

## COUNTY GOVERNMENT OF KISUMU



### COUNTY ASSEMBLY OF KISUMU

## **THE HANSARD**

### SECOND ASSEMBLY – FOURTH SESSION

Tuesday, 17<sup>th</sup> March, 2020

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

(The Temporary Speaker (Hon. Seth Okumu) in the Chair)

### **PRAYERS**

**Hon. Temporary Speaker** (Hon. Okumu): Mr. Clerk, kindly take us through the Order of the day.

**Hon. Temporary Speaker** (Hon. Okumu): Next order!

### **PAPERS LAID**

**Hon. Temporary Speaker** (Hon. Okumu): Hon. Deputy Leader of Majority.

**Deputy Leader of Majority** (Hon. Ogendo): Thank you Mr. Speaker. On behalf of the Office of the Leader of Majority Party and Hon. John Atieno Atieno, I would like to lay before this House the following paper. Pursuant to the provision of section 12 and 13 of the County Government Act, 2012 I would wish to lay before this House today 17<sup>th</sup> March, 2020 a Suitability Report for the Position of the Clerk of the County Assembly. Thank you.

*(Deputy Leader of Majority tables the Suitability Report before the House)*

**Hon. Temporary Speaker** (Hon. Okumu): Thank you Hon. Members. I wish to acknowledge receipt of a Report by the County Assembly Service Board on the Suitability Report on the Position of Clerk of the County Assembly of Kisumu.

**Hon. Temporary Speaker** (Hon. Okumu): Hon. Next order!

**Hon. Temporary Speaker** (Hon. Okumu): Hon. Order!! Order!! Hon. Member for Awasi.

**Hon. Temporary Speaker** (Hon. Okumu): Mr. Clerk please proceed to the next order!

### **NOTICE OF MOTION**

**Hon. Temporary Speaker** (Hon. Okumu): Hon. Deputy Leader of Majority.

**Deputy Leader of Majority** (Hon. Ogendo): Thank you Mr. Speaker. Pursuant to the provisions of County Assembly Standing Order No. 45, I wish to give a Notice of Motion on the report by the County Assembly Service Board on the Suitability Report on the Position of Clerk of the County Assembly of Kisumu. Thank you.

**Hon. Temporary Speaker** (Hon. Okumu): Next order!!

### **STATEMENTS**

**Hon. Temporary Speaker** (Hon. Okumu): Hon. Olale.

**Hon. Olale:** Thank you Mr. Speaker. I would like to seek for a Statement from the Joint Chairpersons of Committees of Planning, Industrialization and Health Services.

**Hon. Temporary Speaker** (Hon. Okumu): Order!! Order!! Hon. Olale. I am yet to receive yours statement that approved, neither are the Table Clerks having a copy. Do you have a written Statement?

**Hon. Olale:** Yes Mr. Speaker. I forwarded it to the Clerk and it was received.

**Hon. Temporary Speaker** (Hon. Okumu): Can the Table Clerks please verify it before we proceed?

**Hon. Olale:** Much obliged.

*(The Table Clerks verifying the Statement)*

**Hon. Temporary Speaker** (Hon. Okumu): Hon. Olale, I wish to guide you that next time ensure that the Statement is approved on time so that Members can have a copy of the same to.

**Hon. Olale:** Mr. Speaker, I have furnished Members with the same.

**Hon. Temporary Speaker** (Hon. Okumu): Please proceed.

**Hon. Olale:** Thank you Mr. Speaker. I would like to seek for a Statement from the Joint Chairpersons of Committees of Planning, Industrialization and Health Services.

Mr. Speaker, the County Government of Kisumu is planning to host the Africities Forum with an expectation of 15,000 guests. I wish to seek a Statement from the Chairpersons, Joint Committees Planning and Health on the following;

- a) What modalities that have put in place to host the 15,000 guests in terms of accommodation?
- b) What plans the County has put in place to showcase Kisumu as a County?
- c) What plans has the County put in place in terms of Emergency Interventions on outbreaks i.e. with regards to Health or Fire?

Mr. Speaker, I wish to submit my statement before the House. Thank you.

**Hon. Temporary Speaker** (Hon. Okumu): Thank you Member for Nyalenda “B”. This is a Statement directed to the Chair of Planning and Industrialization. I don’t know if he is in the House? Hon. Olwal!

**Hon. Temporary Speaker** (Hon. Okumu): Is the Vice-chair present? She can give a report right now or if they want to be accorded time.

**Hon. Nancy Owiti**: Thank you Mr. Speaker. May I request the Hon. Member who has sought for that Statement to allow the House give us three weeks to be precise?

**Hon. Temporary Speaker** (Hon. Okumu): Thank you the Vice-chair for Planning and Industrialization. You have made a formal request that your Committee be given three weeks. I want to take the minimum number of weeks that you have requested which is three weeks. This means that, you shall be reporting back to this House on Tuesday, 07<sup>th</sup> April, 2020. The Clerks to please note that.

**Hon. Temporary Speaker** (Hon. Okumu): Hon. Otura.

**Hon. Otura**: Thank you Mr. Speaker. I rise while citing the provisions of Standing Order No. 41 (2) (b) to seek for a Statement from the Chairperson, Health, Housing and Sanitation Committee on Corona Virus, baptized as COVID-19 which has been declared a Pandemic by the World Health Organization (WHO) and the Government of Kenya.

Hon. Speaker, the outbreak of COVID-19 is already affecting every sector of the economy and learning institutions have been closed. The Tourism Sector in which is our economic booster equally hardest hit and on its knees as a result of this pandemic.

It is on this regard that, I seek for a Statement from the Chairperson, Health, Housing and Sanitation Committee to inform this House on the mitigation measures that the County has put in place in preparedness to tackle this virus.

Hon. Speaker, I would wish the Chairperson, Health, Housing and Sanitation Committee to give this House the causes, symptoms and preventative measures one should take before and after contracting this virus. Thank you.

**Hon. Temporary Speaker** (Hon. Okumu): Hon. Member for Ombeyi Ward, that was a very good statement but the procedures were flouted. How comes you did not furnish the Table Clerks with a copy of the Statements to affirm its approval?

**Hon. Otura:** Thank you Mr. Speaker. The Statement was furnished the Clerk and the Table Clerk has a copy of the same.

**Hon. Temporary Speaker** (Hon. Okumu): Thank you Hon. Member for Ombeyi Ward. I am yet to be furnished with a copy of the same just to confirm. Otherwise, the Chairperson, Health, Housing and Sanitation Committee is in the House. If he can respond it will be fair enough or request for more time.

**Hon. Jagongo:** Thank you Mr. Speaker. I rise to respond the Statement as sought by the Hon. Member. I would to say that I will give a partial response and the other bit of it, I request that if I am given five days I can come up with a comprehensive response.

**Coronavirus Disease 2019 (COVID-19)** is an infectious (can spread directly or indirectly transmitted from one person to another) disease caused by the severe acute respiratory syndrome. The disease was first identified in **December 2019 in Wuhan, China**, and has spread globally, resulting in the 2019–20 coronavirus pandemic.

### **COVID -19 Symptoms**

The symptoms of Coronavirus include;

- Fever;
- Cough;
- Shortness of Breath;
- Muscle pain;
- Sputum production (Thick mucus)
- Sore throat;

Mr. Speaker, we are all aware that the causative agent is a mammal called the “Pendulins” which falls under the category of Animalia and it is said that “Pendulin” and the Bat were the main causative agents for the COVID-19.

Mr. Speaker, there are measures from the WHO that...

**Hon. Temporary Speaker** (Hon. Okumu): What is your Point of Order Hon. Okiri?

**Hon. Okiri:** Thank you Mr. Speaker. It us very strange and this, will go into the annals of records in this House...

**Hon. Temporary Speaker** (Hon. Okumu): What is your point of order?

**Hon. Okiri:** Mr. Speaker, is it really in order for a question to be sought in this House at the same time and the responses are well typed and responded to. Mr. Speaker, was this a coincidence or it was meant to deceive Members?

**Hon. Temporary Speaker** (Hon. Okumu): Hon. Okiri, on which point of order are you raising your concerns?

**Hon. Okiri:** Mr. Speaker, Standing Orders No. 89 on Statement of Facts.

**Hon. Temporary Speaker** (Hon. Okumu): Hon. Members, let me first make a ruling on Hon. Okiri's Point of Order. Standing Orders No. 89 talks of Statement of Facts. Out of the Statement that Hon. Jagongo has mentioned, is there any statement that you are disputing?

**Hon. Okiri:** Yes Mr. Speaker. I am disputing the fact that the Chair has a written response while he was not certain whether this issues was going to be raised. Was this matter stage managed, it is not practical.

**Hon. Temporary Speaker** (Hon. Okumu): Hon. Okiri, I rule you Out of Order.

**Hon. Temporary Speaker** (Hon. Okumu): Proceed Hon, Jagongo.

**Hon. Jagongo:** Thank you Mr. Speaker. The Hon. Member must understand that we are in a digital world and this is something that is pandemic and the public have the information and it is virtually everywhere. I am inclined to believe that as we talk we must be prepared to respond to queries anytime and we don't need to do research to some of these questions. It is the reason as the Chair of health services, I must organize my Committee so that anytime there is a question that needs to be responded to, I can rise and respond to and it is the reason I said that I will give a partial response and the other bit of it may wait for another day and I had requested the Speaker to accord me five days so that I sit down with the Committee to enable me come up with the other bit of the response. The one I am dealing with are the cause and the causative agents and the preventative measures.

Mr. Speaker, I have mentioned here that the causative agent is the pendulin which is a mammal and a bat.

1. Who has given us directives that we should wash our hands with plenty of water as a preventive measure to the infection?

## COVID 19 Prevention

The following are the recommendations as per the World Health Organization prevention of COVID-19;

1. Wash your hands regularly with plenty of soap and water.
2. Keep an alcohol-based sanitizer ready for times when soap and water are not available.
3. Don't touch your eyes, mouth or nose with unclean hands.
4. Follow non-touch greetings for no germs contracted. Prefer 'namaste' or hand waving over handshake.
5. Don't sneeze or cough into hands. Use a tissue and through it away immediately, or sneeze in the inner side of your elbow.
6. Don't travel or visit crowded places if you are sick.
7. Do wear a mask if you are sick and also of you are taking care of someone with the symptoms.

I want to ask that we be given five days so that we can also do surveillance with the team that is doing the same so that we can have a comprehensive report on the same. Thank you.

**Temporary Speaker** (Hon. Okumu): Thank you so much Honourable Chair for Health, Housing and Sanitation Committee. Given the gravity of the matter at hand especially how it is affecting the world, I wouldn't give you the five days that you have requested but I want to direct that you give a response on the same tomorrow at 2:30 p.m. Yes Hon. Seth Kanga.

**Hon. Kanga:** Thank you Mr. Speaker. I am raising a Statement under Standing Order No. 42. Issues of General topical of concern in line with the response Hon. Jagongo is yet to deliver in the House.

**Temporary Speaker** (Hon. Okumu): Order Honourable Member. Issues of Topical of Concern are found in Standing Order No. 41 (2) (a) and not 42.

**Hon. Kanga:** Thank you for that correction Mr. Speaker. It is in the general public domain that all public institutions including the highest court on land that is the Supreme Court have adjourned. Several Assemblies in this Republic have suspended their duties including the National Assembly. The President did direct that we can meet when there is serious business to be transacted. It is the prerogative of the Leader of Majority in consultation with the Minority Leader to bring Motion of Adjournment in such a scenario.

Mr. Speaker, we are answerable to the people and the resident of Kisumu and they will ask themselves why the County Assembly of Kisumu continued to sit while the President has given a directive to all public institution. On that breath, I wish to ask the Leader of Majority to highlight to us as to why it is so critical for the County Assembly of Kisumu to proceed with its sittings.

**Temporary Speaker** (Hon. Okumu): Thank you so much Hon. Kanga. On that, I want to advice that the Leader of Majority should go and sit with his party and make a resolution so that they may present it tomorrow at 2:30 p.m.

**Temporary Speaker** (Hon. Okumu): Yes Hon. Ngeta.

**Hon. Ngeta:** Thank you Mr. Speaker. I had in past asked the House leadership to ensure that we have enough microphones in the House. Today we are talking about Corona Virus and we are all aware of how it is spread. Let us protect our lives. Let this House be suspended as the Honourable Member has said. Thank you.

**Temporary Speaker** (Hon. Okumu): Yes Hon. Philemon Ojuok.

**Hon. Ojuok:** Thank you Mr. Speaker. I rise on Standing Order No. 42. That is on the issues of topical concern. Considering that Health is devolved, who will question if things are not done in the right direction if this House is shut down. The other day the Health Committee was to conduct site visit to some of the facilities in the County, I therefore wonder if we shall have a forum to highlight those issues if the House is suspended.

**Temporary Speaker** (Hon. Okumu): Thank you. I want to finish the Statement Hour.

**Temporary Speaker** (Hon. Okumu): Yes, Leader of Majority.

**Leader of Majority** (Hon. Onyango). Mr. Speaker, Members have rightly observed what is currently going on in the Country and of course taking cognizant of the Executive Directive Order that was given by the President of the Republic, I want to assure the House that the leadership has also consulted and a way forward on how the Assembly is going to move is going to be communicated tomorrow.

The programmes that are going to be undertaken as we adjourn will be communicated. I only want to plead with the Members that we do not think one day could cause a big difference. Allow us to clear what in our opinion was important and pending that needs to be dispense with tomorrow. After which, the House shall be properly guided on how to move forward but of course we are not oblivious to the fact that this is a national concern and as an Assembly it would futile to continue with meetings when most of the institutions are closing down.

But I would also remind the Honourable Members that in the Executive Orders that the President did give, he gave a period up to Friday. The period within which the institutions needs to close. So, I believe we are within that timeframe and tomorrow a proper communication shall be made.

Mr. Speaker, I also want to say that, we have gotten an advisory opinion from the County Assemblies Forum over the same and we are properly informed on this matter. We were supposed to have a Pre-Budget Conference this Thursday, that is not going to take place but we are consulting so that we can find the better way to engage over the budget issue because the

budget cycle is ongoing and it would be precarious for us not to take it seriously. We are engaging; consultations are ongoing and we shall inform members how to go about the budget. We cannot have formal meetings that have been planned due to emerging issues of Corona virus. Thank you, Mr. Speaker.

**Temporary Speaker** (Hon Okumu): Next order!

*(AGRICULTURE, LIVESTOCK AND FISHERIES COMMITTEE RESPONSE ON THE GAP LEFT BY THE CDF IN SUBSIDISING THE PLOUGHING ACTIVITIES FOR KISUMU COUNTY FARMERS)*

**Temporary Speaker** (Hon Okumu): Yes, Hon. Otura.

**Hon. Otura:** Thank you Mr. Speaker. In response to the question raised by Hon. Philemon Ojuok, he said that before Devolution, CDF had tractors that used to plough for farmers at subsidized prices and he therefore asked the Chair of Agriculture to clarify the following issues:

1. The interventions the Department has put in place to fill the gap left by CDF in subsidizing the ploughing activities for our farmers.
2. The activities the Agricultural Machineries at Rabuor are currently engaged in and to what extent the activities benefit the farmers.

Mr. Speaker, here below is the response as reported by the line Department.

Agriculture is a fully devolved function and CDF through its Act has no specific role in agricultural activities at the county level.

In the past three years, Nyando MP Hon Jared Okello has supported farmers in Nyando in land preparation. The MP made arrangements with Ahero and West Kano Farmers' Cooperative Societies to use their tractors and the arrangement involved paying fuel, drivers and turn boys and the tractor maintenance and repairs from the CDF.

Preamble:

Mr. Speaker and Hon. Members, during the Assembly Sitting of Tuesday, 28<sup>th</sup> April, 2020, Hon. Philemon Ojuok the Member of County Assembly for Central Nyakach sought for a Statement operational status of the 7 (seven) AMS Tractors stationed at the Sub-county level.

Hon. Ojuok had initially sought for the same statement and the committee made responses on the same but, the Hon. Member felt that the response given by the Department had not met the required threshold and key issues were not addressed. The Members further requested the House to mandate the Committee to dig deeper and highlight on operational efficacy of these farm machineries stationed at Rabuor and the challenges encountered and interventions measures faced by the Department.

The Committee was guided by the following TOR;

- a) Look into the Schedules for Operations of Tractors at the 7 (seven) Sub-counties for a period of 4 Quarters of FY 2019/2020.
- b) Workplan and Impact of AMS and acreage done per Ward/Sub-county.
- c) Challenges encountered by the Department and Wayforward
- d) Interventions and Measures that need to be undertaken by the Department with relations to AMS.
- e) Formulation of Legislative and Regulatory Frameworks to improve Agricultural Mechanization Services (AMS) in line with Article 185 of the Constitution of Kenya 2010. (Annexed) (Draft Bill on AMS, MRF Operations Manual and Operations Guidelines)

In the Speaker's ruling this matter was again referred back to the Committee with the objective to get more answers pertaining to the above and report back to the House within 3 weeks.

#### LEGAL FRAMEWORK UNDERPINNING COMMITTEE ACTIVITIES COMMITTEE MANDATES

The Agriculture, Livestock and Fisheries Committee derives its mandate from the Fourth Schedule Part II of the Constitution of Kenya 2010, read together with the County Assembly Standing Order No. 193. The Committee is equally inclined to address raised in the House and committed to it while in compliance to explicit roles as stipulated in relevant legislative implication as below that require investigation and reporting back to the House;

- (a) crop and animal husbandry;
- (b) livestock sale yards;
- (c) county abattoirs;
- (d) plant and animal disease control; and
- (e) fisheries.

The Provisions of County Assembly Standing order No. 193 (5)

The functions of a Sectoral Committee are to:

- i) Investigate/inquire into and report on all matters relating to the mandate, management, activities, administration, operations and estimates of the assigned department;
- ii) Study the programme and policy objectives of the department and the effectiveness of the implementation;
- iii) Study and review all County legislation referred to it;

- iv) Study, to assess and to analyze the relative success of the department as measured by the results obtained as compared with their stated objectives;
- v) Investigate and inquire into all matters relating to the assigned department as they may deem necessary, and as may be referred to it by the County Assembly;
- vi) To vet and report on all appointments where the Constitution or any law requires the County Assembly to approve, except those under Standing Order 187 (Committee on Appointments) ; and
- vii) Make reports and recommendations to the County Assembly as often as possible, including recommendation of proposed legislation.

#### COMMITTEE COMPOSITION

The Standing Committee of Agriculture, Livestock and Fisheries is constituted as follows;

- |                                 |   |                  |
|---------------------------------|---|------------------|
| 1. Hon. Vitalis Augustine Otura | - | Chairperson      |
| 2. Hon. Jennipher Obonyo        | - | Vice-chairperson |
| 3. Hon. Kenneth Onyango         | - | Member           |
| 4. Hon. Aslam Khan              | - | Member           |
| 5. Hon. Johnstone Guya          | - | Member           |
| 6. Hon. John Atieno             | - | Member           |
| 7. Hon. George Ogutu            | - | Member           |
| 8. Hon. David Arao              | - | Member           |
| 9. Hon. Samson Ameso            | - | Member           |
| 10. Hon. Roy Samo               | - | Member           |
| 11. Hon. Judith Ogaga           | - | Member           |
| 12. Hon. Jane Manuche           | - | Member           |
| 13. Hon. Kennedy Ooko           | - | Member           |
| 14. Hon. Seth Okumu             | - | Member           |
| 15. Hon. Maureen Otiang'        | - | Member           |

Secretariat;

- a) Maximilla Awour - Clerk to the Committee
- b) Isaac Omollo - Clerk Assistant
- c) Zablon Otiende - Secretariat/Hansard
- d) Risper Auma - Serjeant-at-Arm

#### COMMITTEE SITTING

Mr. Speaker and Hon. Member, for the Committee held 4 (four) sitting to enable it come up with a report. The Committee resolved that for it to circumvent that issues sought by the Member, the Committee resolved that, the Committee invites officers from the line Department to delve into the query.

Consequently, the Committee in turn did communication to the CEC Member for Agriculture, Livestock and Fisheries vide letter referenced CAK/ALFC/COM/INVI/Vol IX 2020 and dated 29<sup>TH</sup> April, 2020 inviting the CEC Member and his officer to appear before the Committee on 06<sup>th</sup> May, 2020 at 09:00 a.m. to provide both oral and written responses on the query that was sought through the House with regards to the issues of Agricultural Mechanization Services and provide milestone and interventions to improve these services.

The CEC Member for Agriculture, Livestock and Fisheries and his team honoured Committee invitation and appeared before the Committee on Wednesday, 06th May, 2020. Below are the officers from the Department that constituted the team that appeared before the Committee;

- a) Mr. Gilcrest Okuom, CEC Member for Agriculture, Livestock and Fisheries;
- b) Dr. Paul Omanga, Chief Officer, Agriculture and Irrigation;
- c) Mrs. Rosemary Akinyi Raluoch, Chief Officer, Livestock and Fisheries;
- d) Director, Agriculture, Livestock and Fisheries;
- e) Director, Agriculture Mechanization Services (AMS);

Mr. Speaker and Hon. Member, let me take this opportunity and pleasure to table the Management Response from the Department of Agriculture, Livestock and Fisheries on the Agricultural Mechanization Services (AMS) Kisumu County.

#### MANAGEMENT RESPONSE:

#### AGRICULTURAL MECHANIZATION SERVICES (AMS)

In Kenya there are twenty three agricultural machinery services (AMS) across the country, which have been devolved to the County governments. The AMS provide hire tractor machinery services for the farmers. These centres generate revenue for the ministry of agriculture (county governments), regulate cost of hiring tractor and provide service to farmers. Other partners include International organizations and Non-governmental organizations, these include FAO and World Vision are equally involved in the dissemination of agricultural mechanization technologies through donor funded projects when need arises.

The Agricultural Mechanization Services (AMS) located in Rabuor is part of agricultural extension services provision that operate under the directorate of Agriculture and Irrigation in the department of Agriculture, Irrigation, Fisheries and Livestock Development.

The unit serves the entire Kisumu County and is responsible for the developing agricultural land for crop production. The overall objective of AMS is to provide quality mechanization services at reduced/subsidized costs thereby enhancing agricultural productivity. The functions are to:

- 1) Carry out farm mechanization including land preparation, harvesting and processing

- 2) Stabilize the cost of land preparation
- 3) Generate revenue for the County.

This report is in response to County Assembly of Kisumu member for Central Nyakach seeking Clarity on the operational status of the AMS tractors at Sub-county levels and to know schedules for operations of the tractors at sub-county levels.

#### A. OPERATIONAL STATUS OF AMS TRACTORS

The operational status of the AMS tractors heavily depends on personnel and the condition of the machineries including the tractors as well as vehicles and motorcycles for monitoring the activities.

##### Personnel

In order to provide services to farmers in the county, AMS has a manager supported by a team of 9 staff members including Mechanization Extension Officer, Workshop Manager, Field Supervisors, Store Keepers, Plant Operators, Plant Mechanics, Field Surveyor and Design Officer and Support staff. Apart from the employed staff, AMS also engages a number of casuals when required.

##### Vehicles, Tractors, equipments and their Status

The department has 2 Vehicles, 12 tractors which are operational and 8 old tractors that have been recommended for boarding. The status of the tractors is given below.

##### Number of tractors and their conditions

Condition	Description of the condition of the tractors	No of tractors
A	Very good and perfect	4
B1	Good, running but need minor repair	3
B2	Running, need major repairs;	2
C	Grounded, need minor repairs;	2
D	Grounded, need major repairs;	1
E	Grounded, too expensive to repair; Boarded	8

##### Operational procedures in place

The procedure used for hire and payment of these services is as follows;

- 1) Farmer makes booking through Sub-County Agricultural Officer (SCAO) or Ward Agricultural Extension Officer (WAEO) without payment
- 2) WAEO advises farmers to make payments through MPESA PAYBILL after attaining 5acres minimum threshold. Payments are made to pay bill Number 665570; Account Number AMS-Ward (eg AMS –Kobura)
- 3) WAEO communicates with the AMS for tractor to be availed for ploughing

It is important to note that during peak ploughing periods the tractors are stationed at Sub County headquarters.

The charges for ploughing are as given below;

Operation	Current charges/Acre
Ploughing in sugarcane farms	3,500
Harrowing/ridging sugarcane farms	3,000
Ploughing in other soils	2,500
Harrowing/ridging in other soils	2,300
Rotavation in rice	2,500

Tractors assigned to various sub-counties

During the 2019/2020 season from July 2019 to May 2020, the assignments of the 9 operational tractors and contact persons were as given below.

Sub-county	Tractor Number	Base/Location of the tractor	Contact Person
Nyakach	42CG052A KBY453C	Sigoti and Pap Onditi	Eunice Anyango0713081330
Muhoroni	42CG055A KBY 456C	Muhoroni	Arthur Hongo:0717223881

Nyando / Kisumu East	42CG053A KBY 451C KBY 452C	Rabuor	Calleb Ogolla;0721582597 Joan Owade:0725324338
Seme/Kisumu West	42CG054A KBY449C	Holo	Monica Fedha:0722563841 John Olweru{0723945335

## B. PERFORMANCE OF AMS (OPERATIONAL STATUS)

### 3.1 Previous performance 2013-2018

The revenue collection from 2015 to 2019 from the AMS tractors are presented in the table below. The collection peaked in 2016/17 and has been declining since then with lowest collection in 2019/20.

Revenue collection from AMS tractors from 2015 to 2020

Year	Total revenue collected
2015/16	1,665,748.
2016/17	3,261,387
2017/18	855,284
2018/19	894,780
2019/20	205,950

The cropping calendar in Kisumu County is so well spread such that if the tractors are well managed, they can generate enough revenue. The ploughing season for the Long Rains starts in November and runs up to February for farmers to plant in March.

Before the harvest of rain fed crop (maize, sorghum, beans, cowpeas etc) in June-July, the rice season begins in May with land preparation in June and extends to December. In the hilly areas of Seme, Kisumu West, Muhoroni, Kisumu East and Nyakach, land preparation for the short rains crops is in August and planting in September.

The tractors can therefore be engaged in most of the months in a given year. This is well elaborated by the revenue collection in 2016/17, when AMS collected the highest revenue of Kshs 3,261,387 in the past 5 years between 2015 to 2019.

Revenue collection by month during 2016/17

Months	Revenue Collected
July	187,998
August	135,800
September	499,625
October	152,125
November	87,500
December	406,500
January	811,600
February	721,725
March	231,275
April	26,250
May	Nil
June	Nil
Total	3,261,387

AMS performance status in 2019/2020

The total acreages cultivated by the AMS operating tractors (9 tractors) from July 2019 to May 2020 was 82.38 acres. At the cost of Kshs. 2,500 per acre, this adds to a total revenue collection of Kshs. 205,950. The table below gives a summary of acreages cultivated in the seven sub-counties by month. To note is the fact that there was no any land preparation from October 2019 to February 2020. These are the main ploughing months for the Long Rainy Season whose crop is planted in March.

Monthly summary of acreages cultivated in the various sub-counties

S-county	JUL	AUG	SEP	OCT	NOV	DEC	JAN	FEB	MAR	APR	TOTAL
Nyando	5.75	15							8.51		29.26
Kisumu-West		4.5	0.5						2		7
Seme		2.8	0.75						4.75	2.7	10.95
Kisumu East.	1								4.07	1	6.07
Nyakach									7.5		7.5
Muhoroni									18.1	2	20.1
Kisumu Central									1	0.5	1.5
Total	6.75	22	1.25						45.9	6.2	82.38

### 3.3 Schedules for operations of the tractors at sub-county levels

As requested, below is the schedule of weekly operation by sub-county in term of dates when the ploughing was done, ward in which it was done and acreages cultivated.

Weekly operations report per wards and sub-counties for the F/Y 2019/2020

Week	Sub County	Ward	Acres
1-7 July	Kisumu East	Kolwa East	1
8-14 July	Nyando	Kobura	1
15-21 July	Nyando	Kobura	3
29-31 July	Nyando	Kobura	1.75
5-11 August	Seme	East Seme	1.75
12-18 August	Seme	East Seme	1
12-18 August	Nyando	Kobura	1
12-18 August	Nyando	Kanyagwal	5

12-18August	Kisumu West	Central-Kisumu	3
12-18August	Nyando	Kanyagwal	5
19-25 August	Nyando	Kobura	2
19-25 August	Kisumu West	Central-Kisumu	1
19-25 August	Kisumu West	Central-Kisumu	0.5
26-31 August	Nyando	Kanyagwal	2
2-8 September	Kisumu West	West Kisumu	0.5
9-14 September	SEME	East seme	0.75
2-8 March	Nyakach	South East	0.5
9-15 March	Seme	East-Seme	1
9-15 March	Seme	North-Seme	3.75
9-15 March	Nyando	Kobura	6.51
9-15 March	Nyakach	Central-Nyakach	0.75
9-15 March	Nyakach	South East	4.25
9-15 March	Kisumu Central	Railway	1
9-15 March	Muhoroni	Chemelil	5
16-22March	Kisumu East	Kolwa Central	1.5
16-22March	Kisumu East	Kajulu	2.57
16-22March	Muhoroni	Chemelil	11
16-22March	Nyando	Kobura	2
16-22March	Kisumu West	West Kisumu	2
16-22March	Nyakach	South East	2
23-29 March	Muhoroni	Chemelil	2.1
1-5 April	Muhoroni	Chemelil	2

1-5 April	Seme	East Seme	1.7
6-12 April	Kisumu East	Kajulu	1
6-12 April	Kisumu Central	Central Kisumu	0.5
12-19 April	Seme	East Seme	1
Total			82.38

## CHALLENGES ENCOUNTERED BY THE DEPARTMENT

### Weather related issues

The heavy rainfall realized during the months of November 2019 to January 2020 affected land preparation. Most parts of Nyando, parts of Nyakach, Muhoroni and Kisumu East could not be ploughed due to much rains and floods.

### Procurements issues

For AMS to operate effectively funds for operational activities such as minor repairs of tractors and other equipments, fuel for production and payment of casual labour should be readily available when required. The central procurement system currently in place seriously inhibits the activities of this department.

#### i) Fuel procurement

Fuel procurement for county vehicles, tractors and even motorcycles is centralized. Fuel can only be drawn from one or two fuel stations in Kisumu City. The tractors are not located in the city but based at AMS Center Rabuor and move to sub-counties at land preparation time.

- 1) In most cases fuel ferried in tanks by pickups to tractors at the beginning of the ploughing season. The AMS management often take tanks to a central fuel filling station in Kisumu, fill the tanks and transport this to where the tractors are stationed.
- 2) The worst is when fuel gets finished in the course of ploughing in the field. Take for example if it gets finished in Nyakach or Muhoroni, the tractor driver has to leave the tractor in the field, report to the Officer at station in Rabuor who arranges for fuel. The arrangement involves coming to the Departments Offices at Prosperity Building requesting for fuel, approval for the fuel by the Accounting Officer (Chief Officer) for department and final approval by the Transport Officer. Note that even with the approval of the Accounting Officer (Chief Officer) fuel can't be issued without the approval of the Transport Officer who is Junior.

## ii) Maintenance and repairs of tractors

In the field, maintenance and repairs of tractors and equipments is paramount to good performance. Like in fuel, maintenance services for tractors are also centrally procured. The county government has identified garages in the city where all vehicles and machineries are maintained and repaired.

When a tractor breaks down in Muhoroni or Nyakach, it has to be brought to Kisumu City for repair. This is despite the fact that there are local mechanics in local markets who can easily repair the tractors.

## iii) Delays in funding

Delays in payment for fuel, repairs and maintenance of the tractors is another setback affecting the operations. In most cases, the tractors taken to garages may stay for some time before payment assurance is made. Sometime the tractors cannot get fuel due to prompt payments. This has resulted in increased machinery downtime and negative impact on service delivery. This Financial year (2019/2020) we requested for fuel for tractors but this has not been cleared to date.

The system that entails a central tendering process for fuel supply, operation and maintenance of the tractors is not efficient and effective in running the activities of the department.

## iv) Issues of plant operators

For the nine operational and serviceable tractors, we require plant operators including 9 tractor drivers and 9 turn-boys. The county government has only 2 plant operators attached to AMS Rabuor. The inadequacy of plant operators implies that about 7 plant operators and 9 turn-boys are employed when the ploughing season starts as casuals. Depending on amount of work, AMS has been employing casual plant operators, however the payment of these casual operators has been an issue. Most of them have not been paid for more than one year.

Due to none payment, it seems that the casual operators have not been providing the true information on acreages ploughed. There is need to get permission to hire the plant operators on contractual basis clearly defining their mode of payments.

1. Inadequate and uncoordinated research and development of agricultural mechanization
2. Limited research funding in agricultural mechanization Unavailability of machinery services.
3. Small farm holdings are fragmented, and therefore machinery cannot be used.
4. Inadequate information on agricultural mechanization.
5. Lack of skills on agricultural machinery.
6. Lack of commercialization strategy for agricultural mechanization innovations.
7. Lack of agricultural mechanization testing/inspection unit for machinery.
8. Uncoordinated research on agricultural mechanization.

9. Poor access roads in the rural areas

## INTERVENTIONS

1. Introduction of Revolving Fund: This will ensure sustained service delivery and hence increased revenue generated. (A Bill and operations guidelines had been drafted and forwarded). Operating on a revolving fund basis will ensure: i) timely land preparation throughout the year; ii) efficient and effective service delivery to our farmers and iii) increased revenue generated
2. Fuel and maintenance: AMS be allowed to fuel tractors in the nearest fuel stations when fuel is used up. Minor repairs and maintenance should be done on site when and where required.
3. The department to undertake planning as early as July.
4. Hire of casual plant operators need to be streamlined, possibly engaged on two year renewable contract basis.
5. More technical staff (field supervisors) posted to the station to supervise operations in the various sub counties.
6. There is need to activate the technology development and promotion section of AMS through procurement of other agriculture machines and equipment. Diversification of mechanization services to include rotavation of rice fields, mechanical planting, weeding and harvesting; cutting and balling of fodder, and transportation of produce from the field. AMS should also look into Conservation Agriculture options.
7. The Assembly to fast-track the approval of the AMS Regulations to operationalize and streamline the AMS segment of the Department.
8. Develop and introduce appropriate machines for small farmers
9. Enhance access to affordable loans for hire services.
10. Formation of farmer groups to access credit and agricultural technology.
11. Provide market incentives to enable farmers make profit to purchase agricultural mechanization inputs.
12. The Government to finalize the draft agricultural mechanization policy to address issues of commercialization, testing, capacity building and research.

**Temporary Speaker** (Hon. Okumu): Thank you Hon. Chair for Agriculture for your statement reply to Hon. Ojuok. I want to put it open for members who have any comments to do so.

**Temporary Speaker** (Hon. Okumu): Yes, Hon. Ojuok.

**Hon. Ojuok:** Mr. Speaker, I wish to thank the Hon. Chair for his reply. However, I want to say that what prompted me to bring this question is the plight of farmers from my ward. Even before getting this statement, I have made a call to relevant bodies and I know that not a single of the 10

acres ploughed is from my ward. So I don't know where they are doing the ploughing activities. It seems like the plans they have on paper are not properly disseminated to the general public. They are not aware that those tractors are available to the public. There is need for the Department to dig deep and tell us how they are implementing their plans and whether the activities exist on the ground. To me, the tractors don't exist, and if they do, then the Department needs to table the data.

**Temporary Speaker** (Hon. Okumu): Hon. Member, are you insinuating that Hon. Otura is lying to the House in this report; that those things don't exist?

**Hon. Ojuok:** In my ward the tractors don't exist - that is the fact.

**Temporary Speaker** (Hon. Okumu): Are you done with your comment on his statement?

**Hon. Ojuok:** I would just request that the data of the activities be availed. You can even see where the Department is making comments on Hon. Jared Okelo – the kind of work he was able to do in his arrangement. The Department should be a bit serious, that is the biggest input we can give to our farmers - being timely in disseminating information, and availing the tractors. Thank you.

**Temporary Speaker** (Hon. Okumu): Any other comment to statement of reply by Hon. Otura? Thank you, Hon. members. Hon. Otura I believe you have heard the sentiment of the person who raised the statement. Do you want to say something?

**Hon. Otura:** Thank you Mr. Speaker. As the Chair Agriculture, Livestock and Fisheries, and having responded according to the report from the Department, I would wish to state categorically that Hon. Ojuok referred to my response where I stated that in Nyakach there are two tractors and the contact person is Eunice Anyango and the contact is 0713081330. I believe as the representatives of the people, and as the people responsible for oversight, this is a very good report that can make you do good oversight by delving into the matter to find out why the tractors are not in your ward. But Nyakach as a sub county has two tractors. The report states that 100 acres were done in the past nine days. On average is about 10 acres per tractor. But why not your ward? That means we need to bridge the gap of doing oversight. Thank you.

**Temporary Speaker** (Hon. Okumu): Thank you Chair. If I heard you well, you are suggesting that Hon. Ojuok go through the contact listed in the report to enquire why the tractors have not been used in his ward. Please Hon. Otura if you can do that then we can get a further response from you why that is happening.

**Temporary Speaker** (Hon. Okumu): Next order!

**Temporary Speaker** (Hon. Okumu): Yes, Hon. David Arao.

**Hon. Arao:** Thank you Mr. Speaker. I would like to ask for your guidance.

**MOTION****COMMITTEE REPORT ON THE ESTABLISHMENT AND IMPLEMENTATION OF ECD CLASSROOMS AND VOCATIONAL TRAINING CENTRES**

BY

HON. PST. DAVID ARAO

CHAIRPERSON, ECD AND VOCATIONAL TRAINING COMMITTEE

**The Temporary Speaker** (Hon. Seth Okumu): Yes Hon. Pst. Arao.

**Hon. Pst. Arao:** Mr. Speaker I would like to ask for your guidance and ask you to be a little bit patient with me because I know that the MCA for from East Seme, Hon. Seth Okumu is a personal friend but the office in you might gag me. Before I read this report, I would like to say that it came to this House procedurally through Standing Orders No. 42 (b). The Substantive Speaker, Hon. Oraro, was on the Chair when I brought the report and read it therefore it was a matter that was settled. I don't know how it has been sneaked again to the floor of the House because the Hon. Member who had asked the question that day... Is it appropriate for me to bring the report again which had already been deliberated on and settled?

**The Temporary Speaker** (Hon. Seth Okumu): Thank you Hon. Member for that. I just want to get some clarifications from you if you brought it under Standing Orders no. 42 (b).

**Hon. Pst. Arao:** Mr. Speaker, I said that the statement was sought by Hon. Philemon procedurally under Standing Orders No. 42 (b) and this matter was dealt with accordingly.

**The Temporary Speaker** (Hon. Seth Okumu): Thank you Hon. Member. I just wanted to guide you that in our Standing Orders, we don't have Standing Orders No. 42 (b) and if you brought it under that Standing Order then you are Out of Order.

**Hon. Pst. Arao:** It is actually Standing Orders No. 41 (b). The statement was sought by Hon. Philemon Ojuok and I responded to the statement on that day through a report in the presence of the Substantive Speaker who was there.

**The Temporary Speaker** (Hon. Seth Okumu): Thank you Hon. Chairperson for ECD. I just want to guide you once again that, we don't have Standing Orders No. 41 (b). Hon. Members, I want you to quote the right Standing Orders for reasons of history in this House. I thought you brought it under Standing Orders No. 41 (2) (b). Is that correct? Yes that is what I wanted you to clarify.

Thank you Hon. Chairperson I want to guide that if it is true that you have read this report in the House then we shall refer it back.

**The Temporary Speaker** (Hon. Seth Okumu): What is it Hon. Agolla?

**Hon. Agolla:** On a Point of Order. Mr. Speaker I believe a Member raised a point that makes me get lost in the House. I was consulting my party leadership; Hon. Arao is worried that I am going to disrupt him but I won't do so. Mr. Speaker, I just want to inform the House that the statement was sought by Hon. Philemon Ojuok. The statement was dispensed with and the Speaker did direct that the Executive to appear before the Assembly. This matter was taken from the Committee of Education to General Oversight Committee. So I want to support what Hon. Arao is saying and I want to inform him that once a Speaker is on his Chair, he is the Speaker and he should not refer to the Substantive Speaker that was there. It seems like you are disrespecting the Speaker on the Chair. Thank you.

**The Temporary Speaker** (Hon. Seth Okumu): Thank you for your guidance Hon. Agolla. I believe that Hon. Arao is guided. It is confirmed through Members and I want to hear from Hon. Philemon if it is true that this report was brought before the House.

**Hon. Philemon Ojuok:** Thank you Mr. Speaker, I am guided and I think on that particular day we were dealing with the issues to do with the Ad Hoc committee for Health. I think that the actions and reference to the General Oversight is a welcoming move and we look forward to having a sitting and debating on the same because I believe that, these are matters of agencies that needs to be dealt with within a specific time.

**The Temporary Speaker** (Hon. Seth Okumu): Hon. Arao you are excused because you already brought the report before the House and we shall ask the House Business committee on why the scheduled the report to be read again.

**The Temporary Speaker** (Hon. Seth Okumu): Next Order!

#### MOTION

#### COMMITTEE REPORT ON SPORTS KITS AND PROGRESS OF THE STADIUM PROJECTS SINCE 2017 TO DATE

BY

HON. RASHID MIRUKA

CHAIRPERON, CULTURE, CHILDREN, ARTS ANS SPORTS COMMITTEE

**The Temporary Speaker** (Hon. Seth Okumu): Yes, Hon. Olga.

**Hon. Olga:** Thank you Mr. Speaker, I don't have any information concerning the report that is supposed to be read today and I request for you indulgence to give the Committee two weeks to bring the report to the floor of the House.

**The Temporary Speaker** (Hon. Seth Okumu): Thank you Vice Chairperson for Committee on Culture. I want to agree and I am also aware of the sickness of the Chairperson but I believe that the report is not pegged on him. I would like you to consult with the committee Members so that you bring the report tomorrow at 2.30 p.m. Yes Hon. Okiri.

**Hon. Okiri:** Mr. Speaker before you make a ruling on this matter, it has been said very well by the Chairperson who is in this House that we give her time to bring the report. Mr. Speaker we should not force her to bring the report while there are some litigations areas that they want to work on. Let us just be very lenient to this committee.

**The Temporary Speaker** (Hon. Seth Okumu): Thank you for the information but I still insist that I made a ruling but as senior Member I will allow you and listen to your submissions. I want to say that before the House business schedule to be brought today, the Chairperson had given this report to the House Business Committee, they had read it, and they had felt that it was good for it to reach the House by now before they could schedule it. That is the procedure. I am guiding that the committee can sit to agree on the person who can come and read the report to the House tomorrow. That is my ruling on that subject.

**The Temporary Speaker** (Hon. Seth Okumu): What is it Hon. Agolla?

**Hon. Agolla:** Mr. Speaker your Chair is sign of unity and as Members of this County Assembly you are aware that one of our beloved Member Hon. Miruka was involved in a road accident and you as the Speaker have not even officially communicated to the Members. It is in order that we do recognize our Member and put our prayers together because that is a Member of this House representing North Nyakach and he was involved in a road accident. I just want to plead with you that if it were not because of the accident then, the committee could have sat and compile a comprehensive report to be tabled before this House. I wish to request that you give them more time so that they bring a comprehensive report that we can discuss and adopt as a House.

**The Temporary Speaker** (Hon. Seth Okumu): Hon. Agolla I know that you are strict to adhering to the law but I had made a ruling on that matter. On the matter of sickness of the Hon. Member in this House; I want to guide that when a Hon. Member is sick which is true that we need to communicate but sometimes sickness gets very personal. Unless there is official communication for me make here.

**The Temporary Speaker** (Hon. Seth Okumu): What is it Hon. Philemon?

**Hon. Philemon Ojuok:** Hon. Speaker, I want to agree with you and I want to say that the committee doesn't work with the Chairperson and when the Chairperson is not around then the Vice Chairperson can lead.

**The Temporary Speaker** (Hon. Seth Okumu): Hon. Member, I thought that you are standing on a Point of Order but you are again making statements on something that I had ruled on. I think that we are done with the statement and I have made a ruling on it.

**The Temporary Speaker** (Hon. Seth Okumu): Next Order!

### **ADJOURNMENT**

**The Temporary Speaker** (Hon. Seth Okumu): There being no any other business to transact, the House stands adjourned to Thursday 18<sup>th</sup> March 2020 at 2.30 p.m.

*(House rose at 3.45 p.m.)*

### **Addendum**

*Zablon Otiende – Head of Department*

*Edward Odanga – Hansard Reporter*

*Fanuel Okode – Hansard Reporter*

*Patrick Okoyo – Hansard Reporter*

*Jacklyne Otieno – Hansard Reporter*

*Dennis Onyango – Hansard Reporter*