



**COUNTY GOVERNMENT
OF BUNGOMA**

COUNTY ASSEMBLY OF BUNGOMA

HANSARD STYLE GUIDE

March, 2023

COUNTY ASSEMBLY SERVICE BOARD

*Guidelines on the Layout of the Official
Report of the Assembly*

FIRST EDITION, MARCH, 2023

This Style Guide has been prepared for the Hansard Department of the County Assembly of Bungoma to provide guidelines specific to Hansard production.

The production of the HANSARD is guided by the Standing Orders and the principles found in Erskine May's *Parliamentary Practice*.

GENERAL INFORMATION

*Items set out in the subsequent pages are
in alphabetical order.*

(March, 2023)

Hansard Style Guide

FOREWORD

This Hansard Style Guide sets out the principles of usage and style to be followed by the Hansard staff to produce chamber and committee transcripts for the County Assembly of Bungoma.

Its purpose is to assist Hansard staff to produce high quality transcripts that are characterised by clarity of expression, consistency of style, and good punctuation and grammar.

The County Assembly saw the need for production of this guide to ensure consistency in the face of the variety of styles and the broad range of subject matter encountered by Hansard staff and I therefore call for total adherence to the principles enunciated in this guide.

It's a substantially verbatim report, which is edited, consistent with a house style, to remove repetitions and redundancies, and to correct obvious mistakes, while leaving out nothing that adds to the meaning of the speech or illustrates the argument.

This style guide is addressed to members of staff in Hansard Department and it should be complied to and its guidelines followed as recommended.



Hon. Emmanuel M. Situma
Chairperson, County Assembly Service Board

PREFACE

The Hansard Style guide contains guiding principles on issues such as capitalisation, how to show numbers and using punctuation skilfully to preserve the meaning of the spoken word in the written report.

It gives a verbatim report of the proceedings of the County Assembly of Bungoma the legitimacy of the institution's mandate through professionalism, efficiency and effectiveness.

The Hansard report forms a water-tight reference and evidence of the true proceedings of debates in the Assembly which can be used in a legal process and other critical meetings.

Web addresses and links have also been included in individual sections to assist Hansard staff to resolve issues quickly and easily.

The contents of this guide are reviewed periodically to ensure consistency with style developments in the wider community.



Charles W. Wafula
Secretary, County Assembly Service Board

SECTION 1

1. INTRODUCTION TO HANSARD

(The Official Report)

What is HANSARD?

HANSARD is the traditional name of the official report of Parliamentary proceedings. In other jurisdiction, it is referred to as the Report of Parliamentary Debates or the Verbatim Report of Parliamentary Proceedings.

The term HANSARD is derived from publisher of the report of debates at the UK Parliament in the early 19th Century; namely, Thomas Curson Hansard who ran a family business together with his son (<http://www.commonwealth.hansard.org>).

HANSARD is an edited report of what is said in a Legislature. Reporters and editors are encouraged to preserve the personal speaking style of a Member and retain his originality (Personal idiosyncrasy)- avoid paraphrasing a Member's speech.

DEFINITION OF THE TERM HANSARD ACCORDING TO ERSKINE MAY

“The Official Report is a full report, in the first person, of all speakers alike, a full report being defined as one ‘which, though not strictly verbatim, is substantially the verbatim report, with repetitions and redundancies omitted and with obvious mistakes corrected, but which on the other hand leaves out nothing that adds to the speech or illustrates the argument,”

[Erskine May's Parliamentary Practice, Twenty-Third Edition, page 260]

HOW IS HANSARD USED?

- Reference source for information regarding parliamentary proceedings for scholars, parliamentarians,
- It provides a record for posterity. It offers a day-to-day account of proceedings, reflecting attitudes to the significant issues of the day and the changing values and views of society. It will help future generations to paint a picture of how we live today. [British-Irish Parliament Reporting Association, www.bipra.org]
- Used as a tool in statutory interpretation ---

GENERAL INFORMATION

Give initials of the Reporter at the top left-hand corner, and the "TAKE", TIME, and date at the right hand corner as shown below:

CAW

TAKE A

9:00-9:30 A.M.

4.4.2023

PAPER LAID

The transcript is produced in single-line spacing. BUT double line spacing is used where procedural matters arise as indicated below:

Hon. Francis Chemion: Mr. Speaker, Sir, you will recall that yesterday I undertook to lay some documents on the Table to substantiate the allegations I made.

I beg to lay the documents on the Table.

(Hon. Francis Chemion laid the document on the Table)

ABBREVIATIONS: Use periods with abbreviations that appear in lower case; use no periods with abbreviations that appear in full capitals, whether two letters or more.

Examples

Chief Executive Officer – CEO
United States of America – USA
African Union – AU
North Atlantic Treaty Organization - NATO

ACADEMIC DEGREES: Use lower case when referred to e.g. PhD

ACRONYMS: An acronym is an abbreviation spoken like a word. Use capital letters without periods in acronyms and always expand acronyms the first time they occur in an Honourable Member's speech. For example: Kenya National Highways Authority (KeNHA), the Kenya Rural Roads Authority (KeRRA), Kenya Rural Roads Authority (KURA).

NATO, WHO, DNA, IQ, HIV/AIDS

Note: Always verify that the acronym used is correct.

ADJOURNMENT: The HANSARD records the adjournment of the House and any subsequent debate under the Heading “Adjournment.” A Style line with the time of adjournment and the date for resumption is inserted. (Also see Suspension/Resumption of Proceedings)

Example of Adjournment when business on the Order Paper has been concluded:

ADJOURNMENT

Deputy Speaker (Name): Honourable Members, there being no other business, the House stands adjourned until tomorrow, Thursday 11th February, 2016, at 2:30 p.m.

The House rose at 5:35 p.m.

NUMBERS: The HANSARD records numbers 1 to 9 by writing, i.e. one, two, three, up to nine.

At the beginning of a sentence, numbers should be spelt out.

Percentage should be indicated as shown below: 5 per cent

OATH OR AFFIRMATION: After election of a new County Assembly, the presiding officer proceeds to administer Oath or Affirmation of Office. This is recorded in the HANSARD as follows:

ADMINISTRATION OF OATH

OATH OR AFFIRMATION/AFTER A BY-ELECTION

In case of a by-election, the swearing-in of a new Honourable Member is shown as follows:

ADMINISTRATION OF OATH

(The Member-Elect for Lwandanyi Ward entered the Chamber escorted by honourable Joan Kirong)

Hon. Joan Kirong: Mr. Speaker, Sir, it is my honour and pleasure to introduce to you the new ‘MCA-Elect for Lwandanyi Ward, the Honourable---
Mr. Speaker Welcome, Honourable Member.
We may now proceed with the swearing-in of the new Member.

The Oath of Allegiance was administered to Honourable----

PAPERS LAID:

If a Paper is laid, this is recorded in the HANSARD as follows:

PAPER(S) LAID

(INSERT TITLE, CENTRED AND IN SMALL CAPS)

Hon. Katasi: Mr. Speaker, Sir, I beg to lay the following Paper on the Table:-
Report of the Standing Committee on Finance and Budget on the---
Thank you, Mr. Speaker, Sir.

(Hon. Katasi laid the document on the Table)

It is the practice for Members to lay Papers on the Table during the course of their contributions. This is laid out in one or two ways depending on the circumstances as illustrated in the example below:

Hon. Bridgit Katasi: Mr. Speaker, Sir, this letter addressed to me by the person involved in this matter is a clear indication of the true position and I will lay it on the Table so that all Honorable Members may have access to it.

(Hon. Katasi laid the document on the Table)

If a Member lays a Paper(s) on the Table and then it is or they are rejected by the Speaker for whatever reason(s), the layout is as follows:-

In view of the fact that the Papers laid on the Table are unsigned, I cannot declare them authentic. I order that they be withdrawn.

(Hon. Katasi withdrew the Papers)

PERSONAL STATEMENT

During Statements Hour, a Member may, by the indulgence of the House, explain matters of a personal nature although there is no question before the House, but such matter may not be debated as provided for in Standing Order No.48. This is captured in the HANSARD as follows:

PERSONAL STATEMENT

ASSAULT OF MPS, MCAS AND MEMBERS OF THE
PUBLIC BY THE GOONS IN CHEPYUK SETTLEMENT SCHEME

Hon. Meshack Museveni: Mr. Deputy Speaker, Sir, I seek the indulgence of the House to make a Personal Statement under Standing Order No.47.
Mr. Deputy Speaker, Sir, the Statement is in connection with the barbaric incident at Chepyuk Settlement Scheme, yesterday, 21st March, 2023 whereby Kenya Police under the command of one Mr. Kimaiyo, the Officer Commanding Police Division (OCPD) camouflaged as goons, without any provocation, assaulted us; Members of

Parliament (MPs), Members of the County Assembly (MCAs) and members of the public, as we were exercising our constitutional right to demonstrate peacefully as per Article 37 of the Constitution.

PETITION(S)/PRESENTATION (PART XXIV)

A Petition is a written prayer to the Assembly under Article 37 or 119 of the Constitution by a member of the public requesting the House to consider any matter within its authority as contemplated in Articles 94 and 96 of the Constitution, including enacting, amending or repealing any legislation.

When a Member presents a Petition to the House as per Standing Order No.224 (*presentation of petition*), the layout in the HANSARD is as follows:

PETITION(S)

UTILIZATION OF NDIVISI WARD DEVELOPMENT FUND

Hon. Edward Wekesa: Bwana Spika, hili ni ombi la wakaaji wa Wadi ya Ndivisi ya Kati katika Kaunti ya Bungoma kuhusu matumizi ya fedha zilizotengwa kupitia Hazina ya Maendeleo ya Wadi (*Ward Development Fund*) na Serikali ya Kaunti ya Bungoma katika Mwaka wa Kifedha 2022/2023.

Waheshimiwa Wabunge, kwa mjibu wa Kipengele Nambari 226 cha Kanuni za Bunge la Kaunti ya Bungoma, nitaruhusu maoni, mitazamo au ufafanuzi kuhusiana na dua hii kwa muda usiozidi dakika 30.

After brief comments (SO 227 by Members, the Petition is committed to the relevant Standing Committee as per Standing Order No.225. This is indicated in the HANSARD as follows:

Mr. Speaker Very well. I refer this Petition to the Standing Committee on Justice, Legal Affairs and Human Rights. The Committee will have 60 days to get back to the Assembly. It is so ordered. (SO. 225)

(The Petition was committed to the Committee on Justice, Legal Affairs and Human Rights)

After the Committee considers the Petition, they present a report to the House as follows:

REPLY TO PETITIONS

REPORT ON PETITION: UTILIZATION OF NDIVISI WARD DEVELOPMENT FUND

Hon. Metrine Ngalama: Mr. Speaker, Sir, I want to present a report of the Petition on utilization of Ndivisi Ward Development Fund as follows. The Petition was sought by Honourable ---

Example of Adjournment when business on the Order Paper has not been concluded:-

Temporary Speaker Hon. Members, it is now time to interrupt the business of the House. The House stands adjourned until tomorrow, Thursday, 18th February, 2016, at 2:30 p.m.

The House rose at 6:30 p.m.

ADJOURNMENT OF DEBATE

An Honourable Member may move to postpone/adjourn debate on a Motion as illustrated in the example below:

Hon. Edwin Opwora: Mr. Speaker, Sir, I beg to move that the debate on the Motion be now adjourned. The reason for this is.....

Honourable Franklin Simwoto seconded.

(Question proposed)

(Debate may follow)

*(Question, that the Debate be now adjourned,
put and agreed to or negatived)*

BRACKETS: Brackets are used for: Editorial comments, interjections and pauses in proceedings, for example, *(Inaudible) (Laughter) (Inaudible) (Applause) (Technical Hitch)*.

CITATIONS

When the Speaker or a Member quotes or cites a reference, this is recorded in the HANSARD as follows-

The Minority Leader (Name): Mr. Speaker, Sir, like you remember Bessie Braddock told Winston Churchill that:

"You are so drunk" and Winston retorted back that "I am drunk but you are ugly but when I wake up tomorrow, I will be sober but you will still be ugly."

Or

Mr. Speaker Honourable Members, Article 11(1) of the Constitution provides as follows, and I quote:-

"This Constitution recognizes culture as the foundation of the nation and as the cumulative civilization of the Kenyan people and nation."

CAPITAL LETTERS

In the HANSARD style, it is advisable to capitalize the following:

People's names, names of political parties and geographical places, names of particular buildings or streets, languages, nationalities e.g Kenyan, Ugandan, Tanzanian, religions

- Full titles of organizations, Bills and Acts of Parliament
- Special events such as New Year's Eve, Cup Match, Easter Thursday, Easter Friday, Easter Monday,
- Unique titles e.g. Premier, Inspector General of Police, Principal Secretaries, Cabinet Secretaries or County Executive Committee Members
- Report (when referring to a report of a Committee of Parliament)
- Reference to the Deity and the Bible e.g. God, Old Testament
- Celestial bodies: the Big Dipper, the Milky Way, Hallet's comet
- Earth: Mars
- Sun and Moon: Usually lower case
- Days of the week and names of months, but not names of seasons: Tuesday, Wednesday, Friday. Seasons: summer, winter, spring, fall

Hansard gives capitals to the following words when they are used as proper nouns:

- Backbench Members or Backbenchers
- Bill
- Cabinet
- Chair
- Chamber
- Clerk of the County Assembly
- Commission
- Committee
- Constitution
- Floor of the House
- County Gazette, Kenya Gazette
- House
- Motion
- Order Paper
- Member of the County Assembly
- Senator
- Serjeant-at-Arms
- Table

NAMES OF MEMBERS OF THE COUNTY ASSEMBLY

Hansard identifies Members of the County Assembly (MCAs) by their title and surname bolded. There is an official list of names of MCAs (Per Session of Parliament) which is available for reference. See appendix to this document.

Hon. Busolo Sudi Isaiah – South Bukusu Ward

Hon. Museveni Meshack – Mukuyuni Ward

Hon. Wangila Vitalis Sifuna – Kabula Ward

CURRENCY

The official Kenyan currency is the Kenya Shillings which is recorded in the HANSARD as follows: Kshs 560,000.

Members may also refer to currency of other countries, for example, the Dollar and the Pound. To insert symbols of foreign currency, use the key combinations on the keyboard.

DATES: The approved format for capturing dates in the HANSARD is as follows:

Example: Friday, 1st January, 2021

EXCLAMATION MARKS

These should be used sparingly, not just because the Members/

Speaker sounds excited.

EXPUNGING

The Speaker may order that certain words attributed to a Member (s) be removed from the HANSARD. When this is done, the HANSARD records this as follows:-

NOTE: When the above is ordered, transcribe all the words as spoken. Only the Hansard Editor is allowed to expunge the words during final editing. Eventually this is how the report should look like:-

Hon. Nangalama:.....(*Words expunged at the order of the Temporary Speaker*)

Temporary Speaker Honourable Wandabusi, you are the Mover of this Motion. I allowed you hoping that you were on a point of order, but you proceeded on to contribute to your own Motion. Therefore, I direct that your contribution be expunged from the HANSARD.

(All the debate arising from Hon. Wandabusi's remarks on The County Governments (Amendment) Bill was expunged from the record of the House as ordered by the Temporary Speaker)

HOMOPHONES

These are words that sound the same but have a different meaning. Hansard Reporters and Editors need to be keen on these words by focusing on the context of the debate.

Examples of commonly confusing Homophones:-

Adapt and Adopt; Advice and Advise; Altar and Alter; Appraise and Apprise; Bare and Bear; Born and Borne; Ceiling and Sealing; Complementary and Complimentary; Council and Counsel;

(See Appendix for more Homophones)

IMPEACHMENT

This is the process undertaken by the County Assembly, as per the Constitution of Kenya, 2010, to remove a County Governor/Deputy Governor or CECMs, the Speaker, Deputy Speaker and other state officers from office. The process may be undertaken in Plenary or in the Committee following appointment of a Committee which reports to the County Assembly its findings.

BILLS: A Bill is a proposal of a new law or for a change to an existing law. The body of a Bill consists of clauses. When the Bill is enacted the clauses become sections of the law or Act.

The HANSARD capitalizes the word “Bill” as it relates to the Bill under discussion. A Bill is made up of clauses which are divided into: subsections (1), (2), (3), which may be further divided into; paragraphs (a), (b), (c), and possibly even; sub-paragraphs (i), (ii) (iii). If a Member says, “Clause 1, subsection (1), paragraph (a), subparagraph (ii)” – The HANSARD cites that as “Clause 1(1)(a)(ii)”

1. GUIDELINESS ON PRODUCTION OF VERBATIM REPORTS ON OCCASION OF SWEARING-IN OF MEMBERS OF A NEW ASSEMBLY

After a General Election, the layout for the swearing-in of new MCAs is as shown below

CAW

TAKE A: 10:00-10:30 A.M. 28.3.2023

COUNTY GOVERNMENT OF BUNGOMA (18)

COUNTY ASSEMBLY OF BUNGOMA (18)

COUNTY ASSEMBLY DEBATES (16)

THE DAILY HANSARD (14)

Tuesday, 28th March, 2023 (12)

Afternoon Sitting (12)

The Third Assembly – First Sitting – First Day

(Convened by notification vide Legal Notice... of 2023)

(The Assembly met at the County Assembly Chambers on Tuesday, 28th March, 2023 at Ten O'clock, it being the first sitting of the Assembly)

(The proceedings were opened by a prayer read by the Clerk of the Assembly (Mr. Wafula)

**COMMUNICATION FROM THE CLERK OF
COUNTY ASSEMBLY OF BUNGOMA**

WELCOME TO HON. MEMBERS AND NOTIFICATION OF PLACE AND TIME OF
FIRST SITTING OF THE ASSEMBLY

The Clerk of County Assembly of Bungoma (Mr. Wafula): Honourable Members, it is my pleasure and privilege to welcome you to the first sitting of the County Assembly.

Honourable Members, Standing Order No.3 (1) provides that....

“Whenever a County Assembly is elected, the Governor, by notice in the County Gazette and/or Kenya Gazette, shall appoint the place and date of the first sitting of the new County Assembly, which date shall not be later than thirty days after the election”

END A

HKW TAKE B 10:30-11:00A.M. 28.3.2023

[The Clerk of County Assembly of Bungoma (Mr. Wafula)]

PAPER LAID

LIST OF GAZETTED MCAS

The Clerk of the County Assembly of Bungoma (Mr. Wafula): Honourable Members, pursuant to Standing Order No.3 (2)(b), I beg to lay the following document on the Table of the Assembly---

(The Clerk of County Assembly of Bungoma (Mr. Wafula)

laid the list of MCAs on the Table)

After a General Election, on the first day sitting of the Assembly, there shall be administration of oath to new MCAs, elected Members of the Speaker and Deputy Speaker respectively. The layout is as shown below.

COMMUNICATION FROM THE CLERK OF THE COUNTY ASSEMBLY

PROCEDURE TO BE FOLLOWED IN ADMINISTRATION OF OATH OR AFFIRMATION OF OFFICE

The Clerk of County Assembly of Bungoma (Mr. Wafula): Honourable Members, Standing Order No.3 (1)(c) requires that on the first sitting of a new County Assembly, pursuant to the Governor's notification...

ADMINISTRATION OF OATH

The Oath of Allegiance was administered to the following Members of the County Assembly:

NAME OF THE MCA

Barasa Tonny
Busolo Sudi
Chemion Francis
Cheseto Martin Chemorion
Chitekeyi Timothy Chikati
Nganga Everton
Kibaba Alice Nanyama
Kimungui Abraham Obama
Luseneka Antony Namunyu
Mukhanya Alfred Wekesa

NAME OF THE WARD

Lwandanyi
South Bukusu
Kaptama
Naitiri Kabuyefwe
Ndalulwa (Tabani)
East Sang'alo)
Specially Nominated
Kamukuywa
Bukemba West)
Ndivisi)

Machani Ali	Maraka
Mukhongo Christine Cunera	Kimilili
Nangulu Charles	Namwela
Otsiulah Jeremiah Benjamin	Khasoko
Opwora Edwin Wekesa	Bwake/Luuya
Simotwo Franklin	Chepyuk
Waliaula Aggrey Mulongo	Kibingei
Wekesa Meshack Museveni	Mukuyu
Kundu Orize Wanjala	Siboti
Naboelela Everlyne Mutiambu	Malakisi/South Kulisiru
Rugut Angeline Chelegat	Nominated
Katasi Brigit Lusike	Nominated
Ngalama Metrine Nanjala	Nominated
Kituyi Catherine Mating	Nominated
Ndasaba Dorcus Nakhumicha	Nominated
Wekesa Linda Kharakha	Nominated

The Oath of Affirmation is administered to those who do not profess the Christian Faith as shown below:

The Oath of Affirmation was administered to:

1. List names of Members who took the oath of affirmation

The Clerk of the County Assembly (Mr. Wafula): Honourable Members, I wish to draw your attention to the fact that under our Standing Orders, the Clerk is obligated to make necessary facilitation for Members with disability. I would like to draw your attention to the fact that hon.----- has opted to go the whole hog in this manner.

(Applause)

(hon.)---- took the oath)

ELECTION OF THE SPEAKER

At the end of administration of oath, the Clerk will proceed to preside over the election of the Speaker. Indicate the procedure as shown below. Record verbatim the directions given to the Clerk and show the procedure as indicated.

The title of the Order should be in bold and centred.

COMMUNICATION FROM THE CHAIR

PROCEDURE TO BE FOLLOWED IN ELECTING THE SPEAKER

The Clerk of County Assembly (Mr. Wafula): Honourable Members, pursuant to the provisions of Standing Order No.4 (1), I have laid on the Table a list of names of candidates nominated for election as Speaker of the County Assembly. I now direct that the ballot box, empty and unlocked to the Members...

(The ballot boxes were opened and displayed to Members)

Honourable Members, you have witnessed for yourselves that the ballot boxes are empty. I now direct the Serjeant-at-Arms to close and lock the ballot box.

(The ballot boxes were locked)

Honourable Members, we are now ready. Proceed and vote. Every Member will be issued with one ballot paper.

(The ballot papers were issued to Honourable Members)

(Honourable Members proceeded to vote)

Honourable Members, we have come to the end of the voting. I will proceed to count the ballot papers and announce the results.

(The clerks-at-the Table unlocked the ballot boxes and proceeded to count the votes)

The Clerk announced the results of the first ballot as follows:

NAME	NUMBER OF VOTES
1. Emmanuel Mukhebi Situma	
2. Henry Majimbo Okumu	
3. Phylis Namachanja Wangwe	
4. Noel Nyongesa Makeni	

If the leading candidate attains two-thirds of the total votes cast in the first round, he or she is declared the Speaker of the Assembly. This is indicated as shown below:

If candidates for the post of the Speaker withdraw from the race thereby leaving one candidate, that candidate will be declared dully elected Speaker.

According to provisions of Standing Order 11; ‘Despite the provisions of this Part, if there is only one candidate who has been duly nominated for election as Speaker at the expiry of the nomination period, that candidate shall be declared forthwith to have been elected Speaker without any ballot or vote being required.’

(The Clerk accordingly declared Hon. Emmanuel Mukhebi Situma elected Speaker and ordered the Serjeant-at-Arms to search for the said (Name of new Speaker) --Mr. Emmanuel Mukhebi Situma and bring him to the Chamber)

(On arrival of (Name of new Speaker) in the Chamber, he was escorted to the Chair by Hon. Joan Kirong and Hon. George Makari.....

(Hon. Emmanuel Mukhebi Situma)

(On arrival at the Chair, the Clerk thereupon administered the Oath of Allegiance to the Speaker-elect

Or

(On arrival at the Chair, the Clerk thereupon administered the Oath of Affirmation to the Speaker-elect

(Name of new Speaker)

(The Speaker, (Name) took the Chair, and the Mace, which before lay under the Table, was placed on the Table

(Applause)

Incase none of the candidates garners two thirds (42) of the total votes (62) in the first round, the House will proceed to the second round of election of the Speaker with the candidate(s) who received the highest number of ballots and the candidate(s) who in that ballot received the next highest number of votes shall alone stand for election in a further ballot and the candidate who receives the highest number of votes in the further ballot shall be elected Speaker.

Provisions of Standing Order 7(2)

COMMUNICATION FROM THE CHAIR

SUBMISSION TO THE WILL OF THE ASSEMBLY

Mr. Speaker Honourable Members, I feel greatly honoured and privileged to have been elected to this position of Speaker of the County Assembly. I thank you and pledge to work with you for betterment of our great county...

COMMUNICATION FROM THE CHAIR

PROCEDURE TO BE FOLLOWED IN ELECTING THE DEPUTY SPEAKER

Mr. Speaker Honourable Members, Standing Order No.14 (1) provides that 'As soon as practicable after the election of a Speaker following a General Election, a Deputy Speaker shall be elected.'

Honourable Members, Standing Order No.14 (3) further provides that

'The procedure for electing a Deputy Speaker shall, with necessary modifications, be the same as that prescribed for the election of the Speaker.'

(The ballot boxes were opened and displayed to Members)

Honourable Members, you have witnessed for yourselves that the ballot boxes are empty. I now direct the Serjeant-at-Arms to close and lock the ballot box.

(The ballot boxes were locked)

Mr. Speaker: Honourable Members, Standing Order No.6 (3) requires that ‘The Clerk shall issue not more than one ballot paper to each Member who comes to the Table to obtain it and each Member who wishes to vote shall proceed to a booth or designated area provided by the Clerk for that purpose and located next to and within reasonable distance of the ballot box and shall, while there, mark the ballot paper by placing a mark in the space opposite the name of the candidate for whom the Member wishes to vote, fold the marked ballot paper before leaving the booth or area and place the folded ballot paper in the ballot box.’

(The ballot papers were issued to Members)

(Hon. Members proceeded to vote)

Mr. Speaker: Honourable Members, it appears to me that those who wanted to cast their votes have done so. I now order the ballot box to be opened to enable us start counting the votes.

(The ballot box was unlocked and displayed to Members)

(The Clerks-at-the Table proceeded to count the votes)

The Speaker announced the results of the election as follows:

NAME	VOTES
1. Hon. Francis Masai Chemion	25
2. Hon. Stephen Wamalwa	36

If the leading candidate attains two-thirds of the total votes cast in the first round, he or she is declared the Deputy Speaker of the Assembly.

‘Incase none of the candidates garners two thirds (42) of the total votes (62) in the first round, the House will proceed to the second round of election of the Speaker with the candidate(s) who received the highest number of ballots and the candidate(s) who in that ballot received the next highest number of votes shall alone stand for election in a further ballot and the candidate who receives the highest number of votes in the further ballot shall be elected Speaker. Provisions of Standing Order 7(2)

If candidates for the post of the Deputy Speaker withdraw from the race thereby leaving one candidate, that candidate will be declared dully elected Deputy Speaker.

According to provisions of Standing Order 11; ‘Despite the provisions of this Part, if there is only one candidate who has been duly nominated for election as Deputy Speaker at the expiry of the nomination period, that candidate shall be declared forthwith to have been elected Deputy Speaker without any ballot or vote being required.’

(The Speaker accordingly declared (Hon. Stephen Wamalwa) elected Deputy Speaker

*of the County Assembly and directed the
Chief Serjeant-at-Arms to search for the said (Name)
and bring him to the Chamber)*

(On arrival of (Name) in the Chamber, he was escorted by (Name)

*(On arrival at the Chair, the speaker thereupon administered the
Oath of Allegiance to the Deputy Speaker-elect*

Or

*(On arrival at the Chair, the Speaker thereupon administered the
Oath of Affirmation to the Deputy Speaker-elect*

(Applause)

Or

COMMUNICATION FROM THE CHAIR

Deferral of the election of Deputy Speaker

Mr. Speaker: Pursuant to Standing Order 8, a candidate may withdraw his/her candidature before a ballot is cast. In this regard, I wish to bring to your attention

that on Tuesday 29th August 2017, (name) by notice to the clerk withdrew his candidature for the position of Deputy Speaker of the assembly. Similarly, yesterday Wednesday the 30th August 2017, the other three candidates by respective notices to the clerk withdrew their candidature for the position of Deputy Speaker of the county assembly.

Arising from the withdrawal of candidature by all the four candidates who had been dully nominated, we now have no candidate for the position Deputy Clerk.

Honourable members, standing Order 14(1) provides that; ‘As soon as practical after the election of the Speaker following a General Election, a Deputy Speaker shall be elected.’

Accordingly, we now do not have any candidate for the position of Deputy Speaker hence it is not practical to proceed with the election. Consequently, I shall defer the exercise to a future time when it will be practical to carry out the exercise. Thank you.

After a General Election, the only business of the first sitting is swearing-in of Members, electing the Speaker and Deputy Speaker. After that the House is adjourned to a specific date, time and venue of the official opening of the Assembly.

COMMUNICATION FROM THE CHAIR

NOTIFICATION OF OPENING OF THE COUNTY ASSEMBLY

Mr. Speaker Order! Order, Honourable Members! Pursuant to Standing Order No. 13 (1)

‘Immediately after taking and subscribing to the Oath or Affirmation of Office under Standing Order 12 (*swearing in of the Speaker*), the Speaker shall notify the Members of the place, date and time of the opening of County Assembly which shall be not more than thirty days after the first sitting of the House’

ADJOURNMENT

Mr. Speaker Honourable Members, we have come to the conclusion of business today. Standing Order 21 (1) provides that ‘The Governor shall address the opening of each newly elected County Assembly.’ There being no other business the House

stands adjourned until such a date as shall be notified as a date set for opening of the Assembly.

The County Assembly rose at 3:30 p.m. (Indicate time)

GUIDELINES FOR PRODUCTION OF VERBATIM REPORTS OF THE
SPECIAL SITTING ON OCCASION OF OFFICIAL OPENING OF THE COUNTY
ASSEMBLY BY THE GOVERNOR

A. COVER PAGE

The cover page of the Report should appear as follows:

KT TAKE A 9:30-9:40 a.m. 1-27.5.2021

**COUNTY GOVERNMENT OF BUNGOMA
COUNTY ASSEMBLY OF BUNGOMA
COUNTY ASSEMBLY DEBATES
THE DAILY HANSARD
THIRD ASSEMBLY - First Session**

(Third Assembly established by Proclamation - Legal Notice No... of 2023)

*** (Convened vide Gazette Notice No... of 20th March, 2023)*

Thursday, 30th March, 2023

[The County Assembly met at thirty minutes past Two o'clock at the Assembly Chamber]

ARRIVAL OF HIS EXCELLENCY THE GOVERNOR

(His Excellency the Governor (Name) entered the Chamber escorted by the Speaker and accompanied by the Mace at thirty minutes past Two ó clock]

(The Mace was placed on the Table)

[His Excellency the Governor (Name) took the Chair of the County)

(The National Anthem, the EAC Anthem and the County Anthem were played)

PRAYERS

Mr. Speaker Order, Honourable Members! It is now time for us to be read in prayers by our spiritual leaders....

**** (Prayers were then read by the following spiritual leaders: List their names and churches they are representing)**

COMMUNICATION FROM THE CHAIR

WELCOME TO HIS EXCELLENCY THE GOVERNOR

CONVENING OF THE ASSEMBLY FOR THE GOVERNOR'S ADDRESS

Mr. Speaker Order! Order, Honourable Members! Your Excellency the Governor, it is with great pleasure that...

(Applause)

GOVERNOR'S ADDRESS DURING THE OPENING OF THE 3RD COUNTY ASSEMBLY

EXPOSITION OF PUBLIC POLICY

His Excellency the Governor, County Government of Bungoma (Name):
Thank you, Mr. Speaker, Sir, and Honourable Members...

NOTICE OF MOTION

THANKS FOR THE EXPOSITION OF PUBLIC POLICY

The Leader of Majority Side (Name): Mr. Speaker, Sir, I beg to give notice of the following Motion:

THAT, the thanks of this House be recorded for the exposition of public policy contained in His Excellency's Address from the Chair today, on Thursday, 30th March, 2023...

ADJOURNMENT

Mr. Speaker: Your Excellency the Governor, Honourable Members, we have come to the conclusion of business of the day and it is now time to adjourn the House.

The House, therefore, stands adjourned until Tuesday, 4th April, 2023 at 2:30 p.m., in the County Assembly Chamber.

Your Excellency the Governor, I take this opportunity to invite you and our guests to a reception at the County Assembly Gardens.

DEPARTURE OF HIS EXCELLENCY THE GOVERNOR

*(Hon. Members rose in their places while
His Excellency the Governor left the Chamber)*

The Assembly rose at 4:00 p.m.

2. DEBATE ON THE GOVERNOR'S ADDRESS(*)**

The title of the above will be: Debate on the Governor's Address during the Opening of the 3rd Assembly

3. GUIDELINES FOR PRODUCTION OF VERBATIM REPORTS FOR ORDINARY SITTING OF THE ASSEMBLY

COUNTY GOVERNMENT OF BUNGOMA (Font size 18)

COUNTY ASSEMBLY OF BUNGOMA

COUNTY ASSEMBLY DEBATES

THE DAILY HANSARD

THIRD ASSEMBLY - First Session

Tuesday, 4th April, 2023 (Font size 12)

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

[The Speaker (Name) or Madam Speaker (Name) in the Chair]

Or

*[The Deputy Speaker (Name) or
Madam Deputy Speaker (Name) in the Chair]*

Or

[The Temporary Speaker (Name) in the Chair]

PRAYERS

DETERMINATION OF QUORUM AT COMMENCEMENT OF SITTING

Mr. Speaker Clerk, do we have quorum?

(The Clerk-at-the Table consulted the Speaker)

Serjeant-at-arms, please, ring the quorum Bell for five minutes.

(The Quorum Bell was rung)

ADMINISTRATION OF OATH

The Oath of Allegiance was administered to the following Members:

Name of MCA	WARD
Kandie Amos	
Chelule arap Maiyo	

COMMUNICATION FROM THE CHAIR

(Insert title, centred and small caps)

VISITING DELEGATION OF STUDENTS AND TEACHERS

FROM KAMUKUYWA HIGH SCHOOL

Mr. Speaker: Honourable Members, I have the following communication to make.

I would like to acknowledge the presence, in the Speaker's Gallery this afternoon of a visiting delegation of Students and teachers from Kamukuywa High School.

The delegation is in the Assembly for a one-day academic exposition.

Honourable Members, in our usual tradition of receiving and welcoming visitors to the Assembly, I extend a warm welcome to them and, on behalf of the Assembly and wish them a fruitful visit.

Next Order.

I will allow the Leader of Majority to say short welcoming remarks to the visiting delegations

The Leader of Majority (Name): Thank you, Mr. Speaker, Sir. I join you on behalf of the Assembly to welcome the visiting delegation from Kamukuywa High School and the staff from the school. I know a bit of history about this particular school---

If there is more than Communication from the Chair, in title for each

COMMUNICATIONS FROM THE CHAIR

Mr. Speaker: Honourable Members, I have the following Communications to make:

CHANGES IN LEADERSHIP OF THE MINORITY COALITION

Honourable Members, yesterday afternoon, the Minority Leader rose on a point of order seeking that the Speaker makes a communication on changes in the leadership of the Minority Side on the grounds that the Political Parties Tribunal had made a ruling yesterday, 14th March, 2023, striking out the complaint that had been launched with it by the Minority Whip on the grounds that it had no jurisdiction in the matter. The Minority Leader did not provide any evidence on such order having been made but instead alleged that the matter was in the public domain---

Honourable Members, I have a further Communication.

VISITING DELEGATION OF STAFF FROM MAKUENI COUNTY ASSEMBLY

Mr. Speaker: Honourable Members, I also wish to acknowledge the presence, in the Speaker's Gallery this afternoon, of a visiting delegation of staff from Makueni County Assembly. The delegation is in the Assembly on a five-day benchmarking visit with counterpart departments in the Assembly.

I request each Member of the delegation to stand when called out, so that you maybe acknowledged in the Assembly tradition –

1. Joseph Nzioki - Deputy Chief Serjeant-At-Arms
2. Clarice Komu - Senior Serjeant-At-Arms
3. Brian Mutua - Assistant Serjeant-At-Arms
4. Joseph Kimanthi - Assistant Serjeant-At-Arms
5. Joram Kaunga - Assistant Serjeant-At-Arms
6. Antony King'oo - Assistant Serjeant-At-Arms
7. Denis Kimeu - Assistant Serjeant-At-Arms
8. Clementine Mukii - Clerk Assistant

9. James Ngao - Research Officer

On behalf of the Assembly, I extend a warm welcome and wish you a fruitful visit here at the County Assembly

Honourable Members, I have another Communication to make.

SENATOR'S ADDRESS TO THE ASSEMBLY

Mr. Speaker: Honourable Members, I have received information from the Leader of Majority that our Senator will address the Assembly on, say, 11th April, 2023. The HBC has been requested to meet after this and plan for that event----

I take this opportunity to invite you, all, to support the activities of the Committee to make that event a success.

MESSAGES

“

PART X—MESSAGES

A message is a communication that comes to the Assembly from the Governor, the Senate, the Senator and the President. Messages are recorded in the HANSARD as follows:

(i) Messages to and from the County Assembly

(INSERT TITLE, CENTRED AND IN SMALL CAPS)

Mr. Speaker: Honourable Members, I wish to report to the Assembly that pursuant to Standing Order, I have received the following Message from the Senate regarding the proposed dissolution of the County Government of Bungoma---

Honourable Members, pursuant to Standing Order No. 44 (6)(c), I refer the message to the relevant Committee of the House for consideration...

(The Message was referred to the relevant sectoral Committee)

NOTICE(S) OF MOTION(S)

Before any Motion is moved, a Notice must be given. Each Notice of Motion must have a title and the terms captured as indicated in the Order Paper or as moved by the Member.

NB: The title given in the Notice of Motion must be maintained any time the Motion appears on the Order Paper.

Example:

NOTICE OF MOTION

APPROVAL OF CECMS

Hon. Charles Nangulu: Mr. Speaker, Sir, pursuant to Standing Orders No. 58(4) I beg to give notice of the following Motion-

THAT, the House approves the following CECMs nominated by the Governor (Prof.) Anyang'-Nyong'o
George Khaniri
Henry ole Ndiema
Mshenga Mvita Kisasa

MOTIONS

A Motion is a formal proposal that the House takes action on. The moving of and voting on motions is a basic building block of parliamentary procedures.

The following is the procedure in moving Motions at Bungoma County Assembly:

MOTION(S)

**The procedure for moving a Motion is as follows:-
The original title given in the Notice of Motion should be maintained**

(INSERT TITLE HERE, CENTRED AND IN SMALL CAPS)

Hon. Nangulu Charles: Mr. Speaker, Sir, I beg to move the following Motion:
THAT, this House resolves to hold a sitting on Thursday, 6th April, 2023 at 9:00 a.m.

Mr. Speaker, Sir, the reason for moving this Motion is due to the fact that we have a lot of business pending---

**The terms of the Motion must be captured as they appear on the Order Paper, indented but not bold.
The paragraphs should not be spaced.**

With those few remarks, Mr. Speaker, Sir, I beg to move, and request the Leader of Minority to second.

**The below layout is used when the seconder while
seconding the Motion speaks,**

The Leader of Minority (Name): Mr. Speaker, Sir, I rise to second this important Motion--
With those few remarks, I beg to second.

**When the Secunder does not speak, the HANSARD
records this as shown below:**

The Leader of Minority (Name) seconded.

(Question proposed)

**After the question is proposed, debate
follows, after which the Mover replies and
then the Question is put**

(Question put and agreed to)

(Or)

(Question put and negatived)

(Or)

**Sometimes Members may
disagree with the decision taken
by the Chair through the voice
vote. The procedure is as
follows:-**

Hon. Members: Division! Division!

Mr. Speaker: Do we have the requisite numbers for a division? Clerks-at-the-Table, please, confirm if we have the numbers for a division.

I am informed that we have more than enough Members seeking a Division. Ring the Division Bell.

(The Division Bell was rung)

Mr. Speaker: Can we have the tellers for the Majority and Minority sides?

DIVISION

ROLL CALL VOTING/ELECTRONIC VOTING

(Insert title of subject being voted for, centred and in small caps)

(Question put and the House divided)

(Voting in progress)

List the names of those MCAs who voted for the Ayes with their teller in an alphabetical order. Immediately after that, list the MCAs who voted against the Motion - Nays (Noes) also in alphabetic order plus their teller. You could customise the example from the Senate below to suit your situation.

**Tellers are used when there is
Roll Call Voting.**

Temporary Speaker: Order, members! The results of the Division are as follows:-

AYES: 30

NOES: Nil

ABSENTIONS: Nil

AYES: Hon. Sudi; Hon. Mukhanya; Hon. Orize; Hon. Kharakha; Hon. Simotwo; Hon. Makari; Hon. Mukoyandali; Hon. Sundukwa---

Teller of the Ayes: Hon. Mukhongo.

Teller of the Noes: Hon. Sifuna

**The number of Members voting
should tally with the results as
announced by the Chair.**

(Question carried by 35 votes to 15)

(Or)

(Question negated by 35 votes to 15)

*Please note that there are no tellers in elec
voting*

MOTIONS/RESUMPTION OF DEBATE

When debate on a Motion is resumed, the layout is as follows:

MOTION

(INSERT TITLE HERE, CENTRED AND IN SMALL CAPS)

THAT, this House urges the County Government to set up a probe Committee to investigate the possibility of instituting...

The terms of the Motion or the amended Motion should be taken from the day's Order Paper.

Give the title and/or name of the Mover and the day he/she moved the Motion as follows:

(Hon. Kanga on 15.3.2023) – When the Motion was moved

Then indicate the day debate on the Motion was interrupted as follows:

(Resumption of Debate interrupted on 15.3.2023) – When it was interrupted

If the debate being resumed is on a Motion that has been amended, the layout is as follows:

(Resumption of Debate on the Motion as amended, interrupted on 15.3.2023)

Sometimes debate on a Motion is interrupted in order to debate another Motion. When debate on the original Motion is resumed at the same sitting, the title must be inserted again, but it is not necessary to repeat the terms of the Motion or to indicate who moved it. The layout used in this case is as follows:

(Resumption of Motion)

(INSERT TITLE HERE, CENTRED AND IN SMALL CAPS)

(Resumption of debate)

Hon. Nakhumicha: Mr. Speaker, Sir, before I was interrupted, I was saying that---

With those few remarks, I beg to move, and request Honourable Chemion to second.

Hon. Chemion: Mr. Speaker, Sir, in seconding this Motion, I would like to point out that this is not the first occasion...

(Question proposed)

Debate follows

**There are two ways to conclude debate on a M
before the House.**

OPTION 1

If the House feels that the Members have exhausted making their contributions on the subject matter, an Honourable Member can rise on a point of order and move the following Motion.

Hon. Kundu Orize Wanjala: Mr. Speaker, Sir, I beg to move:

THAT the Mover be now called upon to reply.

Mr. Speaker: Honourable Members, I now put the Question which is:

THAT the Mover be now called upon to reply.

This is a voice vote. If it is carried, the HANSARD will format it as shown below:

(Question, that the Mover be now called upon to reply, put and agreed to)

(Or)

(Question, that the Mover be now called upon to reply, put and negatived)

OPTION TWO:

Mr. Speaker: Order, Honourable Members! It appears to me that those who wanted to contribute have done so, and most of you are repeating yourself, I will now called upon the Mover to reply.

Then the Speaker will put the Question and a decision taken will be recorded by the HANSARD as follows:

(Question put and agreed to)

Or

(Question put and negatived)

MOTIONS/ DROPPING, DEFERRING OR WITHDRAWING

When a Motion is listed on the Order Paper and the Mover does not move it because he or she is absent from the Chamber (with or without the Speaker's permission), when this happens, the HANSARD records this as follows:

MOTION

(INSERT TITLE HERE, CENTRED AND IN SMALL CAPS)

(Insert the Terms as shown on the Order Paper)

THAT, due to the great economic growth that the county has undergone in the last ten years, this House urges the County Government to provide free primary education to all children in the county.

Mr. Speaker: Is Honourable Nangalama Nanjala not here to move his Motion? Well, if he is not present, the Motion is dropped!

(Motion dropped)

Or, if the Mover is away with the permission of the Speaker; the HANSARD will record it as shown below:

Insert the title and the terms of the Motion for ease of reference

(INSERT TITLE HERE, CENTRED AND IN SMALL CAPS)

THAT, due to the great economic growth that the county has undergone in the last ten years, this House urges the County Government to provide free primary education to all children in the county.

Mr. Speaker: Honourable Members, Honourable Nangalama Nanjala had sought my permission to be away; so, I will defer his Motion.

(Motion deferred)

If the Mover is present in the Chamber, but he or she is not ready to move the Motion for whatever reason, and hence requests to be allowed to move it another day, the procedure is as follows:

(INSERT TITLE HERE, CENTRED AND IN SMALL CAPS)

(Insert the Terms as shown on the Order Paper)

THAT, due to the great economic growth that the county has undergone in the last ten years, this House urges the County Government to provide free primary education to all children in the county.

Mr. Speaker: Honourable Nangalama Nanjala, it is your turn to move your Motion.

Hon. Nangalama Nanjala: Mr. Speaker, Sir, as you are fully aware, I returned to the country only this morning and I really did not anticipate that my Motion would be coming up for debate on the Order Paper. I, therefore, request that the Motion be deferred to Wednesday, next week.

Mr. Speaker: Honourable Members, I think that is a fairly reasonable request and I, therefore, order that the Motion be deferred to Wednesday, next week.

(Motion deferred)

A Motion already disposed of may reappear on the Order Paper by mistake. Or a Member intending to move a Motion may decide he or she does not want to move it for some reason. In such a case the procedure is as follows:

(INSERT TITLE HERE, CENTRED AND IN SMALL CAPS)

(Insert the Terms of the Motion as shown on the Order Paper)

THAT, due to the great economic growth that the county has undergone in the last ten years, this House urges the Government to provide free primary education to all children in the county.

Mr. Speaker: Honourable Orize Kundu, it is your turn to move your Motion.

Hon. George Kwemoi: Mr. Speaker, Sir, we disposed of this Motion last week, and I believe the Motion is on the Order Paper by mistake.

Mr. Speaker: You are absolutely right, Honourable Member. This Motion was, indeed, disposed of last week and should not be on the Order Paper. We will, therefore, withdraw it.

(Motion withdrawn)

A Member intending to move a Motion may feel that his or her Motion has been overtaken by events, because what it is asking for has already been done by the County Government. In such a case the procedure is as follows:

(INSERT TITLE HERE, CENTRED AND IN SMALL CAPS)

(Insert the Terms as shown on the Order Paper)

THAT, due to the great economic growth that the county has undergone in the last ten years, this House urges the Government to provide free primary education to all children in the county.

Mr. Speaker: Hon. Nangalama Nanjala, it is your turn to move your Motion.

Hon. Nangalama Nanjala: On a point of order, Mr. Speaker, Sir. This Motion has already been overtaken by events because the County Government has already taken action in regard to what it is asking for.

Mr. Speaker: Well, in that case you do not need to move it. The Motion is, therefore, withdrawn.

(Motion withdrawn)

MOTIONS/AMENDMENTS TO MOTIONS

Amendments to Motions come in three forms:-

- (1) where you only add words;**
- (2) where you only delete words or**
- (3) where you delete words and insert other words in place thereof.**

An amendment to a Motion usually comes up after the Question is proposed as illustrated in the example below:

MOTION

ALTERATION OF THE COUNTY ASSEMBLY CALENDAR FOR THE 2023 SESSION

The leader of Majority (Name): Thank you, Mr. Speaker Sir. I beg to move-

THAT, pursuant to Standing Orders 31(4), and the Resolutions of the County Assembly made on 15th February, 2023 (approval of the County Assembly), 17th March, 2023 and 4th April, 2023 (alteration of the County Assembly), the Assembly now resolves to further alter its Calendar in respect of Part IV and Part V, to hold two sittings in each week on Tuesdays and on Thursdays, beginning on Tuesday, 15th April, 2023, and on Thursday 17th April, 2023, and that the County Assembly Calendar (Regular Sessions) for the Fourth Session, 2023 be altered accordingly.

Mr. Speaker, Sir, this is very straightforward as requested by Members themselves that they would like to be meeting twice in a week from this week so that we can cover much ground. The Members support this and we move our Sessions to two days in a week.

I beg to move and ask the Minority Leader to second.

The Leader of Minority (Name): Mr. Speaker Sir, I beg to second.

(Question proposed)

**The Mover of the amendment proceeds to move the amendment(s) as illustrated below:
NB: Capture the terms of the amendment as moved on the Floor or as provided in the Order Paper**

Hon. Nakhumicha: Thank you, Mr. Speaker, Sir. I beg to move the following amendment to the Motion on the alteration of the County Assembly Calendar-

THAT the Motion be amended by deleting the words “to hold two sittings in each week on Tuesdays and on Thursdays beginning on Tuesday 15th April, 2023 and on Thursday 17th April, 2023 and substituting thereof the words “to hold sittings as provided for in the Standing Order No.31(1) namely Tuesdays, Wednesdays and Thursdays commencing at 2:30 p.m.

We have had meetings once a week for nearly two months. The way things are, we are not able to finish whatever we need to do in this House---

I beg to move and ask Honourable Opwora to second.

Hon. Opwora: Mr. Speaker, Sir, I rise to second the amendment to the Motion by Honourable Nakhumicha. The County Assembly has several reports to

adopt. We have so many reports from Committees that need to be considered and adopted by this House.

The proposal that has been made by the leader of majority means that we will travel from our wards on a Tuesday to attend an afternoon sitting skip a day, Wednesday, doing nothing in Bungoma and then come back to the Chamber for another sitting on a Thursday. That is waste of time.

I beg to second.

The question of the amendment will be moved after which Members will support or decline the amendment(s) as illustrated below:

(Question of the amendment proposed)

Mr. Speaker: Kindly, proceed, Honourable Sheilla Sifuma.

Hon. Sheilla Sifuma: Mr. Speaker, Sir, I rise to support this amendment. We need to resume our normal sittings because we have a lot of work in our in-tray--- I beg to support the amendment.

Mr. Speaker: Kindly proceed, Hon. Rugut Chelagat.

Hon. Rugut Angeline Chelagat: Mr. Speaker, Sir, we are in March, 2023. From the trend we witnessed last time, I am afraid to say that we will experience quorum hitches. It will be difficult to get Members in the House-- With those few remarks, I support

Mr. Speaker: Hon. Members, I now put the question.

The Speaker then puts the question which is captured as follows:

Mr. Speaker): Order, Members. We are now back to the Motion as amended.

Hon. Barasa: Mr. Speaker, Sir, even though I do not have strong views on this Motion because it is procedural, we must remind ourselves that we passed a resolution that allows hybrid sittings of the County Assembly--- I support.

Mr. Speaker (Order, Members. I will now put the question. I know that was a grave matter, but I want to ask all of us to be a bit sensitive when we make certain contributions.

**The Speaker then puts the question on the Motion as amended as follows:
Indicate the terms of the new Motion under “Resolved Accordingly” as illustrated below**

(Question of the Motion as amended put and agreed to)

Resolved accordingly:

THAT, pursuant to Standing Orders 31(4), and the Resolutions of the assembly made on 27th February, 2023 (approval of the County Assembly Calendar), 17th March, 2023, and 14th April, 2023 (alteration of the County Assembly Calendar), the Assembly now resolves to further alter its Calendar in respect of Part IV and Part V, a) to hold sittings as provided for in the Standing Order No.30(1) namely Tuesdays(2;30pm) Wednesdays (9:30am and 2:30pm) and Thursdays 2:30pm., and that the County Assembly Calendar (Regular Sessions) for the Fourth Session, 2023, be altered accordingly.

OPTION 2: If the Question of the Motion as amended is negatived, the House will resume debate on the original Motion as shown below:

(Question of the Motion as amended, put and negatived)

(Resumption of Debate on the original Motion)

Mr. Speaker: Order, Honourable Members. We are now back to the original Motion. Honourable Simotwo was on the Floor and he has a balance of 10 minutes. Are you still interested to contribute?

Hon. Simotwo: Thank you, Mr. Speaker, Sir. Before I was interrupted, I was saying that---

With those few remarks, I beg to support.

MOTIONS/CLOSURE TO DEBATES

<p>There are two ways of moving a closure to debate:</p>

Hon. Joan Kirong': On a point of order, Mr. Speaker, Sir. I beg to move that the Mover be now called upon to reply.

Mr. Speaker: Yes, I think it is reasonable for the House to consider that now. I now proceed to put the question.

*(Question, that the Mover be now called upon to reply,
put and agreed to)*

Or

*(Question, that the Mover be now called upon to reply,
put and negatived)*

Hon. Joan Kirong': On a point of order, Mr. Speaker, Sir. I beg to move that the Question be now put.

Mr. Speaker: Okay, I will now put the question.

(Question put and agreed to)

Or

(Question put and negative)

MOTIONS/ADJOURNMENT OF DEBATE

An hon. Member may move to postpone/adjourn debate on a Motion. The layout is as follows:

Hon. Joan Kirong': Mr. Speaker, Sir, I beg to move that the debate on the Motion be now adjourned. The reason for this is.....

Hon. Katasi seconded.

(Question proposed)

(Debate may follow)

(Question, that the Debate be now adjourned, put and agreed to or negatived)

MOTIONS/SPECIAL MOTIONS

The House may debate Special Motions. A Special Motion is one (S.O.73)-

- (a) That seeks a resolution of the House to approve an
- (b) Appointment in accordance with *Part XII (Approval of Public Appointments)*; or
- (c) Moved pursuant to any of the following Articles of the Constitution and/or sections of the County Governments Act—
 - (i) Article 181 read together with Section 33 of the County Governments Act;
 - (ii) Section 40 (2) of the County Governments
 - (a) Seeks a resolution of the House to approve an appointment or re-appointment in accordance with Part XII (*Approval of public appointments*): or
 - (b) moved pursuant to any of the following Articles of the Constitution and/or sections of the County Governments Act -
 - (i) In Article 181 read together with Section 33 of the County Governments Act;
 - (ii) Section 40 (2) of the County Governments Act
 - (iii) S.O 75 – Removal of a Governor from office through impeachment
 - (iv) Removal of the Speaker from office through impeachment
 - (v) Removal of the Deputy Governor from office through impeachment
 - (vi) Removal of a Member of the County Executive Committee (CECMs) SO.77)
 - (vii) Removal of a member of CPSB (78)
 - (viii) Revocation of appointment of a member of CASB representing the public
 - iii) Section 8 (1) (d) of the County Governments Act; (borrowing by Counties; and

MOTIONS/SPECIAL MOTION(S) UNDER STANDING ORDER NO.

Special Motions are recorded in the HANSARD as follows-

SPECIAL MOTION(S)

(INSERT TITLE HERE, CENTRED AND IN SMALL CAPS)

APPROVAL OF SUPPLEMENTARY BUDGET FOR FINANCIAL YEAR 2023/2024

The Leader of Majority (Name): Mr. Speaker, Sir, I beg to move the following Special Motion----

Hon. Nakhumicha seconded

(Question proposed)

**Debate follows and at the
conclusion**

(Question put and agreed to or negatived)

MOTIONS OF ADJOURNMENT

**MOTION OF ADJOURNMENT UNDER STANDING ORDER NO.33 –
ADJOURNMENT ON DEFINITE MATTER OF URGENT COUNTY
IMPORTANCE**

A Member may at any time rise in his or her place and seek leave, for reasons stated, to move the adjournment of the House for purposes of discussing a definite matter of urgent county importance.

A Member who wishes to seek leave to move the adjournment is expected to one hour before commencement of the sitting hand to the Speaker a written notification of the matter.

The Motion to be moved is normally: “That the House do now adjourn to discuss a definite matter of urgent national importance” as illustrated in the example below:

MOTION OF ADJOURNMENT UNDER STANDING ORDER NO.33

(INSERT TITLE HERE, CENTRED AND IN SMALL CAPS)

Hon. Joan Kirong’: Mr. Speaker, Sir, I beg to move that the House do now adjourn to discuss the prevailing famine situation in the county---

Mr. Speaker, Sir, in moving this Motion, I would like to inform the House that yesterday I was in Chwele---

I beg to move and request Honourable Ngalama to second.

Hon. Nangalama: Mr. Speaker, Sir, I beg to second---

(Question proposed)

**Debate follows here and
may be concluded as follows:**

(Question put and agreed to)

or

(Question put and negatived)

MOTION OF ADJOURNMENT UNDER STANDING ORDER NO. 28 (3) – COUNTY ASSEMBLY CALENDAR

The House Business Committee determines the calendar of the House. Once approved by the House, the Calendar is published in the *Gazette*, the County Assembly’s website and in at least two newspapers of national circulation.

When the House is scheduled to adjourn to a day other than the next normal sitting day in accordance with the Calendar, the County Assembly leader of majority or any other Member of the House Business Committee moves a Motion of Adjournment which is debated for not more than two hours after which the House stands adjourned without question put. The HANSARD records this as follows:

MOTION FOR ADJOURNMENT

ADJOURNMENT OF THE ASSEMBLY PURSUANT TO THE
APPROVED CALENDAR FOR THE 2023 SESSION

**The above title is used when the
House adjourns pursuant to the
approved calendar (SO28)**

The Leader of Majority or the Leader of minority or Member of the Rules and Business Committee (Name): Mr. Speaker, Sir, I beg to move that the House do now adjourn until Tuesday, 11th April, 2023---

Hon. Barasa: Mr. Speaker Sir, I beg to second---

(Question proposed)

<p>Debate follows here but the question is not put</p>

ADJOURNMENT

The Temporary Speaker (Name): Waheshimiwa Wabunge, kwa sababu tumekamilisha shughuli za kikao hiki cha Bunge, ni wakati wa kuahirisha kikao hiki. Kikao hiki cha Bunge kimeahirishwa hadi Jumanne, tarehe 11 Mei, 2023, saa nane unusu.

The House rose at 8:23 p.m.

START HERE

POINT(S) OF ORDER

Points of order in the Assembly are mainly to draw the Speaker's attention to a breach of rules of the House or seek direction on a certain matter.

The HANSARD records this as follows:

POINT OF ORDER

Delayed Payment of salaries for MCAs and
Staff of County Assembly of Bungoma

The Minority Leader (Name): On a point of order, Madam Temporary Speaker. I would like to bring to your attention that for the past three months, we have experienced delayed payment of salaries both for us, MCAs and staff, and no explanation has been offered to explain why this is happening. This unfortunate situation has exposed us to pecuniary embarrassment.

The Speaker (Name): I see a lot of interest on this matter. However, due to the tight schedule, I will only give two Members an opportunity; one from the Majority side and another one from the Minority side, to contribute on this matter

QUORUM: As per Standing Order No.34, a quorum of the Assembly or a Committee of the Whole shall be a third of its members. A Member may bring to the attention of the Speaker that the number of Members present during a sitting does not meet the requisite numbers. This is captured in the HANSARD as follows:

QUORUM

Hon. Nakhumicha: On a point of order Mr. Speaker, Sir. I want to refer the Chair to Standing Order No.38 (*Quorum during proceedings*) to notify you that despite the fact that my colleague was on the Floor contributing, the House does not have enough number of Members that form the quorum of the assembly.

The Speaker (Name): Honourable Members, I can confirm that there is no quorum in the House. I direct that the Quorum Bell be rung for eight minutes.

(The Quorum Bell was rung)

The Temporary Speaker (Name): Hon. Members, we seem not to have raised the requisite numbers. I direct that the quorum bell be rung for another eight minutes.

(The Quorum Bell was rung)

Hon. Members, it is evident that we have failed to raise the requisite quorum. Honourable Katasi, you have a balance of five minutes to contribute to this Motion when it will resume next.

ADJOURNMENT

The Speaker (Name): Honourable Members, due to lack of quorum, the House now stands adjourned until Tomorrow, Wednesday 13th April, 2016 at 2.30 p.m.

The House rose at 6:20 p.m.

SPEAKER: The Speaker shall preside at any sitting of the Assembly but in the absence of the Speaker, the Deputy Speaker shall preside. In the absence of the Deputy Speaker, pursuant to Standing Order (19)(2), a member of the speaker's panel .

The Speaker (Name):

Or

The Deputy Speaker (Name):

Temporary Speaker (Name):

SUSPENSION/RESUMPTION OF PROCEEDINGS: The Assembly may have a sitting interrupted and a resumption done on the same day at a different time. This is recorded in the HANSARD as illustrated in the example below:

The Deputy Speaker (Name): Honourable Members, as I had indicated in my Communication earlier, the Senator for Bungoma County (Name) will be addressing the House shortly. We shall adjourn for ten minutes to enable him to come into the House. Since this is the first time that the Senator will be addressing the House, I request that all of us are here to listen to his Address. We will, therefore, adjourn until 3:50 p.m.

(The House temporarily adjourned at 3:40 p.m.)

(The House resumed at 3:50 p.m.)

STATEMENT(S)

(INSERT TITLE HERE, CENTRED AND IN SMALL CAPS)

Example:

Insecurity Posed to Residents of Bungoma by Long Distance Truck Drivers

Hon. Charles Nangulu: Madam Temporary Speaker, thank you for granting me a chance to request for a Statement from the Chairperson of the Standing Committee on Roads and Transportation regarding the issue of truck drivers who are on strike.

In the Statement, the Committee should:

(a) Explain why the truck drivers are on strike and s Explain security risks which might be caused by the strike noting that these drivers have no social amenities at that roadside which they have converted into lodges

(b) State the social challenges the continued stay of the drivers on that road poses to our families.

(c) State when the long queues are likely to reduce so that our people can go about their daily chores uninterrupted

(d) State whether there are any plans to put up mobile toilets along the highway for these long distance truck drivers so that they do not pollute our environment

(e) State whether there are any plans to build a car park for these trucks so that the county can generate revenue from them and help us meet or surpass own generate revenue target for the subsequent financial years.

(f) State any measures put in place to resolve those disputes.

The Speaker (Name): Is the Chairman of the Committee on Roads and Transportation here? Any Member of the Committee? The Leader of Majority, please, communicate this message to the Chairman of the Committee that this matter has been referred to the Committee and they will be required to respond to the Statement within the prescribed period.

The Leader of Majority (Name): Most obliged, Mr. Speaker, Sir.

STATEMENT FROM THE LEADER OF MAJORITY REGARDING BUSINESS
OF THE HOUSE

BUSINESS FOR THE WEEK COMMENCING

TUESDAY, 11TH April, 2023

The Leader of Majority (Name): Hon. Members, I wish to make the following Statement with regard to the business for the week commencing Tuesday, 11th April, 2023.

A Member may make a Personal Statement as provided for under S.O. No. 45. The layout is as follows:-

PERSONAL STATEMENT(S)

(INSERT TITLE HERE, CENTRED AND IN SMALL CAPS)

Hon. Simotwo: Mr. Speaker, Sir, during the course of a speech I made last week, I stated that certain civil servants had been going through a job evaluation process..

Statements requested by hon. Members may be responded to by Committee Chairpersons. In this case, the title given when the Statement was sought must be maintained:

(INSERT TITLE HERE, CENTRED AND IN SMALL CAPS)

Hon. Sikuku Aleu: Mr. Speaker, Sir, I beg to respond to the request made by the Member for Chepyuk Ward; Honourable Franklin Simotwo regarding people who were killed by armed guards at the ADC farms when they were grazing their livestock. As you might be aware, the ADC has already harvested their produce and the poor residents were looking for pasture for their livestock and not stealing maize or cutting down trees when they accosted with the trigger happy guards who shot and killed two people.

I want to state categorically that I have not incited anybody to invade those farms contrary to what is appearing in the media today. I challenge anybody with evidence to table it here and also report me to the law enforcement agencies for processing.

I also would like to state that I have already engaged my legal team to institute litigation against those spreading such rumours. I am a law abiding citizen---

BILLS/Stages of a Bill:

What is a Bill?

A Bill is a legislative proposal for a new law or for a change to an existing law (amendment). The body of a Bill consists of clauses. When a Bill is enacted or passed by the Assembly, the clauses become sections of the law or Act of Parliament. HANSARD capitalizes the word “Bill”

A Bill consists of clauses which are divided into:

- (i) Subsections (1), (2), (3), which may further be divided into:
- (ii) Paragraphs (a), (b), (c) and
- (iii) Subparagraphs (i), (ii), (iii)

BILLS/FIRST READING:

Stages of a Bill:

- Introduction and First Reading: The Bill is read by its title (SO 138...)
- Referral to the relevant sectoral Committee for consideration

The Clerk-at-the-Table reads out the title of the Bill. The HANSARD records the First Reading of a Bill as follows:

BILL

First Reading

THE BUNGOMA COUNTY HEALTH SERVICES ACT (AMENDMENT)

BILL

*(Order for First Reading read – Read the First
Time and ordered to be referred to the relevant*

Sectoral Committee)

Where there are several Bills to be read the first time, the Clerk-at-the-Table will read them all out. Each order or Bill is disposed off separately. The HANSARD records this as follows:

BILL

First Reading

THE COUNTY OF BUNGOMA ALCOHOLIC DRINKS CONTROL
(AMENDMENT) BILL 2023

*(Orders for First Readings read – Read the First Time and ordered
to be referred to the relevant Departmental Committee(s))*

BILL

First Reading

THE BUNGOMA COUNTY INVESTMENT AND DEVELOPMENT COOPERATION

*(Orders for First Reading read – Read the First Time and ordered
to be referred to the relevant Departmental Committee(s))*

BILLS/SECOND READING:

At this stage, debate the merits and demerits of a Bill. This involves general debate on the principles of the Bill (SO141)

The HANSARD records this stage under a Main Heading and subtitle as in the example below. A Member seconds the Bill after which the question is proposed to allow Members interested in debating the Bill to do so.

(Question proposed)

Finally the Speaker will put the Question. This is illustrated below.

(Question put and agreed to)

Or

(Question put and negatived)

If the Second Reading of a Bill is done on the same day, this is indicated as “by leave of the House” as illustrated below:

By leave of the House means no single Member who is objecting to the conclusion of debate.

BILL

Second Reading

THE BUNGOMA COUNTY OUTDOOR ADVERTISING CONTROL ACT
(AMENDMENT)

(By Leave of the House)

**The above procedure has to be set up
each time you start a Second Reading,
even if there are a number of Bills
immediately after each other on the
Order Paner.**

Hon. Opwora Edwin: Mr. Speaker, Sir, I beg to move that the County Outdoor Control Act (Amendment) Bill be read a Second Time.

Mr. Speaker, Sir, as you are aware---

I beg to move and I ask Hon. Simotwo to second. I thank you.

Hon. Franklin Simotwo: Mr. Speaker, Sir, thank you. I rise to second this Bill---

With those remarks, I beg to second.

(Question proposed)

**Debate may follow here after
which the Question is put.**

(Question put and agreed to)

Or

(Question put and negatived)

BILLS/COMMITTEE OF THE WHOLE:

After a Bill has been read a second time it stands committed to a Committee of the Whole. At this stage, clauses are debated and may/may not be amended.

This is the stage where debate on the Bill takes place by a Committee of the Whole House, clause by clause.

The Presiding officer during Committee of the Whole is referred to as follows:-

If it is the Deputy Speaker, he or she is referred to as the Chairperson

If it is the Speaker, he or she referred to as the Deputy Speaker

If it is a Member of the Speaker's Panel, then he or she is referred to as The Temporary Chairperson.

The HANSARD records the process of the Committee of the Whole as follows:-

COMMITTEE OF THE WHOLE

(Order for Committee read)

[The Chairperson (Name) left the Chair]

Or

[The Deputy Speaker (Name) left the Chair]

Or

[The Temporary Speaker (Name) left the Chair]

IN THE COMMITTEE

[The Chairperson (Name) in the Chair]

Or

[The Deputy Speaker (Name) in the Chair]

Or

[The Temporary Speaker (Name) in the Chair]

THE BUNGOMA COUNTY OUTDOOR ADVERTISING CONTROL ACT
(AMENDMENT) BILL

The Temporary Chairperson (Name): Honourable Members we are considering The Bungoma County Outdoor Advertising Control Act (Amendment) Bill---

Clauses 3, 4 and 5

(Question, that Clauses 3, 4 and 5 be part of the Bill, proposed)

Clause 6

Hon. Edwin Opwora: Madam Temporary Chairperson, I beg to move:

THAT, Clause 6 of the Bill be amended—

- (a) in sub-clause (1) by inserting the words “in consultation with the Council of County Governors and relevant national government entities” immediately after the words “The Commission shall”; and
- (b) in sub-clause (2) by deleting the word “overall” appearing immediately after the word “the” in paragraph (a) and substituting therefore the word “total”.

(Question of the amendment proposed)

If there are clauses without amendments, the HANSARD records them as shown below:

The Temporary Chairperson (Name): Clauses 7 and 8 have no amendment.

Clauses 7 and 8

(Clauses 7 and 8 agreed to)

Clause 9

Hon. Edwin Opwora: Madam Temporary Chairperson, I beg to move:

THAT, Clause 9 of the Bill be amended in sub-clause (1) by inserting the words “with the relevant county government” immediately after the words “benefit sharing agreement”.

(Question of the amendment proposed)

Voice vote

The Chair will then put the question on the amendment. If those in support carry the vote, the HANSARD will record it as shown below:

The Chairperson (Name): The Ayes have it.

(Question put and agreed to)

If other Members object to the result of the vote, they will call for a division by standing up and shouting: Division! Division!

If they have the requisite numbers, the Chair will order for the division bell to be rung. The HANSARD will record it as shown below:

The Chairperson (Name): Hon. Members, we have the requisite numbers for a division. Who are the tellers for the Majority and the Minority?

The House will then vote either through roll call or electronic voting. Show the division list starting with those in favour of the Motion – Ayes, and those against the motion – Nays and the outcome of division and decision arrived at by the House.

The Temporary Chairperson (Name): The Mover of the Bill, you have the Floor.

Hon. Charles Nangulu: Madam Temporary Chairperson, I beg to move that the Committee do report to the Assembly its consideration of the Bungoma County Outdoor Advertising Control Act (Amendment) Bill and its approval thereof with amendments.

(Question proposed)

(Question put and agreed to)

The Temporary Chairperson (Name): I now order that the doors be opened and the Bars be drawn.

(The Bars were drawn and doors opened)

(The House resumed)

[The Deputy Speaker (Name) in the Chair]

BILLS/REPORTING: When the Bill has been **amended in the Committee but where consideration of Report and Third Reading are done another day**, the HANSARD records this as follows:-

REPORT(S)

THE BUNGOMA COUNTY OUTDOOR ADVERTISING CONTROL ACT

(AMENDMENT) BILL

Hon. Charles Nangulu: Thank you, Madam Temporary Chairperson. On behalf of the Chairperson of the Committee, I beg to move that the Committee do report to the House its consideration of The Bungoma County Advertising Control Act (Amendment) Bill and its approval thereof with amendments (SO146....)

Honourable Ali Machani seconded.

(Question put and agreed to)

BILLS/THIRD READING:

This stage is where the Bill is formally passed. The Bill is read by its title, and if there are no amendments objections, the Bill is passed. (SO152)

The HANSARD records this as follows:

THIRD READING

THE BUNGOMA COUNTY OUTDOOR ADVERTISING CONTROL ACT
(AMENDMENT) BILL

(Consideration of Report of Bill ordered for tomorrow)

OPTION 2: CONSIDERATION OF REPORT AND THIRD READING

<p>When consideration of Report and Third Reading are finally done, the layout is as follows:-</p>

Hon. Everton Nganga: Mr. Speaker, I beg to report that a Committee of the whole House has considered the Bungoma County Outdoor Advertising Control Advertising Act (Amendment) Bill and has reported the same to the House with amendment(s). I beg to move that the House doth consider the Said Report.

Honourable Joan Kirong' seconded.

(Question proposed)

(Debate may follow)

(Question put and agreed to)

Hon. Kanga Everton: Mr. Speaker, Sir, I beg to move:
THAT, the Bungoma County Outdoor Advertising Control Act (Amendment) Bill be now read a Third Time.

Hon. Honourable Joan Kirong' seconded.

(Question proposed)

(Question put and agreed to)

*(The Bill was accordingly read the
Third Time and passed)*

(Or)

*(The Bill was accordingly read the Third Time
with leave of the House and passed)*

Where a Bill has been amended in Committee and the Report, Consideration of Report and Third Reading are taken on the same day, the layout is as follows:-

**REPORT, CONSIDERATION OF REPORT
AND THIRD READING**

THE BUNGOMA COUNTY OUTDOOR ADVERTISING CONTROL ACT
(AMENDMENT) BILL

Hon. Kanga Everton: Hon. Speaker, I beg to report that a Committee of the whole House has considered The Bungoma County Outdoor Advertising Control Act (Amendment) Bill and approved the same with amendment(s).

Hon. Makhanu: Hon. Speaker, I beg to move that the House doth agree with the Committee in the said Report.
Honourable Joan Kirong' seconded.

(Question proposed)

(Question put and agreed to)

Hon. Makhanu: Hon. Speaker, I beg to move that The Bungoma County Outdoor Advertising Control Act (Amendment) Bill be now read the Third Time.

Honourable Joan Kirong' seconded.

(Question proposed)

(Debate may follow)

(Question put and agreed to)

(The Bill was accordingly read the Third Time and passed)

(Or)

*(The Bill was accordingly read the Third Time
with leave of the House and passed)*

**Sometimes a clause(s) is recommitted.
When this happens, the procedure is
as follows:**

BILLS/CONSIDERATION OF RECOMMATED CLAUSE(S)

When clauses are recommitted, the HANSARD records its consideration as follows:

COMMITTEE OF THE WHOLE HOUSE

IN THE COMMITTEE

[The Chairperson (Name)]

THE BUNGOMA COUNTY OUTDOOR ADVERTISING CONTROL ACT
(AMENDMENT) BILL

(Consideration of Recommited Clause 36)

Chairperson: Honourable Members we have recommitted Clause 36 of The Bungoma County Outdoor Advertising Control Act (Amendment) Bill as

requested by Honourable Luseneka. I, therefore, call upon Honourable Luseneka to move the Motion that we report progress and seek leave to sit again today.

Hon. Luseneka: Mr. Chairman, I beg to move that the House do report progress and seek leave to sit again today.

Honourable Katasi seconded.

(Question proposed)

(Question put and agreed to)

Chairperson: Order, Honourable Members

[The Temporary Chairperson (Name) left the Chair]

(The House resumed)

[The Deputy Speaker (Name) in the Chair]

PROGRESS REPORTED

THE BUNGOMA COUNTY OUTDOOR ADVERTISING
CONTROL ACT (AMENDMENT) BILL

(Recommittal of Clause 36)

Deputy Speaker: Order, Honourable Members. The Chair of the Committee, you have the Floor.

Hon. Luseneka: Mr. Deputy Speaker, Sir, I beg to report that the Committee while considering The Bungoma County Outdoor Advertising Control Act (Amendment) Bill recommitted Clause 36. The Committee has asked me to report progress and seek leave to sit again today to conclude its consideration of the said recommitted clause.

Honourable Francis Chemion seconded.

(Question proposed)

(Debate may follow)

(If there is no Member who wants to contribute, the Chair will put the Question for the House to take a vote, and then announce the results)

(Question put and agreed to)

Mr. Deputy Speaker: Order, Honourable Members Next Order.

COMMITTEE OF THE WHOLE

(Order for Committee read)

[The Chairperson (Name) left the Chair]

Or

[The Deputy Speaker (Name) left the Chair]

Or

[The Temporary Speaker (Name) left the Chair]

IN THE COMMITTEE

[The Chairperson (Name) in the Chair]

THE BUNGOMA COUNTY OUTDOOR ADVERTISING
CONTROL ACT (AMENDMENT) BILL

(Reconsideration of recommitted Clause 36)

Chairperson: Order, Honourable Members. We are in the Committee of the Whole House to reconsider the recommitted Clause 36. I would like to inform you that that is the only business in the Committee and once we are through, we will report back to the House in Plenary the decision we will take as a Committee.

Hon. Luseneka, you may now move the amendment to the recommitted Clause 36.

Clause 36

Hon. Luseneka: Mr. Chairman, Sir, I beg to move-

THAT, Clause 36 of the Bill be amended by deleting the words “five thousand” and substituting therefor the words “two thousand”. We know that these are people who are struggling and much as we want to discourage them from being reckless, we also want to be mindful of their capacities.

(Question of the amendment proposed)

Hon. Nakumicha: Mr. Chairman, Sir, I wish to support the amendment---
I support the amendment.

(Question, that the words to be left out be

left out, put and agreed to)

*(Question, that the words to be inserted in place
thereof be inserted, put and agreed to)*

(Clause 36 as amended agreed to)

or

If the amendment is defeated or negatived, the HANSARD will format it as shown below, and then put a question on the original Clause 36:

(Clause 36 as amended put and negatived)

(Clause 36 agreed to)

BILLS/INTERRUPTION OF QUORUM: When a Committee of the Whole House is interrupted due to lack of Quorum, the HANSARD records this as follows:-

QUORUM

Hon. Kundu Orize Wanjala: On a point of order, Mr. Temporary Chairman, Sir. There is no quorum.

Temporary Chairperson: Yes, there is no quorum. Ring the quorum Bell.

(The quorum Bell was rung)

Hon. Members, there being no quorum. I have to report back to the House that there is no quorum.

(The House resumed)

[The Speaker (Name) in the Chair]

Or

[The Deputy Speaker (Name)) in the Chair]

Or

[The Temporary Chairperson (Name) in the Chair]

PROGRESS REPORTED

THE BUNGOMA COUNTY OUTDOOR ADVERTISING CONTROL ACT (AMENDMENT) BILL

Chairperson(): Honourable Members we have come to the time of interruption of business and yet we are not through with the Bill in Committee. In keeping with the procedure, we have to report progress and either seek leave to continue consideration of the Bill in Committee today, or tomorrow

Hon. Kundu Orize Wanjala: Mr. Chairman, Sir, the Committee of the Whole is considering The Bungoma County Outdoor Advertising Control Act (Amendment) Bill and has instructed me to report progress and seek leave to sit again today. (Or to sit tomorrow).

(Question proposed)

(Question put and agreed to)

(The House resumed)

[The Speaker (Name) in the Chair]

PROGRESS REPORTED

THE BUNGOMA COUNTY OUTDOOR ADVERTISING CONTROL ACT
(AMENDMENT) BILL

Hon. Kundu Orize Wanjala: Mr. Speaker, Sir, I beg to report that a Committee of the Whole is considering The Trade Disputes (Amendment) Bill and has instructed me to report progress and seek leave to sit again today. *(Or)* ... to sit tomorrow.

Hon. Katasi Brigit seconded.

(Question proposed)

(Question put and agreed to)

COMMUNICATION(S) FROM THE CHAIR:

The presiding officer gives communication on various matters. This is normally the first business to be called out during a Sitting, as per the sequence of business on the Order Paper. This is captured in the HANSARD as follows:-

COMMUNICATION FROM THE CHAIR

SPECIAL SITTING OF THE ASSEMBLY TO CONSIDER THE PROPOSED
IMPEACHMENT OF GOVERNOR

Mr. Speaker: Honourable Members, happy holidays. It is my pleasure and privilege to welcome you to this Special Sitting. I hope that you enjoyed your Christmas and continue to enjoy the recess period with family, relatives and friends.

Honopurable Members, on the request of the Leader of Majority and with the support of the requisite number of Members, I appointed today, Tuesday, 24th April, 2023 as a day for a Special Sitting of the Assembly vide Gazette Notice No. 11251, dated 30th March, 2023.

In the *Gazette Notice*, I indicated that the business to be transacted at this Special Sitting shall be the consideration of the proposed removal from office of the Governor through impeachment---

CONSIDERED RULING: The presiding officer may give a ruling following a request by a Member if a Member feels something is not in order. The request by the Member is usually in the form of a Point of Order after which the presiding officer gives a ruling. This is captured in the HANSARD as follows:-

POINT OF ORDER

MANNER OF DRESSING BY

HON. RUGUT ANGELINE CHELEGAT

Hon. Nakumicha: Mr. Speaker, Sir, on a point of order.

This intervention concerns Hon. Rugut Angeline Chelegat who has come in dressed in a traditional regalia. Is she in order to dress in that uniform?

Mr. Speaker : Hon. Rugut Angeline Chelegat, what is your point of order?

Hon. Rugut Angeline Chelagat: Mr. Speaker, Sir, I am properly dressed. I do not see anything wrong with my dress---

Mr. Speaker: Let me give direction.

So far, as I look at Rugut, what she is wearing looks like a cultural dress. I will give further direction before the end of the sitting today on whether it is appropriate. In the meantime, she will remain in the House.

Let us proceed.

CONSIDERED RULING

MANNER OF DRESSING BY
HON. RUGUT ANGELINE CHELEGAT

The Speaker (Name): Honourable Members, before we proceed, I promised to make a ruling on Honourable Rugut's dressing. As I make the ruling, I want to refer to two instruments that I have. One is my own rules, the Speaker's Rules and the other is the Constitution.

If you look at Rule No.5 of the Speaker's Rules, it says-

"Members are required not to enter the chamber, lounge or dining room without being properly dressed. This means that a male Member shall be dressed in a coat, collar, tie, long trousers, socks and shoes or service uniform, religious attire or such other decent dressing as maybe approved by the Speaker from time to time. An equivalent standard shall apply in respect of women Members who may also wear *Kitenge* or such other African attire."

If you look at Article 11(1) of our Constitution, it states-

"This Constitution recognizes culture as the foundation of the nation and as the cumulative civilization of the Kenyan people and nation."

Having read the two, as the Speaker, I rule that he is decently dressed and he should remain in this House.

(Applause)

COVER PAGE/NORMAL SITTING: The First Page of a normal sitting is captured in the HANSARD as follows:

COUNT GOVERNMENT OF BUNGOMA (Font
Size 18)

THE COUNTY ASSEMBLY OF BUNGOMA
(Size 18)

COUNTY ASSEMBLY DEBATES (16)

DAILY HANSARD (Font Size 14)

Tuesday, 4th March, 2023 (Font Size 12)

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

*(Indicate the correct venue if the sitting is
not in the Chamber)*

[The Speaker (Name) in the Chair]

OR

[The Deputy Speaker (Name) in the Chair]

OR

[The Temporary Speaker (Name) in the Chair]

PRAYER

(Subsequent business follows as per the Order Paper)

COVER PAGE/SPECIAL SITTING: The First Page of a Special Siting of the County Assembly is captured in the HANSARD as follows:

COUNTY GOVERNMENT OF BUNGOMA

COUNTY ASSEMBLY OF BUNGOMA

COUNTY ASSEMBLY DEBATES

DAILY HANSARD

Tuesday, 29th March, 2023

Special Sitting

(Convened via Kenya Gazette Notice

No.11251 of 20th March, 2023)

*The House met at the County Assembly Chamber,
Bungoma, at 10.00 a.m.*

*(Indicate the correct venue if the sitting is
not in the County Assembly Chamber)*

[The Speaker (Name) in the Chair]

OR

[The Deputy Speaker (Name) in the Chair]

OR

[The Temporary Speaker (Name) in the Chair]

PRAYER

(Subsequent Business follows as per the Order Paper)

COVER PAGE:

When the Governor is scheduled to address the Assembly, the cover page is captured in the HANSARD as follows: (Indicate the correct Kenya Gazette Notices, venue and Presiding Speaker).

GUIDELINES FOR PRODUCTION OF VERBATIM REPORTS OF THE
SPECIAL SITTING ON OCCASION OF OFFICIAL OPENING OF THE COUNTY
ASSEMBLY BY THE GOVERNOR

B. COVER PAGE

The cover page of the Report should appear as follows:

KT TAKE A 9:30-9:40 a.m.4.4.2023

COUNTY GOVERNMENT OF BUNGOMA

COUNTY ASSEMBLY OF BUNGOMA

COUNTY ASSEMBLY DEBATES

DAILY HANSARD

Third Assembly - First Session

*(Special Sitting of Assembly convened via Kenya Gazette Notices
No.2920 of 20th March, 2023*

Thursday, 4th April, 2023

*The Assembly met at five minutes to three o'clock in
the County Assembly Chamber, Bungoma*

ARRIVAL OF HIS EXCELLENCY THE GOVERNOR

*[His Excellency the Governor (Name) escorted by
the Speaker of the Assembly (Name) and the
entered the Chamber at three o'clock accompanied by the Mace]*

*[His Excellency the Governor (Name)
took the Chair of the County]*

*(The National Anthem of Kenya, the Anthem
of the East African Community and the County Anthem were played)*

(The Mace was placed on the Table)

PRAYERS

Mr. Speaker: Order, Honourable Members! It is now time for us to be read in prayers by our spiritual leaders....

** (Prayers were then read by the following spiritual leaders: List their names and churches they are representing)

COMMUNICATION FROM THE CHAIR

Welcome to His Excellency the Governor

Convening of the Assembly for the Governor's Address

Mr. Speaker: Order! Order, Honourable Members! Your Excellency the Governor, it is with great pleasure that...

(Applause)

**GOVERNOR'S ADDRESS DURING THE OFFICIAL OPENING
OF THE 3RD COUNTY ASSEMBLY**

EXPOSITION OF PUBLIC POLICY

**His Excellency the Governor, County Government of Bungoma
(Name):** Thank you, Mr. Speaker Sir, and Honourable Members...

NOTICE OF MOTION

THANKS FOR THE EXPOSITION OF PUBLIC POLICY

The Leader of Majority Side (Name): Mr. Speaker, Sir, I beg to give notice of the following Motion:

THAT, the thanks of this House be recorded for the exposition of public policy contained in His Excellency's Address from the Chair today, on Thursday, 30th March, 2023...

ADJOURNMENT

The Speaker (Name): Your Excellency the Governor, hon. Members, we have come to the conclusion of business of the day and it is now time to adjourn the House.

The House, therefore, stands adjourned until Tuesday, 4th April, 2023 at 2:30 p.m., in the County Assembly Chamber.

Your Excellency the Governor, I take this opportunity to invite you and our guests to a reception at the County Assembly Gardens.

DEPARTURE OF HIS EXCELLENCY THE GOVERNOR

*(Hon. Members rose in their places while
His Excellency the Governor left the Chamber)*

The Assembly rose at 4:00 p.m.

GUIDELINES FOR PRODUCTION OF VERBATIM REPORTS FOR ORDINARY SITTING OF THE ASSEMBLY

COUNTY GOVERNMENT OF BUNGOMA (Font size 18)

COUNTY ASSEMBLY OF BUNGOMA

COUNTY ASSEMBLY DEBATES

THE DAILY HANSARD

THIRD ASSEMBLY - First Session

Tuesday, 4th April, 2023 (Font size 12)

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

[The Speaker (Name) or Madam Speaker (Name) in the Chair]

Or

[The Deputy Speaker (Name) or

Madam Deputy Speaker (Name) in the Chair]

Or

[The Temporary Speaker (Name) in the Chair]

PRAYERS

DETERMINATION OF QUORUM AT COMMENCEMENT OF SITTING

Mr. Speaker: Clerk, do we have quorum?

(The Clerk-at-the Table consulted the Speaker)

Serjeant-at-Arms, please, ring the quorum Bell for five minutes.

(The Quorum Bell was rung)

ADMINISTRATION OF OATH

The Oath of Allegiance was administered to the following Members:

Name of MCA	WARD
Wandabusi Kimeta Polycarp	West Nalondo
Wangila Vitalis Sifuna	Kabula

COMMUNICATION FROM THE CHAIR

(Insert title, centred and small caps)

VISITING DELEGATION OF STUDENTS AND TEACHERS
FROM KAMUKUYWA HIGH SCHOOL

Mr. Speaker: Honourable Members, I have the following communication to make.

I would like to acknowledge the presence, in the Speaker's Gallery this afternoon of a visiting delegation of Students and teachers from Kamukuywa High School. The delegation is in the Assembly for a one-day academic exposition.

Honourable Members, in our usual tradition of receiving and welcoming visitors to the Assembly, I extend a warm welcome to them and, on behalf of the Assembly and wish them a fruitful visit.

Next Order.

I will allow the Leader of Majority to say short welcoming remarks to the visiting delegations

The Leader of Majority (Name): Thank you, Mr. Speaker, Sir. I join you on behalf of the Assembly to welcome the visiting delegation from Kamukuywa High School and the staff from Makueni County Assembly. I know a bit of history about this particular school---

<p>If there is more than one Communication from the Chair, insert a title for each</p>

COMMUNICATIONS FROM THE CHAIR

Mr. Speaker: Honourable Members, I have the following Communications to make:

Insert title here, centred and in small caps as illustrated below)

Honourable Members, yesterday afternoon, the Minority Leader rose on a point of order seeking that the Speaker makes a communication on changes in the leadership of the Minority Side on the grounds that the Political Parties Tribunal had made a ruling yesterday, 14th March, 2023, striking out the complaint that had been launched with it by the Minority Whip on the grounds that it had no jurisdiction in the matter. The Minority Leader did not provide any evidence on such order having been made but instead alleged that the matter was in the public domain---

Honourable Members, I have a further Communication.

VISITING DELEGATION OF STAFF FROM MAKUENI COUNTY ASSEMBLY

Hon. Members, I also wish to acknowledge the presence, in the Speaker's Gallery this afternoon, of a visiting delegation of staff from Makueni County Assembly. The delegation is in the Assembly on a five-day benchmarking visit with counterpart departments in the Assembly.

I request each Member of the delegation to stand when called out, so that you may be acknowledged in the Assembly tradition –

- | | |
|---------------------|---------------------------------|
| 1. Joseph Nzioki | - Deputy Chief Serjeant-At-Arms |
| 2. Clarice Komu | - Senior Serjeant-At-Arms |
| 3. Brian Mutua | - Assistant Serjeant-At-Arms |
| 4. Joseph Kimanthi | - Assistant Serjeant-At-Arms |
| 5. Joram Kaunga | - Assistant Serjeant-At-Arms |
| 6. Antony King'oo | - Assistant Serjeant-At-Arms |
| 7. Denis Kimeu | - Assistant Serjeant-At-Arms |
| 8. Clementine Mukii | - Clerk Assistant |
| 9. James Ngao | - Research Officer |

On behalf of the Assembly, I extend a warm welcome and wish you a fruitful visit here at the County Assembly

Honourable Members, I have another Communication to make.

Senator's Address to the Assembly

Mr. Speaker: Honourable Members, I have received information from the Leader of Majority that our Senator will address the Assembly on, say, 11th April, 2023. The HBC has been requested to meet after this and plan for that event---- I take this opportunity to invite you, all, to support the activities of the Committee to make that event a success.

—MESSAGES

A message is a communication that comes to the Assembly from the Governor, the Senate, the Senator and even from the President through the Senate. A case in point in the establishment of a Tribunal headed by Lawyer Nyaoga to consider dissolution of Makueni County Government during the Second Assembly under Prof. Kivutha Kibwana as the Governor of Makueni County Government.

Messages are recorded in the HANSARD as follows:

Messages to and from the County Assembly

(INSERT TITLE, CENTRED AND IN SMALL CAPS)

Example:

IMPEACHMENT OF THE GOVERNOR OF BUNGOMA COUNTY, H.E. (NAME)

Mr. Speaker: Honourable Members, I wish to report to the Assembly that pursuant to Standing Order 44, I have received the following Message from the Senate regarding the impeachment of the Governor of the County Government of Bungoma---

Honourable Members, pursuant to Standing Order No.44 (5) (c), the net effect of this Message is---

(The Message was referred to the relevant sectoral Committee)

Messages from the Governor

APPROVAL OF CECMS AND COS

Mr. Speaker: Honourable Members, I have received a Message from the Governor regarding the nomination of CECMs and COs by the County Executive--- (S.O.45). According to the Message, the Governor has nominated ten CECMs and Chief Officers and they are:

Consequently, I refer the Message to the Committee on Justice, Legal Affairs s for consideration. I thank you.

*(The Message was referred to the sectoral Committee
On Justice and Legal Affairs)*

Or

APPROVAL OF BUDGET ESTIMATES FOR 2023/2024

Mr. Speaker: Honourable Members, I have received a Message from the Governor regarding approval of the supplementary budget for the County Government for the e Financial Year 2023/2024---
Consequently, I refer the Message to the Committee on Finance and Budget for consideration. The Committee is expected to expedite its consideration and report back to the House as soon as possible---

*(The Message was referred to the sectoral Committee
On Finance and Budget)*

Message from the Senator

SENATOR'S ADDRESS TO THE ASSEMBLY

Mr. Speaker: Honourable Members, I have received a Message from our Senator, (Name) regarding his proposed Address to the County Assembly--- Consequently, I refer the Message to the Committee on Justice and Legal Affairs for consideration. I thank you.

*(The Message was referred to the sectoral Committee
On Justice and Legal Affairs)*

PETITION

DELAYED ISSUANCE OF TITLE DEEDS TO RESIDENTS OF CHEPYUK SETTLEMENT SCHEME

Mr. Speaker: Honourable Members, I have received a petition by Mr. Calvin Luther Munayi concerning titles for properties bought in Chepyuk Phases 1 and 2, County of Bungoma.

As you are aware, under Article 119 of the Constitution-
“Every person has a right to petition the Assembly to consider any matter within its authority, including to enact, amend or repeal any legislation.”

Honourable Members, the salient issues raised in the same Petition are as follows-

(1) THAT the petitioners are leaders in Chepyuk Phases 1 and 2, representing owners of properties, including: over 20,000 acres of residential land, over 500 commercial units, several churches and mosques, public primary school, public secondary school, public borehole and public playgrounds.

(2) THAT in the year 2008, the petitioners bought houses in Chepyuk Phases 1 and 2 in Chepyuk Phases 1 and 2 in County of Bungoma.

(3) THAT the petitioners signed letters of offer and sales agreement stating that the title deeds were being processed.

(4) THAT the seller has failed to process and issue title deeds to all owners of the said parcels of land despite having completed making payments and all dues necessary processing title deeds for the said properties and maintains that the petitioners would be issued title deeds after 20 years.

(5) THAT the seller has sold the said properties in Chepyuk Phases 1 and 2 to other interested parties contrary to the sale agreement.

(6) THAT the petitioners presented the matter to the Assembly in the 2nd Assembly. The seller has closed down the company, which is the main Respondent and cannot be reached

(8) THAT the petitioners have made efforts to address the matter with the relevant authorities, all of which have failed to give a satisfactory response.

(9) THAT this matter is not before any court of law or constitutional body

The petitioners, therefore, pray that the Assembly does the following –

Prayers:

(1) Intervenes in this matter through the relevant Committee with a view to ensuring that the owners of the parcels of land and other properties in Chepyuk Phases 1 and 2 are compensated and issued with title deeds in accordance with the law.

(2) Reviews the existing frameworks to regulate the real estate sector and enhance strict penalties for companies, persons and investors who are involved in land transactions to protect the public from exploitation by defrauders
Honourable Members, pursuant to Standing Order No.237, I shall now allow comments, observations or clarifications in relation to this Petition for not more than 30 minutes. Since we have limited time to contribute to this Petition, I shall limit the time for each Member speaking to three minutes. Proceed, Hon. Wafula.

Hon. Katasi: Thank you, Mr. Speaker, Sir. Kenyans are being conned left, right and centre. If you are not being conned of your title deed, you are being conned of an education scholarship. The issue of title deeds is of serious concern

because it breaches the constitutional right to ownership of property; both ownership and possession. Therefore, I appeal to the Committee on Land, Environment and Natural Resources to look into this issue and ensure Kenyans have access to title deeds---

Hon. Nakhumicha: Thank you, Mr. Speaker, Sir, for giving me the opportunity to add my voice to this serious matter affecting our people in Chepyuk Settlement Scheme---

Mr. Speaker: Honourable Members, the half an hour meant to interrogate this Petition is far spent. Pursuant to Standing Order No.225 (1), the Petition is supposed to be committed. I hereby commit this Petition to the Committee on Justice, Cohesion and Legal Affairs for its consideration with the option that the Committee can co-opt the Committee on Land, Environment and Natural Resources. In terms of Standing Order No.225(2), the Committee is required, in not more than sixty calendar days from the time of reading the prayer, to respond to the petitioner by way of a report addressed to the petitioner and laid on the Table of the Assembly.

(The Petition was committed to the Committee on Justice and Legal Affairs,)

REPLY TO PETITION(S)

If the Petition is replied to, the layout is as follows:
--

(Insert Title, Centred and in Small Caps)

Hon. Nganga Everton (Name): Mr. Speaker, Sir, I rise to present the following report with regard to a public petition on the historical injustices meted on the Sabaot during the colonial era---

Next Order.

PAPER(S) LAID

If a Paper is laid, the layout is as follows: (Please ensure they are listed verbatim)

Hon. Job Mukoyandali: I beg to lay the following Papers on the Table:

(INSERT TITLE HERE, CENTRED AND SMALL CAPS)

Report of the Agricultural Finance Corporation
Report on Early Childhood Education (ECD)

(Hon. Job Mukoyandali laid the documents on the Table)

If an MCA lays papers on the Table and they are rejected by the Speaker for whatever reasons, the layout is as follows:

Mr. Speaker: In view of the fact that the Papers laid on the Table are unsigned, I order that they be withdrawn.

(Hon. Mourine Katila withdrew the documents)

NOTICE(S) OF MOTION(S):

Before any Motion is moved, a Notice must be given. Each Notice of Motion must have a title and the terms captured as indicated in the Order Paper or as moved by the Member.

NB: The title given in the Notice of Motion must be maintained any time the Motion appears on the Order Paper.

EXAMPLE:

NOTICE OF MOTION

APPROVAL OF CECMS

Hon. Charles Nangulu: Mr. Speaker, Sir, pursuant to Standing Orders No. 57(1) (a) I beg to give notice of the following Motion-

THAT, the House approves the following CECMs nominated by the Governor

(Prof.) George Sitati

Waluke Christopher

Agnes Nafula

Juliana Emase

Julius Odhiambo

MOTIONS:

A Motion is a formal proposal that the House takes action on. The moving of and voting on motions is a basic building block of parliamentary procedures.

The following is the procedure in moving Motions:

MOTION(S)

<p>The procedure for moving a Motion is as follows:- The original title given in the Notice of Motion should be maintained</p>

(INSERT TITLE HERE, CENTRED AND IN SMALL CAPS)

Hon. Charles Nangulu: Mr. Speaker, Sir, I beg to move the following Motion:

THAT, this House resolves to hold a sitting on Thursday, 6th April, 2023 at 9.00 a.m.

Mr. Speaker, Sir, the reason for moving this Motion is due to the fact that we have a lot of business pending---

The terms of the Motion must be captured as they appear on the Order Paper, indented but not bold. The paragraphs should not be spaced.

With those few remarks, Mr. Speaker, Sir, I beg to move, and request the Leader of Minority to second.

The above layout is used when the seconder while seconding the Motion, the layout is as follows:

The Leader of Minority (Name): Mr. Speaker, Sir, I rise to second this important Motion--

With those few remarks, I beg to second.

When the Secunder does not speak, the HANSARD records this as shown below:

The Leader of Minority (Name) seconded.

(Question proposed)

After the question is proposed, debate follows, after which the Mover replies and then the Question is put

(Question put and agreed to)

(Or)

(Question put and negatived)

(Or)

<p>Sometimes Members may disagree with the decision taken by the Chair through the voice vote. The procedure is as follows:-</p>

Hon. Members: Division! Division!

Mr. Speaker: Do we have the requisite numbers for a division?
Clerks-at-the-Table, please, confirm if we have the numbers for a division.

I am informed that we have more than enough Members seeking a Division. Ring the Division Bell.

(The Division Bell was rung)

Mr. Speaker: Can we have the tellers for the Majority and Minority sides?

DIVISION

ROLL CALL VOTING/ELECTRONIC VOTING

(INSERT TITLE OF SUBJECT BEING VOTED FOR, CENTRED AND IN SMALL CAPS)

(Question put and the House divided)

(Voting in progress)

List the names of those MCAs who voted for the Ayes with their teller in an alphabetical order. Immediately after that, list the MCAs who voted against the Motion - Nays (Noes) also in alphabetic order plus their teller. You could customise the example from the Senate below to suit your situation.

Tellers are used when there is Roll Call Voting.

Temporary Speaker: Order, Hon. Members! The results of the Division are as follows:-

AYES: 30

NOES: Nil

ABSENTIONS: Nil

AYES: Hon. Sudi, Wajir County; Prof. Anyang'-Nyong'o, Kisumu County; Sen. Boy Juma Boy, Kwale County; Sen. Kajwang, Homa Bay County; Sen. G. G. Kariuki, Laikipia County; Sen (Dr.) Khalwale, Kakamega County; Sen. Kipchumba, Baringo County; Sen. Sen.(Prof.) Lesan, Bomet County---

(Customise this portion with list of MCAs)

Teller of the Ayes: Hon. Otsiulah Benjamin.

Teller of the Noes: Hon. Wangila vitalis Sifuna

The number of Members voting should tally with the results as announced by the Chair.

(Question carried by 35 votes to 15)

(Or)

(Question negatived by 35 votes to 15)

*Please note that there are no tellers in
electronic voting*

MOTIONS/RESUMPTION OF DEBATE

**When debate on a Motion is
resumed, the layout is as
follows:**

MOTION

(INSERT TITLE HERE, CENTRED AND IN SMALL CAPS)

THAT, this House urges the County Government to set up a probe
Committee to investigate the possibility of instituting...

**The terms of the Motion or the
amended Motion should be taken
from the day's Order
Paper.**

**Give the title and/or name of the
Mover and the day he/she moved
the Motion as follows:**

(Hon. Kanga on 15.3.2023) – When the Motion was moved

Then indicate the day debate on the Motion was interrupted as follows:

(Resumption of Debate interrupted on 15.3.2023) – When it was interrupted

If the debate being resumed is on a Motion that has been amended, the layout is as follows:

(Resumption of Debate on the Motion as amended, interrupted on 15.3.2023)

Sometimes debate on a Motion is interrupted in order to debate another Motion. When debate on the original Motion is resumed at the same sitting, the title must be inserted again, but it is not necessary to repeat the terms of the Motion or to indicate who moved it. The layout used in this case is as follows:

(INSERT TITLE HERE, CENTRED AND IN SMALL CAPS)

(Resumption of debate)

Hon. Nakhumicha: Mr. Speaker, Sir, before I was interrupted, I was saying that---

With those few remarks, I beg to move, and request hon. Chemion to second.

Hon. Chemion: Mr. Speaker, Sir, in seconding this Motion, I would like to point out that this is not the first occasion...

(Question proposed)

Debate follows

There are two ways to conclude debate on a Motion before the House.

OPTION 1

If the House feels that the Members have exhausted making their contributions on the subject matter, an Honourable Member can rise on a point of order and move the following Motion.

Hon. Kundu Orize Wanjala: Mr. Speaker Sir, I beg to move:

THAT the Mover be now called upon to reply.

Mr. Speaker: Honourable Members, I now put the Question which is:

THAT the Mover be now called upon to reply.

This is a voice vote. If it is carried, the HANSARD will format it as shown below:

(Question, that the Mover be now called upon to reply, put and agreed to)

(Or)

(Question, that the Mover be now called upon to reply, put and negatived)

OPTION TWO:

Mr. Speaker: Order, Honourable Members! It appears to me that those who wanted to contribute have done so, and most of you are repeating yourself, I will now called upon the Mover to reply.

Then the Speaker will put the Question and a decision taken will be recorded by the HANSARD as follows:

(Question put and agreed to)

Or

(Question put and negatived)

MOTIONS/ DROPPING, DEFERRING OR WITHDRAWING

When a Motion is listed on the Order Paper and the Mover does not move it because he or she is absent from the Chamber (with or without the Speaker's permission), when this happens, the HANSARD records this as follows:

MOTION

(INSERT TITLE HERE, CENTRED AND IN SMALL CAPS)

(Insert the Terms as shown on the Order Paper)

THAT, due to the great economic growth that the county has undergone in the last ten years, this House urges the County Government to provide free primary education to all children in the county.

Mr. Speaker: Is Honourable Ngalama Nanjala not here to move her Motion? Well, if he is not present, the Motion is dropped!

(Motion dropped)

Or, if the Mover is away with the permission of the Speaker; the HANSARD will record it as shown below:

Insert the title and the terms of the Motion for ease of reference

(INSERT TITLE HERE, CENTRED AND IN SMALL CAPS)

THAT, due to the great economic growth that the county has undergone in the last ten years, this House urges the County Government to provide free primary education to all children in the county.

Mr. Speaker: Hon. Members, Hon. Nangalama Nanjala had sought my permission to be away; so, I will defer her Motion.

(Motion deferred)

If the Mover is present in the Chamber, but he or she is not ready to move the Motion for whatever reason, and hence requests to be allowed to move it another day, the procedure is as follows:

(INSERT TITLE HERE, CENTRED AND IN SMALL CAPS)

(Insert the Terms as shown on the Order Paper)

THAT, due to the great economic growth that the county has undergone in the last ten years, this House urges the County Government to provide free primary education to all children in the county.

Mr. Speaker: Honourable Nangalama Nanjala, it is your turn to move your Motion.

Hon. Nangalama Nanjala: Mr. Speaker Sir, as you are fully aware, I returned to the country only this morning and I really did not anticipate that my Motion would be coming up for debate on the Order Paper. I, therefore, request that the Motion be deferred to Wednesday, next week.

Mr. Speaker: Honourable Members, I think that is a fairly reasonable request and I, therefore, order that the Motion be deferred to Wednesday, next week.

(Motion deferred)

A Motion already disposed of may reappear on the Order Paper by mistake. Or a Member intending to move a Motion may decide he or she does not want to move it for some reason. In such a case the procedure is as follows:

(INSERT TITLE HERE, CENTRED AND IN SMALL CAPS)

(INSERT THE TERMS OF THE MOTION AS SHOWN ON THE ORDER PAPER)

THAT, due to the great economic growth that the county has undergone in the last ten years, this House urges the Government to provide free primary education to all children in the county.

Mr. Speaker: Hon. George Kwemoi, it is your turn to move your Motion.

Hon. George Kwemoi: Mr. Speaker, Sir, we disposed of this Motion last week, and I believe the Motion is on the Order Paper by mistake.

Mr. Speaker: You are absolutely right, Honourable Member. This Motion was, indeed, disposed of last week and should not be on the Order Paper.

We will, therefore, withdraw it.

(Motion withdrawn)

A Member intending to move a Motion may feel that his or her Motion has been overtaken by events, because what it is asking for has already been done by the County Government. In such a case the procedure is as follows:

(INSERT TITLE HERE, CENTRED AND IN SMALL CAPS)

(Insert the Terms as shown on the Order Paper)

THAT, due to the great economic growth that the county has undergone in the last ten years, this House urges the Government to provide free primary education to all children in the county.

Mr. Speaker: Hon. Ngalama Nanjala, it is your turn to move your Motion.

Hon. Ngalama Nanjala: On a point of order, Mr. Speaker, Sir. This Motion has already been overtaken by events because the County Government has already taken action in regard to what it is asking for.

Mr. Speaker: Well, in that case you do not need to move it. The Motion is, therefore, withdrawn.

(Motion withdrawn)

MOTIONS/AMENDMENTS TO MOTIONS

Amendments to Motions come in three forms:-

- (1) where you only add words;**
- (2) where you only delete words or**
- (3) where you delete words and insert other words in place thereof.**

An amendment to a Motion usually comes up after the Question is proposed as illustrated in the example below:

MOTION

ALTERATION OF THE COUNTY ASSEMBLY CALENDAR
FOR THE 2023 SESSION

The Leader of Majority(Name): Thank you, Mr. Speaker Sir. I beg to move-

THAT, pursuant to Standing Orders 30 and 31 and the Resolutions of the County Assembly made on 15th February, 2023 (approval of the County Assembly), 17th March, 2023 and 4th April, 2023 (alteration of the County Assembly), the Assembly now resolves to further alter its Calendar in respect of Part IV and Part V, to hold two sittings in each week on Tuesdays and on Thursdays, beginning on Tuesday, 15th April, 2023, and on Thursday 17th April, 2023, and that the County Assembly Calendar (Regular Sessions) for the Fourth Session, 2023 be altered accordingly.

Mr. Speaker, Sir, this is very straightforward as requested by Members themselves that they would like to be meeting twice in a week from this week so that we can cover much ground. The Members support this and we move our Sessions to two days in a week.

I beg to move and ask the Minority Leader to second.

The Minority Leader (Name): Mr. Speaker Sir, I beg to second.

(Question proposed)

<p>The Mover of the amendment proceeds to move the amendment(s) as illustrated below: NB: Capture the terms of the amendment as moved on the Floor or as provided in the Order Paper</p>

Hon. Nakhumicha: Thank you, Mr. Speaker Sir. I beg to move the following amendment to the Motion on the alteration of the County Assembly Calendar-

THAT the Motion be amended by deleting the words “to hold two sittings in each week on Tuesdays and on Thursdays

beginning on Tuesday 15th April, 2023 and on Thursday 17th April, 2023 and substituting thereof the words “to hold sittings as provided for in the Standing Order No.31(1) namely Tuesdays, Wednesdays and Thursdays commencing at 2.30 p.m.

We have had meetings once a week for nearly two months. The way things are, we are not able to finish whatever we need to do in this House---

I beg to move and ask hon. Opwora to second.

Hon. Opwora: Mr. Speaker, Sir, I rise to second the amendment to the Motion by Honourable Nakhumicha. The County Assembly has several reports to adopt. We have so many reports from Committees that need to be considered and adopted by this House.

The proposal that has been made by the Leader of Majority means that we will travel from our wards on a Tuesday to attend an afternoon sitting skip a day, Wednesday, doing nothing in Bungoma and then come back to the Chamber for another sitting on a Thursday. That is waste of time.

I beg to second.

The question of the amendment will be moved after which Members will support or decline the amendment(s) as illustrated below:

(Question of the amendment proposed)

Mr. Speaker: Kindly, proceed, Honourable Katasi Brigit Mating.

Hon. Brigit Mating: Mr. Speaker, Sir, I rise to support this amendment. We need to resume our normal sittings because we have a lot of work in our in-tray---

I beg to support the amendment.

Mr. Speaker: Kindly proceed, Honourable Rugut Angeline Chelagat

Hon. Rugut Angeline Chelagat: Mr. Speaker Sir, we are in March, 2023. From the trend we witnessed last time, I am afraid to say that we will experience quorum hitches. It will be difficult to get Members in the House--
With those few remarks, I support

Mr. Speaker: Honourable Members, I now put the question.

The Speaker then puts the question which is captured as follows:

Mr. Speaker: Order, Members. We are now back to the Motion as amended.

Hon. Barasa: Mr. Speaker, Sir, even though I do not have strong views on this Motion because it is procedural, we must remind ourselves that we passed a resolution that allows hybrid sittings of the County Assembly---
I support.

Mr. Speaker: Order, Members. I will now put the question.

I know that was a grave matter, but I want to ask all of us to be a bit sensitive when we make certain contributions.

**The Speaker then puts the question on the Motion as amended as follows:
Indicate the terms of the new Motion under “Resolved Accordingly” as illustrated below**

(Question of the Motion as amended put and agreed to)

Resolved accordingly:

THAT, pursuant to Standing Orders 28 and 29, and the Resolutions of the assembly made on 27th February, 2023 (approval of the County Assembly Calendar), 17th March, 2023, and 14th April, 2023 (alteration of the County Assembly Calendar), the Assembly now resolves to further alter its Calendar in respect of Part IV and Part V, a) to hold sittings as provided for in the Standing Order No.31(1) namely Tuesdays, Wednesdays and Thursdays commencing at 2.30 p.m., and that the County Assembly Calendar (Regular Sessions) for the Fourth Session, 2023, be altered accordingly.

OPTION 2: If the Question of the Motion as amended is negatived, the House will resume debate on the original Motion as shown below:

(Question of the Motion as amended, put and negatived)

(Resumption of Debate on the original Motion)

Mr. Speaker: Order, Honourable Members! We are now back to the original Motion. Honourable Simotwo was on the Floor and he has a balance of 10 minutes. Are you still interested to contribute?

Hon. Simotwo: Thank you, Mr. Speaker Sir. Before I was interrupted, I was saying that---

With those few remarks, I beg to support.

CONSIDERATION OF THE GOVERNOR'S MEMORANDUM

Sometimes it may happen that even after a Bill has been passed by the House, the Governor might refused to assent to it in accordance with Article 115 of the CoK 2010, the Governor will submit a memorandum to the Speaker, indicating the specific provisions which, in is opinion, should be reconsidered by the Assembly. When this happens, the HANSARD records it as follows:

COMMITTEE OF THE WHOLE HOUSE

(Order for Committee read)

[The Speaker (Name) left the Chair]]

IN THE COMMITTEE

[The Temporary Chairman (Name) in the Chair]

THE BUNGOMA COUNTY OUTDOOR ADVERTISING CONTROL ACT (AMENDMENT) BILL

(Consideration of Memorandum from His Excellency the Governor)

Temporary Chairperson: Honourable Members, we are in the Committee of the Whole House to reconsider the Memorandum submitted to this House by His Excellency the Governor on the reasons why he declined to assent to the Bungoma County Outdoor Advertising Control Act (Amendment) Bill.

The Chairman of the Committee, you have the Floor to move the amendment by His Excellency, the Governor.

Hon. James Barasa: Mr. Temporary Chairman, Sir, I beg to move:

THAT, pursuant to the Memorandum by His Excellency the Governor, Clause 6 of The Bungoma County Outdoor Advertising Control Act (Amendment) Bill be amended by deleting and replacing in place thereof---

I beg to move, and request the Member for Tendet, the Honourable George Kwemoi, to second.

Hon. George Kwemoi: Mr. Temporary Chairman, Sir, I rise to second this amendment by His Excellency the Governor.

With those few remarks, I beg to move.

(Question proposed)

Debate may follow, after which the
Question is put as shown below:

Hon. James Barasa: Mr. Temporary Chairman, Sir, I beg to move that the Committee do report to the House its consideration of the Governor's Memorandum on the Bungoma County Outdoor Advertising Control Act (Amendment) Bill without amendments.

(The second scenario which is rare is to get enough votes; two-majority, to veto or reject the Memorandum of His Excellency the Governor. HANSARD records this as – with amendments)

(Question put and agreed to)

(The House resumed)

[The Speaker (Name) in the Chair]

Mr. Speaker: The Chair of the Committee, you have the Floor.

Hon. Mukhongo James Barasa: Mr. Speaker, Sir, I beg to report that a Committee of the Whole House has considered the Governor's Memorandum on the Bungoma County Outdoor Advertising Control Act (Amendment) Bill and approved the same without amendments. **(with amendments)**

Hon. George Kwemoi: Mr. Speaker, Sir, I beg to move that the House do agree with the Committee in the said Report.

Hon. Opwora: Mr. Speaker, Sir, I second.

Or

Honourable Opwora seconded.

(Question proposed)

(Question put and agreed to)

Mr. Speaker: Next Order.

BUDGET ESTIMATES

MOTION FOR ADJOURNMENT UNDER S.O.---

Hon. Nganga Everton: Mr. Speaker, Sir, I rise under S.O.--- to move that the House do now adjourn.

Honourable Members, as we are all aware, today the CECMs in charge of Finance and Planning will present to the House the Budget Estimates for

Financial Year 2023/2024. Since the CECMs is not a Member of this House, we are requesting that we adjourn the House to allow us to go into the Committee of the Whole House to allow him to make his presentation to the Committee.

(Question proposed)

(Question put and agreed to)

The House rose at ---

BUDGET AND APPROPRIATION COMMITTEE

PRESENTATION OF BUDGET ESTIMATES 2023/2024

*[The Chairperson of the Budget and Appropriation Committee
(Name) in the Chair]*

The Chairperson of the Budget and Appropriation Committee

(Name): Order, hon. Members. We are in the Committee of the Whole to listen to the presentation of the CECMs in charge of Finance and Budget---

The CECMs for Finance and Planning (Name): Thank you, Mr. Chairman, Sir, for giving me the opportunity to present the budget estimates for Financial Year 2023/2024---

Mr. Chairman, Sir, I beg to move.

(Applause)

The Chairperson of the Budget and Appropriation Committee

(Name): Order, Honourable Members That brings us to the end of the presentation of budget estimates by the CECMs---

I thank you all and invite you to the budget party at the Assembly Gardens.
Welcome.

The Committee rose at 4.30 p.m.

MOTION

APPROVAL OF SUPPLEMENTARY ESTIMATES

Hon. George Kwemoi: Mr. Speaker, Sir, I beg to move:

THAT, in accordance with the provisions of Article 223 of the Constitution of Kenya, this House approves the reduction in withdrawal from the---

With those few remarks, I beg to move.

Hon. Nganga Everton seconded.

(Question proposed)

(Question proposed)

Sometimes after presentation of Budget Estimates, the Leader of Majority Party may move a Motion on Vote on Account seeking approval of some expenditure before the Appropriation Bill is approved or passed. HANSARD records this as shown below:

Hon. George Kwemoi: Mr. Speaker, Sir, I beg to move:
THAT, in accordance with Article 222 of the Constitution of Kenya---

Hon. Everton Nganga: I second, Mr. Speaker, Sir.

(Question proposed)

(Debate may follow)

(Question put and agreed to)

1. SECTORAL COMMITTEES

1. FINANCE AND ECONOMIC PLANNING

1. Hon. James Barasa Mukhongo Chairperson

2. EDUCATION AND VOCATION TRAINING

1. Hon. Benjamin Otsiulah Chairperson
2. Hon. Stephen Kaiser Vice Chairperson

3. AGRICULTURE, LIVESTOCK, FISHERIES, IRRIGATION AND COOPERATIVE DEVELOPMENT

1. Hon. Waiti Wafula Chairperson
2. Hon. Idd Owongo Vice Chairperson

4. ROADS, TRANSPORT, INFRASTRUCTURE AND PUBLIC WORKS

1. Hon. Frankline Simotwo Chairperson
2. Hon. Polycarp Kimeta Vice Chairperson

5. TOURISM, ENVIRONMENT, WATER AND NATURAL RESOURCES

1. Hon. Edwin Opwora Chairperson

6. GENDER, CULTURE AND SOCIAL WELFARE

1. Hon. Jack Kawa Chairperson

7. HEALTH SERVICES

1. Hon. George Makari Chairperson
2. Hon. Jerusa Aleu Vice Chairperson

8. LANDS, URBAN, PHYSICAL PLANNING AND HOUSING

1. Hon. Francis Chemion Chairperson
2. Hon. Linda Kharakha Vice Chairperson

9. TRADE, ENERGY AND INDUSTRIALIZATION

1. Hon. Johnston Ipara Chairperson
2. Hon. John Kennedy Wanyama Vice Chairperson

10. PUBLIC ADMINISTRATION AND ICT

1. Hon. Tonny Barasa Chairperson

2. Hon. Caleb Wanjala Vice Chairperson

11. LABOUR RELATION, MEMBERS SERVICE AND FACILITIES

1. Hon. Hentry Nyongesa Chairperson

2. Hon. Catherine Kituyi Vice Chairperson

12. YOUTH AFFAIRS AND SPORTS

1. Hon. Violet Makhanu Chairperson

2. Hon. Grace Sundukwa Vice Chairperson

2. STANDING COMMITTEES

1. BUDGET AND APPROPRIATIONS COMMITTEE

1. Hon. Jackson Wambulwa Chairperson

2. Hon. Charles Nangulu Vice Chairperson

2. POWERS AND PRIVILEGE COMMITTEE

1. Hon. Emmanuel Situma Chairperson

2. Hon. Bridgit Katasi Vice Chairperson

3. JUSTICE, COHESION AND LEGAL AFFAIRS COMMITTEE

1. Hon. Metrine Nangila Chairperson

2. Hon. Everlyne Anyango Vice Chairperson

4. DELEGATED COUNTY LEGISLATION COMMITTEE

1. Hon. Linda Kharakha Chairperson

2. Hon. Dorcas Ndasaba Vice Chairperson

5. IMPLEMENTATION COMMITTEE

1. Hon. Jacob Psero Chairperson

2. Hon. Maureen Wafula Vice Chairperson

6. PUBLIC ACCOUNTS AND INVESTMENT COMMITTEE

1. Hon. George Tendet Chairperson

2. Hon. Benard Kikechi Vice Chairperson

7. COUNTY ASSEMBLY PROCEDURE AND HOUSE RULES

1. Hon. Emmanuel Situma Chairperson

2. Hon. Stephen Wamalwa Vice Chairperson

8. SPEAKER'S PANEL

- | | |
|-------------------------|------------------|
| 1. Hon. Emmanuel Situma | Chairperson |
| 2. Hon. Stephen Wamalwa | Vice Chairperson |

9. HOUSE BUSINESS COMMITTEE

- | | |
|-------------------------|------------------|
| 1. Hon. Emmanuel Situma | Chairperson |
| 2. Hon. Stephen Wamalwa | Vice Chairperson |

10. SELECTION COMMITTEE

- | | |
|--------------------------|------------------|
| 1. Hon. Joseph Nyongesa | Chairperson |
| 2. Hon. Anthony Lusenaka | Vice chairperson |

11. APPOINTMENTS COMMITTEE

- | | |
|-------------------------|------------------|
| 1. Hon. Emmanuel Situma | Chairperson |
| 2. Hon. Stephen Wamalwa | Vice Chairperson |

12. LIAISON COMMITTEE

- | | |
|----------------------------|------------------|
| 1. Hon Stephen Wamalwa | Chairperson |
| 2. Hon. Christine Mukhongo | Vice Chairperson |

Appendix 3

LIST OF GOVERNMENT OF KENYA

MINISTRIES AS AT JANUARY, CABINET SECRETARY

2021 MINISTRY

- | | | |
|-----|--|-------------------------------|
| 1. | Interior and Co-ordination of National Government | Hon. (Dr.) Fred Matiang'i |
| 2. | Defence | Hon. (Dr.) (Amb.) Monica Juma |
| 3. | National Treasury and Planning | Hon. (Amb.) Ukur Yatani |
| 4. | Foreign Affairs | Hon. (Amb.) Raychelle Omamo |
| 5. | Industry, Trade and Co-operatives | Hon. Peter Munya |
| 6. | Health | Hon. Mutahi Kagwe |
| 7. | Agriculture, Livestock, Fisheries and Irrigation | Hon. Mwangi Kiunjuri |
| 8. | Transport, Infrastructure, Housing, Urban Development and Public Works | Hon. James Macharia |
| 9. | Devolution and ASALs | Hon. Eugene Wamalwa |
| 10. | Information, Communication and Technology | Hon. Joe Mucheru |
| 11. | Sports, Culture and Heritage | Hon. Amina Mohamed |
| 12. | Education | Hon. (Prof.) George Magoha |
| 13. | East African Community (EAC) and Regional Development | Hon. Adan Mohamed |

14.	Labour and Social Protection	Hon. (Amb.) Ukur Yattani
15.	Tourism and Wildlife	Hon. Najib Balala
16.	Environment and Forestry	Hon. Keraiko Tobiko
17.	Water and Sanitation	Hon. Simon Chelugi
18.	Lands and Physical Planning	Hon. Farida Karoney
19.	Energy	Hon. Charles Keter
20.	Petroleum and Mining	Hon. John Munyes
21.	Public Service and Gender	Hon. (Prof.) Margaret Kobia

Appendix 6

HOMOPHONES

Adverse - Negative, unfavourable (*Certain drugs have adverse side effects*)

Averse - Strongly disliking or opposed to something (*I am averse to duplicated efforts*)

Advise - Inform about a fact or situation (*All employees were advised to observe the regulations of the company*)

Advice - Guidance or recommendations offered with regard to future action (*Please take my advice for you to build your career*)

Affect - To influence (*The decision of the board affected me positively*)

Effect - To bring about or accomplish (*The Government will effect the change that were proposed*)

Allude - To mention something in an indirect way or to hint at (*The need to pay teachers their house allowances was alluded to by the President*)

Elude - To evade or escape from, typically in a skillful or cunning way (*The two escaped prisoners managed to elude being captured by the police*)

Altar - A raised structure used in worship

Alter - To make different

Amble - To walk or stroll

Ample - Sufficient or adequate

Appraise - Assess the value, quality or performance of something/somebody

Apprize - Inform

Ascend - To go up or move up a ladder, hill etc.

Assent - Agreement to a statement or a proposal, to accept

Aspersions - Defamation **Copyright@2021. All rights reserved. A copy of this Style Guide may not be reproduced except with the permission of the Hansard Editor, County Assembly of Bungoma**

Aspiration - Desire or hope

Auspices - Sponsorship

Hospice - A facility where terminally ill patients are cared for until they die

Bail - To transfer property temporarily

Bale - To form into tightly compressed bundles

Capital - (i) Principal

(ii) City that is the seat of government

(iii) Property/money owned for business

Capitol - Building in which a government meets/works.

Cite - To quote from a source

Sight - The act of seeing

Site - Place or location

Complement - To complete or to add to

Compliment - To praise

Contend - To fight or argue, to compete, to assert

Content - To be satisfied

Council - An assembly or group (Council of elders)

Counsel - (i) A lawyer (*Mr. Sang's defense counsel at the ICC*)

(ii) To advise (*The professor counseled the witnesses*)

Decent - Characterized by conformity to standards of propriety or morality, morally Upright, fairly good

Descent - The act or instance of descending; a way down; hereditary derivation; lineage

Dissent - To differ in opinion or feeling; disagree

Dual - Having a two-fold or double, character or nature

Duel - To fight formerly

Eminent - Respected and distinguished within a particular sphere/profession (An eminent qualified lawyer)

Imminent - About to happen (*The teachers strike is imminent*)

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Lay/laid - to place something in a certain position (*I beg to lay the following report*

on the Table of this honourable House)

Past tense of lie; to recline (*Last night I lay on the sofa and went fast asleep for hours*); *He laid (past tense of lay) the sweater on the chair*)

Lie/Lied - Something that is not true

To have or put one's body in a flat or resting position

Lead - a metal

Led - past tense of the verb –lead

May be - might (*It may be necessary to order new computers for new officers*)

Maybe - Perhaps (*Maybe the new Reporters will get new computers*)

Neigh - The long high-pitched sound made by a horse

Nigh - Near in time, place, or relationship; nearly, almost (*Nigh on to impossible*)

Populous - Having a large population (*This is the story of the populous Kibera slum*)

Populace - The general public (*Parliament has been trying to engage the populace*)

Principal - Chief or primary – *The Principal Law/Act*

Person in position of authority (*The Principal of Nairobi School has been appointed ambassador or Tokyo*)

Principle - Rule or root concept; rule of conduct – The Motion was accepted in principle

Rake - A garden tool/implement

Rake - A man of immoral habits/conduct

Reek - To give off or become permeated with a strong unpleasant odor or to be pervaded by something unpleasant. **Copyright@2021. All rights reserved. A copy of this Style Guide may not be reproduced except with the permission of the Hansard Editor, County Assembly of Bungoma**

Wreck - To inflict vengeance or punishment upon a person; to cause havoc.

Reign - To rule; royal power

Rein - Usually a narrow strip of leather as in a horse's bit; a means of controlling To guide (We need to rein in expenses in the counties if devolution has to be fruitful.

Stationary - Not moving; not changing in quantity or condition

Stationery - Paper and other materials needed for writing

Tenant - An occupant, one who pays rent to occupy land/property

Tenet - A principle, doctrine or belief held as a truth, as by some group.

Vain - Filled with undue admiration for oneself - *You are so vain.*

Vein - Blood vessel; A pervading character or quality; a streak

Verses - Lines in poetry; numbered subdivisions of a chapter in the Bible

Versus - Against (*The plaintiff versus the defendant*)

As opposed to (*Working smarter versus working harder*)

Appendix 7: Legal terminologies

APPENDIX A

If hon. Members use any foreign words or phrases in the course of their speeches, all these must be italicised in the HANSARD.

The following are examples which are sometimes used, together with their meanings.

ab initio: from the beginning

actus reus: a guilty deed or act

ad hoc: for this purpose

ad infinitum: without end; forever

ad valorem: in proportion to value;

a phrase applied to a mode of levying customs duties upon goods when these are taxed at rates proportionate to their estimated value.

alibi: at another place

amicus curiae: friend of the court (ie. impartial spokes-person)

bon voyage: good trip

capias ad

audiendum: writ ordering appearance in court

charg'e d' affaires: charged with business

coups(s) d'etat : a sudden and decisive stroke of state policy.

consensus ad idem: agreement as to the same things

caveat emptor: let the buyer beware

cul-de-sac: dead end

de facto: in fact, in reality, in actual existence, force or possession, as matter of fact. As an adjective it means "actual."

de'ja'vu: already seen

de jure: of right, by right, according to law. As an adjective it means "legal."

Usually opposite to defacto.

de novo: starting afresh

dies juridicus: a day on which the court is in session

dominium: ownership

en masse: in a mass or body. all at once.

et cetera: other things of that type

en route: on the way.

en suite: in sequence/together

esprit de corps: team spirit

ex facie: on the fact of it

ex-officio: in discharge of duty, in virtue of one's office - hence official.

expressio unius est

exclusio alterius: - the express mention of one thing excludes all others

ex gratia: out of kindness, as a matter of favour

ex parte: proceeding brought by one person in the absence of another 57

fait accompli: accomplished fact; a thing that is over and done with.

faux pas: a false step; a slip, a trip.

factum: an act, or a deed

functus officio: having performed his office/having discharged his duty

habeas corpus: a judicial mandate ordering that an inmate be brought to court.

ibid: in the same place

id est (i.e.): that is

in absentia: in the absence

in esse: in existence

in extenso: at full length.

in delicto: at fault

in duplum rule: interest stops running once unpaid interest equals unpaid capital

in loco: in the place of.

in loco parentis: in the place or position of parent.

in situ: in its (original) place; in position.

in toto: as a whole, absolutely, completely.

in vino veritas: there is truth in wine; truth is told under the influence of intoxicants.

inter alia: amongst other things.

inter se: between or among themselves.

ipso facto: by that very fact

laissez faire: let it be/non interference

lese majeste: any offence against the sovereign authority; treason.

locus standi: in law, the right to bring an action

locus in quo: scene of the event

mea culpa: my fault; by my fault.
modus operandi: method of operating
mutatis mutandis: things being changed that have to be changed, i.e. with the necessary changes.
non est factum: it is not her/his deed
nil desperandum: there is no reason for despair.
n'importe: it matters not.
noblesse oblige: rank imposes obligations; much is expected from one in good position.
non de plume: literally "pen name" a name assumed by a writer.
non sequitur: it does not follow; an inference or conclusion which does not follow from the premises.
nota bene: mark well; observe particularly.
onus probandi: burden of proof
par excellence: by virtue of manifest superiority; pre-eminently; above all others that may be so called.
per curiam: in the opinion of the court
pari passu: ranking equally. On an equal footing
persona non grata: an unacceptable person or personage.
peste des petits: ruminants (PPR) or goat plague
prima facie: on the face of it
pro bono publico: for the public good. 58

pro rata: in proportion to the value or extent; proportionally.
pro tempore
(or pro tem.): for the time; temporarily.
public juris: of public right
quantum: how much; an amount
quid pro quo: one thing for another; tit for tat; an equivalent.
quod erat
demonstrandum: which was to be approved or demonstrated
raison d'etre: rational ground for existence; the reason for a thing's existence.
reductio ad absurdum: the reducing of a position to a logical absurdity

salus populi suprema est lex: the welfare of the people is the supreme law.
saviour faire: tact; instinctive knowledge of the right course of action in any circumstances.

semper idem: always the same.

sine die: without any day being specified (for reassembling, resumption of business, etc.: indefinitely.

sine qua non: somebody or something indispensable.

status quo: the existing state of things.

sub judice: literally "under a judge"; under the consideration of a judge or court; undecided; still under consideration.

sub nomine: under the name of

suprema est lex: the welfare of the people is the supreme law.

tete-a-tete: a private talk

ultra vires: beyond the powers or legal authority (of a person, etc.).

vis-a-vis: in relation to; in comparison with.

vox populi: the voice of the people; expressed general opinion; common talk or rumour. 59

APPENDIX B

ABBREVIATIONS

There are very few abbreviations in the way of the use of initials which are allowed in HANSARD and the following is a list of some of which occur fairly regularly and must be written out in full. If you come across abbreviations which you do not know in full, leave space after each initial, so that it will be filled in at a later state.

AAK: Architectural Association of Kenya

AATUF: All-African Trade Union Federation

ADB: African Development Bank

ADC: Agricultural Development Corporation

AFC: Agricultural Finance Corporation

AFRALTI: African Advanced Level Telecommunications Institute

AGOA: African Growth and Opportunity Act

AI: Artificial Insemination

AK: Athletics Kenya

ALGAK: Association of Local Government Authorities of Kenya

AMREF: African Medical Research Foundation

ASALs: Arid and Semi-Arid Lands

ASK: Agricultural Society of Kenya

ATM: Automated Teller Machine

AU: African Union

AVU: African Virtual University

BA: British Airways

BAT: British American Tobacco Co. Ltd.

BBC: British Broadcasting Corporation

BP: British Petroleum

BSP: Budget Strategy Paper

CBD: Coffee Berry Disease

CBS: Central Bureau of Statistics

CCK: Communications Commission of Kenya

CDC: Commonwealth Development Corporation

CIC: Co-operative Insurance Company

CIDA: Canadian International Development Agency

CMA: Capital Markets Authority

COMESA: Common Market for Eastern and Southern Africa

CO-OP: Co-operative

COTU: Central Organization of Trade Unions

CRDF : Constituency Roads Development Fund

CSRP: Civil Service Reform Programme

DAC: District Agricultural Committee 60

DANIDA: Danish International Development Agency

DAO: District Agricultural Officer

DC: District Commissioner

DEB: District Education Board

DDC: District Development Committees

DFCK: Development Finance Company of Kenya

DFID: Department of International Development

DGIPE: Department of Government Investment and Public Enterprise

DICECE: District Centres for Early Childhood Education

DO: District Officer

EAC: East African Community

EAWL: East African Women's League

ECK: Electoral Commission of Kenya

ECCD: Early Childhood Care and Development

EEC: European Economic Community

EPZ: Export Processing Zone

ERP: Economic Recovery Paper

ERSWEC: Economic Recovery Strategy for Wealth and Employment Creation

ESAF: Enhanced Structural Adjustment Facility

FAO: Food and Agriculture Organization of the United Nations

FAWE: Forum for African Women Educationists

FGM: Female Genital Mutilation

FIDA: Federation of Women Lawyers

FKE: Federation of Kenya Employees

FLAG: Fibre Optic Around the Globe

FORD(A): Forum for Restoration of Democracy - Asili

FORD(K): Forum for Restoration of Democracy - Kenya

FRELIMO: Liberation Front of Mozambique

FY: Financial Year

GATT: General Agreement on Tariffs and Trade

GCE: General Certificate of Education (sometimes attached to Ordinary and Advanced level subjects)

GDP: Gross Domestic Product

GEMA: Gikuyu, Embu, Meru Alliance

GHH: Gutehoffnungshutte Sterkrade Aktiengesellschaft

GITS: Government Information Technology Services

GJLOS: Governance, Justice, Law and Order Sector

GoK: Government of Kenya
GSM: Global System for Mobile Communications
GTZ: German Agency for Technical Cooperations
HAART: Highly Active Antiretroviral Therapy
HELB: Higher Education Loans Board
HIPC: Heavily Indebted Poor Country
HTML: Hypertext Mark-up Language
IAPSO: Inter Agency Purchasing and Supply Organization 61

IATA: International Air Transport Association
IBRD: International Bank for Reconstruction and Development
ICDC: Industrial and Commercial Development Corporation
ICFTU: International Confederation of Free Trade Unions
ICIPE: International Centre of Insect Physiology and Ecology
ICJ: International Commission of Jurists
ICRC: International Committee of the Red Cross
ICT: Information and Communication Technology
ICRAF: International Centre for Research in Agroforestry
IDPs: Internally Displaced Persons
IDU: Intravenous Drug Users
IEC: Information Education and Communication
IGAD: Inter-Governmental Authority on Development
IGADD: Inter-Governmental Authority on Drought and Development
ILO: International Labour Organization
IMF: International Monetary Fund
IPK: Islamic Party of Kenya
IPPG: Inter-parties Parliamentary Group
ITU: International Telecommunications Union
JICA: Japanese International Co-operation Agency
KA: Kenya Army
KACC: Kenya Anti-Corruption Commission
KAF: Kenya Air Force
KQ: Kenya Airways (This is a code for Kenya Airways)
KARI: Kenya Agricultural Research Institute

KBC: Kenya Broadcasting Corporation
KBS Kenya Bus Service
KCC: Kenya Co-operative Creameries
KCSU: Kenya Civil Servants Union
KDHS: Kenya Demographic and Health Survey
KEBS Kenya Bureau of Standards
KEFRI: Kenya Forestry Research Institute
KEMRI: Kenya Medical Research Institute
KENDA: Kenya Democratic Alliance
KeNHA: Kenya National Highways Authority
KenGen: Kenya Electricity Generating Company
KENSUF: Kenya Slum Upgrading Fund
KESSP: Kenya Education Sector Support Programme
KeRRA: Kenya Rural Roads Authority
KETRI: Kenya Trypanosomiasis Research Institute
KEVEVAPI: Kenya Veterinary Vaccine Production Institute
KFA: Kenya Farmers Association
KGCCU: Kenya Grain Growers Co-operative Union
KICC Kenyatta International Conference Centre
KIPPRA: Kenya Institute for Public Policy Research and Analysis
KISE: Kenya Institute of Special Education
KLRC: Kenya Law Reform Commission 62

KMC: Kenya Meat Commission
KN: Kenya Navy
KNC: Kenya National Congress
KNCHR: Kenya National Commission on Human Rights
KNEC: Kenya National Examinations Council
KNFU: Kenya National Farmers Union
KNH Kenyatta National Hospital
KNLS: Kenya National Library Services
KNTC: Kenya National Trading Corporation
KNUT: Kenya National Union of Teachers
KPCU: Kenya Planters Co-operative Union

KPSA: Kenya Private Schools Association
KPOSB: Kenya Post Office Savings Bank
KRA Kenya Revenue Authority
KRB Kenya Revenue Board
KR: Kenya Railways
K-REP: Kenya Rural Enterprise Programme
KRN: Kenya Registered Nurse
KSC: Kenya Social Congress
KSPCA: Kenya Society for the Protection and Care of Animals
KTB Kenya Tourist Board
KTDA: Kenya Tea Development Agency
KTDC: Kenya Tourist Development Corporation
KTGA: Kenya Tea Growers Association
KUPPET: Kenya Union of Post Primary Education Teachers
KURA: Kenya Urban Roads Authority
KUSCCO; Kenya Union of Savings and Credit Cooperatives
KUTIP: Kenya Urban Transport Infrastructure Programme
KWFT: Kenya Women's Finance Trust
KWS: Kenya Wildlife Service
LATF Local Authorities Transfer Fund
LASDP: Local Authority Service Delivery Plan
LDP: Liberal Democratic Party
MBA: Master's Degree in Business Administration
MDGs: Millennium Development Goals
MDR-TB: Multi-drug Resistant Therapy
MMR: Mass Miniature Radiography
MoH: Ministry of Health
MOR&PW Ministry of Roads and Public Works
MRI: Magnetic Resonance Imaging
MSF: Medicines Sans Frontiers
MTEF: Medium Term Expenditure Framework
MTS: Medium Term Strategy
MoU: Memorandum of Understanding
NACADA: National Campaign Against Drug Abuse

NACC: National AIDS Control Council
NACECE: National Centre for Early Childhood Education 63

NAK: National Alliance Party of Kenya
NARC: National Rainbow Coalition
NARC(K): National Rainbow Coalition (Kenya)
NASCOP: National AIDS/STD Control Programme
NATO: North Atlantic Treaty Organization
NCCK: National Council of Churches of Kenya
NCWTO: National Committee on World Trade Organization
NEPAD: New Partnership for Africa's Development
NEMA: National Environment Management Authority
NFD: Northern Frontier District (now obsolete but still referred to occasionally)
NSSF: National Social Security Fund
NTB: Non Tariff Barriers
NYS: National Youth Service
OCPD: Officer Commanding Police Division
ODM(K): Orange Democratic Movement - Kenya
OECD: Organization for Economic Co-operation and Development
PAC: Public Accounts Committee
PC: Provincial Commissioner
PERP: Public Enterprise Reform Programme
PETS: Public Expenditure Tracking Surveys
PIC: Public Investments Committee
PICK: Party for Independent Candidates of Kenya
PLWHAs: People Living with HIV/AIDS
PMCT: Prevention of Mother to Child Transmission
PPOA: Public Procurement Oversight Authority
PPP: Public Private Sector Partnerships
PRO: Public Relations Officer
PRSP: Poverty Reduction Strategy Papers
PSC: Public Service Commission
PTA: Parents-Teachers Association

RAF: Royal Air Force
RBA Retirement Benefits Authority
RMLF: Road Maintenance Levy Fund
RN: Royal Navy
SADC: Southern African Development Community
SAGAs: Semi-Autonomous Government Agencies
SAPs: Structural Adjustment Programmes
SHIA: Swedish Organization of the Handicapped International AID Foundation
SIDA: Swedish International Development Cooperation Agency
SMASSE: Strengthening Maths and Science in Secondary Educaion
SME: Small and Micro Enterprises
SRN: State Registered Nurse
STEPS: Strengthening of Education of Primary and Secondary School Project
STPP: Short Term Priorities Program
SUNY: State University of New York 64

TFGET: Task Force on Gender and Education and Training
UAR: United Arab Republic
UDI: Unilateral Declaration of Independence
UDI: Intravenous Drug Users
UNAIDS: Joint United Nations Programme for HIV and AIDS
UNDP: United Nations Development Programme
UNHCR: United Nations High Commissioner for Refugees
UN(O): United Nations Organization
USAID: United States Agency for International Development
VOIP: Voice Over Internet Protocol
VOK: Voice of Kenya (now defunct)
VSAT: Very Small Aperture Terminal
WEDF: Women Enterprise Development Fund
WRAP: Women's Rights Awareness Programme
YEDF: Youth Enterprise Development Fund
NB: "etc" is always written out in full: "et cetera"

There are a few exceptions to the above rule. The following abbreviations are permitted in the HANSARD.

AIDS (Acquired Immuno-Deficiency Syndrome)

ARVs Anti-Retroviral (Drugs)

BAT

HIV (Human Immuno-Deficiency Virus)

HIV/AIDS

KADU

KENATCO

KCPE

UNESCO

UNICEF

KANU

NGO Non-Governmental Organization

KPU 65

APPENDIX C

Words Requiring Initial Capitals At all Times

Act(s)

Adjournment Motions(s)

Administration of Oath

Annual Estimates

Assistant Minister(s)

Attorney-General, the

Back Bench

Back-bencher(s)

Bill(s)

Catering Committee, the

Chair, the [e.g. address the Chair]

Chief Education Officer, the

Chief Game Warden, the

Chief Inspector of Children, the

Chief Justice, the

Chief Medical Officer, the

Chief of Defence Staff, the
Civil Service, the [BUT: civil servants]
Commissioner for Co-operative Development, the
Commissioner of Police, the
Commissioner of Prisons, the
Committee(s) of Powers and Privileges
Committee of Supply
Committee of the whole House
Committee of Ways and Means
Committee Stage [of a Bill]
Communication(s) from the Chair
Consolidated Fund,
Constituencies Development Fund
Constituency Member(s)
Controller and Auditor-General, the
Departmental Committee(s)
Deputy Leader of the Official Opposition, the
Deputy Public Prosecutor, the
Deputy Speaker, the
Director of Broadcasting, the
Director of Community Development and Social Services, the
Director of Medical Services, the
Directorate of Civil Aviation, the
First Reading(s) [of a Bill]
Floor, the [of the House] 66

Front Bench, the
Government, the [BUT: governments]
Harambee
House, the
Income Tax
Independence
Industrial Court, the
Judicial Commission(s)

Judiciary, the
Kenya Government, the
Leader of the Official Opposition, the
Member, an hon.
Members' Half-Hour Statements
Minister(s)
Ministerial Committee(s)
Ministerial Statement(s)
Motion(s)
Motion(s) for the Adjournment
Mover [of a Motion]
Nominated Member
Notice(s) of Motion(s)[BUT: I beg to give notice of the following Motion ...]
Notice(s) of Motion(s) for the Adjournment
Opposition, the
Order Paper(s)
Ordinance(s)
Paper(s)[meaning an official Government Paper, whether in the form of a book, document or paper, etc]
Permanent Secretary (Secretaries)
Personal Statement(s)
Principal Immigration Officer, the
Principal Probation Officer, the
Public Accounts Committee, the
Public Investments Committee, the
Public Prosecutor, the
Public Service Commission, the
Question(s)[meaning a Question appearing on the Order Paper to be answered during Question Time]
Question(s) by Private Notice
Registrar General, the
Report(s) [meaning a Report made by a Committee to the House
Second Reading(s) [of a Bill]
Seconder [of a Motion]

Select Committee(s)

Session(s) [of Parliament]

Sessional Paper(s)

Sitting(s) [of the House]

Solicitor General, the 67

*Speaker, Mr. the [meaning the person presiding, BUT: `the speaker,
[meaning the hon. Member actually speaking]*

Standing Order(s)

Supplementary Estimate(s)

Table, the [of the House]

Temporary Deputy Chairman, Madam/Mr./the

Temporary Deputy Speaker, Madam /Mr./the

Third Reading(s) [of a Bill]

Uhuru

*Vote(s)[meaning the individual Votes of various Ministries appearing in the
Annual Estimates]*

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Appendix 8

GENERAL INFORMATION

It is impossible in a Style Guide of this kind to give examples of every incident which may arise. At times common sense and use of previous HANSARD Reports will be your only guide. If something does seem to be occurring with fairly regular frequency, make a note of it so that the layout used is common to all. For example, when a Senator is ordered to leave:

(Sen. Dullo went to the Bar and bowed at the Chair)

(Sen. Orengo withdrew from the Chamber)

(Sen. (Eng.) Maina was applauded as he entered the Chamber)

When members of the public and the press are directed by the Speaker to leave the layout is as follows:

(Members of the Public and the Press withdrew from the Galleries)

In remembrance of a person who has Passed on:

COMMUNICATION FROM THE CHAIR

DEMISE OF SENATOR FOR MAKUENI
COUNTY, SEN.MUTULA KILONZO

The Speaker (Hon. Ethuro): Honourable Members it is with a very heavy heart that I regret to announce the demise of our dear colleague, Sen. Mutula Kilonzo, who passed away on Saturday, 27th April, 2013, at his rural home in Maanzoni, Machakos County.

*(Hon. Senators stood up in their places and
observed a minute of silence)*



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