COUNTY GOVERNMENT OF KISUMU

COUNTY ASSEMBLY OF KISUMU

THE HANSARD

SECOND ASSEMBLY – SIXTH SESSION

Wednesday, 16th February, 2022

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): Hon. Members, pursuant to the provisions of County Assembly Standing Orders No. 32 (2) I want to request the Serjeant-at-Arms rings the quorum bell for five minutes.

(Quorum bell rung for five minutes)

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

Chief Whip (Hon. Misachi): Thank you Mr. Speaker. We have the quorum.

The Speaker (Hon. Oraro): Mr. Clerk, can you 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 alluded to the party meeting that is scheduled for 22nd February, 2022. I want to confirm here that all elected and nominated party members are officially invited for the Nyanza Region ODM Delegates

Conference that shall be in Kisii on 22nd February, 2022 at 9:00 a.m. You can liaise with the Leader of Majority for more information on the same. Thank you.

The Speaker (Hon. Oraro): Next order!

PAPERS LAID

TABLING OF THE KISUMU COUNTY SUPPLEMENTARY APPROPRIATIONS BILL, 2022.

BY

HON. KENNETH ONYANGO, MCA, MIWANI WARD.

(LEADER OF MAJORITY)

The Speaker (Hon. Oraro): Leader of Majority.

The Leader of Majority (Hon. Onyango): Thank you Mr. Speaker. Pursuant to the provisions of the Kisumu County Assembly Standing Order No. 113, I wish to lay today Wednesday 16th February, 2022, the Kisumu County Supplementary Appropriations Bill, 2022. Thank you.

(Leader of majority tabled before the House the Bill for consideration)

The Speaker (Hon. Oraro): Honourable Members, I want to confirm receipt of the Kisumu County Supplementary Appropriations Bill, 2022 as laid by the Leader of Majority. I want to commit this Bill to the Select Committee of County Budget and Appropriations and I want to direct that it be dispensed of with accordingly. Remember, this is a money Bill and we are allowed to undertake all the readings.

The Speaker (Hon. Oraro): Next order!

MOTION

FIRST READING OF THE KISUMU COUNTY SUPPLEMENTARY APPROPRIATIONS BILL, 2022

BY

HON. STEVE OWITI

CHAIRPERSON, BUDGET AND APPROPRIATIONS COMMITTEE

The Speaker (Hon. Oraro): Hon. Steve Owiti.

Hon. Owiti: Thank you Mr. Speaker. Allow me to ask our Clerk to take us through the First Reading of the Kisumu County Supplementary Appropriations Bill, 2022

(The Clerk taking the House through the First Reading of the Kisumu County Supplementary Appropriations Bill, 2022)

THE KISUMU COUNTY APPROPRIATIONS BILL, 2022

A Bill for An ACT of County Assembly of Kisumu to authorize the issue of certain sums of money out of County Revenue Fund and their applications towards the services of the year ending on 30th June, 2022, and to appropriate those sums for certain public services and purposes.

The Speaker (Hon. Oraro): Honorable Members, now that the Kisumu County Supplementary Appropriations Bill, 2022 has been read for the first time, I want to further commit it to the Select Committee of County Budget and Appropriations for necessary action.

Hon. Owiti: Mr. Speaker…

The Speaker (Hon. Oraro): What is it Hon. Steve Owiti?

Hon. Owiti: Mr. Speaker, as the Chairperson to the Select Committee of County Budget and Appropriations, allow me to move a motion that we suspend the House for 10 minutes so that the committee can finalize on our deliberations in regards to the Bill that has just been committed to our committee and would request Hon. Aslam Khan to second.

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

Hon. Khan: Thank you Mr. Speaker, I second my chair's proposal.

The Speaker (Hon. Oraro): Honorable Members, now that the Chairperson of the Select Committee of County Budget and Appropriations has moved that we suspend the House for 10 minutes for them to finalize on their deliberations on the Bill presented to their committee, this has been seconded by the Vice-chair to the Select Committee Hon. Aslam Khan. Hon. Members, I feel that it's necessary for the break to be given to them. In reference to Standing orders No. 1, I want to give room for those that would have a contrary opinion. If there's none then the House stands suspended for ten minutes.

The Speaker (Hon. Oraro): Honorable Members, if there is none, the House is suspended for ten minutes.

(*House is suspended for ten minutes*)

(Resumption of House after ten minutes suspension)

The Speaker (Hon. Oraro): Welcome back Honorable members, let's hear from the Chairperson of the County Budget and Appropriations Committee, Hon. Steve Owiti.

Hon. Steve Owiti: Thank you Mr. Speaker, the Budget and Appropriations Committee has done its deliberations on the Bill, and having scrutinized the Bill in accordance with the Law provided, we have seen few amendments that we feel should be considered and that would only be done through the Committee of the Whole House. I therefore request you to proceed.

The Speaker (Hon. Oraro): Next Order Mr. Clerk!

The Clerk: Thank you Mr. Speaker and Honorable Members, Pursuant to the Standing orders No. 124(1) the Kisumu County First Supplementary Budget and Appropriations Bill, 2022, to be read for the 2nd time.

The Speaker (Hon. Oraro): Hon. Steve Owiti.

Hon. Owiti: Thank you Mr. Speaker, allow me to ask the Clerk to take us through the 2nd Reading of the Kisumu County First Supplementary Budget and Appropriations Bill, 2022.

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

Thank you Mr. Speaker and Honorable Members, pursuant to the Kisumu County Assembly Standing Orders No. 124(1), the Kisumu County Supplementary Appropriations Bill, 2022.

A Bill for An ACT of the County Assembly of Kisumu to authorize the issue of certain sums of money out of the County Revenue Fund and their application towards the services for the year ending 30th June 2022 and to appropriate those sums for certain public services and purposes, is now read for the Second time. Thank you.

The Speaker (Hon. Oraro): Yes, Hon. Steve Owiti.

Hon. Owiti: Thank you Mr. Speaker, now that the Bill has been read for the Second time, I want to move that the plenary converts to the Committee of the Whole House, and ask Hon. Aslam Khan to second.

Hon. Khan: Mr. Speaker, I second.

The Speaker (Hon. Oraro): Honorable Members, according to our Standing Orders, when a Bill has been read for a Second time and a request has been made for the House to be converted to the Committee of the Whole House, I don't put a question but we convert directly. The Liaison Chair is also here so I request that we look at the report and the amendments it appropriately before we proceed to the next level of the meeting. Thank you.

(House Reverts to the Committee of the Whole House

(Liaison Chairperson, Hon. Oketch in the Chair)

Chairperson, Committee of the Whole House (Hon. Omieno): Hon. Members, I welcome you all to the Committee of the whole House. We will be guided by the Standing Order No. 126. The sequence reserved on a Bill in a committee and so in considering a bill in a committee, the various parts shall be considered in the following sequence.

Part (a) clauses are printed including the clauses providing for the citation of the Bill, the commencement if any and the interpretation. Then

(b) New clauses,

(c) Schedule,

(d) New schedule,

(e) Interpretation,

(f) Preamble if any,

(g) Long Title and then,

(h) Clauses providing citation of the Bill and the commencement.

Chairperson, Committee of the Whole House (Hon. Omieno): Yes Chair!

Hon. Khan: Thank you very much Mr. Chairman. I would like to request that we go the guillotine way and I request Hon. Paul Okiri to second.

Chairperson, Committee of the Whole House (Hon. Omieno): Yes Hon. Okiri..

Hon. Okiri: Thank you very much chair, I stand to support that we go the guillotine way as we have gone through all the papers. That would save us a lot of time. Thank you.

Chairperson, Committee of the Whole House (Hon. Omieno): Thank you very much, I want to put a question but, before I do that I want allow anyone with a contrary opinion.

Chairperson, Committee of the Whole House (Hon. Omieno): If there is none. Then I put a question that we go the guillotine way?

(Question put and agreed to)

Chairperson, Committee of the Whole House (Hon. Omieno): We will go clause by clause. We will commence with First Schedule which is on page two. Vote code 317 -R01 to 317 –R14. That is: The Recurrent Expenditure. To the chair, any proposed amendment? Any proposed amendment

from the floor? Once more, any proposed amendment from the floor? I therefore called upon to put a question on Vote Code 317 -R01 to 317 –R14 to be part of the Bill without any amendment.

(Question put and agreed to)

Chairperson, Committee of the Whole House (Hon. Omieno): Code 317 -R01 to 317 –R14 stands adopted to be part of the Bill without any amendment.

Chairperson, Committee of the Whole House (Hon. Omieno): We move to: Development Expenditure That is vote code 317 –D01 to 317 –D14. The sub-Total for development is Kshs 3,835,901,293.

To the chair, any proposed amendment? To the floor, any proposed amendment on development expenditure that is vote code 317 –D01 to 317 –D14?

Chairperson, Committee of the Whole House (Hon. Omieno): Hon. Member, for the second time, any proposed amendment from the floor?

Chairperson, Committee of the Whole House (Hon. Omieno): If there is none, then I beg to put a question so that we adopt vote code 317 –D01 to 317 –D14 Development Expenditure with a sub total of Kshs 3,835,901,293 to be part of the Bill.

(Question put and agreed to)

Chairperson, Committee of the Whole House (Hon. Omieno): The Development Expenditure Vote code 317 –D01 to 317 –D14 stands adopted as part of the Bill without any amendment.

Chairperson, Committee of the Whole House (Hon. Omieno): To the chair, any proposed amendment on Preamble? Again, any proposed amendment on the Long Title?

Chairperson, Committee of the Whole House (Hon. Omieno): Hon. Members, any proposed amendment to the long title? If there is none. Let me call upon the Clerk to read for us the Long Title.

(The Clerk reads the Long Title of the Bill)

Mr. Chair, the Title Reads as follows;

" THE KISUMU COUNTY SUPPLEMENTARY

APPROPRIATION BILL, 2022

A Bill for

AN ACT of the County Assembly of Kisumu to authorize the issue of certain sums of money out of the County Revenue Fund and their application towards the services of the year ending on the 30th June 2022, and to appropriate those sums for certain public services and purposes.

Chairperson, Committee of the Whole House (Hon. Omieno): Thank you. Hon. Members, for the second time, any proposed amendments from the floor?

Chairperson, Committee of the Whole House (Hon. Omieno): Hon. Members, if there is none, then I beg to put a question that we adopt the Long Title without any amendments?

(Question put and agreed to)

Chairperson, Committee of the Whole House (Hon. Omieno): Hon. Members, the Long Title stands adopted to be part of the Bill without any amendments.

Chairperson, Committee of the Whole House (Hon. Omieno): Hon. Members, we are now moving to the Short Title. Let me call upon the Clerk to take us through the Short Title.

(The Clerk reads the Short Title of the Bill)

Thank you Mr. Chair, the Short Title Reads as follows;

This Act may be cited as the Kisumu County Supplementary Appropriation Act, 2022.

Chairperson, Committee of the Whole House (Hon. Omieno): Thank you. To the Chairperson. Any proposed amendments?

Chairperson, Committee of the Whole House (Hon. Omieno): Thank you. Now to the floor? Any proposed amendments to the Short Title?

Chairperson, Committee of the Whole House (Hon. Omieno): If there is none, then, I beg to put a question that, we adopt the Short title to be part of the Bill.

(Question put and agreed to)

Chairperson, Committee of the Whole House (Hon. Omieno): Hon. Members, the Short Title stands adopted without any amendments and be part of the Bill.

Chairperson, Committee of the Whole House (Hon. Omieno): Thank you very much Hon. Members, I believe that we have gone through the Bill the guillotine way and we have zero amendments. Therefore, I equally want to thank the Chairperson and his team and without forgetting the Hon. Members for having taken time to go through this bill within a short time and therefor I want to say that we are done with the Committee of the Whole House and I would like to call the Serjeant-at-Arm to call the Speaker to take over the remainder of the session.

(Loud consultations)

(The Hon. Speaker is ushered in)

The Speaker (Hon. Oraro): Yes, Chairperson, Liaison Committee.

Hon. Omieno: Thank you Mr. Speaker. The Committee of the Whole House has had a very fruitful engagement and as the Chairperson, Committee of the Whole, I wish to report back.

Mr. Speaker, the Committee of the Whole House was guided by the provisions of County Assembly of Kisumu Standing Orders. Mr. Speaker, the Committee combed through the Supplementary Appropriations Bill, 2022. The Chair propose that because of the interest of time we go the guillotine way which was seconded by hon. Okiri which Hon. Members equally approved. So, we did engage the Bill Part by Part.

Mr. Speaker, on the First Schedule on the Recurrent Expenditure Component which is Votes 317-R01, 317-R02, 317-R03, 317-R04, 317-R05, 317-R06, 317-R07, 317-R08, 317-R09, 317-R10, 317-R11, 317-R12, 317-R13,317-R14 which gave us a Sub-total of Kshs 8,341,951,190. We did not have any proposed amendment on the Recurrent Expenditure Component.

Mr. Speaker we did not have proposed amendment both from the committee and equally from the floor of the House.

On Development Expenditure that is Vote 317 D01 all the way to vote 317 D14 which is Kshs. 3,256,842,676.00 we equally did not have any proposed amendment both from the Committee of the Whole House and also from the Members.

Mr. Speaker, I wish to report that on the entire Bill, we did not have any proposed amendment be it the short and long title. Therefore, the Members did endorse the document without any proposed amendment. I therefore wish to call upon Hon. Steve Owiti to second. Thank you.

The Speaker (Hon. Oraro): Yes Hon. Steve Owiti.

Hon. Steve Owiti: Thank you Mr. Speaker. I rise to second the report presented from the Chairperson, Committee of the Whole House Hon. Joachim Oketch Omieno. Thank you.

The Speaker (Hon. Oraro): Hon. Members, now that we have received the report from the Committee of the Whole House, I want to put a question on the adoption of the same.

(Question put and agreed to)

The Speaker (Hon. Oraro): Hon. Members, the report from the Committee of the whole House forms part of the Bill. Thank you.

The Speaker (Hon. Oraro): Next Order!

MOTION

3RD READING OF THE KISUMU COUNTY SUPPLEMENTARY APPROPRIATIONS BILL, 2022.

BY

HON. STEVE OWITI, MCA, KOLWA EAST.

(CHAIRPERSON, COUNTY BUDGET AND APPROPRIATIONS COMMITTEE)

The Speaker (Hon. Oraro): Hon. Steve Owiti.

Hon. Steve Owiti: Thank you Mr. Speaker. I rise to ask the Clerk to take us through the 3rd reading of the Bill.

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

The Kisumu County Appropriations Bill 2022. A Bill for an ACT of the County Assembly of Kisumu to authorize the issue of certain sums of money out of the County Revenue Fund and their application towards the services of the year ending on the 30th June, 2022 and to appropriate those sums for certain public services and purposes is now read for the 3rd time.

The Speaker (Hon. Oraro): Hon. Members, now that the Kisumu County Supplementary Appropriations Bill, 2022 has been read for the 3rd time, it gives you an opportunity for further amendments if any. I want to propose that the Bill is again open for debate.

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

Hon. Okiri: Thank you Mr. Speaker. As you can note the mood of the House and this is something that we have been discussing this morning I beg that the mover to reply.

The Speaker (Hon. Oraro): Yes Hon. Steve Owiti.

Hon. Steve Owiti: Mr. Speaker, allow me to thank the Members of this House for the elaborate discussions that we have had from the report that was tabled by my House Committee and for agreeing to take the three readings this afternoon. It is an occasion that would give this County an opportunity to proceed so that some of the things that have been pending and had already been explained shall move forward. Thank you.

The Speaker (Hon. Oraro): Hon. Members, the Kisumu County Supplementary Appropriations Bill, 2022 was introduced into this House, committed to the Select Committee of County Budget and Appropriations, a report made, discussed, second reading made and we have just concluded the 3rd reading. I therefore want to put a question on the adoption of the Kisumu County Supplementary Appropriations Bill, 2022 with amendments therein.

(Question put and agreed to)

The Speaker (Hon. Oraro): The Kisumu County Supplementary Appropriations Bill, 2022 is hereby adopted with the amendments therein today Wednesday, 16th February 2022 at 15:39 hours.

Consequently, I want to direct that the Hansard report be prepared immediately for onward submission to the Governor for assent.

The Speaker (Hon. Oraro): Next Order!

ADJOURNMENT

The Speaker (Hon. Oraro): There being no any other business to transact, the House stands adjourned to 17th February 2022 at 2.30 p.m.

(House rose at 3.42 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

Jesca Otieno – Hansard Reporter

Vallery Achieng' – Hansard Reporter