

## COUNTY GOVERNMENT OF KISUMU



### COUNTY ASSEMBLY OF KISUMU

### **THE HANSARD**

*Official Report*

### SECOND ASSEMBLY – FIFTH SESSION

Tuesday, 16<sup>th</sup> November, 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): Madam Clerk, please 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, welcome to this session. I want to remind Members that we did make communication here before that we shall be having the State of the County Address by the Governor on 2<sup>nd</sup> December, 2021 and the contact person from the Assembly is Mr. Dennis Onyango. If you have anything to share on the same event, please see the said officer.

Secondly, I also want to communicate that, in the gallery are some of our staff that came on board recently. They are all from the Department of Serjeant -at- Arms. We have Madam Faith Judith who is the Senior Serjeant -at- Arm, Madam Judith Akoth who is a Commissioner and Madam Olga Owano who was redeployed to that department as Commissioner. We also have Mr.

Hezekiah Awinda as the Serjeant -at- Arm. They will soon be joining us in the Chambers. Kindly, accord them necessary support. Thank you.

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

**PAPER LAID**

THE BUDGET AND APPROPRIATIONS COMMITTEE REPORT ON ITS  
CONSIDERATION ON KISUMU COUNTY EMERGENCY OPERATIONS PLAN

BY

HON. ASLAM KHAN

VICE CHAIRPERSON, BUDGET AND APPROPRIATIONS COMMITTEE

**The Speaker** (Hon. Oraro): Hon. Aslam Khan.

**Hon. Khan:** Thank you Mr. Speaker. Pursuant to the provisions of the County Assembly Standing Order No. 182 (6), and on behalf of the Chairperson, Hon. Steve Owiti, I wish to lay today Tuesday 16<sup>th</sup> November, 2021, Budget and Appropriations Committee report on its consideration on Kisumu County Emergency Operations Plan. Thank you.

*(Hon. Khan tables the report before the House for considerations)*

**The Speaker** (Hon. Oraro): Honourable Members, I confirm the receipt of the Budget and Appropriations Committee report on its consideration on Kisumu County Emergency Operations Plan. I do hereby commit this report to the House Business Committee for purposes of scheduling it for debate.

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

**NOTICE OF MOTION**

THE BUDGET AND APPROPRIATIONS COMMITTEE REPORT ON ITS  
CONSIDERATION ON KISUMU COUNTY EMERGENCY OPERATIONS PLAN

BY

HON. ASLAM KHAN

VICE CHAIRPERSON, BUDGET AND APPROPRIATIONS COMMITTEE

**The Speaker** (Hon. Oraro): Hon. Aslam Khan.

**Hon. Khan:** Thank you Mr. Speaker. Pursuant to the provisions of the County Assembly Standing Order No. 45 (1), I wish to give a Notice of Motion on Budget and Appropriations Committee

report on its consideration on Kisumu County Emergency Operations Plan on behalf of Hon. Steve Owiti. Thank you.

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

### STATEMENT

**The Speaker** (Hon. Oraro): Hon. Maureen Otiang.

**Hon. Otiang'**: Thank you Mr. Speaker. Pursuant to the provision of County Assembly Standing Order No. 41 (1) (b), I wish to seek a Statement from the Chairperson, Tourism, Arts and Sports Committee.

Aware that in the Financial Year 2020/2021, the County Assembly approved the Budget Estimates under Ward based projects where Chemelil/Tamu Ward made a provision of Kshs. 1.5 million for the Purchase of Sports Gears as a way of promoting sports, physical fitness, mental health and constructive social abilities. Subsequently, sporting activities enhance integration and cohesion among the youths.

Mr. Speaker, we are in the second quarter of this Financial Year and the department has not distributed these sporting equipments. It is against this backdrop that I seek a Statement from the Chairperson, Sports, Culture and Tourism to interrogate and report back to this House on the following:

- 1) Why has the department not dispatched the equipment which were budgeted for and purchased in the FY 2020/2021?
- 2) When is the department planning to do so?

Thank you Mr. Speaker.

**The Speaker** (Hon. Oraro): Thank you Hon. Maureen Otiang'. I believe that that statement goes along with what was to be done by the Select Committee on Implementation on the Status of the Implementation of the Budget of FY 2020/2021. Nevertheless, I want to confirm that I have received a copy of the statement and that it has been signed by Hon. Maureen Otiang'. I direct the Standing Committee of Children, Culture, Arts and Sports to look into this matter and report back to this House within 14 days which will be precisely on 30<sup>th</sup> November 2021 because it is quite a straight forward statement.

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

### MOTION:

MOTION FOR CONSIDERATION OF THE EXTENSION OF COUNTY ASSEMBLY  
CALENDAR UNTIL WEDNESDAY 8<sup>TH</sup> DECEMBER, 2021

BY;

THE LEADER OF MAJORITY, HON. KENNETH ONYANGO

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

**The Leader of Majority** (Hon. Onyango): Thank you Mr. Speaker. Aware that pursuant to the Kisumu County Assembly Standing Order No. 25, which provides that regular sessions of the assembly except for the sessions commencing immediately after general election. The regular sessions shall commence on the 2<sup>nd</sup> Tuesday of February, and terminate on the first Thursday of December.

Mr. Speaker, further aware that pursuant to the Kisumu County Assembly Standing order No. 26 (3), which provides that on a day when the County Assembly is scheduled to adjourn to a day other than the next normal sitting day in accordance with the County Assembly calendar, the Leader of the Majority Party, or a Leader of a Minority Party, or any other member of the County Assembly Business Committee, shall move a Motion of Adjournment which shall be debated for not more than 3 hours. After which the County Assembly shall adjourn without a question put.

Further, pursuant to the Gazette Notice No. 2342 of March 2021, in which the Assembly gazetted its Annual Calendar, which was a Resolution of the House that the Assembly was to commence on Tuesday February 2021 and end on Thursday 2<sup>nd</sup> December 2021.

Mr. Speaker, deeply concerned that the Governor of Kisumu County has scheduled a State of the County Address on Thursday 2<sup>nd</sup> December 2021. Pursuant to the provision of the Kisumu County Assembly Standing Orders No. 22 (5) which states that; “*A member may give notice of motion: That, the thanks of the County Assembly be recorded for the exposition of the public policy contained in the Address of the Governor; but debate on the motion shall not exceed four sitting days*”. Mr. Speaker, this Assembly therefore resolves for urgency for Extension of the County Assembly Calendar until Wednesday 08<sup>th</sup> December, 2021 at 2:30 PM.

MR. Speaker, we were scheduled to adjourn on Thursday 01<sup>st</sup> of December, 2021. However, the Governor has scheduled the State of the County Address on Thursday, 2<sup>nd</sup> December, 2021 which coincides more or less with the time that the Assembly is supposed to adjourn as per the Gazette Notice of 12<sup>th</sup> March, 2021.

Mr. Speaker, given the provision of the Kisumu County Assembly Standing Order No. 22 part (5), which provides that once the Governor has given the State of the County Address and the Assembly, shall debate the motion for four sitting days or rather for days that shall not exceed four sitting days.

Mr. Speaker, it is therefore imperative that we seek for Extension for the day that this Assembly shall adjourn which is not the one that was contained in the Gazette Notice of 12<sup>th</sup> March, 2021(No.

2342). I therefore plead with the House that we adjourn on Wednesday, 8<sup>th</sup> December, 2021 so that the Assembly may have time to debate the Governor State of the County Address. I request the Hon. Aslam Khan to second that motion, thank you.

**The Speaker** (Hon. Oraro): Hon. Aslam Khan.

**Hon. Khan:** Thank you very much Mr. Speaker Sir, I rise to second the motion as mentioned by the Leader of Majority and the reasons which he has stated.

**The Speaker** (Hon. Oraro): Hon. Members, The Leader of Majority has moved a Motion of altering the Calendar of the Assembly so that the adjournment is on Wednesday, 8<sup>th</sup> of December, 2021; seconded by Hon. Aslam Khan and as per our Standing Order, I want to propose a question.

THAT the motion for adjournment from Thursday, 02<sup>nd</sup> to Wednesday, 08<sup>th</sup> December, 2021 is open for debate.

**The Speaker** (Hon. Oraro): Yes Hon. Gard Olima.

**Hon. Olima:** Thank you Mr. Speaker. The motion has been moved by the Leader of Majority. However, looking at the mood of the House, I call upon the mover to reply.

**The Speaker** (Hon. Oraro): Yes, Hon. Leader of Majority. I have not seen anybody what Hon. Gard has said, he has been on the forefront in challenging people when they call upon the mover to reply before he talks but this time round I have seen that he has called the Leader of Majority but am not seeing anybody contesting so Leader of Majority, the floor is yours.

**The Speaker** (Hon. Oraro): What is it Hon. Vitalis?

**The Leader of Majority** (Hon. Onyango): Thank you Mr. Speaker, looking at the mood of the House I beg that the adoption question be put.

**The Speaker** (Hon. Oraro): Hon. Members the motion that has been moved by the Leader of Majority pursuant to the provisions of Standing Order No.25. It is about the regular sessions of the County Assembly and part one states that;

(i) “except for the session commencing immediately after the general election the regular session of the county assembly shall commence on the second Tuesday of February and terminates on the first Thursday of December, and;

Hon. Members part two states that;

(ii) despite paragraph one the County assembly may by resolution alter the dates specified by paragraph one in respect to a particular session.

In that regard, it will now compel me to put a question, if it was not cited in Standing Order No. 26, I would not have had to put a question.

*(Question put and agreed to)*

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

### ADJOURNMENT

**The Speaker** (Hon. Oraro): There being no any other business to transact the House stands adjourned to Wednesday, 17<sup>th</sup> November 2021 at 9.00 am.

*(House rose at 3.15 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>