

# Republic of Kenya



## County Assembly of Kisumu

### Debates of the Assembly

#### *Official Report*

---

# HANSARD

---

*Wednesday, 14<sup>th</sup> October, 2015*

*Afternoon Session*

*Time: 02:30 p.m.*

**REPUBLIC OF KENYA  
COUNTY ASSEMBLY KISUMU  
HANSARD**

**Wednesday 14<sup>th</sup> October 2015**

**Afternoon session**

**Time: 2.30p.m**

**(Hon. Samuel Ombogo in the Chair)**

**[Prayers from the Speaker Hon. Baker Ombogo]**

**[PAPERS]**

**Hon. Marlin** (Leader of Majority): Thank you Mr. Speaker, I rise to lay a Paper from the County Assembly Service Board.

**Speaker** (Hon. Baker Ombogo): Can you go through it then you lay it.

**[Paper laid by the Leader of Majority]**

**[NOTICES OF MOTION]**

**Hon. Marlin** (Leader of Majority): I rise to give a notice of Motion on;

1. The Special House Business schedule
2. The report from the Kisumu County Assembly service Board.

**Hon. Benjamin Juma:** Thank you Mr. Speaker, I rise to give a notice of Motion on the report from Water, Energy and Sanitation Committee.

**COMMENCEMENT OF BUSINESS**

- **Adoption of Special House Business Schedule.**

**Hon. Marlin** (Leader of Majority): Thank you Mr. Speaker, today the 14<sup>th</sup> September 2015 from 10 a.m to 11am we have a Special House Business meeting at room 3 to discuss Report of the Kisumu County Assembly Service Board in the Morning and the Adoption of the Special Business schedule and I want the Leader of Minority to second the Special house Business Schedule.

**Hon. Joshua Auko** (Leader of Minority): Thank you Mr. Speaker, I rise to second the adaption of the special House Business calendar as have been proposed by the Leader of Majority.

**Speaker** (Hon. Baker Ombogo): Hon. Members a Special House Business calendar has been presented in this House by the Leader of Majority and seconded by the Leader of Minority and I want to put a question for its adoption.

*[Question put and agreed to]*

- **Motion on the report from the Kisumu County Assembly Service Board.**

**Hon. Marlin** (Leader of Majority): Thank you Mr. Speaker, I wish to move a motion from the Kisumu County Assembly Service Board.

**DATE: 14th October 2015**

County Assembly Service Board is established under County Government Act No. 17 of 2012 section 12 which states that; there shall be a County Assembly Service Board for each County Assembly.

County Government Act No. 17 of 2012 section 12(2) states that the County Assembly Service Board shall be a body cooperate with perpetual succession and a common seal and shall consist of

1. The Speaker of Assembly
2. Leader of Majority
3. Leader of Minority
4. Member Appointed
5. Clerk of Assembly

The County Assembly Service Board at its sitting on 14th October 2015 approved one nominee for appointment to the position of the Clerk to Kisumu County Assembly.

Section 12 (7) of the County Government Act o. 17 of 2012 states clearly the responsibility of the County Assembly Service Board. These are:-

- a. Constituting offices in the County Assembly, and appointing and supervising office holders
- b. Performing other functions necessary for well being of the Members and staff of the County Assembly

Pursuant to provisions of County Government Act, No 17 of 2012 13 (1) that states that; there shall be a Clerk of the County Assembly, appointed by the County Assembly Service Board with the approval of the County Assembly.

The County Assembly Service Board conducted the appraisal exercise for Mr. Philip Otiende Adundo whom they found to be competent and fit to assume this position:-

1. Original National Identity card/Passport
2. Original Academic and Professional Certificates, Curriculum Vitae and other testimonials
3. Clearance certificates from:-
  - (i) Kenya Revenue Authority
  - (ii) Higher Education Loans Board
  - (iii) Criminal Investigation Department ( certificate of good conduct)
  - (iv) Respective professional bodies

The appraisal was done on 14th October 2015 and the salient issues were as summarized below:-

Members went through the compliance check list and they were all found to be in order:-

- Mr. Philip Adundo was found to be a citizen of Kenya,
- Holder of Masters Degree in Business Management from Jomo Kenyatta University of Agriculture and Technology
- Holds a Bachelors of Arts Degree from Moi University
- Holds a Diploma in Human Resource Management from Kenya Institute of Management
- Is a member of Human Resource professional Body
- He has 15 (fifteen) years working experience in Public Administration.
- Meets the requirement of Leadership and Integrity set out in Chapter 6 of the Constitution of Kenya 2010.

The Board therefore tables the name of Mr. Philip Otiende Adundo whom it has confirmed and appointed as the Clerk of Kisumu County Assembly via **Min No: CASB/MIN/15/10/2015** dated 14th October 2015, before this Honorable House for adoption, deliberation and approval.

The documents have been signed by the following Board members;

Hon. Pamela Apondi Omino – Ag Chairperson CASB, Hon. Malin Akinyi Atieno - Vice Chairperson CASB, Joshua Atieno Auko – Member CASB.

I would therefore like to request the Minority Leader to second this report.

**Hon. Joshua Auko** (Leader of Minority): Thank you Mr. Speaker, I rise to second the report as read by the Leader of Majority on the report from the Kisumu County Assembly Service Board.

**Speaker** (Hon. Samuel Ombogo): Hon. Members a Report from the Kisumu Service Board has been moved and seconded and I now want to propose a question for discussion.

**Hon. Otiende:** Thank you Mr. Speaker, I rise to support this report from the Kisumu Service Board. We have heard what the Leader of Majority has read in this House and through the qualification of Mr. Adundo, I hereby stand to support the nomination of Mr. Adundo as the Clerk of the Kisumu County Assembly.

Mr. Speaker, I want to say that Mr. Adundo is a Clerk who is sober minded who has managed to bring all Members together and we have seen a lot of changes since he came here, I rest my case thank you.

**Hon. Khan:** Thank you Mr. Speaker, I rise to support this report on the confirmation of Mr. Philip Otiende Adundo to the position of Clerk of Kisumu County Assembly. Mr. Speaker, as per what has been presented and the qualifications of Mr. Adundo, it is high time that we have a substantive Clerk who will represent us. I think the Clerk will only deliver well if he is permanently employed and that will go a long way to ease the work load and will help the Kisumu County at large.

I want to say that given time I believe that Mr. Adundo will deliver as expected and having the professional requirements as required for a person to hold such office, I think that he is the right man for that job. Finally, before I sit down, I want to say that Mr. Adundo has experience of 15 years and above, sincerely speaking, what else do we require from a clerk?, I think that Mr. Adundo is the right man for this kind of Job.

The other day we passed a motion to reduce the working experience from 5 years to 2 years and with the experience of the clerk I think that we are in a far more better position to have him as our clerk, thank you all, I beg to sit.

**Hon. Lydia Odhiambo:** Thank you Mr. Speaker, I also rise to support the confirmation of Mr. Philip Adundo and I want to thank the County Assembly Service Board who sat down and saw it fit that indeed we are tired with the acting positions and it is high time that we confirm one of our own.

I want to say the following:- we have been in this House for quite some time and it has been a journey with a lot of ups and downs. In the past we have had some acting clerks and I think that all of you are alive to the fact that we faced a lot of problems regarding funds, committee allocations and at one time if my memory serves me right, I can recall one of the acting clerks who said that sometime when confronted with certain issues touching on Money issues then he was forced to do some things that he did not fill was right by someone that we all know, this was happening because we did not have someone competent enough who did not have any say in certain financial decision maybe because of the situation he was in that particular time or because of his educational background, but I am happy that this time round we have a Clerk who for the short time he has been with us, things have changed for the best and for sure he knows what he is supposed to do and on the issues on finances especially on the issues of Committees allocation he has made sure that he has put up strict measures that when a committee consumes his allocation then it will not have any more funding.

This is the person we need and for the first time in the history of Kisumu County Assembly we have had peace, we have had unity and given the relationship between the MCAs and the staff, it has been so good. I want to say that this is the Clerk that we want, nothing more nothing less. I want the Clerk to be confirmed even if it is possible today so that we move forward.

Thank you.

**Hon. Ong'ow:** Thank you Mr. Speaker, I rise to support this and indeed the County Assembly of Kisumu has done a very good thing in bringing up this motion, I have looked at the County Assembly Budget and I have found out that the Kisumu County Assembly needs technical staffs that includes the Clerk, Researchers, Bill drafters and others that will steer this House to higher level.

Mr. Speaker, as we confirm the Clerk who is one person, and you all know that we cannot function without, I believe that with the Clerk having been confirmed he will go ahead and

confirm the other staffs that we need in the Assembly and that will be a positive thing for this Assembly.

Thank you.

**Hon. Ayim:** Thank you very Much Mr. Speaker, I rise to support the confirmation of the Clerk Mr. Philip Adundo and before I say anything, going by the mood of the House, I do not think we should waste more time on this and I want to call upon the mover to reply.

**Hon. Member:** No!

**Mr. Speaker** (Hon. Samuel Ombogo): Hon. Ayim, I read the mood of the House, the Hon. Members still want to debate.

**Hon. Agwanda:** Thank you Mr. Speaker, for giving me this opportunity. I want to start by saying that I knew Mr. Adundo before he even came here. I used to serve him back while I was still at the airport and I know him as a gentleman, for the time that he has been here, he has been able to unite the members of the County Assembly and he is down to earth to everyone. I want to recommend to the Clerk to ensure that his office is accessible to me as he is going to serve everyone, he has to ensure that he sits in an office that is accessible to all the people including the PWDs and I want to say that when the employment will be done PWDs must be considered therefore I support.

**Hon. Gabriel:** Thank you Mr. Speaker. I rise to support the Motion before us, I want to refer to this report where the service Board has quoted Section 12 (7) of the County Government Act no. 17 of 2012 states clearly the responsibility of the County Assembly Service Board and I think that there is no much to be said because the report justify what they have done. Mr. Speaker, it is the County Assembly Service Board to authorize the Clerk to the post and it is the Assembly to approve the name. Going downward Mr. Speaker, with the qualification it also justifies the person we are discussing to be our Clerk, I therefore support the Confirmation of Mr. Philip Adundo as the Clerk of the Kisumu County Assembly.

**Hon. Aguko:** Thank you Mr. Speaker, I rise to support this report but I want to make one remark. Mr. Speaker, one time the late Jaramogi Oginga Odinga was attending a function somewhere, this was the time when everyone was praising the former President Moi, that Moi is so good, Moi has united Kenyans but Jaramogi said that if you praise somebody too much you will spoil him, you should not clap so much for Mr. Adundo as our incoming Clerk, let us pray to God that we get together and the young man to unite us as one Assembly because once we praise him so much some of us will spoil him then he will become a bad person then, we throw

him out. The same thing happened to our former speaker, we loved him so much but she took that advantage of too much love and she spoiled herself. I kindly want to beg the Hon. Members that the love we have shown to Mr. Adundo is enough and let us confirm him so that we can work along with him.

**Hon. Anayo:** Thank you Mr. Speaker, I want to start by confirming the people who have signed this report from the service Board, I want to start by confirming the Speaker, Minority leader, the Majority leader and I want to oppose strongly the confirmation of the Clerk. {Interrupted}.

**Mr. Speaker** (Hon. Samuel Ombogo): Hon. Member, are you discussing the report before us or what are you discussing?

**Hon. Anayo:** I want to oppose the appointment of my longtime friend Mr. Adundo to be the clerk of the Kisumu County Assembly, I want to state that the only reason why we have not employed another Speaker is because they have an issue in the Court and the same fate applies to the Clerk that was there before. What we are going to do here is wrong, we might do it because of tyranny of numbers and we have seen us having Court cases {Interrupted}

**Hon. Ochele:** Point of Order.

**Mr. Speaker** (Hon. Samuel Ombogo): Yes Hon. Ochele.

**Hon. Ochele:** I want to inform my Client that before he makes such remarks he should have consulted me so that he can move to the right track.

*(Laughter)*

Mr. Speaker, the information I want to pass to my friend Hon. Edwin Anayo is that since we came to this Assembly, we have never had a Clerk, we started with Mr. Otiende who was interim and was posted by the Transitional Authority and in that category we had Mr. Nelco Sagwe as Interim deputy Clerk and we had Mr. Anditi as Interim deputy assistant Clerk none of them was a Clerk.

Mr. Speaker, with the sad idea that Mr. Otiende had to depart, Mr. Sagwe assumed the Office not as interim but as Acting, he has never even attain the interim position, so as we speak we had never has a Clerk, if today Mr. Sagwe succeeds to come back here, he will come back here as the interim Deputy Clerk but what we are confirming today Hon. Anayo is a substantive Clerk, a position that we have never heard in this Assembly. I want to ask Hon. Anayo to play with the other members so that we can move ahead together, don't be a lone ranger in this sea.

**Hon. Anayo:** Mr. Speaker, I do not have to go with masses, I know that is my Lawyer and he is a very expensive one.

*[Laughter]*

Of late, I have not been well and I might be forced to stick to one lawyer by the name of Hon. Ogosi, even if I am not okay he will always be a good lawyer to me, that was on a light note but Mr. Speaker, allow me to talk like Hon. Aguko who is my father. He said not all of us have to talk on the same direction.

Mr. Speaker, I want to take you sometime back when we wanted to employ new staffs. We were challenged by the staff union and the matter went to court and as it stands, Mr. Speaker, we were given a chance to do rationalization and the matter is still in the Industrial court, I might be a Minority and my voice may be one but I know I have a say in what we do in the House.

**Hon. Isaya Onyango:** Thank you Mr. Speaker, for giving me time to contribute on this, we have had many people acting on this position for long time and the same Hon. Member who has just talked, they grouped and chased a very competent clerk (interruption)

**Hon. Philip Anayo:** Point of Information.

**Mr. Speaker** (Hon. Samuel Ombogo): Granted.

**Hon. Philip Anayo:** Mr. Speaker, we need not to go to the direction which Hon. Chief Whip wants to take us. For the sake of unity and continuity of this House, what he is saying is not right and he cannot even justify it. Mr. Speaker, you will just do it because you have the tyranny of numbers, you want to behave like the way Hon. Duale is behaving in the National Government.

**Hon. Isaya Onyango:** Mr. Speaker, I was just reminding Hon. Members of the far we have come from, if we continue to have an acting clerk my fear is that the County Assembly Service Board might chase him like the way they did to Mr. Otiende, it is only in Kisumu County Assembly which does not have a confirmed Clerk, other Counties have confirmed their clerks, the issue of rationalization will be done by a confirmed Clerk and I know he will take this Assembly from point A to B, Hon. Members you know how the former Service Board Team behaved and as you can see they are very bitter ( interruption ) and they are up to something and we are not going to allow you to divide us again, we must move as united House and that is what we have decided on. Mr. Speaker, we want Mr. Otiende to confirm staff and any position that might be needed to be filled. By the time we shall leave Assembly we want to leave when it is fully operational, we are not going to accept any threat.

**Hon. Osano:** Mr. Speaker, there is nothing we are still discussing here, I want to call the mover to reply.

*(Speaker has ruled out Hon. Osano's call and members are continuing to contribute)*

**Hon. Caroline Ogot:** Thank you for giving me this moment to say something about this Motion and as usual I'll say very little and I will start by saying, "all that glitters is not gold again every cloud has a silver lining" and I know when the new girl is married she displays her best, not that I am not supporting this, but I am just saying and I hope that Mr. Philip whom we are discussing right now will still remain the good person he is, even after his confirmation and he will be basket for all not for very few because when you disturb the water then storm will arise, Thank you.

**Hon. Oraro:** Thank you Mr. Speaker, I want to echo the same voice of Hon. Caroline Ogot, Hon. Members of the County Assembly, we have a temporary contract, the step we are taking today we should not treat it slightly because of our selfish gain, I hope what we are doing today is to set things right for this County Assembly of Kisumu. In terms of transition, it is three years down the line and we are approaching election, for the things to work we need a Clerk, we need rationalization to be done as soon as possible and it is the Assembly Service Board that deals with employments and that powers were given to them under the County Government Act Section 13 and with all these qualifications Mr. Speaker one Mr. Philip Adundo is qualified to be the Clerk of the Kisumu County Assembly and for that reason I do support this report from the County Assembly Service Board.

**Hon. Ogesi:** Thank you Mr. Speaker. Before I contribute I have further information to my colleague Hon. Osano that even after calling the mover to reply, the Speaker still must decide. I want to support the motion which is very important. This is the first time this Service Board has proven beyond reasonable doubt that we have a Service Board which is functional because they are capable of executing its mandate and we have seen that today. This is a Service Board which is not listening to other voices that are outside the Board. I remember recently, somebody was confusing us that the Service Board is not in place, that, it is not properly constituted. These are the people who want us to remain unfocused for as long as possible as they continue to do their things. Mr. Speaker, you know what I am talking about. We have the Chair who is the Acting Speaker, the Minority Leader and the Leader of Majority whom I believe we are also going to confirm sooner as Members of ODM because there is no time to waste. We want to proceed as an Assembly and it is time for us to have a substantive people in these positions. Having started with the Clerk, and I am talking for the Party, we are going to confirm the Acting Leader of Majority and it is time for us to move ahead.

If we look at things objectively, you can see that we have a Clerk who is a professional, who is capable of doing functions of the Clerk and what we can do as an Assembly is to confirm Mr. Philip Adundo without interference from any quarters. Thank you. I support.

**Speaker** (Hon. Samuel Ombogo): Hon. Ochele then Hon. Elijah and Hon. Diang'a in that sequence.

**Hon. Ochele:** Thank you Mr. Speaker. When a meal is sweet and delicious, the beneficiaries long to have more of it and that is why we all want to put our voices in this subject matter. It is now almost three years since we came in this Assembly and the time remaining for us is very short. If we continue with this Acting thing, we shall have not left any legacy. I know personally, no individual is perfect and perfection is not bought but acquired. We might not know the person we are talking about much, but who else do we know? I have gone through what this Committee did, about the competencies and I believe he deserve to be in this office. Since the Interim Clerk came to this House, he has never earned a salary from Kisumu County. He is still earning from Siaya County and working hard to build Kisumu County. The benefits he has been enjoying are allowances. I have hope in him because I do not want to continue believing in night mares not knowing what I will find tomorrow because of disunity. Today I am a very happy man but there are some people who are crying foul for reasons which are best understood by them. If I was one of them, I would not waste my time to jump in the broad day light naked because everybody else was born naked and its better you rap your nakedness. I like the mood of the house and should we come to the moment of approving these individual, we should start the journey by confirming Members of Staff with whom we have been working with.

Mr. Speaker, all these Members of Staff have been waiting for so long; until when will we put them hanging? Let us start by confirming the Clerk and as a first step for Clerk also to confirming the Staff. We want a growing Assembly where everybody feels happy and belonging.

Finally, it is my prayer that the current Service Board does not inherit the intentions, actions that have landed some of our best friends to bad situations. We are praying that the Service Board we have now behaves morally, follow the law and be human to all of us. The key thing is that we have one symbol of unity. By lack, this Assembly can move to higher heights than it can achieve. If we compare ourselves with other Assemblies in terms of quality of legislations, motions, reports, we are highly rated and we should remain vigilant and with time this Assembly will be the best to be. With those few remarks Mr. Speaker, I support. Thank you.

**Hon. Elijah:** Thank you Mr. Speaker, for this chance. Allow me to support this motion and I have noted with appreciation that we have a Clerk who is going to advise us. As Hon. Ochele has said, the Clerk did not have confidence because he was in between Kisumu and Siaya and I am happy that you have given our Clerk confidence to work with us. I want to wish him well. I also want to commend the Service Board for having broken the silence. Things were standing on the way towards the service delivery of this Assembly. We wish you well. Mr. Speaker, as the Clerk is confirmed today, I know he is going to have a lot of work because you all know the status of our staff which I want to request him to start with immediately so that Kisumu County Assembly is complete. By confirming the Clerk today, we are putting a stop from the interference with the Executive. We wish Mr. Philip Adundo well. Thank you.

**Hon. Diang'a:** Thank you Mr. Speaker. I am also in support of the confirmation of the Clerk just as it has been decided by the Service Board and I want to thank them so much because we have gone round and round doing wrong things. We have a Service Board which is functional and believe things will go well. Thank you.

**Hon. Miruka:** Thank you Mr. Speaker, reading the mood of the house, this Report has been exhausted. May I call the mover to reply?

**Leader of Majority (Hon. Malin):** Thank you Mr. Speaker. I want to start by thanking Members who supported this report. I want to say that our members are very much focused because we are remaining with only two years and it could have been wrong to continue with this position of everybody in acting capacity. I thank you for allowing Service Board to work independently without interference. There is a say in 'luo and you will translate it that when you praise alcohol too much, the owner can add a little water on it.' I hope you understand it. I therefore want to request our Clerk not to add water in his own alcohol. Let him continue the way he has started so that this house remains united. Most of us are soon going back to face our electorates and while we are there, we know we will be told we were just making noise in the Assembly without doing anything but because we have confirmed Clerk today, we believe we are going to have a lot of work, I am also requesting my fellow members of the Board not to be compromised, let us unite this house and work as a team.

Lastly, it is also very healthy to oppose just like Hon. Anayo said but it is important to know that ever since, we had no Clerk and it is when we are now employing one. With those few remarks Mr. Speaker, I wish to reply.

**Speaker (Hon Elijah Omondi):** Hon Members, I want to put a question on the approval of the confirmation and appointment of Mr. Philip Otiende Adundo as the Clerk of Kisumu County. *(Question put and agreed to)*

**Speaker (Hon Elijah Omondi) :** It is a resolution that Mr. Philip Otiende Adundo is approved by this house to have a substantive Clerk. Next Order

**[MOTION]**

**REPORT ON WATER, ENERGY AND SANITARY**

**THE REPORT OF WATER, ENERGY AND SANITATION COMMITTEE ON WATER**

**SYSTEMS AND MANAGEMENT IN KISUMU COUNTY**

**INTRODUCTION:**

The mandate of the committee is to carry out research and give a report on the best way to manage the water systems and sanitation in the county. It is also concerned with previewing and reviewing of County annual budgets to ensure that priorities in the water sector are met .The areas to explore are

- i. The various water systems and points including county Community water projects.
- ii. The challenges facing water management in the county.
- iii. The key stakeholders in the water sector.
- iv. The finding related to the water management in the county.
- v. Recommendations for the possible solutions to the problems/challenges.
- vi. Scrutinising the County water and Energy annual reports for effective Implementation.

The mandate of the county water Ministry is to ensure collaboration, co-operation and coordination of programmes, projects and activities in a sustainable manner to ensure protection and conservation of water systems and good governance in availability, equity and accessibility to water for all users and as well as the sanitation.

According to the water sector strategic plan (WSSP) 2010 – 2015 the national government is obligated to provide water for all in their MOTTO: - “all for water – water for all.” This must apply to County Government of Kisumu. A well planned and programmed water and sanitation

policy guideline will lead to reduced poverty and unemployment, enhanced food security, good health and creation of wealth necessary for the realization of the vision 2030.

Madam Speaker, water shortage limits the development of the county, strangles the water demanding economy and strains social peace. Social service and economic growth in Kenya depend largely on water.

Planning and development can no longer focus distribution alone, but needs to go beyond one department by bringing on board all key players relevant to the water sector. Such players include Executive Member for Water, Lake Victoria South Water Services Board(LVSWB), Non-governmental organizations working in the county, ministry of water and irrigation, water sector working groups, water service trust fund, water services regulatory board, water resource users association, water resources management authority, school water sanitation and hygiene policy, united Nations children fund, gulf water services board, Nyanas water service board and Kisumu water sewage company(KIWASCO).

### **STRATEGIC OBJECTIVES OF THE WATER SECTOR**

Madam Speaker, the committee advises that the strategic objectives below should be considered for implementation.

1. Establish a harmonised and coordinated water sector and an enabling framework.
2. Promote good governance and mainstream cross cutting issues.
3. Promote sustainable / affordable access to safe water and sanitation to all with special focus on the county's rapidly growing population.
4. Promote sustainable availability of water for productive purposes in industries and agriculture.
5. Mobilise adequate funding for the sector
6. Improve and strengthen capacity development in water management
7. Develop appropriate information and communication framework for information sharing

Madam Speaker, meetings were programmed and the committee in its first meeting resolved to invite the following for consultations: invitations extended to:

- a) Executive Member for Water.
- b) Water Resource Management Authority (WARMA)
- c) Lake Victoria South Water Services Board (LVWSB)
- d) Kisumu Water and Sanitation Company (KIWASCO)
- e) Gulf Water Services Board
- e) Nyanas Water Services Board and
- f) Sustainable Aid in Africa (SANA) representing the Non-Governmental Organizations with interest in water sector.

Madam Speaker, the committee agreed and visited the main selected water systems; one per sub-county. This was aimed at getting the management skills, their weaknesses and strengths, the various challenges bedeviling these systems to enable the committee come up with proposals to help streamline their managements.

The water systems selected for these visitations include:

- i. Maseno- Kombewa Water Supply in Seme and Kisumu West sub-counties.



(Committee member inspecting Maseno-Kombewa Water Supply Project)



(Committee member inspecting Maseno-Kombewa Water Supply Project)

ii. Kajulu Water Supply in Kisumu East sub-county.



(Committee members inspecting Kajulu Water Project)



(Committee members inspecting Kajulu Water Project)

- iii. Dunga Water point as part of KIWASCO in Kisumu Central.
- iv. Ahero Water Supply in Nyando sub-county.
- v. Nyakach Water Supply in Nyakach sub-county.



(Committee members inspecting Nyakach Water Supply Project)



(Committee members inspecting Nyakach Water Supply Project)

**Challenges in Tabulated form**

item	Challenges	What to be Done	Cost Implications	Responsible Officer
1.	<p>Production</p> <ul style="list-style-type: none"> <li>• Old dilapidated pump set and the panel</li> <li>• Electricity bills not paid on time</li> <li>• Chemicals not supplied on time</li> <li>• No laboratory</li> <li>• No bulk meters for both intake and treatment of works</li> <li>• No functional foot valve and none return valve at the intake</li> <li>• None functional penstock valve at flocculation basin</li> </ul>	<p>-Purchase, install and commission pump set and the panel for:</p> <ul style="list-style-type: none"> <li>• Low lift- 1No (135m<sup>3</sup>/hr)</li> <li>• High lift- 1 No(80m<sup>3</sup>/hr )</li> </ul> <p>-Installation of the foot valve at the intake 500mm Dia.</p> <p>-Purchase and install none return valve at the treatment works</p> <p>-Prompt payment of the electricity bill(app 1.5m monthly)</p> <p>-Establishment of a well equipped laboratory</p> <p>-Prompt supply of chemicals</p>	<p>Ksh 3,200,000</p> <p>Ksh 1,000,000</p> <p>Ksh 18,000,000</p> <p>Ksh1,500,000</p> <p>Ksh 3,240,000</p>	County
2.	<p><u>Billing</u></p> <ul style="list-style-type: none"> <li>• Few metered connections</li> <li>• Many averages and flat rate billing</li> <li>• Manual billing</li> <li>• Bill distribution</li> </ul>	<p>-Purchase and meter all the connections</p> <p>-Distributing all the bills with bill delivery sheet</p> <p>-Computerize billing system</p> <p>-Stopping the flat rate and average billing</p>	Ksh 7,000,000	County & Kiwasco
<del>3.</del>	<del>Infrastructure</del>	<del>Purchase and</del>	<del>Ksh. 15, 000,000</del>	<del>County</del>

	<ul style="list-style-type: none"> <li>• Dilapidated network</li> <li>• Lack of materials for both main lines and service lines</li> <li>• Non functional break pressure tanks</li> <li>• Lack of Extension lines to increase connections</li> </ul>	<p>install pipes within the dilapidated network</p> <p>Doing line extensions</p> <p>-Adjusting the size of the break pressure tanks to withstand the pressure</p>	Ksh. 3,000,000	
4.	<p>Human Resource</p> <ul style="list-style-type: none"> <li>• Lack of skilled staff</li> <li>• Ageing workforce</li> <li>• Inadequate staffing levels</li> <li>• Lack of organizational structure</li> <li>• Non retired staff</li> <li>• Staff salary</li> </ul>	<p>-Hiring of skilled staff</p> <p>-Retiring of ageing staff</p> <p>-Developing the organizational structure</p> <p>-Payment of staff salary</p>		Nyanas & Kiwasco
5.	<p>Transport and Security</p> <ul style="list-style-type: none"> <li>• Inadequate field facilities for field work</li> <li>• Lack of fence to key installation</li> </ul>	<p>-Provision of transport to the field staff</p> <p>-Fencing of key installation</p>	<p>Ksh. 200,000</p> <p>Ksh. 2,000,000</p>	<p>Kiwasco</p> <p>County</p>

## Challenges

During the committee meetings with the various stakeholders in the water sector, the following were identified as the main challenges bedevilling the management of the water services and systems.

- i. High cost of power to drive the systems and in particular, electricity.
- ii. Loss of water commonly referred to as unaccounted for water through the systems due to leakages.
- iii. Illegal water connections.
- iv. Poor management especially in community run water projects.
- v. Lack of ownership of the community managed projects by the community themselves.
- vi. Vandalism of parts and pipes from the water systems.
- vii. Wrangles among the members in the community owned projects.
- viii. Pending water bills that accrue for some time without being paid.
- ix. Lack of technical knowhow amongst the management committees of community run projects.
- x. Electricity power hitches during power black outs which make water supply inconsistent.
- xi. Outdated water laws as the latest water Act was amended in 2002
- xii. Devolved liabilities in the water sector including staff and water Bills transferred to county government.
- xiii. Lack of county policy guidelines on public private partnership programmes.

- xiv. Insufficient capital by the County Government to enable it supplies water.
- xv. Outdated designs and low capacity systems
- xvi. Negative attitude towards public water projects

## **Findings**

- i. Most of the water projects managed by the community are stalled.
- ii. High cost of electricity is the main challenge in water supply.
- iii. Poor management including embezzlement of finances causes community projects to fail.
- iv. Most of the boreholes dug especially by the Lake Basin Development Authority do not have enough water to make the projects viable.
- v. The County Government has not put in place the requisite policy paper that can tackle the problems facing the water sector.
- vi. The Water and Sanitation, as a department is under budgeted making it difficult to accomplish its role to provide clean, safe and sustainable water to all the county members.
- vii. The communities are not sensitised enough to take up their role in the water management.
- viii. High poverty levels make the common man unable to access clean and safe water.
- ix. Big debts and high wage Bills transferred from the National Government to the County Government is a threat to water service delivery.

- x. There is lack of co-ordination amongst the key stakeholders including the water departments, water service providers, the Non-Governmental Organizations in the water sector and the County Assembly Committee of water.
- xi. The price per unit water is high.
- xii. Most of the systems are over loaded as their designs were intended for a lower population.
- xiii. Only 60% of pumped water reaches the water users, the rest is un accounted for caused by illegal connections, leakages and bursts.
- xiv. Only 20% of the rural population access Water, while only 46% of the urban set up can access tapped water.
- xv. Kisumu Water and Sewerage Company reaches only 46 % of the population while Sustainable Aid in Africa (SANA) serves 10% of Kisumu city and 15% of rural population as the Major water service providers in the county.

### **Recommendations**

- i. The County Government should carry out research on the possible areas of reducing the costs arising from power including renewable energy and use of gravity where possible.
- ii. The communities should be sensitised on the need to own the water projects which they manage to avoid mismanagement and theft of system parts.
- iii. Enough budgets should be given to water sector as water touches all the sectors including Health, Agriculture, Industrialization, Trade, Livestock and Fisheries,

among others. This will help improve the County's economy and also produce a healthy population.

- iv. Relevant laws should be affected by the law enforcement agencies to curb such vices as misappropriation of funds by the projects management, vandalism of system parts and illegal connections.
- v. The County Government should generate a Bill to be passed by the Kisumu County Assembly to help guide the implementation of the County Water Management.
- vi. Consultation should be initiated amongst the County Government (Water department), the Lake Victoria South Water Services Board, Water Resource Management Authority, Gulf Water Services Board, Nyanas Water Services Board on how to hand over the Nyanas and Gulf projects to KIWASCO without the previous liabilities.
- vii. Efficiency should be improved by the institutions managing the water sector to minimize the amount of unaccounted for water.
- viii. The County Government in liaison with the relevant stakeholders to establish a public private partnership programme fund to help attract funding from Donor Agencies to supplement the services of the Government.
- ix. The Government should encourage the construction of dams, check dams and ponds to help harness water during raining seasons to be used during dry seasons when the water is scarce.

- x. The various key stakeholders in the water sector should work closely, either to avoid double funding of the same projects or maximise coordination and networking for improved results in the water service delivery. This will also help avoid unnecessary conflicts arising as a result of overlapping of operations.
- xi. The Government should discourage the creation of so many water points including boreholes, which later on stall and become white elephants. Instead the few available systems should be operationalized for maximum benefit.
- xii. Some stalled water projects should be privatised and the management given to groups or individuals who can provide better management skills for a more efficient sustainable, effective and professional service delivery.

**Conclusion:**

The steps taken by the Government including the Executive and the County Assembly should be geared towards:

- i. Effective and efficient service delivery.
- ii. Attaining continuous supply of clean and safe water.
- iii. Instilling professionalism into the water sector management.
- iv. Attaining minimum cost per unit of water.
- v. Having excess water for industries and Agriculture through irrigation.
- vi. Attaining maximum sanitation for clean environment and human health care.

<sup>N/B</sup> attached is a list of water and energy projects in the 2013/14, 2014/15as were approved by the Kisumu County Assembly and their implementation status .

**Hon Okombo:** Point of Order Mr. Speaker

**Mr. Speaker** (Hon Elijah Omondi): Granted Hon Okombo

**Hon Okombo:** Mr. Speaker, the house lacks quorum to continue with the business

**Speaker** (Hon Elijah Omondi): Chief whips, yes, Hon Ogot

**Hon Ogot:** I stand to confirm that the house lacks quorum.

**Mr. Speaker** (Hon Elijah Omondi): Hon members it had been confirmed that the house lack quorum and I want to order the quorum bell to be rung.

*[Quorum bell is rung]*

**Mr. Speaker** (Hon Elijah Omondi): Yes, Hon Ogot

**Hon Ogot:** I think we now have a quorum

**Mr. Speaker** (Hon Elijah Omondi): We have quorum, Hon Benjamin Onyango and before you continue I want to order that the quorum bell be stopped.

**Hon. Onyango:** Thank you Mr. Speaker, I was just concluding and in conclusion I want to request Hon. Aggrey Ogesi to second the report.

**Mr. Speaker** (Hon Elijah Omondi): Yes, Hon Ogesi

**Hon Ogesi:** Thank you Mr. Speaker, I stand to second the motion on water, energy and sanitation committee as read by Hon. Benjamin, thank you Mr. Speaker.

**Mr. Speaker** (Hon Elijah Omondi):: Hon Members, report on water, energy and sanitation committee has been moved and I now propose a question that this house discusses the report .Yes Hon Maina Koko.

**Hon Koko:** Thank you Mr. speaker, I want to say that this is nice in the house, they have managed to check on every area and by what I see here ,it is very encouraging, however, I want to say that there is a missing link between what should be done because here the committee has looked at simply water but they had forgotten the problems caused by water because if we have

floods that we need to check then, we should have areas where to put the dams and they have talked about the check dams and in the recommendation I expected that they should have come clearly and talk about the check dams and the purpose on which they are put. I particularly have an area which is really in a problem and this is caused simply by water, so if we are talking about the water we should talk about the problems that they give us and should come up with mitigations strategies to help and stop those particular areas devastated by the running water, so areas should be identified that needs dams which can be used for irrigation and other water use. Mr. Speaker, there seems to be a tendency which is in this house, that people in authority tend to benefit from these activities of the department. Just recently we discussed a motion on the budget which was later subjected to the finance and budget committee for further investigation. We found out that some wards had millions of money in their wards e.g. over 100 million while others had only four million. Looking at the Water projects in Nyakach, you will find out the Upper Nyakach has a lot of projects because the Chair of Water comes from that area. This tendency has to stop, I was in Sondu and I was surprised when they told me that the rehabilitation project has stopped and I see here it is written 80% and there is nothing done.

Mr. Speaker, I must air this out because we are serving the same County and we should be all equal and benefit equally, that is my take Mr. Speaker, thank you.

**Mr. Speaker** (Hon Elijah Omondi): Yes Hon Majority Leader.

**Leader of Majority** (Hon M. Akinyi): Mr. Speaker, I want to support the report. However there is an areas I want to understand better, that is on page three. The committee indicated that they had to invite certain leaders to give them some information on how they are managing their water facilities in this County and I have been following this report and I have not seen where these people are invited or not. Supposed they were invited, I think the committee forget to attached the proceedings of those meetings with the following organization that are dealing with water in Kisumu County, like World Bank, Lake Victoria South Service Board, Kisumu Water And Sanitation Company (KIWASCO), NYANAS and SANA.

The reason why I am interested to know that, it is good if we know the areas where they are covering because water shortage is a problem in this county and it seems like we have many players in this area we can bring them on board so that we know which areas they are serving and this can really help our county and I want to request the chair of water through you to respond to that and again I want to inform Hon. Koko that I do not chair Public Works and Roads so if you say that there is many roads in Kobura ward that are done and I am not the Chair of Roads, but I am not a chair of roads, do planning and priority well so that you can get his roads done in his road, thank you Mr. Speaker.

**Mr. Speaker** (Hon Elijah Omondi): Hon Onyango, when replying make sure you capture what the Leader of Majority is concerned about when you are called upon reply, you reply on those areas. Yes, Hon Omollo.

**Hon J. Omollo:** Thank you Mr. Speaker, I want to recommend the Committee of the good work they have done. Mr. Speaker, water is a basic need for the citizen and as a County we have to give priority to water so that every resident of this county can get access clean drinking water to avoid any case of diseases which are water-borne.

Mr. Speaker, so far the county is trying as you have seen in the recommendation of the committee. I think these recommendations when put in place then we will really give a solution to the accessibility of water in every sub-county and every ward. Mr. Speaker, Nyakach Water Supply is a very huge water project which was envisioned by former MP K'ombudo to capture the entire Nyakach, the rehabilitation component and it has not reached some parts and I think in this case West Nyakach has not gotten even a drop, North Nyakach I also heard from Hon. Maina but I think we have a several small system which can be of service to our people. Majorly there is a system on the way the topography of Nyakach is, there are system which can run by gravity and I think as a committee these are system which should be enhanced so that we have independency from the major system like Nyakach water system so that every section of the county can be addressed.

Mr. Speaker, the major issue is about electricity, all our major water system which are lying on the grill power. Grill power from the KPLC is charging so high in terms of pumping the water into our system and this has caused perennial blackout in our water system so that our people are not getting water. There are very good recommendation in terms of getting all the system the Kombewa, Nyakach the other one in Muhoroni so that they can be off grill, so that there will be no time that they are off because of lack of electricity. If this is done I think the county will be really sufficient with water. Mr. Speaker, water sector needs a huge amount in terms of budget allocation, and it is this House that should do that, because if water is a basic need and there are some sections in this County that is not getting water, then what are we doing in this house? Let us increase the budget allocation for the water so that every part of this county should have water and it will be a legacy to us, the first Assembly Members make sure that every part of this County has access to water. This is something we can do and very much possible to do, so that those slum areas that we cannot have these systems, we drill boreholes, water pans and other small water systems, so in that matter I stand to support, thank you.

**Mr. Speaker** (Hon Elijah Omondi): Yes Hon. Khan

**Hon Khan:** Thank you Mr. Speaker, I stand to support this report and being the member of the committee and the “moto is that water for all”

Mr. Speaker, there were challenged when water docket was transferred from the National Government to the County Governments. Mr. Speaker, it has not been easy just like other sectors which has been devolved but all in all, all is not lost. Mr. Speaker, water is key to life and we believe in the county government and especially during the budgeting of the County Assembly to allocate enough funds for the purposes of water. We believe we have done it and with assistance from other sources like non-governmental organization, World Bank Water Resource Management in conjunction with KIWASCO and other players like NYANAS we can come up to comprehensively apprehend the situation of water shortages and improve the quantity.

Mr. Speaker Sir, as you can note 60% of water is what is used and 40% is what is accounted for so if 40% of production is a lose to any company, whether it is water and the rest, things are not okay, and that is why you will see electrification has become an issue in Kenya and people are going for solar lights because bills have become exorbitant and to an extent exaggerated. Mr. Speaker, if you look at your Bill you will find taxes there, you will find the fuel cost adjustment and there are more than six charges in that Water Bill which the consumer has to pay and especially when it goes to industrial consumption, electricity has become unbearable. As at now the ERC which controls the Billing of Electricity and fuel levy it is going to be more dearer because solar has gone up to a level of 110%.

Mr. Speaker, all these factors being included and the current economic status that we are in as Kenyans, we are in for a rude shock if we don't remedy this situation, then we must look for subsidies, we must look for ways to subsidize our income, comprehend to the expenditure. This Assembly Mr. Speaker, as we give a lot of due attention to water because water is life, that is when we can accomplish the water issues. Mr. Speaker, there was a time that it was said water is life and we should have water by the year 2015 and we have over passed it and it is outdated. Now they are saying that every household should have access to water by the year 2030 which I doubt Mr. Speaker. If enough is not done to address this issues, if you look at other issues and especially when we were visiting these places, it was an eyesore to note that since the Central Government came out of this, it is incumbent upon the County Government now to act firmly, take over these projects and make sure that they are running optimally for the benefits of the residents. On the other end Mr. Speaker, even if there are water networks, you will find lack of extension for water lines to ensure connections, but all in all, it is also our role as leaders to engage our people not to damage or spoil the networks for water because it is just like if my homestead is next to a river and I block the water that is going downstream and I believe the same applies to other members. I must make sure that the next neighbour gets the flow of water

up to the last end that is why the Nyakach Water Project has some places where majority of pipes are leaking and outdated, broken, never been repaired and the water cannot reach the consumer. There is a big tank for storage purposes at one of the trading centers and it was very interesting to note that, that big water tank where they do the mixing purposes and for purification has not worked for the past 10 years, that means that a few cubic litres is being pumped up the hill so that it can come down via gravity.

Mr. Speaker, we are very lucky in Nyakach and I believe that if we make the Nyakach Water Project if it can give water it can be pumped directly to the hill and come via gravity, that means that the whole County including our neighbours will be able to access water even in other places because we have the resources but we don't have the technical knowhow on how to harness these resources. On that not I beg to support.

**Mr. Speaker** (Hon Elijah Omondi): Yes Hon Aim.

**Hon Ayim:** Thank you very much Mr. Speaker. Mr. Speaker, I arise to support this report and Mr. Speaker I believe and also know that we as a county government we are not doing enough to provide water for our people.

Mr. Speaker, I am saying this because for example when you look at this table, the projects that were there in F/Y 2013-2014 I happen to be a beneficiary in my ward and there was pipe line extension at Awasi Water Station but Mr. Speaker for sure this money went into waste, Kshs 2,194,257.00 went into sheer waste. Mr. Speaker why do I say so, we advices the then Water Minister that whether they were going to connect the pipes but there was no water and you find that they went ahead and did the work which did not benefit anybody at all and that money went like that and this means that we are not very keen on what we are doing or we have our interest ahead of everything because I don't know whether some people want to benefit from whatever they are doing, they are not looking at a bigger picture of helping the community.

Mr. Speaker, I would recommend that in future all the ECDs that we are going to put or build in Kisumu, should have water system in the budget so that our children get water instantly, because I think that for example if we build approximately 50 ECDs and all have access to water, I think that will be a good milestone that planning for boreholes and not everybody will have access to that borehole. Mr. Speaker, I think we start with the ECDs, when we do budgets for ECDs we incorporate water tanks of 2,500 or 5,000 litres to ensure that children benefit from this essential commodity.

Mr. Speaker, water is life and this is one thing that we cannot take lightly and I think we need to look at it and give it serious thought so that our people cannot suffer again . Mr. Speaker, when

you go to Israel, there is no running rivers in Israel, they totally depend on rain water and it can rain once in a year which they trap those water which take them throughout the year, but here we have a lot of rain almost every month they are going to a waste, if we cannot do irrigation and not have enough tanks, water pans, dams why can't we start by tapping rain water to help our people. Mr. Speaker I think the chairman of water is here and if he takes all this into account he can help us and advice those people at the executive to actually know because sometimes they do not know this simple methods of making the local community have water throughout the year so I think he will be in touch and advice them to start implementing these simple method so that we continue to have water, thank you Mr. Speaker.

**Mr. Speaker** (Hon Elijah Omondi): Yes Hon Maurice Aloo.

**Hon Aloo**: Thank you Mr. Speaker. Mr. Speaker, I also stand to support this report which is well researched touching in almost every sector of water management Mr. Speaker.

Mr. Speaker, the first step as a county, most of these water points are basically lack proper management. Mr. Speaker, now that water has been devolved, It is my suggestion and my prayer that as a county just like the National Government has a Water Resource Management Authority, we also need to have one as County to help manage our water systems. This is because Mr. Speaker, we have so much resources as a county and what we are lacking is proper management and I want to believe that if we manage our water that in the next two or three year we have a very big change on even food production. Mr. Speaker, in the next year if our water is managed well, we will have more water points in our institutions and that is all that is required Mr. Speaker. Mr. Speaker, it is my prayer that the chair recommends that we have a County Water Management Board to supervise all these players and this will give the players a very bold step towards proper management of these resources.

Mr. Speaker, to the extent that every committee or water management committee within the Counties to second experts there to also form part of those committee and guide the Committee to manage these waters., This because currently Mr. Speaker, the waters are manage like any other body, Mr. Speaker they are blank. It is run like any other board and there are no water experts in those Boards. So if theses step can be taken I want to believe we will go a long way in achieving what we want and it is not expensive as opposed to the current situation where our I am sorry to say so, our chief officers and the players are running these institution like there personal property. You heard Hon. Aim complain that over two million was wasted just because it was not well supervised. So it is my prayer that you take it into account and I want to give an example in my ward Mr. Speaker there is a lot of water, and what is lacking is the management and the resources to harness water for the community to use.

Mr. Speaker, we should also encourage the community because if I talk about my Ward either there is too much water at one time or very little water. Mr. Speaker, we should encourage the community to provide land to do water pans and dams so that when there is too much water, these water are directed to these water pans and tapped out to assist our farmers and that will go a long way. Mr. Speaker, as a county, it is even important to create fund and even hire these areas from the community because not all community will be willing to donate the land to help the community and farmers around us. Mr. Speaker, having said that I would also want to recommend the committee and from the pictures I see here I am sure they visited all these places but it is very unfortunate that Ahero is mentioned here and I am not seeing any picture of Ahero, so I do not know even if they visited Ahero or not Mr. Speaker and even if they did I want to categorically quote that in the last budget there was money allocated for Boya Water Project even though we had confusion to the extents that we didn't know which Budget Book we were using but, I would want to get it from the chair which budget book did he use because Ahero the Boya Water Supply the money that was allocated for Boya Water Supply has not been used and it is not appearing anywhere, I have made effort to follow-up the same but I am not getting any proper answer.

Mr. Speaker I want to request the chair that where possible to have frequent visit to the people charged with the responsibility of managing our water. That will reduce these challenges we have like we have like high cost of electricity and wastage. If you visit most of these areas, much as we pump water Mr. Speaker, only we make 10% is well utilized Mr. Speaker, that is a sign that there is a lot of wastage and this can be reduced by this frequent meetings I encourage. Otherwise, thank you for doing a good report and I also want to challenge you go beyond being a chair of water so that you are a fair father and give everybody water and that way we will remember you for having done a good job, thank you.

**Mr. Speaker** (Hon Elijah Omondi): Yes Hon Ogosi.

**Hon. Ogosi:** Thank you Mr. Speaker, I also want to (*Interrupted*)

**Mr. Speaker** (Hon Elijah Omondi): Hon Ogosi Order!! You seconded the motion so the Standing Orders do not allow you to speak twice on the motion.

**Hon. Ogosi:** Yes Mr. Speaker, read the Standing Orders well because if you read the same Standing Orders then I did not contribute on the motion, I simply seconded.

**Hon. Okombo:** Point of order Mr. Speaker.

**Mr. Speaker** (Hon Elijah Omondi): Yes Hon. Okombo.

**Hon. Okombo:** Thank you Mr. Speaker, I think Hon Ogesi is interpreting the Standing Orders upside down because when you are given a chance to second a motion, then it is your time to contribute, but you cannot preserve to continue to contribute by just giving a note, but if you did not do that and you went ahead to open your mouth Mr. Speaker then you have spoken because the Standing Orders are very clear, you only speak once to a motion and your time by bowing, then his time is consumed. So let him talk kindly to the speaker because the Speaker has some discretion and because he considers the Speaker a fellow Senator because I don't think Hon. Ogesi is in order to demand that he be given another chance to contribute. Let him talk to you nicely Mr. Speaker.

**Mr. Speaker** (Hon. Elijah Omondi): Yes you are right Hon Okombo, I run this House with the discretion as you put it, so Hon. Ogesi you are not contributing.

**Mr. Speaker** (Hon. Elijah Omondi): Yes Hon. Isaya.

**Hon Isaya Onyango:** Thank you Mr. Speaker, I have checked the mood of the house and how we have contributed to this motion. May I now take this opportunity to call the mover to reply?

**Mr. Speaker** (Hon Elijah Omondi): Yes Hon Benjamin Onyango.

**Hon. Benjamin:** Thank you Mr. Speaker, I want to start by congratulating the Committee of Water Energy and Sanitation for having done enough exercise and having written a report that is self explanatory. I also want to congratulate the members who have been here and the way they have contributed towards the report and their positive contribution on the report and I want to thank them for having contributed positively towards the report.

Mr. Speaker, there are issues that were raised by the Members during the debate and I want to clarify some before I continue. There was an issue about Check-tank to be identified, the member who is responsible for this is not in the house, but I believe that it is not the work of MCAs nor the committee to identify these points. I believe that these are points that with the recommendation that are carried in the report, if adopted can be done by the technical team. I believe that is the work of the technical team who can identify these points depending on the technical requirements

Mr. Speaker, there was also this issue of Nyakach water supply and the way the chairman had been misusing it. I am glad that we went round the water supply, the 80 % that is written here is annexed so it is not the committee that wrote this, we got these data from the Executive which is the Department of Water. When we moved around, we were not exactly able to confirm if the t the 80% was true or fictitious because you all know that water moves underground and you cannot

tell whether some areas are done wrongly. So I believe the Committee was working on the report that they were getting from the Executive as annexed in the report. So I believe that Nyakach Water Supply if it has not reached some point it will reach because the 20% has not been done. So I believe that once the 80% has been done I believe it is going to go the whole of Nyakach County.

There was also an issue on stake holders and those that we invited actually came. From the report we were not able as a committee to include everything that was discussed in the proceeding so that is why committee said that through their meetings they had, these were some of the findings that they were able to get and these findings came from the stakeholder and these stakeholders are mentioned here who are the Executive In-charge of Water, KIWASCO, NYANAS all those plus stakeholders in the field where we were moving around asking questions in the field and especially the findings were coming from the field. All those that have been mentioned here were those that we invited all of them came, we held meetings with them and the findings that are here and the recommendations come from the stakeholders that we were able to interview. So all that were invited came and we recorded the information. About the issue that came from Hon. Aloo that the Chairman should advise the Executive that should not be the case. The report is here and it is the property of the House and it is the report that if adopted is going to advise the Executive and not the Chairman going to advise the Executive.

The report if adopted then should be used by the Executive to implement the areas that have been requested to be done, that is one thing that I want to put it clearly. *(Interrupted by the Speaker)*

**Mr. Speaker** (Hon. Elijah Omondi): Order!! Hon. Onyango, Hon. Aloo requested you if there can be affirmation of Water Management Authority at the County level?

**Hon. Benjamin:** Thank you Mr. Speaker, in fact I was still He also proposes that there is a need to have a Water County Management Board. The recommendations that are in the report are not the only recommendations I believe that it was coming from the floor

**Mr. Speaker** (Hon. Elijah Omondi): Order Hon. Benjamin, Hon. Aloo requested you if there can be affirmation of the Water Management Authority Board.

**Hon. Benjamin Juma:** Thank you Mr. Speaker, in fact I was very attentive because I know the work that we did, I did not want to clog it at this time. I was very keen and this is one area that he touched and I was coming to that point. He also proposes that there is a need to have a County Water Management Board. The recommendations that are in the report are not the only recommendations that was coming from the report, I believe the others was coming from the

floor and it is going to be part of the recommendations and I believe when it is proposed it will be part of the recommendations that is going to the Executive if it is approved.

Mr. Speaker, I believe either the Hansard or the Clerk is talking notes so that this recommendations could be taken as part of the additions that is going to get to the report so that a comprehensive report is taken to the Executive for them to implement effectively so that water as a system can move. There is also this issue of Boya Water Supply, again it also came from Hon. Aloo but it was never we never captured. According to the details that are there it was not well captured. I just wanted to let the House know that what we had gone out to do we did and not just to include everything that one said but we put them in summary form. Some of the pictures were not captured what is captured in terms of pictures is we moved around and we came with recommendations and findings that is before us right now. Having said that Mr. Speaker, I don't want to say much because this report the way it is and...

**Hon. Maurice Aloo:** Point of order Mr. Speaker,

**Mr. Speaker** (Hon Elijah Omondi): Granted.

**Hon. Maurice Aloo:** Thank you Mr. Speaker, I just wanted to highlight that what my able colleague has talked on. Mr. Speaker I did say said very clearly that in the last budget of budget of F/Y 2014/2015 there was money allocated for Boya Water Project and it is not appearing here amongst the projects that were captured, I wanted to know the position.

**Mr. Speaker (Hon. Elijah Omondi)** As he has executed that order, you are not in order to avoid answering that question. Also Hon. Aim talked of the Awasi issue. Please clarify?

**Hon. Juma:** Thank you Mr. Speaker, the report that we have as annexed is what we got from the Executive. So, now that there is these issue of Boya , I will go back to the Executive and ask because when we were getting information , the information that we were given were in three parts.

1. Information on water projects evaluated and not awarded in the financial year 2013/2014, that was the first part.
2. Second one was project not evaluated in the financial year 2013/2014 and,
3. List of projects that were actually awarded and implemented.

So I am yet to go through the list that were evaluated and not awarded and there are another one that were not at all evaluated. If at all Boya does not appear in either of the two, we want to find out why it was not included. I believe that I am going to do everything possible to get the position of Boya.

About Awasi Water Supply, I am getting it for the first time that it was not supposed to have been done the way it was done. It was truly done but the water supply was not enough to supply the system, this one I believe is a problem that we can blame the Executive, but I don't just want to start laying the blame now until I get the facts. So I am requesting that I get the facts first then I will communicate later when I have the facts at hand.

Otherwise I want to say that I am grateful that we have discussed the report and I want to ask the House to adopt this report so that we can get the implementation part being done by the Executive so that the people of Kisumu County can get enough water to do all these that we have recommended including household and Industries. So I just want to say that I am grateful and I want to leave it at that so that this report is adopted for the betterment of this County, thank you Mr. Speaker.

**Mr. Speaker** (Hon Elijah Omondi): Thank you Hon. Members I now want to put a question that this report from Water, Energy and Sanitation Committee be adopted by this House?

*[Question put and agreed to]*

**Mr. Speaker** (Hon Elijah Omondi): The report of Water, Energy and Sanitation Committee be adopted by this House and I now commit this report to the Committee of Implementation for further action.

**Mr. Speaker** (Hon Elijah Omondi): Next order!!

### **Adjournment**

**Mr. Speaker** (Hon Elijah Omondi): Hon. Members, Having no business to transact, this House stands adjourned until tomorrow Thursday, 15<sup>th</sup> October, 2015 at 2:30 p.m

*(All Arise)*

*(Speaker's Procession)*

*(House Adjourned at 5:30 p.m.)*

## **Appendix**

### **HANSARD TEAM**

*Roseline Awuor*

*Gladys Chepkong'a*

*Dennis Odhiambo*

*David Ayieko*

*Zablon Otiende*