

## COUNTY GOVERNMENT OF KISUMU



### COUNTY ASSEMBLY OF KISUMU

### **THE HANSARD**

#### *Official Report*

#### SECOND ASSEMBLY – FIFTH SESSION

Thursday, 21<sup>st</sup> October, 2021

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

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

### PRAYERS

**The Speaker** (Hon. Oraro): Good afternoon Hon. Members, I want to request that pursuant to the provisions of Standing Order No. 32 (2) that the Serjeant-at-Arms rings the quorum bell for the first five minutes.

*(Quorum bell rung for five minutes)*

**The Speaker** (Hon. Oraro): The Deputy Majority Whip, can you confirm if we have quorum.

**Deputy Majority Whip** (Hon. Obonyo): Mr. Speaker, there is quorum.

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

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

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**COMMUNICATION FROM THE CHAIR**

**The Speaker** (Hon. Oraro): Honourable Members, welcome to this session. I have the following communications to make.

First, I have received communication from the Governor of Kisumu County on plans for the State of the County Address scheduled for 26<sup>th</sup> November, 2021. I believe that, this will fall on a Friday and the venue shall be Mama Grace Onyango Social Hall. All Members are invited to attend.

Secondly, I have also received a communication from the Orange Democratic Movement National Elections Board requesting all the party members for a meeting scheduled on Friday 22<sup>nd</sup> October, 2021 from 9:00 a.m. at Tom Mboya Labour College

Third, I want to remind you that despite the fact that President having lifted the curfew, Covid-19 is still with us and the Ministry of Health protocols should still be adhered to. Wear your mask to cover both our nose and mouth. Thank you.

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

**PAPERS LAID**

THE KISUMU COUNTY ENVIRONMENTAL HEALTH AND SANITATION BILL, 2021.

BY

HON. RASHID MIRUKA

AND

THE PLANNING, INDUSTRIALIZATION AND ICT COMMITTEE PROGRESS REPORT  
ON THE STATEMENT RAISED BY HON. PHILEMON OJUOK REGARDING  
INSTALLATION OF CONTAINERS ALONG OKEYO OJINO STREET

BY

HON. GEORGE OLWAL

CHAIPERSON, PLANNING, INDUSTRIALIZATION AND ICT COMMITTEE

**The Speaker** (Hon. Oraro): Hon. Rashid Miruka.

**Hon. Miruka:** Thank you Mr. Speaker. Pursuant to the provisions of the Kisumu County Assembly Standing Order No. 113 (7), I wish to table today Thursday 21<sup>st</sup> October, 2021, the Kisumu County Environmental Health and Sanitation Bill, 2021. On behalf of Hon. Kenneth Onyango. Thank you.

*(Hon. Miruka lays before the House the Legislative Proposal)*

**The Speaker** (Hon. Oraro): Honourable Members, I wish to acknowledge the receipt of the Kisumu County Environmental Health and Sanitation Bill. I want to direct that it follows the appropriate procedure as per our Standing Orders.

**The Speaker** (Hon. Oraro): Yes, Hon. George Ogutu.

**Hon. Ogutu:** Thank you Mr. Speaker. Pursuant to the provisions of the Kisumu County Assembly Standing Order No. 182 (6), I wish to lay today Thursday 21<sup>st</sup> October, 2021, the Planning, Industrialization and ICT Committee Progress Report on the Statement raised by Hon. Philemon Ojuok regarding Installation of Containers along Okeyo Ojino Street. Thank you.

**The Speaker** (Hon. Oraro): Hon. Members, by the Standing Committee of Planning, Industrialization and ICT laying before this House a Progress Report, let me direct that the House Business Committee consider giving the report time for the Chairperson to present.

Honourable Members, sometimes as a Chair of a Committee, you can stand during Statement time and present a Progress Report. Otherwise, let the House Business Committee consider scheduling time for the Chair or whoever will be responsible to present. Thank you.

**The Speaker** (Hon. Oraro): Next Order!

#### NOTICES OF MOTION

**The Speaker** (Hon. Oraro): Yes Hon. Ogutu

**Hon. Ogutu:** Thank you once again Mr. Speaker. Pursuant to the provisions of the Kisumu County Assembly Standing Orders No. 45 (1), I wish to give a Notice of Motion for the Planning, Industrialization and ICT Progress Report on the Statement raised by Hon. Ojuok regarding Installation of Containers along Okew-Ojino Street. Thank you.

**The Speaker** (Hon. Oraro): Next Order!

#### STATEMENTS

**The Speaker** (Hon. Oraro): It is Statement time Honourable Members.

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

**Hon. Agolla:** Thank you Mr. Speaker. I am on my feet pursuant to Standing Orders No. 41 (2) (d) which reads that the Majority Leader, Minority Leader or the Committee Chairperson or as the case may be or their designee may make a Statement relating to their responsibility in the County Assembly or the activities of a Committee.

Mr. Speaker, we did form a Joint Committee of Roads, Public Works and the Committee on Implementation. Mr. Speaker, I was elected as the Chairperson of that Joint Committee and I want to communicate before you that in the two meetings we have had as a Joint Committee, we have faced quorum challenges. I want to urge Honourable Members that we have slotted for 9<sup>th</sup> November, 2021 to meet the CEC Member. Therefore, the 20 Members of the committee, I want to implore you to kindly attend. We did resolve that we should request them in the Floor of the House to kindly attend that important meeting. It will be awkward inviting a CEC yet Members fail to attend.

Mr. Speaker, this is a very important report that regards Roads' Maintenance Programme in the County Government of Kisumu. Other Members are free to join as friends of the committee "Amicus Curie" so that we dispense with the issue of roads maintenance in Kisumu County. I beg to request. Thank you.

**The Speaker** (Hon. Oraro): Honourable Member, did you say 9<sup>th</sup> of September, 2021?

**Hon. Agolla:** Mr. Speaker Tuesday, 9<sup>th</sup> of November, 2021, I beg your pardon.

**The Speaker** (Hon. Oraro): Thank you. Honourable Members, you have heard and if you know you belong to Hon. Agolla led Committee on the KRB roads, kindly purpose to attend on Tuesday, 9<sup>th</sup> November, 2021.

**The Speaker** (Hon. Oraro): Next Order!

### MOTION

1<sup>ST</sup> READING OF KISUMU COUNTY ENVIRONMENTAL AND SANITATION BILL 2021

BY HON. VONCENT JAGONGO

CHAIRPERSON

HEALTH, HOUSING AND SANITATION COMMITTEE

**The Speaker** (Hon. Oraro): Hon. Jagongo.

**Hon. Jagongo:** Thank you Mr. Speaker. With your indulgence, may I request the Clerk to read the Kisumu County Environmental and Sanitation Bill 2021 for the first time?

**The Speaker** (Hon. Oraro): Yes Clerk

*(Clerk- at -the table reads the Kisumu County Assembly Environmental and Sanitation Bill 2021 for the first time)*

Honourable Members, now that the Kisumu County Environmental and Sanitation Bill 2021 has been read for the first time as per our Standing Orders, I want to commit this Bill to the Standing Committee of Health, Housing and Sanitation to conduct Public Participation, an exercise that will take a maximum of 21 days.

Hon. Members, ensure that you organize yourselves, work on the public participation and bring back the report on the Kisumu County Environmental and Sanitation Bill, 2021 within 21 days and so I direct.

**The Speaker** (Hon. Oraro): Next Order!

## MOTION

### IMPLEMENTATION COMMITTEE REPORT ON IMPLEMENTATION STATUS OF HOUSE RESOLUTIONS PASSED BY THE COUNTY ASSEMBLY OF KISUMU

BY

HON. ERICK AGOLLA

(CHAIRPERSON, SELECT COMMITTEE ON IMPLEMENTATION)

**The Speaker** (Hon. Oraro): Hon. Agolla

**Hon. Agolla:** Thank you Mr. Speaker. Hon. Speaker and Hon. Members, whenever a committee report, statement, petition or any other business is tabled and thereafter adopted by the Assembly, Implementation Committee is mandated to follow up on the implementation of such resolutions by the House. Pursuant to the provision of Standing Order No. 191(2), upon inquiry into the status of the implementation by the Executive, the committee is required to report back to the House on:

- a) Whether or not such resolutions have been implemented, the extent to which they have been implemented; and whether such implementation has taken place within the stipulated time lines; and
- b) Whether or not legislation passed by the County Assembly has been operationalized, the extent to which such operationalization has taken place within the minimum time necessary.

Further to this, Standing Order No. 184 Provides: *“Within sixty days of a resolution of the County Assembly or adoption of a report of a select Committee, the relevant member of the County Executive Committee under whose portfolio the implementation of the resolution falls shall provide a report to the relevant Committee of the County Assembly in accordance with Article 153(4) (b) of the Constitution.”*

## Establishment and Mandate of the Committee

Hon. Speaker, the committee derives its explicit mandate from the Standing Orders No. 191 (2) (3) which provides that: *(1) There shall be a select Committee to be known as the Committee on Implementation comprising the Chairperson and not less than eight and not more than ten other Members. (2) The Committee shall scrutinize the resolutions of the County Assembly (including adopted Committee reports), Petitions and the undertakings given by the County Executive Committee”*

## Composition

The committee as currently constituted comprises of the following Honorable Members and secretariat:

- |                            |   |                  |
|----------------------------|---|------------------|
| 1. Hon. Erick Agolla       | - | Chairperson      |
| 2. Hon. Roy Samo           | - | Vice-chairperson |
| 3. Hon. Aslam Khan         | - | Member           |
| 4. Hon. Philemon Ojuok`    | - | Member           |
| 5. Hon. Maureen Otiang`    | - | Member           |
| 6. Hon. Inviolata Adhiambo | - | Member           |
| 7. Hon. Steve Owiti        | - | Member           |
| 8. Hon. Sally Okudo        | - | Member           |
| 9. Hon. Maurice Ngeta      | - | Member           |
| 10. Hon. Vincent Jagongo-  | - | Member           |
| 11. Hon. Caleb Omoro       | - | Member           |

## Secretariat

The secretariat facilitating the committee comprises of the following:

- |                   |   |                  |
|-------------------|---|------------------|
| 1. Belinder Owino | - | Clerk Assistant  |
| 2. Jacklyn Atieno | - | Hansard Reporter |
| 3. Bill Omondi    | - | Legal Counsel    |
| 4. Rose Baraza    | - | Sergeant-at-Arms |

## ACKNOWLEDGEMENTS

Hon. Speaker, I wish to extend my sincere gratitude to all the Members of the Implementation Committee for their substantial input and valuable contributions during the deliberations, interrogations and the report writing process. Secondly, I am also deeply obliged to the Office of the Speaker and that of the Clerk of the County Assembly and would wish to thank them for the support they accorded the committee during the process of considering this report.

On behalf of the committee may I appreciate the committee's secretariat for the commitment and dedication towards its work? The secretariat ensured that the committee was well assisted and facilitated during the entire process of preparing this report, this has made it possible for this report to find its way to the floor of the House for debate.

Hon. Speaker, It is now my pleasant duty and privilege to humbly present this report to this House for debate and consideration on behalf of the Committee on Implementation.

#### HOUSE RESOLUTIONS PASSED BY THE COUNTY ASSEMBLY

Hon. Speaker, I wish to state that the committee has held a couple of meetings with regards to this matter. On the same note, the committee communicated to various line departments seeking for responses on the attendant issue. However, only two departments have responded positively. This is a worrisome trend from the Executive because county assembly resolutions without implementation will render the legislature to be meaningless. The bottom line is that the County Assembly resolutions are outrightly incomplete without implementation.

Hon. Speaker, on 21<sup>st</sup> of September, 2021, (see annex 2) the committee wrote to the CEC Member for Water, Environment and Natural Resources seeking for implementation status on the resolution of the report that investigated the pollution of Lake Victoria. Three Key Resolutions on that report were:

- i. That the department to submit a zoning plan that guides industrial development within Kisumu City to the Assembly on or before Thursday, 26<sup>th</sup> November, 2021 (This has not been done until to date)
- ii. That all industries within six months from the date of approval of the said report must invest in modern technologies that prevent water pollution recycles solid waste and escalates or institutes stringent internal self-regulation.
- iii. That an industry that fails to implement the above recommendations (1 &2), shall be closed or be relocated to other suitable areas at the owners cost.

Considering the fact that the committee has not yet received any communication from this department, it is evident and the committee presumes that these resolutions by the House have not taken any effect.

Hon. Speaker, as regards the status of COVID-19 Emergency Response Fund, the committee communicated to the department of Health, Housing and Sanitation on 18<sup>th</sup> November, 2021 probing into the following:

- a) If the Kisumu County COVID-19 Response Task force underwent an induction on the Financial Management Training.
- b) Evidence of Monthly Bank Statements detailing the expenditure of the fund

Seemingly, getting response from the department with regard to this matter has also proved to be futile. Same applies to Implementation status of the Community Health Volunteers within Kisumu County.

Hon. Speaker, on the issue of investigation into the procurement of a stand-by automatic generator tender No. CGK/FIN/CP/2018/2019/04, this August House made the following resolutions:

- i. That the Public Procurement Oversight Authority (PPOA) to take up the matter and it was further instructed to regularly investigate the procurement process within the County in order to assist the county comply with the required procedures
- ii. That the Department of Finance and Economic Planning to consider repurposing the Generator for use in institution such as Sub-County Hospitals that lack stand-by generators.
- iii. That testing and inspection of the procured asset to be done to confirm whether it is functional, of the preferred standard and whether there is any potential uptime.

The committee wrote to the County Secretary on 9<sup>th</sup> October, 2021 for response on the implementation status of this report but up to date no response has been availed.

Hon. Speaker, the above are just but a few of the reports/house resolutions that the committee has been looking into. However, the list is very long as illustrated in the table below. It is also worth bearing in mind that reminder letters have been done as well.

The following are the resolutions passed by House and the current status of Implementation:

S/ No	House Resolutions	Date of Adoption	Reference No.	Implementation Status
1.	Agriculture, Livestock & Fisheries Committee report on the mysterious death of Nile Perch Fish in Lake Victoria	16/03/21	CAK/CGK/CS/VOL.VI/21(49) &CAK/CGK/CS/ADM/VO L.VII(09)	No response
2.	Agriculture, Livestock & Fisheries Committee report on the consultative forum, site visits to Maseno ATC & Assessment of the beneficiaries of Livestock Distribution Programme	20/08/20	CAK/CGK/CS/ADM/VOL. VI/05	Responded



3.	Public Works, Roads & Transport Committee report on a benchmarking exercise with the sister committee of County Assembly of Bungoma	04/03/21	CAK/CGK/ADM/VOL.V/20/94	No response
4.	Health, Housing and Sanitation Committee report on the status of Community Health Volunteers(CHVs)	13/10/21	CAK/CGK/CS/ADM/VOL.VII/07 &CAK/CGK/CS/ADM/VOL.VII/08	No response
5.	Report on the Kisumu County Budget Implementation Status for FYs 2019/2020 & 2020/2021	July, 2021	CAK/CGK/CS/ADM/VOL.VII/12S	Only 1 department has responded( <i>Department of Trade, Energy &amp; Industrialization</i> )
6.	Implementation report on the investigation into the procurement of a Standby Automatic Generator	15/09/20	CAK/CGK/CS/ADM/VOL.VI/03 & CAK/CGK/CS/ADM/VOL.VI/92	Not response
7.	Labor and Social Welfare Report on the status of the Community and Health Care Workers and Social Laborers in the Kisumu County Health Facilities	09/09/20		No response from the Health department
8.	Report on the status of Machine Based Programme for Fiscal Years 2019/2020 & 2020/2021	31/03/21	CAK/CGK/CS/ADM/VOL.V/20/90 &CAK/CGK/CS/ADM/VOL.II/10	No response from the department of Public Works, Roads & Transport
9.	Health, Housing and Sanitation Committee report on the status of COVID-19 Emergency Fund	16/09/20	CAK/ADMCGK/CS/CS/8/VOL.V/20/95	No response up to date
10.	Adhoc Committee Report on the recovery of irregular and Multiple	18/03/21	CAK/CGK/CS/ADM/VOL.VII/07	Apparently the committee has not

	Allocation of Public Land in Kisumu County			received any response
11.	Public Works, Roads & Transport Committee report on the status of Kisumu County KRB and CRF Roads Projects inspected for FY 2019/2020	28/04/21	CAK/CGK/CS/ADM/VOL. V/20/95	No response from the Department
12.	Report on Environmental Monitoring & Assessment of Industries operating within Kisumu County but suspected to be pollution hotspots for Lake Victoria	08/09/20	CAK/CGK/CS/ADM/VOL. VI/9/20(07) dated 21 <sup>st</sup> sept, 2021 & CAK/ADM/CGK/CS/8/VOL.V/20/97 dated 5 <sup>th</sup> January, 2021	No reciprocation
13.	ECD, Adult Education and Vocational Training Committee report on the status of Bursaries for FYs 2019/2020 & 2020/2021	02/09/21	CGK/EX.ED/ICT &HRD/42/VOL.2	There was a written commitment on the disbursement of funds for the mentioned FYs

#### RESPONSE REGARDING THE REPORT ON KISUMU COUNTY BUDGET IMPLEMENTATION STATUS FOR FY 2019/2020 AND 2020/2021

Hon. Speaker, as earlier stated, out of the 13 departments only one responded and that is the Department of Trade, Energy and Industrialization. The department stated in its response vid letter Ref: CGK/TEI/2021/VOL 1/001 dated Tuesday, 28<sup>th</sup> September, 2021, (*see annexure 1*) the department alleges to have responded to *resolution No. four (4)* of the report and it shall provide a discrete number of floodlights implemented by them and those that are done by the city of Kisumu. The department further states that during FY 2019/2020 & 2020/2021, it implemented 20 & 26 respectively 15M High Mast Floodlight projects across the county as tabulated below:

Summary of the 15M High Mast Floodlight projects implementation status as per Financial Years in question

## A. FY 2019/20

	Description of Project	No. of Projects	Implementation Status
1	Supply, installation and commissioning of 15m High Mast Floodlights	19	Complete, metered and lighting
		1	Complete pending KPLC connection

## B. FY 2020/21

	Project Description	No. of projects	Implementation Status
2	Supply, installation and commissioning of 15m High Mast Floodlights	2	Construction Phase
		20	Complete, metered and lighting
		4	Complete pending KPLC connection

Detailed 15m High Mast Floodlight Project Status for FY 2019/2020 as at 23<sup>rd</sup> September, 2021

	Project Name	Contract No.	Site Location	Ward	Sub-County	Site Handover date	Implementation Status(23/09/2021)
1	Supply, Installation & commissioning of (2) 15M Highmast Floodlights(Lot 2)	CGK/E&I/F L/2019-2020/022	Riat Market	South West Nyakach	Nyakach	26/04/20	100% complete
			Kolanda Market	Kajulu	Kisumu East	27/04/20	100% complete
2	Supply, Installation & commissioning		Ndori Market	South East Nyakach	Nyakach	24/04/20	90% complete(awaiti

	of (4). 15M Highmast Floodlights(Lot 5)	CGK/E&I/F L/2019-2020/025					ng payment for KP Meter)
			Kodonga Market	South East Nyakach	Nyakach	24/04/20	100% complete
			Derubi Market	South East Nyakach	Nyakach	24/04/20	100% complete
			Riat Market	North Nyakach	Nyakach	24/04/20	100% complete
3	Supply, Installation & commissioning of (4) 15M Highmast Floodlights(Lot 3)	CGK/E&I/F L/2019-2020/023	Meta Meta	Kondele	Kisumu Central	23/04/20	100% Complete
			Magadi Unit	Kondele	Kisumu Central	23/04/20	100% complete
			Gonda Market	Kondele	Kisumu Central	23/04.20	100% complete
			Orongo Junction	West Kisumu	Kisumu West	23/04/20	100% complete
4	Construction of (1) 15 M Floodlight	CGK/E&I/F L/2019-2020/005	Robert Ouko Jnr	Kaloleni/ Shauri Moyo	Kisumu Central	25/05/20	100% complete
5	Construction of (1) 15 M Floodlight	CGK/E&I/F L/2019-2020/006	Arina Community Hall	Kaloleni/Shauri Moyo	Kisumu Central	29/05/20	100% complete
6	Construction of (1) 15 M Floodlight	CGK/E&I/F L/2019-2020/009	Manywanda Market	West Seme	Seme	10/04/20	100% complete
7	Construction of (1) 15 M Floodlight	CGK/E&I/F L/2019-2020/017	Olute Market	North Seme	Seme	-	100% complete
8	Construction of (1) 15 M Floodlight	CGK/E&I/F L/2019-2020/007	Ongalo Market	South West Kisumu	Kisumu West	28/04/20	100% complete

9	Construction of (1) 15 M Floodlight	CGK/E&I/F L/2019- 2020/015	Dago	Nyalenda A	Kisumu Central	-	100% complete
1 0	Construction of (1) 15 M Floodlight	CGK/E&I/F L/2019- 2020/011	Gee Market	West Kisumu	Kisumu West	18/05/20	100% complete
1 1	Construction of (1) 15 M Floodlight	CGK/E&I/F L/2019- 2020/008	Angong`a Market	West Seme	Seme	10/04/20	100% complete
1 2	Construction of (1) 15 M Floodlight	CGK/E&I/F L/2019- 2020/014	Kochieng` Tomato Processing Plant	Kobura	Nyando	13/05/20	100% complete

FY 2020/2021 15 M High Mast Floodlight Project Status as at 23<sup>rd</sup> September, 2021

	Name of Project	Contract Number	Site Location	Ward	Sub-County	Site Handover date	Implementation status (23.09.20)
1	Construction of 1 No. 15m Floodlight	CGK/E&I/FL/2020-21/013	Jujoni Area(Kibao)	Migosi	Kisumu Central	29/01/21	100% complete
2	Construction of 1 No. 15m Floodlight	CGK/E&I/FL/2020-21/014	Western	Nyalenda B	Kisumu Central	04/02/21	100% complete
3	Construction of 1 No. 15m Floodlight	CGK/E&I/FL/2020-21/019	Odiaga	Central Kisumu	Kisumu West	28/01/21	100% complete
4	Construction of 1 No. 15m Floodlight	CGK/E&I/FL/2020-21/022	Miranga Hospital	East Seme	Seme	28/01/21	100% complete

5	Construction of 1 No. 15m Floodlight	CGK/E&I/FL/2020-21/023	Kirindo	West Seme	Seme	28/01/21	100% complete
6	Construction of 1 No. 15m Floodlight	CGK/E&I/FL/2020-21/024	Nyamuoda Market	West Seme	Seme	28/01/21	100% complete
7	Construction of 1 No. 15m Floodlight	CGK/E&I/FL/2020-21/0125	Kopingo Market	North Seme	Seme	26/01/21	100% complete
8	Construction of 1 No. 15m Floodlight	CGK/E&I/FL/2020-21/0126	Kanyamlori	North Nyakach	Nyakach	27/01/21	100% complete
9	Construction of 1 No. 15m Floodlight	CGK/E&I/FL/2020-21/027	Ojienda(Usenge)	Awasi Onjiko	Nyando	08/02/21	100% complete
10	Construction of 1 No. 15m Floodlight	CGK/E&I/FL/2020-21/028	Omuonyolee-Oren	Awasi Onjiko	Nyando	26/01/21	100% complete
11	Construction of 1 No. 15m Floodlight	CGK/E&I/FL/2020-21/029	Kadete	Kabonyo/Kanyagwal	Nyando	29/01/21	100% complete
12	Construction of 1 No. 15m Floodlight	CGK/E&I/FL/2020-21/041	Kameta	Nyalenda A	Kisumu East	08/02/21	
13	Construction of 1 No. 15m Floodlight	CGK/E&I/FL/2020-21/016	Meta Meta	Kondele	Kisumu Central	05/02/21	100% complete
14	Construction of 1 No. 15m Floodlight	CGK/E&I/FL/2020-21/020	RiatHospital	North Kisumu	Kisumu West	05/-2/21	100% complete
15	Construction of 1 No. 15m Floodlight	CGK/E&I/FL/2020-21/021	Ulalo Market	West Kisumu	Kisumu West	05/02/21	100% complete

16	Construction of 1 No. 15m Floodlight	CGK/E&I/FL/2020-21/042	Hekima	Migosi	Kisumu Central	19/02/21	100% complete
17	Construction of 1 No. 15m Floodlight	CGK/E&I/FL/2020-21/032	Kaboyi	Ahero	Nyando	18/02/21	100% complete
18	Construction of 1 No. 15m Floodlight	CGK/E&I/FL/2020-21/017	Whitestone Base	Central Kisumu	Kisumu West	08/04/21	100% complete
19	Construction of 1 No. 15m Floodlight	CGK/E&I/FL/2020-21/040	Bukna/Fourways	Kajulu	Kisumu East	25/03/21	100% complete
20	Construction of 1 No. 15m Floodlight	CGK/E&I/FL/2020-21/018	Riat Market	Central Kisumu	Kisumu West	08/04/21	100% complete
21	Construction of 1 No. 15m Floodlight	CGK/E&I/FL/2020-21/015	Flamingo	Kondele	Kisumu Central	10/05/21	100% complete
22	Construction of 1 No. 15m Floodlight	CGK/E&I/FL/2020-21/050	Jubilee Jumbo	Kobura	Nyando	11/05/21	100% complete
23	Construction of 1 No. 15m Floodlight	CGK/E&I/FL/2020-21/058	Achego Market	Chemelil/Tamu	Muhoroni	07/06/21	100% complete
24	Construction of 1 No. 15m Floodlight	CGK/E&I/FL/2020-21/059	Osiri Market	South West Kisumu	Kisumu West	N/A	100% complete
25	Construction of 1 No. 15m Floodlight	CGK/E&I/FL/2020-21/060	Kopon Market	East Kano wawidhi	Nyando	09/06/21	100% complete
26	Construction of 1 No. 15m Floodlight	CGK/E&I/FL/2020-21/061	Baranding`o Market	North West Kisumu	Kisumu West	N/A	100% complete

## STATUS ON THE IMPLEMENTATION OF THE REPORT ON THE CONSULTATIVE FORUM, SITE VISITS TO MASENO ATC AND ASSESSMENT OF THE BENEFICIARIES OF LIVESTOCK DISTRIBUTION PROGRAMME

Hon. Speaker, this was one of the key issues that the committee was making a follow up as regards the status of implementation. The department of Agriculture, Livestock and Fisheries responded and stated that:

1. Legislative Proposals- The department indicates that nine (9) legislative proposals have been developed by the department but only two passed by the Assembly and 7 are in draft stages. According to their response, the department further alleges that it has constituted a team to develop regulations supporting bills passed by the assembly which include:
  - a) Kisumu County Fisheries and Aquaculture Act, 2019
  - b) Kisumu Crop Act 2019

The same team has also been tasked to review and finalize the draft bills for consideration by the assembly

2. On matters Agricultural Mechanization Services (AMS) the department responded as follows:
  - i. That there is already a draft revolving fund bill for AMS and ATC. The department has constituted a team to fast track the finalization of the draft revolving fund bill for presentation to cabinet and thereafter to the county assembly.
  - ii. The department claims that despite having challenges in accessing funds from tractors maintenance and repairs, the department opted to use a dry rate system in 2021. In this system, the tractors ploughed at a rate of Kshs. 2,500 per acre and 30% of this cost is deposited to CRF account directly by farmers. The remaining 70 % has been used to tractors operators, fuel and some minor tractor maintenance. The revolving fund proposed will go further to support major tractor repairs and maintenance. Using this dry rate system, the department managed to plough over 300 acres during the long rains compared to only 80 acres ploughed in 2020.
  - iii. That there is a deficit of 20 staff members majority being field supervisors and plant operators. Currently most of the plant operators are hired on daily basis.

Hon. Speaker, under Agricultural Training Center (ATC Maseno), the department indicated that there is underperformance of ATC with respect to revenue generation, demonstration farm fund (DFF) and Training and Accommodation (TRAC). This is mainly due to the withdrawal of revolving fund that was formerly (before devolution) used to promote commercial enterprise activities.



Others include:

- i. ATC not able to efficiently offer both residential and non-residential training services. Simple because of the withdrawal of the DFF funds which was previously given to them.
- ii. Procurement of food stuff through suppliers for Training and Accommodation (TRAC) has contributed to decline in revenue collection since it is cumbersome, time consuming and costly.

For the department to curb these glaring gaps, it stated in their response as follows:

- i. The department stated that it has initiated the development of a revolving fund bill that will cover AMS and ATC. Bearing in mind the approval and enactment of the regulations, the financial limitation, procurements and farm activities will be streamlined.
  - ii. Further it affirms that it has initiated the refurbishment of the ATC at a cost of 10,000,000. A contractor has been identified and an award has been issued.
  - iii. With some limited allocation for casuals, it has commenced a vegetable production in the institution.
3. As regards the Periodic Training of farmers on the latest technological development in the sector, recommended quality of animal breeds that are more resistant and adaptable with good production capacity since most common AI services result in poor quality breeds whose survival and productivity are limited, the department responded as follows:

Training of farmers is a continuous exercise that consumes about 70% of the departmental budget. The objective is to build capacity of crop, livestock and fisheries actors through trainings, demos and field days for improved production. The table below gives a breakdown of beneficiary target for 2020/2021 financial year.

Project	Target beneficiaries/Farmers
Kenya Climate Smart Agriculture Project	6,700
Agriculture Sector Development Support Programme	8,720 poultry, fish and cotton actors
Aquaculture Business Development Support Programme	455 fish actors
EU-IDEAS	1000 dairy actors
County Driven Extension Outreach	10,000(All agricultural value chains)

Kisumu County Farmers Toll Free Call Center 0800720969	3,000(All agricultural value chains)
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4. As regards the County Government Fast tracking the operationalization of A.I Plant at Nyangore (Chemelil/Tamu ward for efficient and quality breeding) the department responded as follows:

The Kisumu Dairy Development Centre project Co-funded by European Union and the County Government of Kisumu is at 60% level of completion. It comprises a multiplication and milk processing units that once completed will provide a source of good quality animals that are well adapted to the local environmental conditions.

5. On the matter of establishment of animal feed manufacturing factory to cushion farmers from exorbitant prices in the market the department responded as follows:

Livestock Feeds account for between 60-70% of total cost of production in majority of livestock enterprises. As a government entity, the department roles include:

- i. Creation of an enabling environment for investors in raw materials supplies and feed manufacturing. This entails ease of registration to operate, easy access to credit and other support services, and access to suppliers and buyers.
- ii. Provision of a more effective regulation and monitoring of the activities of all actors dealing with livestock feed-as suppliers, manufacturers and their evolution from one form to the other.
- iii. Support production of local milling and mixing machinery through transfer of knowledge and skills
- iv. Support research, development and policy for local production of raw materials for feed manufacturing

To regulate the feed sector, formulation of a livestock feed policy is at initial stages

6. In respect of Livestock distribution to target groups and cooperative societies for ease of tracking and traceability, the department responded as follows:

Livestock distribution project is one of the flagship project implemented by the department to spur commercialization of dairy industry in Kisumu County. To achieve this objective and develop a healthy and high producing dairy herd for increased productivity, importation of superior genetic breeds has proven to be one of the effective pathways with apparent results. The department continues to work with groups and cooperative societies where they exist because it is only through such socio-economic vehicles that sustainable impact can be realized.

7. On provision of certified veterinary services to farmers for free and the vets be employed and deployed at ward levels for ease of access, the department responded as follows:

The mandate of directorate of veterinary service is to safeguard animal health and welfare, increase animal production and productivity and promote trade in animals and animal products for sustainable food security, food safety and economic prosperity. This is achieved through;

- i. Control of animal diseases and pests
- ii. Regular and targeted surveillance for animal diseases and pests
- iii. Support private sector animal health service providers through research agenda setting, technology transfer and disease control measures
- iv. Enhance animal vaccination coverage to attain optimal levels and uphold effective control of livestock movements at all times
- v. Regulatory services

However due to liberalization and privatization policies, clinical veterinary services were affected by these policy changes

8. As regards construction of feed barns per sub-county to assist in storage of feeds and enhance access during lean periods, the department responded as follows:

Inadequate and poor quality feeds have been identified as key constraints in dairy production. To stabilize production throughout the year, feed conservation has been prioritized. In 2020/21 financial year, the department is constructing hay barn for Kajulu Dairy Cooperative Society. In 2021/22 budget, a provision has been made for two additional barns.

9. On the establishment of coolers supported by power back-up to mitigate on utility costs, below was the response:

The table beneath gives a snapshot of existing cold chain facilities and their status

Sub-county	Name of the beach	Number	Condition
Nyakach	Sangorota	1	Not functional
Nyando	Nduru	1	Operational
	Nyamware	1	Operational
	Ogenya	1	Relocated due to lake Victoria back flow
Kisumu East	Dunga	6	Not functioning
		1	Ice making plant for FY 2020/21

Kisumu West	Ogal	1	Not functional
	Nanga	1	Not functioning
	Kaloka	2	1 is operational
Kisumu Central	Jubilee Market	1	2020/21 budget

Hon. Speaker, concerning the issue of staff deficit, the 3 tables below provide a summary of the staff data, present, deficit and what the department requires

#### Staff Data

S/No	Name	P/No	J/G	Deployment
1.	Obingo Billiard Oduor	2006000456	M	Manager
2.	Dickson Onyango Oranga	20160117064	K	MEO
3.	Richard Opondo Ogutu	1986058918	K	Mechanic
4.	Peter O. Omulo	1988105583	F	Store Keeper
5.	Isaac Ojunga	199110909933	F	Driver
6.	Milton Lwugi	2008142775	F	Plant Operator
7.	Malachi Onyango	2008142610	F	Plant Operator
8.	Esau Koko	1988044517	F	General duties: compound
9.	Raymond Odhiambo	2009051812	F	General duties: registry
10	Samson Odoyo	20170104435	G	Clerical duties

## Present Staff establishment and requirement

Cadre	Current Establishment	No. Required	Deficit	Remarks
Manager	1	1	0	Manager
Workshop Officer	0	1	1	To manage machineries-repair and maintenance
Mechanization Extension Officer	1	1	0	Carry out mechanization extension services
Survey and design officer	0	1	1	To carry out survey and design works
Field Supervisor	0	7	7	One per sub-county
Draughtsman	0	1	1	
Mechanic	1	2	1	Plants mechanic required
Plant operator	2	11	9	Others are casuals
SS	2	2	0	General duties at the station
Accounts Clerk	1	1	0	Revenue collection
Store keeper	1	1	0	
Driver	1	1	0	Transport officers for supervision and repairs

## Priority Requirements-Staff

Order of Priority	Cadre	Remarks
	Plant operators	This will result in responsible operators
2.	Field supervisor	The department`s mandate area is the entire county hence need for field supervisors

3.	Driver	The department has two vehicles with one driver. A lot of field supervision needs to be done
4.	Mechanic	Plants mechanic required

10 As regards the issue of provision of markets to farmers for their value added products, the department responded as follows:

The department stated that Kenya Climate Smart Agriculture Project (KCSAP) project has identified 5 markets from which it collects market price data. The markets are Kibuye, Holo, Ahero, Muhoroni and Katito markets and the raw data can be accessed online <http://amis.co.ke/sitte/market>. This information is accessible to all actors for decision making. Farmers are also able to access market information through the farmers free call center line 08007200969

#### 6.0 COMMITMENT OF THE DISBURSEMENT OF FUNDS FOR FINANCIAL YEARS 2019/2020 AND 2020/2021

Hon. Speaker, the department of Education indicated that it had not received the appropriated funds for the Fiscal Year 2019/2020 for bursaries and scholarships. However, if funds were released from the treasury, the cabinet would engage the County Assembly on the best way of handling the issue considering the fact that the institutions have been closed during most parts of the financial year.

This also applies to funds meant for technical and vocational training centers for the financial year 2018/2019. For financial year 2020/2021, the funds have not been received, however all preparations have been put in place to disburse the same to all the beneficiaries including TVETs immediately the funds are available.

#### CHALLENGES FACED BY THE COMMITTEE

Hon. Speaker, the committee encountered a number of hurdles and frustrations in its quest to follow up on the implementation status of House resolutions by the Executive. Some of the challenges faced by the committee include:

- 1) Not getting responses from the Departments at the Executive and this is the major reason that has made the committee not to report back to the House on time.
- 2) Overstretching in other committees mandates. There is a limit in what needs to be done by Implementation Committee as stipulated in the Standing Orders. The mandate of the committee can sometimes be misconstrued to overstretch into other sectoral committees.
- 3) Site visitation. One of the committee's roles is to conduct project site visits in the entire 35 wards to ascertain the true position as regards the implementation status and countercheck

whether what is on the ground tally with what the departments have documented. This has never been fruitful.

- 4) Lack of reference numbers on the letters forwarded to the Implementation Committee by the Standing Committees for follow-up.

#### FINDINGS AND OBSERVATIONS

Hon. Speaker, the committee made the following findings and observations. They include:

- 1) The committee noted that there is this profound communication disconnect between the County Secretary and the departments. It is either the letters from the County Assembly are not dispatched to the respective line departments or the latter have shown utter sluggishness in implementing the House resolutions and therefore responding becomes strenuous.
- 2) On matters budget implementation, most of the departments have failed terribly to execute development projects and therefore bringing forth their implementation status becomes a challenge.
- 3) The Directorate of Service Delivery Unit under the department of Governance and Administration has failed to engage the County Assembly. They do their Monitoring and Evaluation of the grassroots projects undercover without involving the legislative wing.

#### RECOMMENDATIONS

Hon. Speaker, with the aforementioned setbacks, findings and observations, the committee hereby makes the following recommendations:

- 1) That the County Secretary to appear before the Committee on Implementation to answer to all the issues mentioned with regards to departments non-responsive act on implementation of House resolutions.
- 2) That the Office of the Clerk to dispatch correspondence from the Executive to respective committees on time.
- 3) After an adoption of a report, the sectoral committees should endeavor submitting the recommendations to the Executive and by a copy of this forwarded to the Implementation Committee for future reference. Timelines of a fortnight should be set.
- 4) There is need for effective cooperation between the Executive and the County Assembly. Further the SDU should provide the committee with a detailed list of all the development projects implemented. This will ease the committee's oversight work on matters site visits.
- 5) That all Acts enacted should be operationalized i.e. the CECM should immediately forward regulations to the assembly for approval. Further, Bills should only be passed on needs basis. That means the County Assembly should re-consider amending Sections of already existing Laws rather than enacting news ones.

- 6) Implementation committee to strictly stick to their mandate to shun from conflict of interest. In addition to this, the committee to continue following-up on the rest of the House resolutions without tiring as that is one of their prime mandates.

## CONCLUSION

Hon. Speaker, the County Assembly has been bestowed the powers to make laws by the Constitution. When the county assembly enacts laws and makes resolutions, there is a lot of expectation from the residents of Kisumu County. The public will always stare back at the county assembly whenever these laws or resolutions as adopted by the assembly are not implemented by the Executive. It is the work of the County Executive to implement as the assembly effectively does its oversight role. It is a fact that, county residents strongly believe that whenever, projects are not implemented then Members of County Assembly are sleeping on their jobs.

In conclusion, as we legislate, the assembly must continue to put the Executive to task on matters implementation. If we achieve this then we shall be able to represent the desires of our people. Resources and projects must trickle down to the various wards and villages within the county since this is the spirit of devolution as enshrined in the constitution.

Mr. Speaker and Honourable Members, I want to ask my able Vice Chair Hon. Samo to second.

**The Speaker** (Hon. Oraro): Yes, Hon. Samo

**Hon. Samo:** Mr. Speaker, I stand to second the Report as it has been read by Hon. Agolla. Thank you.

**The Speaker** (Hon. Oraro): Honourable Members, now that a Select Committee Report on the Status House Resolutions passed by the County Assembly of Kisumu has been presented by the Chairperson Hon. Agolla, seconded and as per the Standing Orders, I want to propose a question that the Select Committee on Implementation Report on the Status of House Resolutions passed by the County Assembly of Kisumu as presented by the Chair is open for debate.

**The Speaker** (Hon. Oraro): Yes, Hon. Okiri

**Hon. Okiri:** Mr. Speaker, this is a wonderful report, and I wish it was read back in 2019 because looking keenly at this report, it reflects exactly what this Assembly should be doing hence indicating that we are sleeping on our jobs.

Nevertheless, this Select Committee on implementation should carry out site visits so that they are certain of what they present to the House. Just to mention a few issues highlighted in the report; Mr. Speaker, on page 9 on the report, the issue of floodlights at *Orongo* junction, it is indicated that it is in Kisumu West but it should be in North-west of Kisumu. Still on the same page 9, you can see that we are working on the percentage of work done that is 10%, 15% 80% and the likes, and as a legislator I am advocating for every region within Kisumu County regardless of my area



of representation. Mr. Speaker and Honorable members, I want to refer you to page 10 of the report, on item number 12, *Kameta* Nyalenda, Kisumu East. The handing over date of the site is well put as to have been on 8th of February 2021, but why were they omitting the percentage of work done, and yet the handing over had already been done?

Consequently, Mr. Speaker and honorable members I want to refer you to page 16 of the report, which you can see the columns indicating the cadre, the current establishment, the number of staff needed and the remarks. The item indicates that they needed a storekeeper but when you read the remarks on the same, it doesn't make much sense. Was it an omission or was it that the table had to be filled? I also want to take you to page 7 item number seven, which I want to support with reference to item number 1 on page 17. The Select Committee noted that there was a communication disconnect between the County Secretary and the department. It seems like the communications from the County Assembly aren't dispatched to various line departments hence the responses become challenging without references as on page 7 number 7.

Mr. Speaker, in conclusion, I want to single out a case study in West Kisumu Ward, whereby in the last FY, none out of the 8 projects that were meant to be undertaken in the Health Department's Development plans have been done. Out of the 6 ECD projects that were to be done in my ward, none has been done to date. From that we can say that this Select Committee has done what this House should be doing to elevate this County of Kisumu. Thank you, Mr. Speaker, and I support the report.

**The Speaker** (Hon. Oraro): Yes, Leader of Minority.

**Leader of Minority** (Hon. Oiko): Thank you Mr. Speaker. My records are jumbled up, they were not properly arranged, the office has a problem because of lack of a good stapler, when papers are pinned together when they reach here they are loose again.....

**The Speaker** (Hon. Oraro): Hon. Leader of Minority, I can lend you mine...

**Leader of Minority** (Hon. Oiko): Mr. Speaker, but you similarly require yours because you will be making reference to as I contribute.

**The Speaker** (Hon. Oraro): I believe that you have been furnished with a copy.

**Leader of Minority** (Hon. Oiko): Mr. Speaker, this report is a good one, the Implementation Status of House Resolutions passed by the County Assembly of Kisumu.

Mr. Speaker, when I commence looking from pages seven, eight, nine, ten and page eleven of this report and the literature that is here. The picture portrayed is that the County Executive does not respond adequately to issues flagged by the County Assembly. This calls for a decision to be made as to why they take the County Assembly for granted. Mr. Speaker, when you look at page seven of this report, from numbers one to number twelve. Number one, there was no response. Number

two which is the Department of Agriculture, Livestock and Fisheries. When you also go through this report, the Department of Agriculture, Livestock and Fisheries responded on issues that were raised to them.

Mr. Speaker, the Department of Public Works, Roads and Transport, there was no response and we are all aware what is wrong with that Department.

Mr. Speaker, the Department of Health and Sanitation, similarly, there was no response.

Mr. Speaker, the Department of Trade, Energy and Industrialization is indicated in this report that only one department responded.

Mr. Speaker, investigation into the Procurement of an Automatic Standby Generator. Here there was no response. This was an issue that was raised here that if that Automatic Standby Generator was installed it would assist the County Executive during the time of black-outs.

Mr. Speaker, the Department of Labour and Welfare Report on the Community Health Workers (CHWs). There was no response.

Mr. Speaker, this issue had resurfaced again in the House and it is handling the “*Nyamrerwa*” issue because payment are not done promptly.

Mr. Speaker, the Department of Public Works, Roads and Transport, the Machine-based Programme for the FY 2019/2020, 2020/2021 and 2021/2022. I thought that this should have been FY 2020/2021 when the County initiated the Machine-based Programme. There was no response.

Mr. Speaker, Health and Sanitation report on the Status of COVID-19 Emergency Funds. Again, no responses.

Mr. Speaker, Ad hoc Committee Report on the Recovery of Irregular and Multiple Allocation of Public Land in Kisumu County. This falls in the purview of the Department of Physical Planning, Lands and Urban Development. There was no response. Recently the office decided to burn itself.

Mr. Speaker, As much as we may praise this report, the Select Committee was unable to get adequate responses from the County Executive.

Mr. Speaker, the Department of Public Works, Roads and Transport, a Report on the Status of Kisumu County KRB and CRF Roads Projects for FY 2019/2020. The Department declined to report. This was again committed to the Select Committee of PIC/PAC to interrogate.

Mr. Speaker, you can see how House Committees are unable to work in this Assembly. This is because the County Departments have taken the County Assembly for granted.

Mr. Speaker, another issue Industries Operating within Kisumu County but Suspected to be Polluting Hotspots for Lake Victoria. Again, that there was no response. Mr. Speaker, for this

matter, if the House can recall the pollution of River Nyando along River Nyamasaria and how that issue was handled here. Some of these issues and the resolutions that have been passed by this House are taken by the Department for granted and the House also knows where it stands. This is because the issue of pollution of River Nyamasaria, if it was handled here, what was the outcome and where did we end?

Mr. Speaker, the Status of Bursaries and Scholarships. This has been a thorny issue. When we leave this financial year which is also in abeyance. Mr. Speaker, Bursaries and Scholarships for the last financial year. On Monday I visited the County Executive because a mother had gone to my office to follow-up on the Scholarships. The child had been sent away. The mother was lamenting that the child is being sent away and when she also goes to school, she is equally sent away and this is the remark of the Principal of the School. What is wrong with Kisumu County? When other Counties are paying their Scholarship fees on time. Why does the one for Kisumu County lag behind?

Mr. Speaker, these are the issues that we need to inform the County Executive openly. This is because our people are suffering.

Mr. Speaker, when you look at this report, the picture portrayed is that, the County Executive has taken the County Assembly for granted. That should have been one of the recommendations emanating from the Select Committee. This is because when you look at all these that they have elaborated, them themselves are stating that there are no responses and there is nothing that they could bring back to the Assembly for our consumption.

Mr. Speaker, those are the issues that I wanted to highlight and inform this House that, the House Committee has given us a gloomy picture of their work or engagement with the County Executive. Thank you.

**The Speaker** (Hon. Oraro): Yes, Hon. Miruka.

**Hon. Miruka:** Thank you Mr. Speaker. Foremost, allow me to congratulate this Select Committee on Implementation for a commendable job.

Mr. Speaker, I would not wish that we go page by page as has been done by my fellow colleagues. What I want to reiterate here is that, the very contentious issues and items that the Committee on Implementation had sought to get from the County Executive were never handled. These were the key items that if handled adequately we will know where to place the constituents of Kisumu County...

Mr. Speaker, As I support the team, I also just want to pray but, what is it that we can do which will enable us to be seen that we are really cracking the whip. What will we do so that the County Executive feel that what we need is what brought us here. In conclusion, I want to pray that this time round that, let us handle this thing however late it may be. My colleague said that it is the

year 2021 and the kind of action that we are now taking should have been done as early as during the year 2019.

Mr. Speaker, I am saying that we are not yet late but let us follow the laid down procedures, let us find out if we can summon various officers of the County Executive. The ones that have refused to respond to the letters that they receive from the County Assembly. If they do not respond to this, we would have failed in our oversight work.

Mr. Speaker, I also want to say that the implementation team has really done a good job but, this is not even a half of what was expected from them. I am now challenging you to get to the bottom of every other item that was given to you so that we can conclude and have our citizen satisfied that we are doing the right thing. Mr. Speaker, I support.

**The Speaker** (Hon. Oraro): Yes, proceed Hon. Ogotu.

**Hon. Ogotu:** Thank you Mr. Speaker. I stand to support this report. I have been attracted by the findings of this particular Select Committee. If we can go to page seventeen number one, where this Select Committee stated that there is profound communication disconnect between the County Secretary and the department. It is either that the letters from the County Assembly are not dispatched by the County Secretary to these department on time. The letter has shown utter sluggishness in the implementation of House resolution and therefore responding becomes strenuous. From that recommendation number one, I believe that the Implementation Committee has done a good job. However, at the same time, we have to point this out since we know very well that this House has power which is extended to the Select Committee.

Mr. Speaker, we have the Standing Order which is very strict. When you hit a wall you consult that particular Bible called Standing Order. I believe that the Select Committee could have used the Standing Orders properly with the support from this Assembly and from your chair to nail these personnel so that they can take this Assembly serious.

Mr. Speaker, I can also applaud them because they have touched almost every department and it is about implementation. If you can go through this report page by page, our implementation is not even forty five per cent (45%). It is lower than that. If we do not do implementation, it is our people of Kisumu County who will suffer and it is important that the Select Committee have highlighted this in the report. Therefore, I am also urging Hon. Members to adopt this report so that we can move forward and tell the County Executive that the Assembly has woken up in case they thought that the Assembly is sleeping the way this Select Committee has said. Somehow, some people may say that it is late but I do not think so. We can correct what we have lost for all these years if we up our game and unite in action; I therefore believe that in Kisumu County we can all have a rest.

Mr. Speaker, when the Chairperson of the Select Committee was reading those projects, he failed to mention various projects in my ward which were not implemented. If there is any which was

implemented, then it is at 10-40 per cent done. When you then go to the issue of floodlight at Okano Wach, there was a time when a report was brought to this House; the report indicated that it was 30 per cent done. But, when you go on the ground, you will find out that the contractor went there and dug a very big hole which is also bringing a big problem in my ward since they now want me to go and fill the same hole yet that contractor disappeared just like that.

Mr. Speaker, when it comes to the allocation of Bursaries and Scholarships, it is a thorn in the flesh in this Honourable House. The Bursaries and Scholarships issue has not been resolved effectively the way it should. That is because, if you want to give support to a common person, that support lies with the bursary. The ordinary people of Kisumu County are crying about the bursary. Sometimes it is not right for us to just wish it away because it is going to haunt us when we go back for our campaigns. I believe that this House Committee should have managed this more effectively than the way they have done it in this report.

Mr. Speaker, It is not easy to come up with such a report which is touching on the County Executive the way they have done and I believe if we can have such braveness and boldness in presenting our report then, we can redeem the image of this House. I don't want to talk much but the better part of this is that I support the report. The House Committee has tried and I am seeing a trend whereby Hon. Members and Chairperson of House Committees are becoming bold enough to say it the way it is. Thank you.

**The Speaker** (Hon. Oraro): Yes Chief Whip.

**Chief Whip** (Hon. Misachi): Thank you Mr. Speaker I wish to call the mover to reply.

**The Speaker** (Hon. Oraro): Hon. Agolla.

**Hon. Agolla:** Thank you Mr. Speaker. I want to thank the Hon. Members for their contributions towards the motion that I moved. I want to retariate that indeed there is disconnect in communication between the County Secretary and the CEC. We were to meet the CEC Member for Roads today and the communication that we received yesterday is that she had not received the communication that was channeled through the County Secretary. It is evidence that something should be done and that is why the House Committee recommended that we need to invite the County Secretary to appear before us so that we can deliberate and chat way forward.

Mr. Speaker, with reference to what Hon. Members are saying, I want to refer us to Standing Orders No. 191. If this House doesn't read and understand this Standing Orders which gives this committee mandate;

*'(a) whether or not such decisions and undertakings have been implemented and where implemented, the extent to which they have been implemented; and whether such implementation has taken place within the minimum time necessary; and'*

Mr. Speaker, one of the mandate of the Implementation Committee is to enact the Status of implementation of Motions, Bills and Development Projects. If we adopt this report at this point and time; the Standing Orders is very clear that Sectoral Committees has to now take back the responsibilities. That is what is in the law after the adoption of this kind of report, the Standing Committee of Education must take up its responsibility of Bursary and Scholarship Fund, the Standing Committee of Public Works, Roads and Transport must take up the responsibilities on the issues to do with roads and not Implementation Committee.

Mr. Speaker, in our conclusion we said that there are so many things that we have not submitted as once. So we have a lot to do and Members must read the Standing Orders properly that gives this committee mandate because in our report we have indicated that other committees are running away from their responsibilities. We have the courage to undertake what we should do as a Select Committee but, I want to plead with us that after the adoption of the report, let the Sectoral Committees take their responsibilities because we have an Act as we continue bringing more findings. Thank you.

**The Speaker** (Hon. Oraro): Hon. Members now that the Select Committee on Implementation has presented their report on the Implementation Status of House Resolutions Passed by the County Assembly of Kisumu, seconded and debated; I therefore want to put a question on the adoption of the same.

*(Question put and agreed to)*

**The Speaker** (Hon. Oraro): The Implementation Committee report on Status of House Resolutions Passed by the County Assembly of Kisumu has been adopted today 21<sup>st</sup> October 2021 at 1602 hours. Hon. Members, I direct that the recommendations therein be implemented including the invitation of the County Secretary to appear before the Select Committee alongside the other Departmental Heads who never submitted their Implementation Status.

**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, 26<sup>th</sup> October 2021 at 2.30 p.m.

*(House rose at 4.07 p.m.)*

*Addendum*

**Hansard Team**

<i>Zablon Otiende</i>	-	<i>Senior Hansard Report</i>
<i>Edward Odanga</i>	-	<i>Reporter</i>
<i>Fanuel Okode</i>	-	<i>Reporter</i>
<i>Patrick Okoyo</i>	-	<i>Reporter</i>
<i>Jesca Otieno</i>	-	<i>Reporter</i>
<i>Jacklyne Otieno</i>	-	<i>Reporter</i>
<i>Valerie Achieng</i>	-	<i>Reporter</i>