

COUNTY GOVERNMENT OF KISUMU



COUNTY ASSEMBLY OF KISUMU

THE HANSARD

SECOND ASSEMBLY – FOURTH SESSION

Wednesday, 13th May, 2020

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

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

PRAYERS

The Temporary Speaker (Hon. Okumu): Good afternoon Hon. Member? The Clerk, can you please take the House through the business of the day?

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

COMMUNICATION FROM THE CHAIR

The Temporary Speaker (Hon. Okumu): Thank you Honourable Members. Welcome to today's session of Wednesday 13th May, 2020 at 2:30 p.m. We are still encouraging all the Members in this House to preserve the guidelines for the prevention of COVID-19. I can see everyone is wearing a mask and I believe there are those of us who are online as they observe the stay at home order. Thank you.

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

PAPER LAID

REPORT ON THE VETTING OF PROF. BOAZ OTIENO NYUNYA NOMINEE CEC
MEMBER FOR OFFICE OF HEALTH AND SANITATION

BY

HON. KENNETH ONYANGO

LEADER OF MAJORITY

AND

REPORT FROM COOPERATIVE, FINANCE, TRADE AND ENTERPRISE
DEVELOPMENT ON THE CHIEF OFFICER NOMINEE FOR THE POSITION OF FINANCE
AND ECONOMIC PLANNING.

BY

HON. PAUL OKIRI

CHAIRPERSON, COOPERATIVE, FINANCE, TRADE AND ENTERPRISE
DEVELOPMENT COMMITTEE

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

Leader of Majority (Hon. Onyango): Thank you Mr. Speaker. I wish to lay before this House, the Report on the Vetting of Prof. Boaz Otieno Nyunya the proposed nominee County Executive Committee Member for Health and Sanitation. Thank you.

(Leader of Majority tables the report)

The Temporary Speaker (Hon. Okumu): Thank you Honourable Leader of Majority. I wish to acknowledge the receipt of Report on the Vetting of Prof. Boaz Otieno Nyunya the proposed nominee for the position of County Executive Committee Member for Health and Sanitation today Wednesday 13th May, 2020 and this will become a document of the House for discussion.

The Temporary Speaker (Hon. Okumu): Yes Hon. Ameso Samson.

Hon. Ameso: Thank you Mr. Speaker. I stand on behalf of the Chair. Pursuant to provision of the County Government Act 2012 Section 35 and the County Assembly Standing Order No. 182 (6), I wish to lay today Wednesday 13th May, 2020 report from Cooperative, Finance, Trade and Enterprise Development on the proposed nominees for the position of Chief Officer for Finance and Economic Planning, Mr. Daniel Akaka Ramoya. Thank you.

(Hon. Ameso tables the report before the House)

The Temporary Speaker (Hon. Okumu): Thank you Hon. Ameso. On behalf of Hon. Paul Okiri and the committee, I wish to acknowledge receipt of on the vetting of the nominee for the position of Chief Officer for Finance, Economic Planning Mr. Daniel Akaka Ramoya today the 13th of May 2020 and this shall from today become a document of the House for discussion.

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

NOTICES OF MOTION

The Temporary Speaker (Hon. Okumu): Proceed Honourable Leader of Majority.

Leader of Majority (Hon. Onyango): Thank you Mr. Speaker, Sir. Mr. Speaker, allow me to give a Notice of Motion on the Report of the Committee Appointment on the Vetting of Prof. Boaz Otieno Nyunya, the proposed nominee for CEC Member for the office of Health and Sanitation.

With your guidance Mr. Speaker, I do not know if it would be appropriate to consequently give a Notice of Motion for the report from the Committee of Appointment on the nominee for Roads, Transport and Public Works.

The Temporary Speaker (Hon. Okumu): Order!! Leader of Majority. Could you please resume your seat? I think you have only laid in this House a Report on nomination of Prof. Boaz Otieno Nyunya and with that document, you can give a Notice of Motion for discussion in this House. I would advise that until you lay the report on the other CEC Member you are talking about. Until then, it is not advisable that you give a Notice of Motion before laying the report.

Leader of Majority (Hon. Onyango): Thank you, Mr. Speaker. That is why I said I needed your indulgence because we had programmed to discuss that report Tuesday next week, a programme that came from the House Business Committee. I do not know if it possible now to work backwards but if it is not possible then I will oblige with your instructions. Thank you.

The Temporary Speaker (Hon. Okumu): Thank you Honourable Leader of Majority. I would guide that you the Notice of Motion be given tomorrow. We shall do a Supplementary Order Paper for the same. I believe that by tomorrow you shall have the report laid so that you give a Notice for Motion for a report that Member have agreed on and can be discussed before the House.

From the submissions, it is like the report is not ready and that you are still in the process of discussing it. Therefore, it will be hard for us to slot a day for its discussion when it is not ready at the committee level.

Leader of Majority (Hon. Onyango): Mr. Speaker, I want to confirm that the report is ready and I want to say that we shall do our best to lay the report tomorrow so that as you have instructed, we do a Supplementary Order Paper to enable us give a Notice of Motion and consequently dispense with the report on Tuesday.

The Temporary Speaker (Hon. Okumu): Thank you for standing guided. Leader of Majority. What other Notice of Motion do we have Mr. Clerk?

(Notice of Motion Committee of Cooperatives, Finance, Trade and Enterprise Development)

The Temporary Speaker (Hon. Okumu): Yes, Hon. Ameso.

Hon. Ameso: Thank You Mr. Speaker. Once again on behalf of the Chair of the committee, and pursuant to the provisions of County Assembly Standing Orders No. 45, I wish to give the Notice of Motion on the Committee of Cooperatives, Finance, Trade and Enterprise Development report on the Chief Officer nominee for Finance and Economic Planning Mr. Daniel Akaka Ramoya. Thank you.

The Temporary Speaker (Hon. Okumu): Thank you Hon. Samson. Before we proceed to the next order, I want to guide with regards to those reports and I want to use our Standing Orders No. 182 (7) and it reads that within forty- eight hours after the report has been laid on the Table of the County Assembly, a Clerk shall publish the report in the County Assembly website and circulate copies to Members.

I want to request the Office of the Clerk, and this communication should be passed through the table clerks that Members should have this report so that by the time they are coming to discuss, they shall have gone through the report so that they can have facts on the report laid before the House.

The Temporary Speaker (Hon. Okumu): Next Order Mr. Clerk.

MOTION

COMMITTEE OF HEALTH, HOUSING AND SANITATION REPORT ON THE
MITIGATION MEASURES TO CURB AND IMPOSE BAN ON CHINA FISH
IMPORTATION TO KISUMU COUNTY TO MANAGE COVID -19 PANDEMIC.

BY

HON. VINCENT JAGONGO

CHIARPERSON, HEALTH AND SANITATION COMMITTEE

Temporary Speaker (Hon. Okumu): Hon. Vincent Jagongo...Vice Chair Health Hon. John Atieno...anybody in the Health Committee who can give us a report on the same?

Temporary Speaker (Hon. Okumu): Yes Hon. Rashid Miruka.

Hon. Miruka: Thank you Mr. Speaker. As a Member of the Health Committee, I take this opportunity to inform Members that as a Committee we did a lot of consultations and we learnt that the matter that was raised was touching on bilateral trade between Kenya and China. So we as members of Kisumu County Assembly have no authority to give any direction between the two countries. Thank you Mr. Speaker.

Temporary Speaker (Hon. Okumu): Thank you Hon. Miruka. Hon. Members you have listened to the submissions of Hon. Miruka. I want to open his submission for debate if there is any.

Temporary Speaker (Hon. Okumu): Yes, Hon. Ogotu.

Hon. Ogotu: Thank you Mr. Speaker. If that is the report which has been brought before this House by the Committee of Health. I believe that it is a very shallow report. It is true that fish from China are being imported to our beaches then repackaged as fish from Lake Victoria. If it is true that there is a bilateral agreement between China and Kenya, then we should not cheat our citizens; they should consume the fish knowing very well that it is from China and should not be duped by repackaging it to appear as if from Lake Victoria. With this we are not being fair to our citizens around the Lake who depend on fishing as their source of livelihood.

The Committee of Health should go back and do a thorough research on this matter. I can tell them and even take them to where the fish are being repackaged then transported back to Nairobi as fish from Lake Victoria. In doing this, I believe that we are violating the Bilateral Trade Agreement because we are duping our people into eating fish from China in the belief that it is from Lake Victoria. Let us do the bilateral trade fairly and openly without tricking our people into such activity.

Mr. Speaker as this is happening, our fishermen are languishing in poverty. I believe that it is in order for us to protect our fishermen especially the ones from Lake Victoria and other water bodies. With those few remarks, I believe that the committee did a very shoddy job.

The Temporary Speaker (Hon. Seth Okumu): Thank you Hon. Ogotu. I know there is a problem with Importation of fish to Kisumu. The responsibility of the House Committee is to state if there is something they can do to help Ban fish Importation from China and borrowing from the 1st schedule part 2 of the Constitution and pursuant to the provisions of our Standing Orders. They have stated that they are limited by Controlling Bilateral Trade Agreement between two Counties and that limits what they can do as a House Committee. I know we can give suggestions in this House on what can be done beyond blaming the Committee on things that are done outside their mandate. I want to ask Members if they can give guidance to the committee or to the House on what we can do to help curb the Importation of Fish.

The Temporary Speaker (Hon. Seth Okumu): Yes Hon. Chief Whip.

The Chief Whip (Hon. Misachi): Mr. Speaker, what I want to say is what we experienced the same in the first Assembly where this fish coming from China started coming into our market. We tried and there was a motion brought on this floor by Hon. Pamela Odhiambo and by that time Hon. Aim was the Chairperson of Agriculture, Livestock and Fisheries. The committee pursued this matter with the National Government now that COVID-19 Virus is emanating from China. We will fail alone as a County since we did fail before. So we cannot blame the Health Committee over this matter. This is something that we cannot do as a County or as an Assembly. Thank you.

The Temporary Speaker (Hon. Okumu): Thank you Hon. Chief Whip.

The Temporary Speaker (Hon. Okumu): What is It Hon. Ogutu?

Hon. Ogutu: Mr. Speaker, I concur with the Senior Member but, at the same time we are looking into the mandate of the Health Committee, the committee was to advise the House on what it is to do, but, as we are speaking today there is no advice given from the statement which can guide the House on what is the way-forward.

The Temporary Speaker (Hon. Okumu): Order Hon. Ogutu. Do you have a copy of the statement as was requested in this House?

Hon. Ogutu: I am reacting to a statement that I heard from Hon. Miruka.

The Temporary Speaker (Hon. Okumu): Hon. Members, the question the House Committee was asked was what measures the Health Department is taking to help in the Ban of Fish Importation from China. I believe that Hon. Miruka was up to the point because Health and Sanitation Committee has no mandate to ban fish importation from China. This is a Bilateral Trade Agreement. Before I make my conclusion on this statement of reply... if there is no any other Member who wants to contribute then, this is my guidance to the committee. It is true that the Committee of Health, Housing and Sanitation may not ban fish importation from China but they have a responsibility through the Department of Health to license places where they sell food. If we can find a way through the Department on how we can regulate the licensing of these places maybe that can help us reduce those places where they sell Chinese fish. Thank you.

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

ADJOURNMENT

The Temporary Speaker (Hon. Okumu): There being no any other business to transact, the House stands adjourned to tomorrow Thursday 14th May 2020 at 2.30 p.m.

House rose at 3.05 p.m.

Addendum

Hansard Team

<i>Zablon Otiende</i>	-	<i>Head of Department</i>
<i>Edward Odanga</i>	-	<i>Hansard Reporter</i>
<i>Fanuel Okode</i>	-	<i>Hansard Reporter</i>
<i>Patrick Okoyo</i>	-	<i>Hansard Reporter</i>
<i>Jacklyne Atieno</i>	-	<i>Hansard Reporter</i>
<i>Dennis Onyango</i>	-	<i>Hansard Reporter</i>
<i>Jesca Otieno</i>	-	<i>Hansard Reporter</i>