

**COUNTY GOVERNMENT OF KISUMU**



**COUNTY ASSEMBLY OF KISUMU**

**THE HANSARD**

**SECOND ASSEMBLY – SECOND SESSION**

**Tuesday, 07<sup>th</sup> August, 2018**

**House met in the Main Chamber at 02:30 p.m.**

**(The Speaker (Hon. Onyango Oloo) in the Chair)**

**PRAYERS**

**The Speaker** (Hon. Oloo): Mr. Clerk can you take us through the Order paper of the day?

**COMMUNICATION FROM THE CAHIR**

**The Speaker** (Hon. Oloo): Hon. Members, this is the Communication from the Chair, today 07<sup>th</sup> August, 2018. As you are no doubt aware that we are soon doing our Inaugural CASA 2018 Games which will be the first such games in the history of our Assemblies. I would like to inform Members that the County Assembly Sports Association, 2018 is scheduled to commence from 26<sup>th</sup> August, 2018 to 01<sup>st</sup> of September, 2018.

On the above premise, this is to inform all Hon. Members that they avail and register themselves for various disciplines and commence trainings at the following venues; Moi Stadium and Jomo Kenyatta Sports Grounds effective 07<sup>th</sup> August, 2018 at 05:00 p.m. the disciplines that we look forward and hope to participate in will be;

1. Football Men and Ladies
2. Volleyball Men and Ladies
3. Tug of war Men and Ladies
4. Netball
5. Ball Pool

6. Badminton
7. Beauty Pageants/Contest
8. Draft
9. Table Tennis
10. Scrabble
11. Chase
12. Athletics
13. Choir both set pieces and folk song
14. Cultural dances
15. Ajua
16. Squash
17. Basketball
18. Hockey
19. Handball Men and Ladies
20. Darts

You are requested to register and kindly comply if you are interested in any of those games.

**The Speaker** (Hon. Oloo):Next order!

#### NOTICES OF MOTION

**Hon. Philemon Ojuok:** Thank you Mr. Speaker. Pursuant to the provisions of Standing orders No. 45, I wish to Give Notice of Motion on the Decentralization of Public Works to the Sub-county level, thank you.

#### FACE LIFTING OF ALL COMMERCIAL AND RESIDENTIAL PREMISES IN URBAN AREAS AND CITY WITHIN KISUMU COUNTY

BY

HON. ASLAM KHAN

**Hon. Ogaga:** Thank you Mr. Speaker. I would like give a notice of motion on behalf of Hon. Khan. Pursuant to Standing Order No. 45, I wish to give a notice of motion on Face Lifting of all the Commercial and Residential premises in Urban Areas and City within Kisumu County. Thank you.

#### ENFORCEMENT OF THE ENVIRONMENTAL MANAGEMENT ACT 1999

BY

## HON. PRICAH MISACHI

**Hon. Misachi:** Thank you Mr. Speaker. Pursuant to Standing Order No. 45, I wish to give a notice of motion on Enforcement of the Environmental Management Act 1999. Thank you.

## CONSTRUCTION OF REHABILITATION/ TRANSFORMATION CENTERS FOR STREET FAMILIES

BY

HON. DAVID ARAO

**Hon. Arao:** Thank you Mr. Speaker. Pursuant Standing Order No. 45, I wish to give a notice of motion on Construction of Rehabilitation Centers for Street Families. Thank you.

## STATEMENTS

**The Speaker** (Hon. Onyango Oloo): Yes Hon. Arao.

**Hon. Arao:** Thank you Mr. Speaker. I want to thank the Almighty God that we went for long recess and we are all back and in good health. I would like to bring to your attention that during the last session there are several motions that were passed in this assembly. Some of which were sponsored by myself.

Hon. Speaker, my concern is that I haven't seen the implementation of these motions. Some people might think that we have failed to give reports. Kindly come to the recues of this assembly because some of these motions are passed and they are locked in somewhere. It will be very discouraging if that is the case because our people are really yearning for the change. Thank you.

**The Speaker** (Hon. Onyango Oloo): Thank you so much and that has been noted. Yes Leader of Majority.

**Majority Leader** (Hon. Kenneth Onyango): Thank you so much Hon. Speaker. I stand under the provisions of Standing Order No. 41 and I would wish that as we resume this session, we are going to have very congested business of the House.

Hon. Speaker, allow me to inform the Members that we have got seven bills that are due to be tabled in the House. These are;

1. The Kisumu County Administrative Bill 2018
2. The Kisumu Social and Economic Bill 2018
3. The Lake Region Economic Block Bill 2018

4. The Kisumu County Trade Amendment Bill 2018
5. The Kisumu County Enterprise Bill 2018
6. The Kisumu County Attorney Bill 2018

Mine is to urge the Members especially the relevant committee to which this Bills may be forwarded. They should roll up their sleeves and work hard so that we may dispense with these Bills as soon as they are brought to the Assembly.

Hon. Speaker, I want to inform the Honourable Members that one of us Hon. Steve Owiti has been unwell and he is recuperating at the hospital. We should remember to remember him in our prayers so that he may recover as fast as God may wish. Thank you.

**The Speaker** (Hon. Onyango Oloo): Thank you. Yes Hon. Pamela Beatrice.

**Hon. Beatrice Pamela:** I stand on Standing Order No.45 (b), I wish to seek for a clarification from the Finance Chair in form of a report based on the statements that I had given before. It concerns the financial report that we had been given 21 days to respond to. That period has elapsed and yet we are about to complete the fourth quarter of the Financial Year. Thank you.

**The Speaker** (Hon. Oloo): Next order! Unless someone still has an issue. Yes Hon. Kanga.

**Hon. Kanga:** I am rising on standing order no. 41 which talks about statements. In the second session of this Assembly, Hon. Members sought statements in this House and the Chair did direct that we get responses from various departments but up to now, the House has not received responses. I would be in order if the Chair gives directions and the directions are responded to appropriately without interfering with the proceedings of this House. I am also rising on standing order no. 42 which talks about personal statements. During the recess, there were political undertones which I am party to them. This is personal in nature because it is in the public domain that I had intended to bring a motion of the removal of the Speaker from office which is standing orders no. 61. Mr. Speaker, I have been whipped by the sponsoring party not to bring that motion in this House. Thank you.

**The Speaker** (Hon. Oloo): Thank you Hon. Member. In as much as the Whip of the Hon. Party would have communicated that to such information on whether the party had such, you are appreciated. Yes Hon. Muga.

**Hon. Muga:** Thank you Mr. Speaker. We are starting our second year in this Assembly and I want to believe that we are going to show a lot of maturity and cooperation. By this I mean that, in every step we make, we need a lot of clearance so that we don't stain the Assembly with a lot of queries. I would like to request you through the Chair to bring it clear to the Members who is the leadership in this House so that when we here you talking of leadership we don't have so many questions. I want to thank you very much Mr. Speaker as I believe that you are going to

show a lot of maturity and cooperation to make the success of this Assembly come true. Thank you.

**The Speaker** (Hon. Oloo): Hon. Members, just before someone else rises on a personal statement, I would like to bring to your attention on the provisions of standing order no. 41 (3) which I would wish to inform you that for the ease to get track of the motions or to follow up on the issues that you are interested in, it is in order that we seek to comply with standing order no. 41 (3) which requires that you forward to us a written request on follow up that would enable the Speaker and the office of the Clerk to follow substantively on the issues of concern and which may be pertinent to your interest. For both the Members and the administration to be effective, I would urge you to ensure compliance with standing order no. 41 (3). Yes Hon. Ogendo.

**Hon. Ogendo:** Thank you Mr. Speaker, I would like to raise a statement to your office requesting to intervene having established the office of the Minority Leader and the entire leadership of the Minority. I would like you to intervene on the sitting arrangement of this House so that we can have the Minority Leader sitting in the appropriate sitting position and as from today I am a Member of the Minority in this House. Thank you.

**The Speaker** (Hon. Oloo): Hon. Member you are completely out of order. Unless you are informing your party that you are defecting and that has got serious effects that I don't think that you will be willing to go through. In the event that you want to defect, you have the party Leadership to communicate to us and the registrar of political parties hence the Independent Electoral and Boundaries Commission will do the necessary. I don't think that you will be willing to withstand that with us. Yes Hon. Misachi.

**Hon. Misachi:** Mr. Speaker, I wish to ask for your indulgence to allow my youth Leader for the party to make a statement and to repeat or to withdraw because it will bring commotion into our party. He is the youth Leader of Kisumu County and that statement is not expected to come from him.

**The Speaker** (Hon. Oloo): I think before we allow Hon. Ogendo, I would like to ask the Leader of Majority to let us know if he has lost a Member so that we can take necessary actions.

**The Leader of Majority** (Hon. Kenneth Onyango): Thank you Mr. Speaker. I am also amused with the youth Leader and probably he did not aim well before he could shoot. So I would advise him very well to aim very well next time. Thank you.

**The Speaker** (Hon. Oloo): Hon. Member, are you withdrawing on his behalf?

**The Leader of Majority** (Hon. Kenneth Onyango): I am trying to warn him that next time he should think over his statement before he makes his statement.

**The Speaker** (Hon. Oloo): Yes Hon. Agola.

**Hon. Agola:** Even though it is still statement time, I would like to ask the Leader of Majority to withdraw that statement because it is not in order. It is like the Leader of Majority is reading his mind which is not in order.

**The Speaker** (Hon. Oloo): Before we allow the Leader of Majority to withdraw or confirm, I would like to urge all Hon. Members that before you make such statements, you need to know their importance. I also want to urge the Hon. Member to look at the provisions of the political parties Act which forbids any Member by action of word from engaging in the activities of another party indirectly purporting to support the views of another party. Were we to make a ruling, I really doubt if you could bear the consequences. I want to give you a chance to confirm if you are in the opposition or in the Government.

**Hon. Ogendo:** Thank you Mr. Speaker, I withdraw and apologize to my beloved party. I am a staunch Member of ODM party.

**The Speaker** (Hon. Oloo): Hon. Agola, is there something else that you want to enlighten us on?

**Hon. Agola:** Allow me to pass my personal statement. As a Member of this House, I want to thank the Almighty God for protecting us even though we are informed that one of us is unwell. Let us pray for him for his quick recovery. I want to call on the Members of this House as Members of Kisumu County. We have a task ahead to make sure that Kisumu County moves forward in terms of Development, we are here to pass legislations and see how best this County can move forward.

**The Speaker** (Hon. Oloo): Next order!

### ADJOURNMENT

**The Speaker** (Hon. Oloo): There being no any other business to transact, the House stands adjourned to tomorrow Wednesday 8<sup>th</sup> August 2018 at 9.00 am.

*(House rose at 3.00 pm)*