

COUNTY GOVERNMENT OF KISUMU



COUNTY ASSEMBLY OF KISUMU

THE HANSARD

Official Report

THIRD ASSEMBLY – FIRST SESSION

Tuesday 18th October, 2022

House met in the Main Chamber at 2:30 p.m.

(The Speaker (Hon. Elisha Jack Oraro) in the Chair)

PRAYER

The Speaker (Hon. Oraro): Mr. Clerk, can you please take us through the Order Paper of today.

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

COMMUNICATION FROM THE CHAIR

The Speaker (Hon. Oraro): Honorable Members, welcome to this session. I have got one communication to make. I believe that I delayed to convey this message to the Leader of Majority that the last time we were here, I conveyed the passing of one of ODM members Mzee Akoth Nyangaga. The team working on his sendoff arrangements have requested the support of the Honourable Members. I believe that it has been a practice that one of the Members normally sat in for any contributions thereof. We shall do it together for those who are willing to do the same. This information was supposed to be passed by the Leader of Majority but I delayed and I have passed it on his behalf. Thank you.

The Speaker (Hon. Oraro): Next order!

PAPER LAIDSELECTION COMMITTEE REPORT ON THE CONSTITUTION OF THE HOUSE
COMMITTEES

BY

LEADER OF MAJORITY HON. KENNEDY OOKO
CHAIRPERSON, SELECTION COMMITTEE

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

The Leader of Majority (Hon. Ooko, MCA, Ahero Ward): Thank you Mr. Speaker. Pursuant to the provisions of the Kisumu County Assembly Standing Order No. 182 (6), I wish to lay today Tuesday 18th October, 2022 the report by the Select Committee on Selection on the Constitution of the House Committees. Thank you.

(The Leader of Majority lays before the House the Committee Report)

The Speaker (Hon. Oraro): Honourable Members, I confirm the receipt of the Third Assembly, First Session Selection Committee report on the Constitution of the House Committees as presented by the Leader of Majority in line with the provisions of Kisumu County Assembly Standing Order No 158 (1). I want to direct that the report be dealt with as per the House Business Schedule and as per our Standing Orders.

The Speaker (Hon. Oraro): Next order!

NOTICE OF MOTIONSELECTION COMMITTEE REPORT ON THE CONSTITUTION OF THE HOUSE
COMMITTEES

BY

LEADER OF MAJORITY - HON. KENNEDY OOKO, MCA, AERO WARD.
(CHAIRPERSON, SELECTION COMMITTEE)

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

The Leader of Majority (Hon. Ooko, MCA Ahero Ward): Thank you Mr. Speaker. Pursuant to the provisions of the Kisumu County Assembly Standing Order No. 45 (1), I wish to give a Notice of Motion on the Third Assembly, First Session Selection Committee report on the Constitution of the House Committees. Thank you.

The Speaker (Hon. Oraro): Next order!

STATEMENTS

The Speaker (Hon. Oraro): Hon. Gard Olima, MCA South West Nyakach.

Hon. Olima (MCA, South West Nyakach Ward): Thank you Mr. Speaker for giving me this opportunity. I want to take this chance to thank God for allowing me to be in this House for the second time. I am privileged enough through the people of South West Nyakach to be sitting here today to represent them. I want to say thank you to the people of South West Nyakach for their votes.

Mr. Speaker, I also want to congratulate you for your re-election as the Speaker of the County Assembly of Kisumu and I know that you are wiser than you were in the Second Assembly. You know the challenges that MCAs face. Mr. Speaker, moving forward this House stands a better chance of having good direction from you as the Speaker as opposed to when you were an elected Member of this House. I know you went through a lot as an MCA and one time you gave me a resignation that you didn't want to be an MCA anymore and I ensured that you didn't resign. Later on, you became the Speaker. It is my belief that no Member should take that path because our Speaker knows what MCAs go through.

Mr. Speaker, I want to tell the new Members in this House that whatever we do in this House will count and will stand with us. Some of the Members are already blackmailing others and calling others names and even going to the extent giving us parties which we have agreed to accept. I want to say that the propaganda you are using on some of us will come back to haunt you with equal interest and force. Mr. Speaker, I want to request you as the leader of the Assembly that please stick to the oath that you took to protect the constitution, to work without fear or favour to all the Members in this House.

Mr. Speaker, we are aware that this House stands for the rule of law. This House stands for the betterment of the Kisumu County residents. We must work together to build Kisumu County and I therefore request the Members who are here today that the partisanship that some people are still taking from the election of the Speaker, should not derail the development in Kisumu County. How I wish the leadership of this House that was commissioned last week could take the lead in uniting this House. From the look of things, I want to say that it is the same leadership has already decided to divide this House.

Mr. Speaker, I am a witness today on the meeting that was held by Hon. Seth Kanga to divide this House. In the Second Assembly, I thought the best and wise man in this House was Hon. Seth

Ochieng Kanga. I know Hon. Ken Ooko cannot unite this House but I thought I could see peace in Hon. Seth Kanga who has been preaching peace and decorum in this House. Mr. Speaker, from the look of things, if you don't take an early lead to ensure that this House go the right way. Some of us have served. We have done the little we could and we can forget our seats. We can go to into farming. We can equally do boda-boda. But not to sit here and see this House degenerate and leave the Honourable name to be horrible going forward. I want to ask you to take the lead in making sure that we are harmoniously exist.

Mr. Speaker, it is God that made us to be here. It is not by my might or strength. It is not the absence of that brings peace. Peace is cultivated. Peace is brought and peace is brokered. If some people feel that they were Twenty-Four in voting for the Speaker and the Twenty-Three who voted the other candidate are junior and undervalued MCAs then I want to say sorry. The few votes that enabled you to be Speaker should not continue to divide this house.

Mr. Speaker, I want to request you, from where you sit, please give direction that will enable Kisumu County have peace. Personally, I owe my allegiance to the people of South West Nyakach and the Constitution of Kenya. Working with other Members to build Kisumu County is mandatory. I therefore, request you and request the House that we stand above petty politics of sidelining other Members. Please, let us get a better Assembly. I know some people are selfish naturally. We will allow them to be selfish so long as services to the people of Kisumu County are given. Let them be selfish to the core but let it not derail the services to the people. We are here to oversight, represent and legislated on behalf of the residents of Kisumu County and therefore, no amount of blackmail, no amount of intimidation and no amount of sabotage will derail us from doing what we are supposed to do. If I make a mistake as Honourable Gard Okoth Olima, do not transfer that mistake to somebody else. This House has brought Members with different capacity, ideas and mandates. I want request that this House considers every brain so that we be more enlightened than how we came.

Mr. Speaker, I want to say that as the Chair who was caucusing for Hon. Samuel Onyango Ong'ou to be the Speaker of this House, that team no longer have any negative attitude towards you. It is therefore, upon you to embrace that team. It is now your turn to ensure that this House runs on 47 wheels. No form of leadership will bring that if it doesn't start with you. Personal issues should not out do the general good of the Kisumu County development. Thank you, Mr. Speaker.

The Speaker (Hon. Oraro): Yes, Hon. Chief Whip Seth Kanga.

The Chief Whip (Hon. Kanga, MCA, Market Milimani Ward): Thank you Mr. Speaker. I would like to make a Statement regarding what my friend Hon. Gard Olima has just talked about. Freedom of association is enshrined in the Constitution of Kenya. Having lunch with my colleagues does not constitute that I was having a meeting with my colleagues. I was just called

by my friends Hon. Rakwach and some other Members for lunch at a restaurant opposite the Assembly Building.

Mr. Speaker, politics is like a football match. You were in the other team and I was also in this other team. Hon. Gard Olima and his colleagues decided to join team Ong'ou which was absolutely defeated in this Honourable House. It is not my duty to unite the Assembly but I am working by the party privilege. Mr. Speaker, I didn't apply for this position but the party thought it wise and decided to give me this responsibility. I want to tell the Honourable Members that, I will remain loyal to ODM party. Even if the party instructs me bring an impeachment motion against you as the Speaker, then I will not hesitate. Even if the party instructs me to bring an impeachment against the Governor Prof. Anyang' Nyong'ó because I am loyal to the party leader and nobody else.

Mr. Speaker, the party leader convened a meeting and Chair of caucusing for Hon. Ong'ou instructed his members not to attend the party leader's meeting. They decided to be on the other team. This is like football. It is only one team that will win. It is not my responsibility to massage Hon. Olima's ego so that he supports the Honourable Speaker. That is the duty of the Speaker. Mine is to champion the manifesto of the party and government's interest in this House. I have no apology to make for that. I will not apologize for following party leader's instructions.

The other day they were joining Roots Party leader in opening of Ward offices of ODM member in Central Nyakach. I will not message your ego. May be the Leader of Majority will do that and that's up to him. Thank you, Mr. Speaker.

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

The Deputy Leader of Majority (Hon. Lumumba, MCA, South East Nyakach): Thank you Mr. Speaker. I wish to respond to what Hon. Olima has just said.

The Speaker (Hon. Oraro): Hon. Deputy Leader of Majority, it is statement time. If you want to give a statement maybe you can

The Deputy Leader of Majority (Hon. Lumumba, MCA, South East Nyakach): Thank you Mr. Speaker, I wish to give a statement on what happened in my Constituency but in a different Ward where some Members convened a meeting in the pretext of thanks giving ceremony to vilify and incite people against Members of this County Assembly who did not vote for their preferred candidate. If we are going to continue like that then all these that you are talking about will not work. I want to urge Members that, let us be sincere to each other. The issue of money being given was one's decision. Nobody asked for money to vote. If they want their money back, let them say. How much money did they give? No one asked anyone to give any money. If anyone feels aggrieved that he gave out some money, let him write a letter to this House to claim the money. Thank you Mr. Speaker.

The Speaker (Hon Oraro): Hon Reuben Rakwach, MCA East Kolwa

Hon Rakwach (MCA, Kolwa East Ward): Thank you Mr. Speaker, Sir for giving me this chance to give a Statement. First, allow to say that I owe allegiance to the great people of Kolwa East, the Constitution of Kenya and to our Party, ODM. Mr. Speaker, we may say that some people are being given names in this Honourable House. Names are not given here. Names are earned.

Mr. Speaker, some Members have maladjusted behaviour and to me I would say these members do not deserve to be in our political party, ODM. We signed a Code of Conduct of the ODM party that we shall not advance the interest of other political parties. Mr. Speaker, last week in Central Nyakach, we saw Roots Party Leader presiding over launching of offices. I understand they were eight under the watch of Honourable Members elected on ODM Party.

Mr. Speaker, Sir, we have to stand tall to be counted that we denounced this or else do not be flabbergasted one day to wake up to find out that most of our members have decamped to the Roots Party. We do not know their plans and we are not aware when Wajackoyah (Presidential Candidate in the 2022 General Elections and leader of Roots Party) will be back to open more Ward offices in Kisumu County.

The Speaker (Hon Oraro): Hon Olima, please allow Hon Rakwach to complete.

Hon Olima (MCA, South West Nyakach Ward): I have a Point of Information Mr. Speaker

The Speaker (Hon Oraro): Whom do you want to inform?

Hon Olima (MCA, South West Nyakach Ward): Mr. Speaker, I want to inform the House.

The Speaker (Hon Oraro): Please proceed.

Hon Olima (MCA, South West Nyakach Ward): (On a Point of Order). Thank you Mr. Speaker. I want to bring to your attention that I attended the said meeting in Central Nyakach Ward. As you may be aware, the elections are over and even the offices being opened were ODM liaison offices for the Ward. We are aware that there is no campaign going on and I know that I belong to the ODM party.

The Speaker (Hon Oraro): Hon Olima, what is the information?

Hon Olima (MCA, South West Nyakach Ward): Mr. Speaker, I want Hon Rakwach to know that we are not ready yet to open Roots Party offices in Kisumu. I want them to know that each and every Ward will not be built...

The Speaker (Hon Oraro): Hon Olima, Hon Rakwach has not said that...

Hon Olima (MCA, South West Nyakach Ward): He did say that we shall wake up one morning to see those offices launched.

Hon Rakwach (MCA, Kolwa East Ward): I have heard you saying you are not ready to open Roots Party offices as yet...

Hon Olima (MCA, South West Nyakach Ward): That is what I want to inform the House that it is not in any of our plans. I want to tell you Mr. Speaker that this country and Wards will not be built by...

The Speaker (Hon Oraro): Hon Olima, you have already passed your information.

Hon Olima (MCA, South West Nyakach Ward): Mr. Speaker, I have not given the information yet. I want to tell you how the Roots Party Leader ended up in Central Nyakach Ward which is an issue to some of the short-sighted MCAs in this House. Beyond the Roots party, they cannot see development. I want to tell you Mr. Speaker that this county will not be built only by county coffers. We have to go an extra mile and look for those who can support any development for our people. The country Kenya is already looking for donors and well-wishers to support development.

The Speaker (Hon Oraro): Hon Gard Olima, your information is already passed.

Hon Olima (MCA, South West Nyakach Ward): Mr. Speaker, I am not through. I should provide further information unless ...

The Speaker (Hon Oraro): Hon Olima, resume your seat

Hon Olima (MCA, South West Nyakach Ward): Mr. Speaker, I want to tell you...

The Speaker (Hon Oraro): Order Members!! Resume your seat Honourable Members. Hon Kanga, Hon Rakwach, resume your seats. Honourable Members, you have to understand that we are a House of order as we are debating, you must recognize that we are addressing Honourable Members. Statement time is an hour and there is no harm in requesting for an opportunity in case your name is mentioned. The Speaker has that mandate to give you an opportunity to respond. This is the reason I gave Hon Olima an opportunity to pass information. However, you cannot insist that you want to run the House the way you want. We must have order in the House. Let me allow Hon Rakwach to complete his Statement.

Hon Rakwach (MCA, Kolwa East Ward): Thank you Mr. Speaker, Sir. I wish to say that being Honourable Members, let us not be so much intoxicated with verbosity that we cannot even listen. We should learn to listen so that when we respond, we know what we are talking about. Some people think that they know how to talk better than others. Our electorates know why they elected us to office.

Mr. Speaker, we have to protect our party, ODM. I will stand tall to be counted and will not be intimidated. We talk about development, how can a leader who has no single MCA bring development in Kisumu County. Mr. Speaker, Sir, we talk of healing; however, you must get sick first before you are healed. Some people have done bad things here and they have not been punished yet they are talking about healing! Let us first punish them. I rest case Mr. Speaker, thank you.

The Speaker (Hon Oraro): Hon Oraro

Hon Oraro (MCA, Kolwa Central Ward): Thank you Mr. Speaker. I want to thank you for this opportunity. As regards ODM party, I do not want to say much.

The Speaker (Hon Oraro): Hon Oraro, it is Statement time ...

Hon Oraro (MCA, Kolwa Central Ward): I know and that is why I have said I am grateful for this opportunity. Mr. Speaker, we will teach you that you do not need to shed tears at times. I want to advise Members to debate without emotions. If you talk about leadership in the House such as Leader of Majority and Chief Whip, I still have a lot of respect for Hon Isaiah who was the first Whip. We had a serious problem. As a speaker, you are an impartial arbiter and we are all your members.

Mr. Speaker, I have heard Honorable Members talk about what transpired last weekend. The issue of Roots party and us being branded as members of UDA party are politics that will not help this House. All I pray for is us to work together. Members of the public will not use loyalty to the party as a test for performance. All they are waiting for is real development at the grassroot level. We have seen members clapping and thinking that they own the party. At the end of the day, what will be counted is how firm we are in terms of our three main roles.

Finally, I want to urge members to bring their tempers down. You are neither the first ODM member nor will you be the last. If you are given the mandate to serve the people, please do it. If you are a Whip, then you are a whip of Kisumu County and not a faction of Members. If you are a Leader of Majority, then you are a leader of the entire County Assembly and County Government at large; not a particular faction. If it is about positions, have them. People have been chairpersons; others have thought that having a lot of money will make you a better MCA. Let us transact the business that brought us to this Assembly.

Mr. Speaker, I was voted in by the people of Kolwa Central. I never knew I would meet Hon. Obonyo and others. Today, we are here as Honourable Members and we can never tell of tomorrow. As such, it is important to focus on what brought me here. The Speaker is Hon. Elisha Jack Oraro. The wisdom will be required of you to steer the Assembly for the next five years. If you choose the path of war, then it will be war. If you choose the path of positioning yourself as a leader, then you will forever earn the respect as a leader.

The Speaker (Hon Oraro): Hon Oraro, please resume your seat for a minute. Honourable Members, I want to bring to your attention the provisions of Standing Orders Section 41 and 42. It reads that notwithstanding Standing Order No. 38 that is on sequence of proceedings; there shall be a time to be designated Statement Hour and it states that it should not be later than 3:00 p.m. on every Sitting.

Part II stipulates that during Statement Hour, a Member may make a statement on a county issue or any issue of general or topical concern and part (b) states that a Member may request for a Statement from a Committee Chairperson relating to the matters under the mandate of the committee and the Speaker may appoint a day for the Statement to be made or direct the Statement to be issued on the same day.

Part (c) states that the Majority Leader or in his or her absence, a member of the House Business Committee designated by the Majority Leader for that purpose shall every Thursday or on the last Sitting of the week present or lay before the Table a Statement informing the County Assembly on the business coming before the House the following week. Part (d) further states that Majority Leader, Minority Leader or a committee chairperson as the case may be or their designees may make a Statement relating to their responsibilities in the Assembly or the activities of the committee.

Section three stipulates that a Member who wishes to seek leave to raise a matter under paragraph (2) (a) or (b) shall, before 1:00 p.m., on the day which the Statement is proposed to be made, hand to the Speaker a written notification of the matter, but the Speaker may refuse to allow the request unless satisfied that the matter may properly be discussed in the House. No member seeking a Statement under this Standing Order shall speak for more than five minutes, unless with the permission of the Speaker.

Standing Order No. 42 talks about Personal Statements. During Statements Hour, a member may, by the indulgence of the House, explain matters of a personal nature although there is no question before the House, but such matter may not be debated.

Honourable Members, I have listened carefully to the Statements that are being made. The first Statement was made by Hon Olima and he was expressing Personal Statement owing to the fact that he had not given his maiden speech. He mentioned the name of the Honourable Whip and I also realized that he was debating instead of giving a Statement.

Again, I have also noticed that that this is a trend. By that notice, I want to refer ourselves to those Standing Orders 41 and 42. It should be clear what a Personal Statement is and what a Statement of Topic of Concern is. As the Speaker, even though I was nominated by ODM Party, assuming we had several parties in this House, I serve all the parties in the House. This is why you are seeing Hon Bill Oliver (MCA, Kobura Ward) in the House, he was elected on Independent ticket and I still have to serve him as the Speaker.

Honourable Members, any matter concerning the party can be directed to the Leader of Majority who can call a Parliamentary Group meeting to discuss it. If there is any communication regarding the party then I can get from the representatives of the party who is the Leader of Majority or the Chief Whip. I therefore do not want the discussion on whether or not there was a Roots party meeting. I want us to stick to what the Standing Order provides. Looking at the time and going by the Business on the Floor I want to request that we proceed.

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

MOTION

APPROVAL OF REPORT FROM THE COMMITTEE OF SELECTION N THE
CONSTITUTION OF HOUSE COMMITTEES PURSUANT TO THE PROVISIONS OF
KISUMU COUNTY ASSEMBLY STANDING ORDERS NO. 185 (1)

BY

HON. KEN OOKO, MCA, AHERO WARD

(CAHRPERSON, COMMITTEE OF SELECTION)

(LEADER OF MAJORITY)

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

Leader of Majority (Hon Ooko, Ahero Ward): Thank you Mr. Speaker. I rise to move a Motion. Mr. Speaker, Mr. Speaker and Hon Members. Pursuant to Standing Orders number 155 (2) of the Kisumu County Assembly Standing Orders, the Committee on Selection is mandated to nominate members to serve in various Committees save for the House Business and Appointments Committees whose composition are expressly provided for. On 11th October 2022 in line with Standing Orders no. 155 (1), the Leader of Majority moved a motion which was adopted by the House to constitute the Selection Committee.

The Speaker, vide MIN. NO.2/CAK/HBC/11/10/2022(ii) of the House Business Committee meeting held on Tuesday 10th October, 2022(see annexed), directed the Committee to immediately proceed and populate members into various Committees of the County Assembly. This report is therefore a documentation of the House Leadership as was approved by this Honourable House and deliberations of the Selection Committee after extensive consultation, placing members in various Committees in line with the enabling laws and the Standing Orders.

Legal framework

Mr. Speaker and Hon Members, Kisumu County Assembly Standing Orders mandates the Committee on Selection, in consultation with County Assembly parties, shall nominate members

to serve in various sectoral and select Committees. It is important to note that, the County Assembly, as currently constituted, does not have a minority party, and the only party represented in the House is Orange Democratic Party (ODM) a matter which the Hon Speaker did make a pronouncement on. In view of this the consultations done by the Committee as regards the nomination of members to serve in Committees was only restricted to one party - ODM. Apart from consulting with the parties represented in the Assembly the selection Committee is also required to consider; gender balance to measure up to the statutory two-thirds gender balance, amongst other factors.

Committee Mandate

The Committee on Selection is established pursuant to Standing Orders No. 155 of the Kisumu County Assembly Standing Orders which provides that; there shall be a select Committee, to be designated the Committee on selection, consisting of the leader of majority party who shall be the chairperson, the leader of the minority party and not less than nine and not more than eleven other members, who shall be nominated by the County Assembly parties and approved by the County Assembly. Pursuant to Standing Orders No. 155 (2), &156 (1), the Committee on selection is mandated to;

- i. Nominate members to serve in Committees, save for the membership of the House Business Committee and Committee on Appointments.
- ii. Consult with County Assembly parties, while nominating members to serve in all other Committees...

(Hon. Olima rises on his feet)

The Speaker (Hon Oraro): Yes Hon Olima. What is it?

Hon Olima (MCA, South West Nyakach Ward): (On a point of information). Mr. Speaker, I believe that we are moving this House unprocedural. The Leader of Majority has just given a Notice of Motion now. Is the Leader of Majority in order to put a Notice of Motion today, in fact now, today the 19th October, 2022 and move the same Motion now?

The Speaker (Hon Oraro): Just resume your seat Honourable Majority Leader. Honourable Member. I confirm that the House Business Committee discussed and that was authorized.

Hon Olima (MCA, South West Nyakach Ward): Thank you Mr. Speaker. I would like you to inform me where that mandate is given to the House Business Committee to authorize a Notice to be given in the same Sitting and a Motion discussed in the same Sitting. We know that the provisions of Standing Orders, 24 hours should be given to Members before any Motion is discussed. So, do you mean that decisions of the House Business Committee supersede those of this House? Even whatever is being read has not been seen by members here present.

How can we debate on a Motion we have not been given? Mr. Speaker, I requested in my Statement Hour that can you procedurally run this House. How can we discuss something we have not seen?

The Speaker (Hon Oraro): Hon Olima, are you going to give me time to respond?

Hon Olima (MCA, South West Nyakach Ward): Mr. Speaker, I want to request you that please run this House procedurally.

The Speaker (Hon Oraro): Order!! Hon Olima.

Hon Olima (MCA, South West Nyakach Ward): There is nowhere in this House where a Motion can be discussed the same day a Notice has been given.

The Speaker (Hon Oraro): Hon Olima, I want to give directions to this House. As the Speaker of this House, it is my duty to follow the Rules and the Procedures of this House. I want to confirm to the Members that this is a matter that we discussed extensively and it is in order that we give the Notice and proceed.

(The Speaker rises on his feet)

Hon Olima, please resume your seat. Hon Olima, I direct that resume your seat. Hon Gard Olima, resume your seat. Can you resume your seat. Proceed Honourable Leader of Majority. What is your point of order?

Hon. Oiko (MCA, Kabonyo/Kanyagwal): *(On a Point of Order)* Mr. Speaker, the Hon. Kenneth Ooko...

The Speaker (Hon. Oraro): What is the Point of Order?

Hon. Oiko (MCA, Kabonyo/Kanyagwal): Mr. Speaker I am arising while citing the provisions of Standing Order is No. 162, and 186 (6) (7). Mr. Speaker, Sir...

The Speaker (Hon. Oraro): Honourable Member, Standing Order No. 162 is about...

Hon. Oiko (MCA, Kabonyo/Kanyagwal): The Conduct of Elections at the committee level.

The Speaker (Hon. Oraro): Please proceed.

Hon. Oiko (MCA, Kabonyo/Kanyagwal): Mr. Speaker, Sir, the Selection Committee has done its work by slotting members in the committees. Mr. Speaker...

The Speaker (Hon. Oraro): Hon. Benny Pete Oiko, kindly resume your seat.

The Speaker (Hon. Oraro): Order!! Hon. Kelvin Oraro. I have looked at Standing Order No. 162, which has been referred to by Hon. Oiko, and it is about conduct of elections. The Hon. Leader of Majority, is on his feet giving the report of the Committee on Selection. I want to request your

indulgence that you allow the Leader of Majority to complete moving the motion, then you will bring up that Point during debate. I do not know what he will present because we gave him mandate as the Chair of the Selection Committee and for that House Committee to populate members to various House Committees as provided for in the Standing Order. That is the report we are waiting for. I want to agree with Hon. Gard Olima, that; if the report isn't with the Hon. Members immediately after notice was given, I believe that it should be somewhere. Hon. Leader of Majority, Ooko can you clarify that?

Leader of Majority (Hon. Ooko, MCA, Ahero Ward): Thank you, Mr. Speaker, I want to refer the Hon. Gard Olima, MCA for South West Nyakach Ward to the provisions of Standing Order No. 182 (6) and (7), that talks about the timeline...

(Interruption from unidentified Hon. Members)

The Speaker (Hon. Oraro): Hon. Ngeta and Hon. Kelvin Oraro, I am just responding to the Point of Order sighted by Hon. Benny Oiko so, let's clear with it first then I will give you time.

Hon. Ngeta: Mr. Speaker, Mine is a burning issue...

The Speaker (Hon. Oraro): There's no way we can put a Point of Order on to another Point of Order, and that should be quite clear to you having been previously in this House. Let us clear with this Point of Order then I will give you a chance.

Hon. Ngeta: Mr. Speaker, let us kindly have some decorum and understand...

The Speaker (Hon. Oraro): Hon. Maurice Ngeta, I have noticed you but there is no way you are going to put a Point of Order on to another Point of Order. So, Hon. Ooko can you clarify on the issue of report?

Leader of Majority (Hon. Ooko, MCA, Ahero Ward): Thank you Mr. Speaker, I want to refer Members to Standing Order No. 182 (6) and (7). However, I want to go directly to part (7), which reads; *Within forty-eight hours after the report has been laid on the Table of the County Assembly, the Clerk shall publish the report in the County Assembly website and circulate copies to Members.*

Mr. Speaker, I believe that the report has been published in the County Assembly website.

Hon. Olima (MCA, South West Nyakach Ward): Mr. Speaker, on the same note, Standing Orders No. 182 (7), if you allow me, it states '*Within forty-eight hours after the report has been laid on the Table*'. I want to refer the Leader of Majority to that same part (7). Where is that Table? Where did he lay the report for the Clerk to publish it in the website? The report has just been laid here now. Where is the forty-eight hours?

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

Hon. Olima (MCA, South West Nyakach Ward): Mr. Speaker, do not allow illegalities to continue in this House.

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

Hon. Olima (MCA, South West Nyakach Ward): The Leader of Majority has read it; I do not know what you are protecting.

The Speaker (Hon. Oraro): Hon. Gard Olima, I had given time to the Leader of Majority, let him finish his response to that Order then I will give chance to another Member. I have noticed Hon. Ngeta and Hon. Kelvin Oraro.

Leader of Majority (Hon. Ooko, MCA, Ahero Wards): Hon. Speaker, I believe that when we talk about 'within' it means we are still within the timeline. The Members of the Committee on Selection are;

Hon. Kennedy Ooko – Chairperson ...

The Speaker (Hon. Oraro): Order!! Hon. Leader of Majority. Honorable Members, if you have heard the Standing Order being referred to by Hon. Kennedy Ooko, I do not understand what Hon. Gard Olima is referring to. The report was tabled here, I made communication of its receipt and it was presents that it should be published in the website within forty-eight hours. I would like the Leader of Majority to confirm whether it is there or not because I don't know what within forty-eight hours means.

Hon. Olima (MCA, South West Nyakach Ward): Mr. Speaker...

The Speaker (Hon. Oraro): Please Hon. Olima, I will give you time.

Hon. Olima (MCA, South West Nyakach Ward): Mr. Speaker, I want to request you to make reference to the provisions of the Standing Orders

The Speaker (Hon. Oraro): Honourable Member, but that is what I am doing.

Hon. Olima (MCA, South West Nyakach Ward): Mr. Speaker, I want to request you to use the same Law you are using illegally.

The Speaker (Hon. Oraro): Hon. Gard Olima, even if you say 'illegally'...

Hon. Olima (MCA, South West Nyakach Ward): If it is within forty-eight hours let it be so. Within the one minute that the report was laid here, the Clerk has already posted it on the website, making you within the forty-eight hours

The Speaker (Hon. Oraro): That's it.

Hon. Olima (MCA, South West Nyakach Ward): There is another motion that will come up again, and will require only one second to put on the website.

The Speaker (Hon. Oraro): It is okay.

Hon. Olima (MCA, South West Nyakach Ward): Mr. Speaker, don't take us for granted...

The Speaker (Hon. Oraro): Order!! Honorable Member.

Hon. Olima (MCA, South West Nyakach Ward): Mr. Speaker, don't take this House for granted

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

Hon. Olima (MCA, South West Nyakach Ward): Please allow this House to be a House of Order.

The Speaker (Hon. Oraro): Hon. Gard Olima you are becoming unruly.

Hon. Olima (MCA, South West Nyakach Ward): We request you...

The Speaker (Hon. Oraro): Hon. Gard Olima, you are becoming unruly. You have confirmed that within forty-eight hours means even one minute within that time. So, I am 100% sure that I am within the procedures to allow Hon. Kennedy Ooko to proceed with the motion.

Hon. Oraro (MCA, Central Kolwa Ward): Hon. Speaker...

The Speaker (Hon. Oraro): Is it the same thing Hon. Kelvin?

Hon. Oraro (MCA, Central Kolwa Ward): No, Mr. Speaker...

The Speaker (Hon. Oraro): Okay Serjeant-at-arms can you assist Hon. Kelvin Oraro with the microphone?

Hon. Oraro (MCA, Central Kolwa Ward): Mr. Speaker, indeed I have to confirm that I have the report in my phone.

The Speaker (Hon. Oraro): Thank you

Hon. Oraro (MCA, Central Kolwa Ward): However, I am just worried because whatever is written is totally unlawful Mr. Speaker. A report having the Chairperson and the Vice-Chairperson, I do not know if the report was from Kennedy Ooko or...

The Speaker (Hon. Oraro): Honorable Kelvin Oraro...

Hon. Oraro (MCA, Central Kolwa Ward): I stand to be guided Mr. Speaker...

The Speaker (Hon. Oraro): Thank you so much, let us not open debate, and I am happy that you are confirming seeing the report. Let us now give the Leader of Majority time to read the report.

We cannot start debating on a report that hasn't been presented. We were discussing the issue of procedures.

Hon. Oraro (MCA, Central Kolwa Ward): Even the illegality...

The Speaker (Hon. Oraro): Yes, you will discuss during the debate. Give him time to finish presenting the Committee report then, maybe during the debate you will have time to let him know about the illegalities in his presentation. You will then have your time to make your utmost decision on the matter. So, Leader of Majority you can please proceed.

Leader of Majority (Hon. Ooko, MCA, Ahero Ward): Thank you Mr. Speaker for protecting me from the hostile Member.

(Laughter)

Leader of Majority (Hon. Ooko, MCA, Ahero Ward): Mr. Speaker, I want to remind this House that in the year 2017 at such a time, Hon. Gard Olima did the same with the report by the Committee on Selection.

(Continuation of the report by Selection Committee on the constitution of House committees)

Committee Membership

Hon. Speaker, Pursuant to the motion for the formation of the committee on selection adopted by the House on the 11th Oct 2022, and in line with Standing Order No. 155 (1), the following are the members of the committee as currently constituted;

Table 1: Selection Committee Members

No.	NAME	DESIGNATION
1.	Hon. Kennedy Ooko	Chairperson
2.	Hon. Seth Kanga	Vice Chairperson
3.	Hon. Nereah Okombo	Member
4.	Hon. Seth Okumu	Member
5.	Hon. Lumumba Owade	Member
6.	Hon. Moses Ochele	Member
7.	Hon. Jenipher Obonyo	Member
8.	Hon. George Abaja	Member

9.	Hon. Vincent Jagongo	Member
10.	Hon. Ratib Boitone	Member
11.	Hon. Habil Nyasuna	Member
12.	Hon. Caren Odhiambo	Member
13.	Hon. Pamela Oyoo	Member

Source: House Votes and Proceedings 11th Oct. 2022

(Disruption of the Report Reading)

Hon. Olima (MCA, South West Nyakach Ward): A Point of Order Mr. Speaker.

The Speaker (Hon. Oraro): Hon. Gard Olima I will not give chance to any Point of Order.

Hon. Olima (MCA, South West Nyakach Ward): I have a Point of Order. Mr. Speaker...

(Continuation of the Report by Selection Committee on the constitution of House Committees)

The Leader of Majority (Hon. Ooko): Mr. Speaker and Honorable Members. On behalf of the Committee on selection I wish to thank the office of the Speaker and the office of the Clerk for the support accorded to the committee during the processing of this report. I also wish to thank the members of this Committee...

(Loud Consultations)

(Disruption of the Report Reading)

The Speaker (Hon. Oraro): Order!! Members. Order!! Hon. Leader of Majority. Hon. Gard Olima, I will not allow you to be unruly in this House. I have already given my pronouncement that the Leader of Majority proceeds with reading the report.

Hon. Olima (MCA, South West Nyakach Ward): Mr. Speaker, I am allowed to give a Point of Order when I need to.

The Speaker (Hon. Oraro): Hon. Gard Olima, I have already given my pronouncement that the Leader of Majority proceeds.

Hon. Olima (MCA, South West Nyakach Ward): It is an illegality...

The Speaker (Hon. Oraro): I have given my authority that he proceeds.

Hon. Olima (MCA, South West Nyakach Ward): He is committing an illegality...

The Speaker (Hon. Oraro): Hon. Olima you are becoming unruly.

Hon. Olima (MCA, South West Nyakach Ward): He is doing an illegality and we will not allow that...

The Speaker (Hon. Oraro): Hon. Gard Olima please resume your seat.

Hon. Olima (MCA, South West Nyakach Ward): Allow me to raise my Point of Order.

The Speaker (Hon. Oraro): What is your Point of Order? Which Standing Order No.? Give him the Microphone.

Hon. Olima (MCA, South West Nyakach Ward): (*On a Point of Order*) Mr. Speaker, my Point of Order is cited from the provisions of Standing Orders No. 162.

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

Hon. Olima (MCA, South West Nyakach Ward): Yes.

The Speaker (Hon. Oraro): You are out of Order! I have already given a ruling on Order No. 162, which was raised by Hon. Benny Pete Oiko.

Hon. Olima (MCA, South West Nyakach Ward): Mr. Speaker, it was raised before the Hon. Leader of Majority began reading the report.

The Speaker (Hon. Oraro): Hon. Olima, I had already given a pronouncement on Order No. 162 when it was raised by Hon. Oiko, so, please resume your seat. Hon. Leader of Majority you can please proceed.

Leader of Majority (Hon. Ooko. MCA, Ahero Ward): Thank you Mr. Speaker...

(Continuation of the Report by Selection Committee on the constitution of House Committees)

Acknowledgement

Mr. Speaker and Hon Members. On behalf of the Committee on selection I wish to thank the office of the Speaker and the office of the Clerk for the support accorded to the committee during the processing of this report. I also wish to thank the members of this Committee for their tolerance and objectivism in the entire process and not forgetting the Committee Secretariat for the immense support during the production of this report.

Hon Speaker, Pursuant to Standing Orders No. 158 (1), It is now my pleasant duty and privilege to present this Report of the Selection Committee on the Constitution of the House Committees for Consideration and Approval by the Assembly.

House Leadership

Mr. Speaker and Hon Members. The following is the list of the House leadership as approved by the House vide a motion by the majority leader during the County Assembly's sitting held on 11th Oct 2022. This is in line with provision of pursuant Orders No. 14 (1) - Speakers Panel; Standing Orders No.16 (A, 1) - Leader of Majority Party; Standing Orders No. 16 (B) - Majority Whip; Standing Orders No. 17 (A, 1) - Leader of Minority Party; Standing Orders No. 17 (B) - Minority Whip; County Governments Act No.17 of 2012 and County Assembly Services Act 2017 - Members of the County Assembly Service Board. Consequently, the following table indicates the respective leaders of the County Assembly as approved by the House on the 11th Oct. 2022;

Table 2: List of members serving in various House leadership offices

No.	Position	Names
1.	County Assembly Service Board (CASB)	<ul style="list-style-type: none"> ▪ Hon. George Abaja ▪ Hon. Pamela Oyoo
2.	Speake's Panelist	<ul style="list-style-type: none"> ▪ Hon. Nereah Okombo ▪ Hon. Seth Okumu ▪ Hon. Emily Oginga ▪ Hon. Caren Odhiambo
3.	Leader of Majority	<ul style="list-style-type: none"> ▪ Hon. Kennedy Ooko
4.	Deputy Leader of Majority	<ul style="list-style-type: none"> ▪ Lumumba Owade
5.	Chief Whip	<ul style="list-style-type: none"> ▪ Hon. Seth Kanga
6.	Deputy Chief Whip	<ul style="list-style-type: none"> ▪ Hon. Jennipher Obonyo

Establishment of Committees

Mr. Speaker and Hon Members,

Legislative Committees are the hallmark and engine of the Parliamentary business. The justification for the establishment of Committees lies in the provisions of Articles 124 of the

Constitution of Kenya 2010, Section 14 (1, b) of County Governments Act No.17 of 2012 and the Kisumu County Assembly Standing Orders.

Pursuant to the Kisumu County Assembly Standing Orders, the table below illustrates the list of all Committees in Kisumu County Assembly;

Table 3: List of Committees of the Kisumu County Assembly as provided for in the Standing Orders

No.	COMMITTEE	ESTABLISHMENT IN STANDING ORDERSS
1.	House Business Committee	S.O. 154
2.	Committee on Selection	S.O. 155
3.	Committee on Appointments	S.O. 187
4.	Public Accounts and Investments Committee	S.O. 188
5.	County Budget and Appropriations Committee	S.O. 189
6.	County Assembly Procedure and Rules Committee	S.O. 190
7.	Committee on Implementation	S.O. 191
8.	Committee on Delegated County Legislation	S.O. 192
9.	Powers and Privileges Committee	S.O. 174
10.	Liaison Committee	S.O. 194
11.	Agriculture, Fisheries, and Livestock Development	S.O. 193& Second Schedule of Standing Orders

12.	Health, Housing and Sanitation	S.O. 193& Second Schedule of Standing Orders
13.	Children, Culture and Community Service	S.O. 193& Second Schedule of Standing Orders
14.	Public Works, Roads and Transport	S.O. 193& Second Schedule of Standing Orders
15.	Planning, Industrialization and ICT	S.O. 193& Second Schedule of Standing Orders
16.	Early Childhood Education, & Vocational Training	S.O. 193& Second Schedule of Standing Orders
17.	Labour and Social Welfare	S.O. 193& Second Schedule of Standing Orders
18.	Administration of Law, Justice, Constitutional Affairs, Good Governance and Security	S.O. 193& Second Schedule of Standing Orders
19.	Water, Environment and Natural Resources	S.O. 193& Second Schedule of Standing Orders
20.	Cooperative, Finance, Trade & Enterprise Development	S.O. 193& Second Schedule of Standing Orders
21.	Tourism, Wildlife and Heritage	S.O. 193& Second Schedule of Standing Orders
22.	Ward Development Fund	S.O. 193& Second Schedule of Standing Orders
23.	Welfare and Equal Opportunities	

In Addition to Standing Orders No 155, the Standing Orders Numbers 156, 157, 158 and 159 outline the process of nominating members into various Committees including the criteria to be used for nomination, the approval process and the process of discharging members from Committees. They are outlined below:

□ S.O. 156 (1): Unless otherwise provided by any written law or these Standing Orders, the Committee on selection shall, in consultations with the County Assembly parties, nominate members who shall serve on a select Committee

□ S.O 156 (2): The Committee on selection shall give consideration to the need for gender balance and shall, in so far as may be practicable, ensure that no more than two-thirds of members of a Committee of the County Assembly, including a Committee established through a resolution of the County Assembly, shall be of the same gender

Criteria for nomination

Mr. Speaker and Hon Members,

In addition to the considerations of gender, & regional balance, the Standing Orders No. 157 outlines the criteria to be followed by the Committee on Selection while nominating members to serve in various Committees. Thus;

- a) S.O 157 (1): Provides that in nominating members to serve on a select Committee, the Committee on selection shall ensure that the membership of each Committee reflects the relative majorities of the seats held by each of the County Assembly parties in the County Assembly
- b) S.O 157 (2): Provides that a member belonging to a party other than a County Assembly party or independent member may be nominated to serve in a select Committee and the allocation of membership of select Committees shall be as nearly as practicable proportional to the number of members belonging to such parties and independent members
- c) S.O. 157 (3): Provides that except as the County Assembly may otherwise resolve, on the recommendations of the Committee on selection for reasons to be stated, no member shall be appointed to serve in more than five sectoral Committees.

Consequently, Standing Orders No. 160 provides for the number composition of select Committees thus, it states that subject to any written law, the Standing Orders or a resolution of the County Assembly, a select Committee shall consist of an odd number of members, not being less than eleven and not more than fifteen.

4.2 Membership of Committees outside the mandate of Committee on selection

Hon Speaker, Standing Orders No. 155 (2) provides that the Committee on selection shall nominate members to serve in Committees, save for the membership of the County Assembly house business Committee and Committee on appointments. Consequently, the House Business Committee and the Committee on Appointments are constituted pursuant to Standing Orders no. 154 (1) and 187 (1) respectively.

S.O.154 (1) states: that there shall be a select Committee to be designated the County Assembly Business Committee, consisting of:- the Speaker who shall be the chairperson, the chairperson of Committees/liaison chair, the leader of majority, the leader of minority and not less than seven and not more than nine other members, who shall be nominated by the County Assembly parties and approved by the County Assembly at the commencement of every session, reflecting the relative majorities of the seats held by each of the County Assembly parties in the County Assembly and taking into considerations the interests of the independents.

- a) S.O. 187 (1) states that there shall be a select Committee to be designated the Committee on appointments to be appointed by the County Assembly, consisting of the speaker as the chairperson, leader of majority party, leader of minority party and not more than nine other members nominated by the County Assembly business Committee on the basis of proportional party membership in the County Assembly taking into consideration the numerical strength of the parties and interests of independent members.

Consequently, pursuant to the foregoing, the composition of the House Business Committee and the Committee on Appointments is as illustrated in the table below;

Table 4: Members of Committees outside the mandates of Committee on selection

No.	Committee	No.	Member	Designation
1.	House Business Committee	1.	Hon. Elisha Jack Oraro	Chairperson
		2.	Hon. Nereah Okombo	Vice-chairperson
		3.	Hon. Ken Ooko	Member
		4.	Hon. Seth Kanga	Member
		5.	Hon. Seth Okumu	Member
		6.	Hon. Vincent Jagongo	Member
		7.	Hon. Boitone Ratib	Member
		8.	Hon. Emily Oginga	Member
		9.	Hon. Bill Odhiambo	Member
		10.	Hon. Carren Odhiambo	Member
		11.	Hon. Jennipher Obonyo	Member
		12.	Hon. Eunice Alando	Member
		13.	Lumumba Owade	Member

2.	Committee on Appointments	1.	Hon. Elisha Jack Oraro	Chairperson
		2.	Hon. George Abaja	Vice-chairperson
		3.	Hon. Ken Ooko	Member
		4.	Lumumba Owade	Member
		5.	Hon. Seth Kanga	Member
		6.	Hon. Jennipher Obonyo	Member
		7.	Hon. Nereah Okombo	Member
		8.	Hon. Vincent Jagongo	Member
		9.	Hon. Rueben Rakwach	Member
		10.	Hon. Joachim Oketch	Member
		11.	Hon. Eunice Alando	Member
		12.	Hon. Carren Odhiambo	Member

Sources: House Votes Proceedings, 11th October, 2022

CONSTITUTION OF HOUSE COMMITTEES

5.1 Proposed Chairpersons and Vice Chairpersons of various House Committees.

Mr. Speaker and Hon Members. The Following table shows a list of all the Chairpersons and Vice Chairpersons of House Committees as was proposed by the Party. However, the Committee recognizes the provisions of S.O 162(1).

Table 5: List of proposed Chairpersons and Vice Chairpersons of Committees

No.	Committee	Chairperson	Vice-chairpersons
1.	House Business	Hon Elisha Jack Oraro	Hon Nereah Okombo
2.	Liaison Committee	Hon Nereah Okombo	Hon Vincent Jagongo
3.	Health, Housing and Sanitation	Hon Vincent Jagongo	Hon Emily Oginga
4.	Public Works, Roads and Transport	Hon Reuben Rakwach	Hon Anne Ochola
	Powers and Privileges	Hon Elisha Oraro	Hon Benson Adegga

5.			
6.	Planning, Industrialization and ICT	Hon Boitone Ratib	Hon James Omollo
7.	Administration of Law, Justice, Constitutional Affairs, Good Governance and Security	Hon Moses Ochele	Hon Millicent Omuya
8.	Tourism, Wildlife and Heritage	Hon Alice Wajewa	Hon Gard Olima
9.	Water, Environment and Natural Resources	Hon Samuel Dede	Hon Mickey Ochieng
10.	Public Accounts and Investment	Hon Ken Ouko	Hon Geoffrey Warindu
11.	Labour and Social Welfare	Hon Zacharia Okoyo	Hon Habil Nyasuna
12.	Cooperatives, Finance, Trade and Enterprise Development	Hon Carren Odhiambo	Hon Lumumba Owade
13.	ECDE, Adult Education and Vocational Training	Hon Seth Okumu	Hon Tom Onditi
14.	Agriculture, Livestock and Fisheries	Hon Eunice Alando	Hon Pamela Oyoo
15.	Delegated Legislation	Hon Mariam Abeid	Hon Vincent Obuya
16.	Implementation	Hon Henrietta Bodo	Hon Kelvin Oraro
17.	Children, Culture and Community Services	Hon Nancy Matara	Hon James Were

18.	Ward Development	Hon Vitalis K'omudho	Hon Samuel Onyango
19.	Budget and Appropriations	Hon Joachim Oketch	Hon Seth Okumu
20.	Procedure and Rules	Hon Elisha Oraro	Hon Tom Nyaoke
21.	Selection	Hon Ken Ooko	Hon Seth Kanga
22.	Appointment	Hon Elisha Oraro	Hon George Abaja
23.	Welfare and Equal Opportunities	Hon Millicent Ajumbo	Hon Maurice Ngeta

Source: Committee on Selection October, 2022 House Proceedings of Tuesday, 11th October, 2022

Proposed Membership of House Committees

Mr. Speaker and Hon Members. The Committee while nominating Members to various Committees, took into consideration all factors as indicated above and in consultation with the party as provided for in law and the Standing Orders and hereby proposes Membership of House Committees as listed;

Table 6: List of the Membership of the House Committees

No.	Committee	No.	Member	Designation
1.	Selection	1.	Hon. Kennedy Ooko	Chairperson
		2.	Hon. Seth Kanga	Vice-chairperson
		3.	Hon. Nereah Okombo	Member
		4.	Hon. Seth Kanga	Member
		5.	Hon. Seth Okumu	Member
		6.	Hon. Lumumba Owade	Member
		7.	Hon. Moses Ochele	Member
		8.	Hon. Jennipher Obonyo	Member
		9.	Hon. George Abaja	Member
		10.	Hon. Vincent Jagongo	Member

		11.	Hon. Ratib Boitone	Member
		12.	Hon. Habil Nyasuna	Member
		13.	Hon. Caren Odhiambo	Member
		14.	Hon. Pamela Oyoo	Member
2.	House Business Committee	1.	Hon. Elisha Jack Oraro	Chairperson
		2.	Hon. Nereah Okombo	Vice-chairperson
		3.	Hon. Ken Ooko	Member
		4.	Hon. Seth Kanga	Member
		5.	Hon. Seth Okumu	Member
		6.	Hon. Vincent Jagongo	Member
		7.	Hon. Boitone Ratib	Member
		8.	Hon. Emily Oginga	Member
		9.	Hon. Bill Odhiambo	Member
		10.	Hon. Carren Odhiambo	Member
		11.	Hon. Jennipher Obonyo	Member
		12.	Hon. Eunice Alando	Member
		13.	Lumumba Owade	Member
3.	Committee on Appointments	1.	Hon. Elisha Jack Oraro	Chairperson
		2.	Hon. George Abaja	Vice-chairperson
		3.	Hon. Ken Ooko	Member
		4.	Lumumba Owade	Member
		5.	Hon. Seth Kanga	Member
		6.	Hon. Jennipher Obonyo	Member
		7.	Hon. Nereah Okombo	Member
		8.	Hon. Vincent Jagongo	Member
		9.	Hon. Rueben Rakwach	Member
		10.	Hon. Joachim Oketch	Member
		11.	Hon. Eunice Alando	Member
		12.	Hon. Carren Odhiambo	Member
		13.	Hon. Seth Okumu	Member
4.	Budget and Appropriations Committee	1.	Hon. Joachim Oketch	Chairperson
		2.	Hon. Seth Okumu	Vice-chairperson
		3.	Hon. Nereah Okombo	Member
		4.	Hon. Boitone Ratib	Member
		5.	Hon. Kennedy Ooko	Member
		6.	Hon. Moses Ochele	Member
		7.	Hon. Seth Kanga	Member

		8.	Hon. Jennipher Obonyo	Member
		9.	Hon. Vincent Jagongo	Member
		10.	Hon. Habil Nyasuna	Member
		11.	Hon. George Obaja	Member
		12.	Hon. Lumumba Owade	Member
		13.	Hon. Caren Odhiambo	Member
		14.	Hon. Reuben Rakwach	Member
		15.	Hon. Pamela Oyoo	Member
5.	Powers and Privileges Committee	1.	Hon. Elisha Jack Oraro	Chairperson
		2.	Hon. Benson Adegga	Vice-chairperson
		3.	Hon. Carren Odhiambo	Member
		4.	Hon. Bill Oliver	Member
		5.	Hon. Emily Oginga	Member
		6.	Hon. Kennedy Ooko	Member
		7.	Hon. Nancy Matara	Member
		8.	Hon. Ann Acholla	Member
		9.	Hon. Vitalis K'omudho	Member
		10.	Hon. Millicent Omuya	Member
		11.	Hon. Sammy Onyango	Member
		12.	Hon. Tom Onditi	Member
		13.	Hon. Samuel Dede	Member
		14.	Hon. Zacharia Okoyo	Member
		15.	Hon. Ken Ouko	Member
6.	Procedure and Rules Committee	1.	Hon. Elisha Jack Oraro	Chairperson
		2.	Hon. Tom Nyaoke	Vice-chairperson
		3.	Hon. Jennipher Obonyo	Member
		4.	Hon. Nereah Okombo	Member
		5.	Hon. Kennedy Ooko	Member
		6.	Hon. Seth Kanga	Member
		7.	Hon. Ken Ouko	Member
		8.	Hon. Seth Okumu	Member
		9.	Hon. Caren Odhiambo	Member
		10.	Hon. Emily Oginga	Member
		11.	Hon. Bill Oliver	Member
		12.	Hon. Adonijah Odari	Member

7.	Public Investments and Accounts Committee	1.	Hon. Ken Ouko	Chairperson
		2.	Hon. Geoffrey Warindu	Vice-chairperson
		3.	Hon. Rueben Rakwach	Member
		4.	Hon. Zacharia Okoyo	Member
		5.	Hon. Kelvin Oraro	Member
		6.	Hon. Nancy Matara	Member
		7.	Hon. Mildred Ajumbo	Member
		8.	Hon. Seth Okumu	Member
		9.	Hon. Tom Nyaoke	Member
8.	Committee on Implementation	1.	Hon. Henrietta Bodo	Chairperson
		2.	Hon. Kelvin Oraro	Vice-chairperson
		3.	Hon. Maurice Ngeta	Member
		4.	Hon. Ann Acholla	Member
		5.	Hon. Vitalis K'omudho	Member
		6.	Hon. Tom Onditi	Member
		7.	Hon./ Geoffrey Warindu	Member
		8.	Hon. Boitone Ratib	Member
		9.	Hon. James Were	Member
		10.	Hon. Ken Ouko	Member
		11.	Hon. Mickey Awuor	Member
		12.	Hon. Millicent Omuya	Member
		13.	Hon. Jennipher Obonyo	Member
		14.	Hon. Vincent Obuya	Member
		15.	Hon. Emily Oginga	Member
9.	Delegated Legislation Committee	1.	Hon. Mariam Abeid	Chairperson
		2.	Hon. Vincent Obuya	Vice-chairperson
		3.	Hon. Moses Ochele	Member
		4.	Hon. Geoffrey Warindu	Member
		5.	Hon. Tom Nyaoke	Member
		6.	Hon. Samuel Dede	Member
		7.	Hon. Mickey Ochieng'	Member
		8.	Hon. Vincent Jagongo	Member
		9.	Hon. Seth Okumu	Member
		10.	Hon. Kelvin Oraro	Member
		11.	Hon. Boitone Ratib	Member

10.	Agriculture, Livestock and Fisheries	1.	Hon. Eunice Alando	Chairperson
		2.	Hon. Tom Nyaoke	Vice-chairperson
		3.	Hon. Samuel Dede	Member
		4.	Hon. Bill Oliver	Member
		5.	Hon. George Abaja	Member
		6.	Hon. Jennipher Obonyo	Member
		7.	Hon. Carolyne Lawino	Member
		8.	Hon. Gard Olima	Member
		9.	Hon. Moses Ochele	Member
		10.	Hon. Nereah Okombo	Member
		11.	Hon. Ann Acholla	Member
		12.	Hon. Samuel Dede	Member
		13.	Hon. Zacharia Okoyo	Member
		14.	Hon. Tom Onditi	Member
		15.	Hon. Vitalis K'omudho	Member
11.	Health, Housing and Sanitation	1.	Hon. Vincent Jagongo	Chairperson
		2.	Hon. Emily Oginga	Vice-chairperson
		3.	Hon. Mickey Ochieng'	Member
		4.	Hon. Caren Odhiambo	Member
		5.	Hon. Nereah Okombo	Member
		6.	Hon. Jennipher Obonyo	Member
		7.	Hon. Ken Ooko	Member
		8.	Hon. Ken Ouko	Member
		9.	Pamela Oyoo	Member
		10.	Hon. Seth Kanga	Member
		11.	Hon. Seth Okumu	Member
		12.	Hon. Lumumba Owade	Member
		13.	Hon. Joachim Oketch	Member
		14.	Hon. Moses Ochele	Member
		15.	Hon. Geoffrey Warindu	Member
12.	Children, Culture and Community Services	1.	Hon. Nancy Matara Ochieng'	Chairperson
		2.	Hon. James Were	Vice-chairperson
		3.	Hon. Jennipher Obonyo	Member
		4.	Hon. Vincent Obuya	Member
		5.	Hon. Maurice Ngeta	Member

		6.	Hon. Benny Pete Oiko	Member
		7.	Hon. Boitone Ratib	Member
		8.	Hon. Reuben Rakwach	Member
		9.	Hon. Zacharia Okoyo	Member
		10.	Hon. Samuel Dede	Member
		11.	Hon. Mildred Ajumbo	Member
		12.	Hon. Mariam Abeid	Member
		13.	Hon. Regina Kizito	Member
		14.	Hon. Eunice Alando	Member
		15.	Hon. Joachim Oketch	Member
13.	Planning, Industrialization and ICT	1.	Hon. Boitone Ratib	Chairperson
		2.	Hon. James Omollo	Vice-chairperson
		3.	Hon. Seth Kanga	Member
		4.	Hon. Benny Pete Oiko	Member
		5.	Hon. Vincent Obuya	Member
		6.	Hon. Gard Olima	Member
		7.	Hon. Nereah Okombo	Member
		8.	Hon. James Were	Member
		9.	Hon. Zacharia Okoyo	Member
		10.	Hon. Reuben Rakwach	Member
		11.	Hon. Seth Okumu	Member
		12.	Hon. George Abaja	Member
		13.	Hon. ken Ooko	Member
		14.	Hon. Jennipher Obonyo	Member
		15.	Hon. Carren Odhiambo	Member
14.	ECD, Adult Education and Vocational Training	1.	Hon. Seth Okumu	Chairperson
		2.	Hon. Tom Onditi	Vice-chairperson
		3.	Hon. Samuel Onyango	Member
		4.	Hon. Kelvin Oraro	Member
		5.	Hon. Ken Ouko	Member
		6.	Hon. Zacharia Okoyo	Member
		7.	Hon. Henrietta Bodo	Member
		8.	Hon. Ken Ooko	Member
		9.	Hon. Lumumba Owade	Member
		10.	Hon. Alice Wajewa	Member
		11.	Hon. Joachim Oketch	Member

		12.	Hon. Fredrick Adonijah Odari	Member
		13.	Hon. Nancy Matara	Member
		14.	Hon. James Omollo	Member
		15.	Hon. Benson Adegga	Member
15.	Public Works, Roads and Transport	1.	Hon. Reuben Rakwach	Chairperson
		2.	Hon. Ann Ocholla	Vice-chairperson
		3.	Hon. Seth Kanga	Member
		4.	Hon. Lumumba Owade	Member
		5.	Hon. Jennipher Obonyo	Member
		6.	Hon. Ken Ooko	Member
		7.	Hon. Alice Wajewa	Member
		8.	Hon. Bill Oliver	Member
		9.	Hon. Vincent Jagongo	Member
		10.	Hon. Zacharia Okoyo	Member
		11.	Hon. Pamela Oyoo	Member
		12.	Hon. George Abaja	Member
		13.	Hon. James Omollo	Member
		14.	Hon. Ken Ouko	Member
		15.	Hon. Samuel Dede	Member
16.	Cooperative, Finance, Trade and Enterprise Development	1.	Hon. Caren Odhiambo	Chairperson
		2.	Hon. Lumumba Owade	Vice-chairperson
		3.	Hon. Joachim Oketch	Member
		4.	Hon. Mickey Ochieng	Member
		5.	Hon. Boitone Ratib	Member
		6.	Hon. Benson Adegga	Member
		7.	Hon. Vitalis K'omudho	Member
		8.	Hon. Pamela Oyoo	Member
		9.	Hon. Jennipher Obonyo	Member
		10.	Hon. Ken Ouko	Member
		11.	Hon. Millicent Omuya	Member
		12.	Hon. George Abaja	Member
		13.	Hon. Henrietta Bodo	Member
		14.	Hon. Alice Wajewa	Member
		15.	Hon. Ann Ocholla	Member
17.	Labour and Social Welfare	1.	Hon. Zacharia Okoyo	Chairperson
		2.	Hon. Habil Nyasuna	Vice-chairperson

		3.	Hon. Mariam Abeid	Member
		4.	Hon. Alice Wajewa	Member
		5.	Hon. Benson Adeg	Member
		6.	Hon. Eunice Alando	Member
		7.	Hon. Caren Odhiambo	Member
		8.	Hon. Benny Pete Oiko	Member
		9.	Hon. Mildred Ajumbo	Member
		10.	Hon. Nancy Matara	Member
		11.	Hon. Emily Oginga	Member
		12.	Hon. Boitone Ratib	Member
		13.	Hon. Vincent Jagongo	Member
		14.	Hon. Reuben Rakwach	Member
		15.	Hon. Joachim Oketch	Member
18.	Administration of Law, Justice and Legal Affairs	1.	Hon. Moses Ochele	Chairperson
		2.	Hon. Millicent Omuya	Vice-chairperson
		3.	Hon. Pamela Oyoo	Member
		4.	Hon. Benson Adeg	Member
		5.	Hon. Tom Nyaoke	Member
		6.	Hon. Seth Okumu	Member
		7.	Hon. Fredrick Odari	Member
		8.	Hon. Vitalis K'omudho	Member
		9.	Hon. Gard Olima	Member
		10.	Hon. Henrietta Bodo	Member
		11.	Hon. Mariam Abeid	Member
		12.	Hon. Ann Ocholla	Member
		13.	Hon. Eunice Alando	Member
		14.	Hon. Reuben Rakwach	Member
		15.	Hon. Peter Obaso	Member
19.	Water, Environment and Natural Resources	1.	Hon. Samuel Dede	Chairperson
		2.	Hon. Adonija Odari	Vice-chairperson
		3.	Hon. Maurice Otieno Ngeta	Member
		4.	Hon. Emily Oginga	Member
		5.	Hon. Jennipher Obonyo	Member
		6.	Hon. Lumumba Owade	Member
		7.	Hon. Reuben Rakwach	Member
		8.	Hon. Vincent Jagongo	Member

		9.	Hon. Mildred Ajumbo	Member
		10.	Hon. Ken Ouko	Member
		11.	Hon. Seth Okumu	Member
		12.	Hon. Mariam Abeid	Member
		13.	Hon. James Were	Member
		14.	Hon. Nancy Matara	Member
		15.	Hon. Mickey Ochieng'	Member
20.	Tourism, Wildlife and Heritage	1.	Hon. Alice Wajewa	Chairperson
		2.	Hon. Gard Olima	Vice-chairperson
		3.	Hon. Nancy Matara	Member
		4.	Hon. Ann Ocholla	Member
		5.	Hon. Mickey Ochieng'	Member
		6.	Hon. Kennedy Ajwang'	Member
		7.	Hon. Kelvin Oraro	Member
		8.	Hon. Benny Pete Oiko	Member
		9.	Hon. Maurice Ngeta	Member
		10.	Hon. Emily Oginga	Member
		11.	Hon. Tom Onditi	Member
		12.	Hon. Samuel Onyango	Member
		13.	Hon. Carren Odhiambo	Member
		14.	Hon. Habil Nyasuna	Member
		15.	Hon. Pamela Oyoo	Member
21.	Ward Development	1.	Hon. Vitalis K'omudho	Chairperson
		2.	Hon. Samuel Onyango	Vice-chairperson
		3.	Hon. James Omollo	Member
		4.	Hon. Joachim Oketch	Member
		5.	Hon. Henrietta Bodo	Member
		6.	Hon. Benny Oiko Pete	Member
		7.	Hon. Gard Olima	Member
		8.	Hon. Alice Wajewa	Member
		9.	Hon. Millicent Omuya	Member
		10.	Hon. Habil Nyasuna	Member
		11.	Hon. Vincent Obuya	Member
		12.	Hon. Ken Ooko	Member
		13.	Hon. Mickey Ochieng'	Member
		14.	Hon. Tom Nyaoke	Member
		15.	Hon. George Abaja	Member

22.	Welfare and Equal Opportunity	1.	Hon. Mildred Ajumbo	Chairperson
		2.	Hon. Maurice Ngeta	Vice-chairperson
		3.	Hon. Emily Oginga	Member
		4.	Hon. Mariam Abeid	Member
		5.	Hon. Geoffrey Warindu	Member
		6.	Hon. James Were	Member
		7.	Hon. James Omollo	Member
		8.	Hon. Benny Oiko Pete	Member
		9.	Hon. Ann Ocholla	Member
		10.	Hon. Eunice Alando	Member
		11.	Hon. Samuel Dede	Member
		12.	Hon. Samuel Onyango	Member
		13.	Hon. Joachim Oketch	Member
		14.	Hon. Alice Wajewa	Member
		15.	Hon. Fredrick Adonija	Member

No.	Liaison Committee	
	Chairpersons	House Committees
1.	Hon. Elisha Jack Oraro	House Business Committee
2.	Hon. Nereah Okombo	Liaison Committee
3.	Vincent Jagongo	Health, Housing and Sanitation
4.	Hon. Reuben Rakwach	Public Works, Roads and Transport
5.	Hon. Elisha Jack Oraro	Powers and privileges Committee
6.	Hon. Boitone Ratib	Planning, Industrialization and ICT
7.	Hon. Moses Ochele	Administration of Law, Justice and Legal Affairs
8.	Hon. Alice Wajewa	Tourism, Wildlife and Heritage
9.	Hon. Samuel Dede	Water, Environment and natural Resources
10.	Hon. Ken Ouko	Public Account and Investment Committee
11.	Hon. Zacharia Okoyo	Labour and Social welfare
12.	Hon. Carren Odhiambo	Cooperative, Finance, Trade and Ent. Developm't
13.	Hon. Seth Okumu	ECD, Adult education and Vocational Training
14.	Eunice Alando	Agriculture, Livestock and Fisheries
15.	Hon. Mariam Abeid	Delegated Legislation
16.	Hon. Henrietta Bodo	Implementation
17.	Hon. Nancy Matara	Children, Culture and Community Services
18.	Hon. Vitalis K'omudho	Ward Development
19.	Hon. Joachim Oketch	Budget and Appropriations Committee

20.	Hon. Elisha Jack Oraro	Procedure and Rules
21.	Hon. Ken Ooko	Committee on Selection
22.	Hon. Elisha Jack Oraro	Committee on Appointments
23.	Hon. Mildred Ajumbo	Welfare and Equal Opportunities

COMMITTEE OBSERVATIONS

Mr. Speaker and Hon Members. The Committee makes the following observations on the composition of Committees and nomination of members to serve in various Committees;

1. THAT the Committee on selection has nominated members to serve in all the 20 Committees of the County Assembly as established by the Standing Orders.
2. THAT averagely, all Committees have a maximum membership of 15 members with PIC/PAC having the least number of 9 members while the Committee on Agriculture has the highest at 16 members.
3. THAT the County Assembly of Kisumu does not have a minority party within the as provided under Standing Orders no. 2 (a). The Assembly does not therefore have minority leadership positions.
4. THAT pursuant to Standing Orders no. 156 (2), the Committee on selection has made all efforts reasonably possible to ensure adequate gender balance in the composition of Committees with a total of 8 Committees (40%) under the leadership of female chairpersons, 40% of Committees (8) with female vice chairpersons and 50% women (6) in various capacities in House leadership positions.
5. THAT pursuant to Standing Orders, the Committee on selection has made all reasonable considerations to the concept of regional balance in the composition of the Committees as presented
6. THAT the Committee on selection has placed all members in at least more than one Committee each as provided by the Standing Orders and parliamentary practice
7. THAT for purposes of sustainable effectiveness and efficiency in Committee operations, the Committee on selection notes that number of Committee members as provided for in the Standing Orders remains high thus the need for amendments of the Standing Orders.
8. The Committee observes that the number of sectoral Committees as provided for in the Standing Orders is not commensurate with nor in line with the sectors within the county executive department.

9. The Committee on selection observes that some Committees such as the Committee on general oversight is unnecessary due to duplication of duties already mandated upon other Committees thus may require amendment to the Standing Orders in order to remove it from the list of Committees of the assembly.
10. The Committee on selection observes that due to the high number of Committee & Committee members, the process of budgeting for Committee activities may need to be robust and comprehensively informed by evidences of work plans and related activities for efficiency of operations
11. Pursuant to Standing Orders No. 157 (3) that provides that except as the County Assembly may otherwise resolve, on the recommendations of the Committee on selection for reasons to be stated, no member shall be appointed to serve in more than five sectoral Committees; the Committee made the following analysis as to the number of Committees each of the 47 members are nominated to serve in, & their responsibilities in each of the Committees;

COMMITTEE RECOMMENDATIONS

1. Mr. Speaker and Hon Members. Based on the Consultations, Objectivity, Inclusivity and extensiveness exhibited by the Committee in undertaking the foregoing exercise and its resultant output herein, the Committee makes the following recommendations;
2. THAT this House approves the report on the constitution of the House Committees pursuant to Standing Orders No.158 of the Kisumu County Assembly Standing Orders, and that the County Assembly Clerk immediately appoint Committee Clerks and Secretariat to kick off the operations of all the Committees.
3. THAT the Committee on Procedure and Rules immediately prioritizes the amendment of the County Assembly Standing Orders in order to realign the sectoral Committees with the contemporary re-organization of government as well as the local needs of the various sectors in Kisumu County and for the realignment of the office of the Deputy Speaker which currently is referred to Chair of Chairs in the current Standing Orders. And to provide for mechanisms that can enhance effectiveness of Committee operations including but not limited to review of number of Committees, Committee membership & budgeting for Committee activities among other grey areas. Thank you

Hon. Speaker, I think the Committees of County Assemblies operate in line with the Constitution of Kenya 2010, The County Government Act, House resolutions, established conventions practices and Traditions. The Committee on Selection has followed all those, and I want to urge Members

that we are behind schedule. Remember, Members aren't getting allowances in the plenary sessions but it is only through the Committees that we will start getting allowances. I therefore want to humbly request Members to adopt this Report, and call upon the Hon. Chief Whip to second.

The Speaker (Hon. Oraro): Yes, the Hon. Whip

The Chief Whip (Hon. Kanga, MCA, Market/Milimani): Thank you Mr. Speaker, I wish to second the motion with a few remarks. Mr. Speaker, The Leader of Majority in his opening remarks said that; as the Committee on Selection, we did our Report in consultation with the Party and within the provisions of our Standing Orders. I would urge the Honorable Members to support the report, especially my friend Hon. Gard Olima, who is an astute debater and legislator in this House. Mr. Speaker, as the Whip of the Party, I would have wished that some notable Elected Members in this House, to Chair various Committees. However, as we consulted the Party, we were instructed to do the Report as it is now.

Mr. Speaker, I would like to inform the House that the nominated MCAs are here to strengthen the position of the Party, whenever need arises. Sometimes, some nominated Members in this House are not represented adequately in the Committees. We are still consulting the Party on the next cause of action. Mr. Speaker, you are aware that the Party has initiated some disciplinary actions against the said MCAs, and as the Whip of this Honorable House, I would like to report to this House that we will take the necessary action and slot them to committees when the Party directs so.

Mr. Speaker, I wish to inform the House that the Hon. Kelvin Oraro mentioned Hon. Isaiah Onyango, who was the first Whip of this Assembly, and whom I highly respect. The second Whip was Hon. Gard Olima, the Third Whip being Hon. Priscah Misachi. I want to inform the Hon. Oraro in that regard that I am not Hon. Isaiah Onyango but my name is Hon. Seth Ochieng Kanga alias 'Adui Nyang'. Whether you like my character or not it is up to you. I will urge the Hon. Members to adopt the report so that we move with speed to oversight the Government based on the Constitution, the County Government Act, the Standing Orders, the provisions of PFM Act, and other Legislative Articles by the Parliament. Otherwise, I beg to second, thank you Mr. Speaker.

The Speaker (Hon. Oraro): Honorable Members, now that the Third Assembly, First Session Committee on Selection's Report on the Constitution of the House Committees has been presented by Hon. Kennedy Ooko, The Leader of Majority, and Seconded by Hon. Seth Kanga, The Chief Whip, as per our Standing Orders it is only prudent that I propose a question. I want to propose that the Third Assembly, First Session Committee on Selection Report on Constitution of House

Committees presented pursuant to County Assembly of Kisumu Standing Order No. 158 (1) is open for debate.

Honorable Members as you debate, I want to refer you to the same Standing Order No. 158 but Part (2), which stipulates that;

“Whenever a motion for approval of a list is moved under paragraph (1) is moved in the County Assembly, no objection against the proposed membership of a Member in a Select Committee shall be permitted and objections, if any, shall be formulated against the proposed membership as a whole”.

Honorable Members, I also want to refer you to Standing Order No. 45, which is in line with various Points or Order, especially, that was raised by Hon. Gard Olima and Hon. Kelvin Oraro. This is on Notices of Motion. Their concern was that the House Business Committee and the Speaker’s panel allowed the Motion of the Select Committee to be moved immediately after tabling and giving Notice. As clearly put by Hon. Seth Kanga, the House works as per the Constitution of Kenya, The County Government Act, The Standing Orders practices and precedence. As the House Business Committee, we relied on all those areas, and I want to start by the Standing Order No. 45 (5) (b) which says that;

“Notice of an approved Motion other than those under paragraph (a) may be given to Members by means of a list to be published in such manner as the Speaker may from time to time direct and the Member giving such notice shall state its terms to the County Assembly when the Motion has acquired precedence in accordance with Standing Order 48 No.(Time for moving Motions), but at least one day before the Motion appears on the Order Paper”.

This is where the two Members were referring to, which states at least one day before the Motion appears on the Order Paper. That one exempts part (a), which is Party Motion, so, I want to read for you Part (a) and it states that;

“A Motion sponsored by a Party shall have precedence over all other Motions on such day as the County Assembly Business Committee, may determine, but where a party has sponsored two or more Motions, the Motion shall be considered in such order as sponsoring party may determine;”

Honourable Members, I believe that Hon. Gard Olima and Hon. Kelvin Oraro your concerns are responded to. The House Business Committee sat, this is a Party Motion – the Selection Report is a Party Motion, presented by the Leader of Majority in placing Members in the various House Committees and as per Standing Order No. 45 (5) (b), it is exempted. Secondly, we considered the precedence, which is on record in this House of what happened before, and I know that Hon. Gard

Olima is well vast in his mind of what I am referring to. We are therefore in Order. As I had said; I proposed the Report for debate.

The Speaker (Hon. Oraro): I am seeing Hon. Adegga and Hon. James Omollo. Hon. Adegga you will allow me to give Hon. James Omollo because of seniority but you will follow soon after.

Hon. Omollo (MCA, West Nyakach Ward): Thank you Mr. Speaker. I want to support the Motion moved by the Chairperson of the Select Committee on Selection with few reservations in relation to few issues that can be looked into currently or in future.

Mr. Speaker, when we are selecting Members to the Committees, we first look at the strength of the Parties in the House, and in this case the Majority Party is ODM, with about 99% membership. Mr. Speaker, in almost all the Committees, we have confirmed that the Selection Committee has ensured that 99.9% of Members to be ODM Members. Mr. Speaker, when you check on the regional balancing, there is a hitch in terms of Chair of Committees.

Mr. Speaker, I represent the people of West-Nyakach, which means I come from Nyakach Sub-County. In the Liaison Committee, there is none from Nyakach Sub-County. We have four Nominated Members who are Chairs, which is alright because they represent the Nominated group. We have two Chairs from Seme Sub-County, we have three Chairs from Kisumu East Sub-County, we have three Chairs from Kisumu West, we have two Chairs from Nyando, and we have one Chair from Muhoroni. Mr. Speaker, I want to draw to your attention that it is only in Nyakach Sub-County that doesn't have anybody representing the people of Nyakach in that hierarchy of leadership in this House. I beg that maybe in future as you will wish, when we are doing these things let us try so that no Sub-County is left out without any representation in the House leadership.

Mr. Speaker, I want to thank the Committee so much because in terms of gender balance, you can find that all the committees meet the threshold because we have our nominated Members here who are topping up the gender and they are represented in all committees with almost a third fraction and more in terms of membership. This is good for us to cohesively exist.

Mr. Speaker, I want to beg Honorable Members to engage as Members. I remember in the First Assembly; we denied Hon. Priscah Misachi to be in all committees but one. However, she was the only one who was re-elected as all the other Members never made it back. It is therefore not about the number of committees that you have but, if you do well to your electorates then you will come back to this House. So, let nobody be quite disturbed by how many committees they are sitting in, whether you are Chair, Vice Chair or a Member. That doesn't matter. What matters is what you can do to your people.

Mr. Speaker, I would beg that this House unanimously passes this report so that we can move with haste. Personally, I would wish for us to move ahead because I have been in this House and I know the consequences of not uniting. If this report can unite us then let it unite us but if it can divide us then we are going nowhere. Mr. Speaker, with all your wisdom, I urge Honorable Members, and my colleagues to please pass this report and let us start working for the people of Kisumu. Thank you, I beg to support.

The Speaker (Hon. Oraro): Honourable Members, I had promised Hon. Adega even though Hon. Kelvin Oraro is on his feet. I know you are more senior but I will heed to my promise.

Hon. Adega (MCA, Kajulu Ward): Thank you Mr. Speaker for giving me this chance to support the motion with few reservations. I have only two issues; as an ODM Member since it started and Hon. Lumumba can attest to that, and my scars are because of the Party ODM. Some people can therefore not just come to the Assembly, especially those who recently registered for the ODM nominations and start banging the table and threatening others. We want to campaign and endeavour to register more members to this Party. Let us support the Party as Hon. Kanga said that he has instructions from the Party and whatever has been tabled here we are supporting. However, do not scare Members because we need other more Members in this Party. I like the Party and I am in support of its directives. I know that by missing to attend just one meeting, it is not something you can use to crucify someone. I have run with this party where there is fire and the ODM Party leader has been stopped from accessing and I have stood in front for him to ensure that he get access to wherever he wanted to go. Thank you Mr. Speaker and I support the motion.

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

Hon. Oraro (MCA, Kolwa Central Ward): Mr. Speaker, I sat as I listened to the Leader of Majority reading the Selection Committee Report. In this world, there are times when you can be given a responsibility. The most important thing is that when you will hear somewhere, the decision of your leadership will one day haunt you either positively or negatively. Mr. Speaker, I want to say thank you to the House Keeping Committee of Selection. I believe I am lucky if I may say so, to be listed as a member of these committees whereby in most of them with a lot of my dedication; if I want to serve well in this Assembly as well as the County.

Mr. Speaker, my sincere message goes to the leadership of this Assembly. Today whereas I may exclude you because for now you stand for all of us, but, to the Party Leadership; the Leader of Majority and the Chief Whip. Mr. Speaker, people come from different background and from the report, I have seen the team has really tried to ensure that majority of the Members fit in those committee they deem fit for them to serve. I believe that most of us have been slotted into the committees that they can serve well. I had an issue with the membership of the committees. Fifteen is a big number but he has just read that it is according to the Standing Order. That is because what

makes a committee not to deliver on its mandate is not about having the committee rather the membership.

Mr. Speaker, you find that one Member is having five or six committees while some have up to eight of them yet each member have a maximum of four sittings in a week. He/she is ready to deny others not to have maybe sittings because he wanted to be in those eight committees which he/she is right. However, what I am trying to inform the Members who were placing Members into those various House Committees whom are the Selection Committee Members is that in leadership, it is not about who told you to do what but rather given the mandate to lead and it will be noted from you which will have a history to tell. I want to remind my cousin or brother Hon. Seth Kanga on the words that he has quoted that, if there is someone we respect so much as a father figure, it was his father in our community. Mark you he was not among the people who was close to the late Jaramogi Oginga Odinga but the Mzee respected him so much because he was one who stood for the community. He even stood against the Kadibo. To some extent, Kolwa may not talk about being in Kadibo. But, since we had a leader who stood by his time, we can still talk about him.

Today, I am seeing the Leader of Majority and the Whip but one day we would want them to make a good name so that we remember them for; the justice, the wisdom and to some extent for even talking and trying to persuade whoever gave them the information to punish others. It is good to be in authority to punish, but, when given an opportunity to serve people, my dear friend Mr. Speaker, I would always urge my brothers to always stand on the side on defending people when they are wrong. That is why we are chosen as leaders.

Mr. Speaker, wherever I stand today, I cannot celebrate when I see other members suffer because of their choice during the election of the speaker. From the Chief Whip, I have heard him say that most of the nominated members have been given one committee- my brother Hon. Peter Obaso who also comes from my ward has been placed in only one committee, Hon. Lawino Caroline Regina and Kennedy Ajwang' because the Whip has explained very well that they are being punished. Yet, he is the one who is supposed to stand for us and say; 'Jakom, yes indeed they made a mistake, but, we want to move on as an Assembly and as one County', Mr. Speaker.

Mr. Speaker, I am urging our Leader of Majority Hon. Kennedy Ooko that, use your position to make sure that this Assembly moves forward. Use the suthority accorded to you today because you do not know about tomorrow so that you see that we have a good Assembly which can do oversight role and we gain respect Mr. Speaker.

Mr. Speaker, I want to rest my case by supporting this motion by saying that we do not want to stand on the way of a report but, be people who would say, let us move on whether injustice has been meted upon us. I want to support this report so that when they feel like injustice done is good for management of this Assembly, let it be. They are the people who are supposed to assist you in

running this Assembly but they have chosen to bite the bullet and to harass Members Mr. Speaker...

(The Chief Whip (Hon. Seth Kanga) arises on his seat).

Chief Whip (Hon. Kanga, CA, Market/Milimani Ward): On a point of information.

The Speaker (Hon. Oraro): Hon. Seth Kanga, whom do you want to inform?

Chief Whip (Hon. Kanga, CA, Market/Milimani Ward): I want to inform Hon. Kelvin Oraro.

The Speaker (Hon. Oraro): Hon. Kelvin Oraro, Hon. Seth Kanga wants to inform you.

Hon. Oraro (MCA, Kolwa Central Ward): Mr. Speaker, I want to be informed. Let him go ahead.

The Speaker (Hon. Oraro): Chief Whip, please proceed.

Chief Whip (Hon. Kanga, CA, Market/Milimani Ward): Thank you Mr. Speaker. I am on record and I do not know why the Members of the Selection Committee are quite. I really tried and stood for my brothers; the Hon. Kelvin Oraro and Hon. Obaso plus my colleague Hon. *Jege-jege*. I really tried and up to the moment when it was obvious that the party had already made a decision. I would wish that Hon. Habil Nyasuna be here to testify on my case. Mr. Speaker, up to the moment we were doing these things, I was on the view that all the Hon. Members be given equal opportunities in the committees.

Mr. Speaker, we are serving these positions as privilege. The Party did direct us; and you are aware that we were compelled to do what we were directed to do and we have not regrets. As I told you earlier that my father was not a diehard to the late Jaramogi Oginga but, was a KANU man who insisted together with Suletu Selu Nyalii that Kisumu District has to be divided into two and my father told the late Jaramogi Oginga that you go to Siaya. However, today, I have rebranded myself and been accepted into that Party. I have been given the role of holding the position of a Chief Whip against the wishes of my father. If he could arise he would wonder what his son has grown to become; praising Jaramogi Oginga? Against his wishes. But, I believe I am my own man, thank you Mr. Speaker.

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

Hon. Oraro (MCA, Kolwa Central Ward): Mr. Speaker, I know that if the people from our place could have seen him without him defending himself that he was punishing both of us, it could have not taste well but since he has come out to say that he tried, I want to agree that indeed he really tried together with Hon. Boitone. This is because we people of Kolwa can really fight to the bitter end and I know that when he comes out to speak that way, it means that he tried and I want to believe that he tried. All the same, what I wanted to remind him is that when you are in party leadership and chosen to be a Chief Whip, nobody would want to know that you are chosen to

serve few people only but rather the Chief Whip of Kisumu County and anytime he want to speak, he should not see himself first but, he should see himself as Whip first and the Party. For that reason, I want to say that as a team you did good job. Although in that report I did not see the signatures of Hon. Pamela Oyoo and Hon. Habil Nyasuna. I do not know whether they were objecting the report. Mr. Speaker, if you look at the last page, that omission is there, they never signed the report. I do not know whether they were standing for the rights of others so that justice to take place, but, I want to imagine so.

Mr. Speaker, while the Chief Whip has supported the motion, the he said that let us move on. In that spirit, if the entire House feels that whatever has been done is good, let me be the first person to support by saying, let us move on with that. Nevertheless, one day one time, this House might fail to do its duties because there are things that we never considered. Mr. Speaker, let it be in the Hansard report that if justice was to be done, it was not about being a Chairperson of a committee; I was not one in the First Assembly still let Members feel that there is justice. In fact, before this report to be read here, I expected you to convene a small “Kamukunji” so that we do not talk much, except accepting your report and we move on. Being, some of these things, maybe you are under order that these people should be punished for the time being. We accept it and if it is the so called punishment, let it be not so tough, that it may destroy other things. I am now asking this House that whenever you want to move ahead, do not spend a lot of time fighting in the Assembly and yet our role is to oversight ...

Mr. Speaker, you still remain the Speaker of this House. All these Members are your sons and daughters that you need to take care of for the next five years. Any injustice done to them is not only done to one person but even a community. Henceforth, the entire Kolwa community. I am happy that my brother Hon. Rakwach has been appointed to Chair the Committee of Public Works, Roads and Transport where Hon. Olum was in the first Assembly, I hope you will use it well and to serve the Members of Kisumu County.

Being a Chairperson and Vice Chairperson of a committee is just a privilege. We are lucky that we are at County where we can have positions. In Parliament, some of our MPs are even having one position, not even a Vice Chairperson. However, some of us here, majority are Vice Chairpersons and Vice chairperson. Mr. Speaker, it is my wish that the Selection Committee sit soon and harmonize other things like the case of punishment so that if indeed it is a punishment and let it not exceed three months. That means some of our nominated members can also get a chance. I want to urge other Nominated Members that do not celebrate in other people’s funeral. Do not think that tomorrow things will always be rosy. So, if somebody is suffering, stand with that person. Some of these people who are talking about Party; tomorrow they may end up being independent and leave ODM. I have seen many of them, so, Mr. Speaker, God will be there for us all, thank you once more Mr. Speaker.

The Speaker (Hon. Oraro): Let me now consider gender and give... oh the Deputy Speaker who is on her feet, Hon. Nereah Okombo.

The Deputy Speaker (Hon. Okombo, MCA, Manyatta “B” Ward): Thank you Mr. Speaker, I want to support the report of the Selection Committee. Mr. Speaker, I want to consider that it is time that we begin work for the betterment of the people of Kisumu County. The post-election hangovers and theatrics are now over....

(Hon. Pete consulting loudly)

The Speaker (Hon. Oraro): But you are not on the floor, it is Hon. Nereah who is on the floor. Hon. Nereah proceed.

The Deputy Speaker (Hon. Okombo, MCA, Manyatta B Ward): Thank you Mr. Speaker. Having considered all the criteria necessary for placing or allotment of Members to different committees, mine is only to applaud the Selection Committee on a work well done. I want to ask all the Chairs allotted different House Committees today to take their work seriously. I also want to congratulate our sisters. I heard Hon. James Omollo complaining that Nyakach Sub County has been left out in the Liaison Committee. Mr. Speaker, I want to recognize and acknowledge that Hon. Alando who is the Chairperson of the Agriculture, Livestock and Fisheries Committee comes from Nyakach and so Nyakach has not been left behind since it has other several committees.

It is my request that this Honourable House adopt this report because checking at the number of documents that are waiting on the Speaker’s desk, shows that we are lagging behind. So, Honourable Members, if there is any other issues that needs to be addressed, we will do that at the committee level. As for the party issues, I do not want to talk on behalf of the Chief Whip but, I want to say that loyalty has to be awarded. Mr. Speaker, even my Luo ancestors said that “*Nyathi ma ioro ema chieth ne duong*” so, these Members that have showed loyalty, faithfulness and fidelity to the Party are rightly awarded. I therefore want to congratulate my nominated sisters for ably representing us and supporting Party Stand on the floor of this House.

Mr. Speaker, moving forward as a neutral arbiter, I will urge that we take this as a learning curve. Nevertheless, let us embrace and love each other. Committees are not meant to divide us but I know that our different expertise, knowledge and experiences have been represented in these committees and I look forward to a vibrant ones. At the end of the day I will also look forward to a productive Third Assembly. I beg to support, thank you Mr. Speaker.

The Speaker (Hon. Oraro): Let me give chance to Hon. Benny Pete Oiko. To Hon. Sam, I have noticed you but, let me give Hon. Bennie Pete Oiko.

Hon. Oiko (MCA, Kabonyo Kanyagwal Ward): Mr. Speaker, I congratulate everyone who has been given the responsibility of being a leader. That is very nice sir. I want to tell you my history. By the time Hon. Oraro was becoming the Speaker of this House, I was a member of no committee

in this House. Hon. Onyango Oloo had kicked me out of all the House Committees. Why? Because, I was fighting for the government of Prof. Peter Anyang' Nyong'o. That is the truth! By the time he became the Speaker, I was not a member of any committee and the last one which I was kicked out of was the Labour and Social Welfare Committee. That was dissolved. However, what was the story? A way was being paved for Hon. Ken Ooko to become the Chairperson. Because he was belonging to a callous Committee – Ward Development Committee. Therefore, it is normal to some of us. So, congratulations!

The debate that has taken place here today shows that, if you did not support Hon. Oraro as the Speaker, you have to be punished. And it has been echoed very well by the Deputy Speaker. Loyalty has been rewarded. When we go that way with our argument, the unity that you were talking about the other day, are you cementing it or advancing disunity? It is upon you Members. The Chief Whip has explained himself that when they were slotting people to different committees, they were consulting without mentioning the person whom was being consulted. ODM Party is a big organ. Is it the one in Kisumu, Nairobi or Lodwar? We do not know the one they were consulting. Let them be specific. Therefore, if it is true they were consulting the ODM, what is this report that they have brought here? A Member having two responsibilities that are payable in the payroll. Is this Member going to get his/her rewards? Maybe so the Speaker and the Assembly will explain. If someone is a Chairperson of a committee, for instance, there is a scenario where someone is a Chairperson of a House Committee, he is a Vice chairperson of another committee and he is also in the Speaker's Panel. Three positions/responsibilities; that is ODM at work, and that is what the ODM leadership is telling us.

When were we people dewhipped not to be Members of ODM? They are not explaining that. When the vacant position of the speaker was advertised, there was no clear instruction that it had to go this or that way. Elections were done in August and immediately the campaigns for the speakership position were started and we know the candidates who were eyeing the seat. Then, at the last minutes, we also know when the letters were written to Nairobi plus things that happened. We knew all those. So, Hon. Speaker, ask yourself, if Members are being punished because of you, the way they are arguing here, what direction is the Assembly taking? These are arguments that have been advanced by the Members here. I am not cooking them...

(Hon. Reuben Rakwach arises on his feet).

The Speaker (Hon. Oraro): Order!! Hon. Pete. Hon. Rakwach, who do you want to inform?

Hon. Rakwach (MCA, Kolwa East Ward): Mr. Speaker, I want to inform the Honourable member on the floor.

The Speaker (Hon. Oraro): Hon. Pete, Hon. Rakwach wants to inform you.

Hon. Oiko (MCA, Kabonyo Kanyagwal Ward): Mr. Speaker, I do not need his information.

(Laughter).

It is not me whom he supposed to inform, any member who is talking in this House, is informing the plenary not Hon. Pete Oiko. So, fellow Members, whatever issue you want to put forward, you direct it to the plenary not me. In case you want to challenge what I am saying, you are at liberty to do so.

The Speaker (Hon. Oraro): Hon. Oiko Pete, you have said that you do not want his information, so, just proceed.

Hon. Oiko (MCA, Kabonyo Kanyagwal Ward): Thank you Mr. Speaker. So, Hon. Members, let us pass this report. However, let the argument that has been advanced by the leadership to go to the public for consumption.

Someone like me registered as ODM Member in the year 2007 when the registration was Ksh10. In addition to that, I have been an admirer and supporter of the Party. If it is because of the position I took during the election of the speaker, then we are becoming petty Hon. Members. Again, this idea of branding people; what, what and what, let us not go that direction. Just as I have told you that I was without a House Committee when Hon. Elisha Oraro became the speaker. The first committee that I was dewhipped from was one he was chairing. Then, when I asked him, he was also in darkness. I was attending meetings but the clerks refused me to sign. Consequently, let us go slowly without pride. Let the list be in public that they got to read it and make their decision plus the arguments that have been advanced here. By that, we find how to chat our way in this Assembly. To those who are proud that so and so has not been given a committee or responsibility, extend that to the public, advertise it, and by the end of the fifth year, we shall see your achievement. For us, we shall be contributing to this Assembly. We are members of ODM. We are going to particularly support the government of Prof. Peter Anyang' Nyong'o, the ODM Government. Furthermore, I am the first person to who told the Members of Kisumu County Assembly during the second Assembly – at the time I was not a member of ODM. That the Government of Kisumu is ODM one and they must support it. Moreover, here we know people. People whom they are there, they are here. They are the ones: who are neither here nor there. We know them. Still, in politics things do happen the way they happen. For me, I am happy with the list. Let it be implemented with the illegalities that it carries. The Speaker has been at pains to defend the process; overlooking the fact that the Selection Committee's work was merely to table the report after which the Members would get the list to see how they have been populated in the committees. They went as per the committees to select the Chair and the Vice chairs, that is the position and if that is not done then the Whole House should be in unison and in agreement that we go this way but you have heard the explanation they have given.

Mr. Speaker, I am happy with the list despite the illegalities and the poor way it has been done because if you do not support Hon. Oraro you will be punished, let that go on record in Kisumu County, thank you Mr. Speaker.

The Speaker (Hon. Oraro): Hon. Owade, Deputy Leader of Majority.

The Speaker (Hon. Oraro): Hon. Pete I had already made a pronouncement on the procedure in which the matter reached the House and if you are in doubt you can refer to the Standing Order which I read. It is my belief that it is captured in the Hansard. Consequently, I believe that the right procedure was followed and there is also precedence that we need to also follow as a House and because of leadership let me give Hon. Owade.

Deputy Leader of Majority (Hon. Owade, MCA, South East Nyakach Ward): Thank you Mr. Speaker, I beg to support the Motion and applaud the Members of the committee for the job well done. What is coming out is not something strange. The party loves our colleagues and you know that if your father loves you he has to discipline you and he cannot pamper you, those kids who have been pampered have never made it. This is a normal thing that I would like the members to accept even in the last election many Members of Parliament went for the nomination and majority of them were given direct tickets and that was the party's position. It happened and we applauded it, they know the reason why and I can tell you that the party loves you and that is why they want you to know what is your role and how to behave.

Mr. Speaker, it is for that reason that some of the committees were not filled, others are thirteen, and we are also sympathetic to our Members and hoping that when that when the embargo will be lifted we will easily be filled.

Mr. Speaker, my brother Hon. Ajwang has severed the party and more so Kisumu County very diligently but, when the party so it right to show him that much have you have supported the party we are also disciplining you, the more you behave and the moment you accept it then the party will see it right that you have learned your lessons and I believe this is not going to take one year. As a Catholic we believe in "Purgatory" where you are kept before going to heaven for those who sinned on Earth. before they are forgiven and allowed to get in, it can take long or short. So my brothers accept it and we pray for you that sooner or later you will join us. Finally I support the motion thank you.

The Speaker (Hon. Oraro): I had noticed Hon. Onyango and I had promised to give you next and I have also noticed Hon. Hon. Olima, Hon. Oyoo let Hon. Onyango go first.

Hon. Onyango (MCA, Railways Ward): Thank you Mr. Speaker, I stand to support but with a few reservation. I would like to advice the leadership that leadership is temporary and if given don't misuse it.

Mr. Speaker, as they are saying that we are being punished because we did not support your cause which for me I agree and support any punishment and I want to inform Members that I joined politics in 2018 although I have been a member of ODM since 2005, the Members who are now singing that now they are more dear members than us some contested in 2017 with independent tickets and today they have been given positions and are now ODM members more than others, I would wish and want to tell this to our Chief Whip he can recall that before nomination, that let us bring everyone on board and make ODM strong.

Mr. Speaker, this thing that the moment you have been given something and your stomach is full you are now an ODM member more than others that one should stop. Let us bring every supporter on board. Mr. Speaker by the way, when we were campaigning we didn't even campaign for any committee members but, we did our pledges to our constituents to bring education, bursary, water and electricity so I am not even worried and I am happy because in my sub-county Kisumu Central one Member has gotten committees you can imagine that as being selfishness because we are being punished. I am asking myself what this member will do with all these committee. So I am asking Members with many committees not to forget their wards because our first allegiance belong to our wards, second to party and third to the constitution of Kenya, so whenever we are making decisions let us follow the three.

Mr. Whip, you are now a Whip and not the Chair of ODM Kisumu Central, you are a whip of Kisumu County so don't answer so many questions and leave that to us because if you want to reply to every Member, no one will honor your office, as for me, us as Kisumu Central we honor that office because we honor having office of the Chief Whip in our Sub County so this will make your work easier by delegating some work to us. You can recall even the letters that were done, there were two of you (you and Railways ward). So let me help you and please don't argue so much with Members and especially Members who are my neighbor because I am staying in Kolwa Central where my neighbor Hon. Rakwach is don't justify nothing, you have been given a committee chair please appreciate it, don't argue with every member. If you want to justify everything, you will have enemies which won't help you. When 2027 come you will never see Sammy in Kolwa East but your opponent so put more energy in your opponent than your fellow MCAs

Mr. Speaker, I would not want to say much but to request Members that if you want to preach unity let us mean it because if one has taken more than ten committees and is now saying that he/she is more ODM than me who joined in 2005 and have never joined any party because some of us joined KANU, PNU, TNA. I am lucky that I joined ODM and I am lucky that I joined politics in 2018 and won in 2022, that is my privilege and I will always thank Railway Ward for electing me even if you don't place me in any House Committees like the one I have seen Welfare and Equal Opportunities. How can I be in a committee member of Welfare and Equal Opportunities yet I am disadvantaged. So, whose welfare will I cater for? I support the Selection Committee Report. Thank you.

The Speaker (Hon. Oraro): Hon. Onditi has not talked, let us give him time to contribute.

The Speaker (Hon. Oraro): Hon. Onditi you have given to Hon. Olima?

Hon. Onditi (MCA, Ombeyi Ward): Yes Mr. Speaker.

Hon. Olima (MCA, South East Nyakach Ward): Mr. Speaker, I want to be on record for opposing this Motion today because I cannot be in a House where the leadership promises Members punishment and if its punishment then I believe that I should be punished more than any other person.

Mr. Speaker, the mongrel in the House called party, did give the Coordination Chairman Prof. Ayiecho, did give us communication that the party position on the Speakership of Kisumu County was none other than Hon. Ong'ou and if there is any other meeting or address that was given by any other party I do not know.

Mr. Speaker, it was everywhere, at a press that it was given and we have records and it was even very clear. Today some party somewhere is punishing the chair of the County, I wonder where some of us who have never even been youth leaders or even officials of this party, where do we get information if the Vice Chair of the County who the County saw fit to sit in this House doesn't know that information and communication that he should be punished. I want to tell my brother Hon. Kanga that you might be dancing, yes, please dance. You might be clapping, please clap but one thing you need to know is that you will be counted as a leader in this County and this Assembly.

Hon. Owade who is my junior in politics and it is his first time an MCA and has never been elected in anything apart from being here for the first time, he is one month old in politics and was just elected the other day.

(Loud consultations)

The Speaker (Hon. Oraro): Order! Honorable Members, Hon. Olima you know you could be right and wrong, as per the Assembly rules we start with seniority in terms of leadership of the House and Hon. Owade is the Deputy Leader of Majority but outside there you could have been first in the politics and such like but in the House let us respect leadership.

Chief Whip (Hon. Kanga, MCA, Market/Milimani Ward): Mr. Speaker, Hon. Owade is a senior member in ODM party.

Deputy Leader of Majority (Hon. Owade, MCA, South East Nyakach Ward): Mr. Speaker, I am more senior even in the politics of this House and I have served this country

The Speaker (Hon. Oraro): Hon. Member he has accepted, let him proceed.

Hon. Olima (MCA, South West Nyakach Ward): Mr. Speaker, I have accepted that Hon. Owade is more senior than me in this House.

Hon. Pete (MCA, Kabonyo/Kanyagwal Ward): Point of order!! Mr. Speaker, there was a ruling you made in this House, so when...

The Speaker (Hon. Oraro): Use your microphone Hon. Pete and if you rise on a point of order, please wait for the Speaker to give you time.

The Speaker (Hon. Oraro): Hon. Olima can you proceed.

Hon. Olima (MCA, South West Nyakach Ward): Thank you Mr. Speaker, I was referring to my brother who is my neighbor as well to be junior in this House because he was elected for the first time in 2022 but outside there I believe that I am more senior than him, I have been a Chief Whip in the House which he has not and I don't believe that is part of our debate. Mr. Speaker, the question is, in this House we are seated today, the party has given directions for Members to be punished and we know we are going to be punished and more so being punished more than what we have seen. We are expecting and waiting for those punishment because we took a position which is not good for the party.

Mr. Speaker, I as Gard Okoth Olima, MCA South West Nyakach, ODM life member was give instruction by the County Coordinating Committee Chair to follow a direction, I did follow as a party member, I never knew there was another communication from maybe Migori, Homabay, Siaya or Lodwar to change that position. If we did a wrong thing we expect that party that gave us a wrong direction to come and give us the right direction. Mr. Speaker, you are going to run this House for the Next five years...

The Speaker (Hon. Oraro): What is it Hon. Kanga. Please allow Hon. Olima to contribute.

Chief Whip (Hon. Kanga, MCA, Market/Milimani Ward): Mr. Speaker, we cannot allow him to finish if he is going in that direction he is taking. I am rising while citing the provisions of Standing Order No. 89.

The Speaker (Hon. Oraro): Serjeant-at-Arms, please give him the microphone.

Chief Whip (Hon. Kanga, MCA, Market/Milimani Ward):(On a point of order) Mr. Speaker, you know the Hon. Olima is a product of impunity, reason, because this House is a House of records. This position I am holding was once held by Hon. Olima and purposes of records the party did write a letter to Hon. Paul Okiri, and Mr. Speaker I want to bring a clear...

The Speaker (Hon. Oraro): Hon. Kanga just a minute, you stood on point of order No. 89 which is on Statement of Facts.

Chief Whip (Hon. Kanga, MCA, Market/Milimani Ward): Mr. Speaker, it is on Responsibility to Statement of Facts.

The Speaker (Hon. Oraro): Please restrict yourself to that.

Chief Whip (Hon. Kanga, MCA, Market/Milimani Ward): Mr. Speaker, the Hon. Olima is portraying to this House that the Hon. Ayiecho Olweny'who purports to be the County Coordinating Chair is the leader of ODM, the leader of ODM is one and none other than Hon. Raila Amollo Odinga.

Mr. Speaker, what is being discussed in this House, the party later held a meeting to that effect and he did give directions Mr. Speaker and I will defend the party as its Whip because it gave direction and a letter was written inviting members of ODM.

Mr. Speaker, I will not desist from defending the party leader and ODM, Hon. Olima is a product of impunity as a result of one rogue Speaker known as Onyango Oloo who made a pronouncement in that chair pronouncing Hon. Olima as the Majority Whip and on that date Mr. Speaker, the Majority Leader by then stood with a report to the effect of the House Leadership and the Hon. Olima to was occupying this seat stood on a point of order with the House Leadership we had two reports rather than the Majority leader doing his Report Hon. Olima did his Report and his report carried the day. So he is a product of impunity. Let him continue with his impunity we will meet, I told you politics is like football, they are in other team we are in this team, we will see who will win. Thank you Mr. Speaker.

The Speaker (Hon. Oraro): Hon. Members, Hon. Olima the Whip stood on a point of order, I don't want to give you chance to reply but I want to give direction. Let us focus on the parent report which is the Selection Committee Report on the Constitution of the House Committees. Nothing else and if somebody deviates then I will not allow you to continue thank you.

The Speaker (Hon. Oraro): Hon. Olima can you finalize

Hon. Olima (MCA, South West Nyakach Ward): Thank you Mr. Speaker. As I was saying before that I want to be on record as opposing this list, with the facts I have given and I don't believe that we should sit here and see other people cry as others rejoice. As Hon. Kanga has said, we are in a game of football and even if you won ten nil, people change uniform and shake hands. But the Whip has told us he really tried to help his brothers Hon. Oraro and Hon. Obaso but the party refused that they cannot be helped they must be punished. We are here as bedbugs and we are making our skins more thicker so that the hot water will one day cool and I know that the hot water will one day cool however hot it is, It will one day cool. However up you are you will have to cry.

Mr. Speaker, I want to tell you that some of us and I have heard my brother say that some people were given direct ticket because of loyalty, this is very correct and true but some of us worked for the ticket and thank God that the party leader Hon. Raila Amollo saw it fit that Honourable Gard

should own that ticket against the wishes of majority leadership in this County. I do appreciate him very much and I will support him in anything that he want to achieve in this County as my party leader.

Mr. Speaker, I want to say again that there is information from Hon. Kanga that a meeting was convened by the party leader, I know that the party has structures.

The Speaker (Hon. Oraro): Hon. Olima I need you to wind up because I had given directions that you restrict yourself to the Report.

Hon. Olima (MCA, South West Nyakach Ward): Mr. Speaker, in the next three minutes i will have concluded, thank you. I want to say that a meeting was convened by the party leader, I know my party channels and none of the channels communicated that the party leader wanted to meet me as Hon. Gard Okoth Olima the MCA, South West Nyakach. If there were any communication, it came through the wrong channel and that is why I didn't come for that meeting. I want to make it very clear to those who think that just a phone call can change somebody to move from where he is to somewhere else, the party structure is very clear, if the party leader who takes the control of all the party activities in the County is coming to meet Hon. Gard Okoth Olima, I don't believe that the County Coordinating Committee, my constituency leadership, my ward office party would not know that information.

Therefore, if that is what is being used to kill our Members here then I want to urge them to please allow to be killed and let some people have more lives than the rest, let them get the mandate and run over everybody. There are things like responsibility allowance in this House Mr. Speaker, a Member who is in the Speakers Panel get responsibility allowance Kshs. 20,000, the Chairperson of House Committees get Responsibility Allowance of Kshs. 26,000. The same person is a Vice chairperson who again gets Kshs. 23,000. Then somebody has one committee without even a single responsibility because the party has said we need to be punished. I want to say those are there Members who are more loyal than the others?

Hon. Okumu (MCA, East Seme Ward): Point of information Mr. Speaker.

The Speaker (Hon. Oraro): Let the Hon. Olima to continue he has got one minute.

Hon. Olima (MCA, South West Nyakach Ward): Mr. Speaker, I want to inform those who are saying loyalty that, in this House three months ago, we had more loyal Members than you do and today they even don't know where to go and touching everybody back to see life after election.

Mr. Speaker, I want to inform this House that, we will stand here on a firm ground whether you bring a bulldozer to pick us from this House, we will stand our ground so long as we know we are right we abide by the constitution and the oath and the oath that we took in this House. To the Members, take the punishment positively and in the fullness of time we will meet that party and

they will get the time to explain to us that this is what we did and this is what we are going to do. Thank you and I want to oppose this Motion.

The Speaker (Hon. Elisha J. Oraro): What is it Hon. Seth Okumu?

Hon. Okumu, (MCA, East Seme Ward): Mr. Speaker I just wanted to inform the House that the Hon. Member who just left the floor of the House was at one point in this House having 29 JHouse Committees.

(Loud Applause)

Hon. Okumu, (MCA, East Seme Ward): Today he feels that 10 committees are so much that he can rise and mislead other Hon. Members. I just wanted the Hon. Members to know so that they are not misled that Hon. Olima had 29 House Committees and we had to vilify him to leave some of the committees to other Members.

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

Hon. Oyoo, (MCA, Migosi Ward): Thank you Mr. Speaker. I want to thank the House for supporting this motion and embrace the Selection Committee for the good work they have done to place each and every Hon. Member in their respective committee. I would like to encourage the Hon. Members that we be united as members of this County Assembly for us to start working vibrantly. I am sure that everything will happen to all of us for our own good. The Selection Committee distributed 40% of leadership in the Committees towards the female gender which is quite encouraging. Thank you.

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

Hon. Onditi (MCA, Ombeyi Ward): Thank you Mr. Speaker. I stand here to support this motion. I believe that when the Majority Whip said here that we no longer enjoy the luxury of time, there is so much that we need to prosecute as an Assembly which I believe calls for the speedy adoption of this report. I wish to thank the Selection Committee for the work done and say that this was a delicate balance. Looking at the report I can see that the sub-county where I come from that is Muhoroni has been represented well in that the Selection Committee has yielded to come of the request from the sub county. You remember very well last time when Hon. K'omudho stated here that his name will appear in the near future and finally his name has popped up as a Chairperson. That indeed is an added advantage to us as the people of Muhoroni.

Mr. Speaker, I want to thank the Majority Whip for his honesty and according to his statement he seemed that the slotting of the names of members in the various committees was an extremely difficult job because he wanted to balance his friendship with members at the same time, he wanted

to follow the strict rules from the Party. He has indeed managed to do that to an extent that some of the people lined up for discipline have made it to the committees either as vice chairpersons or as chairpersons. Thank you.

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

Hon. Rakwach (MCA, Kolwa East Ward): Thank you Mr. Speaker, I rise to support the motion. First, I would wish to thank the Members of Selection Committee for a job well done. I know it was a very tricky balance and since it was done with the consultation of the Party leadership then the Party had its input. As a loyal member of the ODM Party, I fully support it without any amendment.

Mr. Speaker and Hon. Members, I have been talking about punishment and I believe that I am the one who started talking about it and I did not say that Members who did not vote for you should be punished, I talked about the Members who are advancing the interest of other political Parties other than the Party which sponsored them to this House. So, let it go on record that I am the one who raised this matter. I also reiterated that we should learn to listen. Let us not be victims of terminological inexactness.

(Loud applause)

Hon. Rakwach (MCA, Kolwa East Ward): Mr. Speaker, I am not justifying my position. You know that you are my colleagues. I am a Civil and Structural Engineer and a graduate from Moi University. If I am slotted into the Standing Committee of Public Works, Roads and Transport and then I am made the Chairperson, I know I am up to the task and I will do my job for the County of Kisumu and the people of Kolwa East who elected me. I know that we will work together but, if there are some Members who may not want to unite then sometimes it would be very difficult.

Mr. Speaker, I would like to urge the Hon. Members that let us work together so that we take Kisumu County to the next level. My colleague Hon. Samuel Onyango has said that in 2027 I will not see him in my ward. I want to state that the contract that I have with the people of Kolwa East is actually expiring in 2027. If there is any other Member in this House who feels like contesting against me in 2027 then you are welcomed to do so. Thank you.

The Speaker (Hon. Elisha J. Oraro): Hon. Nyaoke.

Hon. Nyaoke (MCA, North Nyakach Ward): Thank you Mr. Speaker. I wish to support the motion. There are some few things that were mentioned by my colleague from Nyakach. Apparently, I haven't gotten sufficient time to go through this list but I will do it in due course. What I picked very fast is that the Chairperson's position has not gone to any representative from

Nyakach but I believe and trust that through the able Leader of Majority we have and appreciate so much. He is indeed a gentleman and in most cases I have seen him make sound decisions. I am sure that with the collaboration and echoing what the Deputy Speaker said that there will be accorded time to look at that. So, I plead with the said committee to look into that and I believe that things will just be alright.

Mr. Speaker, the other thing I wish to state is that of thanking the people who were working on this list. The time was too short and what they have done is quite enormous. What I would also say even in the committees... I was just finishing and saying that let us unite and work together even in the committees and if I am not there and you feel that there is something I know in that committee, just approach me. I will not ask you if I am going to be paid for consultation. I welcome any decision or request that I may be required to do. I am happy that I am seeing one committee that I am actually the Vice Chairperson to the Speaker himself. I believe that I cannot take that for granted and I believe that I will perform my duties even in his absence. Thank you.

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

Hon. Were (MCA, Nyalenda “B” Ward): Thank you Mr. Speaker. I also want to add my sentiments towards this motion on the Selection Committee Report. I want to thank the committee for having spared their little time doing this report and within the shortest time possible which is not easy. Mr. Speaker, what I want to encourage my fellow colleagues on the number of committees you have, whether you are a Chairperson or Vice chairperson of any of these House Committees, what really matters is your productivity. Let us ensure that we work together in harmony to stir Kisumu County to another level. Let us put our minds together so that we can be our brothers’ and sisters’ keeper. We may not be the best but I believe that we are all equal to the task. Let us join forces in uniting this Assembly and working together as brothers and sisters. Thank you.

The Speaker (Hon. Elisha J. Oraro): Hon. Seth Okumu.

Hon. Okumu (MCA, East Seme Ward): Thank you Mr. Speaker, I also rise to support the report. As it comes to the House, it looks like a list but I want to declare that slotting 47 members for 15 Members each on every committee is not an easy task. At one point I was wondering why I would put my punctuation and combination mark that I learnt in High school but I saw it being applied in this, it is not easy. So, Hon. Members let us not waste time like my brother Hon. Kanga has said we have a lot of work to do. We have kids that are just about to sit their exams and need to have bursaries out. We have roads that need to be captured and this cannot happen if we cannot vet the ministers, so let us move with haste after these House Committees have been constituted so that we can do service delivery to our people.

Mr. Speaker, for those of us who might not be having similar committees as other Members, the provisions are in the Standing Orders and when the Party shall have given directions then I wish for the leadership to move with speed to slot them committees. When those changes will arise let us not feel offended if your committees are moved from whatever number you are having right now to lesser number so that we can factor in the interest of all members. Just like my brother Hon. Were said that, let us focus on productivity other than the numbers. We believe all the Members can deliver in all the committees but you have been taken to those committees to represent the interest of all Members. Thank you.

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

Hon. Carolyn Lawino Opar (Nominated MCA): Thank you Mr. Speaker, I rise to support the motion. I stand here as an ODM Member stating that I will always be loyal to my Party and my Party Leader. I would like to urge my fellow Hon. Members to pass this motion since we are lagging behind so that we can implement what our constituents mandated us to do. I believe that everything happens for a purpose and at the right time. I am one of the persons discussed to be having one committee but I am comfortable with that and I believe that I am going to perform in the committee that I have been slotted as a member serve. Whatever capacity that somebody would see it wise to invite me in his/her ward, I will always be there to represent the County of Kisumu. Thank you.

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

The Deputy Whip (Hon. Obonyo, MCA, South West Kisumu Ward): Thank you Mr. Speaker, may I call the mover to reply.

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

The Leader of Majority (Hon. Ooko, MCA, Ahero Ward): Thank you Mr. Speaker, I want to thank all the members that have supported the motion. I have also taken into account the concerns raised by Hon. Olima who opposed the motion. I want to thank Hon. James Omollo for acknowledging the considered gender balance in all the committees. I also want to recognize what was raised by Hon. Oraro that as a committee, we have seen it fit to make amendments for the committees to be effective with our committee work.

Mr. Speaker, there is a concern from all Members and I want to be on record because we represent the interest of the Party in this House. I want to state that the Party is not punishing anybody. I would like to ask the Hon. Members to visit the office of the Executive Member of the party and sought out your issues. Actually, when we said that we received directions from the Party, some Members just took it for granted. I cannot take any pride on behalf of the committee when I see

any Member getting one committee but we had to struggle to place them because the Standing Orders require that every Member must be at least in one committee. We received directions as late as today in my office when I was with the Majority Whip and Hon. Seth Okumu. So, I want to request you to do the necessary. I remember Hon. Pete saying that when he first came into this Assembly, he had no committee. When you came to this Assembly you came alone and you will walk out alone in 2027.

Mr. Speaker, I was surprised to hear Hon. Olima making some statements and as my fellow colleagues have said, the same time in 2017, he stood here and read the list where he had 29 committees. If you look at our report, nobody has more than 12 committees. Some who have 9 or 10 committees are by virtue of their offices. You must know your friends and choose your friends wisely. Hon. Speaker, I want to tell my friend Hon. Nyaoke that Nyakach Sub-county is not left out but I want you to appreciate that Hon. Alandoh who is that Chairperson of Agriculture, Fisheries and Livestock Committee comes from Nyakach. But I know you are talking about elected leaders; we will have that discussion and ensure that at least an elected leader from Nyakach becomes a chairperson.

Mr. Speaker, I want to finish by saying that when the Party leader came there was an invitation from the legal officer of ODM from Mr. Tonny Muturi. So anybody saying that there was no communication to that effect then I believe that, this is someone who is lying. You cannot compare the Party Leader with the Chairperson of a County. The Party leader supersedes all the officials of the Party. I can here most Hon. Members here talking of unity but if you are serious that you want us to unite then, I want to see a day when Hon. Mildred will be walking with Hon. Anne Ocholla, I want to see a day when Hon. Onditi will be walking with Hon. Jagongo then we will be talking about real unity otherwise we will be cheating ourselves. Thank you.

The Speaker (Hon. Oraro): Thank you Leader of Majority. Honourable Members, now that the Third Assembly First Session Committee of Selection Report on the Constitution of the House Committees has been presented pursuant to the provisions of Standing Orders No. 158 by the Leader of Majority, seconded by the majority Whip and debated by Hon. Members, I therefore wish to put a question on the adoption of the same.

(Question put and agreed to)

The Speaker (Hon. Oraro): Honourable Members, the Third Assembly First Session Committee of Selection Report on the Constitution of the House Committees has been presented pursuant to the provisions of Standing Orders No. 158 has been adopted today 18th October 2022 at 1724 hours I want to direct that the contents of the report be implemented including but not limited to the following;

1. The House Procedure and Rules committee to start looking at the proposal and amendment of the Standing Orders in terms of committees' re-alignment to the Executive and any.
2. That, the Clerk prepares a schedule for all committees to meet on Monday and Tuesday for the inaugural meetings of the committees and any other matter that can be discussed in the committee as per the Standing Orders and as per the proposed Chairpersons and vice Chairpersons and the Membership that have been populated by the Leader of Majority.
3. I want to request all the membership to the committees that it is time that you follow your Standing Orders and prepare your motions, debate and Bills appropriately through the committees via the Liaison Committee including the House Business Committee and finally into the Assembly.
4. These committees shall have an opportunity to work on their plans as shall be prepared in your first inaugural meetings of Monday and Tuesday of times that shall be slotted by the Clerk on the venues as appropriate.

The Speaker (Hon. Oraro): Next Order!

ADJOURNMENT

The Speaker (Hon. Oraro): Honourable Members, there being no any other business to transact, the House stands adjourned to 19th October 2022 at 9.00 a.m. Thank you.

(House rose at 05.42 p.m.)

Addendum

Hansard Team

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