

## COUNTY GOVERNMENT OF KISUMU



### COUNTY ASSEMBLY OF KISUMU

#### **THE HANSARD**

#### SECOND ASSEMBLY – FIFTH SESSION

Wednesday, 25<sup>th</sup> August, 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): Honourable Members, welcome to this session. Mr. Clerk take us through the Order Paper of today.

#### **COMMUNICATION FROM THE CHAIR**

**The Speaker** (Hon. Oraro): Honourable Members, I just want to remind you of the Ministry of Health Protocols on Covid 19. Put on your masks to cover both your mouth and nose. Use a sanitized microphone. I also wish to communicate to you that I met the Assembly Administration and we have set 3<sup>rd</sup> September, 2021 as the day for Launching the Kisumu County Assembly Strategic Plan, 2020-2024. It has seriously delayed because of Covid-19. The venue will be communicated. We shall have you as the guests and a few members of the public.

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

#### **STATEMENTS**

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

**Hon. Muga:** Thank you Mr. Speaker. Pursuant to the provision of the Kisumu County Assembly Standing Order No. 41 (2) (b), I wish to request for a Statement from the Chairperson, Planning, Industrialization and ICT Committee. It has come to my attention that the whole of Kisumu Boys High School Perimeter wall was brought down in the night of on Tuesday 24<sup>th</sup> August, 2021. This wall was erected for the safety of the staff and students. Mr. Speaker, I would wish the Chair to probe the concerns, inquire and interrogate and report back to this House on;

1. Who was responsible for these demolitions?
2. Was the notice given before these demolitions?

Mr. Speaker, the school currently has 2046 students. The total number of that newly Form admitted Form Ones, 559 with a total of 379 of the form one students who joined there are from Kisumu County. It is my fear that disruptions of students as young as these ones at say 11pm when they are sound asleep due to some arrogance from others, might cause harm to them. It is on the same that I bring this statement before the House, if you allow for it to be debated upon so that we can find a way of helping in improving matters of security in school.

Secondly, if it is possible to have temporary perimeter fences erected despite the schools being under the national government. When I visited in the school today, the students could stand on chairs to peep on what was happening on the roads. Therefore, with the construction of a temporary fences, this will keep the students secure and ease their distraction from outsiders, thank you.

**The Speaker** (Hon. Oraro): Hon. Members, is the Chairperson of the Standing Committee of Planning around? I have noticed Hon. Ogutu, maybe you can tell us whether the chairperson is available or not.

**Hon. Ogutu:** Mr. Speaker, we urge our members that they should bring factual statements whenever they do so. When we heard about this incident, the Vice-chairperson and I went to the City Manager to inquire on the same and we were told that this particular wall wasn't brought down but collapsed.

Mr. Speaker, if a wall collapsed therefore, it should be treated as an emergency hence we should sit down as a county and see the way forward because we know the plight of this particular case. However, if it is alleged that the wall was brought down, then the person who brought the statement should indicate the registration number of vehicles or caterpillars that brought the wall down because according to our knowledge, this wall in question collapsed. I urge the Hon. Member who brought this motion to see to it that we find a chance to have a sit down as a county, with the City Manager in order to find a way forward that would help ensure the security of these young individuals. Mr. Speaker, because this matter has been committed to this Standing Committee, we are up to the task. We will investigate and even invite the person who brought this Statement to shed light on the matter. Thank you Mr. Speaker.

**The Speaker** (Hon. Oraro): Hon. Ogutu, I gave you time because I had asked for the Chair. I thought you would tell us where the Chair is but I am aware you are a Member of the Committee. So, probably you are standing in for the Chair.

But the questions were very clear; who was responsible for the demolitions and was there a notice given prior to the demolitions? When you were replying you stated that the wall collapsed; so Hon Muga I don't know if you are satisfied with the reply of Hon. Ogutu?

**Hon. Muga:** Thank you Mr. Speaker. I am not satisfied with the reply. He is saying the wall collapsed. Was he there when the wall was collapsing? I am a Board Member in Kisumu Boys; I have a number of students there.

The reason as to why I sought for this Statement before the House is because it needs a lot of investigation. I believe by the time they will be doing their investigations, it is the time they will know the cause.

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

**Hon. Ogutu:** Thank you once again Mr. Speaker. I believe that I was very clear in my Statement. When something happens, we first get a preliminary reports. When we heard of the incident, we walked to the City Manager's office with my Chair.

Our preliminary investigation on this matter revealed that this wall collapsed. I believe it is the correct position we can give this Hon. House at this moment. But if it is decided that we do further investigations, then as a House Committee we are ready. If at all; it was demolished, then we will get the true position of things. But, the first thing is that our preliminary investigation found out that the wall caved in automatically. Nobody used anything for its demolition. Mr. Speaker, I believe that that is what I said.

Mr. Speaker, I also believe that the Hon. Member who brought this particular Statement was not there when this incident was happening. So, if you allow us, we are ready to do the task and if directed from your chair, we will swing into action, thank you Mr. Speaker.

**The Speaker** (Hon. Oraro): Hon. Chair, do you have something to say? Thank you, what I direct is that this is a straight matter because the questions are so direct that we do not need to guarantee much time.

I am therefore directing that within one week. Today is Wednesday 25<sup>th</sup> August 2021, next week on Wednesday 01st September, 2021, the Chairperson Planning Industrialization and ICT Committee, you will have to bring us a report on the Statement sought by Hon. Lynette Muga. That is because it looks like the Hon. Member who was representing you is saying you have done some preliminary investigations but, it seems the member is not satisfied.

In order to be fair to the owner of the Statement and to the Committee, let us give them one week so that they conduct further investigation on the matter as to whether it did collapse, or brought down.

The question is that if it was brought down, was there notice for the same. I believe that it is a straight forward answer; that is yes, it was brought down and here is the notice or it was not brought down, so, it means there is no notice. That should happen on Wednesday next week.

Hon. Lynette, I have already directed.

**Hon. Muga:** Thank you very much Mr. Speaker sir, I just want to put it to the whole world that any well-wisher who has any student at heart may as soon as possible come to the rescue of these young students. This is because, that place is open and we have; goons, thieves and even mad men and women who can easily access to the precincts of the school. Thank you sir.

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

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

### MOTION

PIC AND PAC COMMITTEE REPORT ON THE CONSIDERATION OF AUDITOR  
GENERAL REPORT ON THE FINANCIAL STATEMENT OF THE COUNTY EXECUTIVE  
OF KISUMU FOR THE FY 2017/2018

BY

HON. MAURINE OTYANG’.

**The Speaker** (Hon. Oraro): Hon. Maurine Otiang’. (*Silence*) Vice chairperson PIC and PAC Committee. Hon. Members it is a concern to me that I am not able to trace almost the entire Membership of PIC/PAC Committee. What is happening? Hon. Beatrice Pamela, Hon. Seth Okumu and Hon. Nancy Owiti what is happening?

**Hon. Pst. Arao:** Mr. Speaker those are the minority and the majority are somewhere doing something.

**The Speaker** (Hon. Oraro): Hon. Members, I have just read the names of the membership as per the report that is here. I have done that because I am worried about this report. Last time the Chairperson promised me that it will be sorted out and presented. Maybe Hon. Beatrice Pamela and Hon. Nancy Owiti can tell us anything.

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

**Hon. Otura:** Thank you Mr. Speaker. I believe that under Standing Orders No. 89 this is a fact that once a report is in the House and there is a Member. She can read the report because it is upon the Hon. Members to debate on it.

**The Speaker** (Hon. Oraro): Hon. Otura, I want to rule you out of order. The presentation of the report is the responsibility of the Chairperson but the Chairperson can delegate to someone and whenever that person stands he/she will say that I have been directed or requested by the Chairperson. If the Speaker so wishes then, the member will be allowed to proceed. It looks like the mover of the motion is not there. We will have to sit as House Business committee and advice as appropriate. Thank you.

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

### ADJOURNMENT

**The Speaker** (Hon. Oraro): There being no any other business, the House stands adjourned to 26<sup>th</sup> August 2021 at 2.30 p.m.

*(House rose at 2.56 p.m.)*

**Addendum**

**The Hansard Team**

*Zablon Otiende – Senior Hansard Reporter*

*Edward Odanga – Hansard Reporter*

*Fanuel Okode – Hansard Reporter*

*Patrick Okoyo – Hansard Reporter*

*Jacklyne Otieno – Hansard Reporter*

*Denis Onyango – Hansard Reporter*

*Jesca Otieno – Hansard Reporter*