

COUNTY GOVERNMENT OF KISUMU



COUNTY ASSEMBLY OF KISUMU

THE HANSARD

SECOND ASSEMBLY – FIFTH SESSION

Thursday, 24th June, 2021

House met in the Main Chamber at 2:30 p.m.

(The Temporary Speaker (Hon. Caren Muga) in the Chair)

PRAYERS

The Temporary Speaker (Hon. Muga): Honourable Members, welcome to this session. Mr. Clerk take us through the Order Paper of the day.

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

COMMUNICATION FROM THE CHAIR

The Temporary Speaker (Hon. Muga): Honourable Members, I want to thank you for the efforts you made to bereave and condole with our Speaker. May you continue with the same spirit. May God bless you. Let us also adhere to the Ministry of Health protocols on Covid 19. Thank you.

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

STATEMENTS

The Temporary Speaker (Hon. Muga): Hon. Johnson Guya.

Hon. Guya: Thank you Madam Speaker. I am rising on Standing Order No. 42, while we were here last, we were told that we were adjourning the Assembly to give room for the fumigation and

since we came back, we have not been told whether it was done or not. You have just said that the issue of Covid-9 is real and true the figures in Kisumu are rising. Could we also be told whether this House was fumigated or not so that we take necessary precautions as we walk into this House. Thank you, Madam Speaker.

The Temporary Speaker (Hon. Muga): Can you respond to that Acting Leader of Majority.

Acting Leader of Majority (Hon. Agolla): Thank you Madam Speaker. On behalf of the leadership of the Assembly, I want to reiterate that the necessary measures for combating the Covid 19 is being adhered to by the County Assembly of Kisumu. Madam Speaker, all Members were given sanitizer and masks. I want to thank the Member for the concern about the health of the Members because there is nothing you can do if you are unhealthy. Going forward, the Assembly will continue taking measures to put the pandemic at bay. Finally, I want to confirm that fumigation is not a one-day exercise. It was done and it shall continue to be done. Thank you.

The Temporary Speaker (Hon. Muga): Thank you. I believe you understand the situation and you all received the sanitizer and masks.

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

MOTION

THE COUNTY BUDGET AND APPROPRIATION COMMITTEE REPORT ON KISUMU
COUNTY FIRST SUPPLEMENTARY BUDGET FISCAL YEAR 2020/2021

BY

HON. STEVE OUMA OWITI

CHAIRPERSON, COUNTY BUDGET AND APPROPRIATION COMMITTEE

The Temporary Speaker (Hon. Muga): What is Hon. Paul Okiri.

Hon. Okiri: Thank you Madam Speaker.

Hon. Okiri: I am a member of the Select Committee of Budget and Appropriations and I would want to say that the committee isn't ready to present the report today but can present the report as soon as it can and requests if the House Business Committee can schedule a slot for it as soon as possible. Thank you.

The Temporary Speaker (Hon. Muga): That's granted and request the Chairperson of Budget and Appropriations to liaise with the Committee of House Business to slot for the same as soon as it can.

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

Hon. Samo: A point of information Madam Speaker

The temporary Speaker (Hon. Muga): Yes, Hon. Roy Samo

Hon. Samo: (*On a point of information*) the unavailability of the report doesn't hinder passing of the Supplementary Appropriations Bill. So, can you advise us on whether to continue with the Supplementary Bill or just defer it as well?

The Temporary Speaker (Hon. Muga): Thank you Hon. Samo, what has been brought to the attention of the House is that the Select Committee isn't ready. Therefore, we will heed to their request for a slot for another day.

Hon. Samo: I totally agree with you on the Select Committee's report to be deferred to a later date so that the House Business Committee allots it a slot. However, should we defer the Supplementary Budget as well?

The Temporary Speaker (Hon. Muga): Hon. Members, I understand the point you are trying to put across before the House but I humbly request you to go by the request of Hon. Paul Okiri, a member of the said committee.

Hon. Samo: I agree with the Chair of Finance who is also a Member of the Budget and Appropriations Committee that the report by the Committee of Budget and Appropriations isn't ready, but can that hinder us from discussing the bill, which is before us as a motion that we need to pass the supplementary?

If the report is not yet ready then it can still be read next time but if the House is fully constituted then we are allowed to go through the motion, pass or reject it. That notwithstanding, do we still go ahead with this or not?

The Temporary Speaker (Hon. Muga): Hon. Eric Agola.

Acting Leader of Majority (Hon. Agolla): Thank you. On the same point of order that Hon. Roy Samo is raising, we know the sequence of debates and also the sequence of passing a bill. Before we go to the committal of a Bill, we must have a report of the Select Committee because we cannot handle a Bill without the report of the Select Committee which informs whether there or not there are amendments to the Bill. I want to plead with members – yes it is in order because we have been given a copy of the Bill, we can peruse as we wait for the report. Thank you.

Hon. Samo: Madam Speaker, I wish to disagree with Hon. Agola. Procedural matters are procedural matters. As an Assembly, we are allowed to debate what is in the order paper of the day. The order of today is about the Supplementary Budget. A report of the Select Committee can even be three words like 'the committee sat' and that does not prevent us from discussing the motion.

The Temporary Speaker (Hon. Muga): What is it Hon. Paul Okiri?

Hon. Okiri: Hon. Speaker, I believe that Hon. Eric Agola has explained this matter in a way that is understandable. There is no way we can say we are going to the Third reading of the Bill if we have not gone through the First reading. Consequently, there is no way we can go to the Second reading because it confirms to what has been there in the First reading. The second reading also confirms what is there in the third reading. Madam Speaker, for you to go to the first reading, the report is first presented before the House which informs that nitty-gritty of the Bill. After that you then go for the first reading Madam Speaker, I believe that the Hon. Member is now well informed.

Acting Leader of Majority (Hon. Agolla): Madam Speaker, with your guidance, we have the clerks there and they can read for us the Standing Orders of passing of motions. It does not stop a House. If the first reading had been done, that means the document has been laid into the House. That is the most critical part because we cannot go to the second reading or the third reading if the first reading is not done, that introduces the Bill into the House. The Bill has already been introduced unto this House Madam Speaker. With or without the concurrence with the committee, the House itself is a House of Rules and Procedures which guides debate on it whether we have a report from a House Committee or not. That is why I was asking for your guidance and the clerks are also there. The first reading is already done. The second reading would be done because we already have the Bill with us. It is not statement time, we have gone to the next order of the Business.

(The Temporary Speaker is consulting with the clerks at the table)

The Temporary Speaker (Hon. Muga): Thank you for being patient. In a House like this, we must consult to reach an agreement. We have therefore agreed that this motion is deferred to next week Tuesday if possible. However, it is the House Business Committee which is going to schedule for them the date, only if the Chairperson Budget and Appropriation Committee will acknowledge that he is ready with the necessary documents in the House. Motions Nos. 9, 10, and 11 cannot go on until we are through with Motion No. 8. I believe you are going to bear with me.

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

ADJOURNMENT

The Temporary Speaker (Hon. Muga): There being no any other Business to transact, the House stands adjourned until next week Tuesday 29th June, 2021 at 2: 30 pm. Thank you.

House rose at 2:40 pm

Addendum

Hansard Team

<i>Zablon Otiende</i>	-	<i>Senior Hansard Reporter</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>