

COUNTY GOVERNMENT OF KISUMU



COUNTY ASSEMBLY OF KISUMU

THE HANSARD

Official Report

SECOND ASSEMBLY – FIFTH SESSION

Wednesday, 17th 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): Good afternoon Hon. Members, I want to request under Standing Order No. 32 (2) that the Serjeant-at-Arms rings the quorum bell for five minutes.

(Quorum bell rung for five minutes)

The Speaker (Hon. Oraro): Hon. Members, since we have not achieved the required numbers, I want to request that pursuant to the provisions of Standing Order No. 32 (2) that the Serjeant-at-Arms to ring the quorum bell for further five minutes.

(Quorum bell rung for five minutes)

The Speaker (Hon. Oraro): The Minority Whip, can you please confirm if we have quorum.

Hon. Ageng'o: Thank you Mr. Speaker. We have the quorum.

The Speaker (Hon. Oraro): Thank you. Mr. 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 had requested earlier that we have got some businesses that are very critical. I want to indulge Members that we try to avail ourselves so that we clear them at the earliest opportune time. It is going to be tricky when it comes to quorum in the coming days. House Committees that have critical pending reports, please forward these reports to the Liaison Committee for further submission to the House Business Committee for scheduling them for debate. We shall share the pending works in our WhatsApp platform. Thank you.

The Speaker (Hon. Oraro): Next order!

STATEMENT

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

Hon. Otiang’: Thank you Mr. Speaker. I am a bit disturbed for the last five months. I have been forced to carry my toiletries to the Assembly. I don’t know why we cannot get enough sanitary papers in the Assembly. Today, a member asked me if I was carrying a toilet paper in my bag. Let something be done. Thank you.

The Speaker (Hon. Oraro): Honourable Member, have you talked to the Welfare Committee Chairperson?

Hon. Otiang’: Yes and severally, and she said that she had reported and nothing has been done. That is why I am bringing it to the attention of the House.

The Speaker (Hon. Oraro): Noted. I will follow up.

The Speaker (Hon. Oraro): Next order!

MOTION

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

BY

HON. STEVE OWITI

CHAIRPERSON, BUDGET AND APPROPRIATIONS COMMITTEE

The Speaker (Hon. Oraro): Yes, Hon. Aslam Khan.

Hon. Khan: Thank you Mr. Speaker. Allow me to present this report on behalf of the Chairperson.

The Speaker (Hon. Oraro): Proceed.

Hon. Khan: Mr. Speaker sir and Hon Members of the Second Assembly. The Kisumu County Emergency Operation Plan (KCEOP), was committed to my Committee in accordance to Standing Order No. 189 of the Kisumu County Assembly. This follows its laying in the House on 6th October, 2021.

The KCEOP is established Pursuant to the National Emergency Response Plan (NERP) 2020. The NERP is the master plan and cornerstone for all emergency response planning and activities in Kenya and is supported by county-level plans that provide a further layer of more detailed and locally contextualized information.

The Kisumu County Emergency Operation Plan (KCEOP) sets out the emergency preparedness and response arrangements for the county, including the process for coordination of relevant stakeholders. These stakeholders include county, sub-county and ward decision-makers and officials, emergency first responders, local NGOs, the private sector, and community members.

It also adopts the guiding principles for Emergency Preparedness and Response (EP&R) set out in the 2017 National Disaster Risk Management Policy

Objectives of the County Emergency Operation Plan

- i. Establishes a comprehensive multi-agency, multi-jurisdictional and an all-hazards framework for the effective management of emergency response in the county. This includes associated preparedness activities essential to enable an effective response to be made, such as the preparation of plans, undertaking of training, and conduct of drills and simulations.
- ii. Establishes a resilient system of multiagency coordination and incident command that can be applied at the county and sub-county level.
- iii. Defines key roles and responsibilities for emergency management functions, establishing the conditions under which responders from different levels of government and private or external partners are mobilised, and providing a description of the organisational concepts and structures used to coordinate actions of response stakeholders at the county and sub-county level.
- iv. Provides a set of preparedness concepts and principles that can be applied in responding to any hazard and at any level, supported by common operating protocols, operational priorities, and general strategies for ensuring interoperability and effective information management.
- v. Establishes standardised resource management procedures that enable coordination among different jurisdictions or organisations.

- vi. Ensures a scalable approach, so it may be used for all emergency incidents (*from routine day-to-day emergencies to large scale countywide disaster events*); and
- vii. Ensures a dynamic system that promotes the coordination of different institutional and sectoral response partners and maintenance of effective plans.

Key Principles Guiding County Emergency Operation Plan

- i. This CEOP will be guided by the Constitution of Kenya.
- ii. This CEOP will also be guided by Humanitarian principles and the Bill of Rights.
- iii. The CEOP will support a multi-disciplinary and multi-sectoral approach. Disasters cut across disciplines and sectors, therefore, the county government will promote adoption of an inclusive multi-disciplinary and multi-sectoral approach.
- iv. The CEOP recognizes that Disaster Risk Management (DRM) is a sustainable development issue which requires a coordinated and collaborative approach in addressing social, economic, and environmental goals, and fundamentally involves supporting communities in understanding and managing the hazards and disasters affecting them.
- v. The CEOP puts in place a strong governance framework with clear policies to support requirements of legislation and accountability and recognizing institutional and organizational arrangements and connections across and within levels of government, sectors, and communities.
- vi. The CEOP applies to responses to all hazards and includes actions for emergency preparedness, ensuring that all responders have made appropriate plans and undertaken training drills and exercises to test them.
- vii. The CEOP should be taken into consideration during county planning and budgetary processes and included in County Integrated Development Plans and community development plans, is essential in enhancing sustainable national development.
- viii. The CEOP recognizes the need to conduct risk assessment for specific hazards to inform on decisions relating to prevention, response and early recovery, and adoption of regulatory and incentive-based disaster risk management instruments.
- ix. The CEOP and associated incident command system (ICS) promotes and creates, public, private and community partnerships for DRM.
- x. The CEOP empowers communities to address their risks, building capacities, knowledge (traditional and scientific), and implementing disaster risk management strategies.
- xi. The CEOP recognizes gender-mainstreaming as a core factor in DRM

THE COMPOSITION AND MANDATE OF THE KISUMU COUNTY BUDGET AND APPROPRIATIONS COMMITTEE.

The Committee as currently constituted comprises of the following Hon Members;

Committee Members

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

Secretariat

- | | | |
|-------------------|---|------------------------|
| 1. Peter Anditi | - | Senior Clerk Assistant |
| 2. Isaac Omollo | - | Committee Clerk |
| 3. Zablon Otiende | - | Hansard |
| 4. William Ogada | - | Serjeant-at-Arms |
| 5. Bill Omondi | - | Legal Counsel |

Mandate of the Committee

The County Budget and Appropriation derives its mandate from the provision of County Assembly Standing Orders No 189 (3) which states as follows;

- (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 programs with direct budget outlays.

COMMITTEE MEETINGS

The Committee held five meetings deliberating on the document.

ACKNOWLEDGEMENT

The Committee would like to take this opportunity to applaud the Office of the Speaker and that of the Clerk for the invaluable support accorded to us by offering a conducive atmosphere for conducting our report writing and slotting the Committee adequate time to deliberate on this document. Indeed my Committee was honored to be part of the general oversight Committee that went to Nairobi starting from 21st October, 2021 to 26th October, 2021 for report writing.

Further, the Committee would wish to convey gratitude to its Members who took time out of their busy schedule to honor committee sittings and offered valuable input on this report.

Finally, the Technical staff who worked tirelessly to ensure that all logistics were put in place and the report is effectively produced.

The Committee during its sittings adhered to the MOH Protocols on COVID-19 Containment.

Thank you.

LEGAL FRAMEWORK UNDERPINNING THE PREPARATION OF THE KISUMU COUNTY EMERGENCY OPERATION PLAN

Mr. Speaker Sir and Hon Members. The Committee was guided by the Provisions of Article 42 and 186 (2) the Forth Schedule of the Constitution of Kenya 2010, Section 104 (J) of the PFM Act, 2012, National Disaster Risk Management Policy, 2017, Section 5(2 C) and 8 (1) of the County Government Act, 2012 and Standing Orders No. 189 of the Kisumu County Assembly to ensure that the proposed Kisumu County Emergency Operation Plan met the required legal threshold.

It is also important to note that the Constitution of Kenya, 2010 gives County Governments and National Governments Shared Responsibility during Emergency Preparedness and Planning.

ANALYSIS OF THE COUNTY EMERGENCY OPERATION PLAN (CEOP) SCOPE OF THE CEOP

Mr. Speaker Sir and Hon. Members. The scope of the CEOP, as an operational document, is to set out the overarching framework and operational structures for the management of EP&R, including the emergency response structures that can be applied to all emergencies within the

county. The principles, emergency response functions, and command and management structures set out in the CEOP are entirely consistent with national arrangements set out in the NERP. This ensures an effective response to any disaster, enabling all available responders and resources from the public, private and voluntary sectors to be harnessed and to work together seamlessly.

The CEOP provides guidance on key response functions in and sets out the lead or supporting responder in one of six generic areas;

- a) Rescue and Environment
- b) Security
- c) Health
- d) Humanitarian Services
- e) Essential Infrastructure and Services
- f) Emergency Management

STRUCTURE OF THE CEOP

Mr. Speaker Sir and Hon. Members, The CEOP is structured in two main parts. The main body of the CEOP sets out a general overview of the responsibilities of the County government and provides guidance on emergency preparedness and response. This includes identification of lead National and County Government Departments for key emergency response functions within the county, and the government and non-government departments and organizations that play key supporting roles. The main body of the CEOP also sets out the Incident Command System (ICS) that will be adopted in the county, ensuring effective coordination between all levels of response, including sub-county and national levels.

The second part of the CEOP sets out annexes containing the Standard Operating Procedures (SOPs), checklists, and other local information. This county specific information is designed to enable county staff, CDRMC members, and local stakeholders to better plan for, and respond to, any emergencies arising in the county.

MAINTENANCE AND UPDATING OF THE CEOP

Mr. Speaker Sir and Hon. Members , The CEOP will be reviewed on a biennial (two-yearly) basis to incorporate lessons learnt and good practices identified. As part of this biennial (two-yearly) review, the CDRMC will consider feedback from major training exercises or emergencies that have occurred in the previous year, along with information relating to any subsequent after-action reviews and recommendations. Any proposed amendments or updates to the main body of the CEOP arising from a biennial (two-yearly) review should be agreed by the CDRMC, approved by the County Executive Committee and submitted to the County Assembly.

Where amendments are made to national legislation or guidance that have a direct impact on CEOP, updated text will be issued for insertion in all CEOPs by the Principal Secretary (PS) for the time being responsible for Disaster Risk Management. These amendments should be incorporated as soon as possible after receipt, and the Chair of CDRMC is responsible for ensuring that the CDRMC members and impacted stakeholders are informed of the changes.

CEOP Annexes should be viewed as living documents and updated regularly to reflect any changes at the county or sub-county level as and when required. The Chair of the CDRMC may approve in year updates or amendments to CEOP local annexes, which should be consulted upon with CDRMC members and any other local stakeholders before being added to the CEOP.

Any changes to main body CEOP text arising from the issue of new national guidance, and any changes or additions to CEOP annexes, should be brought to the attention of the county Assembly as part of the annual CEOP review and reporting process.

COUNTY EMERGENCY PREPAREDNESS AND OPERATIONAL PLANNING

Mr. Speaker Sir and Hon. Members. The overall responsibility for coordination of preparedness and response planning in the county rests with the County Disaster Risk Management Committee (CDRMC). The CDRMC will also provide information, guidance, and support to stakeholders in the county to inform their internal emergency preparedness. The CDRMC's work includes a continuous cycle of readiness assessment to evaluate the key hazards and risks facing the county, and the range of response options and resources available to deal with them. The CDRMC will have oversight of the annual reports submitted from each Sub-County Disaster Risk Management Committee (SCDRMC). Good practice examples and lessons learned from SCDRMC annual reports will be compiled and shared with all SCDRMCs and county level partners, and where appropriate, proposals for revisions to the CEOP arising from those lessons learned will be included in the CDRMC Annual Report that is submitted to the County Assembly, copied to the National Disaster Risk Management Committee (NDRMC) and National Disaster Operation Committee (NDOC).

INSTITUTIONAL FRAMEWORK FOR EMERGENCY RESPONSE

Mr. Speaker Sir and Hon. Members, the institutional framework for emergency response at the National and County Level is established in the Incident Command System.

INCIDENT COMMAND SYSTEM (ICS) FOR EMERGENCY RESPONSE

Mr. Speaker Sir and Hon. Members, the CEOP adopts the National Incident Command System (ICS) that establishes the structures, definitions, and ways of working that will be used to guide all emergency response and recovery activities in Kenya regardless of the emergency's scale or causation. The national ICS reflects the shared responsibility for emergency response between

national and county governments, and the fact that most emergencies are resolved informally by communities and first responders.

The key objective in adopting a common ICS for more serious or widespread emergencies is to ensure that all responders have clarity and certainty about how responses will be managed and coordinated at the national, county and sub-county levels, enabling them to work together safely and effectively.

The Kenya ICS is flexible, enabling the response to any specific emergency to be framed around its nature and scale, recognizing the role of lead, and supporting government responders. It maintains the principle of subsidiarity established in the Kenya Constitution (2010), with emergencies being managed and resolved at different levels of government depending on the circumstances. ICS can be applied by all responding national and county government responders, Non-Governmental Organizations (NGOs), and private sector responders, providing a mechanism for them to work together effectively.

ICS IN THE COUNTY

Mr. Speaker Sir and Hon. Members, most emergencies in the County will be resolved by communities themselves, supported by local first responders as part of their routine day to day activities. These emergency responses are coordinated informally by communities, or by first responders utilizing their organizational ICS for field operations.

Larger or more significant emergencies may involve several first responder agencies and require more formalized coordination of responders at the scene of an emergency. Those first responders will follow their sectoral field ICS and where necessary establish a single incident command post at the scene where the senior commanders from each responding agency can meet, liaise, and share information.

Where the on-scene incident commander believes that the nature and scale of the emergency is such that provision of support and coordination remote from the scene of the emergency is required, a recommendation for an emergency declaration should be made to the Chair of the CDRMC, or their nominated duty officer. This recommendation will generally be made by the senior first responder working on the ground, with the request made through their service chain of command or control room. Equally, where the Chair of the SCDRMC becomes aware of an emergency within their sub-county and believes that an emergency declaration is necessary, they may also make that recommendation to the Chair of the CDRMC.

The Chair of the CDRMC will consider whether an incident reported to them requires an emergency declaration, and if so, whether it can be safely resolved at the sub-county level or whether a full county activation of the ICS is required. On the declaration of a Level 1 response only, they will inform the relevant SCDRMC Chair and request the establishment of a Unified Command at Sub-County level. For Level 1 events, they may also activate the CDRMC secretariat to monitor the situation or partially activate CDRMC to provide support to the SCDRMC.

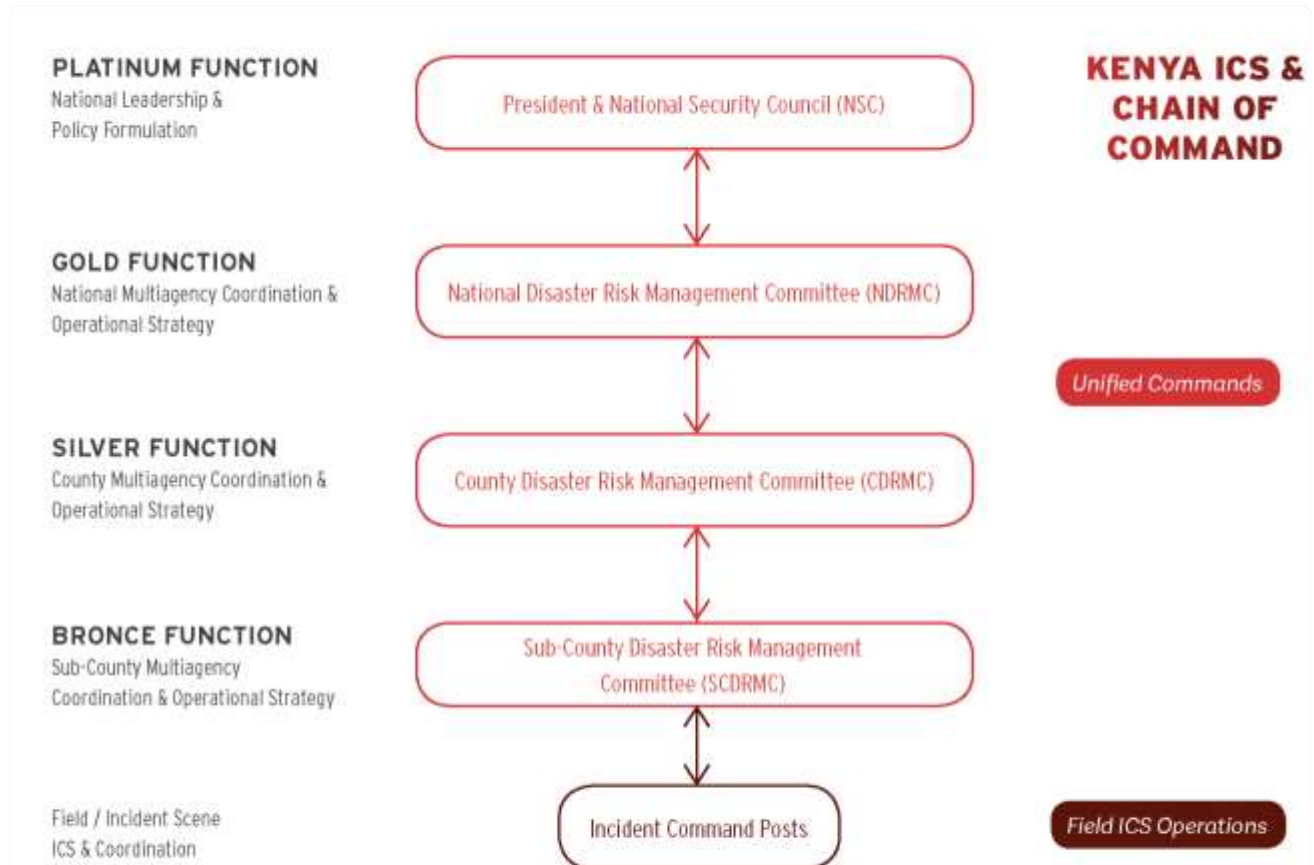
Where circumstances suggest that emergency events may overwhelm the capacity of the resources in Sub-County but are unlikely to overwhelm the capacity of the county resources to respond and recover, the Governor, on recommendation of the CDRMC will declare a Level 2 response and fully activate CDRMC in addition to SCDRMC in the impacted Sub-Counties. The Chair of NDRMC, or their duty officer, should be informed whenever a Level 2 response has been declared and CDRMC fully activated.

Where circumstances suggest that an emergency has, or may, overwhelm a county and require mobilization of national resources to respond and recover, the Governor will establish the Level 1 and 2 response arrangements within the county, and formally request support from the national government through the Chair of NDRMC

ICS STRUCTURE AND LEVELS OF EMERGENCY RESPONSE

Mr. Speaker Sir and Hon. Members, the Kenya National incident command system (ICS) provides a robust, all-hazard, multi-agency, and multi-sectoral framework for resolving any emergency regardless of scale or causality. It adopts a tiered disaster response approach, consistent with the Constitution (2010), and based on the principle of subsidiarity. It acknowledges that emergency response must be managed at the lowest possible jurisdictional level and supported by additional capabilities and resources coordinated at a higher level when needed.

To align with the Constitutional principle of subsidiarity and the National Disaster Risk Management Policy, the Kenya ICS creates formalized coordination and decision-making Unified Command (UC) Committees at four functional levels, each aligned to a level of government decision making. These are set out in the figure below.



Source: Consultant 2020

MEMBERSHIP AND FUNCTION OF COUNTY DISASTER RISK MANAGEMENT COMMITTEE (CDRMC)

Membership of the CDRMC

Mr. Speaker Sir and Hon. Members, the County Governor, or a CECM appointed in writing by the Governor, shall be the Chairperson. The County Commissioner shall be the Co-Chairperson, and the County Director responsible for matters relating to Disaster Risk Management shall be the Secretary. Membership of the CDRMC includes both Core Members and Invited Members.

Core Membership

The CDRMC Core Membership includes, as a minimum;

- a) the County Police Commander;
- b) a representative of the Kenya Red Cross Society;
- c) a representative of the St. John Ambulance;
- d) two persons, one woman and one man with proven experience Disaster Risk Management appointed by the Governor;
- e) one person, appointed in writing by the chairperson of the most representative private sector association in the county and
- f) one person nominated by a civil society organisation with expertise in disaster risk management in the county.

Invited Members

The CDRMC may co-opt into its membership any person who may provide expert advice for the effective discharge of the functions of the Committee. Invited members may be co-opted to assist CDRMC in its preparedness or response role, and appointments may be on an annual or one-off basis to deal with a specific issue or emergency response.

The list of CDRMC Core and Invited members should be reviewed and revised annually by the Committee. During an emergency, the CDRMC Chair is empowered to invite any additional person to join the CDRMC UC as an invited member where they believe this is required to ensure the effective response to the emergency, even where they had not previously been identified as an Invited Member.

Core CDRMC Members

1. Office of the Governor
2. County Commissioner
3. County Police Commander
4. Directorate of Special Programs & Disaster Management
5. Representative Kenya Red Cross Society
6. Representative of UNICEF on behalf of Civil Society Organizations
7. Representative of Faith Based Groups
8. CECM Finance and Economic Planning

9. CECM Health and Public Sanitation

Invited CDRMC Members

1. Department of Roads and Public Works
2. Department of Education, Youth and ICT
3. Kenya Wildlife Services
4. Kenya Forest Services
5. Kenya Power and Lightning Company
6. National Environment Management Authority, NEMA
7. National Transport and Safety Authority
8. Kenya National Highway Authority, KeNHA
9. Kenya Rural Authority, KeRRA
10. Kenya Urban Roads Authority, KURA
11. Representative of Sub County Admins/Director Administration
12. World Vision
13. Chair, Budget Committee, County Assembly of Kisumu
14. Representatives of Faith Based Organizations
15. Representatives of the Business Community
16. CECM Environment, Water and Climate Change
17. CECM Agriculture, Fisheries and Livestock
18. City Manager
19. County Director of Meteorological Services
20. County Coordinator, Kenya Red Cross Society
21. Representative Kenya Chambers of Commerce

List of County Level SCDRMCs and Contact Details

Sub County	SCDRMC Location	Duty Officer / Contact Name	Duty Officer / Contact telephone
Nyando	Sub County Administrator	Peter Abiero	0724347425
Seme	Sub County Administrator	Nancy Wasama	0722538553
Kisumu Central	Sub County Administrator	Samson Jagero	0720797677

Kisumu East	Sub County Administrator	Samuel Oron	0721355279
Nyakach	Sub County Administrator	James Mbogo	0733711447
Muhoroni	Sub County Administrator	Angeline Okindo	0722550182
Kisumu West	Sub County Administrator	Maurice Oricho	0718031872

ROLE OF THE CDRMC – EMERGENCY PREPAREDNESS

Mr. Speaker Sir and Hon. Members, The County Disaster Risk Management Committee (CDRMC) is a multi-sectoral body responsible for providing leadership and coordination of preparedness activities in the county ensuring that all government agencies and partners work together effectively. CDRMC committee members are responsible for working together on activities such as emergency response planning, training, drills and exercises, community risk reduction campaigns, and oversight of local response plans and standard operating procedures (SOPs) produced by sectoral responders.

KEY PREPAREDNESS FUNCTIONS FOR CDRMC INCLUDE:

- a) advise the county government on matters relating to disaster risk management;
- b) formulate the county disaster risk management plans and policy in line with the national plan and policy;
- c) promote civic education and public awareness, training, and capacity building on disaster risk management in the county including in schools;
- d) make recommendations to the county government regarding financial matters in relation to disaster risk management;
- e) promote an integrated and coordinated approach to disaster risk management in the county, with special emphasis on prevention, mitigation preparedness, response and recovery by other role-players involved in disaster risk management in the county;
- f) collaborate with the national government, on matters relating to disaster risk management;

- g) mobilisation and storage of relief and emergency supplies;
- h) share information, lessons learnt and reports with national government; and
- i) Carry out any other function as may be expedient to the better carrying out of the functions of disaster risk management in the county.

Mr. Speaker Sir and Hon. Members, the CDRMC will produce an Annual Report and Action Plan that includes reference to:

- a) its activities during the year;
- b) results of its monitoring and evaluation of prevention and mitigation initiatives;
- c) disasters that occurred during the year in the county together with information on:
- d) their classification, magnitude, severity, and impacts;
- e) challenges experienced in dealing with the disasters; and
- f) Progress on the preparation and regular updating of disaster risk management plans and strategies in the county.
- g) The planned Programme of emergency preparedness and response activities, drills, and exercises for the coming year

The CDRMC Annual Report and Action Plan will be submitted to the County Assembly for approval. The approved copy will be shared with the Chair of NDRMC. The CDRMC will meet quarterly, or more regularly as directed by the Chair, to monitor the delivery of the agreed program.

ROLE OF THE CDRMC ON EMERGENCY RESPONSE

During an emergency response, the CDRMC becomes a Unified Command decision-making body, formed to manage emergency responses in the county in accordance with the National Emergency Response Plan (NERP) and County Emergency Operations Plan (CEOP). Core and Invited Members of the CDRMC will be mobilized to the nominated Emergency Operational Control (EOC) to form the UC Committee, along with any additional invited members as identified by the Chair for that specific emergency.

The CDRMC undertakes the ‘Silver Function’ Unified Command (UC) in the Kenyan Incident Command System as defined in the NERP and CEOP. The CDRMC is responsible for ensuring the effective coordination of all responders from government and civil society, ensuring that all available resources are effectively harnessed and coordinated in response to emergencies

impacting the county. Operating as a UC, the CDRMC provides focus, coordination, and direction necessary to ensure that emergencies are resolved safely and effectively, minimizing harm to the community, environment, and economy.

When NDRMC has been activated as a UC at the national level, the CDRMC will report to them and will formulate a county level Incident Action Plan that takes account of the instructions and national policy direction provided by the national level.

When activated as a UC, CDRMC Core and Invited Members will meet at a nominated Emergency Operational Control (EOC) where they will be supported by a secretariat comprising two staff groups as set out in the CEOP, a Command and General Staff. The county EOC is located at the Public Works Yard on Obote Road.

COMMITTEE FINDINGS

The Committee derived the following findings from its analysis on the County CEOP.

That, the CEOP will be reviewed biennially and proposed Amendments or updates to the main body be agreed by the CDRMC, approved by the County Executive Committee and submitted to the Assembly.

1. That, whenever amendments are made to a National Legislation or guidance that have a direct impact on the CEOP, updated text will be issued for insertion in all CEOPS by the Principal Secretary (PS) for the time being responsible for Disaster Risk Management.
2. That, CEOP Annexes will be viewed as living documents and updated regularly to reflect any changes at the county or sub-county level as and when required. The Chair of the CDRMC may approve in year updates or amendments to CEOP local annexes in consultation with CDRMC members and any other local stakeholders before being added to the CEOP.
3. That, any changes to main body CEOP text arising from the issue of new national guidance, and any changes or additions to CEOP annexes, shall be brought to the attention of the county Assembly as part of the annual CEOP review and reporting process.
4. That, the multi-agency and multi-sectoral nature of CDRMC will facilitate effective collaboration, including sharing of risk information and joint planning and training.
5. That, the CDRMC will conduct continuous cycles of readiness assessment to evaluate key hazards and risk facing the County, and range of Response Options and Resources available to deal with them.
6. That, the CDRMC in collaboration with other partners, will plan and carry out County exercises & drills on various Scenarios. A proposed program for annual training will be included in the CDRMC Annual Report, approved by the County Assembly and Shared with NDRMC and NDROC.

7. That, within the CDRMC & SDRMC exist a unified Command Committee formed at each level by a general staff undertaking specific roles.
8. That, the CDRMC to meet quarterly, or more regularly as directed by the Chair, to monitor the delivery of the agreed programs.

COMMITTEE RECOMMENDATIONS

In regards to the above findings, the Committee makes the following recommendations;

1. That, CEOP be approved for establishment of the Incident Command System applicable to all responders, with, UC, forming an functional chain of Command Linking Emergency Response, Planning and Management at National Policy, National Operations and at County and Sub-County Level.
2. That, the CEOP be taken into consideration during county planning and budgetary processes to guarantee its sustainable development.
3. That, at the end of each Financial Year the CDRMC annual report and action plan containing annual performance reports highlighting key achievements, challenges and recommendations in implementing the CEOP be submitted to the Assembly for approval.
4. That, the assembly to monitor the implementation of the CEOP to ensure that its golden intention to promote emergency response and planning is achieved in the greater Kisumu County.

CONCLUSIONS

I would like to implore this House to consider adopting this report on the Kisumu County Emergency Operation Plan laid on the table of this Assembly for the establishment of a resilient system of multiagency coordination and incident command that can be applied at the county and sub-county level and ensure proper implementation of the Recommendations contained herein. May I call upon Hon. Paul Okiri to second?

The Speaker (Hon. Oraro): Hon. Okiri.

Hon. Okiri: Thank you Mr. Speaker. I rise to second the report as read by the Vice Chairperson. The Kisumu County Emergency Fund Operation will help this County. There are parts of this county that are prone to floods.

Hon. Ogutu: On a Point of Information. Mr. Speaker, the Honourable Member is talking about a different report. We are discussing a report of a plan and not a fund. I want the Honourable Member to stick that as he seconds the report.

The Speaker (Hon. Oraro): Hon. Okiri.

Hon. Okiri: Thank you Mr. Speaker. I understand the business before us. It is Kisumu County Emergency Plan Operation. Like I said, there are certain parts of this County that is prone to

calamities than others. This plan will help the County in assisting the people when disaster occurs. I beg to second.

The Speaker (Hon. Oraro): Honorable members, as per our Standing orders, the report from the Select Committee of Budget and Appropriations on its consideration of the Kisumu County emergency Operations Plan, has been presented by Hon. Aslam on behalf of the Committee's Chairperson on. Steve Owiti and seconded by Hon. Paul Okiri, and I want to propose that the report is open for debate.

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

Hon. Ogutu: Thank you Mr. Speaker, I stand in support of this plan and the honorable know quite well what's been happening in some wards within this County of Kisumu regarding issues of floods and its after effects. I appreciate this kind of plan because with it our people will not have to approach media houses seeking for help. I know that this plan could have helped much earlier but regardless, it is here now and I want to urge members to assist some of us who come from those areas prone to natural disasters by supporting this plan, thank you.

The Speaker (Hon. Oraro): Yes, Hon. John Atieno.

Hon. Atieno: Thank you Mr. Speaker, I also want to echo my support of this plan. As a member of the County Assembly Representing Kobura Ward, it goes without saying that we need all the help we can find because we are among the wards that are often affected by floods. We have witnessed in the past that, when such disasters strike, there is often lack of coordination due to lack of unpreparedness plan. I want to urge members to help support this plan so that should the calamities strike again, people will know who to turn to avoid blame games by political leaders.

Hon. Okiri: A point of information Mr. Speaker

The Speaker (Hon. Oraro): What is your point of information Hon. Paul Okiri?

Hon. Okiri: *(On a point of information)* I listened to the first two speakers and their contributions have made me want to refer us back to the meaning of the term "emergency". This is a plan that not only deals with emergencies on floods in Nyakach and Kano but also those emergencies that occur in areas such as Seme caused by some forces of nature.

Mr. Speaker, we are talking about so many things that may happen such as; fire outbreak. Let us not only concentrate on Kano and Nyakach area just because of the perennial flooding which occurs in those areas. But, we are talking about emergency; even right now, there is no flooding in this Assembly but emergency can occur within. Therefore we should not talk about flood only but let us broaden our minds and know exactly what we are talking about, thank you Mr. Speaker.

The Speaker (Hon. Oraro): Hon. Atieno.

Hon. Atieno: Thank you so much Mr. Speaker Sir and the Hon. Member who has just interjected. As a linguist, I know that when you want to bring a point, you start from known to unknown. What is known here and by the entire country is the flooding issue. I was just building my case. I also know that emergency involves fire outbreak plus any other thing that can come out of the blues. I did not really confine it to Kobura Ward or to the Kano areas but rather used flood as an example because it is something that known to strike yearly. Thank you so much, I wish to support and now beg to resume my seat.

The Speaker (Hon. Oraro): Hon. George Ogutu, you had talked. What is it again?

Hon. Ogutu: Mr. Speaker, allow me say something because my name has been mentioned. You know that all of us Hon. Members come from specific areas. We also know that those areas have got some emergencies. According to me, when you ask me about the first emergency, I will tell you that it is perennial flooding. So, according to the sentiments of Hon. Atieno, you have to build from what is happening in your ward first is when you move out to the larger Kisumu County. I believe that what Hon. Okiri is saying is also good, but, even in his area, there are some emergencies. It is therefore good if he mentions them so that we can combine the entire Kisumu County so that the debate can take a different dimension especially from the area where you come from whereby in my case, it is West Nyakach. Thank you Mr. Speaker, for paying attention to my statement.

The Speaker (Hon. Oraro): Thank you so much. I believe that Hon. Atieno had put it well.

The Speaker (Hon. Oraro): Yes, Hon. Vitalis Otura.

Hon. Otura: Thank you Mr. Speaker. I also rise in support of the report in the House. However, it is quite perplexing to see some of the Hon. Members baying and praying to see disasters happening in their wards. The report is so good that I do not believe a senior member to only focus on Kano. That is a minute clan in the County since we have so many other clans. Let me now highlight the good things that had been done by this Select Committee.

Mr. Speaker, this report is so elaborate in order to make a conclusion on emergency matters. Right from highlighting the objectives of the Emergency Operation Plan, on the principle guiding this Emergency Operation Plan, I believe that the Select Committee has done a wonderful job.

According to their mandates, actually they have done the best. If you go ahead of the report, you find out that, there are also other legal frameworks pertaining the Preparation of the Emergency Operation Plan and is well highlighted together with the provision of articles as stated here.

Mr. Speaker, there is also the structure of the County Emergency Operation Plan; The Maintenance Updating of the Operation Plan; the Preparedness and Operational planning. Once again, I commend the work done by this committee because it is too elaborate, that we only need to support it and see if it can see the light of the day.

As was presented by the Governor, this plan cuts across all counties because it is from a sitting of the Council of Governors that they saw it prudent to have a unified format that counties can use to deal with emergencies in their respective counties.

In addition, I want to take this opportunity to thank the office of the Clerk and the office of the Speaker just the same way the Select Committee has done. This is because they are the first people to receive this letter, committed it to the Budget and Appropriations Committee The Speaker (Hon. Oraro): I have not seen anybody what Hon. Gud has said, he has been on the forefront in challenging people when they call upon the mover to talk before he talks but this time round I have seen him call the majority leader so am not seeing anybody contesting so majority leader the floor is yours.

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 addressed by the leader of majority is Sta. Thus we see this report presented in the House.

Mr. Speaker, this a wonderful report just to highlight a bit it is not just about the floods as Hon. Okiri has put it. Recently, in my ward there was some kind of heritage winds that blew up several school, over three markets and old structures which were temporary.

Usually, Hon. Vitalis is only concerned about the floods as he has said to Hon. Atieno. Which is not the case as the County Emergency Operation Plan highlights every emergency and I would like to support this by asking my fellow members to also support so that we can have this operationalized, thank you Mr. Speaker.

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

Leader of Minority (Hon. Pete): Thank you Mr. Speaker, going through this report there is a letter by the CEC for Finance and Economic Planning informing us the origin of this report and why it has been felt necessary to be brought to the Assembly.

This report originate from the Council of Governors on the piloting they did on emergency issues in the country. The origin of the report on the cover letter that was been brought to the Assembly for the purpose of information. One would ask, if that is the case what about the Disaster and Emergency Act that Kisumu had passed in 2015 and the Kisumu County Emergency Act 2018 where do they lie? Will this one override them or how is the Kisumu County going to move? Those are very key issues that we need to address as we ponder over this report.

Mr. Speaker were are being given picture of how this report is going to work which is good because it will commence from the Sub-county level coming up and the County Government is going to work on the Emergency issues in connection with the National Government that is a plus and we

hope it will be taken seriously and our people will get the good effort of the County Government and the National Government. Mr. Speaker there is a clause on page 11 ECS in the county. Mr. Speaker and Honorable members, most emergencies in county will be resolved by communities themselves supported by local as the first responders as part of their day to day routine, and if that statement goes to the community they will say no. Our people have become so good that they know even a canal next to their compound and are aware that, that is the work of the government to bring a machine to open it and that is the attitude on the ground.

So, let us be clear that this kind of document things will be worked out so that we know areas that are easily affected by emergencies that actions are taken in good time we don't wait up to the last minute when floods have ravaged the home and the rain is too much and water from the Rift Valley has flooded the home that is when we think of emergency issues.

Mr. Speaker, prior plans must be put in place to help our people know what they are not talking about the fire emergency. It is the fire emergency that can take us by surprise but the flood emergency, we know the places that are prone to it. Measures should be put in place so that by the time the rains are heavy our people don't suffer. I support the document and I hope mitigating measures will be put in place to help our people, thank you.

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

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

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

Hon. Khan: Thank you Mr. Speaker and Hon. Member. Foremost, the Assembly will be involved at all levels from time to time on this issue which is very important and it is actually in the plan. Secondly, this is an Emergency Operational Plan and in fact there have been structural level of the emergency response as established on the plan and has been seen. What has been raised by Hon. Members derives from the experience in the areas that they represent and that is actually the core issue of representation, legislation and oversight. Therefore, when they talk about floods that is what they are seeing in the areas of jurisdiction.

Mr. Speaker, this time around as we are saying, with this plan that it has been explicitly explained and put on that there are contacts which have been given per sub-county and the names and phone numbers of the persons to be contacted.

Mr. Speaker, as it has been put out by Hon. Oiko that Disaster Emergency Act may be in conflict with this Act and be adopted. What I am saying to the best of my knowledge is that this is an Act which is a law but this is just a plan which has been brought and will be followed and they will run concurrent with the Act. Most emergencies as has been said and which have been talked about that once for example if we see that there is an emergency here, it will actually be resolved by the communities as the first respondents who will be informed by the contact persons as per the Sub-

county so that the committee can come in. The committee actually does not reside in those given areas may have no knowledge. With those remarks I beg to reply.

The Speaker (Hon. Oraro): Hon. Members now that the report from the Select Committee of Budget and Appropriations on its consideration for the Kisumu County Emergency Operational plan has been presented, seconded and debated, I want to put a question on the adoption of the same.

(Question put and agreed to)

The Speaker (Hon. Oraro): The report from the Select Committee of Budget and Appropriations on its consideration for the Kisumu County Emergency Operational Plan has been adopted today Wednesday, 17th November 2021 at 1540 hours.

Consequently, I direct that the Hansard report be prepared and the same be communicated to the Council of Governors.

The Speaker (Hon. Oraro): Next Order!

ADJOURNMENT

The Speaker (Hon. Oraro): There being no any other business to transact, the House stands adjourned to 18th November 2021 at 2.30 p.m.

(House rose at 3.42 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>