COUNTY GOVERNMENT OF KISUMU

COUNTY ASSEMBLY OF KISUMU

THE HANSARD

Official Report

THIRD ASSEMBLY – SECOND SESSION

Thursday 07th September, 2023

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

(The Temporary Speaker (Hon. Seth Okumu) in the Chair)

PRAYER

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Mr. Clerk, please take us through the Order Paper of today.

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Next order!!

COMMUNICATION FROM THE CHAIR

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Thank you Honourable Members and welcome to today's session. We are having a bonding retreat next week and it is my belief that the Office of the Clerk shall be communicating the venue to both the Honourable Members and staff.

Honourable Members, I also have a communication from the Office of the Speaker. I will read it, communication to the Members of the County Assembly. Dated September 7th, 2023. Subject is Revocation of Nomination of Members of Orange Democratic Party Elected through party list. Honourable Members, today at around midday, I received a letter from the Orange Democratic Movement (ODM), reference ODM/2023/180/00 dated September 07th, 2023. This addresses the

resolution made by the National Executive Council to recall the following Members of the County Assembly notably;

1. Hon. Carolyne Opar, Nominated Member
2. Hon. Kennedy Ajwang', Nominated Member
3. Hon. Peter Obaso, Nominated Member
4. Hon. Regina Kizito, Nominated Member

Honourable Members, I would like to take this opportunity to read out the content of the letter to you.

The letter from the Orange Democratic Movement (ODM), reference ODM/2023/180/00, dated September 07th, 2023 addressed to the Speaker of the County Assembly of Kisumu. Reference is Revocation of Election of Members Nominated through Party List. I am writing to formally inform the County Assembly of Kisumu of a resolution of National Executive Committee Orange Democratic Movement (ODM) on September 06th, 2023 to recall the following Members of the County Assembly;

1. Hon. Carolyne Opar, Nominated Member
2. Hon. Kennedy Ajwang', Nominated Member
3. Hon. Peter Obaso, Nominated Member
4. Hon. Regina Kizito, Nominated Member

This decision has been made pursuant to Article 75 (5) and (6) of the ODM Constitution as these Members have been found to have violated the Political Parties Act of 2011 and Section 11 (1) (e) of the ODM Constitution and the ODM Code of Conduct.

It is important to note that the affected Members were granted an opportunity for fair hearing during the party Internal Dispute Process. This process was conducted in strict compliance with the provisions of Section 4, 5 and 6 of the Fair Administration Act No. 4 of 2015. We kindly request you to take necessary steps to acknowledge and document this decision in the County Assembly of Kisumu in accordance with the Kisumu County Assembly Standing Orders and the provisions of the Elections Act 2012. We appreciate your attention to this letter and trust that you will handle it with relevant legal and constitutional provision. Should you require any further information or clarification, please do not hesitate to contact us. Thank you for your corporation on this important matter. Signed by the Executive Director, Oduor Ong'wen, EBS and copied to the Clerk of the Assembly, Hon. Carolyne Opar, Hon. Kennedy Ajwang', Hon. Peter Obaso and Hon. Regina Kizito. Those are the contents of the letter.

Honourable Members, I now want to continue with the communication from the Speaker. As per the letter, I hereby inform you that the mentioned Members are suspended from all the functions

of the Assembly with immediate effect. This means that they will no longer participate in any Assembly activities until further notice.

I kindly request the Clerk of the County Assembly to take note of this communication and ensure that the necessary administrative actions are taken to enforce the suspension of the aforementioned Members.

Finally, I urge all the Members to adhere to this decision and maintain the integrity and smooth functioning of our Assembly during this period. Further instruction and updates will be communicated as necessary. Thank you for your attention to this matter. Sincerely, Hon. Elisha Jack Oraro. The Speaker, County Assembly of Kisumu.

Thank you Honourable Members. That is the Communication we have from the Office of the Speaker.

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Next order!!

PAPERS LAID

AGRICULTURE, LIVESTOCK DEVELOPMENT AND IRRIGATION COMMITTEE REPORT ON THE MATTER OF FISH KILLS IN CAGES A LONG DUNGA BEACH

BY

HON. EUNICE ALANDO, NOMINATED MEMBER.

CHAIRPERSON, AGRICULTURE, LIVESTOCK DEVELOPMENT AND IRRIGATION COMMITTEE

PIC/PAC COMMITTEE REPORT ON CONSIDERATION OF THE AUDITOR GENERAL'S REPORT ON THE FINANCIAL STATEMENTS OF KISUMU COUNTY EXECUTIVE CAR LOAN AND MORTGAGE SCHEME FUND FOR THE YEAR ENDED 30TH JUNE, 2021 AND THE YEAR ENDED 30TH JUNE, 2022

BY

HON. KENNEDY OUKO, MACA, WEST KISUMU WARD.

CHAIRPERSON, PUBLIC INVESTMENTS AND ACCOUNTS COMMITTEE

PIC/PAC COMMITTEE REPORT ON CONSIDERATION OF THE AUDITOR GENERAL'S REPORT ON THE FINANCIAL STATEMENTS OF KIWASCO FOR THE YEAR ENDED 30TH JUNE, 2022

BY

HON. KENNEDY OUKO, MCA, AHERO WARD

CHAIRPERSON, PUBLIC INVESTMENTS AND ACCOUNTS COMMITTEE

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): What is it Hon. Bill Oliver.

Hon. Bill (MCA, Kobura Ward): Honourable Speaker, may I lay this Paper on behalf of Hon. Eunice Alando.

The Temporary Speaker (Hon. Okumu): Proceed Honourable Member.

Hon. Bill (MCA, Kobura Ward): Thank you. Pursuant to the provisions of Orders No. 182 (6) of the Kisumu County Assembly Standing Orders, I wish to table today Thursday 07th September, 2023 a report by Agriculture, Livestock Development and Irrigation Committee on the matter of Fish Kills in Cages a long Dunga Beach.

(Hon. Oliver lays the report before the House for consideration)

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Thank you Honourable Members. I wish to acknowledge the receipt of a matter sought in the House by Hon. James Were, MCA, Nyalenda "B" on the Fish Kills in Cages along Dunga Beach. A report by Agriculture, Livestock Development and Irrigation Committee. I direct that this report be taken to the House Business Committee for scheduling it for discussion in the House.

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Next Paper.

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Yes Hon. Ouko.

Hon. Ouko (MCA, West Kisumu Ward): Thank you Mr. Speaker. Pursuant to the provisions of Orders No. 182 (6) of the Kisumu County Assembly Standing Orders, I wish to table today Thursday 07th September, 2023 a report by PIC/PAC Committee on Consideration of the Auditor General's report on the Financial Statements of Kisumu County Executive Car Loan and Mortgage Scheme Fund for the year ended 30th June, 2021 and the year ended 30th June, 2022.

Two, pursuant to the provisions of Orders No. 182 (6) of the Kisumu County Assembly Standing Orders, I wish to table today Thursday 7th September, 2023 a report by PIC/PAC Committee on consideration of the Auditor General's report on the financial statements of KIWASCO for the year ended 30th June, 2022. Thank you.

(Hon. Ouko lays the above mentioned reports before the House for consideration)

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Thank you Honourable Members. I wish to acknowledge the receipt of two reports from the Committee on Public

Accounts and Investments. One is on the consideration of Auditor General's Report on the Financial Statements of Kisumu Water and Sanitation Limited for the year ended 30th June, 2022. The other report is on their Consideration of the Auditor General's Report on the Financial Statements of Kisumu County Car Loan and Mortgage Scheme Fund for the year ended 30th June, 2021 and the year ended 30th June, 2022.

Honourable Members, I want to direct that these reports be taken to House Business Committee for scheduling for discussion in the Floor of the House. What is it Deputy Leader of Majority?

Deputy Leader of Majority (Hon. Owade, MCA, South East Nyakach Ward): Thank you. Mr. Speaker, I would wish to lay a Paper on behalf of Chair Labour Committee, Hon Okoyo.

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Please proceed.

Deputy Leader of Majority (Hon. Owade, MCA, South East Nyakach Ward): Thank you Mr. Speaker. Pursuant to the provisions of Standing Orders No. 217 (2) of the Kisumu County Assembly Standing Orders, I wish to table today Thursday, 07th September, 2023 a report by Labour and Social Welfare Services Committee on the Petition by Mr. William Odidi Ondigo against Rabuor Sub County Hospital on the matter of Illegal Dismissal Without Pay. Thank you Mr. Speaker.

Hon. Owade lays the report before the House for consideration)

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Thank you Honourable Members. A report on Petition from the Labour and Social Welfare Services Committee has been tabled, being Petition by Mr. William Odidi Ondigo against Rabuor Sub County Hospital on the matter of illegal dismissal without pay.

Honourable Members, Standing Orders No. 217 gives us the procedure of handling a Petition. Already the report is out from the Committee and should now be sent to the Petitioner. Secondly, we may allow Honourable Members to discuss this Petition. Going by the fact that we now have a copy from the Committee, I want to direct that copies are distributed to Honourable Members, after which they can give their comments in the subsequent Sitting of the Assembly. Thereafter, we can send this Petition to the Petitioner, as soon as possible. Therefore, the Deputy Leader of Majority, kindly organize with the Committee so that Members can have either soft or hard copies of this Petition before the next Assembly Sitting. We can thereafter submit our comments before we relay it to the Petitioner. That is the procedure. Thank you Honourable Members.

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Next Order.

NOTICES OF MOTION

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Yes, the Hon Eunice Alandoh.

Hon Bill (MCA. Kobura Ward): Mr. Speaker. I would like to give a Notice of Motion on behalf of my Chair, Hon Alandoh. THAT, pursuant to the provisions of Section 45(1), I wish to give a Notice of Motion that this House adopts the report by Agriculture, Fisheries, Livestock Development and Irrigation Committee on the matter of Fish Kills in Cages along Dunga Beach. Thank you.

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Thank you. Yes, Hon Kennedy Ouko.

Hon Ouko (MCA, West Kisumu Ward): Thank you Mr. Speaker. Pursuant to the provisions of Section 45 (1), I wish to give a Notice of Motion that this House adopts the report by PIC/PAC Committee on Consideration of the Auditor General's Reports on the Financial Statements of the Kisumu County Executive Car Loan and Mortgage Scheme Fund for the year ended 30th June, 2021, and the year ended 30th June, 2022.

Secondly, pursuant to the provisions of Section 45 (1), I wish to give a Notice of Motion that this House adopts the report by PIC/PAC Committee on Consideration of the Auditor General's Report on the Financial Statements of KIWASCO for the year ended 30th June, 2022. Thank you.

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Next order!!

STATEMENTS

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Yes, the Honourable Leader of Majority

Leader of Majority (Hon Ooko, MCA, Ahero Ward): Thank you Mr. Speaker. Pursuant to Standing Orders No. 41(2) (b) of the Kisumu County Assembly Standing Orders, I wish to request for a Statement from Committee on Administration of Law, Justice, Constitutional Affairs, Governance and Security and Trade, Tourism, Industry and Marketing regarding the fire incident in Ahero Ward, which occurred yesterday.

Mr. Speaker, Sir, on the morning of Wednesday, 06th September, 2023, the traders at Ahero market experienced a fire incident that razed down a better part of the market. Several businesses were destroyed with the traders counting huge financial losses from what used to be their source of livelihood. Let the Committees investigate and inquire into the following:

i. What caused the fire within the market?
ii. What is the extent of damage caused by the fire?

iii. The measures put in place by the County Government in regards to the compensation for those affected.
iv. What remedies are in place to avert such disasters?

Thank you.

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Thank you Leader of Majority. I want to direct that the Standing Joint Committees of Administration of Law, Justice, Constitutional Affairs, Governance and Security and Trade, Tourism, Industry and Marketing handle this Statement and give a report in the next two weeks. Therefore, Honourable Members, you are aware that we are going for bonding. The immediate week after binding, you have to submit that report to the Floor of the House. You better start working now, you can request for Special Sittings, may be tomorrow so that you can handle this Statement.

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Honourable Members, it is Statement hour. Yes, Hon Bill

Hon Bill (MCA, Kobura Ward): Thank you Mr. Speaker. I want to give a Personal Statement, pursuant to Standing Order No. 42. Mr. Speaker, we are in a period of rains and I am worried by the speed at which the Special Programmes department is taking. The last time we tabled a similar matter before the Assembly, we said we needed them to expedite. Thank you.

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Thank you Honourable Member. Honourable Member, you rose while citing the provisions of Standing Order No. 42 provides for Statements that are personal in nature. I do not know how Special Programmes is personal to you.

Hon Bill (MCA, Kobura Ward): Mr. Speaker, on this issue it is personal because Kobura Ward is now personal to me.

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): *(Laughter)* Hon. Member, then you will be doing a disservice to the people of Kobura Ward because it is written so well that after that then that matter will die a natural death. I know what you want to raise, and I wish you could just use the right procedure so that you can bring that matter on the floor in a way that Honourable Members can help you address it. However, if you want to sneak it in using the provisions of Standing Order No. 42 that you have cited then, that shall be doing a disservice to the people of Kobura. It is no longer a matter of Kobura but a matter of Kisumu County. Do you stand guided Hon. Member?

Hon. Oliver (MCA, Kobura ward): Yes, I stand guided. Thank you.

The Temporary Speaker (Hon. Okumu): Thank you, Hon. Member.

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Any more Statements Hon. Members?

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Next Order!! Mr. Clerk.

MOTION

ADOPTION OF THE REPORT ON THE STATUS OF NYAKACH COUNTY HOSPITAL IN PAP-ONDITI,

BY

HON. VINCENT JAGONGO, MCA, NORTH WEST KISUMU WARD.

(CHAIRPERSON, STANDING COMMITTEE OF MEDICAL SERVICES, PUBLIC HEALTH AND SANITATION).

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Yes, Hon. Jagongo.

Hon. Jagongo (MCA, North-West Kisumu Ward): Thank you, Mr. Speaker

CHAIRPERSON'S FORWARD

PURSUANT to Article 185 (3) of the constitution of Kenya, section 8 of the County Governments Act No.17 of 2012 and Standing Orders No. 193(5) (a) and 193(second schedule), the Committee during its sitting of 29th June, 2023 resolved to carry out surveillance exercise on the status of health facilities within the County in a dedicated effort to ensure enhancement of healthcare services offered and seamless functionality.

The Committee, in its report tabled before this House during the sitting of Thursday 10th August, 2023 reported that it had resolved to undertake surveillance exercise in four phases (1 per quarter during the FY 2023/24). The Committee thereafter developed and adopted a program (see annex 1) that was to guide its activities for the phases 1 and 2. The first phase which entailed the status of referral hospitals, was completed and the report adopted in accordance with the Standing Orders. The Second phase was to inquire on the status of County hospitals.

Consequently, the Committee communicated its intention to the Hon Speaker and sought his authority in accordance with Standing Orders No. 165, to hold its sittings outside the County Assembly precinct (see annex 3).

The Committee visited the seven County Hospitals where it inquired into such issues as;

1) Services offered
2) Workload (Average No. of patients seen in a day)
3) No. of staff per department/section (currently available against the ideal number required for optimal performance).
4) Staff list (Names against individual PF numbers)
5) No. of staff who have left, retired and/or died
6) No. of beds capacity per department/section
7) Operational status of equipment
8) No. of ambulances in each hospital and their operational status
9) Any projects (whether proposed or ongoing. In whichever case, provide details of the project include the amount required for each).
10) Total amount owed to the facility by NHIF and/or Linda Mama.
11) Pending bills (Total amount).
12) Impacts of FIF Act and the shortcomings so far experienced in the process of its implementation.
13) Challenges and how the facility has so far attempted to address them.
14) Any other aspect that you may want the Committee's intervention.

Mr. Speaker and Hon Members, the Committees' intention was to bring a comprehensive report on the status of all the seven County Hospitals. However, Pap Onditi hospital was found to be in a deplorable state that require urgent attention which prompted the Committee to have its report presented and sent to the department for immediate action.

This report therefore is about the status of Nyakach County Hospital, Pap Onditi and the proceedings of the Medical Services, Public Health and Sanitation Committee during its visit to the facility.

COMMITTEE PROCEEDINGS

Mr. Speaker and Hon Members, from the inception of the surveillance exercise to adoption of this report, the Committee held four meetings including the one in which at the facility (see annex 3).

ACKNOWLEDGEMENT

Mr. Speaker and Hon. Members. May I take this opportunity to thank all the Members and secretariat of this committee for their dedication during this exercise.

Equally, the Committee applauds Offices of the Speaker and the Clerk of the County Assembly of Kisumu for offering extreme support and a show of goodwill that culminated to success of the exercise and further production of this report.

Hon Speaker, the Committee wishes to convey its utmost and sincere gratitude to the managements of Nyakach County Hospital, Pap Onditi for the cordial welcome and full cooperation accorded it during the exercise.

It is therefore a great honor and privilege on behalf of the Committee to present, to this Honourable House, the report of the Medical Services, Public Health and Sanitation, on the status of Nyakach County Hospital, Pap Onditi for consideration and adoption.

CHAPTER ONE

PREFACE

Establishment and Mandate of the Committee

Mr. Speaker and Honourable Members, the Committee executes its mandate in accordance with the provisions of Standing Orders 195(5) and Second Schedule from which it draws its mandate to look into and investigate on;

> All matters relating to County health services, including, in particular County health facilities and pharmacies, ambulance services, promotion of primary health care, licensing and control of undertakings that sell food to the public, cemeteries, funeral parlours and crematoria and refuse removal, dumps and solid waste disposal; housing; and sanitation.

Members of the Committee

The following are the members of the Committee as constituted pursuant to the Selection Committee report of Monday 17th July, 2023;

1. Hon Vincent Jagongo - Chairperson
2. Hon Emily Oginga - Vice Chairperson
3. Hon Seth Okumu - Member
4. Hon Nereah Okombo - Member

5. Hon Kennedy Ooko - Member
6. Hon Joachim Oketch - Member
7. Hon Lumumba Owade - Member

Secretariat to the Committee

1. Obonyo Angelyne (Ms.) - Clerk Assistant
2. Valery Achieng' (Ms.) - Hansard reporter
3. Mr. Abraham Odegi - Sergeant-at-arm

CHAPTER TWO

LEGAL FRAMEWORK

Mr. Speaker and Hon. Members, below are the laws that enabled and governed the Committee prior to during and post this exercise;

2.1. Article 185(3) of the Constitution of Kenya, 2010

Legislative authority of county assemblies

(3) A county assembly, while respecting the principle of the separation of powers, may exercise oversight over the county executive committee and any other county executive organs.

2.2. Section 8(1)(f) of the County Governments Act No.17 of 2012

Role of the county assembly

1) The county assembly shall -

f. perform any other role as may be set out under the Constitution or legislation.

2.3. Kisumu County Assembly Standing Orders No. 193(5) (a)

(5) The functions of a Sectoral Committee shall be to —

(a) investigate, inquire into, and report on all matters relating to the mandate, management, activities, administration, operations and estimates of the assigned departments.

Kisumu County Assembly Standing Orders No. 193(second schedule).

Mandates the Committee to investigate and inquire into-

All matters relating to County health services, including, in particular County health facilities and pharmacies, ambulance services, promotion of primary health care, licensing and control of undertakings that sell food to the public, cemeteries, funeral parlours and crematoria and refuse removal, refuse dumps and solid waste disposal; housing; and sanitation.

Kisumu County Assembly Standing Orders No. 193 (5) (g)

(5) The functions of a Sectoral Committee shall be to —

(g) make reports and recommendations to the County Assembly as often as possible, including recommendation of proposed legislation.

CHAPTER THREE

STATUS OF NYAKACH COUNTY HOSPITAL, PAP ONDITI

Introduction

Mr. Speaker and Hon Members, Nyakach county hospital is a level four hospital serving a total population of 16,000 and the neighboring sub counties and some parts of neighboring counties.

The facility is headed by the medical superintendent Dr. Edon Nyaguti and other HMT members. The team was led by the Medical Superintendent and the following officers;

1. Josiah Ongai - Hospital Administrator
2. Desmond Nyagaya - Accounts Clerk in charge of FIF
3. Victor Ogilo - Sub County Medical Engineer
4. Lilian Kayesi - Medical Officer in-charge

Services offered

The hospital offers different quality services which includes curative, preventive, promotive and the rehabilitation services.

UNITS/SECTIONS

The hospital has a total of 12 units including special units as seen:

a. Surgical
b. Medical

c. Maternity

d. New born

e. Pediatrics

STAFF ESTABLISHMENT

Mr. Speaker and Hon Members, The Committee established that;

a. The facility has a total of 73 staff employed by the County Government and 28 who are partner (CIHEB) contracted. These staff are distributed across different cadres (see annex 4).

b. For optimal operation, the hospital requires 328 staff distributed as shown in the same annexure mentioned here above.

c. In the last one year the hospital has had 9 members of staff who have either voluntary left, transferred and retired, and one who is about to retire (see annex 5). Despite of these attrition, there has not been any replacement whatsoever.

BED CAPACITY

Mr. Speaker and Hon Members, In its current state, the facility has a capacity of 38 beds. However, there is a maternity complex under construction that is expected to accommodate additional 20 beds.

SRL No.	UNIT	No. of beds
1.	Male ward	10
2.	Female ward	12
3.	Maternity ward	8
4.	Pediatrics ward	8

AMBULANCES

Mr. Speaker and Hon Members, The facility has four ambulances of which two are grounded and two are working; one is old and cannot operate optimally and is thus used for utility purposes. The other one (which was a donation by KENHA) is used for referral services and currently

serving the greater Nyakach.

OPERATIONAL STATUS OF EQUIPMENT

It was established that;

1. In radiology department, all the equipment are not working in the hospital due to power surge.
2. The X ray unit is not working due to power surge which had earlier affected the machines in the department.
3. There is no dental unit but the facility has dental chair which is also not in use.
4. The facility has two generators functional and one which is not functional
5. There is a problem with the bigger autoclaving machine. Being that the facility is growing it need a bigger autoclaving machine
6. Bio safety cabinet has also worn out and needs a new one. The one currently in use poises health risk to the users.
7. Except for the maternity ward, all the beds in other wards are in bad shape,
8. The facility has few delivery sets.

AMOUNT OWED BY NHIF AND/OR LINDA MAMA

The facility has NHIF claims of Kshs. 1,470, 1160 which has not been paid.

Pending Bills

As at 30th June, 2023, the facility was owing its suppliers and service providers a total of Kshs.7,633,310 as shown in the table below;

SRL No.	ITEM	AMOUNT
1.	Food and ratio	1,364,400
2.	Medical drugs	888,080
3.	Non-pharmaceutical supply	1,270,698
4.	Laboratory supply	880,842
5.	Electricity	470,000
6.	Maintenance of motor vehicle	702,300
7.	Publishing and printing	128,930

8.	Cleansing and cleaning items	292,860
9.	Other fuel	304,350
10.	Stationeries	25,300
11.	General office supply	115,200
TOTAL		7,633,310

PROJECTS

1. Ongoing Maternity theatre complex.

   THAT;

   - This is a Kenya Devolution Support Project supported by the World Bank at a total cost of 56 million and payment of up to Kshs. 44 Million has been made to the contractor.
   - The project was expected to be completed by September last year but is yet to and still need changes which were recommended by the users.

2. Incinerator
   - THAT there was a proposal in the budget of putting up an incinerator at the facility which is soon starting, the project cost was estimated at Kshs.

     7 million.

   - The project is expected to be operational by December, 2023

CHAPTER FIVE

SUMMARY OF FINDINGS AND OBSERVATIONS

Mr. Speaker and Hon Members., the Committee established;

1. THAT the building under construction appears to be of poor construction quality, as evidenced by the presence of significant cracks on almost every wall that are not only a cosmetic concern but could indicate structural issues and are being concealed by painting in an attempt to mask the substandard workmanship.

2. THAT there were visible water stains or discoloration on the ceiling beneath the roof, an indication of a leak which displays an ongoing issue with the roof's ability to prevent water ingress. This issue if not addressed urgently may further damage the

building's interior and the structure of the roof itself.

3. THAT the extensive cracks that traverse from walls to the roof, coupled with other observable indicators of poor construction, raise alarming concerns about the overall structural soundness of the entire building. There is likelihood that the building will be declared condemned upon completion as the severity of the cracks and the potential structural instability they imply could render the building unsafe for occupancy.
5. THAT the gutter of the building is almost falling off, indicating lack of attention to detail during construction and the potential use of substandard materials during the construction process.

5. THAT the substandard doors installed in the building do not meet the standard expected for a maternity facility. This raises concerns about the meticulousness of construction and suggests absolute disregard of the users' needs.

6. THAT the site manager's attitude showed severe lack of accountability and willingness to address the construction issues.

7. THAT there was a significant disparity between the FIF revenue collected as per the M-Pesa daily collection statements and the actual amount disbursed to the facility. In the month of July, summation of the daily collections totaled to Kshs. 300, 000 but the facility received reimbursement of Kshs. 273, 000, and was informed that, that was the amount they had collected for the month. This disparity suggests financial discrepancy and potential mishandling of funds.

8. THAT lack of Administrative Control of the M-Pesa account raised concerns about administrative control and oversight of financial transactions related to the facility. It also indicates lack of proper handover procedures by the department.
9. THAT apart from the two generators, there is no other functional equipment available in the facility which indicates a severe deficiency in essential medical equipment and infrastructure within the facility. Such lack of equipment is a detrimental impact on the facility's ability to provide adequate healthcare services and meet the needs of patients.
10. THAT there are two buildings allegedly condemned that are taking up spaces that could have otherwise been used to decongest the facility.

CHALLENGES

Mr. Speaker and Hon Members, it was established that the facility currently faces the following challenges;

1. Significant shortage of staff that affects the overall quality of patient care and the efficiency of hospital operations.

2. Unavailability of specialized consultants who can provide specific medical services. This deficiency forces the hospital to refer patients needing specialized treatment to other facilities, which can result in delayed care and inconvenience for patients.

3. Frequent power surges that causes irreversible damage to sensitive medical machinery, disrupting patient care and incurring substantial financial losses.

4. Lack of a modern mortuary which compromises its ability to manage deceased patients appropriately.

5. Unavailability of a resident medical engineer and relies on a sub-county medical engineer for technical support. This has oftentimes led to delays in equipment maintenance and repairs.

6. Unresolved financial obligations in form of pending bills that has since strained the hospital's relationship with suppliers and hinder its ability to procure necessary supplies and services. Clearing these pending bills is essential to maintain a smooth working relationship with suppliers and ensure the hospital's continued operation.

7. The hospital is confronted with the challenge of unclaimed bodies brought in by the police. The hospital's holding room is insufficient to handle the storage of such bodies, leading to issues related to odor and inadequate facilities for handling these cases.

8. Delays in reimbursement for services provided under the National Hospital Insurance Fund (NHIF) and Linda Mama programs. Unpaid claims amounting to a significant sum has since strained the hospital's financial resources and impacted its ability to provide quality care.

9. Lack of title deeds for the land it occupies creates uncertainty about ownership and potential legal issues. Some parcels are owned by the community, adding complexity to the situation.

Mr. Speaker and Hon Members, The Committee invited to appear before it, on Thursday 31st August, 2023, all the officers involved in the implementation of the Facilities Improvement Fund (FIF) (See annexures 6 A and B) to respond to the issues surrounding its operations as was established by the Committee during the exercise. This discussion was not just specific to the case of Pap Onditi but to all the facilities facing challenges in the implementation of the fund.

As at the time of writing this report, the Committee confirms that the two challenges that Pap Onditi was facing with regards to FIF had been resolved and the Medical Superintendent confirmed;

1. THAT as at the time of leaving the meeting, they had the facilities password for the FIF M-Pesa account and were able to access the M-Pesa statements.
2. THAT as at the time of leaving the meeting, the deficit amount that they were owed for the month of June as was mentioned above had been fully paid to the facility's account.

On the pending bills, it was resolved during the meeting that all the facilities were to submit their pending bills to the department of Medical Services, Public Health and Sanitation who will thereafter compile all of them and present them before the Committee it another meeting that was to be held in two weeks' time together with the department of Finance and Economic planning to discuss payment of the same.

RECCOMENDATIONS

Mr. Speaker and Hon Members, For the overall functioning and effectiveness of healthcare facilities in Kisumu County, the Committee recommends;

1. THAT the department of Medical Services, Public Health and Sanitation to ensure posting consultants and a resident medical engineer to Pap Onditi Hospital because;
    i. Having an in-house consultant with expertise in various medical fields would significantly enhance the hospital's ability to offer comprehensive healthcare services.

    ii. A resident medical engineer would be better equipped to address immediate technical issues and ensure the hospital's medical equipment is functioning optimally.

2. THAT the department prioritizes construction of a modern mortuary at the facility for handling bodies. This will ensure to uphold ethical and sanitary standards at the facility.

3. THAT the ongoing construction of the maternity complex be immediately halted and a comprehensive structural assessment conducted by qualified experts and/or engineers to ascertain the extent of the damage and whether it poses a threat to the building's stability. Consequently, appropriate measures be taken based on the findings, which may include comprehensive repairs or, if extreme case, the contractor be surcharged and blacklisted.

4. THAT NO payment should be made to the contractor until a comprehensive assessment has been done on the project as recommended in 3 above.

5. THAT the County Government should endeavor to engage qualified, actively engaged and responsible site contractors who are willing to take ownership of problems and implement solutions. The managerial issue Must be immediately addressed and a replacement considered if necessary to ensure effective project oversight.

6. THAT a thorough internal audit be conducted on FIF financial transactions to identify any irregularities and ensure transparency, integrity and proper financial management within the facility. A report of this audit be submitted to this House within 30 days upon adoption of this report.

7. THAT the department of Medical Services, Public Health and Sanitation to prioritize procurement and installation of necessary medical equipment at the facility to enable it provide quality care to its patients.

8. THAT the department of Infrastructure, Energy and Public Works to investigate the validity of the condemnation claims and explore options for repurposing or demolishing the two structures to optimize the use of available space and enhance the facility's operational efficiency.

9. THAT the department of Medical Services, Public Health and Sanitation to liaise with the department of Infrastructure, Energy and Public Works to ensure investing in appropriate electrical infrastructure, surge protection systems, and

backup power sources to ensure the continuous operation of critical equipment.

10. THAT the department of Medical Services, Public Health and Sanitation to liaise with the department of Lands, Housing, Physical Planning and Urban Development to provide legal and administrative interventions to establish clear ownership and secure the hospital's long-term presence on the land.

CONCLUSION

Mr. Speaker and Hon Members, It is now my pleasure on behalf of the committee, to present this report of the Medical Services, Public Health, and Sanitation Committee on the status of Nyakach County hospital, Pap Onditi to this Honorable House for adoption. May I call upon Hon. Lumumba Owade, who is a member of the committee, to second.

The Temporary Speaker (Hon. Okumu): Yes, Hon. Lumumba Owade.

The Deputy Leader of Majority (Hon. Owade, MCA, South East Nyakach Ward): Thank you, Mr. Speaker. Much as I want to second, I would like to give my views regarding the report by the Hon. Chairperson of Medical services, Public Health and Sanitation. Mr. Speaker, it is true that that report reflects what we found on the ground and the recommendations made would be very prudent to ensure that they are implemented. Moreso, the state of the new building should be taken very seriously. If that is not done, public funds will go to waste. The building has not been used but its state is dilapidated. It is now our duty as Members of this House to stand firm and ensure that public money is put to good use. Otherwise, I second the report and thank you Mr. Speaker.

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Thank you, Honorable Members. The Standing Committee on Medical Services, Public Health and Sanitation has brought a report on the Status of Nyakach County Hospital in Pap-Onditi. The report moved by way of a motion by the Chair, Hon. Vincent Jagongo and seconded by the Deputy Leader of Majority, Hon. Lumumba Owade. I propose to put a question that we open this report for debate.

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Yes, Hon. Kennedy Ouko.

Hon. Ouko (MCA, West Kisumu Ward): Thank you, Mr. Speaker, I would like to commend the committee for the kind of work they did.

Foremost, it is very important to note that this is a Sub-County Hospital, and for a facility to qualify as a Sub-County Hospital, there are several factors to consider. I find that we have failed

in some way or the other because I do not know whether the report is confirming that the Facility Improvement Fund Act, or something like that; I heard it being mentioned sometime back in this Assembly when the County Executive Committee Member (CECM) for Health was here. I do not know if it has failed. But if it is failing, we need to improve on it because we were expecting this as one of the measures, which were to be taken care of by the Act or we need to put regulations in place to monitor all these or else we are going to fail. If we fail as a County, the County Assembly will equally have failed. There are a lot of emerging dynamics that need to be taken care of. These are some of the reasons informing putting in place regulations concerning that. In a Sub-County Hospital like the one we are talking about, I do not expect a power surge to burn some of the very important equipment bought by the public funds. These are issues that should not even get into the Assembly, but should be handled by the line department.

Mr. Speaker and Honourable Members, I am surprised that we do not have Medical Engineers. How can we install equipment which cannot be maintained by a doctor but can be maintained by a Medical Engineer, who is not posted? I am surprised that we had an advertisement of people who the County Government wanted to employ in the Health Sector, but I never saw a post advertising in favor of Medical Engineers. When are we going to have these people? Because this is now a disservice to our own people. When we have a Sub-County Hospital without the required equipment, and if they are brought to the facility, there are no maintenance mechanisms then, it is quite unfortunate. We also have a machine called an Incinerator. We cannot have a Sub-County Hospital without an Incinerator. Surely, why do we call this facility a Sub-County Hospital? Where do they take their wastes? This is the equipment used to burn wastes. Where do they take them? Even if they take them to some other places, along the way, the cost of transport and other expenses clearly subject these hospitals to failure. It is quite unfortunate.

Mr. Speaker and Honourable Members, now, we are talking about insufficient personnel, that is; doctors, nurses, and the rest. This is actually a problem within the County, and the management is trying to sort out this issue through employment. However, at least some key people should be there such as the Specialists' in-charge of Ear Nose Throat (ENT) Clinic because that is a sector with diseases which affect very many people within our area. Similarly, a Cardiologists should also be employed in a Sub-County Hospital. If they have a problem, if probably the management of the said hospital has a problem, he should also recommend for a benchmarking exercise with places like Ahero. The other time we were at the Ahero Sub-County hospital and it was doing so well. This should also help them to improve on the service delivery to the people, and how they maintain their machines.

We also been informed of lack of a Title Deed. Surely, at this time, for a hospital to come from a Health center, to a District Hospital and now a Sub-County Hospital, if we are talking about it

not having a title deed. Why do we keep on building this facility and we do not have a title deed? How much does it cost to have one title deed? We should give priority to all these matters. Otherwise, you should inform staff in this facility to go and benchmark. Especially with Ahero Sub-County Hospital. It is doing well, and we confirmed very clearly. Thank you, Mr. Speaker.

The Temporary Speaker (Hon. Okumu): Yes, Hon. Benny Pete Oiko.

Hon. Oiko (MCA, Kabonyo-Kanyagwal ward): Thank you Mr. Speaker, for giving me time to give my little contribution on the report. Mr. Speaker, the committee is informing us that they wanted to establish the Status of the County Hospitals in Kisumu but to their dismay, the one for Nyakach was over the top, and they embarked on how the report can reach the County Executive very fast for action. That is a commendable move Mr. Speaker. When you look at page 11 of the report, they are telling us that the County has employed 73 staff, and there are 28 from other specialties that give a total staff of 101. This is against a projected number of staff of 328, which gives us a picture that understaffing is very serious at Nyakach Sub-County Hospital.

Mr. Speaker, our people are not well served because of understaffing. There is a figure here which is given by the committee which I believe that they need to relook at this matter. That the population of Nyakach is sixteen thousand. It must be much more than that and I hope, when the leaders from Nyakach come up, they will give us the exact population of Nyakach people. So, Mr. Speaker, Nyakach Sub County Hospital is seriously understaffed. Therefore, this one needs to be looked into because if this is a Sub County and there are no staff, our people will not take us serious at this level of devolution.

Mr. Speaker, nine staffs have also have left on retirement, transfer and other reasons, reducing the number of from one hundred and one staffs to ninety two.

Mr. Speaker, we are informed of the Pending Bills at the facility at Kshs 7.6 Million but we are not given the picture why that figure is like that. Is it because of an allocation that is supposed to be remitted to the facility by the County Government is not forthcoming? They ought to have collected a lot of money from National Hospital Insurance Fund (NHIF) from Marwa for their operations or they are operating above what they collect. Mr. Speaker, for this one, the committee should have highlighted why the Pending Bill of that amount against an income of Kshs 1.4 Million. The Committee needs to address that.

Again, we are being informed that there is a World Bank Project worth Kshs 56 Million which should be nearing completion. That is because; Kshs 44 million had been paid towards this project, leaving about Kshs 12 Million. However, when the committee went there, they condemned this project; the workmanship. The project is collapsing Mr. Speaker and they are

not informing this House who the Project Manager is. Is the Project Manager an employee of Kisumu County or because this is a donor funded project, the project manager is from the donor or from the National Government? We need to know this so that when we decide that the project manager has failed us we can now ask why that has happened. The committee also needs to explore that and inform us why they have condemned the project for shoddy work. Is he/she someone from the County Government or where is that person from.

Mr. Speaker, when we look at this report, there is the Facility Improvement Fund (FIF) whose operation is also not clear. At the end of it all, they expected Kshs 300,000 but they received Kshs 273,000 and then they are informing us that the balance was remitted to the facility later. And that at the initial stages the facility is not able to monitor its own collection through its M-Pesa. Mr. Speaker, this is a problem that is faced on most of the Health Facilities at the Kisumu County and the committee should discuss it thoroughly with the Department of Finance and inquire as to why that is happening. You cannot collect revenue in the facility where you are in charge, you do not know the total collection then another officer at the far end is the one who knows the total collection and what he gives you is the one in control. This needs to be addressed.

Overally we need to address the problems our ailing facilities. That is because, health services are important to our people. Therefore, when we do not pay attention to matters related to health services, we shall be paying lip services to our people. With those few remarks, I hope the areas highlighted will be addressed by the committee.

On page nineteen number six, they are saying that a thorough audit be conducted on Facility Improvement Fund Financial Transactions to identify any irregularities and ensure transparency, integrity and proper financial management within the facility. A report of this audit be submitted to this House within thirty days upon adoption of this report. Mr. Speaker, that one is very crucial and we should not take it for granted. If it is not the Medical Services, Public Health and Sanitation Committee that is going to do that, then, the relevant committee that is going to do it, the Chair or the Speaker needs to pronounce himself on that. Thank you, Mr. Speaker.

The Temporary Speaker (Hon. Okumu MCA, East Seme Ward): Yes, Honourable Member for Kobura Ward.

Hon. Oliver (MCA, Kobura Ward): Thank you Mr. Speaker, reading the report, I want to comment on only one issue that has been serious in this County; the contractors that we choose. That is because, from the report, we realize that there is a building that is under construction and it is not yet complete but, again it has cracks. From the report, we are even told that they are trying to use paint to cover the cracks. So, this is an issue that we need to take seriously as an

Assembly as well as the County Executive. Why do I say so? Healthcare is a very important service to Kisumu County. Giving an example; it is not only that building alone. There is also a case in my ward whereby there was a time that I talked about it. There is a hospital in Lela. The whole building was done and half of it is now sinking. So, this is an issue that we need to address. For that matter therefore, I support the report.

The Temporary Speaker (Hon. Okumu MCA, East Seme Ward): Honourable Gard Olima.

Hon. Olima (MCA South West Nyakach Ward): Thank you Mr. Speaker for this opportunity. I want to agree with the Committee on the findings that they have made concerning Nyakach Sub County Hospital. If you look at the report, some of the things are left hanging in that the committee have found that problems but, they are not advising on how we are going to fix them.

Mr. Speaker, if I bring to your attention of the Maternity Complex we are talking about was brought up after demolition of Nyakach Cultural Hall which was very monumental to our people. It is almost five years down the line since the project was initiated there. Nothing is going on. All other Sub County Hospital or County Hospitals are up and running. For instance, the likes of Kombewa but, for this one of Nyakach, even before its initiation, it is already collapsing. That is because there is little or no supervision by the concerned department from the County.

Mr. Speaker, I want to inform you that the people of Nyakach are closely looking at that project. This is because, as a Sub County, the two major projects that are in the Sub County are the Maternity Complex and maybe the Pap Onditi Market. The market has been there for the last nine years. It was started by the first administration and to date, it is not yet done. It is not being used and is already collapsing as well. We now have the Maternity Complex which is there. It has not been finished, it is collapsing and not even being used. I do not even know what we are going to do. Over three quarters of the amount has been spent and I do not know who is going to recover that and who is going to pay to make sure that we get a good building that can host our people.

In addition, if you look at the staffing of Nyakach Sub County Hospital, I do not want to agree with the committee that it is a normal thing but, I want to say that it is biasness by the County Administration and from the said Department and also the County Public Service Board for not giving Nyakach what they deserve. I have heard the contribution of one of the Members of the committee here that when they went to Ahero Sub County Hospital, it was well done and properly organized. Running well and doing everything okay. Mr. Speaker, I wonder if…

The Temporary Speaker (Hon. Okumu MCA, East Seme Ward): Order Hon. Member! I know that you like being sensational in your submission, but I will not allow you to go with matters

that are not in this report, especially when you're mentioning Ahero, I know the Honorable Member representing Ahero is here. And we were with him in that hospital. So just restrict yourself to matters that is in this report, without mentioning things that are not factual. Thank you.

Hon. Olima (MCA, South West Nyakach): Thank you Mr. Speaker for the guidance, allowing me to use my experiences in this county and submit that it is only Nyakach Sub County Hospital that fall among the many hospitals from Sub Counties that is seriously understaffed. And you can see that if you have 73 against three hundred and twenty something required, then it's not even a quarter, we are a quarter below this the required standard stuffs that we expect from that hospital.

Mr. Speaker, I want to bring to your attention that the Department of Health recruits staff each and every financial year even this year there was an advert, interviews were done and letters were given and none of them were posted from Nyakach. Where I come from, I only have three hospitals; one Sub county Hospital and one Dispensary, all of them only have one nurse each and run 24hrs. I do not know how one nurse can manage that.

Mr. Speaker, I want to say that it's really intentional that Nyakach be infringed by the county and the department to ensure that Nyakach doesn't get the services and we as the representative of Nyakach constituency in this House, we want to request and demand that the staffing for Nyakach hospital be done immediately.

Mr. Speaker, I know that we have been very lenient with the administration because we thought that we were going to get good things from it, but as it stands today, we are losing in terms of services to our people. No single construction that was started in Nyakach that is a mega one is done to completion.

Mr. Speaker, it is not only in health alone, but in all other department including Water and the rest. I want to request you and this House that we look at Nyakach as other Sub Counties in this House that we will also get the services and the staffs that are required to handle our people competently, so that they get the best services that they deserve. I want to requests the committee that when they submit the report, please ensure that the next posting of staff's go to Nyakach so that we get people to serve our constituency. Thank you for that.

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): The Honorable member for Railways ward.

Hon. Onyango` (MCA, Railways): Thank you, Mr. Speaker, may I call the mover to reply.

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Yes Hon. Jagongo.

Hon. Jagongo (MCA, North West Kisumu Ward): Thank you, Mr. Speaker. I've listened to the comments given by Honourable Members of this House and I want to say that we've taken them in. Mr. Speaker, this is just one hospital, I believe there are issues with the different sub county hospitals and we'll give you a report from each and every sub county hospital later.

Mr. Speaker, I want to thank the Department of Medical Services, and I want to urge them that they be keen on the Maternity Complex within Pap Onditi in that hospital. Even though, the money is not from the County Government but from the donor funding but, the work that was done there is substandard and I would want to request that through the committee that if possible we need to invite the contractor and the Public Works Officer who were handling the project and the Department of Medical Services to this assembly so that we sort this issue.

Mr. Speaker, we have some lazy contractors that go to the site do some substandard projects and get paid. So I believe that this should serve as a lesson to others. Otherwise, I want to thank all of you for your contribution and we're looking forward to improving health services within Kisumu County through this committee. Thank you.

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Thank you Honourable Members. The report from the Standing Committee of Medical Services, Public Health and Sanitation on the Status of Nyakach County Hospital- Pap Onditi, has been moved as a motion by the Hon. Chair Jagongo and seconded by the Deputy Leader of Majority, Hon. Lumumba Owade, debated by the Members. As per our Standing Order I put a question.

(Question put and agreed to)

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Honourable Members, the report of the Committee on Medical Services, Public Health and Sanitation on the Status of Nyakach County Hospital- Pap Onditi has been adopted today Thursday, 07th September 2023 at 1601hrs. I want to direct that this report, together with the Hansard Report of today deliberations and House resolutions be submitted to the Department of Health for immediate action. Thank you.

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Next Order!!

MOTION

ADOPTION OF REPORT BY THE LIAISON COMMITTEE ON CONSIDERATION OF THE HALF YEAR PROGRESS REPORT OF ALL THE COMMITTEES ON THE PERIOD NDED 30TH JUNE 2023.

BY

HON. MOSES OCHELE, MCA, EAST KANO WAWIDHI WARD.

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The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): What is Hon. Jagongo?

Hon. Jagongo (MCA, North West Kisumu Ward): Thank you Mr. Speakers, I want to request, if you can allow, we withdraw the report and we give it on a later date. Thank you

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Thank you Hon. Members, the Standing Orders allows that a committee can withdraw a motion that they've moved and may be scheduled for a later date. And on that note, I want to direct that this report be taken back to the House business for scheduling again for discussion in the floor of the House.

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Next Order!!

MOTION

THE KISUMU COUNTY ADMINISTRATION VILLAGE UNITS AMENDMENT BILL 2023

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Yes the Hon. Ochele.

Hon. Ochele (MCA, East Kano Wawidhi): Thank you Mr. Speaker. Before I go straight to the motion, I have just realized that normally in the order paper which is a record of the House, down there you will realize that your name is indicated, I want it to be corrected in the Hansard.

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Thank you Hon. Member that has been corrected and we're going to do it that the motion is going to be moved by the chair of the Standing Committee the Honorable Moses Odhiambo Ochele, MCA East Kano Wawidhi.

Hon. Ochele (MCA, East Kano Wawidhi): Thank you very much Mr. Speaker. Mr. Speaker may I call the clerk to read the Bill for the first time. Thank you.

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Yes Madam Clerk.

THE KISUMU COUNTY ADMINISTRATION VILLAGE UNITS AMENDMENT BILL OF 2023.

A bill for an act of the County Assembly of Kisumu to amend the Kisumu County administration village units Act 2019, is hereby read for the first

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Thank you. Honourable Members now that the Kisumu County Administration Village Unit (Amendment) Bill of 2023 has been read for the first time. I want to direct that this bill be taken to the Standing Committee of Justice Legal Affairs, Good Governance and Security for processing for Public Participation and all other process that ascertain to the Bill. Hon. Members we are giving you up to a maximum of 21 days from today to submit a report on this Bill.

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Next Order!!

MOTION

ADJOURNMENT OF THE COUNTY ASSEMBLY PLENARY SITTINGS UNTIL TUESDAY 19TH SEPTEMBER 2023.

BY

HON. KENNEDY OOKO, MCA, AHERO WARD

(LEADER OF MAJORITY)

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Yes Hon. Majority leader.

The Leader of Majority (Hon. Ooko, MCA, Ahero): Thank you Mr. Speaker. I stand to move a motion on the adoption of the adjournment of the County assembly plenary sittings until Tuesday 19 September 2023.

THAT, aware that the Third County Assembly since its establishment in September 2023 is yet to conduct its Bonding and Team Building for the Hon. Members and staff.

THAT, aware that, the Third County Assembly since its establishment in September, 2022 is yet to conduct a Team – building exercise for the Honorable members and staff.

AWARE THAT, team building is an effective strategy for the County Assembly to cultivate an effective corporate culture where the Hon. Members and staff enjoy coming to work, trust each other and collaborate easily.

FURTHER AWARE THAT, creating a strong legislative team goes beyond merely striving to fulfil our constitutional mandates and hiring competent employees, it's helpful to explore the next step of focusing on how to bring both Hon. Members and staff together and transform them into a productive team.

COGNIZANT THAT, the County Assembly Leadership in consultation with the County Assembly Service Board has resolved to conduct a Team – Building Exercise for the Assembly on 11th to 15th September, 2023.

NOW THEREFORE, I wish to pray that this House pursuant to Standing Orders No. 25 (3) resolves to adjourn its plenary sittings to Tuesday 19th September, 2023 to allow the County Assembly to conduct the team – building exercise. I therefore wish to ask the Deputy Leader of Majority to second.

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Yes Deputy Leader of Majority.

The Deputy Leader of Majority (Hon. Owade, MCA, South-East Nyakach): Honorable Speaker, I stand in favor of the Motion for Adjournment. It is evident that our esteemed House would greatly benefit from a bonding exercise. I have faith that if this activity is executed effectively, our assembly will return as a revitalized and cohesive body, paving the way for more productive and mature deliberations. I second.

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Hon. Members, a motion of adjournment of the County Assembly plenary sittings until 19th September, 2023 has been moved by the Leader of Majority and seconded by the Deputy Leader of Majority, I therefore propose that the motion is open for debate.

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Yes Hon. Vitalis.

Hon. K'Omudho (MCA, Muhoroni Koru Ward): Thank you Mr. Speaker. If given the opportunity or if asked, I would emphasize that the bonding session is long overdue. The

rationale behind this is that on several occasions, especially for newcomers like me, we tend to form various groups, sometimes even working closely with our own staff without knowing their names. I can personally recall bringing up this matter in the last session we had in Nakuru, where I raised it with the Honorable Speaker. I am delighted that this session is now scheduled to take place. It is not just desirable but essential. I firmly believe that this bonding session will enable us to become more familiar with our support staff. For those of us who are not well-acquainted with the staff, this session will prove to be invaluable. Thank you.

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Yes Hon. Emily.

Hon. Oginga (Nominated Member): Thank you Mr. Speaker. I just want to put in a word on the motion. I want to appreciate your office for coming up with this initiative of bonding. I know it is long overdue and it has been over 1 year since we were sworn in and just a few weeks ago we were in Nakuru for the CASA games. I just realized that I don't know most of the staff. I remember I met one of the Accountants that I usually communicate with regularly and I actually could identify him. I felt that there is something lacking and I know after the bonding session we are going to be able to work as one team. Thank you.

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Yes Hon. Pete.

Hon. Oiko (MCA, Kabonyo Kanyagwal Ward): I wish to call the mover to reply.

(Loud laughter)

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Hon. Oiko, the laughter appeared to have entertained the members, and they were eager to make their contributions.

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Yes Hon. Olima.

Hon. Olima (MCA, South West Nyakach Ward): Thank you Mr. Speaker. I rise to support the motion that we adjourn this House for bonding session with the staff and Members. Mr. Speaker, as per your earlier communication. I want to request the House to approve that the four Member that we read to be allowed to go for bonding because some of them actually work more for the Party than the Members that are seated hear and they have been read not to be part of this Assembly. I wish to request that as we go for bonding we have everyone on board. Thank you.

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): What is it Deputy Leader of Majority?

The Deputy Leader of Majority (Hon. Owade, MCA, South East Nyakach Ward): Mr. Speaker, I find Hon. Olima out of order. The letter was very clear and it was stated with immediate effect. It means that we have considered the directive of the Party otherwise.

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): What is it Hon. Olima?

Hon. (MCA, South West Nyakach Ward): Thank you Mr. Speaker. I have been mentioned by my junior, Hon. Owade on this matter and I believe that the law is very clear and from where I seat I know the Members will be part of us to the end of this session or this term. I therefore want to request that since he knows very little about this that there are procedures to be followed that we allow them to go for bonding with us.

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Thank you Hon. Member. Yes Hon. Millicent.

Hon. Omuya (MCA, North Seme Ward): Thank you Mr. Speaker, I rise in support of the motion to adjourn this House for a bonding session. When we discuss the importance of bonding, it is primarily to foster a positive working environment and to build relationships. As I addressed my colleagues when we were first sworn in this Assembly, I reminded them that we are here for a purpose, and our time here is temporary. Today, I may express my satisfaction with our current interactions, but by 2027, the composition of this House could be entirely different. Therefore, I earnestly request and hope that our bonding session will have a profound and positive impact on this Assembly. Thank you.

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Hon. Members, I think at that point I want to call the mover to reply.

The Leader of Majority (Hon. Ooko Kennedy Ouma, MCA, Ahero): Thank you Mr. Speaker. I want to thank the Members that have contributed to the motion and that we proceed for the bonding session. I have a feeling that when people bond together it will help us to resolve some little conflicts that we have between us. Some Members have said that they do not know some Members of staff. I think the bonding will give us an opportunity to interact and know Members of our staff. Thank you.

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Honourable Members, a Motion of Adjournment of the County Assembly Plenary Sittings until 19th September, 2023 has

been moved by the Leader of Majority, seconded by the Deputy Leader of Majority and debated by Hon. Members, I want to refer to Standing Orders No. 29 which states that;

A member may at any time, for reasons stated, seek leave to move. That this County Assembly do now adjourn. If the Speaker is of the opinion that such Motion for adjournment of the County Assembly is frivolous, vexations, or an abuse of the proceedings of the County Assembly, the Speaker may forthwith put the question thereon or decline to propose it. The debate on a motion under this Standing Order shall be confined to the matter of the motion.

Standing Orders No. 31 states that;

If the Speaker is satisfied in terms of paragraph (2) and not less than six other Members rise in their places in support, the Speaker shall nominate a time on the same day at which such Motion may be moved.

ADJOURNMENT

The Temporary Speaker (Hon. Okumu, MCA, East Seme Ward): Therefore Honourable. Members, the House stands adjourned to Tuesday, 19th September 2023 at 2.30 p.m.

(House rose at 4.15 p.m.)

The Hansard Team

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