COUNTY GOVERNMENT OF KISUMU

COUNTY ASSEMBLY OF KISUMU

THE HANSARD

Official Report

THIRD ASSEMBLY – SECOND SESSION

Thursday 16th March, 2023

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

(The Temporary Speaker (Hon. Emily Oginga) in the Chair)

PRAYER

The Temporary Speaker (Hon. Oginga, Nominated Member): Honourable Members, good afternoon. I want to request pursuant to the provisions of Kisumu County Assembly Standing Order No. 32 (2) that the Serjeant-at-Arms rings the quorum bell for five minutes.

(Quorum bell rung for five minutes)

The Temporary Speaker (Hon. Oginga, Nominated Member): Honourable Members, may I request Hon. Kennedy Ouko to confirm if we have the quorum.

Hon. Ouko (MCA, West Kisumu Ward): Thank you Madam Speaker, we don't have the requisite quorum.

The Temporary Speaker (Hon. Oginga, Nominated Member): Honourable Members, I want to again direct the Serjeant-at-Arm to ring the quorum bell for another five minutes.

(Quorum bell rung for another five minutes)

The Temporary Speaker (Hon. Oginga, Nominated Member): Honourable Members, may I ask Hon. Kennedy Ouko to confirm if we have the quorum.

Hon. Ouko (MCA, West Kisumu Ward): Thank you Madam Speaker. We have the quorum.

The Temporary Speaker (Hon. Oginga, Nominated Member): Thank you. Madam Clerk, can you please take us through the Order Paper of today.

The Temporary Speaker (Hon. Oginga, Nominated Member): Next order!!

PAPER LAID

AGRICULTURE, LIVESTOCK, FISHERIES AND IRRIGATION COMMITTEE REPORT ON THEIR INDUCTION EXERCISE HELD IN NAKURU COUNTY

BY

HON. EUNICE ALANDOH, NOMINATED MEMBER.

(CHAIRPERSON, AGRICULTURE, LIVESTOCK, FISHERIES AND IRRIGATION COMMITTEE)

The Temporary Speaker (Hon. Oginga, Nominated MCA): Hon. Eunice Alandoh.

Hon. Alandoh (Nominated Member): Thank you. Pursuant to the provisions of Standing Order 182 (6) of the Kisumu County Assembly Standing Orders, I wish to table today Thursday 16th March, 2023 the report by Agriculture, Livestock, Fisheries and Irrigation Committee on their induction exercise held in Nakuru County.

(Hon. Alandoh lays before the House the Committee report for consideration)

The Temporary Speaker (Hon. Oginga, Nominated Member): Honourable Members, I confirm the receipt of the report by Agriculture, Livestock, Fisheries and Irrigation Committee on their induction exercise held in Nakuru County. I therefore, commit this report to the House Business Committee for purposes of scheduling it for debate.

The Temporary Speaker (Hon. Oginga, Nominated Member): Next order!

NOTICE OF MOTION

AGRICULTURE, LIVESTOCK, FISHERIES AND IRRIGATION COMMITTEE REPORT ON THEIR INDUCTION EXERCISE HELD IN NAKURU COUNTY

BY

HON. EUNICE ALANDOH, NOMINATED MEMBER.

(CHAIRPERSON, AGRICULTURE, LIVESTOCK, FISHERIES AND IRRIGATION COMMITTEE)

The Temporary Speaker (Hon. Oginga, Nominated Member): Hon. Eunice Alandoh.

Hon. Alandoh (Nominated Member): Thank you. Pursuant to the provisions of Standing Order 45 (1) of the Kisumu County Assembly Standing Orders, I wish to give a Notice of Motion that this House adopts the report by Agriculture, Livestock, Fisheries and Irrigation Committee on their induction exercise held in Nakuru County. Thank you.

The Temporary Speaker (Hon. Oginga, Nominated Member): Next order!!

STATEMENT HOUR

The Temporary Speaker (Hon. Oginga, Nominated Member): Hon. Samuel Dede.

Hon. Dede (MCA, North Kisumu Ward): Thank you, Madam Speaker. Being that it is Statements hour, I have a statement that is of topical concern and will read through in accordance with Standing Order No. 41(2). It has come to our realization that the House is soon going paperless, and yet we have not been provided with the gadgets to use to implement that course, thank you.

The Temporary Speaker (Hon. Oginga, Nominated Member): Hon. Samwel Dede, you know that if it is a statement of topical concern, there is a procedure in which it reaches the floor of the House.

Hon. Dede (MCA, North Kisumu Ward): Thank you, Madam Speaker, it is procedural to bring it to the floor.

The Temporary Speaker (Hon. Oginga, Nominated Member): Honourable Member, I believe that we should just stick to procedures, thank you.

The Temporary Speaker (Hon. Oginga, Nominated Member): Clerk, please let us move on to the next order.

MOTION

ADOPTION OF THE REPORT ON THE CONSIDERATION OF KISUMU COUNTY ASSEMBLY QUARTERLY REPORTS AND FINANCIAL STATEMENTS OF THE PERIOD ENDED 30TH SEPTEMBER 2022

PRESENTED BY:

HON. CARREN AJWANG, MCA, KALOLENI-SHAURIMOYO WARD.

(CHAIRPERSON OF THE COMMITTEE ON COOPERATIVE, FINANCE, TRADE, AND ENTREPRISE DEVELOPMENT)

The Temporary Speaker (Hon. Oginga, Nominated MCA): Yes, Hon. Benson Adega

Hon. Adega (MCA, Kajulu Ward): Thank you, Madam Speaker. I seek you indulgence so that your chair allows me to move this report on behalf of the Chair who is engaged outside the Assembly on other official duties.

The Temporary Speaker (Hon. Oginga, Nominated MCA): Please proceed.

Hon. Adega (MCA, Kajulu Ward): Thank you. According to Section 166 of the PFM Act, 2012, the Accounting Officer of a County Government entity is required to prepare quarterly reports and Financial Statements of the entity in accordance with the prescribed Standards and Formats.

The Clerk of the Assembly submitted the Kisumu County Assembly Quarterly Report and Financial Statements for the period ended 30th September 2022, which was tabled in the House

by the Majority leader on 16th November, 2022. The Hon. Speaker committed the report to the Sectorial Committee on Co-operatives, Finance, Trade and Enterprise Development for legislative processing and reporting, in accordance with the provisions of Standing Order No. 193(5) of the Kisumu County Assembly and Second Schedule.

The report covers the budget execution status for the period 1st July 2022 to 30th September 2022, including comparative actual achievements and budget amounts for the previous Financial Year 2021/2022, and the absorption rate of the budget.

The committee has comprehensively considered the Financial Statements and presents its report for consideration by the House.

Madam Speaker and Honourable Members, the Sectoral Committee on Co-Operatives, Finance, Trade And Enterprise Development is established pursuant to the County Assembly of Kisumu Standing Order No. 193 (5) and is mandated to:-

i). Investigate, inquire into, and report on all matters relating to the mandate, management, activities, administration, operations and estimates of the assigned departments;

ii). Study the program and policy objectives of departments and the effectiveness of the implementation;

iii). Study and review all County legislation referred to it;

iv). Study, assess and analyze the relative success of the departments as measured by the results obtained as compared with their stated objectives;

v). Investigate and inquire into all matters relating to the assigned departments as they may deem necessary, and as may be referred to them by the County Assembly;

vi). To vet and report on all appointments where the Constitution or any law requires the County Assembly to approve, except those under Standing Order 185 (Committee on Appointments); and

vii). Make reports and recommendations to the County Assembly as often as possible, including recommendations of proposed legislations.

As currently constituted, the sectoral committee on Co-Operatives, Finance, Trade and Enterprise Development is comprised of the following members;

1.	Hon. Carren Odhiambo	-	Chairperson
2.	Hon. Lumumba Owade	-	Vice-chairperson
3.	Hon. Joachim Oketch	-	Member
4.	Hon. Mickey Ochieng’	-	Member
5.	Hon. Ratib Boitone	-	Member
6.	Hon. Benson Adega	-	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 Ochola	-	Member

Secretariat

1.	Edwin Omollo	-	Committee Clerk
2.	Moses Orwa	-	Clerk Assistant
3.	Brenda Chasi	-	Clerk Assistant
4.	Zablon Otiende	-	Hansard
5.	Abraham Odegi	-	Sergeant-at-Arms

I am honored to express my sincere gratitude on behalf of the Committee for the dedication and valuable contributions demonstrated by each member throughout its proceedings, despite their demanding schedules. Your unwavering commitment to the task at hand has been greatly appreciated, and it is a testament to your professionalism and integrity.

I would also like to extend my gratitude to the office of the Speaker and Clerk for providing a conducive environment that allowed the Committee to undertake the assignment seamlessly. Your unwavering support and logistical assistance have been instrumental in ensuring the success of this project.

I equally acknowledge and commend the Secretariat for their tireless efforts in making this exercise a resounding success.

Now, it is my privilege to present this report before the House for consideration and adoption. Thank you.

Madam Speaker and Honourable Members, to ensure a thorough and rigorous assessment of the quarterly report and financial statements, the Committee developed specific terms of reference that guided its operations. The Committee's terms of reference included, but not limited to the following key areas.

i. To establish compliance with Section 166 of the PFM Act 2012, on submission of financial reports.

ii. To review and establish receipts and payments during the Quarter ended 30th September 2022.

iii. Identify any significant details or information in the reports that may be of material importance to this Honorable House.

Madam Speaker and Honourable Members, the Committee was guided by the Provisions of Chapter 12 of the Constitution of Kenya 2010 on public finance, Section 131 of the County Governments Act No.17 of 2012, Section 166 of the PFM Act, 2012 and Standing Order No. 193 (5) and Second Schedule of the Kisumu County Assembly Standing Orders in making our assessment of the Preparation of the County Assembly Quarterly Report and Financial Statements.

Table: 1 Compliance Matrix

S/NO	Legal Provision	Compliance by the CASB	Committee Recommendations
Legal Basis/Requirements of Preparation and Submission of the Quarterly Reports and Financial Statements			
1.	SECTION 166 (1) OF THE PFM ACT, 2012 That an accounting officer for a county government entity shall prepare a report for each quarter of the financial year in respect of the entity	Compliant	The County Assembly Service Board should at all times be compliant
2.	SECTION 166 (2)(a) OF THE PFM ACT, 2012 That an Accounting Officer of a County Government Entity shall ensure that the report is in a form determined by the Accounting Standards Board	Compliant	The Clerk of the Assembly to maintain the set standards as required by the relevant provisions
3.	SECTION 166 (2) (b) OF THE PFM ACT, 2012 That an Accounting of County Government Entity shall ensure that the report contains information on the financial and	Partial Compliance The non-financial information provided by the Clerk is inadequate	The Clerk in subsequent reporting to provide comprehensive and detailed non-financial information

	non-financial performance of the entity		
3.	SECTION 163 OF THE PFM ACT, 2012 That the Accounting Officer of a County Government entity shall ensure that the Quarterly Reports are not submitted later that one month after the end of each quarter	compliant	The Clerk of the Assembly should at all times be compliant

Source; Constitution of Kenya, 2010, County Government Act, 2012, PFM Act, 2012, and PFM Regulations of 2015

Section 166 of the PFM Act, 2012 Stipulates as follows;

That,

(1) An accounting officer for a county government entity shall prepare a report for each quarter of the financial year in respect of the entity.

(2) In preparing a quarterly report for a county government entity, the accounting officer shall ensure that the report—

(a) Contains information on the financial and non-financial performance of the entity; and

(b) is in a form determined by the Accounting Standards Board.

(3) Not later than fifteen days after the end of each quarter, the accounting officer shall submit the quarterly report to the County Treasury.

(4) Not later than one month after the end of each quarter, the County Treasury shall—

(a) Consolidate the quarterly reports and submit them to the county assembly;

(b) Deliver copies to the Controller of Budget, National Treasury and the Commission on Revenue Allocation; and

(c) Publish and publicize them.

(5) In the case of an entity that is a county corporation, the accounting officer for the corporation shall also submit a copy of the quarterly report to the County Executive Committee member responsible for the corporation, who, upon approving it, shall submit a copy to the County Treasury.

Madam Speaker and Honourable Members, the Committee primarily focused on the following key Components of the County Assembly Quarterly Report and Financial Statements during its review and scrutiny.

a) Statement of Receipts and Payments for the Period ended Sep 30, 2022

b) Statement of Financial Assets and Liabilities as at Sep 30, 2022

c) Statement of Cash Flows for the Period ended Sep 30, 2022

d) Statement of Comparison of Budget and Actual Amounts (Recurrent and Development Components)

Madam Speaker and Honourable Members, as at 30th September, 2022, Kisumu County Assembly received funds as;

1. Transfers from the County Treasury totaling to KSHS. 80,186,821

b) STATEMENT OF PAYMENTS FOR THE PERIOD ENDED 30TH SEPTEMBER, 2022

Mr. Speaker Sir and Hon. Members,

Against the above receipts, the County Assembly spent these funds as illustrated in the table below;

Table 2: Statement of Payments for the Period Ended 30th September, 2022

PAYMENTS	AMOUNT PAID (KSHS)	NOTES (PG)
Compensation of Employees	55,693,444	4
Use of Goods and Services	13,932,898	5
Social Security Benefits	6,053,984	9
Acquisition of Assets	117,628	11
TOTAL PAYMENTS	175,797,954	

Source: County Assembly Financial Report for Q1 ended 30th September, 2022

Committee Observations

i. THAT, County Assembly spent a total of Kshs 75,797,954.

ii. THAT, *zero* shillings was paid to the County Assembly Development Component

iii. THAT, the Assembly recorded a surplus of Kshs. 4,388,867 as illustrated in table below;

Table 3: Difference between Total Receipts and Total Payments

COMPONENT	AMOUNT PAID (KSHS)
Total Receipts	80,186,821
Total Payments	75,797,954
Surplus	4,388,867

Madam Speaker and Honourable Members, the statement of Financial Assets and Liabilities for the period ended 30th September, 2022 is as outlined hereunder;

Table 4: Statement of Financial Assets for the period ended 30th September, 2022

ITEM	AMOUNT
FINANCIAL ASSETS	(KSHS)
Cash and Cash Equivalents	
Bank Balances	14,403,218
Total Cash and Cash Equivalent	14,403,218
Accounts Receivables	420,000
TOTAL FINANCIAL ASSETS	14,823,218
FINANCIAL LIABILITIES	
Accounts Payables	-
NET FINANCIAL ASSETS	14,823,218
REPRESENTED BY	
Fund balance B/fwd	10,434,351
Prior Year Adjustment	-
Surplus/Deficit for the Period	4,388,867
NET FINANCIAL POSITION	14,823,218

Source: County Assembly Financial Report for Q1 ended 30th September, 2022

Committee Observation

1. That, the Bank Balance of Kshs. 14,403,218 declared under Financial Statements of Assets and Liabilities Pg. 2 varies from the bank balance breakdown provided on note (13A) and the bank reconciliation reports annexed on the Financial Statements as illustrated below;

Table 5: Bank Balances

Name of Bank Account	Account No.	Bank Balances as per Pg. 2 (Statement of Financial Assets and Liabilites)	Amount (As per note 13A) Period ended Sep, 2022	Bank Balance Amount (As per the authorised bank reconciliation Report) 30th September 2022
KCB OPERATION A/C	1142204197		43,574	43,994
RECURRENT A/C AT CBK	1000194747		3,968,867	3,968,867

DEPOSIT A/C AT CBK	1000451618		10,433,959	10,433,959
Total		14,403,218	14,446,400	14,446,820

Source: *County Assembly Financial Report for Q1 ended 30th September, 2022 (Pg.2, explanatory note 13A and annexed bank reconciliation Reports)*

COMMITTEE OBSERVATION

2. That, there was no Financial Liability during the reporting period under review.

Madam Speaker and Honourable Members, the statement of Cash Flows for the period ended 30th September, 2022 is as outlined hereunder;

Table 6: STATEMENT OF CASH FLOWS FOR THE PERIOD ENDED 30 SEP 2022

ITEM	AMOUNT
CASH FLOWS FROM OPERATING ACTIVITIES	
Receipts from Operating Income	
Transfers from the County Treasury/Exchequer Releases	80,186,821
Payments for operating Expenses	
Compensation of Employees	(55,693,444)
Use of goods and services	(13,932,298)
Social Security Benefits	(6,053,984)
Finance Cost	(117,628)
Adjusted for:	
Prior Year adjustment	(735,746)
Decrease/(Increase) in Accounts receivable:	420,000
Increase/(Decrease) in Accounts Payable:	
Net Cash flow from operating Activities	3,233,121
CASH FLOWS FROM INVESTING ACTIVITIES	
Net Cash flow from investing activities	3,233,121
NET INCREASE IN CASH AND CASH EQUIVALENTS	
Cash and Cash Equivalent at the beginning of the year	11,170,097

Cash and Cash Equivalent at the end of the period	14,403,218

Source: County Assembly Financial Report for Q1 ended 30th September, 2022

Committee Observations

1. That explanatory notes for the prior year adjustments totaling to Kshs. 735,746 have not been provided contravening the standards set by PSASB.
2. That the cash and cash equivalent at the end of the period of *Kshs. 14,403,218* varies from *Cash and Bank Balances provided in note (13A) of Kshs. 14,446,400* giving a deviation of Kshs. 43,182.

STATEMENT OF COMPARISION OF BUDGET AND ACTUAL AMOUNTS (RECURRENT AND DEVELOPMENT COMBINED) FOR THE PERIOD ENDED 30TH SEP 2022

Madam Speaker and Honourable Members, the statement of Comparison of Budget and Actual amounts realized for the period ended 30th September, 2022 is outlined in the table below. This section also outlines the budget utilization which is the means by which all planned activities were delivered and responsiveness in the activities will create outcome for reporting by the end of the implementation period;

Table 7: Statement of Comparison of Budget and Actual Amounts

Receipt/Expense Item	Original Budget	Adjustments	Final Budget	Actual Comparable Basis	% Utilization difference
	A	B	C=(a+b)	d	d/c
	Kshs	Kshs	Kshs	Kshs	%
RECEIPTS					
Transfers from the County Treasury/Exchequer Releases	917,524,122	-	917,524,122	80,186,821	9
TOTAL	917,524,122	-	917,524,122	80,186,821	9
PAYMENTS					
Compensation of Employees	336,490,356	-	336,490,356	55,693,444	17
Use of Goods and Services	301,654,656	-	301,654,656	13,932,898	5
Social Security Benefits	44,947,000	-	44,947,000	6,053,984	13
Acquisition of Assets	233,412,110	-	233,412,110	-	
Finance Costs	1,020,000	-	1,020,000	117,628	12
TOTAL	917,524,122	-	917,524,122	75,797,954	8

Surplus/Deficit	-	-	-	4,388,954	

Source: County Assembly Financial Report for Q1 ended 30th September, 2022

Committee Observations

1. The Budget was under absorbed at 8% against the expectation of 25% of the total budget.
2. That, Compensation of Employees recorded the highest utilization at 17%.
3. That, use of Goods and Services recorded the lowest Utilization of 5%.

COMPARISON OF ACTUAL PERFORMANCE AGAINST THE BUDGET FOR THE QUARTER ENDED 30TH SEP 2022

Madam Speaker and Honourable Members, the Assembly has a budgeted figure of Kshs. 917,524,124 for the Financial Year 2022-2023. This Comprises of Kshs. 767,524,124 for recurrent and Kshs. 150,000,000 for Development.

The Assembly was expected to receive and spend Kshs. 191,881,031 for recurrent and Kshs. 37,500,000 for Development if funds disbursed was done monthly and equally for this quarter under review;

Table 8: Statement of Comparison of Budget and Actual Amounts for the Quarter

		BUDGET FOR THE QUARTER (KSHS)	ACTUAL FOR THE QUARTER (KSHS)	REALISATION/ABSORPTION RATE
RECEIPT	RECURRENT	191,881,031	80,186,821	41.8
	DEVELOPMENT	37,500,000	0	0
EXPENDITURE				
	RECURRENT	191,881,031	75,797,954	40
	DEVELOPMENT	37,500,000	0	0

Source: County Assembly Financial Report for Q1 ended 30th September, 2022

Committee Observations

1. That, the Assembly received Kshs. 80,186,821 under the recurrent component against expected receipt of Kshs. 191,881,031 translating into an absorption rate of 41.8%.
2. That, the Assembly received Zero shillings under the development component against expected receipt of Kshs. 37,500,000.
3. For the recurrent expenditure, the assembly spend Kshs. 75,797,954 against a budget of Kshs 191,881,031 translating to a realization rate of 40%.

CONCERNS RAISED AND RESPONSE GIVEN BY THE CLERK

Madam Speaker and Honourable Members, for thorough scrutiny and examination of these quarterly report and Financial Statements, the Clerk seconded an accountant to attend the

Committee meetings to give response to questions raised by members and shed light on unclear issues unmasked during the interrogation. Below are the issues and respective response given by the Clerk.

Table 9: Concerns Raised and Response Given by the Clerk

S/NO	ISUES RAISED BY THE COMMITTEE	RESPONSE BY THE CLERK	COMMITTEE RESOLUTION	REMARKS
1	Give explanation for the low absorption rate of the budget at 40% during the Q1 ended 30th September 2022	That, the low absorption rate of the budget is mainly attributed to inadequate and late exchequer releases hence the Assembly could not fully absorb its budget	Cleared	Approved
2.	The Committee noted variations on bank balances as indicated on various parts of the report and stated as follows; i. The Bank Balances under Statement of Financial Assets and Liabilities (Pg.2) reads Kshs. 14,403,218. ii. The Bank Balances under explanatory note (13A) pg. 20 reads Kshs. 14,446,400. iii. The total Bank balances from the Bank Reconciliation Report annexed in your report amounts to Kshs. 14,446,820.	That the correct figure of the Bank balances is Kshs. 14,446,820 and further explained that the error came from the KCB Operations Account where certain payments were made but did not reflect when the bank reconciliation report was produced.	The Clerk to provide the Committee with authorized and validated bank reconciliation reports before the report is tabled in the House	The Clerk presented the authorized Bank Reconciliation Reports and verified by the Committee
3.	Why explanatory notes on prior year adjustments under the statement of cash flows (Pg. 3) were omitted in contravention of relevant accounting standards prescribed by the PSASB.	That it was unintentional omission made during the preparation of the Financial Statements	The Clerk to submit the missing explanatory notes on prior year adjustment	Submitted the explanatory as required by the Committee
4.	Give comments on the significant underutilization of the Budget at	That the budget utilization best explains how the expenditure	Cleared	Approved

	8%.	items are used and can significantly be revealed in the annual report since some expenditure items are not consistently spent within a within the Financial Year		
5.	Provide justifications on the low exchequer releases of Kshs. 80,186,821 during the quarter compared to the exchequer releases of Kshs. 103,491,575 during the same period in the last Financial Year	that the low exchequer releases were occasioned by the long electioneering and transitional period which resulted into delayed disbursement of funds by the National Treasury	Cleared	Approved
6.	The prescribed format of comparing the performance of quarter and an entire Financial year as applied by the Assembly is not uniform and the Committee sought for clarity on the above and directed that an addendum for uniform comparison of the reporting periods to be presented	That the format used in preparing the Financial Statement is the prescribed format by Public Sector Standards Accounting Board. However, he promised to add an addendum to that effect for consideration by Committee and in subsequent Reports.	The Clerk to submit an addendum for comparison of the reporting period under review and the same period for the previous Financial year for a uniform and standard comparison	Submitted as resolved by the Committee

COMMITTEE RECOMMENDATIONS

Madam Speaker and Honourable Members, based on the Observations and Findings herein, the committee makes the following recommendations on the County Assembly Quarterly Report and Financial Statements for the Q1 ended 30th September, 2022;

1. The Clerk of the Assembly to correct all the notable omissions, errors and inconsistencies of entries in various parts of the Report and ensure that an updated and true records are captured in the set of Q2 Report and Financial Statements for the period ended 31st December, 2022.
2. The Clerk of the Assembly to provide adequate, detailed and comprehensive explanatory notes to the Financial Statements adhering to all the applicable laws and accounting policies and the standards prescribed by the Public Sector Accounting Standards Board of Kenya.
3. The Clerk of Assembly to provide an addendum for comparison of reporting periods under review agaisnt uniform period of the previous Financial Year for purposes of starndad and appropriate comparison in all the subsequent Quarterly and Annual Reports and Financial Statements.

CONCLUSION
Madam Speaker and Honourable Members, I hereby urge the Hon. members to adopt this report with the recommendations herein. May l call upon Hon. Alice Wajewa to second. Thank you.
The Temporary Speaker (Hon. Oginga): Hon. Wajewa.

Hon. Wajewa (Nominated Member): Thank you Madam Speaker, I stand to second the motion of this report, thank you.

The Temporary Speaker (Hon. Oginga, Nominated Member): Yes Hon. Zachariah Okoyo.

Hon. Okoyo (MCA, Central Kisumu Ward): Thank you Madam Speaker, according to our Standing Order No. 32, we do not have enough quorum to enable us discuss this report and I am seeking for your guidance.

The Temporary Speaker (Hon. Oginga, Nominated Member): Yes Hon. Oiko.

Hon. Oiko (MCA, Kabonyo Kanyagwal Ward): Madam Speaker, the report has been read by Honourable Adega and seconded by Honourable Alice Wajewa. Meanwhile Honourable Members have been attentive to the report as it was being read. So, raising a matter that the report may not be adequately discussed may be out of order since members are in this Assembly. Allow members to interrogate the report and give their opinion.

The Temporary Speaker (Hon. Oginga, Nominated Member): Honourable Members, considering the concern raised by Hon. Okoyo, I would like to ask the Leader of Majority to confirm if we have quorum to debate and possibly adopt this report.

Hon. Ouko (MCA, West Kisumu Ward): Madam Speaker, I want to confirm that the quorum is not meeting the threshold and I seek for your indulgence as the Chair to instruct the Whip to go and whip the members and see if we can attain the quorum.

The Temporary Speaker (Hon. Oginga, Nominated Member): Honourable Members, based on the issue raised by Members,. I direct that the bell be rung for five minutes.

(Quorum bell is rung for eight minutes)

The Temporary Speaker (Hon. Oginga, Nominated Member): Leader of Majority, could you please confirm if we have quorum in the House to go on with the business.

Hon. Ouko (MCA, West Kisumu Ward): Madam Speaker, you will have to guide the House because the quorum is not there.

The Temporary Speaker (Hon. Oginga, Nominated Member): Honourable Members, according to our Standing Orders No. 33 (1) which states as follows;

If at any time the Chair is taken, or when the County Assembly is in Committee, a Member objects that there is not a quorum present, the Speaker or the Chairperson shall count the County Assembly or the Committee as the case may be.

Honourable Members, Standing Order 33 (2) stipulates that;

If on the account under paragraph (1) a quorum does not appear to be present, the Speaker or the Chairperson shall cause the Division Bell to be rung as on a Division, and if no quorum is present at the expiration of the eight minutes-

(a) If the Speaker is in the Chair, the Speaker shall adjourn the County Assembly until the next sitting without question put.

ADJOURNMENT

The Temporary Speaker (Hon. Oginga, Nominated Member): Honourable Members, therefore, the House is adjourned until Tuesday 21st March 2023 at 2.30 p.m. Thank you.

(House rose at 03.34 p.m.)

Addendum

The Hansard Team

Zablon Otiende – Senior Hansard Reporter (Ag. Editor)

Edward Odanga – Hansard Reporter

Fanuel Okode – Hansard Reporter

Patrick Okoyo – Hansard Reporter

Jacklyne Otieno – Hansard Reporter

Jesca Otieno – Hansard Reporter

Vallery Achieng' – Hansard Reporter