vouchers, and invoices)

PROJECT AUTOMOBILES

Documents submitted by the department indicate that the County Government had a total number of 23 vehicles and with civilian number plates as outlined below.

	REG.NO	TYPE	PROJECT NAME	CONDITION	LOCATION
1	KCU 081U	Isuzu D/C	Swali Bora	Working	Water
2	KCB 478R	Isuzu Lorry	Beyond Zero	Working	Health
3	KCH 040U	Toyota D/C	Two Ems Ass	Working	C/Secretary
4	KCG573W	Mazda D/C	Leonard S.M	Working	Lands
5	KCM 488L	F. Ranger	Ambe Gen.M	Working	Water
6	KBC 633S	Nissan	Vaghjivan Ent	Working	Roads-Webuye

		Matatu			
7	KDA 235R	Rush	To Confirm	Serviceable	Sports Office
8	KAX 779U	F/Ranger	Westbuild Gc	Grounded	Garage-WAPE
9	KCG 645Q	Toyota D/C	Afya Plus	Serviceable	Health
10	KCX165K	T. Prado	Dual Carriage	Serviceable	Roads
11	KCX 131K	T. Prado	Dual Carriage	Serviceable	Roads
12	KCX 137K	Toyota D/C	Dual Carriage	Serviceable	Roads
13	KCX 135K	Toyota D/C	Dual Carriage	Serviceable	Roads
14	KBD 273G	Rush	Health	Serviceable	Health
15	KCN 847E	Isuzu D. Max	-	Grounded	Tongaren/Hc
16	KDC 487L	Isuzu D.Max	Water	Working	Kaperwa
17	KDC 458L	Isuzu D.Max	Health	Working	Maternity
18	KBK642H	Toyota Matatu	Donation	Working	Donation
19	KCC 040K	Rexton	Koika-Water	Accident	Not Specified
20	KCK 914W	Toyota D/C	Misikhu- Brigadier	Working	Roads
21	KCK 916W	Toyota D/C	Misikhu- Brigadier	Working	Roads
22	KAG 915C	Toyota D/C	Water	Working	Water
23	KAG 916G	Toyota D/C	Water	Working	Water

COUNTY PROJECT MOTORCYCLES WITH CIVILIAN NUMBER PLATES

	REG.NO	TYPE	LOCATION
1	KMEZ 248V	Yamaha	Roads
2	KMCV 636R	Yamaha	Health-Mt Elgon
	KMCV 624R	Yamaha	Health-Cheptais

3	KMCV 633R	Yamaha	Health-Mt Elgon
4	KMCV 638R	Yamaha	Kimilili Hospital
5	KMDP 811R	KTM	Beyond Zero
6	KMCV 625R	Alpha Plus	Bumula Hospital
7	KMDK 964S	TV Star	Governor's
8	KMDW 745E	KTM Tuk-Tuk	Webuye Hospital

COMMITTEE OBSERVATIONS AND RECOMMENDATIONS

COMMITTEE OBSERVATIONS

The committee made the following observations

1. The County lacks a structured fleet management tracking system for handling county vehicles; the committee noted that some of the automobiles could not be traced as their locations were unknown.
2. There is urgent need for the County Government to establish its own garage/yard.
3. That the County Government lacks robust transport management units and leadership. This was evident in the careless manner in which county vehicles were deposited in garages by the drivers for repair without approvals and documentation from the relevant County Departments.
4. The County Government has not put in place a regulatory framework to regulate the use, control, insurance, procurement, safety and protection of government owned vehicles.
5. Some vehicles were taken to garages without inspection reports from relevant officers.
6. Some vehicles were being moved from one garage to the other without proper documentation.
7. Some garages for instance Mali Safi Garage was paid Ksh.1.9M yet it was not captured in the budgetary allocation.
8. There were no tender advert/documents submitted by the department indicating how they arrived at AMACO insurance.

COMMITTEE RECOMMENDATIONS

The Committee made the following recommendations

1. The County Government should formulate a fleet management policy to regulate the usage of County vehicles and provide greater accountability of the county fleet, maintain and repair county vehicles to acceptable standards within 60 days after adoption of this report.

2. The County Government should establish its own garage/yard in order to reduce cases of vandalism of its vehicles and reduce cost incurred in repairs.
3. The County Government under the department of Public Administration should establish a transport directorate and ensure it is well staffed and operational.
4. The County Government to ensure that procurement is undertaken for garages with accredited capacity and all county automobiles are repaired and serviced from prequalified garages.
5. Disciplinary measures should be instituted to government officers that took vehicles to garages without proper documentation and report to the Assembly within 60 days after adoption of this report.
6. The department should institute regulations and controls on how county vehicles are taken to garages (Fleet Management System).
7. Henceforth, the county drivers must take responsibility for the vehicles under their custody, report all accidents or any damage of vehicles to the police and the transport officer within twenty (24) hours and ensure the vehicle is properly serviced; failure to which the driver will be culpable for any damage caused on the vehicle due to negligence of duty.
8. Disciplinary actions should be taken against those officers who made and authorized payment to garages and yet there was no budgetary provision for the same i.e. Mali Safi garage.
9. Further investigation should be carried out on why AMACO Insurance declined to pay Kshs. 3,515,000 as compensation for vehicle registration number KBY 870C that was involved in an accident and later the whole amount was paid by the County Government

We have the adoption schedule which is signed by over 90% of the members who have adopted the report.

I take this opportunity to welcome the Vice Chairperson of the committee Hon. Bishop Wanjala to second the report.

Hon. Caleb Wanjala: Thank you, Mr. Speaker. I rise to second the report.

(Question proposed)

Hon. Johnston Ipara: Thank you, Mr. Speaker Sir. First of let me laud the member who presented the report Hon. Masai. This report brings out an image of an irresponsible government who does not know where her own good are. When we talk about vehicles we are talking of resources which are scarce since 2013 we are not even able to trace where some of our equipment's are; it shows that even those who are given offices are either ignorant they are not aware of what they are supposed to do. I say this because as the mover was presented the issues, the major issues that came out were; one serviceable vehicle which is a Mercedes Benz is at the garage. The question that one is left to ask is what a serviceable doing in a garage is when it is supposed to serving the people of Bungoma County. That is why is say that either they don't know what they are doing or they need to be inducted.

A vehicle is said to be in a garage that is not known. One important aspect that one needs to take responsibility is immediately you told that there is a vehicle you start looking for the details and where this particular vehicle is. Let us say may be it was one year ago; do we still believe that vehicle is where it is alleged to be? The answer is no. I wanted to hear from the mover of the report making some recommendations that some people be surcharged for being irresponsible.

It perturbs to hear that no details for vehicle that was taken to a garage before devolution. That can't be a reason and cannot even be an excuse. If it was taken before devolution where there instructions which stated that you should not follow and get the details or are the details not available in our books of inventories? This tells us that there is much that is required and as a County Assembly of Bungoma we need to stand up and be counted as those who stood and carried out our responsibilities to oversight rightly.

A vehicle is taken to a garage without authorization. I want to believe that the vehicle is supposed to be inspected and permission granted in the form of identifying the person that is supposed to carry out that service. How is a vehicle taken to a garage and authorization has not been given. When we talk about authorization, it is not a blanket authorization; it is an authorization either we have issued a Local Service Order which directs that following services are supposed to be carried out. Actually, Hon. Speaker, where are we taking this county? Are we really accountable for the people of this county? Are we concerned or we are joyriders? That should be put to an end Mr. Speaker.

Mr. Speaker, you also own a vehicle and one of the observations is that it is economical to repair a vehicle at Kshs. 2.5 million. The question that immediately comes to your mind is what was the initial cost of this vehicle and is it economical to repair a vehicle at Kshs. 2.5 million? Even if the price depreciates, let us say the price was initially at Kshs. 2.5 million and you have used the vehicle for 2 years. The convention wisdom is that the cost of this vehicle is not the same because every year it depreciates. The question would be is it economical to repair a vehicle at Kshs. 2.5 Million? I want to say that the answer is no and the best option is to recommend for disposal of this vehicle through an auction and recover some money that can be put in other different use.

These are the things that we need to stand, not to pretend, and not hide under the sun saying that we are in the government or in the opposition. The money that Bungoma County Government uses is public money. If you talk about public money, you and I will be held accountable. With those many remarks I want to say that I will support will reservations because the public officers in this county are not serving this county in the right way. I submit Hon. Speaker.

(Applause)

Hon. Hentry Nyongesa: Thank you, Mr. Speaker. First, I want to laud the mover of the motion for taking long time taking us through the report on motor vehicles and it has come out clearly that this county is rich in terms of motor vehicles and motor bikes and tractors. The mover has indicated that we have 252 automobiles there are those which are movable and others are not especially those at garages.

As a member has indicated a government can only handle vehicles which are within years of servicing and the committee should research and establish for how many years can a government service vehicles in terms of maintenance. If the maintenance cost goes up then the vehicles become a liability to the government.

I am looking at a situation where we have the data for the vehicles where tractors are also part of the report. My view is that we need to be specific on those tractors because we have caterpillars, rollers and trailer. In any case we have farm equipment, transport equipment and construction equipment. We need to categorize those machines because I remember at the beginning of the Third Assembly under the department Roads we had 5 graders that were grounded at WAPE Garage and they are not indicated in this report because the graders are not there and we don't know where they are. If they are scrap then we need to be told so that the same can be auctioned the way Hon. Ipara indicated.

There is a vehicle registration No. KAW which is at the garage categorized under scrap and you wonder how it went to the garage, was it carried there or it was driven there. Something to be categorized under scrap it means it can't move.

(Applause)

The mover should tell us how the vehicle became scrap. There is another vehicle registration No. KAX and KAW and this vehicle is allocated to enforcement section under the Public Administration department. Supposed these officers are following to arrest somebody driving a KDL, you wonder how the person will be arrested if he has violated county laws. We want to recommend that all vehicles that have outlived the maintenance years be auctioned in order to reduce on the cost of maintenance.

When you look at the punishment given to officers engaging in irresponsible activities which the committee has not recommended on the same because from where I sit such officers don't qualify to work for the county government. They take government vehicles to garages without the necessary documents.

It appears the County Government of Bungoma does have garages that have been procured procedurally to maintain its vehicles. When you go to one of the garages mentioned in the report, you may wonder if it is a garage or a storage area for stalled County government vehicles, because you will not see anybody repairing the said vehicles. It seems like somebody has been instructed to open a garage get an LPO and get paid for storing vehicles.

The committee should go further and give us clear records of garages that have been competitively sourced to repair and maintain county vehicles. All government vehicles have specific places where they are supposed to be taken for maintenance and repair. I have never seen a showroom called WAPE yet vehicles are being taken there for repairs.

Lastly, I wonder why we have the department of Mechanical Engineering because as the mover read the report, he did not indicate any vehicle being held at this department. Yet we have officers in that department earning salaries. Is this Mechanical engineering department a liability to this county or they are adding value. I support the report on condition that those answers are provided to enable this county to move.

Mr. Speaker: When you say that with conditions that; are you proposing any amendments or you saying for the sake of saying?

Hon. Hentry Nyongesa: Mr. Speaker, allow me support the report because when I bring in another motion with the bulkiness of the document it will jeopardize the report that we have been given by the committee.

Mr. Speaker: When you want to propose amendments, it must be done in writing for consideration.

Hon. Ali Machani: Thank you, Hon. Speaker. First of all, I want to thank the committee under the leadership of Hon. Chemion who has presented the report as much as he is not the chairperson of the committee. I have keenly listened to the report and I am aware of the report that was on this floor last year when we were approaching the end of the last Assembly. The report was read by Hon. Opwora and the information I am getting from this report compared with what was read here it appears similar. The committee should assist us to look at both reports for instance we had automobiles that were taken to garage during the defunct local authorities. I wish that the committee could point out this across the county and establish totals across departments.

Secondly, there are automobiles that were taken to garages from every department within the first regime 2013-2017 and lastly there are those that were taken to garages in the last regime and there those that have been taken by the current administration. If this is done, we can be able to analyse and make comparisons to the previous report that was read here last year when we were approaching elections.

These automobiles are supposed to be categorized to be able to understand because during the defunct local authorities we had tractors that were serviceable until when devolution started. Like in Bungoma we had a tractor under the defunct Bungoma Municipality same to defunct Bungoma County Council. Even Kimilili had a tractor. We also had tractors that were collecting garbage. We also had an exhauster and many machines that I don't want to mention because I don't want to poke holes on the report. I don't also want to say that they did not consider the first report when coming up with this report because the executive in most

cases they do what is referred to as copy and paste. Because if it is an organized system they could be tabulating to enable us know what is serviceable and unserviceable. Those that are serviceable are machines that can be repaired and brought back to service the residents and those that are unserviceable are machines that should be recommended under Public Procurement and Disposal Act to be taken to the market we recover however little it is to be used on other issues.

Hon. Nyongesa mentioned about KAX this is a vehicle when Webuye was working on a program under drainage within the urban center, we recovered this vehicle from the contractor like what we recovered last year from a contractor who erected our new building. This vehicle was still new and it was picked by the Transition Authority which inherited all assets and liabilities from the defunct local authorities. Something happened in between those two systems that those who were in offices who were keen with those machines in collaboration with some garages declared some of the machines as scrap. Before the closure of defunct local authorities; Bungoma County Council, Webuye Municipal Council, Bungoma Municipal Council and Kimilili they had bought machines from reputable companies. Those days you could not go to streets and purchase any machine from a showroom. The circular from the Minister for Local Authority was that you first to the government institution Toyota Kenya and they used to give a guarantee of a full year serviced by the company itself that is Toyota Kenya. Such privileges could still assist us because County Governments were not formed from the air, they were formed on the strength of the defunct local authorities and we have a government system; Transition Authority that picked everything under properties, assets and liabilities which were later transferred to the County Government.

What we are saying Mr. Speaker is our people who work in government system will always take an advantage of transition; take for example the first Governor was not re-elected those that came in would want to use the transition period to do improper things. W. This is always repeated whenever we have change of government. You will go to a garage and you are informed that the county should pay him Kshs. 10 million or Kshs. 3 million but when you compare the amount he is owed and the vehicle in the garage you don't see any sense. He is right to demand for the money because you take a vehicle for repair and maintenance which is done and taken back without paying until when the garage owner decides to withhold some vehicles that you have been servicing vehicles without paying. The problem is laxity in the Bungoma County Government systems in those departments. It appears like people are colluding with garage owners by giving wrong information.

The committee has done its part but we should also go further that the report as it is it is good for us but let us also use it as a mirror for the next report that will come from that committee. Compare this report with what has been provided by the executive and the report that was read here before elections around June. If we compare these two reports, it will inform us on which direction we should take.

I thank the members they have tried and some members in this House are vast with what I am saying. I appeal to them that next time as we get another report you should dig further and establish the correctness of the information provided like previously we used to do this through fact finding where you visit a garage and establish when the vehicle was taken to the garage and who received it and who was the driver. Majority of those drivers are still in service they could give more information. I support the report and encourage them to do more and much better than what they have done now.

Mr. Speaker: Thank you, Hon. Machani. Hon. Makari,

Hon. George Makari: Thank you, Hon. Speaker. I want to inform the House that also my good friend Hon. Balala used to sit there and at that time he was very sharp. I do not know this sharpness left him a little bit but that is besides the point.

I wish to support the report but if I would have known earlier, I would have supported with some amendments. Arising from what Hon. Balala, Ipara and Nyongesa have said...

Mr. Speaker: Hon. George!

Hon. George Makari: Yes, Hon. Speaker,

Mr. Speaker: Official names!

Hon. George Makari: Hon. Ali Machani.

Mr. Speaker: Yes, proceed!

Hon. George Makari: Hon. Speaker, I have a problem somewhere with this report. Arising from what Hon. Balala, Nyongesa and Ipara have said, there is a vehicle GKT, it's an ambulance from the department of Health. It was taken to the garage and had a bill of 270,000 and the report as Hon. Ipara said says it was taken to the garage before devolution. Does being taken to the garage before devolution preclude the County Government from going for what it owns?

In this County we lack what we call fleet management. You cannot have all these vehicles, 256 vehicles, tractors and motorcycles and off course this report did not include the machineries that are at roads department. Where are the caterpillars that Hon. Balala said? Where are the trucks that carry murram and stones that have been enumerated by Hon. Balala. Where are the earthmovers and rollers? I know they are there but conveniently the report avoided to mention that so if we had time, I would have supported with amendments but because we are overtaken with time, I will support the way it is.

This GKT having been taken to the garage before devolution does not stop the County Government from owning it wherever it is so there is a vehicle in 2.4.4.1 GVN 39 CG 045A. It's listed as being in CMC Kitale with a bill of 7.3 million. Were they purchasing a new vehicle or just a vehicle for repair? Leave alone the one Hon. Ipara said that 2.2 there is a very sinister vehicle here and it belongs to the office of the Governor. If you see GVN that means Governor 39CG 045 A . It incurred 6.7 Million then again incurred an interest of

545,000 a total of 7.3 million; were we purchasing a new vehicle or were we going to repair another vehicle?

Then also Hon. Masai forgot one thing or maybe it's the committee that forgot because on the lists if you look at 2.2.2.3 Analysis of motor vehicles in garages. They listed a vehicle GVN 039 a Mercedes Benz, did not list any condition but they said it's at DT Dobie but looking at the garages listed, there is no DT Dobie. Where did that vehicle disappear to? It is not there and it's not even invoiced and it's not listed among the garages in this report but there is a vehicle captured GVN 039 Mercedes Benz DT Dobie. Those garages that have invoices that are demanding for payment, this DT Dobie garage is not among them but there is a vehicle GVN 039 in that garage.

Hon. Masai, when you are replying or conveniently maybe you changed the number plates and you are owned the vehicle, we do not know you will tell us. Things happen. It happens that way.

Mr. Speaker: Honourable, that is on HANSARD, it's very offensive to the Chair.

Hon. George Makari: I withdraw Honourable Speaker.

Mr. Speaker: Proceed!

Hon. George Makari: Hon. Masai is my good friend; I know he cannot do that.

Mr. Speaker: He is a good friend but Hansard will be saying something else when you go on.

Hon. George Makari: Thank you, Hon. Speaker. This CMC Kitale repairing one vehicle at 7.3 million and Hon. Hentry talked about a department of mechanical engineering .Before a Government vehicle is taken to the garage, first of all, it goes for inspection in the unit of mechanical engineering. I can give you some reference back. I was one time in charge of a CDF GK vehicle. You can even know this vehicle needs tyres. You can know that it has no battery but you do not take to the garage because of your knowledge as the person in charge. You take to the mechanical engineering department; it is them that will write a report that this vehicle and Alice Kibaba is here she can bear me witness because she was my Vice Chair in CDF.

You know that this vehicle needs a battery, has worn out tyres but you do not just walk to a garage and say; you see this vehicle has no tyres and battery. They will tell you, you are not an engineer even if you know it has no tyres. Before a Government vehicle is made, you take it to the mechanical engineering unit, they come out with an assessment of what is required then they issue an Local Service Order (LSO) listing down all the mistakes that the vehicle has then they tell you now among the garages that can repair your vehicle is ABCD now you can take to whichever one you want.

I do not know if these Government vehicles were following this procedure and there is one garage here called Kerre garage, was this garage going to repair vehicles or going to remove

engines and gear boxes. If you look at that garage, all the vehicles that went there have no gearboxes and engine. Did they carry themselves to that garage or somebody drove them there and then the engines and gearboxes were removed? We must be able to know because this is wastage in Government. It's a lot of wastage and as my senior mayor Hon. Machani said; maybe this report should just be a mirror of what this committee will bring out because I am sorry to say this committee contains my very senior good friend like Hon. Nyongesa but the report is shallow because it's not giving us the exact analysis of what we want.

This committee should have gone out of its way to find out. There used to be in this town and I know Hon. Balala can bear me witness, there was a track that was collecting garbage and it was mechanised in such a way that you just throw on garbage and it would compress itself. Even if it's a mountain of garbage, it would compress. Where did such trucks go? There were tractors that used to move around town and collect garbage, where did these tractors go?

(Applause)

When my senior Hon. Machani says this should be a mirror of what might come; a better document then maybe we can begin from there. Otherwise as it is, it's just a report but maybe I can propose we can have this report being a mirror so that they can have a more deeper analysis then bring a more comprehensive report in this House. I propose that...

If you allow me, I can end there with the proposal that they can go, do a thorough report and bring it back to the House.

(Applause)

Mr. Speaker: I have not understood you. What are you suggesting now?

Hon. George Makari: I want to call a seconder my good friend Hon. Ali Machani Mutoka to second me.

Mr. Speaker: Yes, Hon. Ali Machani, wait first I give you the microphone, you are ahead of me. You are being called upon to second the motion within a motion.

Hon. Ali Machani: Honourable Speaker, I think it's allowed even if it's a bit late but procedurally now that we have seen some challenges that will assist us to digest more on this report and now we are talking about properties of this County where we belong all of us but I second that our brothers in this committee not that we are belittling you but you go further and give us more information. I second!

(Applause)

Mr. Speaker: Although Hon. George Makari you did not move me under any relevant Standing Orders so I do not know whether you want to adjourn debate on this one under 64 or specifically where but I will put a motion for debate, a motion within a motion so that once you agree on that one we will go to the other motion.

Honourable members, a motion has been moved and seconded that this House ...Honourable Makari before I proceed, do you want to adjourn the debate on this motion or what?

Hon. Makari; am back to you because you are asking they go there and put some more flesh, are you seeking to adjourn this debate or what because you have not come out clearly?

Hon. George Makari: Yes Honourable Speaker, I want to move that we adjourn this debate under standing order 64.

Mr. Speaker: You are only clarifying; you are not calling a seconder because you have confirmed what you were seeking to do. Honourable members, a motion has been moved and seconded that this House adjourns the debate on the motion beforehand and allows the committee to go and do some more work and bring back the report. I propose! I have never seen the colour of that mood! You know it! I am not colour blind like other people.

Honourable members, it appears an agreement from the body languages that I proceed. Honourable members, a motion having been moved and seconded that this House adjourns its debate on the motion at hand to allow the committee do some further work on the report.

(Question put and agreed to)

The ayes have it!

(Applause)

Now, Honourable members, just to give some guidance to Honourable Chair of the committee ,I will request that you go and look for the report that was moved by Hon. Opwora in this House, look at the motor vehicles that were flagged out in that report, there were vehicles that were basically in Kericho and are missing here. Look at the list of the vehicles that were in that report vis a vis the ones we are having here and find out.

He has spoken about the Mercedes Benz GVN, its nowhere; it's very silent on the same. Even the motorbikes they have spoken about we are speaking about the department of Agriculture, they are having motorbikes but they are being used to treat our livestock for private payment not official work so I think Chemion you have good work to do, we can indulge you the last week before we adjourn.

We will not tire, we wish you well, you have very senior members of the committee let them be enabled by nice secretariat to assist you to give us a very good report but get a copy of the report of Public Administration led by Hon. Opwora, ,it will assist you even Honourable members who have spoken about tractors that were collecting garbage.

Hon. Joseph, do you have something to say?

Hon. Joseph Nyongesa: Thank you, Mr. Speaker. We are indeed happy with the correction from our members but in January 2022 we were in CMC, other teams went to Kericho and what we got from CMC in fact we still have those photos of those vehicles but the owner told

us we are tired of you people coming here every time in terms of enquiring about your property but you are doing nothing.

We had almost 32 vehicles in that garage alone so it's very tricky because unless we maybe change the direction but it may be quite impossible for you to yield fruits but we shall try.

Mr. Speaker: We wish you all the best as you go out to find out more information.

You know you have powers of even sanctioning that garage because if he was given to repair whichever way...Hon. Meshack is online, proceed please!

Hon. Meshack Simiyu: Mheshimiwa Spika asante kunipa nafasi pia kuongeza yale Majority Leader. Wakati tulienda kitale CMC walituelezea vizuri sana na ile pesa yenye nimeona wakati huo na hii pesa yenye wamesoma hapa iko na kasoro kidogo. Ningeomba kwa sababu tukisema sisi pia turudi huko ni kama hadithi tu kwa sababu wakati wowote tukienda huko wanatuambia mambo mengine. Ningeomba hao wenyewe kutoka chini waende na watuletee magari na invoice ya vitu yote mpaka mwisho.

Mr. Speaker: Honourable members, a committee in its normal activities you have the powers of inviting those technical people to assist you find out the true picture, you can go through your research officers or the mechanical officers from the executive to give you a proper report so I cannot be able to tell the Chair how to go about his tricks or his works.

Chair, I will allow you to say something but we have gone back to...Before I allow you, I have seen Hon. Mukhongo is online, let me allow him say something then I will give it to you.

Hon. James Mukhongo: Thank you Mr. Speaker for the opportunity. In fact I was to say what you had just spoken right now. The committee has the powers and as a committee we can even hire technical team to come and assist us where we need some assistance and I only wanted to inform the House, a report is similar to what we handled in the last regime .Even am one of the members who went to CMC Kitale. I was expecting even the committee to open up even to ask some of us who were there by then ,who did some fact finding, we have some information and also basing on the report that was tabled in this House under the leadership of Hon. Majimbo Okumu, they can also get some gist out of that report.

Mr. Speaker: Before I allow you Hon. Chemion to say something, in our last budget before we went for elections, there was 19 million set aside for payment of pending bills for those vehicles cumulatively. Find out how much was paid, how much is the balance, how much is outstanding in these garages so that we are able to know...

(Applause)

Your work is clear cut from the senior members here. They will give you guidance even if you also want my wisdom, out there I am good in advising at no fee, you are at liberty.

Hon. Francis Chemion: Hon. Speaker, I want to thank the Honourable members. As usual it's the work of Honourable members to contribute to a report. Any report that is prepared by a committee is always brought to this House for members to give their input and what the members have done is okay.

As a committee, we would work on those areas. Maybe brief information is that the committee that came up with this report, the report was adopted in the house then and one of the recommendation of that report that was passed by this House was for the recovery of motor vehicles that were in garages and the amount that was required by then was 19,000,000 and we talked with the budget committee and they provided the total amount that was required for the recovery of those vehicles. It's because some vehicles were not recovered that is why now the Committee on Public Administration came in, that is why we came in to ask why the department did not pay for all the vehicles, why didn't they use the 19,000,000 to recover all the vehicles. That is what provided fodder for us to go out and come up with this report but with the areas that members have highlighted we will work on them so that we give a more comprehensive report on the same.

Mr. Speaker: Thank you, Hon. Chemion. Members who have relevant information, you are allowed to appear before the committee and assist them with information. You are not barred from calling a head count of vehicles in *Uwanja Ndege* Chair Committee of Public Administration.

Let's proceed!

MOTION

REPORT BY THE LIAISON COMMITTEE ON THE ACTIVITIES OF COUNTY ASSEMBLY COMMITTEES IN THE FIRST QUARTER OF FINANCIAL YEAR 2023/2024 JULY TO SEPTEMBER 2023 AND THE SCHEDULE FOR EXTERNAL COMMITTEE MEETINGS FOR THE SECOND QUARTER FINANCIAL YEAR 2023/2024.

Mr. Speaker: Chair of the committee or Vice chair, who has the honour of moving the report on behalf of the committee on liaison .Proceed!

Hon. Stephen Wamalwa: Thank you Honourable Speaker. Honourable members, I present to the House the Liaison committee report on the activities of County Assembly committees in the First Quarter of Financial year 2023/2024 that is July -September for External committee meetings and for Second Quarter Financial Year 2023/2024.

Preface

This report is a culmination of the operations and activities of the committees of the County Assembly of Bungoma in the First quarter of the Financial Year 2023/2024 that commenced 1st July to 30th September 2023 including their expenditure in the period under review and the committees schedule for external committee meetings in the second quarter of Financial Year 2023/2024 from October to December 2023. It is worth noting that the report covers the following areas; committee meetings both internal and external, consultative meetings

,interrogations and external engagements public hearings and participation, investigations and enquiries, vetting, pending businesses, statements/questions, fact findings, observations and recommendations.

The liaison committee provides guidance, co-ordination, operations, apportionment of annual operating budgets for committees, consider schedule for the programs of committees and ensure committees submit reports as required by the constitution, other statutes and the Bungoma County Assembly Standing orders.

Committee Mandate

The committee's mandate is derived from Standing Order 216(2)(3) which states from (a) to (g) which I will refer our members to the Standing order accordingly.

It is therefore my pleasant duty on behalf of the committee to present this report of liaison committee on the activities of County Assembly committees in the First Quarter of Financial Year 2023/2024 that is July to September 2023 and the schedule for external committee meetings for second quarter that FY 2023/2024 for approval by this Honourable House.

This report is signed by Hon. Stephen Wamalwa MCA and Chairperson Liaison committee.

COMMITTEES' ACTIVITIES

Committee Meetings

The County Assembly of Bungoma has placed control on the times during which Committees can meet. The Liaison Committee usually as per its mandate prepares internal Committee sitting schedules to facilitate Committees sittings which usually occur on Mondays (morning and afternoon hours), Tuesdays (morning hours) and Thursdays (morning hours). It should be noted that Committees do not meet when the House is in session, except on a written permission by the Speaker pursuant to Standing Order 188 (2). This is in obedience to Standing Order No. 33 on hours of meeting.

The Constitution of Kenya 2010 and Standing Order 201 (1) stipulate that all Committee proceedings shall be open to the public unless in exceptional circumstances the Chairperson has determined that there are justifiable reasons for the exclusion of the public. Rules concerning Committee meetings provide for advance posting of a notice of meeting indicating; time, date and venue (Standing Order 183). Committees in the County Assembly of Bungoma hold public hearings to gather information on legislation, policy issues or to exercise oversight of the executive arm of the County government. Further, in accordance

with Standing Order 207, a Committee may with the approval of the Speaker engage such experts as it may consider necessary in furtherance of its mandate.

The benefits of public hearings may include:

- a) Providing the legislature with outside expertise;
- b) Providing a forum for the exchange of ideas;
- c) Educating citizens on current issues; and
- d) Increasing public confidence in the transparency of the legislature.

Internal meetings

During the period under review, all Committees held internal meetings pursuant to Standing Order No. 184 read together with Standing Order No. 42 of the County Assembly of Bungoma and as per their work plans and internal schedule for Committee meetings as approved by the Liaison Committee. The detailed information on the business considered by various Committees is given in their Quarterly Reports. According to the Liaison internal Committee sitting schedule, each Committee was expected to have at least one Committee sitting per week translating to four per month. From the reports submitted by Committees, some did not meet the target because of the devolution conference and CASA games which were held during the month of August where all Hon. Members were participants. Further, most of the meetings did not attain quorum as required by the Standing Orders thus were adjourned pursuant to Standing Order 187. Apart from the House Business Committee in which its quorum is shall be a third of its Members (Standing Order 173 (5), all other select Committees, the quorum shall be the Chairperson and half of its Members (Standing Order 180 (b)).

External meetings

The Liaison Committee appropriated funds for Committees' operations in July, 2023 which enabled Committees to retreat and write reports on various activities as per their mandate and work plans. Further, the Committee prepared schedules for the retreats (from July – September, 2023). Each Committee had been scheduled to hold at least one external sitting with approval of the Speaker. *(Attached find a copy of Committee Schedules for external meetings).*

Consultative meetings, Interrogations and External Engagements

The County Assembly Committees held consultative meetings with other stakeholders among them the Departments in the Executive arm of the County Government, donors/ NGOs, Civil Societies and Government Agencies like the Auditor General's Office. The numbers of meetings held under this are highlighted in the report for each Committee. During the period under review, Committees held interrogations on matters within their purview.

The table below summarizes the activities undertaken by Committees in the period under review;

NO.	NAME OF COMMITTEE	Number of Reports	External meetings	Internal meetings	Consultative meetings/external engagements
1.	Lands, Housing and Physical Planning	1	1	13	4
2.	Public Administration and ICT	1	1	12	5
3.	Agriculture, Livestock, Fisheries, Irrigation & Co. development	1	1	11	3
4.	Gender, Culture and Social Welfare	1	1	12	2
5	Youth and Sports	0	0	11	1
6	Tourism, Water, Environment & Nature Resources	1	1	10	3
7.	Trade, Energy and Industrialization	1	1	12	3
8.	Roads, Infrastructure and Public Works	1	1	11	4
9.	Health Services	1	1	11	5
10.	Labour Relations, Members Service and Facilities	1	1	12	4

11.	Finance and Economic Planning	1	1	10	4
12.	Education and Vocational Training	1	1	11	2
13.	Budget and Appropriations	0	0	12	2
14.	PAIC	1	1	15	1
15.	Implementation Committee	1	1	10	2
16.	Appointments	0	0		
17.	Delegated County Legislation	1	1	10	0
18.	Selection	0	0	8	0
19.	Powers and Privilege	0	0	12	0
20.	Procedure and House Rules	1	1	11	0
21.	Justice, Cohesion and Legal Affairs	1	1	10	0
22.	House Business	0	0	3	0
23.	Liaison	1	1	12	0
24.	Speaker's Panel	1	1	12	0
	TOTAL	18	18	251	45

From the table above, it is observed that;

- I. 18 committees retreated, out of 18 reports, 2 have been approved by the House. 16 are pending before Committees
- II. Six committees did not retreat during the 1st quarter. Namely;
Budget and Appropriations Committee, Appointments, Selection, Powers and Privileges, Youth and Sports, and House Business Committee due to rescheduling of the Liaison retreat programme that was informed by other competing activities.
- III. The consultative meetings/external engagements were both external and internal
- IV. During the period under review, the Committees on Lands, urban Physical Planning and Housing, Health Services, Finance and Economic Planning, Roads,

Infrastructure and Public Works and Labour Relations, Members Service and Facilities had the highest number of engagements/ consultative meetings. *Attached is the detail list of committee engagements with external groups*

Consideration of Papers Laid

The County Assembly receives reports from the County Executive Departments, Auditor General, Controller of Budget, County Assembly Committees, stakeholders and other government agencies. The Papers are laid on the Table of the House and committed to various Committees and/or the House for consideration.

In the period under review, some of the notable documents from the County Executive Department were the Annual Development Plan for FY 2024/25 and the Finance Bill for 2023 were laid and committed to the Sectoral Committee on Finance and Economic Planning for processing.

Pending Businesses

As at 30th September, 2023, the following businesses had been committed to the respective Committees but were yet to be concluded;

1. Lands, Urban, Physical Planning and Housing Committee
 - Valuation Rolls and Rating Bill
2. Public Accounts and Investments Committee
 - 11 reports from the Auditor General
3. Education and Vocational Training Committee
 - Memorandum submitted by Bungoma County Child Rights network to the County Assembly on Holistic Skills Development in Bungoma County
4. Finance and Economic Planning Committee
 - Annual Development Plan for FY 2024/25
 - The amendment Finance Bill for 2023
5. Justice, Cohesion and Legal Affairs Committee
 - Petition by Emonyo Yefwe International on market construction at Dinah Flyover

Statements/Questions

Members of the County Assembly raised various issues of concern to County Departments as part of their representation and oversight roles, through statements/questions on the floor of the House. These questions were directed to the respective County Executive Committee Members who appeared before the House to provide their responses.

Following the Speaker's directive on Tuesday 12th September 2023 at 2:30 p.m. during the House Sitting, all pending Statements/Questions were directed to the relevant Sectoral Committees for response by the Chairpersons.

Statements and Questions pending before Committees are as follows:

No.	Department	No. of questions asked	Response Not Availed
1	Agriculture, Livestock, Fisheries, Irrigation and Co-operative Development	7	2
2	Education and Vocational Training	4	1
3	Finance and Economic Planning	1	1
4	Gender, Culture, Youth and Sports	2	1
5	Health Services	4	1
6	Lands, Urban, Physical Planning and Housing	2	2
7	Public Administration	4	1
8	Roads, Transport, Infrastructure and Public Works	6	3
9	Tourism, Environment, Water and Natural Resources	3	1
10	Trade, Energy and Industrialization	1	1
11	Roads, Transport, Infrastructure and Public Works	2	2
	TOTAL	35	15

Fact Findings

In exercising the oversight role of the County Assembly, various Committees undertook fact finding activities on programs implemented by the County Executive as per their mandates during the period under review. The following Committees undertook fact finding activities.

	NAME OF COMMITTEE	FACT FINDING ACTIVITY
1	Health Services	Allegation of Corruption and Mismanagement by the Public at Bumula Sub County and Ndaluh Health Center.
2	Public Administration and ICT	Utilization of funds allocated towards recovery of County automobiles.
3	Agriculture, Livestock, Fisheries, Irrigation &	Status and impact of dams, irrigation

	Cooperative Development	schemes and water pans across the County.
4	Roads, Transport, Infrastructure and Public Works	Implementation status of sampled ward-based projects FY 2021/22.
6	Education and Vocational Training	Status of sampled VTC's in Bungoma County.
7	Youth and Sports	Status of Maeni Youth Empowerment and Chemoge High altitude Training Centers.
8	Public Accounts and Investments	Verification of NZOWASCO projects highlighted in the OAG's report for the period ending 30 th June 2023.

COMMITTEE EXPENDITURE

In the FY 2023/24, the allocation for committees' operations was Kshs. 114,500,000 out of which Kshs. 26, 827,000 has been spend translating to 23.43% leaving a balance of Kshs. 87,673,000 which is equal to 76.57%. The table below shows the allocation, expenditure and running balance for each committee.

S/NO	NAME OF THE COMMITTEE	ESTIMATE FOR FY 2023/2024	TOTAL EXPENDITURE	RUNNING BALANCE	BUDGET UTILIZATION
1	Agriculture, Livestock, Fisheries and Co-Operative Development	4,230,942	988,000	3,242,942	23.35%
2	Liaison Committee	8,374,838	4,439,800	3,935,038	53.01%
3	Selection Committee	2,300,000	867,100	1,432,900	37.70%
4	House Business Committee	4,230,942	1,320,500	2,910,442	31.21%
5	Health Committee	4,230,942	944,900	3,286,042	22.33%
6	Implementation Committee	3,102,874	782,000	2,320,874	25.20%
7	Budget and Appropriations Committee	8,062,874	-	8,062,874	0.00%
8	Delegated Legislation Committee	3,102,874	782,000	2,320,874	25.20%
9	Education and Vocational Training Committee	4,230,942	973,300	3,257,642	23.00%
10	Finance and Economic Planning Committee	6,390,942	970,100	5,420,842	15.18%
11	Youth and Sports Committee	4,230,942	887,100	3,343,842	20.97%
12	Lands, Urban, Physical Planning and Housing	4,230,942	1,417,600	2,813,342	33.51%
13	Public Accounts And Investment Committee	7,062,874	3,826,100	3,236,774	54.17%
14	Powers and Privileges Committee	3,102,874	878,500	2,224,374	28.31%

15	Public Administration and ICT Committee	4,230,942	901,800	3,329,142	21.31%
16	Roads	4,230,942	882,200	3,348,742	20.85%
17	Rules and Procedures Committee	1,690,038	647,900	1,042,138	38.34%
18	Gender and Culture Committee	4,230,942	938,600	3,292,342	22.18%
19	Labour and Social Welfare Committee	4,230,942	930,200	3,300,742	21.99%
20	Tourism, Environment, Water and Natural Resources Committee	4,230,942	981,700	3,249,242	23.20%
21	Justice and Legal Affairs Committee	3,102,874	767,300	2,335,574	24.73%
22	Trade, Energy and Industrialization	4,230,942	913,100	3,317,842	21.58%
23	Speakers Panel Committee	1,135,634	787,200	348,434	69.32%
24	Committee On Appointment	2,300,000	-	2,300,000	0.00%
25	Committee Whole-House	14,000,000	-	14,000,000	0.00%
	Grand Total for Committees	114,500,000	26,827,000	87,673,000	23.43%

From the table it is noted that;

- i. Two committees have not spent any of their allocation; Budget and Appropriation and Committee on Appointment. The allocation on the whole House activities is also intact.
- ii. There has been prudent financial management of committee budgets. That's, most committees were within the 25% quarterly thresh hold.
- iii. Public Accounts and Investment Committee has the highest expenditure due to its activities of Reports from the OAG some of which spilled over from the previous session.
- iv. Members are urged to strictly adhere to the budgets allocated to their committees in line with the Liaison committee's recommendations.

SCHEDULE FOR EXTERNAL COMMITTEE MEETINGS

This Committee approved the first schedule for external Committee meetings that ran from 8th July to 14th October, 2023 where all the 24 Committees of the County Assembly were to retreat but 3 Committees did not retreat; Budget and Appropriations Committee, Selection Committee and the Committee on Appointments while Public Accounts and Investments Committee retreated twice to clear the pending reports that had been committed to it. The schedule was reviewed twice that is to allow members attend a meeting on sugar cane conference for Western legislatures in Kakamega County and when the House resumed from

recess. Most of the resultant reports from the Committee retreats had some Members not appending their signatures as a sign of agreeing with the contents. Further, most Committees did not conclude their activities during the retreat thus delaying submission of reports for consideration by the House contrary to Standing Order 202 (7).

The Committee has come up with a tentative Committees' retreat schedule for the period October to January 2023 that has given priority to Committees with pending business committed to them for their processing. The schedule is subject to change depending on the business before the County Assembly for consideration and any other unforeseen activities.

SCHEDULE FOR EXTERNAL COMMITTEE ACTIVITIES FROM OCTOBER TO DECEMBER 2023

Below is a table for external retreat schedule..

Mr. Speaker: I will ask that you just say the schedule because I have been looking at that schedule; it is going to have so many adjustments in view of the budget that has been tabled. In view of the vetting of the County Secretary, leave it that way because we will do some adjustments. According to that schedule you are telling that I vet the County Secretary on 17 and 18th of December. Even I am supposed to be approving that name before that time. So I think just say the schedule and members will be sitting through the adjustments the way it is

Hon. Stephen Wamalwa: Very well Hon. Speaker. Honourable members, it is from page 17 to 18 but as I directed because of as mentioned earlier that it will stand to be changed considering any other unforeseen activity just as mentioned by the speaker of the Honourable House

OBSERVATIONS AND RECOMMENDATIONS

Observations

It was observed that;

1. The Committees held a total of 251 internal meetings out of the possible 288 and a total of 18 external meetings out of 24.
2. The Committees performed their mandates as expected.
3. Most of the meetings delayed commencement time due to quorum hitches.
4. Most meetings are attended by Members inappropriately dressed.

5. The County Executive delays submitting documents whenever required to despite being given sufficient time.
6. Some committees are not adhering to the resolutions of Liaison Committee.
7. Committees are not utilizing the research services and if any the request are done at a short notice thus hampering the operations as witnessed by delayed submission of reports.
8. Statements committed to Committees are still pending and yet to be processed in Committees.
9. Committee activities were interfered with by some emerging issues.
10. Most of the interrogations of Committees where the CECMs were invited on budget and planning documents, fresh submissions including request for further resource allocations to programmes rather than defending, providing clarifications and responding to emerging issues from the Committees, were witnessed.

Recommendations

We notably recommend the following:

1. **THAT**, Hon. Members are encouraged to attend the meetings on time in compliance with Standing Order no. 187 to avoid quorum hitches.
2. **THAT**, Hon. Members should adhere to Speaker's rule no. 5 on proper dress code whenever attending Committee internal meetings and dress in smart casual in external meetings.
3. **THAT**, Committees should enforce provisions of Article 195 of the Constitution and Standing Order 193 of the County Assembly of Bungoma Standing Orders and Section 18 of the County Assembly Powers and Privileges Act, 2017 whenever there are delays or no response at all from the County Executive.
4. **THAT**, Committees are advised to implement the resolutions of Liaison Committee and ensure compliance.
5. **THAT**, Committees should plan for their activities in time to ensure timely completion and submission of reports.
6. **THAT**, Committees with pending statements are urged to comply with the Speaker's directives and process them within the provided timeline.
7. **THAT**, prior information on upcoming issues should be relayed on time to avoid clashing of Committee programmes.
8. **THAT**, during interrogations of budget and planning documents, the CECMs should defend, offer clarifications and respond to emerging issues from the Committees and

minimize submissions including request for further resource allocations to programmes against the proposal as submitted from the Cabinet. Any request should be resolved at the sector committee level.

Conclusion

It is now my humble request to this House to approve this report by the Liaison Committee on the Liaison Committee Report on the Activities of County Assembly Committees in the First Quarter of FY 2023/2024 (July - September, 2023) and Retreat Schedule for Second Quarter FY 2023/24.

There is attachment by the committee members who append their signatures to confirm that indeed they have been working on the same. With that I beg to move. I call upon my very able vice to second the same.

Mr. Speaker: Hon. Christine, proceed and second the motion beforehand.

Hon. Christine Mukhongo: Thank you, Hon. Speaker for this opportunity. First, I want to thank our able chair of Liaison for moving the report in this House in a very eloquent manner and I want to take this opportunity to second the report the way it is.

Mr. Speaker: Thank you, Hon. Christine. Honourable members, a motion has been moved and seconded that this House adopts the report by the Liaison committee on the activities of the County Assembly committees in the first quarter of the financial 2023/2024 July to September 2023 and the schedule for external committee meetings for the 2nd quarter for the financial 2023/2024 laid on the table of the House on 2nd of November 2023.

(Question proposed)

Yes Hon. Nancy sorry Hon. Allan

(Laughter)

They are all Wanyama here

Hon. Allan Nyongesa: Thank you, Mr. Speaker. Mine is just a concern that needs a clarification. The chair read somewhere saying six committees did not retreat but on the expenditure schedule only two committees didn't spend their money. So I am wondering how the other four committees spent their money and yet they didn't retreat.

Mr. Speaker: Yes, any other member? Hon. Stephen, you reply to the motion. The moment we have had a contribution there must be a reply and that one is very easy for winding up.

Hon. Stephen Wafula: Hon. Speaker, we have some committees that actually did not have external meetings. Those committees that did not have external committees are the ones that make up the number but of the mentioned committees. The committee on Appointment and the committee of the whole House actually have not undertaken any activity, that's where that contradiction arises. Budget and appropriation is among those committees but the Committee of the Whole House and the Committee on Appointment have not undertaken any activity as opposed to budget which has undertaken some.

Mr. Speaker: Let us be able to proceed. Honourable members, a motion has been moved and seconded and debate having ensued that this House adopt the report by the Liaison Committee on the activities of the County Assembly committees in the 1st quarter of the financial 2023//2024 July to September 2023 and the schedule of external committee meeting for the 2nd quarter for the financial 2023/2024 laid on the table of the House on the 2nd of November 2023

(Question put and agreed to)

The ayes have it, the report plus its observation and recommendations are hereby adopted by this House accordingly.

Next item,

**THE BUNGOMA COUNTY GOVERNMENT 1ST SUPPLEMENTARY BUDGET
APPROPRIATION BILL 2023 1st reading**

Mr. Speaker: Hon. Members, Order Paper has that item but we will handle it another time

ADJOURNMENT

Mr. Speaker: Thank you, Honourable Members. That is the last item on our Order Paper. We will adjourn accordingly but before we adjourn, I ask the Committee on Appointment that we meet immediately after this session. We have Housekeeping as we prepare for the vetting of our nominee in the course of next week. So we adjourn accordingly.

(House Adjourns)