

COUNTY GOVERNMENT OF KISUMU



COUNTY ASSEMBLY OF KISUMU

THE HANSARD

SECOND ASSEMBLY – SECOND SESSION

Tuesday, 02nd October, 2018

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

(The Temporary Speaker (Hon. Victor Rodgers) in the Chair)

PRAYERS

The Temporary Speaker (Hon. Rodgers): Hon. Members, welcome to this afternoon session. Mr. Clerk, can you please take us through the Order Paper of the day?

COMMUNICATION FROM THE CHAIR

The Temporary Speaker (Hon. Rodgers): Hon. Members, today Tuesday, 02nd October, 2018 we are privileged to have students from Nyabola Mixed Secondary School. Feel welcomed.

Hon. Members, you ask whether the Kisumu County Assembly Quarterly Reports was committed to the correct Committee and I want to state that yes it was placed in the right Committee on Budget and Appropriations Committee.

Hon. Oiko: On a Point of Order. Thank you Mr. Speaker, the issues of the Financial Quarterly Reports was laid in the House and Members stood objecting that those Reports could not be committed to the Budget and Appropriations Committee. This is not a watchdog Committee and we made reference to the provisions of Standing Orders No. 188 that states the functions of PIC/PAC Committee. Mr. Speaker, the role of the Budget and Appropriations Committee is well explained in the Standing Orders. When you read the Standing Orders, there is no way these

Quarterly Reports can be committee in the Budget and Appropriations Committee unless there is vested interest. We even went further to explain that and made reference from the Parliamentary Service Commission because this is a book of authority from the Senate highlighting clearly the mandate of the Committee and a practice in the Commonwealth Nations, Kenya included and this are these roles that are supposed to guide us at the County Assembly level. Mr. Speaker, I beg to read if you allow me.

The Temporary Speaker (Hon. Rodgers): Permission grated.

Hon. Oiko: Parliamentary Service is not a one-time event, but a continuous process that includes in-year reports as well as end year Audit and evaluation to ensure that there is accountability. The Public Accounts and Public Investment Committee are two Standing Parliamentary Committees whose roles are to respond on accountability of government. Mr. Speaker, they are normally classified as Investigative Committees as they scrutinize and report to the legislature on spending by the Government and Public Entities.

Mr. Speaker, let us analyze the word Spending. They use both in-year and end-year Budget Implementation Reports to ensure legislation. The Legislature provides checks and balances in the use of public resources. So, this explains very well the role of PIC/PAC Committee when it comes to oversight, scrutiny of expenditure in the County Assembly and there is no way we will commit those Quarterly Reports to the Budget and Appropriations Committee. Unless you quote for us Books of Authority that states otherwise. If you know that you don't have these Books of Authority to make reference from, please retract your ruling, thank you.

Temporary Speaker (Hon. Victor Rodgers): Hon. Pete, the issues you have raised are very crucial and would ask you to give me up to tomorrow during the morning session to a consultation and then I shall rule at that time. Yes Hon. Pete, have the microphone.

Hon. Oiko Pete: It is very obvious and I beg that you read the Standing Order. Go read other authorities of the Commonwealth. There is nothing that is supposed to bother you. Just commit it to PIC/PAC you will have no headache.

Temporary Speaker (Hon. Victor Rodgers): Honourable Member, you know the procedures and rules of this House. The Chair has ruled that it be directed to the relevant committee. When you go through the Standing Order and the guidance of our table Clerks that had earlier advised..

What is it Hon. Kanga?

Hon. Kanga: Thank you Mr. Speaker. The Chair has continued to defy the procedures of this House. You had a ruling on this matter and it is you again that is suspending the same ruling. It will be prudent to indulge the concurrence of the PIC/PAC and the Finance Committee before you make such rulings.

Hon. Oiko Pete raised these issues last week. You ignored it and went ahead and made a ruling. The Member has been very consistent because he raised the same matter last week. We need to dispense on this matter within the right time. Thank you.

Temporary Speaker (Hon. Victor Rodgers): This matter was directed to the Finance Committee and Chair requested to be given more time whether it was the committee mandated to look into such matters. I will give a ruling on the same tomorrow.

STATEMENTS

Temporary Speaker (Hon. Victor Rodgers): Yes Hon. Arao David.

Hon. Arao: Thank you Mr. Speaker. I want to bring to your attention that I did a letter to the Chairperson Budget and Appropriations Committee concerning various projects in the County. I had a lot of interest on the Project Management Committees where we select people to work with the contractors. We have problems on who is supposed to pay the PMCs. We need clarity on this matter because it is giving us problems in our Wards. Thank you.

Temporary Speaker (Hon. Victor Rodgers): Yes Hon. Chief Whip.

Hon. Gard: Thank you Mr. Speaker. I will liaise with the office concerned and the report be brought within two weeks. Thank you.

Temporary Speaker (Hon. Victor Rodgers): Very well.

ADJOURNMENT

Temporary Speaker (Hon. Victor Rodgers): Honourable Members, there being no any other business, this House stands adjourned until tomorrow Wednesday 3rd October, 2018 at 9:00 a.m.

The House rose at 2:58 p.m.