

COUNTY GOVERNMENT OF KISUMU



COUNTY ASSEMBLY OF KISUMU

SPECIAL SITTING

THE HANSARD

SECOND ASSEMBLY – FIFTH SESSION

Monday, 28th June, 2021

House met in the Main Chamber at 09:30 a.m.

(The Speaker (Hon. Elisha Jack Oraro) in the Chair)

PRAYERS

The Speaker (Hon. Oraro): Mr. Clerk take us through the Order Paper of the day.

The Speaker (Hon. Oraro): Next order!!

COMMUNICATION FROM THE CHAIR

The Speaker (Hon. Oraro): Honourable Members, as Clerk has stated, we are having a Special Sitting today as per the Gazette Notice No. 6382. The main business to be transacted today being the deliberations on the Select Committee on Budget and Appropriations Report on the First Proposed Kisumu County Supplementary Budget FY 2020/2021.

Hon. Members, I have the following communications to make. First, we have the 1st Reading of the Kisumu County Supplementary Appropriations Bill, 2021, the 2nd Reading of the Kisumu County Supplementary Appropriations Bill, 2021 consequently, the 3rd Reading of the Kisumu County Supplementary Appropriations Bill, 2021. Honourable Members, we are here legally and I want to call upon the Members to consider the said business.

My second communication is just to thank all the Honourable Members and the Staff for the support you accorded me when I lost my mother whether physical, moral, financial support that you gave me and coming to condole with me. I saw Senior Member, Hon. Oiko Pete. Members similarly came on different days and came frequently and the last date the turnout was impressive. You lifted my spirit, you encouraged me and I say thank you. May God bless you all for the support.

My third communication is that, Covid-19 is real and it is still with us. You are aware that we adjourned shortly to allow for fumigation of the Assembly. Equally, to ensure that we stay at home to sensitize the community and the public on Covid-19 scourge. This Pandemic is still with us and it is being reported that the rate of infection is still high especially in Kisumu. So, I still want to urge Members that please, adhere to the Covid 19 Ministry of Health Protocols.

The Leader of Majority, I want to direct that you work on a programme of twelve Members per sitting and the rest to attend the sessions via *Zoom* until the situation stabilizes. I believe that, we will convene as leadership to agree on the rules of attending sessions through *zoom*. We will come up with the modalities that we will share on our social media platform. We need to divide ourselves into four groups. A group should come at least once in a number of sessions that we should have in a week. Otherwise, let us embark on the business that has brought us here today as we adhere to the Covid-19 protocols. Thank you.

The Speaker (Hon. Oraro): Next order!

PAPER LAID

THE KISUMU COUNTY SUPPLEMENTARY APPROPRIATIONS BILL, 2021

BY

HON. KENNETH ONYANGO

LEADER OF MAJORITY

The Speaker (Hon. Oraro): Leader of Majority.

Leader of Majority (Hon. Onyango): Thank you Mr. Speaker. Pursuant to the provisions of County Assembly Standing Order No. 113 (7), I wish to lay today Monday 28th June, 2021 the Kisumu County Supplementary Appropriations Bill, 2021.

(Leader of Majority tables the paper)

The Speaker (Hon. Oraro): Honourable Members, I acknowledge the receipt of the Kisumu County Supplementary Appropriations Bill, 2021. I do hereby commit the Kisumu County

Supplementary Appropriations Bill, 2021 to the Select Committee of Budget and Appropriations for consideration and purposefully for 1st Reading.

The Speaker (Hon. Oraro): Yes Leader of Majority

Leader of Majority (Hon. Onyango): Mr. Speaker, we were supposed to lay the Kisumu County Appropriations Bill, 2022/2023 today. Unfortunately, it is not ready. So, I want to believe we are able to transact that tomorrow so that it can be due for consideration on Wednesday. Thank you.

The Speaker (Hon. Oraro): Next order!!

MOTION

THE REPORT ON THE SELECT COMMITTEE OF BUDGET AND APPROPRIATIONS ON
ITS CONSIDERATION OF THE FIRST PROPOSED KISUMU COUNTY
SUPPLEMENTARY BUDGET ESTIMATES FY 2020/2021

BY

HON. STEVE OWITI

CHAIRPERSON, SELECT COMMITTEE OF BUDGET AND APPROPRIATIONS

The Speaker (Hon. Oraro): Yes, Hon. Steve Ouma Owiti?

Hon. Owiti: Thank you Mr. Speaker Sir. I stand to table a report from a Select Committee of the County Budget and Appropriations on its considerations of the First Proposed Kisumu County Supplementary Budget Estimates for the FY 2020/2021.

Mr. Speaker Sir and Hon. Members, on behalf of the Members of the Budget and Appropriations Committee and pursuant to Article 223 of the Constitution of Kenya, section 135 of the PFM Act, 2012, section 39 of the Public Finance (Regulations) 2015 and Standing Order No. 189. It is my pleasure to present before this House the Committee Report on the First Kisumu County Supplementary Estimates FY 2020/2021.

Mr. Speaker Sir and Hon. Members, the County Executive Committee Member for Finance and Economic Planning invoked the above provisions and accordingly forwarded to the County Assembly, the First Proposed Kisumu County Supplementary Budget for the FY 2020/2021.

Mr. Speaker and Hon. Members, pursuant to the provisions of section 135 of PFM Act, 2012, the 1st Proposed Kisumu County Supplementary Budget for the FY 2020/21 was tabled in the Assembly on Tuesday, 08th June, 2021 and stood committed to the Select Committee of Budget and Appropriations for interrogation in accordance to County

Assembly of Kisumu Standing Orders No. 189 (2) and 235.

Mr. Speaker Sir and Hon. Members, I am pleased that the Committee had a fruitful engagement with both the County Assembly Service Board and the County Executive Committee Member for Finance and Economic Planning on gray areas that the Committee flagged which they felt required further explanations on the vote heads proposed by the both the County Assembly and the County Executive Budget Estimates FY 2020/2021.

COMMITTEE MANDATE

The Budget and Appropriations Committee is bestowed with the mandate as enshrined in the County Assembly Standing Order No. 189 (3) as below;

- (a) investigate, inquire into and report on all matters related to coordination, control and monitoring of the County budget;
- (b) discuss and review the estimates and make recommendations to the County Assembly;
- (c) examine the County Budget Policy Statement presented to the County Assembly;
- (d) examine Bills related to the County Government budget, including Appropriations Bills; and
- (e) evaluate tax estimates, economic and budgetary policies and programmes with direct budget outlays.

COMPOSITION OF THE COMMITTEE

The Budget and Appropriations Committee is constituted as follows;

- | | | |
|---------------------------|---|------------------|
| 1. Hon. Steve Owiti | - | Chairperson |
| 2. Hon. Aslam Khan | - | Vice Chairperson |
| 3. Hon. Kenneth Onyango | - | Member |
| 4. Hon. Paul Okiri | - | Member |
| 5. Hon. Joachim Oketch | - | Member |
| 6. Hon. Benny Pete | - | Member |
| 7. Hon. Nancy Owiti | - | Member |
| 8. Hon. Vincent Jagongo | - | Member |
| 9. Hon. Seth Kanga | - | Member |
| 10. Hon. Joseph Olale | - | Member |
| 11. Hon. Jecktone Ojwang' | - | Member |
| 12. Hon. Maurine Otiang' | - | Member |
| 13. Hon. Johnson Guya | - | Member |
| 14. Hon. Beatrice Odongo | - | Member |
| 15. Hon. Seth Okumu | - | Member |

Committee Sitting

The Committee while processing the 1st proposed Kisumu County Supplementary Estimates FY 2020/2021, held 7 (seven) sittings to interrogate, analyze and consider the readjustments and reallocations raised in the 1st Proposed Kisumu County Supplementary Estimates FY 2020/2021 before coming up with this detailed report.

REASONS FOR THE PREPARATION OF THE KISUMU COUNTY SUPPLEMENTARY ESTIMATES FY 2020/2021.

This is the First Proposed Kisumu County Supplementary Budget estimates for FY 2020/2021. The main objective of preparing this Supplementary Estimates FY 2020/2021 were necessitated by three key factors;

1. To effect the reallocation proposed by the County Assembly.
2. To make readjustments as per the reallocations requested on specific vote items and journal entries prepared by respective line departments at the County Executive.
3. To consider allocating funds towards the Madaraka day Celebration that took place on 01st June, 2020 to finance activities assigned to the County Government of Kisumu.

Further, the objectives of the County Budget Estimates for FY 2020/2021 have been retained in preparation of the 1st Proposed Kisumu Supplementary Budget Estimates FY 2020/2021 in accordance with the agenda of the Governor as outlined in his Manifesto.

ACKNOWLEDGMENT

Mr. Speaker Sir and Hon. Members, it is my privilege and pleasure on behalf of the Committee to convey my gratitude to all Members of the Committee for their valuable input throughout its proceedings. The Committee equally extends thanks to Members of Executive who came in handy to clarify issues that were flagged out by the Committee and felt that reasons need to be provided to enable them make informed decisions on the Estimates.

The Committee also appreciates invaluable support from the offices of the Speaker, Clerk of the County Assembly by providing conducive atmosphere to prepare this report. To our technical staff who tirelessly worked through to make this exercise a success.

It is now my humble desire and wish to hereby submit this report to the House for consideration behalf of the Budget and Appropriation Committee.

LEGAL FRAMEWORK UNDERPINNING THE PREPARATION OF THE SUPPLEMENTARY ESTIMATES FY 2020/2021.

1. ARTICLE 223 OF THE CONSTITUTION OF KENYA

SUPPLEMENTARY APPROPRIATIONS

According to the Constitution of Kenya;

(1) Subject to clauses (2) to (4), the national government may spend money that has not been appropriated if-

- a) The amount appropriated for any purpose under the Appropriation Act is insufficient or a need has arisen for expenditure for a purpose for which no amount has been appropriated by that Act; or
- b) Money has been withdrawn from the Contingencies Fund.

(2) The approval of Parliament for any spending under this Article shall be sought within two months after the first withdrawal of the money, subject to clause (3).

(3) If Parliament is not sitting during the time contemplated in clause (2), or is sitting but adjourns before the approval has been sought, the approval shall be sought within two weeks after it next sits.

(4) When the National Assembly has approved spending under clause (2), an appropriation Bill shall be introduced for the appropriation of the money spent.

(5) In any particular Financial Year, the National Government may not spend under this Article more than ten percent of the sum appropriated by Parliament for that Financial Year unless, in special circumstances, Parliament has approved a higher percentage.

This is also as indicated in Section 135 of the Public Finance Management Act as below.

2. PUBLIC FINANCE MANAGEMENT ACT SECTION 135

COUNTY GOVERNMENT TO SUBMIT TO COUNTY ASSEMBLY SUPPLEMENTARY BUDGET IN CERTAIN CIRCUMSTANCES

(1) A County government may spend money that has not been appropriated if the amount appropriated for any purpose under the County Appropriation Act is insufficient or a need has arisen for expenditure for a purpose for which no amount has been appropriated by that Act, or money has been withdrawn from the County Government Emergency Fund.

(2) A County Government shall submit a Supplementary Budget in support of the additional expenditure for authority for spending under subsection (1).

(3) In complying with subsection (2), a County Government shall describe how the additional expenditure relates to the fiscal responsibility principles and financial objectives.

(4) Except as provided by subsection (5), the approval of the County Assembly for any spending under this section shall be sought within two months after the first withdrawal of the money.

(5) If the County Assembly is not sitting during the time contemplated in subsection (4), or is sitting but adjourns before approval has been sought, approval shall be sought within fourteen days after it next sits.

(6) When the County Assembly has approved spending under subsection (2), a Supplementary Appropriation Bill shall be introduced for the appropriation of the money spent.

(7) In any financial year, the County Government may not spend under this section more than ten percent of the amount appropriated by the County Assembly for that year unless that County assembly has, in special circumstances, approved a higher percentage.

3. STANDING ORDER 225

PROCEDURE ON SUPPLEMENTARY ESTIMATES

(1) The County Executive shall submit to the County Assembly for Approval, a supplementary budget in support of money spent under section 135 of the Public Finance Management Act, 2012.

(2) The supplementary budget shall include a statement showing how the additional expenditure relates to the fiscal responsibility principles and financial objectives.

(3) Paragraphs (3) and (4), of Standing Order 224 (Procedure in Committee of Supply) shall, with necessary modifications, apply to Supplementary Estimates.

(4) On any day on which an Order of the Day for Committee of Supply has been set down under this Standing Order, the business of such order shall commence not later than three hours before the time for interruption of business.

(5) Unless the County assembly orders that the business under paragraph (3) shall continue for more than one day, the Chairperson of the Committee of the whole County Assembly shall, half an hour before the time for the interruption of business, forthwith put every question necessary to dispose of the Motion then under consideration and shall then forthwith put severally the questions necessary to dispose of the business of Supply under the same Order of the Day.

(6) On any day upon which the Chairperson is under this order directed to put forth with any questions, the consideration of the business of Supply shall not be anticipated by a Motion for the adjournment of the County Assembly, and no dilatory Motion shall be

moved in relation to the business, and the business shall not be interrupted under any Standing Order.

(7) Except as provided in this Standing Order the approval of the County Assembly for any spending under this section shall be sought within two months after the first withdrawal of the money.

(8) If the County Assembly is not sitting during the time contemplated in paragraph (7), or is sitting but adjourns before approval has been sought, approval shall be sought within fourteen days after it next sits.

(9) After County Assembly has approved spending under paragraph (1), an Appropriations Bill shall be introduced for the appropriation of the money spent.

COMPLIANCE WITH THE PRINCIPLES OF FISCAL RESPONSIBILITIES

The Executive in preparation of the First Kisumu County Supplementary Estimates FY 2020/2021 were guided by the principles of fiscal responsibilities as provided for section 107 of the Public Finance Management Act, 2012 which stipulates;

(1) A County Treasury shall manage its public finances in accordance with the principles of fiscal responsibility set out in subsection (2), and shall not exceed the limits stated in the regulations.

(2) In managing the County government's public finances, the County Treasury shall enforce the following fiscal responsibility principles—

(a) the County government's recurrent expenditure shall not exceed the County government's total revenue; over the medium term a minimum of thirty percent of the County government's budget shall be allocated to the development expenditure;

(c) the County government's expenditure on wages and benefits for its public officers shall not exceed a percentage of the County government's total revenue as prescribed by the County Executive member for finance in regulations and approved by the County Assembly;

(d) over the medium term, the government's borrowings shall be used only for the purpose of financing development expenditure and not for recurrent expenditure;

(e) the County debt shall be maintained at a sustainable level as approved by County assembly;

(f) the fiscal risks shall be managed prudently; and

(g) a reasonable degree of predictability with respect to the level of tax rates and tax bases shall be maintained, taking into account any tax reforms that may be made in the future.

(3) For the purposes of subsection (2) (d), short term borrowing shall be restricted to management of cash flows and shall not exceed five percent of the most recent audited County government revenue.

(4) Every County government shall ensure that its level of debt at any particular time does not exceed a percentage of its annual revenue specified in respect of each financial year by a resolution of the County assembly.

(5) The regulations may add to the list of fiscal responsibility principles set out in subsection (2).

Mr. Speaker sir and Hon. Member, the presented Supplementary Estimates FY 2020/2021 adhered to the following provisions in line with the Principles of Fiscal Responsibilities;

- a) Revenue equals Expenditure equals
- b) Development Expenditure Budget is 37.4%, this is above the stipulated 30%.

3.1.1 COMPLIANCE WITH RELEVANT LAWS WHILE PREPARING THE SUPPLEMENTARY ESTIMATES FY 2020/2021.

1. WAGES AND BENEFITS

- ✓ Mr. Speaker Sir and Hon. Members, the Supplementary Budget Estimates FY 2020/2021 isn't in compliance with the provision of section 107 (2) (c) of the PFM Act 2012 which states that the County government's expenditure on wages and benefits for its public officers shall not exceed a percentage of the County government's total revenue as prescribed by the County Executive member for finance in regulations and approved by the County Assembly; by making provisions for Wages at 38% exceeding the legally provided ration of 35% as requirement of the law.

However, the CEC Member for Finance and Economic Planning informed the Committee that the Executive has instituted the process of cleaning the Staff Payroll by recommending to the County Executive to consider freezing employment of new staff. Additionally, it has engaged the Office of the Auditor General to undertake a Staff Audit of the County Payroll as was recommended by the Human Resource Audit.

Mr. Speaker Sir and Hon. Members, it is important to note that the CEC Member for Finance and Economic Planning met the following requirement while preparing the First Kisumu County Supplementary Estimates FY 2020/2021

- a) The Total Recurrent Expenditure equals the total revenue, hence the Budget is balanced.
- b) Development Exceeds 30% of the total Budget Estimates. The Development Budget is estimated at Kshs 4,514,772,336.00 which is 37.5% of the Budget

ANALYSIS OF THE COUNTY EXECUTIVE PROPOSED DEPARTMENTAL REALLOCATIONS

Mr. Speaker Sir and Hon. Members, the Committee analyzed the P&E and O&M components of the Proposed Supplementary and the Approved Budget Estimates 2020/2021 and determined the variances as tabulated hereunder;

ANALYSIS OF THE PERSONNEL EMOLUMENTS EXPENDITURE COMPONENT

DEPARTMENT	APPROVED BUDGET FY 2020/2021	SUPPLIMENTARY BUDGET FY 2020/2021	Variance
Agriculture, Irrigation, Livestock and Fisheries	211,959,508.00	211,959,508.00	-
The County Assembly	330,781,680.00	330,781,680.00	-
City of Kisumu	272,457,899.00	272,457,899.00	-
County Public Service Board	32,602,594.00	32,602,594.00	-
Education, Human Resource Development and ICT	298,917,719.00	298,917,719.00	-
Office of the Governor and County Administration	285,181,736.00	285,181,736.00	-
Health Services	2,899,119,895.00	2,899,119,895.00	-
Energy and Industrialization	18,144,157.00	18,144,157.00	-
Tourism, Culture, Arts and Sports	32,422,950.00	32,422,950.00	-

Roads, Transport and Public Works	78,638,024.00	78,638,024.00	-
Lands, Housing, Physical Planning and Urban Development	29,937,787.00	29,937,787.00	-
Business, Cooperatives and Markets	47,090,518.00	47,090,518.00	-
Finance and Economic Planning	279,923,955.00	279,923,955.00	-
Water, Environment and Natural Resources	67,334,427.00	67,334,427.00	-
Total	4,884,512,849.00	4,884,512,849.00	-

Committee Observations

The Committee noted that there were no variations in the above votes.

Committee Recommendations

That, this House considers approving the above allocations for the Supplementary Appropriations Bill, 2020.

ANALYSIS OF OPERATION AND MAINTENANCE EXPENDITURE COMPONENT

DEPARTMENT	APPROVED BUDGET FY 2020/2021	SUPPLEMENTARY BUDGET FY 2020/2021	Variance	Savings (Kshs)
Agriculture, Irrigation, Livestock and Fisheries	33,382,908.00	26,382,908.00	(7,000,000.000)	
The County Assembly	371,139,814.00	371,139,814.00	-	

City of Kisumu	118,163,193.00	118,163,193.00	-	
County Public Service Board	44,181,449.00	36,181,449.00	(8,000,000.000)	
Education, Human Resource Development and ICT	245,628,406.00	242,628,406.00	(3,000,000.000)	
Office of the Governor and County Administration	267,102,952.00	280,102,952.00	13,000,000.000	13,000,000.00
Health Services	835,491,381.00	820,491,381.00	(15,000,000.000)	
Energy and Industrialization	30,623,234.00	23,623,234.00	(7,000,000.000)	
Tourism, Culture, Arts and Sports	50,257,513.00	44,257,513.00	(6,000,000.000)	
Roads, Transport and Public Works	243,000,000.00	223,000,000.00	(20,000,000.000)	
Lands, Housing, Physical Planning and Urban Development	51,400,000.00	45,400,000.00	(6,000,000.000)	
Business, Cooperatives and Markets	29,030,102.00	23,030,102.00	(6,000,000.000)	
Finance and Economic Planning	782,251,357.00	856,251,357.00	74,000,000.000	74,000,000.000

Water, Environment and Natural Resources	39,271,208.00	30,271,208.00	(9,000,000.000)	
Total	3,140,923,517.00	3,140,923,517.00	-	87,000,000.000

REALLOCATGION OF FUNDS FROM VARIOUS DEPARTAMENTOS TO FUNDS THE SUPPLEMENTARY ESTIMATES

Committee Observations and Recommendations

1. That, the Office of the Governor and County Administration have additional O&M allocations in the Supplementary Budget of Kshs 13,000,000 Million
2. The Department of Finance and Economic Planning have additional O&M allocations in the Supplementary Budget of Kshs 74,000,000 Million.
3. That the total amounts supplemented from the various Departments totals to Kshs. 87,000,000 Million.
4. In attaining the below Objectives that necessitated the preparations of this Supplementary Estimates.
 - I. To make readjustments as per the reallocations requested on specific vote items and journal entries prepared by respective line departments at the County Executive.
 - II. To consider allocating funds towards the Madaraka day Celebration that took place on 01st June, 2020 to finance activities assigned to the County Government of Kisumu.

The County Considered sourcing Funds from the following Departments:

1) AGRICULTURE LIVESTOCK FISHERIES AND IRRIGATIONS;

Programme Description	Approved Estimates	Supplementary Estimates	
	2019/2020	2019/2020	Variance
P0301: General Administration, Planning and Support Services	666,793,667	663,041,154	(3,752,513)
P0302: Agricultural Productivity and Output Improvement	64,551,438	61,842,501	(2,708,937)
P0303: Promotion of sustainable Land Use	8,585,150	8,585,150	

P0304: Enhancement of Agriculture Credit and Input Access	7,647,500	7,446,750	(200,750)
P0305: Promotion of Market Access and Products	1,968,900	1,631,100	(337,800)
Total Expenditure	749,546,655	742,546,655	(7,000,000)

Observations

- i. THAT, in the Approved Budget Estimates FY 2020/2021 the County Assembly appropriated Kshs 749,546,655.
- ii. That, Kshs 7,000,000.00 was reallocated in the 1st Proposed Kisumu county Supplementary Estimates FY 2020/2021 leaving a balance of Kshs 742,546,655.

2. COUNTY PUBLIC SERVICE BOARD

The Committee in its analysis of the Proposed Estimates FY 2019/2020 deduced the following;

County Public Service Board			
	Estimates	Supplementary Estimates	
Sub-Programmes	2020/2021	2020/2021	Variance
Sub-Programme: Institutional Capacity	65,000,950	59,925,457	(5,075,493)
Sub-Programme: Enhancing Board Performance	2,917,752	2,509,852	(407,900)
Sub-Programme: Promotion of Values and Principles of Public Service	970,000	300,000	(670,000)
Sub-Programme: Networking & Partnership	7,895,341	6,048,734	(1,846,607)
Total Programme Expenditure	76,784,043	68,784,043	(8,000,000)

Committee made the following Observations;

- i. THAT, in the Approved Budget Estimates FY 2020/2021 the County Assembly appropriated Kshs 76,784,043.00.
- ii. That, Kshs 8,000,000.00 was reallocated in the 1st Proposed Kisumu county Supplementary Estimates FY 2020/2021 leaving a balance of Kshs 68,784,043.

3. EDUCATION, HUMAN RESOURCE, CAPACITY BUILDING AND ICT

The Committee in its analysis of the Proposed Estimates FY 2020/2021 interpreted the following;

Economic Classification	Approved Estimates	Supplementary Estimates	
	2020/2021	2020/2021	Variance
Recurrent Expenditure	689,729,31	686,848,757	(2,880,560)
Compensation of Employees	298,917,71	298,917,719	0
Goods and Services	38,038,406	35,157,846	(2,880,560)
Grants	352,773,19	352,773,192	0
Capital Expenditure	216,390,00	216,270,560	(119,440)
Acquisition of Non-Financial Assets	216,390,00	216,270,560	(119,440)
Total Expenditure	906,119,31	903,119,317	(3,000,000)

Committee made the following Observations;

- i. THAT, in the Approved Budget Estimates FY 2020/2021 the County Assembly appropriated Kshs 906,119,317.
- ii. That, Kshs 3,000,000.00 was reallocated in the 1st Proposed Kisumu county Supplementary Estimates FY 2020/2021 leaving a balance of Kshs 903,119,317.

4. HEALTH SERVICES

The Committee in its analysis of the Proposed Estimates FY 2020/2021 interpreted the following;

Programme Description	Approved Estimates	Supplementary Estimates	
	2020/2021	2020/2021	Variance
P01: General Administration, Planning, Governance, Leadership and Human Resource for Health	2,972,163,895	2,963,019,855	(9,144,040)
P02: Public Health and Sanitation Services	346,188,899	363,888,899	17,700,000
P03: Medical and Bio-Medical Services	734,658,482	711,102,522	(23,555,960)
Total Expenditure	4,053,011,276	4,038,011,276	(15,000,000)

Committee Observations

- i. THAT, in the Approved Budget Estimates FY 2020/2021 the County Assembly appropriated Kshs 4,053,011,276.
- ii. That, Kshs 15,000,000.00 was reallocated in the 1st Proposed Kisumu county Supplementary Estimates FY 2020/2021 leaving a balance of Kshs 4,038,011,276.

5. ENERGY, INDUSTRIALIZATION AND ICT

The Committee in its analysis of the Proposed Estimates FY 2020/2021 interpreted the following;

Programme Description	Approved Estimates	Supplementary Estimates	
	2020/2021	2020/2021	Variance
P701: Energy And Industrialization	59,332,391	54,658,391	(4,674,000)
P702: Industrialization	121,085,000	118,759,000	(2,326,000)
Total Expenditure	180,417,391	173,417,391	(7,000,000)

Committee Observations

- i. THAT, in the Approved Budget Estimates FY 2020/2021 the County Assembly appropriated Kshs 180,417,391.00
- ii. That, Kshs 7,000,000.00 was reallocated in the 1st Proposed Kisumu county Supplementary Estimates FY 2020/2021 leaving a balance of Kshs 173,417,391.00.

6. TOURISM, CULTURE, ARTS AND SPORTS

The Committee in its analysis of the Proposed Estimates FY 2020/2021 interpreted the following;

Programme Description	Approved Estimates	Supplementary Estimates	
	2020/2021	2020/2021	Variance
P0501: General Administration	68,082,932	66,585,574	(1,497,358)
P0502: Tourism Development and Management	14,565,000	13,347,865	(1,217,135)
P0503: Cultural and Art Development	9,120,100	8,081,072	(1,039,028)
P0504: Meetings. Incentives, Conference and	8,043,860	7,412,600	(631,260)

P0505: Sports Management and Development	116,618,571	115,003,352	(1,615,219)
Jomo Kenyatta International Stadium		(100,000,000)	
Total Expenditure	216,430,463	210,430,463	(6,000,000)

Committee Observations

- i. THAT, in the Approved Budget Estimates FY 2020/2021 the County Assembly appropriated Kshs 216,430,463.00
- ii. That, Kshs. 100, 000, 000.00 was reallocated from Moi Stadium to undertake various Development Projects at Jomo Kenyatta International Stadium for the Madaraka Celebrations in collaboration with the National Government.
- iii. That, Kshs 6,000,000.00 was reallocated in the 1st Proposed Kisumu county Supplementary Estimates FY 2020/2021 leaving a balance of Kshs 210,430,463.00.

7. ROADS, TRANSPORT AND PUBLIC WORKS.

The Committee in its analysis of the Proposed Estimates FY 2020/2021 interpreted the following;

Programme Description	Approved Estimates	Supplementary Estimates	
	2020/2021	2020/2021	Variance
Programme: Roads, Transport and Public Works	839,742,680	819,742,680	(20,000,000)
Total Expenditure	839,742,680	819,742,680	(20,000,000)

Committee Observations

- i. THAT, in the Approved Budget Estimates FY 2020/2021 the County Assembly appropriated Kshs 839,742,680.
- ii. That, Kshs 20,000,000.00 was reallocated in the 1st Proposed Kisumu county Supplementary Estimates FY 2020/2021 leaving a balance of Kshs 819,742,680.

8. LANDS, HOUSING AND PHYSICAL PLANNING AND URBAN DEVELOPMENT

The Committee in its analysis of the Proposed Estimates FY 2020/2021 interpreted the following;

Programme Description	Approved Estimates	Supplementary Estimates	
	2020/2021	2020/2021	Variance
P5060: Lands, Housing, Physical Planning and Urban Development	208,337,787	202,337,787	(6,000,000)
Total Expenditure	208,337,787	202,337,787	(6,000,000)

Committee Observations

- i. THAT, in the Approved Budget Estimates FY 2020/2021 the County Assembly appropriated Kshs 208,337,787.
- ii. That, Kshs 6,000,000.00 was reallocated in the 1st Proposed Kisumu county Supplementary Estimates FY 2020/2021 leaving a balance of Kshs 202,337,787.

9. BUSINESS, CO-OPERATIVES AND MARKETS

The Committee in its analysis of the Proposed Estimates FY 2020/2021 interpreted the following:

Programme Description	Estimates	Projected Estimates	
	2020/2021	Supplementary	Variance
P0602: General Administration, Planning and	179,207,201	174,146,441	(5,060,760)
Programme: Industrialization, Enterprise Development	58,178,231	57,238,991	(939,240)
Total Expenditure	237,385,432	231,385,432	(6,000,000)

Committee Observations

- i. THAT, in the Approved Budget Estimates FY 2020/2021 the County Assembly appropriated Kshs 237,385,432.00
- ii. That, Kshs 6,000,000.00 was reallocated in the 1st Proposed Kisumu county Supplementary Estimates FY 2020/2021 leaving a balance of Kshs 231,385,432.00.

10. WATER, ENVIRONMENT AND NATURAL RESOURCES

The Committee in its analysis of the Proposed Estimates FY 2020/2021 interpreted the following;

Programme Description	Approved Estimates	Supplementary Estimates	
	2020/2021	2020/2021	Variance
P0: Water Service Provision	330,585,238	324,538,312	(6,046,926)
P0: Environment and Natural Resources	154,389,371	151,436,297	(2,953,074)
Total Expenditure	484,974,609	475,974,609	(9,000,000)

Committee Observations

- i. THAT, in the Approved Budget Estimates FY 2020/2021 the County Assembly appropriated Kshs 484,974,609.00.
- ii. That, Kshs 9,000,000.00 was reallocated in the 1st Proposed Kisumu county Supplementary Estimates FY 2020/2021 leaving a balance of Kshs 475,974,609.00.

APPLICATION OF FUNDS SOURCED FROM ABOVE DEPARTMENTS

The above sourced funds totaling to Kshs 87,000,000.00 (Eighty Seven Million Only) reallocated from the ten Departments i.e.

- i. Agriculture, Livestock, Fisheries and Irrigation Kshs 7,000,000.00
- ii. County Public Service Board Kshs 8,000,000.00
- iii. Education, Human Resource Development and ICT Kshs 3,000,000.00
- iv. Health Services Kshs 15,000,000.00
- v. Energy and Industrialization Kshs 7,000,000.00
- vi. Tourism, culture, arts and sports Kshs 6,000,000.00
- vii. Roads, Transports and Public works Kshs 20,000,000.00
- viii. Lands, Housing, Physical Planning and Urban Development Kshs 6,000,000.00
- ix. Business, Co-operatives and Markets Kshs 6,000,000.00 and;
- x. Water, Environment and Natural Resources Kshs 9,000,000.00

Mr. Speaker and Hon. Members, the Kshs 87,000,000.00 sourced from the above departments were applied in these two Departments

- i. Office of the Governance and Administration Kshs 13,000,000.00

This amount was applied as herein indicated;

APPLICATIONS

P0701: General Administration, Planning and Support Services				
SP070101: General Administration, Planning and Support Services				
Code	Item Description	2020/2021	2020/2021	Variance
2200000	Use of Goods and Services	20,988,836	27,988,836	7,000,000
3100000	Acquisition of Non-Financial Assets	2,410,000	3,410,000	1,000,000
	Purchase of Office Furniture/General Equipments	2,410,000	3,410,000	1,000,000
		Sub-total (Kshs)		8,000,000
P0703: Internal Administrative Services				
SP070302: County Attorney				
		Estimates Approved	Supplementary Estimates	
Code	Item Description	2020/2021	2020/2021	Variance
2200000	Use of Goods and Services	21,068,878	26,068,878	5,000,000
		Sub-total (Kshs)		5,000,000
Total Application (Kshs)				13,000,000

COMMITTEE OBSERVATION AND RECOMMENDATIONS

(ii) Department OF Finance and Economic Planning Kshs. 74,000,000

This amount was appropriated as herein indicated;

P0701: Financial Administration.				
SP070101: General Administration, Planning and Support Services				
Code	Item Description	2020/2021	2020/2021	Variance
2200000	Use of Goods and Services	20,013,163	50,013,163	30,000,000.00
2211200	Fuel Oil and Lubricants	1,000,000	6,000,000	5,000,000.00
2211308	Legal Fees, Arbitration, Compensation payments	-	25,000,000	25,000,000.00
3110701	Purchase of Motor Vehicles	20,000,000	18,000,000	(2,000,000.00)
		Sub-total (Kshs)		32,000,000
P0201: Financial Administrative Services				
SP020202: Accounting				
		Estimates Approved	Supplementary Estimates	
Code	Item Description	2020/2021	2020/2021	Variance
2200000	Use of Goods and Services	254,685,545	293,685,545	39,000,000.00
2210100	Utilities Supplies and Services	132,000,000	142,000,000	10,000,000.00
2210900	Insurance cost	97,123,145	111,123,145	14,000,000.00
222010	Maintenance of Motor Vehicles	10,000,000	25,000,000	15,000,000.00

27000000	Gratuity Civil Servants	50,000,000	35,000,000	(15,000,000.00)
		Sub-total (Kshs)		24,000,000
P0201: Revenue Mobilization				
22000000	Use of Goods and Services	36,594,099	56,594,099	20,000,000.00
22015502	Publishing and printing Services	4,160,000	9,160,000	5,000,000.00
2211399	Other Operating Expenses	1,690,649	16,690,649	15,000,000.00
Total Application (Kshs)				74,000,000.00

THE COUNTY ASSEMBLY

Mr. Speaker and Hon. Members, for the Assembly to realize its strategic objectives, the County Assembly had the following reasons for making their Supplementary Estimates FY 2020/2021;

1. To effect the reallocation proposed by the County Assembly.

SOURCES OF FUNDS

SOURCES OF FUNDS			KSHS.
1	2210904	Motor Vehicle Insurance	1,000,000.00
2	2210807	Medals and Sports	10,000,000.00
3	2110328	County Assembly Service Board	2,106,153.00
4	3111002	Purchase of Computers	1,400,000.00

5	2210910	Medical Insurance	126,318.00
6	2110328	Committee Sittings	16,698,935.00
7	2210505	Trade Shows	1,500,000.00
8	2110403	Refund Exgratia	220,000.00
9	2211016	Purchase of Uniforms	1,255,675.00
10	3111001	Purchase of Furniture	1,904,000.00
11	2211306	Membership & Subscription	5,000,000.00
12	2110406	Audit committee	700,000.00
13	2220101	Motor Vehicle Maintenance	788,325.00
14	2211399	Stipend for Interns	1,500,000.00
15	2211320	Public Participation	500,000.00
16	2210603	Office Rent	4,377,500.00
17	2210204	Courier Services	90,000.00
		TOTAL	49,166,906.00

APPLICATION

No.	Item Description	KSHS.
1.	Domestic Travel (Legislation & Oversight)	30,000,000.00
2.	KRA Penalties	2,244,417.00
3.	Refined Fuel	500,000.00
4.	Contracted Guards	1,000,000.00
5.	Internet Connection	400,000.00
6.	Ward O&M	3,897,500.00
7.	Water & Sewerage	120,000.00
8.	General Office Supply	666,000.00
9.	Consultancy	2,558,989.00
10.	Legal Fee	2,000,000.00
11.	Accommodation (admin)	2,200,000.00
12.	Plant machinery Maintenance	100,000.00
13.	Travel & Air-line & Bus (Speaker)	2,480,000.00

14.	Outsourcing	1,000,000.00
	TOTAL	49,166,906.00

Committee Observations

The Committee in interrogating the County Assembly Proposed Estimates noted the following;

1. That, the County Assembly had internal variations in the Supplementary Estimates.
2. That, Kshs 49,166,906.00 was sourced from various Budget Lines and applied within the Vote-heads as indicated in the tables above.

Committee Recommendation

That, the House considers approving the reallocation of Kshs 49,166,906.00 to be applied in various vote-heads as proposed in the 1st Kisumu County Supplementary Estimates FY 2020/2021.

RECOMMENDATIONS

After exhaustive deliberations, the Committee made the following recommendations as indicated in the table below;

1. THAT, the Committee implores this House to consider approving the following Departmental Allocations as indicated below;

DEPARTMENT	PERSONNEL EMOLUMENT	OPERATIONS AND MAINTENNCE	DEVELOPMENT	TOTAL (KSHS)
Agriculture, Irrigation, Livestock and Fisheries	211,959,508.00	26,382,908.00	504,204,239.00	742,546,655.000
The County Assembly	330,781,680.00	371,139,814.00	110,000,000.00	811,921,494.000
City of Kisumu	272,457,899.00	118,163,193.00	1,457,103,512.00	1,847,724,604.000

County Public Service Board	32,602,594.00	36,181,449.00	0	430,357,235.000
Education, Human Resource Development and ICT	298,917,719.00	242,628,406.00	361,573,192.00	636,546,125.000
Office of the Governor and County Administration	285,181,736.00	280,102,952.00	95,000,000.00	883,684,688.000
Health Services	2,899,119,895.00	820,491,381.00	318,400,000.00	3,851,261,276.000
Energy and Industrialization	18,144,157.00	23,623,234.00	131,650,000.00	175,517,391.000
Tourism, Culture, Arts and Sports	32,422,950.00	44,257,513.00	133,750,000.00	594,785,119.000
Roads, Transport and Public Works	78,638,024.00	223,000,000.00	518,104,656.00	428,638,024.000
Lands, Housing, Physical Planning and Urban Development	29,937,787.00	45,400,000.00	127,000,000.00	236,602,599.000
Business, Cooperatives and Markets	47,090,518.00	23,030,102.00	161,264,812.00	528,620,620.000
Finance and Economic Planning	279,923,955.00	856,251,357.00	458,500,000.00	1,514,544,286.000
Water, Environment and Natural Resources	67,334,427.00	30,271,208.00	378,368,974.00	475,974,609.000
Total	4,884,512,849.00	3,140,923,517.00	4,754,919,385.00	12,780,355,751.000

Mr. Speaker Sir and Hon. Members, in conclusion and pursuant to the provisions of Section 135 (2) and (4) of the Public Finance Management Act 2012 and Standing Order 189 of the Kisumu county Assembly Standing Orders. The County Budget and Appropriation Committee recommends THAT, this House considers for adoption the Committee Report on the 1st Kisumu County Supplementary Budget Estimates for FY 2020/2021. May I call upon the Leader of Majority to second?

The Speaker (Hon. Oraro): Honourable Leader of Majority.

The Leader of Majority (Hon. Onyango): Thank you Mr. Speaker. I want to second the adoption of this report as ably read the Chairperson. I want to echo what the Chairperson has presented that basically the preparation of this Supplementary Budget Estimates for the FY 2020/2021 was occasioned by grey issues which the Chairperson enumerated that is to effect the reallocations done by the Assembly.

Mr. Speaker, I want Members to go to the reallocation that has been effected in the County Assembly instead of innuendos that I have seen flying around because basically we have seen where the funds have been sourced from and their allocation to House Committees and to cater for the welfare of Members which will come as House Committee allocations is important for the business of this House.

Mr. Speaker, we have also seen the adjustments which has been made in the County Executive Budget where the funds have been sourced from and where they have been applied. Most of the funds were sourced from various Departments from the Operations and Maintenance Expenditure Component and the austerity measures that have been put in place by the Finance Department and they have been used primarily to cater for the Madaraka Day celebrations and also for the emerging issues that were therein the Department of Finance. So, Honourable Members, I would wish that we approve this Report on the Kisumu County Supplementary Budget and allow various departments to apply the funds.

Mr. Speaker, when you look at the legal provisions that underpins in the preparation of the Supplementary Budget, we can see that the Assembly has complied with those provisions. The Public Finance Management Act 2012 allows us to expend and regularize later. The only area with a bit of mathematical error is on page 26, where the Chairperson said that “*After exhaustive deliberations, the Select committee made the following recommendations*”, Mr. Speaker, in some areas you will find that when we aggregate the totals, they are not matching hence, it is important for that to be looked into. Just to cite few examples on the following;

1. Agriculture, Irrigation and Livestock, the total should be Kshs. 742,546,655.00.
2. The County Assembly’s total should be Kshs. 811,921,494.00
3. City of Kisumu’s total should be Kshs. 1,847,724,604.00.

4. County Public Service Board's total should be Kshs. 68,784,043.00.
5. Education and Human Resource Development's total should be Kshs. 903,119,317 million.
6. Office of the Governor's total should be Kshs. 660, 284, 688.00.
7. Health Services' total should be Kshs. 4,038,011,276.00.
8. Energy and Industrialization's total should be Kshs. 173, 417, 391.00.
9. Tourism, Culture, Arts and Sports total should be Kshs. 210,430,463.00.
10. Road Transport and Public Work's total should be Kshs. 819,742,680.00.
11. Lands, Housing, Physical Planning and Urban Development's total should be Kshs. 202, 337, 787.00.
12. Business, Cooperatives and Markets – the correct total should be Kshs 231,385,432.00.
13. Finance and Economic Planning – the correct total should be Kshs 1, 594,675,312.00.
14. Water, Environment, Natural Resources, the correct total should be Kshs 475, 974, 609.00

Mr. Speaker, the Grand Total for both the Recurrent and Development Expenditure is Kshs 12, 780,355,751.00. Thank you Mr. Speaker, I second.

The Speaker (Hon. Oraro): Hon. Members, now that the report on the First has been presented to the Assembly by Hon. Steve Owiti, the Chairperson of the Select Committee of Budget and Appropriations, seconded by the Hon. Leader of Majority, as per our Standing Orders, I want to propose a question that the report is open for debate.

The Speaker (Hon. Oraro): Yes, Hon. Eric Agolla.

Hon. Agolla: Thank you Mr. Speaker. I want to support and urge Members to adopt the report. I support the adoption of this report because the County Executive did not touch any Ward Development Fund or any Development Account because our people expect us to do development.

Mr. Speaker, if you look at the money that is going to be appropriated through the Supplementary Budget, we have not touched the money which we did appropriate for development. They looked into the appropriation of the County Executive and they touched on areas that they deemed were not that important to the county.

I also want to commend the Assembly for appropriating Kshs 30, 000,000 to boost the House Committee Domestic Travels because most House Committees had surpassed their allocations. Thank you.

The Speaker (Hon. Oraro): Hon. Senior Member Prisca Misachi.

The Chief Whip (Hon. Misachi): Thank you Mr. Speaker. I also rise to support the report by the Budget Committee and I want to congratulate them because the Select Committee took their time to prepare and come out with a good report. I would like to urge Members to approve this Supplementary Budget and allow both The County Assembly and the Executive to actualize the already used Budget. Thank you.

The Speaker (Hon. Oraro): Yes Hon. Olale.

Hon. Olale: Mr. Speaker going by the mood of the House I would like to call the mover to reply.

The Speaker (Hon. Oraro): Yes, Hon. Steve Owiti, Chairperson, Budget and Appropriations Committee.

Hon. Steve Owiti: Thank you Mr. Speaker and the Hon. Members. I want to believe that this Supplementary Budget FY 2020/201 was already discussed by most of the Members and the matters that were raised have been explained. I want to believe that some of the grey areas were flagged and we even invited both the County Assembly Service Board and the CEC Member for Finance and Economic Planning who took their time to explain. I also want to reiterate that the figure that were read by the Leader of Majority when he was seconding the adoption of this report corrects the figures that had earlier been read by myself on page 26.

Mr. Speaker, I want to believe that we have looked at the laws and I want to appreciate the Members support for the adoption of this report. I therefore want to urge the Members to vote yes for the adoption of this report. Thank you.

The Speaker (Hon. Oraro): Hon. Members now that the report from the Select Committee of Budget and Appropriation on its consideration of the First proposed Kisumu County Supplementary Budget Estimate for FY 2020/2021 was presented by Hon. Steve Owiti the Chairperson of the Select Committee, seconded by the Leader of Majority and debated by Hon. Members; as per our Standing Orders I want to put a question for the adoption of the same?

(Question put and agreed to)

The Speaker (Hon. Oraro): Therefore the report from the Select Committee of Budget and Appropriation on its consideration of the First Proposed Kisumu County Supplementary Budget Estimate for FY 2020/2021 is hereby adopted today 28th June, 2021 at 1107 hours and I direct that the recommendations of the report be implemented as appropriate. Thank you.

The Speaker (Hon. Oraro): Next Order!

MOTION

1ST READING OF THE KISUMU COUNTY SUPPLEMENTARY APPROPRIATION BILL,
2021

The Speaker (Hon. Oraro): Hon. Steve Owiti.

Hon. Steve Owiti: Thank you Mr. Speaker. Allow me to ask the Clerk to take us through the 1st Reading of the Kisumu County Supplementary Appropriation Bill, 2021.

The Speaker (Hon. Oraro): Yes Mr. Clerk!

Thank you Mr. Speaker the 1st reading of the Kisumu County Supplementary Appropriation Bill, 2021.

A Bill for AN ACT of the County Assembly of Kisumu to authorize the issue of certain sum of money out of the County Revenue fund and their application towards the service of the year ending 30th June, 2021 and to appropriate those sums to certain public services and purposes is now read for the first time.

The Speaker (Hon. Oraro): Hon. Members now that the Kisumu County Supplementary Appropriation Bill, 2021 has been read for the 1st time, I want to commit it to the Select Committee of Budget and Appropriation for consideration.

The Speaker (Hon. Oraro): Next order!

The Speaker (Hon. Oraro): Yes Hon. Steve Owiti.

Hon. Steve Owiti: Thank you Mr. Speaker. Having committed this Bill to the Select Committee of Budget and Appropriation. I stand to seek for your indulgence to adjourn the House for 30 minutes to allow this Select Committee to look into this Bill which is committed and has been presented for the 1st time before this House then we shall be able to report back on the appropriations as we continue with other readings. I wish to call upon Hon. Seth Okumu to second.

The Speaker (Hon. Oraro): Hon. Steve Owiti, you are not clear in your submission. Are you asking us to suspend the House or to adjourn?

Hon. Steve Owiti: Sorry Mr. Speaker. To suspend the House for 30 minutes.

The Speaker (Hon. Oraro): Yes Hon. Seth Okumu.

(Hon. Seth Okumu seconds by bowing)

The Speaker (Hon. Oraro): Hon. Members such motion is allowed in the House as per Standing Orders No. 50. Hon. Members, the Chairperson, Budget and Appropriations Committee has proposed that we suspend the House for at most 30 minutes because you are aware that this is a money Bill which can go through all the processes as per the Standing Orders. The Chairperson is requesting that we shortly suspend the House so that there is consideration of the report from the Budget and Appropriations Committee and the Bill for purposes of reporting back before we go into the 2nd reading of the Bill. In that regard, I want to propose a question that proposal is open for debate.

The Speaker (Hon. Oraro): Yes Leader of Majority.

The Leader of Majority (Hon. Kenneth Onyango): May I call upon the mover of the motion to reply.

The Speaker (Hon. Oraro): Yes, Hon. Steve Owiti.

Hon. Steve Owiti: Thank you Mr. Speaker for giving us the opportunity to suspend the House so that we will be able to look at the Bill and reconcile it with the report so that we can report back within 30 minutes.

The Speaker (Hon. Oraro): Hon. Members without putting a question, the House stands suspended for 30 minutes for consideration of the report and the Bill.

(House is suspended for 30 minutes)

(House resumes sessions after the lapse the 30 minutes)

The Speaker (Hon. Oraro): Honourable Members, welcome to the session again after the short suspension.

The Speaker (Hon. Oraro): What is it Hon. Steve Owiti?

Hon. Owiti: Thank you Mr. Speaker. I had asked for suspension of this House for 30 minutes. I would want to report back to the House that the Select Committee of Budget and Appropriations had looked at the Appropriations Bill that was proposed and we have seen a few amendments in line with the committee's report. We shall also discuss the same in the Committee of the Whole House. Thank you.

The Speaker (Hon. Oraro): Thank you. Next order!

MOTION

2ND READING OF THE KISUMU COUNTY SUPPLEMENTARY APPROPRIATIONS BILL,
2021

BY

HON. STEVE OWITI

CHAIRPERSON, BUDGET AND APPROPRIATIONS COMMITTEE

The Speaker (Hon. Oraro): Yes, Hon. Steve Owiti.

Hon. Owiti: Thank you Mr. Speaker and the Honourable Members. May I request the Clerk to the Bill for the second time?

The Speaker (Hon. Oraro): Yes, Mr. Clerk.

(The Kisumu County Supplementary Appropriations Bill, 2021 is read for a second time)

THE KISUMU COUNTY SUPPLEMENTARY APPROPRIATIONS BILL, 2021

A Bill for an Act of the County Assembly of Kisumu to authorize the issue of certain sums of money out of the County Revenue Fund and their applications towards the year ending on the 30th June, 2021 and to appropriate those sums of certain public services and purposes is now read for the second time.

The Speaker (Hon. Oraro): Hon. Steve Owiti.

Hon. Owiti: Thank you Mr. Speaker. I now want to request that we revert to the Committee of the Whole House.

(The House reverts to the Committee of the Whole House)

Chairperson, Committee of the Whole House (Hon. Agolla): We are in the Committee of the Whole House. We shall deliberate on this business. I want to welcome you all and the Floor is open for debate.

Chairperson, Committee of the Whole House (Hon. Agolla): What is Hon. Chair?

Hon. Owiti: Thank you Chair. Allow me to propose that if it is agreeable, we go the guillotine way. May I ask Hon. Jagongo to second?

Chairperson, Committee of the Whole House (Hon. Agolla): Hon. Jagongo.

Hon. Jagongo: Thank you Chair. I second.

Chairperson, Committee of the Whole House (Hon. Agolla): I want to propose a question that we go the guillotine way as proposed and seconded.

(Question put and agreed to)

Chairperson, Committee of the Whole House (Hon. Agolla): We shall go the guillotine way.

(The Clerk guiding the Members on Clause 5, the Vote Heads in various Departments 317 D01 to 317 D14)

Chairperson, Committee of the Whole House (Hon. Agolla): Honourable Members, I want to put a question that Clause 5, Development Expenditure 317 D01 to 317 D14 be adopted as read by the Clerk.

(Question put and agreed to)

(The Clerk guiding the Members on Service or purpose, Programme title, supply and supply total from 317 R01 to 317 R14)

Chairperson, Committee of the Whole House (Hon. Agolla): Honourable Members, I want to put a question that under Recurrent Expenditure 317 R01 to 317 R14 be adopted as read by the Clerk. What is Chair?

Hon. Owiti: Thank you Chair. I have an amendment on 317 R09. That is Water, Environment and Natural Resources. That, Kshs. 34,868,791 has been moved from the Development Expenditure to the Recurrent Expenditure. This is because the development partners failed to put their money on time and it forced the County Government to re-allocate what had been initially earmarked for their county contribution and as we were looking at this reorganization, this money was moved to Recurrent Expenditure in this department. I propose that this amendment be part of the Bill. May I ask Hon. Dede to second?

Chairperson, Committee of the Whole House (Hon. Agolla): Hon. Samuel Dede.

Hon. Dede: I second the proposal by the Chair.

Chairperson, Committee of the Whole House (Hon. Agolla): Honourable Members, there is a proposal by Hon. Chair that has been seconded by Hon. Dede. I want to open it for any contribution.

(Silence)

Chairperson, Committee of the Whole House (Hon. Agolla): Hon. Members, silence means there is no any other debate on the same. I want to put a question that that the proposal of the Chair that Kshs. 34,868,791.00 be moved from the Development Expenditure to the Recurrent Expenditure under the said department.

(Question put and agreed to)

Chairperson, Committee of the Whole House (Hon. Agolla): The amendment therein has been adopted and, in that regard, I want to now put a question to the adoption of the First Schedule. Those with the opinion that we adopt the R317R01 to 317R14 with the amendment therein.

(Question put and agreed to)

Chairperson, Committee of the Whole House (Hon. Agolla): The First Schedule of the bill has been adopted with amendment therein.

Honorable Members, the amendment that we adopted has changed the total in that schedule, and therefore I want to put a question that those of the opinion that the sub-total under the department of Water, Environment and Natural Resources which have been be amended accordingly to give the totals for Recurrent Expenditure to read Kshs. 8,095, 174, 314.00 from Kshs 8, 060, 305,340 billion and be adopted as part of this bill.

(Question put and agreed to)

Chairperson, Committee of the Whole House (Hon. Agolla): The amendment has been adopted and the sub-total of the First Schedule of the bill that is R317R01 to 317R14 will read Kshs. 8,095,174,314.00.

The Clerk reads through the 2nd category of the First Schedule bill; on Development Expenditure “Going by the spirit of guillotine we are going to combine all the vote heads. We realize that this one is now the Development Expenditure but the first one we dealt with was the Recurrent Expenditure.

1. *317D01- this Department is the Office of the Governor, with 4 departments. They have a Development Expenditure of Kshs. 95 million, which was presented by the Chairperson when he was reading through the Budget and Appropriations Committee report. If you go through 317D02 TO 317D14, they are the components of development which were in the report. Mr. Chairperson, I request that you propose a question that code 317D01, which applied in 5 columns up to 317D14 to be part of this bill, thank you.*

Chairperson, Committee of the Whole House (Hon. Agolla): Honorable Members, it is similar to what we have adopted, and the Schedule that we are about to tackle has the vote Code ‘Service or Purpose, the Program Code and Title Supply and the Supply Total. The only difference is the vote head. Development vote starts from 317D01 to 317D14, whose sub-total is Kshs. 4, 720, 050, 411 billion. Allow me first propose that these clauses 317D01 to 317D14 and vote heads be part of the bill and I want to put a question that those with the opinion that... I can see the chair Budget is on his feet.

Hon. Owiti: Apologies Chairperson. As had been earlier indicated in the Proposed Budget Estimates, I remember there is Development Expenditure under Water, Environment and Natural Resources where there is that cross cutting transfer of Kshs. 34,868,974.00 from Development Expenditure Vote to Recurrent Expenditure that is Kshs. 34,868,974.00 and that means that, it will be able to reduce the budget kitty on Development Vote by that same amount. I therefore propose that that be part of the bill and ask Hon. Jagongo to second.

Chairperson of the committee of the whole House (Hon. Agolla): Yes, Hon. Jagongo.

Hon. Jagongo: I second.

Chairperson, Committee of the Whole House (Hon. Agolla): Honorable members, we discussed the reason why the Kshs. 34,868,974.00 was re-channeled to the Development Expenditure Vote, which was necessitated by the delays of the donor funding. Now that the chairperson has proposed the amendment and seconded by Hon. Jagongo, I want to open it for debate and for members to deliberate on it.

Chairperson, Committee of the Whole House (Hon. Agolla): Yes, Hon. Senior Member Prisca Misachi.

Chief Whip (Hon. Misachi): Hon. Chair, since the Select Committee Chairperson has all the amended figures in the report, it would be prudent for him to take us through those figures so that we contribute from point of knowledge.

Chairperson, Committee of the Whole House (Hon. Agolla): The Hon. Senior Member is seconding that that the Chair has the figures and we also have the figures here which read Kshs. 34,868,974.00 that is the money that was re-allocated which requires our appropriation and powers of legislation. Any other member who has any contribution before I put a question?

(Silence)

Chairperson, Committee of the Whole House (Hon. Agolla): Hon. Members, if there is none, then allow me to put a question on adoption of the amendment on insertion of reintroduction of Kshs 34,868,974.00 which was originally meant to boost the donor funding which has been reallocated back to Development Expenditure vote head.

(Question put and agreed to)

Chairperson, Committee of the Whole House (Hon. Agolla): Hon. Members, this has now affected the sub - total of Development Expenditure because the Kshs 34,868,974.00 has now been taken back to Development Expenditure. The Development vote-head now reads Kshs 4, 685,181,437.00. The grand total remains the same that is Kshs 12,780,355,751.00.

Chairperson, Committee of the Whole House (Hon. Agolla): Next!

Clauses 2, 3, 4 be part of the Bill

Chairperson, Committee of the Whole House (Hon. Agolla): Hon. Members, if you look at the first page of your Bill, Clause 1 states the figures and the Grand Total which we have just adopted and Clauses 2, 3 and 4 are just the statutes which support what we are doing. So I want to propose a question on adoption of Clauses 1, 2, 3 and 4.

(Question put and agreed to)

Chairperson, Committee of the Whole House (Hon. Agolla): Next, Mr. Clerk!

The long title and the short title to be part of the Bill

Chairperson, Committee of the Whole House (Hon. Agolla): Hon. Members, I want to put a question on the adoption of the Long Title and the Short Title so that they become part of the Bill.

(Question put and agreed to)

Chairperson, Committee of the Whole House (Hon. Agolla): Next!

(The Clerk guiding the Members on the Bill)

Chairperson, Committee of the Whole House (Hon. Agolla): Honourable Members, very well, this is a very fundamental part of the Bill. Allow me to propose to you that with powers vested upon you, you allow us to adopt the Clause on Memorandum of Objects and Reasons that the Kisumu County Supplementary Appropriations Bill, 2021 makes provision for giving statutory sanctions for the public expenditure for the year ending 30th June, 2021 on the basis of Supplementary Estimates of Expenditure for FY 2020/2021, Recurrent and supplementary Estimates for Expenditure for FY 2020/2021 Development and for the appropriations of those amounts as dated 22nd June, 2021. This Bill has been presented to you by the Hon. Steve Ouma Owiti

(Question put and agreed to)

Chairperson, Committee of the Whole House (Hon. Agolla): Hon. Members, the Clause now stands adopted. Honourable Members, I hope we're through with the Bill. I want to thank everyone for your contributions. I will do what is expected of us as per the Standing Orders.

(Committee of the Whole House reverts to Plenary)

The Speaker (Hon. Oraro): Chairperson, Committee of the Whole House, Hon. Agolla, please report back to the House.

Hon. Agolla: Thank you Mr. Speaker. I want to report back to you that we had healthy deliberation during the Committee of the Whole House in which we deliberated on Supplementary Appropriations Bill.

Mr. Speaker, I our deliberations, we made some amendments and the House resolved to debate the guillotine way where we did adopt all the Clauses except for a few amendments.

Mr. Speaker, I wish to refer the House to page three of the Bill, that is the First Schedule where we amended Clause 3 (1) (7) R09 under Recurrent Expenditure where we did via Kshs. 34, 868,974 from Department of Water, which was meant for provision of water. Mr. Speaker, you understand that we were expecting some donor funding and this Kshs 34 Million was set aside as seed money by the County Government of Kisumu now that there was delay in the disbursement of funds from the donor.

Mr. Speaker, the County Executive thought it wise and the Committee also thought it wise to allow virement of Kshs. 34 million from Development Expenditure Vote to Recurrent Expenditure.

Mr. Speaker, this necessitated the amendments in page four under the same Clause. Initially, Mr. Speaker, the Sub-total for Recurrent Expenditure was Kshs 8,060,305,340.00 (Eight billion, sixty

million, three hundred and five thousand, and three hundred and forty). Now that we did reallocate Kshs. 34, 868,974.00

Mr. Speaker, now the sub-total for Recurrent Expenditure 3017R is Kshs. 8,095,174,314.00 Mr. Speaker if you allow me to take the House through page 5 of the Bill that is under Supply on Development Expenditure. Vote No. 317 D01 to 317 D14; when you look at vote No. 317 D09; that is the only vote that was affected under the Department of Water, Environment and Natural Resources; we did reallocate Kshs.34,868,974 from the Development Vote head that I had explained before which informed the increment in the in the Recurrent Expenditure Vote. This necessitated a reduction of Development Vote by Kshs. 34,868,974.00.

Mr. Speaker, allow me to take the House through page 7 where there is sub-total for Development and Recurrent Expenditures. What changed was only Recurrent Expenditure and Development but this did not affect the Grand Total which is Kshs. 12,780,355,751. Therefore the Committee of the Whole House did adopt the Bill with the amendments that I have raised and that is the report from the Committee of the Whole House. I therefore call upon Hon. Steve Owiti to second.

The Speaker (Hon. Oraro): Yes Hon. Steve Owiti.

(Hon. Steve Owiti seconds by bowing)

The Speaker (Hon. Oraro): Hon. Members now that the Chairperson of the Committee of the Whole House has reported and seconded by Hon. Steve Owiti, I want to put a question on the adoption of the report.

(Question put and agreed to)

The Speaker (Hon. Oraro): The report from the committee of the whole House has been adopted as appropriate.

The Speaker (Hon. Oraro): Next order!

MOTION

3RD READING OF THE KISUMU COUNTY SUPPLEMENTARY APPROPRIATION BILL,
2021.

The Speaker (Hon. Oraro): Yes Hon. Steve Owiti.

Hon. Steve Owiti: Thank you Mr. Speaker. Allow me to ask the Clerk to take us through the 3rd Reading of the Kisumu County Supplementary Appropriation Bill, 2021.

The Speaker (Hon. Oraro): Yes, Mr. Clerk!

Pursuant to the provisions of the Kisumu County Assembly Standing Orders No. 314 (1), I would like to take this opportunity to read this Bill for the 3rd time.

The Kisumu County Supplementary Appropriation Bill, 2021. A Bill for AN ACT of the County Assembly of Kisumu to authorize the issue of certain sum of money out of the County Revenue fund and their application towards the service of the year ending 30th June, 2021 and to appropriate those sums to certain public services and purposes is now read for the third time.

The Speaker (Hon. Oraro): Hon. Members, now that the Kisumu County Supplementary Appropriation Bill, 2021 has been read for the 3rd time. As per our Standing Orders, I want to propose a question that the Bill is again opened for debate. You are aware that after the 2nd reading where a number of changes if any are made, the 3rd reading provides an opportunity for any further amendment that may arise.

(Silence)

The Speaker (Hon. Oraro): Hon. Members, I presume that the silence means there is no further amendment to proposal on the Bill. Therefore, it means that I have to put a question on the adoption of the Kisumu County Supplementary Appropriation Bill, 2021 with the amendments therein.

(Question put and agreed to)

The Speaker (Hon. Oraro): Therefore Hon. Members, the Kisumu County Supplementary Appropriation Bill, 2021 has been adopted with the amendments therein today 28th June, 2021 at 12:29 hours.

I direct that the Hansard report and the vellum be prepared for onward submission to the Governor for ascent. Thank you.

The Speaker (Hon. Oraro): Next order!

ADJOURNMENT

The Speaker (Hon. Oraro): There being no any other business to transact, the House stands adjourned to Tuesday, 29th June 2021 at 2.30 p.m. Thank you.

(House rose at 12.35 p.m.)

Addendum

Hansard Team

<i>Zablon Otiende</i>	-	<i>Senior Hansard Reporter (In-charge)</i>
<i>Edward Odanga</i>	-	<i>Reporter</i>
<i>Fanuel Okode</i>	-	<i>Reporter</i>
<i>Patrick Okoyo</i>	-	<i>Reporter</i>
<i>Jacklyne Otieno</i>	-	<i>Reporter</i>
<i>Jesca Otieno</i>	-	<i>Reporter</i>
<i>Dennis Ogolla</i>	-	<i>Reporter</i>