

COUNTY GOVERNMENT OF BUNGOMA

COUNTY ASSEMBLY OF BUNGOMA

COUNTY ASSEMBLY DEBATES

THE DAILY HANSARD

TUESDAY, 13TH FEBRUARY, 2024

Afternoon Sitting

COUNTY ASSEMBLY OF BUNGOMA
THE HANSARD- OFFICIAL REPORT
TUESDAY, 13TH FEBRUARY, 2024

The House met at the County Assembly Chamber at 2:30 p.m.

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

PRAYER

COMMUNICATION FROM THE CHAIR

I do have some communications to make;

1. THIRD SESSION

Honourable Members, I wish to take this opportunity to welcome you all to this third session of the third County Assembly after the long recess that enabled you to attend to and interact with your electorates;

2. ABSENCE OF THE HON. SPEAKER

Two, the Honourable Speaker of this County Assembly is away on official engagement together with some Honourable members serving on the County Assembly Service Board.

3. STAKEHOLDERS ENGAGEMENT ON NZOIA SUGAR COMPANY

Three, there is an invite for stakeholders engagement on the Nzoia Sugar Company by His Excellency the Governor of the County Government of Bungoma.

The invite reads as follows;

Following the presidential visit to Nzoia Sugar Company on 1st of February where several pronouncements were made regarding the future of Nzoia Sugar Company, I hereby write to invite the County Assembly Members in whose wards Sugarcane is grown to a Bungoma County Cane farming stakeholders engagement forum on Thursday 15th of February at Siritamu hotel from 9:00 a.m. to have a consultative discussion on the future of the company.

Please inform the relevant Members of the County Assembly and the Assembly Committee on Agriculture. Honourable Members, you are informed accordingly.

4. KUCCPS PLACEMENT

There is KUCCPS placement information and I will read. This is in reference to 2024/2025 KUCCPS placement application support and it is written;

That Kenya Universities and Colleges Central Placements Service has opened the online application portal for placement of students to universities and colleges in the 2024/2025 placement cycle. The application window will be open up to 22nd February, 2024 and targets the KCSE 2023 cohort and students who sat for KCSE from the year 2000; but have never been placed.

To ensure no student is left behind and to support the Governments initiative of 100 per cent transition to tertiary education, KUCCPS has identified and send staff to 210 training institutions comprising of 19 universities, 103 TVET institutions, 20 teacher training colleges, 34 KMTC campuses in all the 47 counties.

Additionally, KUCCPS has collaborated with the Huduma Kenya secretariat to offer support in the 52 Huduma centres across the country. In light of the foregoing, we would like to request for your support of this initiative and to request you to cascade this communication to the Honourable Members of the County Assemblies in Kenya to pass on this information in the course of their interactions with their constituents who include parents and form four leavers all over Kenya.

Enclosed is a list of venues where officers will be based per County during this exercise in the 47 Counties.

Honourable Members, this is a very important information that we pass to you and the Clerks-at-the-Table, orderlies and staff of the Assembly will ensure that you get the venues that are here attached so that we can pass this information to our sons and daughters, parents and electorates; so that they can also benefit from this program. Thank you so much. We proceed!

PAPER

1. LIST OF NOMINATED MEMBERS TO SERVE IN THE HBC COMMITTEE FOR THE THIRD SESSION OF THE THIRD COUNTY ASSEMBLY

Mr. Deputy Speaker: Hon. Kiron'g! Sorry, you can move back to your...

Deputy Leader of Majority (Hon. Joan Kiron'g): Thank you Mr. Speaker for giving me this chance to read the business of the week for the third session....

Mr. Deputy Speaker: Proceed Hon. Chemayek Joan Kiron'g!

Deputy Leader of Majority (Hon. Joan Kiron'g): Thank you Mr. Speaker, I am on my feet to table the report on the House Business Committee Membership.

Mr. Deputy Speaker: Honourable Members, this report having been procedurally laid before this House now becomes the property of this Assembly.

NOTICE OF MOTION

1. NOMINATION OF MEMBERS TO THE HOUSE BUSINESS COMMITTEE

Pursuant to provisions of Standing Order No. 173 (1) (g), this House approves the nomination of the following members to serve in the House Business Committee for the third session of the third County Assembly.

Mr. Deputy Speaker: Hon. Chemayek!

Deputy Leader of Majority (Hon. Joan Kiron'g): Thank you Mr. Speaker, I am again on my feet to give the notice of motion that pursuant to the provision of Standing Orders No. 171(1) (g), this House approves the nomination of the following members to serve in the House Business Committee for the third session of the third County Assembly.

1. Hon. Hentry Nyongesa
2. Hon. Violet Makhanu
3. Hon. Mildred Barasa
4. Hon. Stephen Kaiser
5. Hon. Jackson Wambulwa
6. Hon. Johnston Ipara
7. Hon. Cornelius Makhanu
8. Hon. Mitrine Nangalama
9. Hon. Jacob Psero

Mr. Deputy Speaker: Honourable Members, the notice of motion having been issued in a procedural manner, I therefore direct that it be circulated to all Honourable Members in this House for their critical perusal and in depth consumption and forms part of Business to be considered by this House. Next item...

PROCEDURAL MOTION FOR THE APPROVAL OF NOMINATION OF MEMBERS TO THE HOUSE BUSINESS COMMITTEE

Deputy Leader of Majority (Hon. Joan Kiron'g): Thank you Mr. Speaker. Pursuant to the provision of Standing Order No. 173 (g), the House approves the nomination of the following members to serve in the House Business Committee for the Third Session of the Third County Assembly; as laid on the table of the House today 13th February, 2024.

Hon. Henry Nyongesa

Hon. Violet Makhanu

Hon. Mildred Barasa

Hon. Steven Kaiser

Hon. Jackson Wambulwa

Hon. Johnston Ipara

Hon. Cornelius Makhanu

Hon. Metrine Nangalama

Hon. Jacob Psero

I now call Hon. Lusenaka to second.

Mr. Deputy Speaker: The Hon. Namunyi Anthony Luseneka.

Hon. Anthony Luseneka: Thank you Hon. Speaker. Before I second, I just wanted to request that arising from your communication about the KUCCPS copies; that the Clerks- at – the- Table share the soft copy with us so that we can also share with our residents whom we represent. Otherwise providing us a hard copy will be a bit difficult; but if you get soft copies, I think we can disseminate the same information to our people.

I rise to second the procedural motion for the approval of the nomination of Members to the House Business Committee. This is in accordance with Standing Order No. 173 where we have the membership of this HBC and we have automatic members like the Speaker, the Deputy Speaker, Leader of Majority and Leader of Minority; we have the Whips for the two coalitions. It is upon the two coalitions to come up with the extra members to from this HBC and the names listed here have been forwarded by the two Coalitions; that is the Kenya Kwanza Coalition and Azimio; and it is upon this House to approve the same so that we can move.

This is the engine of the Assembly. This is the Committee that plans the activities of this Honourable House and we can't move without approving the same as per our Standing Orders.

So I wish to request the House to approve so that the committee can come up with a calendar of activities and so that we can move as a team. I second

Mr. Deputy Speaker: Thank you Hon. Anthony Lusenaka Namunya. Honourable Members, a motion having been moved and duly seconded I now propose the question that pursuant to the provisions of Standing Order No. 173 (g); the House approves the nomination of the following members to serve in the House Business Committee for the third session of the third County Assembly sitting as laid on the Table of the House today the 13th day February, 2024.

2. Hon. Henry Nyongesa
3. Hon. Violet Makhanu
4. Hon. Mildred Barsa
5. Hon. Steven Kaiser
6. Hon. Jackson Wambulwa
7. Hon. Johnston Ipara
8. Hon. Cornelius Makhanu
9. Hon. Metrine Nangalama
10. Hon. Jacob Psero

I propose.

Well Hon. Members having observed the silence prevailing in the House, I would like to put the question that this House Pursuant to the provisions of Standing Order No. 173 (g) approves the nomination of the members nominated to serve in the House Business Committee for the third session of the third County Assembly; as laid on the Table of the House today 13th February, 2024.

(Question put and agreed to)

The names are approved

(Applause)

Honourable Members, having approved the members to the House Business Committee and under Standing Order No. 1, I will suspend the sitting of the House of this session for 15 minutes and the Honourable Members will remain in the plenary as the Committee Members to the House Business Committee retreat for the 15 minutes; so that we can consider the calendar of the session and also to consider the Business of the week that is Wednesday and Thursday.

Interruption of Business to allow the newly formed HBC to convene

(House suspended for 15 minutes)

Resumption of Business

Mr. Deputy Speaker: Honourable Members, welcome back to the session. I now direct the Clerks- at- the- Table that we are starting from Order number five. Our Clerks- at- the- Table guide us.

LEGISLATIVE CALENDAR FOR THE THIRD SESSION OF THE THIRD COUNTY ASSEMBLY-
REGULAR SESSIONS COMMENCING FEBRUARY TO DECEMBER 2024

Mr. Deputy Speaker: Hon. Anthony Namunyu Lusenaka?

Leader of Minority (Hon. Anthony Lusenaka): Thank you Hon. Speaker. I wish to inform this House of the calendar that is running from Tuesday 13th February to Thursday 5th December, 2024 and that is third Session; part one from 13th February, 2024 to 14th March, 2024.

Mr. Deputy Speaker: You are just supposed to lay just lay it.

Hon. Anthony Lusenaka: Thank you Speaker. I lay the third County Assembly, third Session calendar, 2024.

Mr. Deputy Speaker: Honourable Members, this calendar has been circulated to all members of the County Assembly so that it informs what we will be transacting during this third Session of the third County Assembly. Well we proceed.

NOTICES OF MOTIONS

1. COUNTY ASSEMBLY LEGISLATIVE CALENDAR FOR THE THIRD SESSION OF THE THIRD COUNTY ASSEMBLY.

Leader of Minority (Hon. Anthony Lusenaka): Thank you Hon. Speaker. I wish to give a notice of a motion for this House to approve the third County Assembly third session calendar for 2024.

Mr. Deputy Speaker: The notice of motion having been issued, I can confirm that it has been circulated to all Honourable Members and it is going to form Business under motion number nine of the day.

Next item...

2. APPROVAL OF INTERGOVERNMENTAL CONDITIONAL ALLOCATION AGREEMENT

Hon. Jack Wambulwa (Chairperson, Budget and Appropriations Committee): Thank you Hon. Speaker. I rise to give a notice of motion on approval of intergovernmental conditional allocation agreement.

Mr. Deputy Speaker: A notice of motion having been issued, it will be circulated to all Honourable Members so that it forms part of Business that is going to be considered by this House.

We will skip Order seven and eight and therefore we go to Order number nine so that we have the procedural motion on approval of legislative calendar for the third session of the third County Assembly, 2024.

MOTION

APPROVAL OF THE LEGISLATIVE CALENDAR FOR THE THIRD SESSION FOR THE THIRD COUNTY ASSEMBLY, 2024

Leader of Minority (Hon. Anthony Lusenaka): Thank you Hon. Speaker. This is a tentative calendar for the session starting from 13th February, 2024 to 5th December, 2024.

Third session part 1

13th February, 2024 – Monday, 15th March, 2024: Sittings will be held on Tuesday afternoon, Wednesdays Morning and Afternoon and Thursday afternoon.

Third session part 2

26th March, 2024; Tuesday afternoons, Wednesday Mornings and Afternoons and Thursday afternoons... Just a moment...

Mr. Deputy Speaker: Kindly Hon. Namunyu would like to be guided on some issues...

Hon. Anthony Lusenaka: Thank you Hon. Speaker I am well guided.

Third session part 1

13th February, 2024 to 14th March, 2024

Resumption of sittings and the sittings shall be held on Tuesday afternoons, Wednesday Mornings and Afternoons and Thursday afternoons.

Friday, 15th March, to Monday, 25th March, 2024:

Short recess

Tuesday, 26th March, 2024 to 22nd May, 2024

Resumption of sittings and they shall be held on Tuesday afternoons, Wednesday Mornings and Afternoons and Thursday afternoons.

Friday, 3rd May to Monday, 3rd June, 2024

One month recess

4th June, 2024 to 11th July, 2024

Resumption of normal sittings which shall be held on Tuesday afternoons, Wednesday Mornings and afternoons and Thursday afternoons.

Friday, 12th July to Monday, 22nd July, 2024.

10 days short recess

23rd July, 2024 to 29th August, 2024

Resumption of normal sittings that will be on Tuesday afternoons, Wednesday Mornings and afternoons and Thursday afternoons.

Friday, 30th August to Monday, 9th September, 2024.

The House will be on recess

1st October, 2024 to 7th November, 2024

Normal sittings shall be held on Tuesday afternoons, Wednesday Mornings and afternoons and Thursday afternoons

Friday, 8th November to Monday, 18th November, 2024

Short recess

19th November, 2024 to 5th December, 2024

Normal sittings shall be held on Tuesday afternoons, Wednesday mornings and afternoons and Thursday afternoons

Friday, 6th December to Monday, 10th February, 2025.

Long recess

Tuesday, 11th February, 2025

The House shall resume for the fourth session during the afternoon sitting.

I therefore call upon Hon. Jack Wambulwa to second.

Mr. Deputy Speaker: Thank you Hon. Namunyu, Honourable Member for Bukembe West, now Hon. Jack Wambulwa

Hon. Jack Wambulwa: Thank you Hon. Speaker, I rise to second the motion.

(Motion proposed)

(Question put and agreed to)

Mr. Deputy Speaker: The ayes have it and the calendar is approved. Honourable Members, having dispensed that, we will now go back to statements on Order seven.

STATEMENT

1. Statement informing the County Assembly of the weekly business coming before the House from Wednesday, 14th - Thursday 15th February, 2024.

Hon. Johnstone Okasida: Hon. Speaker Sir and Honourable Members, I take this opportunity to wish you a happy new year. I want to believe that this is the first session we are meeting all of us. I remember well during the long recess you had a lot of challenges and even my son Mukoyandali was running to Tongaren to hide, I don't know what was happening in Bumula... Hon. Speaker. Let me proceed.

Hon. Speaker Sir, this is the weekly programme for the week commencing Wednesday, 14th to Thursday, 15th February, 2024, third County Assembly, third Session.

Wednesday 14th February, 2024 at 9:30 a.m

PAPERS

(I) Bungoma County Disability Mainstreaming Policy, 2023

(II) Bungima County Children Protection Policy, 2023

(III) Bungoma County Group Registration Policy, 2023

(VI) Bungoma County Culture and Heritage Policy, 2023

(VI) Bungoma County Gender Mainstreaming Policy, 2023

(V) A report by Sectoral Committee on Trade, Energy and Industrialization on the Bungoma County Government Fourth Quarter Financial Statements for the period ended 30th June, 2023 in respect to the department of Trade, Energy and Industrialization.

NOTICE OF MOTION

1. That this House adopts a report by the Sectoral Committee on Trade, Energy and Industrialization on Bungoma County Government Fourth Quarter Financial Statements for the period ended 30th June, 2023 in respect to the department of Trade, Energy and Industrialization.

MOTION

Motion on approval of Intergovernmental Conditional Allocation Agreement

Wednesday, 14th February, 2024 at 2:30 p.m

PAPERS

(I) Bungoma County Youth Policy, 2023

(II) Bungoma County Sports Policy, 2023

(III) A report by the Sectoral Committee on Lands, Urban, Physical Planning and Housing on the Bungoma County Government Fourth Quarter financial statements for the period ended 30th June, 2023 in respect to the department of Lands, Urban, Physical Planning and Housing.

NOTICE OF MOTION

That this House adopts a report by the Sectoral Committee on Lands, Urban, Physical Planning and Housing on the Bungoma County Government Fourth Quarter financial statements for the period ended 30th June, 2023 in respect to the department of Lands, Urban, Physical Planning and Housing.

MOTION

A report by the Sectoral Committee on Trade, Energy and Industrialization on Bungoma County Government Fourth Quarter Financial Statements for the period ended 30th June, 2023 in respect to the department of Trade, Energy and Industrialization.

Thursday, 15th February 2024 at 2:30 p.m

PAPERS

(I) Annual report by the County Public Service Board for the period January to December, 2023

(II) A report by Sectoral Committee on Agriculture, Livestock, Fisheries, Irrigation and Cooperative Development on the Bungoma County Government Fourth Quarter financial statements for period ended 30th June, 2023 in respect to the department of Agriculture, Livestock, Fisheries, Irrigation and Cooperative Development.

NOTICE OF MOTION

That this House adopts a report the Sectoral Committee on Agriculture, Livestock, Fisheries, Irrigation and Cooperative Development on the Bungoma County Government Fourth Quarter financial statements for period ended 30th June, 2023 in respect to the department of Agriculture, Livestock, Fisheries, Irrigation and Cooperative Development.

QUESTION AND STATEMENT

It is notified that pursuant to Standing Order No. 47 (2) (a) a member of the House Business Committee shall inform the House of the weekly Business of the House.

Statement no. 2/2024

A Member of the House Business Committee pursuant to the provisions of Standing Order No. 47 (2) (a); a statement informing the County Assembly of the weekly Business coming before the House from Tuesday, 20th- Thursday, 22nd February, 2024.

Hon. Speaker that is the programme for this week which I lay on the Table of the House for the consumption of the Honourable Members

Deputy Speaker: Hon. Okasida there is something that you have not read out. Check properly and know that we are not blaming you instead we acknowledge the age. Those are signs of ageing.

Hon. Johnstone Okasida: Hon. Speaker Sir for the appreciation.

MOTION

Report by the Sectoral Committee on Lands, Urban, Physical Planning and Housing on the Bungoma County Government Fourth Quarter financial statements for the period ended 30th June, 2023 in respect to the department of Lands, Urban, Physical Planning and Housing. Thank you Hon. Speaker.

Deputy Speaker: Thank you Hon. Okasida. Honourable Members that is the tentative weekly programme running from today to Thursday; therefore, I urge that we familiarize ourselves with it to know what is going to transpire.

ADJOURNMENT

There being no other Business, I thank you and the House stands adjourned to the 14th day of February, 2024; our Valentine's Day will begin here.

The house rose at 3:53 p.m.