

COUNTY GOVERNMENT OF BUNGOMA

COUNTY ASSEMBLY OF BUNGOMA

COUNTY ASSEMBLY DEBATES

THE DAILY HANSARD

THURSDAY, 11TH SEPTEMBER, 2025

Afternoon Sitting

3rd County Assembly

4th Session

COUNTY ASSEMBLY OF BUNGOMA

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THE DAILY HANSARD

THURSDAY, 11TH SEPTEMBER, 2025

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

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

PRAYER

QUESTIONS AND STATEMENTS

HOUSE BUSINESS FOR THE WEEK COMMENCING TUESDAY 16TH SEPTEMBER TO WEDNESDAY 17TH SEPTEMBER, 2025

Hon. Jacob Psero: Mr. Speaker Sir, allow me to read the order of the weekly business starting Tuesday 16th September to Wednesday 17th September, 2025.

Tuesday, 16th September, 2025

Papers

- a) Bungoma County Government revenue enhancement action plan.
- b) Report of sectorial committee on Labour Relations, members' service and facilities on implementation status of House resolutions for the year 2022 and 2023.
- c) Report of sectorial committee of Trade, Energy and Industrialization on the status of Kamukuywa, Chwele and Kipsigon market.

Notices of motion

- a) That this House adopts the report on the sectorial committee on Labour Relations, members' service and facilities on the implementation status of House Resolutions
- b) That this House adopts the report on Trade, Energy and Industrialization on the status of Kamukuywa, Chwele and Kipsigon market to be presented

Questions and statements

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- a) Statement by a nominated member Hon. Allan Nyongesa, MCA, requests for a statement from the chairperson sectorial committee on Youth Affairs and Sports in respect to the contract implementation status of the construction of Masinde Muliro Stadium.
- b) A member for South Bukusu Ward, Hon. Busolo Sudi MCA, to get a response from the Chairperson Sectorial Committee on Agriculture, Livestock, Fisheries, Irrigation and Cooperative Development in respect to the recruitment process of various officers in the department

Motion

- a) Report by the Sectorial committee on Finance and Economic Planning on the revenue fund quarterly report for period ending 31st December, 2024

Wednesday, 17th September, 2025, 9:30 a.m

Paper

- a) Report of the Committee on Selection on the review of membership to County Assembly Committees by the chairperson

Notices of motion

- a) That this House adopts the committee on Selection on the review of membership to County Assembly committees

Questions and statements

- a) A member for Kaptama Ward, Hon. Francis Chemion, MCA, to get a response from the chairperson sectorial Committee on Health Services in respect to the construction of a maternity wing; contractual sum and procurement process at Kaptama Health Centre.
- b) House sermon; it is notified that pursuant to Standing Order 55(1)(c) the County Executive committee member, Chief Officer and County Director for Health and Sanitation, Finance and Economic Planning and medical superintendent for Bungoma County Referral Hospital and Webuye County Hospital to appear before the House to respond to the functionality and management of Health Management Information System in Bungoma County.

Wednesday 17th September, 2025 at 2:30 p.m.

Questions and Statements

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- a) A member for Kaptama Ward Hon. Francis Chemion to get a response in respect to the Ward specific projects for financial year 2024/25
- b) Nominated Hon. John Kennedy Wanyama to get a response from the Chairperson sectorial committee on Labour Relations, members' services in relation to the state of casual workers in the County Government of Bungoma after the court ruling in the dispute between them and the county government.
- c) A member of the House business committee pursuant to Standing Order 47(2) (a) a statement informing the County Assembly of the weekly business coming before the House from Tuesday 23rd to Thursday 25th September, 2025.

Motions

- a. A report of the committee on Selection on the review of membership to County Assembly committees to be presented by the Chairperson Committee on Selection
- b. Report of Ad Hoc Committee on collection and utilization of Agricultural CESS in Bungoma County since September, 2022 to March, 2025.

I want to believe that is the end of the weekly business for the week coming soon.

Mr. Deputy Speaker: Thank you, Hon. Jacob Psero, member for Chesikaki for giving that to the House. Members you have to take note and prepare accordingly as we look forward to handling that between the 16th and 17th day.

MOTION

REPORT BY THE SECTORIAL COMMITTEE ON LANDS, URBAN, PHYSICAL PLANNING AND HOUSING ON THE IMPLEMENTATION OF HOUSE RESOLUTIONS FOR THE YEAR 2022/2023

Hon. Waiti Wafula: Thank you, Honourable Speaker. On behalf of the Committee on Lands, Urban, Physical Planning and Housing, allow me present a report on the floor of the House on Implementation of House resolutions for financial year 2022/23.

Executive Summary

Pursuant to Standing Order 205(2) of the County Assembly of Bungoma Standing Orders, the relevant County executive Committee member under whose portfolio the implementation of the resolution falls is mandated to provide a report within 60 days of a resolution of the House or adoption of a report of a Select Committee, to the relevant Committee of the County Assembly in accordance with Article 183 (3) of the Constitution.

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Since the advent of the Third Assembly, the County Assembly has enacted several pieces of legislation, given policy guidelines and directions through its reports for effective functioning of the health and Sanitation department.

These documents, after being adopted by this honorable house, were communicated as House resolutions to the relevant departments. To date, no implementation reports have been forthcoming despite various attempts by the committees of the House to request for them from their respective departments.

It is upon this premise that the county Assembly through the Liaison committee required all sector committees to request for implementation status of the House resolutions for financial year 2022/2023. The reports were to clearly outline actions undertaken, progress achieved, challenges encountered, and timelines for full implementation of both the resolutions and recommendations contained in the adopted reports, as well as the provisions of the enacted county legislatures relevant to the department. Written submissions were brought through the Office of the Clerk to facilitate interrogation and reporting by the respective committees on 13th and 16th May, 2025.

Further, Committees would use this exercise to enhance oversight by making further recommendations on the account of the responses or lack of it that will be submitted by their respective departments through the implementation committee as provided for in Assembly Standing orders No. 212.

Finally, the Committee on Lands, Urban, Physical Planning and Housing did interrogate four reports for the financial year under review and presents this as the committee report for implementation of House resolutions for FY 2022/2023.

It is my pleasant duty to present the report to this honorable House, in respect to the Department of Lands, Urban, Physical Planning, Housing and Municipalities.

Guiding Constitutional and statutory principles

The provisions of article 183(3) constitution of Kenya 2010 states that the Government Executive Committee shall provide the county assembly with full and regular reports on matters relating to the county

In line with the oversight mandate granted to the County Assembly under Article 185(3) of the constitution of Kenya, 2010, section 8(1) (b) of the County Governments Act, 2012 and the

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County Assembly Standing Orders, the County Assembly requested for implementation status reports of the House resolutions for sector committees for financial year 2022/2023.

The committee also carried out this exercise focusing on the provisions of the County Assembly of Bungoma Standing Orders no. 205(1) and (2) on county Assembly resolutions thus;

(1) The Clerk shall, within seven days of a resolution of the House or adoption of a report of a Select Committee, convey the resolution and where applicable, a copy of the report, to the relevant County Executive Committee Member, independent Commission or holder of a Statutory Body under whose portfolio the implementation of the resolution falls.

(2) Within sixty days of a resolution of the House or adoption of a report of a Select Committee, the relevant County Executive Committee Member under whose portfolio the implementation of the resolution falls, shall provide a report to the relevant Committee of the County Assembly in accordance with Article 183 (3) of the Constitution.

Standing Order 212(4); Committee on Implementation states thus;

(4) The Committee shall scrutinize the resolutions of the House (including adopted Committee reports), Petitions and the undertakings given by the County Executive Committee and examine—

- a) whether or not such decisions and undertakings have been implemented and where implemented, the extent to which they have been implemented; whether such implementation has taken place within the minimum time necessary; and*
- b) Whether or not legislation passed by the House has been operationalized and where operationalized, the extent to which such operationalization has taken place within the minimum time necessary.*

(5) The Committee may propose to the House, sanctions against any Member of the County Executive Committee who fails to report to the relevant Select Committee on implementation status without justifiable reasons.

THE MEMBERSHIP OF THE COMMITTEE

The current composition of the Committee on Lands, Urban, physical Planning and Housing is as follows:

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1.	Hon. Francis	Chemion	Chairperson
2.	Hon. Johnston	Ipara	Vice/Chairperson
3.	Hon. Ali	Machani	Member
4.	Hon. James	Barasa	Member
5.	Hon. Aggrey	Mulongo	Member
6.	Hon. Sudi	Busolo	Member
7.	Hon. Hentry	Nyongesa	Member
8.	Hon. Eunice	Kirui	Member
9.	Hon. Edwin	Opwora	Member
10.	Hon. Wafula	Waiti	Member
11.	Hon. Metrine	Nangalama	Member
12.	Hon. George	Makari	Member
13.	Hon. Cornelius	Makhanu	Member
14.	Hon. Mildred	Barasa	Member
15.	Hon. Polycarp	Kimeta	Member

ACKNOWLEDGEMENT

I take this opportunity to thank the Office of the Speaker and the Clerk of the County Assembly for the logistical support accorded to the Committee as it executed its mandate. My gratitude also goes to all members of the Committee for dedicating their time to examine interrogate the implementation reports on the resolutions of the House for the FY 2022/2023.

It is therefore my pleasant duty and privilege, on behalf of the Sectoral Committee on Lands, Urban, physical Planning and Housing, to table this report to the Assembly for consideration and adoption.

Report signed by Hon. Francis Chemion Chairperson Committee on Lands, Urban, Physical Planning and Housing

Analysis of the committee Reports for FY 2022/2023

During Liaison Committee meeting, it was resolved that housing resolutions for FY 2022 and 2023 be considered in terms of adherence to the provisions of the law on house resolutions and how far the relevant departments have implemented the recommendations contained in committee reports adopted by the house and forwarded to the department.

The following three reports, one legislation and the recommendations contained therein were considered by the committee for interrogation;

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1. **THAT**, this House adopts the report by the Sectoral Committee on Lands, Urban, Physical Planning and Housing on the Assessment of Implementation status of Kimilili and Bungoma Municipalities since inception
2. **THAT**, this House adopts the Report by the Sectoral Committee on Lands, Urban, Physical Planning and Housing on the implementation status of spatial plans, land registry and GIS laboratory in the County
3. **THAT**, this House adopts the Report by the Sectoral Committee on Lands, Urban, Physical Planning and Housing on the Bungoma County Government nine months financial statements FY 2022/23 with respect to the Department of Lands, Urban, Physical Planning and Housing
4. **THAT**, this House adopts the report by the Sectoral committee on Lands, Urban, Physical Planning on the House Inventory report by the Department of Lands, Urban Physical Planning and Housing.
5. The Municipality of Bungoma and Kimilili Charters

Interrogation of the implementation status of the house resolutions

On 12th May, 2023, the committee held a consultative meeting with the department of lands, urban physical planning, housing and municipalities to examine the implementation status of the four reports by the committee. The department submitted as follows:

Submission on implementation of Article 183.3 of the Constitution

Article 183.3 of the Constitution provides that the County Executive Committee shall provide the County Assembly with full and regular reports on matters relating to the County. The Standing Order No.205 2 of the Standing Orders of the County Assembly of Bungoma states that within 60 days of the resolution of the House or adoption of a report of Select Committee, the relevant County Executive Committee member under whose portfolio of the implementation of the resolution is falls, shall provide a report to the relevant Committee of the County Assembly in accordance with Article 183(3) of the Constitution

The County Executive Committee member for Lands, Urban, Physical Planning and Housing and municipalities submitted to the Committee that he has always received all the reports from the Committee and shared with officers in the Department but did not provide evidence of having forwarded the report to the Assembly.

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The Committee therefore observes that the CECM failed to adhere to the provisions of the law as stated above on submission of implementation reports to the Assembly.

Submission and implementation of House Resolution for the year under review

The Committee went further to indicate the implementation of the House Resolution of its recommendations as contained in the four reports and below is the response from the Department on the four reports.

REPORT ON THE ASSESSMENT OF IMPLEMENTATION STATUS OF KIMILILI AND BUNGOMA MUNICIPALITIES SINCE INCEPTION.

House Resolution 1

That the County Government should transfer all the functions to Municipalities as provided for in the Urban Areas and Cities Act 2011 and Article 187(2) of the Constitution to enable the two Municipalities to deliver on their mandate and to offer services to the people.

The County Executive Committee member of Lands, Urban, Physical Planning, Housing and in consultation with the relevant departments within the county to fast track legislation and delegate the functions for municipalities which should be forwarded to the County Assembly for approval.

Departmental response

The two Municipalities have charters which were approved in 2018. They are performing some delegated functions such as infrastructure development and maintenance, building plans approval and building control. They also have their own budgets and implement CEF, CUSIP I and CUSIP II World Bank programs.

Further Municipalities are held accountable for use of resources by the Office of Auditor General.

Committee observation

The two municipalities have charters approved in 2018 which were availed to the Committee. However, the Department did not avail proof of actual transfer of functions to them by the Mother Department. Therefore, the Department should develop specific procedures for transfer of functions and share the same within the Committee 90 days after the adoption of this report.

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House resolution 2

That all the required personnel by the two municipality boards should be seconded to various departments in the County Government by CECM, Lands, Urban, Physical Planning and Housing in consultation with the County Service Board and are reported to the County Assembly Committee within 90 days after the adoption of this report.

Department response

Currently, the two Municipalities have a manager each and own staff deployed.

Committee observation

The staffs deployed to the Municipalities are not enough. If all functions are transferred, Kimilili Municipality will require 80 personnel while Bungoma Municipality will require a maximum of 568 staff.

House Resolution No. 3

That the Department of Lands, Urban, Physical Planning and Housing should prioritize and fill the work and positions in Bungoma and Kimilili boards to make the board fully constituted and functional by the requirements of Section 14 of the Urban Areas and Cities Act 2011.

Departmental response

The two Municipalities have fully constituted boards, weighted and approved by the Assembly.

Committee observation

The two boards are fully constituted but they lack operational budgets. This has hindered board members to effectively carry out their constitutional mandate. The Department should consider budgeting for municipality boards in the subsequent financial years.

House resolution No. 4

That the Municipality management in consultation with the Department of Lands, Urban, Physical Planning and Housing should fast track the development of policy, legal and national framework for the efficiency carrying out of the functions and delivery of the services per Section 36 of the Urban Areas Act 2011.

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Departmental response

Bungoma Municipality has progressively prepared and reviewed various policies, legal frameworks, plans and budgets to enhance its functioning and effective service delivery.

Committee observation

The Department provides strategic plans and other documents to support this position. However, the Committee notices that the strategic plan is expired by December 2024 and there is a need for review.

REPORT ON THE IMPLEMENTATION STATUS OF THE SPATIAL PLANS, LAND REGISTRY AND GIS REPARATORY IN THE COUNTY.

House Resolution No. 1

That the Department should come up with a geographical information system, GIS, policy guidelines highlighting priority areas in the establishment of GIS Reparatory and the same should be shared with the relevant Committee within 90 days from the adoption of the report.

Departmental response

The Department is in the process of coming up with the GIS policy guidelines. The current Department is using the Council of Governors' adopted guidelines.

Committee observation

The Department has not developed its own GIS guidelines. The guidelines by the Council of Governors were not available to the Committee. The Department therefore, has not developed its own GIS guidelines. This should be done within 90 days of the adoption of this report and be submitted for approval.

House Resolution No. 2

That the Department should effect employment of staff in the subsequent budget, 2023-2024 Budget) to help it effectively carry out its mandate as far as the land registry and the GIS laboratory is concerned.

Departmental Response

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The department indicated that One Geometric officer has so far been employed.

Committee observation

No evidence was availed to the committee to substantiate the employment of the GIS officer. The Committee notes that the GIS equipment has not been installed for lack of office space and enough GIS experts. The department should ensure more staff is sought before purchasing the GIS software.

House Resolution No. 3

THAT the department should prioritize the construction of a GIS laboratory or secure space to house the GIS equipment in its possession to help fast track its installation. These considerations should be shared with the committee within 90 days from the adoption of this report.

Departmental Response

The department has drawn a sketch plan for the GIS laboratory in preparation for rollout.

Committee observation

The department did not avail the sketch plan to the committee. The department has not secured space to install the GIS hardware. The committee recommends that the department moves with speed to secure space and install the GIS equipment before embarking on purchasing the software. Progress report should be shared with the committee 30 day of the adoption of this report.

House Resolution No. 4

THAT there is urgent need to capacity build the current staff to manage the GIS system and equipment to avoid manual techniques being used to handle the geographical data which has high risk of data loss, delay in decision making, and costly data generation done on need basis.

Departmental Response

One officer has been trained in the latest regional training on GIS and remote sensing. Money will be allocated in the 2025/2026 budget to set up a GIS lab. Thereafter, the department will do a need analysis of staff in need of training.

Committee observation

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The department has had zero budgets for this activity in the past financial years. The training of one officer co-occurred with the recent regional training on GIS and remote sensing.

The department did not disclose the actual amount projected for the programme. It's therefore recommended that the department prioritizes training of its officers on GIS and progress report should be submitted to the committee before the commencement of the next financial year.

House Resolution No. 5

THAT there is need to carry out land clinics to create awareness on matters related to Land acquisition and use.

Departmental Response

This programme is yet to take off; plans are underway for sub-county clinics which will start in Bumula sub-County.

Committee observation

The department did not provide work plan for the clinics. There are also only two building inspectors in the county who can't carry out this programme across the county.

The committee recommends that more building inspectors and other officers be brought on board for effective running of the land clinics.

House Resolution No. 6

THAT the department should come up with policy guidelines on implementation of the approved County Spatial Plan that will enable budget appropriation and allocation.

Departmental Response

The department intends to formulate a policy in next financial year 2025/26.

Committee observations

The recommendation was not implemented. The department should implement this recommendation and share progress with the committee 90 days from the adoption of this report.

House Resolution No. 7

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THAT the department requires additional Kshs 80,000,000 to construction of the office block for the laboratory and operationalize the GIS laboratory.

Departmental Response

Departmental allocations for the activity have always been removed in subsequent supplementary budgets.

Committee observations

The department did not avail previous budget proposals for the amount in question. The Committee recommends that the amount be put in FY 2025/2026 budget with supportive documentation and explanations for consideration.

3. Report on the Bungoma County Government nine months financial statements FY 2022/23 with respect to the Department of Lands, Urban, Physical Planning and Housing

House Resolution No. 1

THAT the County Treasury should indicate how much each department receives as exchequer to execute its programmes in both recurrent and development in the subsequent reporting on financial statements.

Departmental response

The department indicated that this is the responsibility of the county treasury.

Committee observation

It was the responsibility of the department to reach out to the sister department on the matter. The department did not make any effort to implore the county treasury to do so. The committee recommends that a follow-up be done by the CECM Lands and report progress to the committee 7 days after the adoption of this report.

House Resolution No. 2

THAT the department should be submitting its quarterly/annual work plans and detailed budget implementation report together with the financial statements for easy comparison and oversight purposes.

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Departmental Response

Not implemented.

Committee observation

The department has not implemented the recommendation and did not give any reason for failure. The committee recommends that the department adheres to this recommendation.

House Resolution No. 3

THAT the department should ensure compliance of Regulation 93(5 and 6 of PFM Regulation, 2015 on surrendering imprest and also enhance imprest management system. A holder of a temporary imprest shall account or surrender the imprest within seven working days after returning to duty station.

Departmental Response

Efforts are being made to ensure all officers surrender their Imprest and only senior officers are given Imprest.

Committee observation

There are cases of un-surrendered Imprest still appearing in the department. The Committee recommends that the CECM should ensure compliance and file a report with the committee 30 days after the adoption of this report.

House Resolution No. 5

THAT the departments should prioritize pending bills, since it is provided for in law that pending bills MUST be given first charge. Section 94 (i) of the (PFM) ACT, 2012 states that failure to make any payments by the public entity may be an indicator of material breach of measures established under law. To ensure pending bills are paid in time, Article 225 of the Constitution and section 96 of the PFM Act give the treasury powers to stop transfer of funds to the concerned public entity.

Departmental Response

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The department has reduced a number in pending bills and efforts are being made to pay the remaining pending bills.

Committee observation

The department has pending bills despite the provision of law that pending bills should be given first charge. The housing directorate has a pending bill of Kshs 935,000 Kimilili Municipality has Kshs 42,271,809 while Bungoma Municipality has 91 million in pending bills.

House Resolution No. 6

THAT the department and the two Municipalities must report their expenditures separately for easy oversight and for better monitoring and evaluation of their planned programmes.

Departmental Response

The two entities have separate vote heads and now report separately. They recently appeared before the senate.

Committee observation

The committee observes that though the two Municipalities report separately on financial statements and reports, functions are not transferred to them. Most of Municipality roles are still spread across departments in the county.

The department should release all the functions to enable Municipalities run effectively and efficiently. Evidence of this should be shared with the committee 90 days after the adoption of this report.

4. Report on the House Inventory report by the Department of Lands, Urban Physical Planning and Housing.

House Resolution No. 1

THAT the department should move with speed in implementing the housing policy to address the current challenges facing the housing sector in Bungoma County. This will help to guide and prioritize the government's efforts towards improving the housing situations in the county.

Departmental Response

The department has developed a housing bill to address the issue raised.

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Committee observation

The department did not give evidence to show that a draft bill was in place. The department should share the draft housing bill for pre-publication scrutiny two weeks from the adoption of this report.

House Resolution No. 2

THAT the County Government should enhance Public Private Partnership to increase access to affordable housing in the County. This is where the private sector provides funding and expertise, while the government provides land and regulatory support.

Departmental response

The department has so far partnered with the national government where 15 acres of land has been given for affordable Housing in Musikoma. Currently, the project is at 35% complete.

Committee observation

The department has not shared with the committee the memorandum of understanding on the said land entered with the national government. The department should therefore disclose the MOU for transparency and accountability.

House Resolution No. 3

There should be an increase of budget allocation towards housing to provide adequate funding for maintenance and development of housing infrastructure in the county.

Departmental Response

The department has requested for a budget increment although allocation has been minimal.

Committee observation

The department should hasten in formulating the Housing Bill which should include a component on housing funding to resolve the impulse on housing.

House Resolution No. 4

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THAT the County government should improve house conditions in order to increase house rent

Departmental Response

The department has always requested for additional funds for renovations yet limited funds are available.

Committee observation

The committee holds that the directorate of housing has been underfunded and the department should take deliberate action to increase funding to the directorate which happens to be a source of revenue for the county.

House Resolution No. 5

The County directorate of Housing should access AIA (Appropriation in Aid) to help in enforcing rent collection policies, to conduct regular assessments and repairs of housing conditions and ensure safe and healthy living environment.

Departmental Response

The department wrote a request to the cabinet but has not received any response yet.

Committee observation

The housing bill drafted by the department should address this matter of access to AIA.

House Resolution No. 6

THAT, the department of lands, Urban, Physical Planning and Housing should expedite in conducting monthly inspections and maintenance of housing units which can help ensure that they are safe and habitable for residents.

Departmental Response

The department on normal basis carries out monthly inspections, however with minimal finances.

Committee observation

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They did not provide proof of the monthly inspections it carries out in maintenance of housing units in the county. The committee reiterates that the department submits an inspection report for the last financial year 90 days from the adoption of this report.

House Resolution No. 7

THAT, the department of lands should share with the committee the guiding policy being used in allowing the demolition and conversion of County Houses by other departments to uses other than what they were constructed for.

Departmental Response

Physical and Land Use Planning Act No. 13 of 2019 allows for change of land use or provides for change of land use.

Committee observation

The committee states that this is no reason enough to warrant demolition and change of use of government houses. The department must develop a guideline to safeguard County government houses. Progress report on the guidelines should be shared with the committee 90 days after the adoption of this report.

5. Departmental implementation of Kimilili and Bungoma Municipality Charters

Departmental Response

The department is waiting for funds to review the Charters

Committee observation

The committee observes that review of the charters is long overdue since the national government reviewed the Urban Areas and Cities Act in 2019. The two Municipalities should move with speed to review their charters and share progress report with the committee within 90 days from the adoption of this report.

COMMITTEE OBSERVATIONS AND RECOMMENDATIONS

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COMMITTEE OBSERVATIONS

1. The CECM failed to submit implementation reports to the Assembly and the Committee in particular as prescribed by article 183(3) of the Constitution read together with Standing order no. 2025 (2) of the County Assembly of Bungoma Standing Orders.
2. The efforts by the Committee to compel the department to transfer functions to the two Municipalities is faced with a multifaceted challenges including lack of specific procedure for transfer of functions.
3. The two boards of the Municipalities lack funds for operations. This has made it difficult for the boards to effectively carry out their functions.
4. The department has budgeted funds for construction of a GIS lab in the coming financial year. A need analysis of the staff and staff training should be prioritized.
5. The two Municipalities need to do due diligence to review their charters in view of the amended Urban Areas and Cities Act, 2019.

COMMITTEE RECOMMENDATIONS

The Committee therefore recommends that the County Executive Committee Member for lands, urban physical planning, housing and municipalities should adhere to the house resolutions and the timelines recommended by the committee in this report.

In case of any failure, the committee will forward the matter to Assembly Implementation committee as stipulated in the County Assembly of Bungoma Standing Order No. 212(5).

Adoption Schedule

Finally, I have adoption schedule where Members have appended their signatures.

Honourable Speaker, I have come to the end of the report. I request that you allow me call upon Hon. Isaiah Sudi to second the report

Mr. Deputy Speaker: Well done Hon. Wafula Waiti. Hon. Isaiah Busolo Sudi, Member for South Bukusu, second the report.

Hon. Isaiah Sudi: Thank you, Honourable Speaker. First of all, I want to congratulate my colleague who has just read the report, Honourable Member for Naitiri-Kabuyefwe for eloquently reading the report. I stand to second the report.

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I have the following few remarks to make;

This report is just like other reports that we have been doing in this House, with the resolutions and recommendations. I have realized that most departments don't implement what this House passes. It's like we just sit here and waste our time. Because if you go around, it's not the first report; all Sectoral reports with resolutions. And the most notorious one; is the pending bills and the un-surrendered imprest. If you go through all the reports, you will not miss those two items. And we have repeated since the inception of devolution, I don't know if it is the same in the national government that even a contractual employee is given an imprest and when his contract expires, he just goes away because he doesn't have any obligation.

And when you try to trace that imprest, it is difficult. And we have made a lot of recommendations on imprest and what does the law say about imprest. It has to be surrendered within seven days, whether activities took place or not.

Another elephant in the room is pending bills. The budget for this House originates from the executive and even the law does not allow us, we are only allowed to navigate at one percent if we were to do any changes. Like now, we are hiding in the newly introduced e-procurement method, that it has not been fully acceptable. And the reason behind it is the pending bills. Because the Controller of Budget, I'm told made this County to draft on the way forward about pending bills. How they will be clearing them. That is why Ward Based Projects cannot start; they are just afraid to tell us, but along the way, it's like they committed money for the forthcoming projects. Part of it may have been committed to cater for the resolution of pending bills.

Honourable members, those with Wards, you have to go through the pending bills and you know. And the other pending bills, the majority of them extended pending bills, for the current pending bills it is difficult to verify and quantify. They are also there. So as a County, we are doing very badly in terms of un-surrendered imprest and pending bills.

Look at the issue of GIS and the Spatial Plan. A Spatial Plan in the current world is key to any investor. If you are an investor from Europe, you can easily trace Bungoma and see how Mateka has been planned. The Spatial Plan entirely depends on GIS which is Geographical Information System. You map the whole of Bungoma in one system and classify where to put an industry, where to find good soil to farm avocado or put any development project.

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I remember in the last regime, we used to allocate money, but it was always removed during supplementary budget. We have been promised that the money for GIS was allocated by the Liaison Committee when they handled the budget. Let us see if it will be utilized. GIS Lab will help all of us. Even when you have retired, you still can make use of it. Technology is there with us and we must also change. I am promising to change because I cannot remain on an old model of doing things.

The Charter has the functions for the Municipalities, and since 2018 those functions have never been transferred. Municipalities are just there like an empty tin without water. The department is yet to transfer functions, and the Charter explicitly demystifies what should be given to Municipalities and it goes ahead to explain different functions of the municipalities and the departments.

The CECMs should not be worried of transferring functions because all municipalities are just semi-autonomous; they are still answerable to the CEC. So I request this House that we follow up that matter and make our Municipalities functional.

Municipalities attract donor funding which can be used to address many problems facing our towns like storm water, roads and even garbage collection.

Like Kitale Municipality in Trans Nzoia County has received donor funding continuously for three years, while ours in Bungoma County have not received any donor funding, reason being Municipal Boards are not fully operational. You find that it is fully constituted and not properly funded.

Eldoret town grew to City status because they benefited all those five years. When we lost ours and we are again losing another five years. Since the devolution started, we benefited for three years. I expect the Chair to follow up on the status of Chwele and Webuye municipalities that we were promised that they are underway. The Court spoke; they only instructed that we do public participation. Why can't it be initiated? That is also our solution.

This document is in my area of profession; I can talk the whole day. And because I was just to second, let me leave it there and say I second.

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Mr. Deputy Speaker: Thank you, Hon. Isaiah Sudi member for South Bukusu for seconding. Honorable members, allow me to propose the same for debate.

(Question proposed)

Honorable members I observe that. Allow me now to put the question to the House that this House adopts the report by the Sector committee on Lands, Urban, Physical Planning and Housing on the implementation of house resolutions for the year 2022 and 2023 laid on the table of the House on Wednesday, the ninth day, July 2025.

(Question put and agreed to)

The report is adopted. Table clerks will ensure that the report is shared to the relevant officers for action as recommended by the Committee.

ADJOURNMENT

Honorable members, that was our last item on the Order Paper, we shall adjourn and resume on Tuesday next week at 2:30 p.m. We adjourn accordingly.

The House rose at 3:41p.m.

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