COUNTY GOVERNMENT OF KISUMU

COUNTY ASSEMBLY OF KISUMU

THE HANSARD

Official Report

SECOND ASSEMBLY – SIXTH SESSION

Thursday, 31st March, 2022

House met in the Main Chamber at 02:30 p.m.

(The Temporary Speaker (Hon. Inviolate Adhiambo) in the Chair)

PRAYERS

The Temporary Speaker (Hon. Inviolate): Good afternoon Honourable Members. I would like to invoke the provisions of County Assembly of Kisumu Standing Orders No. 32 (2) and ask the Serjeant-at-Arms to ring the Quorum Bell for five minutes.

(Quorum bell is rung for five minutes)

The Temporary Speaker (Hon. Inviolate): Deputy Whip, can you please confirm if we have the required quorum.

Deputy Whip (Hon. Obonyo): Madam Speaker, yes I confirm that we have quorum.

The Temporary Speaker (Hon. Inviolate): Thank you. Madam Clerk, please take us through the Order of the day.

The Temporary Speaker (Hon. Inviolate): Next order!!

The Temporary Speaker (Hon. Inviolate): Honourable Joseph Olale, you are becoming disorderly in the House.

The Temporary Speaker (Hon. Inviolate): Next order!!

PAPER LAID.

The Temporary Speaker (Hon. Inviolate): Hon. Maureen Otiang', MCA, Chemelil Tamu Ward.

The Temporary Speaker (Hon. Inviolate): Yes Honourable Roy Samo.

Hon. Samo: Thank you Madam Speaker. On behalf of the Chairperson PIC/PAC Committee, I seek your indulgence because as a House Committee we are unable to lay before this House the report from the Select Committee of PIC/PAC and we would wish that we be accorded another opportunity next week. Thank you.

The Temporary Speaker (Hon. Inviolate): Obliged.

The Temporary Speaker (Hon. Inviolate): Next order!!

NOTICE OF MOTION.

The Temporary Speaker (Hon. Inviolate): Yes Honourable Roy Samo.

Hon. Samo: Thank you Madam Speaker. Just I have just requested earlier that, the Select Committee cannot give a Notice of Motion because of the former agenda. Thank you.

The Temporary Speaker (Hon. Inviolate): Next order!!

STATEMENTS.

The Temporary Speaker (Hon. Inviolate): Honourable Members, it is Statement hour. Any Member with a Statement?

The Temporary Speaker (Hon. Inviolate): Yes Honourable Guya.

Hon. Guya: Thank you Madam Speaker. I am rising while citing the provisions of Standing Orders No. 42, this is on Personal Statement.

Madam Speaker, an incident happened here in the Assembly yesterday, to me as a Honourable Member of the Honourable House, is not worth it. Madam Speaker, yesterday, one of our Honourable Members, we were reliably informed that, the Honourable Member was attacked by somebody whom in this House we treat as a stranger because we are getting rumours that the person is a Serjeant-at-Arm yet we have never been formally informed in this House as Member of this House that the person is a Serjeant-at-Arm in this County Assembly.

Madam Speaker, the Honourable Member was attacked and the words going round in the Social Media are not good and we want to request you as the Speaker of this House to kindly protect your

Members. Whatever is happening is not right and if things are going that way, then we as Members we equally fear for our lives in this House. Thank you.

The Temporary Speaker (Hon. Inviolate): Yes Honourable Joseph Olale.

Hon. Olale: Thank you Madam Speaker. Under the same Personal Statement, I want to bring this to the attention of this House. Madam Speaker, since the inception of this Second Assembly we had an Attendance Register that was placed at the door of the Chambers. So, you get into the Chambers, you append your signature in the attendance register. Madam Speaker, as we are here now, we don't see this Attendance Register and we are allowed to see it when everybody has left the precincts of the Assembly after we are done with the business of the House.

Madam Speaker, to my surprise, there are Members in this House who have never stepped feet in this House and the Serjeant-at-Arms go to the extent of appending their signatures in their absentia. Madam Speaker, this habit has to cease forthwith. We are Honourable Members and not kids of class three or two at Pandipieri Primary School and we should be treated as Honourable Members. As I had reiterated before, if you want us to help you make this, we will wholeheartedly do so, but is you want us to assist you destroy it, again we will gladly do so. Thank you.

The Temporary Speaker (Hon. Inviolate): Honourable Members that is noted. Any other Member with a Statement?

The Temporary Speaker (Hon. Inviolate): Next order!!

MOTION

REPORT FROM THE STANDING COMMITTEE OF PLANNING, INDISTRIALIZATION AND ICT ON ITS CONSIDERATION OF THE KISUMU CITY LOCAL PHYSICAL AND LAND USE DEVELOPMENT PLAN (LPLUDP).

BY

HON. GEORGE OLWAL, MCA, KOLWA CENTRAL WARD.

(CHAIRPERSON)

(STANDING COMMITTEE OF PLANNING, INDISTRIALIZATION AND ICT)

The Temporary Speaker (Hon. Inviolate): Yes Honourable George Olwal, Chairperson, Planning Committee.

The Temporary Speaker (Hon. Inviolate): Yes Honourable George Ogutu.

Hon. Ogutu: Thank you Madam Speaker. As it has been read in the Order Paper, On behalf of my able Chairperson, I wish to request this Honourable House to allow this Committee withdraw

this motion while citing the provisions of County Assembly of Kisumu Standing Orders No. 49 (1) until Tuesday, 05th April, 2022 at 02:30 p.m.

The Temporary Speaker (Hon. Inviolate): Please a seconder.

Hon. Okiri: On a Point of Order. Thank you Madam Speaker.

The Temporary Speaker (Hon. Inviolate): Honourable Okiri, can you please cite the Standing Orders that you are rising on?

Hon. Okiri: Thank you Madam Speaker. I believe that you are aware that is my area of expertise. Madam Speaker, if you ask me about the Standing Orders and you are very much aware that is my area of expertise.

Madam Speaker, I totally agree with the Honourable Member because he has cited the correct Standing Orders which stipulates that very well. Madam Speaker, we must protect your seat because you as the Speaker, it is you prerogative to give direction when this report should be brought to this House but not the Honourable Member dictating to you when he wants this report to be brought to this House. Thank you.

The Temporary Speaker (Hon. Inviolate): Yes Honourable Ogutu.

Hon. Ogutu: Thank you Madam Speaker. I believe that the Honourable Member is a little bit off the cuff because this is a request that I am making to the Chair. Madam Speaker, if the Honourable Member heard me clearly, I said through the Chair. So, it is the Chair to decide whether to accord us that particular date we have requested of Tuesday, 05th April, 2022 or the Chair can give the Committee another date of 10th April, I believe that verdict will come from her. So, don't rush before the Speaker makes a determination. Thank you.

The Temporary Speaker (Hon. Inviolate): Honourable Ogutu, you have not called as Member to second your proposal.

Hon. Ogutu: Thank you Madam Speaker. May I call upon Honourable Aslam Khan to second my proposal? Honourable Khan with due respect.

Hon. Khan: Thank you very much Madam Speaker. Honourable Ogutu be reminded that I am a senior Honourable Member. Madam Speaker, I second.

The Temporary Speaker (Hon. Inviolate): Honourable Members, a motion on the Withdrawal of a Motion on a Report from the Standing Committee of Planning, Industrialization and ICT on the Kisumu City Local Physical Land Use Development Plan has been moved by Honourable George Ogutu and seconded by Honourable Aslam Khan. I now open it for debate.

(The Temporary Speaker consults with the Clerks)

The Temporary Speaker (Hon. Inviolate): Honourable Members, I am being guided by the clerks. The motion on the withdrawal has been moved by Honourable George Ogutu on behalf of the Chairperson Honourable George Olwal and seconded by Honourable Alsam Khan. I now direct that the report from the Standing Committee of Planning, Industrialization and ICT on the Kisumu City Local Physical Land Use Development Plan be referred back to the Select Committee of House Business for rescheduling. Thank you.

The Temporary Speaker (Hon. Inviolate): Next order!!

MOTION

2ND READING OF THE KISUMU COUNTY REGULARIZATION OF LAND OWNERSHIP AND DEVELOPMENT BILL, 2021

BY

HON. GEORGE OLWAL, MCA, KOLWA CENTRAL WARD.

(CHAIRPERSON)

(STANDING COMMITTEE OF PLANNING, INDISTRIALIZATION AND ICT)

The Temporary Speaker (Hon. Inviolate): Yes Honourable Ogutu.

Hon. Ogutu: Thank you Madam Speaker. Once again, I am requesting this Honourable House pursuant to the provisions of County Assembly of Kisumu Standing Orders No. 49 (1) to withdraw the 2nd Reading of the Kisumu County Regularization of Land Ownership and Development Bill, 2022 for the same purpose as was done on the first one. Please allow me to call upon Honourable Khan to second. Thank you.

The Temporary Speaker (Hon. Inviolate): Yes senior Member Honourable Khan.

Hon. Khan: (Bows).

The Temporary Speaker (Hon. Inviolate): Honourable Members, I direct that this motion on the 2nd Reading of the Kisumu County Regularization of Land Ownership and Development Bill, 2022 be taken back to the Select Committee of House Business for rescheduling. Thank you.

The Temporary Speaker (Hon. Inviolate): Next order!!

MOTION

3RD READING OF THE KISUMU COUNTY REGULARIZATION OF LAND OWNERSHIP AND DEVELOPMENT BILL, 2021

BY

HON. GEORGE OLWAL, MCA, KOLWA CENTRAL WARD.

(CHAIRPERSON)

(STANDING COMMITTEE OF PLANNING, INDISTRIALIZATION AND ICT)

The Temporary Speaker (Hon. Inviolate): Yes Honourable Ogutu.

Hon. Ogutu: Thank you Madam Speaker. Once again, under Standing Order No. 49 (1) please allow me to withdraw the motion on the 3rd Reading of the Kisumu County Regularization of Land Ownership and Development Bill, 2022. I request you to reschedule the same for further discussion. Please allow me to call upon Honourable Khan to second. Thank you.

The Temporary Speaker (Hon. Inviolate): Yes senior Member Honourable Khan.

Hon. Khan: (Bows).

The Temporary Speaker (Hon. Inviolate): Honourable Members, similarly, a motion on 3rd Reading of the Kisumu County Regularization of Land Ownership and Development Bill, 2022 has been withdrawn by Honourable George Ogutu on behalf of the Chairman, Honourable George Olwal and seconded by Honolulu Aslam Khan.

Honourable Members, I now direct that this motion on the 3rd Reading of the Kisumu County Regularization of Land Ownership and Development Bill, 2022 be taken back to the Select Committee of House Business for rescheduling. Thank you.

The Temporary Speaker (Hon. Inviolate): Next order!!

ADJOURNMENT

The Temporary Speaker (Hon. Inviolate): Honourable Members, there being no any other business to transact, the House stands adjourned until Tuesday 05th April, 2022 at 2.30 p.m.

(House rose at 03.49 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