

COUNTY GOVERNMENT OF KISUMU



COUNTY ASSEMBLY OF KISUMU

THE HANSARD

Official Report

THIRD ASSEMBLY – THIRD SESSION

Wednesday 21st February, 2024

House met in the Main Chamber at 9:00 a.m.

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

PRAYER

The Speaker (Hon. Oraro): Good morning Honourable Members and welcome to this morning session. Madam Clerk, please take us through the order of the day.

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

PAPER LAID

THE FIRST PROPOSED KISUMU COUNTY SUPPLEMENTARY BUDGET ESTIMATES
FINANCIAL YEAR 2023/2024

BY

HON. KEN OOKO, MCA AHERO WARD.

(LEADER OF MAJORITY)

KISUMU COUNTY AGRICULTURAL SECTOR COORDINATION BILL, 2023

(COUNTY ASSEMBLY BILL NO. 7 OF 2023)

BY

HON. EUNICE ALANDOH, NOMINATED MEMBER.

(CHAIRPERSON, STANDING COMMITTEE ON AGRICULTURE, LIVESTOCK
DEVELOPMENT, FISHERIES AND IRRIGATION)

KISUMU COUNTY AGRICULTURAL FACILITY IMPROVEMENT FINANCING BILL,
2023

(COUNTY ASSEMBLY BILL NO. 9 OF 2023)

BY

HON. EUNICE ALANDOH, NOMINATED MEMBER

(CHAIRPERSON, STANDING COMMITTEE ON AGRICULTURE, LIVESTOCK
DEVELOPMENT, FISHERIES AND IRRIGATION)

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

Leader of Majority (Hon. Ooko): Thank you Mr. Speaker. That, pursuant to the provisions of Section 135(4) of Public Finance Management Act 2012, read together with Orders No. 225 (1) of the Standing Orders, I wish to table today Wednesday 21st February, 2024, the Kisumu County proposed Supplementary Budget Estimates FY 2023/2024. Thank you.

(Leader of Majority lays the Supplementary Estimates before the House for consideration)

The Speaker (Hon. Oraro): Honourable Members, I confirm the receipt of the First Proposed Kisumu County Supplementary Budget Estimates FY 2023/2024 which is properly laid in the House. I want to commit it to the Select Committee Budget and Appropriations to deal with it as per our Standing Orders. I also want to urge this House Committee that most things in the County are at stand still as a result of this Supplementary Estimates. I authorize you to maximize your time in working with the other Sectoral Committee Chairpersons.

The Speaker (Hon. Oraro): Yes Hon. Eunice Alandoh.

Hon. Alandoh (Nominated Member): Thank you Mr. Speaker. Pursuant to the provisions of Orders No. 182 (6) of the Standing Orders, read together with Orders No. 123(4), I wish to table today Wednesday 21st February, 2024, the report by the Standing Committee of Agriculture, Livestock Development, Fisheries and Irrigation on its consideration of the on the Kisumu County Agricultural Sector Coordination Bill, 2023 (County Assembly Bill No. 7 of 2023). Thank you.

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

The Speaker (Hon. Oraro): Honourable Members, I confirm the receipt of the Public Participation report by report by the Standing Committee of Agriculture, Livestock Development, Fisheries and Irrigation on its consideration of the Kisumu County Agricultural Sector Coordination Bill, 2023 (County Assembly Bill No. 7 of 2023) which is properly laid before the House. I want to communicate that this report should reach the Members early

enough for discussion. The Committee Chairperson and the Clerk, ensure that the Members are in possession of this report on time.

Two, I want to urge the Members to read this report thoroughly before we go to the Second Reading of the Bill. If there is any amendment that a Member is proposing apart from what came from the Public Participation then, such must pass through the Chair during the Committee of the Whole House. Ensure that those proposed amendments are formally communicated to the Speaker or the Clerk early enough at least 24 hours before the commencement of the debate. I urge you to read the report and the Bill itself.

The Speaker (Hon. Oraro): Hon. Eunice Alandoh.

Hon. Alandoh (Nominated Member): Thank you Mr. Speaker. Pursuant to the provisions of Orders No. 182 (6) of the Standing Orders, read together with Orders No. 123(4), I wish to table today Wednesday 21st February, 2024, the report by the Standing Committee of Agriculture, Livestock Development, Fisheries and Irrigation on its consideration of the Kisumu County Agricultural Facility Improvement Financing Bill, 2023 (County Assembly Bill No. 9 of 2023). Thank you.

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

The Speaker (Hon. Oraro): Honourable Members, I confirm the receipt of the report by the Standing Committee of Agriculture, Livestock Development, Fisheries and Irrigation on its consideration of the Kisumu County Agricultural Facility Improvement Financing Bill, 2023 (County Assembly Bill No. 9 of 2023) which has been properly laid before this House.

Similarly, to earlier communication, this report should reach members on time. Also ensure that you go through the Bill and if there is any proposed amendment alongside what would have come from the public, ensure that those proposed amendments are formally communicated to the Speaker or the Clerk early enough at least 24 hours before the commencement of the debate. Otherwise the House Business Committee should consider scheduling those reports for discussion.

The Speaker (Hon. Oraro): Next order!

NOTICES OF MOTION

KISUMU COUNTY AGRICULTURAL SECTOR COORDINATION BILL, 2023

(COUNTY ASSEMBLY BILL NO. 7 OF 2023)

BY

HON. EUNICE ALANDOH, NOMINATED MEMBER

(CHAIRPERSON, STANDING COMMITTEE ON AGRICULTURE, LIVESTOCK
DEVELOPMENT, FISHERIES AND IRRIGATION)

KISUMU COUNTY AGRICULTURAL FACILITY IMPROVEMENT FINANCING BILL,
2023

(COUNTY ASSEMBLY BILL NO. 9 OF 2023)

BY

HON. EUNICE ALANDOH, NOMINATED MEMBER

(CHAIRPERSON, STANDING COMMITTEE ON AGRICULTURE, LIVESTOCK
DEVELOPMENT, FISHERIES AND IRRIGATION)

THE APPROVAL OF CALENDAR OF THE COUNTY ASSEMBLY (REGULAR
SESSIONS) FOR THE THIRD SESSION (2024)

BY

HON. KEN OOKO, MCA, AHERO WARD

(LEADER OF MAJORITY)

THE APPROVAL OF MEMBERS NOMINATED BY SPEAKER TO SERVE IN THE
SPEAKER'S PANEL

BY

HON. NEREAH OKOMBO, MCA, MANYATTA "B" WARD.

(THE DEPUTY SPEAKER)

The Speaker (Hon. Oraro): Hon. Eunice Alandoh.

Hon. Alandoh (Nominated Member): Thank you Mr. Speaker. Pursuant to the provisions of Orders No. 45 (1) of the Standing Orders, I wish to give a Notice of Motion that this House approves a report by the Standing Committee of Agriculture, Livestock Development, Fisheries and Irrigation on its consideration of the Kisumu County Agricultural Sector Coordination Bill, 2023 (County Assembly Bill No. 7 of 2023). Thank you.

The Speaker (Hon. Oraro): Proceed Hon. Alandoh

Hon. Alandoh (Nominated Member): Thank you Mr. Speaker. Pursuant to the provisions of Orders No. 45 (1) of the Standing Orders, I wish to give a Notice of Motion that this House approves a report by the Standing Committee of Agriculture, Livestock Development, Fisheries and Irrigation on its consideration of the Kisumu County Agricultural Facility Improvement Financing Bill, 2023 (County Assembly Bill No. 9 of 2023). Thank you.

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

Leader of Majority (Hon. Ooko): Thank you Mr. Speaker. That pursuant to the provisions of Orders No. 45 (1) of the Standing Orders, that this House approves the calendar of the County Assembly (Regular Sessions) for the Third Session (2024) as contained in the schedule of this Order Paper. Thank you.

The Speaker (Hon. Oraro): Hon. Nereah Okombo.

Deputy Speaker (Hon. Okombo, MCA, Manyatta “B” Ward): Thank you Mr. Speaker. That pursuant to the provisions of Orders No. 14 (1) of the Standing Orders, that this Assembly approves the following Members nominated by the Speaker to serve in the Speaker’s Panel, alongside the Chairperson of Committees who shall be the Vice Chairperson:

1. Hon. Seth Okumu - 1st Panelist.
2. Hon. Emily Oginga - 2nd Panelist
3. Hon. Careen Ajwang’ - 3rd Panelist.

Thank you.

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

MOTION

PROCEDURAL MOTION- LIMITATION OF DEBATE ON MOTIONS

BY

HON. KEN OOKO, MCA, AHERO WARD

(LEADER OF MAJORITY)

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

Leader of Majority (Hon. Ooko): Thank you Mr. Speaker. Pursuant to the provisions of Orders No. 95 (1) of the Standing Orders, this Assembly orders that, each speech in a debate on any motion, including a Special Motions be limited in the following manner; a maximum of two hours with not more than twenty minutes for the mover and five minutes for each other Member speaking, except the Leader of Majority Party, who shall be limited to a maximum of fifteen minutes and that ten minutes before expiry of the time. The mover shall be called upon to reply and that priority in speaking be accorded to the Leader of Majority Party and the Chairperson of the relevant Sectoral Committee, in that Order. May I request Hon. Emily Oginga to second?

The Speaker (Hon. Oraro): Hon. Emily Oginga.

Hon. Oginga (Nominated Member): Thank you Mr. Speaker. I second.

The Speaker (Hon. Oraro): Now that the Leader of Majority has moved a Procedural Motion on Limitation of Debate and seconded by Hon. Emily Oginga. I want to propose that procedural motion on Limitation of Debate is open for debate.

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

Hon. Olima (MCA, South West Nyakach Ward): Thank you Mr. Speaker. I rise to oppose the motion on the Floor. I don't believe that we should limit Members in terms of debates in the House because that is the reason as to why we are all here. Looking at the issues that are normally brought into this House, these are pertinent issues that are specific to Members and you will find affected Member can even speak for twenty minutes while other do not. We cannot peg debate to specific members. Mr. Speaker, for instance like today, if there is an issue that affects the people of Kabonyo-Kanyagwal, which is pertinent to the Representative of that Ward; the Member should be allowed to make a strong statement and a good debate on that particular issue, as opposed to South West Nyakach Representative. When we are here, we represent different people with different issues and needs and the fact that today South West Nyakach may not have an issue, I should not be limited to contribute within five minutes and Majority Leader who represents Ahero Ward talks for fifteen minutes.

Mr. Speaker, if you may permit, we can leave the debate open but through your guidance through Standing Order No. 1, you can guide the debate. We cannot limit Members in a discussion on a Motion that limits Members' contribution in this House. Mr. Speaker, looking at what the Leader of Majority has tabled today, then that means I can calculate the minutes and hours that I am going to take in this Assembly. From 2022-2027, I can know that if I am allowed to contribute for a maximum of five minutes, and then it means that in a week, I will contribute for twenty minutes. I do not believe that is enough for the people of South West Nyakach who I represent.

Mr. Speaker, allow us to discuss issues as they come to this House through your guidance as the Speaker, while invoking provision of Standing Order No. 1. You cannot limit Members to discuss an issue. As I have said, today, it may be about my Ward, which I need to seriously articulate there issues in this House and therefore five minutes cannot be enough. I am not a chair to be given leverage on the same. I am just a mere Member who needs to represent my people fully and strongly, in the best possible ways. As such, five minutes is not enough time for us as Members. I, therefore, rise to oppose and urge members to oppose it. Thank you.

The Speaker (Hon Oraro): Hon Tom Nyaoke.

Hon Nyaoke (MCA, North Nyakach Ward): Thank you Mr. Speaker. The Motion, which has just been brought by the Majority Leader, is a good one. However, it is my belief that it has been brought at a wrong time. I say this because, if you look at the traditions in this House Mr. Speaker, Members have not had the interest in contributing to various Motions brought before the Floor of this House. You will find only two or three Members contribute to a very serious Motion. I do not believe that at the moment we can say we are running short of time when discussing any agenda. Mr. Speaker, for now, let it be left open to the few Members who are able to contribute to the debate on the Floor of the House. May be, they have he luxury of taking as much time as possible because when contributing Members are few, there is no need of rushing against time.

Mr. Speaker, as my senior colleague has said, you can take control of the debate in the meantime because at the moment, we do not take a lot of time in our debates. I oppose with a rider that this Motion should be brought when we are having several Members eager to participate, so that you have the limitation on time for speaking. Thank you.

The Speaker (Hon Oraro): Honourable Members, I want to give some guidance that the Motion on Limitation of Debate is a provision of the Standing Orders. What we can debate is the issue of timelines. If you look at Standing Order No. 95, it talks of Limitation of Debate, and I did communicate during the opening that procedurally, to win this Session, we must do things differently. So, we will start by discussing the Procedural Motions. And, if you look at the Standing Orders, we have different types of Motion: Motion on Reports, Bills, either brought by Members or Committee Chairs, Bills brought by Private Members, and Petition. Therefore, the provisions of Standing Orders No. 5 require that we limit our debates.

I would want to guide that our discussions should be on the timings. I had noticed Hon Pete. Kindly proceed.

Hon Oiko (MCA, Kabonyo-Kanyagwal Ward): Thank you Mr. Speaker. Mr. Speaker, at times it is very interesting when orders are made on the Floor of the House, citing the provisions of our Standing Order and they are not explained in the Standing Order. The five minutes, that has been emphasized by the Majority Leader is not mentioned on Standing Order No. 95 (1) (a), (1) (b) up to 1 (4). Where did he get the authority of five minutes? And he is referring to an Ordinary Member. In this House, when we make reference to ordinary members, in the breadth of what the Whip said yesterday, are just particular people. Therefore, those particular people are being gagged.

Mr. Speaker, if we go by the provisions of Standing Orders No. 95 (4), which is explained, that is what the Majority Leader should quote unless the Standing Orders is amended. As far as his Statement is concerned to this House, he is out of order. Therefore, give guidance Mr. Speaker. Everything has been explained in the Standing Order.

The Speaker (Hon Oraro): The Honourable Members requested me to give guidance. And I want to do so. Hon Oiko, I want to refer you to the provisions of Standing Order No. 95 (1) and I read.

“The Assembly may on a Motion made by any Member in accordance to the provisions of Standing Order impose a limit in respect of debate on any particular Motion or Bills”.

Honourable Member, it is not talking about time but it is giving authority to any Member to Move a Motion imposing a limit of debate on Motion or Bill by allotting a limited time. I believe that you are referring to limited time. And, it is during the time in which members may speak on such debates or by imposing such limitations. Therefore, the Motion is properly in the House. It is not out of order.

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

Hon Obaso (Nominated Member): Thank you Mr. Speaker. I arise to support the Motion. Mr. Speaker, it is my considered opinion that time is of essence. Five minutes is about three hundred seconds. I believe that is enough time for any Member to put across his or her point. Lastly, I just wish if there could be an option where a Member feels he or she needs to contribute for long. In such a case, you can give guidance on that. I wish to support. Thank you.

The Speaker (Hon Oraro): Hon Nereah Okombo.

Hon Okombo (MCA, Manyatta “B” Ward): Thank you Mr. Speaker. I rise to support the Motion on the Floor that we as an Assembly adopt the Limitation of Debate on certain Motions as have been read by the Leader of Majority. Mr. Speaker, it is my belief that in most cases, five minutes is more than enough for a Member to articulate his or her issues. However, there is a provision in Standing Order No. 95 (4) that states that, with the leave of the Speaker, a Member may be given additional time, if in the view of the Speaker, and the Member on the Floor, the five minutes is not sufficient. I want to urge Hon Members that we know that this Assembly has ---

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

The Speaker (Hon Oraro): What is your point of order Hon Olima?

Hon Olima (MCA, South West Nyakach Ward): Mr. Speaker, I do not believe that the Deputy Speaker is contributing to the same Motion. From what the Majority Leader has read, the provision of limiting Members is not there. I do not know whether the Member is making her reference from Standing Order or talking about the Motion. The Motion brought by Majority Leader only gives leeway to the Leader of Majority, fifteen minutes, and the Chair of the respective House Committee. The Deputy Speaker was absent when the Leader of Majority was moving the Motion. May be she does not understand what we are discussing. What we are saying is that the Leader of Majority has taken fifteen minutes for himself, and 10 minutes for the Chairs. Members are given five minutes. I believe that the Deputy Speaker should oppose the Motion. Mr. Speaker, you are aware that a Member like Hon. Obaso represents minorities from Kisii and Western, and he doesn't understand that those people have so many issues in this House that he should get time to discuss, not 300 seconds. Therefore, Mr. Speaker, allow Members to discuss Motions depending on how they come as you guide through Standing Orders No. 1. Thank you.

The Speaker (Hon Oraro): Hon Nereah Okombo please continue.

Hon Okombo (MCA, Manyatta “B” Ward): Thank you Mr. Speaker. Mr. Speaker, it is my belief that Hon. Olima is agreeing with me that we allocate 10 minutes to the Chair or the Mover of the Motion and fifteen minutes to the Leader of Majority. However, I was saying that the five minutes he is talking about is more than sufficient for a Member to air their views. It is my belief that Hon. Olima and I are on the same page only that he was so much intoxicated with the view that Hon. Obaso, being a minority can only represent he Luhyas and Kisiis who are almost a majority in my Ward. Mr. Speaker, I just want to support. In most

cases, you find Members repeating themselves or repeating what other Members have said. Five minutes is therefore sufficient for me as a Member on the Floor to air my views, and give additional five for the Mover of the Motion to Move and give a reply. I support the Motion.

The Speaker (Hon Oraro): Hon Kizito.

Hon Kizito (Nominated Member): Thank you Mr. Speaker for this opportunity. I support the Motion. It is my belief that five minutes is enough for Members to debate. If you feel that five minutes is not enough for you, the Speaker can always give a Member a chance to complete his debate on a particular Motion. Hon Olima, I believe that five minutes is sufficient for you to represent your people of South West Nyakach because I do not think they have a lot of weighty issues, and being also that you are a United Democratic Alliance (UDA) Member (*laughs*). Anyway, thank you. I support the Motion.

The Speaker (Hon Oraro): Hon Boitone.

Hon Boitone (MCA, Nyalenda “A” Ward): Thank you Mr. Speaker. Mr. Speaker, in as much as I have been listening to Members debate on this issue and certain things are coming out very clear. First, if we are granted two hours for a debate, the Mover is given twenty minutes, Leader of Majority, fifteen minutes; the reply time is allocated ten minutes and contributors five minutes per person. This implies that we are going to have one hour and forty-five minutes left in that particular debate for members to debate. One hour and fifteen minutes will take about fifteen members to debate. Only fifteen members will debate, if at all each and every Member is going to take five minutes. Let us be a bit realistic; in a debate where fifteen Members in this House are given a chance to debate, what will be left? I believe that it will be totally exhausting. So, Mr. Speaker, I want to support that five minutes per Member is just enough because we will take views of fifteen Members in this Honorable House.

Secondly, Mr. Speaker, if we are going to be factual, let alone some of these things that some of the Members do sometimes, you are given an item to give facts about, three or five minutes are just enough unless you want to beat about the bush and brag about how much you are in command the English language. Mr. Speaker, we understand that if we have 2 hours for every debate, tell me that in a situation where we may be having three debates in a session, and the time is not restricted, then what time will we be leaving this House? Mr. Speaker, it is very prudent that we support this motion and pass it the way it is, thank you.

The Speaker (Hon. Oraro): Honourable Members can somebody please call the mover to reply because I cannot see anyone on their feet.

The Speaker (Hon Oraro): Yes, Hon. Eunice Alando.

Hon. Alando (Nominated Member): Thank you, Mr. Speaker; I also arise to support the motion. I heard a Member say that most of the Members have never shown interest in participating or contributing on a motion. This could be because of the existence of some Members who think that if maybe they stood and took twenty minutes, some members are

donating their five minutes to them. We have been donating those five minutes to the sweet talkers, those with huge English terminologies. Instead of putting the point across, they still mingle with the language.

The Speaker (Hon. Oraro): Yes, Hon. Gard Olima, what is your Point of Order?

Hon. Olima (MCA, South-West Nyakach Ward): It is a point of information.

The Speaker (Hon. Oraro): You said that you were rising on a point of Order. Hon. Eunice do you want to be informed?

Hon. Alando (Nominated Member): Mr. Speaker, I do not want to be informed because when I was submitting, I never mentioned anybody's name and I did not want any information from any Member. So, I do not welcome any information at all.

(Laughter)

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

Hon. Warindo (MCA, Miwani Ward): Thank you so much, Mr. Speaker, let me also take the opportunity to support the motion that is before the House. If you look at the allocated time, if you are given five minutes to submit, if you keep your submissions to the point then the five minutes will be enough. I want to urge the Members who feel like five minutes won't be enough for them to request the mover of the motion, the Leader of Majority or any other Member to donate to them so that they can have more than five minutes. If you go through the proceedings that we have been having since the beginning of this term, I have never seen a debate which has taken more than two hours. The Speaker will give us the direction if that happens. Thank you so much Mr. Speaker.

The Speaker (Hon. Oraro): Hon. Dede

Hon. Dede (MCA, North-Kisumu ward): Thank you, Mr. Speaker, I also wish to support the motion on the floor. It is procedural that before a motion is brought to the floor of the House, members should be given twelve hours so that they have information prior to the debate. Exhaust the motion, take short notes then deliberate on it. If the five minutes is not enough for you, then the Speaker upon your request is at liberty to add you a few more minutes but some even if they are given twenty hours, they won't be able to finish debating. They might find themselves repeating the submissions. So, others may also donate the time if they are not contributing, thank you Mr. Speaker.

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

Hon. Adegga (MCA, Kajulu ward): Thank you, Mr. Speaker, going by the mood of the House, may I call the mover to reply.

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

Leader of Majority (Hon. Ooko, MCA, Ahero Ward): Thank you Mr. Speaker, I want to thank the Members for their contributions on this motion, and I want to remind Members that

this motion's intent is not to gag any Member from contributing. I believe that it is the proposal of the House that every Member is entitled to contribute by giving your views.

Mr. Speaker and Honourable Members, Procedural Motions are procedures being followed in a meeting and it is distinct from substantive motions or resolutions. I also want to agree with the Hon. Deputy Speaker, that the Speaker may have leave of the House to add more time to the member who is contributing. Remember that apart from the five minutes, the Mover of the Motion has two hours explaining the motion. Why then do you still need more time when you aren't the mover. You are only to contribute to the motion.

Mr. Speaker and Honourable Members, I want to believe that five minutes is a lot of time to persuade Members to support the motion as it is. Otherwise, Mr. Speaker, I reply, thank you.

The Speaker (Hon. Oraro): Thank you Leader of Majority. Honourable Members, now that the Leader of Majority has moved a Procedural Motion on Limitation of Debate on Motions, seconded and debated, I want to put a question

(Question put on Procedural Motion on the Limitation of Debates on Motions and agreed to)

The Speaker (Hon. Oraro): Honourable Members, and the Procedural Motion on the Limitation of Debates on Motions as moved by the Leader of Majority, that a maximum of two hours with not more than twenty minutes for the mover, five minutes for each Member speaking, except the Leader of Majority Party who will be limited to a maximum of fifteen minutes, and that ten minutes before the expiry of the time, the mover shall be called upon to reply, and that priority speaking be accorded to the Leader of Majority Party, the Chairperson of the relevant Sectoral Committee in that order, has been adopted today, Wednesday, the 21st of February, 2024, at 09:48hours. Thank you.

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

MOTION

PROCEDURAL MOTION ON LIMITATION OF DEBATES ON BILLS SPONSORED BY
PARTIES OR COMMITTEES

BY

HON. KEN OOKO, MCA, AHERO WARD

(LEADER OF MAJORITY)

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

The Leader of Majority (Hon. Ooko): Thank you, Mr. Speaker,

Mr. Speaker, and Honourable Members, recognizing that the provisions OF Standing Orders No. 95(1) further gives the Assembly the mandate to impose a limit in reference to Debates on Bills by Allotting a limited period of time for such debates.

THAT, pursuant to the provisions of Order No. 95(1) of the Standing Orders, this Assembly orders that, each speech in a debate on Bills sponsored by a Committee, the Leader of Majority Party or the Leader of Minority Party be limited as follows;

THAT, A maximum of thirty-five minutes for the mover, in moving and fifteen minutes in replying, a maximum of thirty minutes for the Chairperson of the relevant House Committee (if the Bill is not sponsored by the relevant House Committee), and a maximum of five minutes for any other Member speaking, except the Leader of Majority Party, who shall be limited to a maximum of fifteen minutes (if the Bill is not sponsored by him), and that priority in speaking be accorded to the Leader of the Majority Party and the Chairperson of the relevant Sectoral House Committee, in that order. I want to ask Hon. Carren to second.

The Speaker (Hon. Oraro): Hon. Carren Ajwang’

Hon. Ajwang’ (MCA, Kaloleni-Shaurimoyo Ward): Thank you Mr. Speaker, I second.

The Speaker (Hon. Oraro): Honourable Members, now that the Leader of Majority has moved a Procedural Motion on Limitation of Debates on Bills Sponsored by Parties or House Committees and seconded, I want to propose a question that the motion is open for debate.

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

Hon. Olima (MCA, South-West Nyakach Ward): Thank you, Mr. Speaker, after consulting with my senior colleagues around, I feel that the motion on the floor, brought by the Leader of Majority that will limit Members in debating a Bill. I want to believe that this is now not a motion but a Bill, and a Bill is a Law and it will take time for some Members to understand the same Bill that is going to their constituents. Having agreed with the first motion on limiting the Members on debating on a motion, on a Bill, we should not restrict Members to legislating on a Bill, it means it will take more Members time to understand and they will want to contribute more. Two hours is therefore not enough and we can even postpone the debate to the next sitting. So, I stand to oppose the same, and request that we give you the leeway to guide the House so that when we legislate on a Law, it becomes a Law that everybody understands in this House, not like the Finance Bill, which was done in this Assembly that most Members do not understand what they passed in this House. So, I oppose the same, and request the Majority Leader to withdraw the motion so that we can give you the leeway to guide the House in terms of Bills being discussed in this House, thank you.

The Speaker (Hon. Oraro): Just a minute Hon. Gard, did you say that the Majority Leader moved that we have two hours for the Bill?

Hon. Olima (MCA, South-West Nyakach ward): No, I did not say two hours, but the idea of gaging Members on contribution when it comes to a Bill in this House.

The Speaker (Hon. Oraro): Hon. Nereah Okombo.

The Deputy Speaker (Hon. Okombo, MCA, Manyatta “B” Ward): Mr. Speaker, I rise to support the motion that we have Limitation of Debates on Bills Sponsored by Parties or

relevant House Committees. Mr. Speaker, the Standing Orders lays out a procedure of debating on Bills. We all know that when a Bill first comes to the floor of the House, it is read for the first time and committed to a specific House Committee that is relevant to its course. The Bill is then subjected to Public Participation, and during this time, Members are given an opportunity together with the people they represent to interrogate the Bill and come up with proposals. So, when the report is given back by the relevant House Committee, Mr. Speaker, we are still given an opportunity to debate upon the report. During the Second Reading, there are provisions that we can still come up with amendments. So, Mr. Speaker, debating on a Bill is not a one-time affair but a process, which in every stage, Members have a room to give their views. Giving an opportunity of five minutes in every single session to a Member to debate on a Bill is more than enough because the relevant House Committee Chair sponsoring the Bill will have sufficient time to also give the amendments proposed during public participation which also may mainly contain amendments proposed by Members. That is because, we expect that when those bills go out there, we also join members of the public in making relevant amendments. So, Mr. Speaker, I support, thank you.

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

Hon. K'Omudho (MCA, Muhoroni/Koru Ward): Thank you so much Mr. Speaker. To my fellow Colleagues, this morning, I am privileged to arise in support of the motion which has been brought forward by the Leader of Majority. Indeed, it is timely and very elaborate. Mr. Speaker and Honourable Members, you will realize that some of us are quite notorious and given just a free hand, would speak here forever. I do not want to mention names but, I know of my fellow colleagues who would talk here for two days continuously. It is my belief that the time limitation is quite in order and I agree with the motion brought forward by the Leader of Majority. I therefore support it a hundred and one percent. Once more, many thanks.

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

Hon. Boitone (MCA, Nyalenda "A" Ward): Thank you once again Mr. Speaker, I want to support the motion. As you know, I always do it with facts and figures. If a mover of motion concerning a Bill is given Thirty-five minutes, to move and Fifteen minutes to reply, that is a total of Fifty minutes. Fifty minutes is just enough time to actually do a proper understanding of the Bill that is brought onto the floor of the House.

Secondly, the Chairperson will be given a privilege of Thirty minutes if at all he/she has sponsored this Bill. That is just enough time to dig out any other issue that may come out from the Bill. Considering his position as the Leader of Majority, he has been given Fifteen minutes to debate on this Bill. That is enough time. Now, each and every Member is given Five minutes. Bills are factual, unlike debates and Mr. Speaker, if Members are given Five minutes...

Hon. Olima (MCA, South West Nyakach Ward): On a point of Order Mr. Speaker.

The Speaker (Hon. Oraro): What is your point of Order Hon. Gard?

Hon. Olima (MCA, South West Nyakach Ward): On a point of information not a point of order. Allow me to inform the Member on the floor.

The Speaker (Hon. Oraro): Hon. Gard, which Member?

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

Hon. Boitone (MCA, Nyalenda “A” Ward): Mr. Speaker, I am very much informed and I do not need any information from him.

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

Hon. Boitone (MCA, Nyalenda “A” Ward): Mr. Speaker, just as I was saying that Five minutes is enough to put across any issue that may have risen from the Bill. We all understand that before any debate is brought to that floor of the House and it is also captured in the Standing Order. Twenty-four hours for them to look at the Bill, debate; look at it properly, criticize where you want to so that when it is brought onto the floor of the House, you already have information on what is being brought. So, with that...

Hon. Olima (MCA, South West Nyakach Ward): Mr. Speaker, on a point of Order.

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

Hon. Olima (MCA, South West Nyakach Ward): I am on; Responsibility for Statement of Fact under Standing Order No. 89.

The Speaker (Hon. Oraro): Please proceed Hon. Olima.

Hon. Olima (MCA, South West Nyakach Ward): Thank you Mr. Speaker. I am stating that, since I know the Member on the floor is a new Member in this House and he does not know how Bills are done. I believe that when we go for Public Participation to get the views from the public, the people from South West Nyakach and those from Market/Milimani Wards for instance, contribute differently on these Bills. In addition to that, all their contributions cannot be captured and be brought to a single House Committee to decide. There are things that we need to negotiate in this House such as; what the people of South West Nyakach need, what the people of Nyalenda “A” Ward need and what the people of Market/Milimani need. For instance, when you talk of the Kisumu County Finance Bill, for example, the people of South West Nyakach would be much interested on Single Business Permit and maybe Vaccination of Dogs, cats etc. On the other hand, the people of Market/Milimani Ward would be much interested in doing Sewerage and Waste Management etc. I believe that for us to think and agree on a Bill including the values and cost if we were to talk about the Finance Bill; Five minutes is not enough. That is because, the issue affects the whole County...

The Speaker (Hon. Oraro): Hon. Gard, but you rose on Responsibility for Statement of Facts.

Hon. Olima (MCA, South West Nyakach Ward): Yes, I am Standing on Responsibility for Statement of Facts.

The Speaker (Hon. Oraro): What do you want Hon. Boitone to...

Hon. Olima (MCA, South West Nyakach Ward): Fact is; I believe we are Thirty-five elected Members in this House. Moreover, all of them are affected differently by a single Bill that is brought in this House. I have given an example of the Kisumu County Finance Bill whereby each and every ward is affected. If you were to give Five minutes for each Member to articulate on the Finance Bill for his/her ward...

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

Hon. Olima (MCA, South West Nyakach Ward): That is Five minutes multiplied by Thirty-five which i believe that one would give you around One hundred and Seventy-five minutes. That is summing up to three hours. Then you add another Fifty minutes for the mover to move a motion and replying. That one will take for like four hours. This House allocates only three hours for a debate. Therefore, I believe that time allocated is not enough for specific Bills and we request that you give us a leeway to extend... Mr. Speaker ...

The Speaker (Hon. Oraro): Hon. Gard Olima, just resume your seat. I have heard what you are saying. Honourable Gard requested me to give him time to articulate Standing Order No. 89 which is on Responsibility for Statement of Facts. So, I thought that maybe it is what Hon. Boitone had said that you wanted him to be responsible of. Let me read it; Standing Order No. 89 Responsibility for Statement of Facts.

(1) "A Member shall be responsible for the accuracy of any facts which the Member alleges to be true and maybe required to substantiate any such facts instantly".

So, I thought that Hon. Gard wanted Hon. Boitone to substantiate something.

(2) "If a Member has sufficient reason to convince the Speaker that the Member is unable to substantiate the allegations instantly, the Speaker shall require that such Member substantiates the allegations not later than the next sitting day, failure to which the Member shall be deemed to be disorderly within the meaning of the Standing Order No. 106 (Grossly disorderly conduct) unless the Member withdraws the allegations and gives a suitable apology, if the Speaker so requires".

So, if any Member rises while citing the provisions of Sanding Order No. 89, it goes direct that can you substantiate what you have said that you are implored to withdraw and apologize. If he/she is not able to substantiate, then we can allow that person to do so in the next sitting day. If that one is not done, then you become grossly disorderly.

On the same note, I heard what the Leader of Majority moved. I have not seen any three hours. I am seeing that the debate on Bills is open but, limiting the time timing the Members debate. To the Leader of Majority, unless you moved something else from what Hon. Gard is presenting. Anyway, the Members are at liberty to debate but within the motion that the

Leader of Majority has moved as per the provisions of Standing Order No. 95 which requires that we have the Procedural Motions before we proceed with our activities. Hon. Gard, I hope that you are guided accordingly.

The Speaker (Hon. Oraro): Hon. Boitone, please continue.

Hon. Boitone (MCA, Nyalenda A Ward): Thank you very much Mr. Speaker. In fact, you understand why Hon. Gard sometimes wants to distract Members' attention. But, anyway, that is water under the bridge. Mr. Speaker, just as you have said, there is not limitation as per the total number of hours that the Bill is supposed to take when brought into the floor of the House. That one give us a very good time for Members to debate. Members, what I would like to implore you is that if you are given five minutes on the floor, calculate your time, give out facts. These facts should come from the public participation conducted on the Bill of which i believe that each and every Member attended. That one will enable them to get the views of the people. When they come here, they should give the views of the people they represent, not their own. In that manner therefore, Mr. Speaker, I believe that if this time limitation is properly managed, then, well and good, thank you Mr. Speaker.

The Speaker (Hon. Oraro): Hon. Bennie Pete Oiko.

Hon. Oiko (MCA, Kabonyo/Kanyagwal Ward): Thank you Mr. Speaker, I have gone through Standing Order No. 95. I have also gone through what the Leader of Majority is taking the House through. The picture I am getting is that the provision of Standing Order No. 95 is being amended. In addition, I reflect that some amendments ought to have been done in the recent past. But, this is my caution to the Members; recently, Members of a certain party cried in the National Assembly that a certain Bill was rushed. However, today, we are very keen on giving power to the limitation of time in this Assembly.

The way the provisions of Standing Order No. 95 was framed, was not just for the sake of it. But, because the majority carried the day, let people advance the argument, give the majority their way and the Speaker the way and you pass it. Later on, the same outcry that was witnessed in the National Assembly will come to this Assembly.

(The Deputy Speaker (Hon. Okombo) rises on her feet)

The Speaker (Hon. Oraro): What is your point of Order Hon. Nereah.

The Deputy Speaker (Hon. Okombo MCA, Manyatta "B" Ward): Thank you Mr. Speaker, I am rising while citing the provisions of Standing Order No. 104 on Irrelevance or Repetition. I am finding my colleague irrelevant for purporting that this House is unprudentially amending the Standing Orders. Mr. Speaker, Standing Order No. 95 is very clear that anyone can request to give Limitation of Debate on certain motions and that is what we are doing now. We do not intend to gag any Member or rush any Bills on the floor. The procedure is very clear, we go from the First to the Third Reading of a Bill Mr. Speaker. Furthermore, that is more than enough time for Members to give their views.

Mr. Speaker, I believe that what my colleague is referring to with a Bill being rushed in the National Assembly was due to insufficient public participation. So, I do not find that relevant with the motion on the floor, thank you.

The Speaker (Hon. Oraro): Hon. Bennie, you are guided.

Hon. Oiko (MCA, Kabonyo Kanyagwal Ward): Mr. Speaker, let the majority carry their way. In the long run, the reality will come but, I have spoken.

The Speaker (Hon. Oraro): Hon. Tom Nyaoke.

Hon. Nyaoke (MCA, North Nyakach Ward): Thank you Mr. Speaker. Having listened to the on goings, I have come to understand that even the drafter of this motion do not really have a sinister motive on this Bill. What I tend to look at it is – generally we are trying to look at the timeframe that we need to execute the debate on the Bills. Mr. Speaker, you have also confirmed from where you are seated and you have done this before that you give every Member a reasonable time to execute whatever the points that whichever a Member has.

Mr. Speaker, if it is indeed just putting the time limit the way my senior Deputy Speaker has also alluded to that; doing this is not to gag Members. Actually, I have seen a situation even the Speaker from where you are have stopped someone from talking. No matter how long we take, this one I must appreciate. However, I believe that if we are doing it for posterity, at least we need that. That is because, it may come a time that so many Members would be interested in debating on a particular Bill and in such circumstances, the time limit should have been set forth so that we are able to also give you time to guide the House or the debate. So, therefore, I beg to support this Limitation on the Debate on Bills as presented by the Leader of Majority, thank you Mr. Speaker.

The Speaker (Hon. Oraro): Yes Hon. Henrietta Bodo.

Hon. Bodo (Nominated MCA): Thank you Mr. Speaker and Honourable Members. I rise to support the motion brought to us by the Leader of Majority, Hon. Ken Ooko. The reason as to why I have arisen to support the motion is because we have found out that time is of an essence and when we don't manage time as individual Members of this Assembly, by debating and bringing out issues that are pertinent to this County Assembly or this particular House, then somebody else will manage time for us. And, I believe that is what Hon. Ooko is trying to do. We have not learned to manage time, Mr. Speaker, and the Hon. Ooko has come in to help us manage time and I believe that, the Leader of Majority is in order.

Mr. Speaker, the other time we were in this particular House, this did not happen. It is happening right now because it has taken him time to look at us and see how we debate and if we bring into this House what we are required to bring some of the debates that we hear here are not basically what we want to hear. A few people bring what you want to hear and what we want to learn. So for that matter, Mr. Speaker I will beg and pray that we passed the two time motions that are brought up by Hon. Ooko. Thank you Mr. Speaker.

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

Hon. Obaso (Nominated MCA): Thank you Mr. Speaker. I beg to support, Mr. Speaker I think with five minutes somebody can always give their points and exhausted them. We have the public participation and when the Bill is committed to the relevant House Committee, you are allowed to attend these committee meetings and air your views and also when it is presented back to the House. Mr. Speaker, it is my belief that every good thing must have a timeline and a framework and with this limitation of time, this will really guide us and with that, we can always move forward with the time we have. Thank you. Speaker. I beg to support.

The Speaker (Hon. Oraro): Hon. Obonyo, the Deputy Whip.

Deputy Whip (Hon. Obonyo, MCA, South West Ward): Thank you Mr. Speaker. Going by the mood of the House, I want to call upon the mover to reply?

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

Leader of Majority (Hon. Ooko, MCA, Ahero Ward): Thank you Mr. Speaker, I want to thank the Honourable Members that have contributed to this and I want to start by saying that the Hon. Olima requested me from the beginning to withdraw. And I want to remind the Member that he's still earning salary courtesy of ODM as a party, and here we are talking about Bill that are being sponsored by parties. I remember even yesterday he requested that he did not want to be in any House Committee. So, this is a Bill that is sponsored by the parties or House Committees. I want to say that Hon. Okombo nailed it because when we talk about the Finance Bills, it has to be subjected to public participation, for it to be sponsored or for it to reach in this House through the Chairperson of the relevant House Committee it must have been discussed in the committee level.

Again, Hon. Boitone said that before it is read in this House, It must have been posted for Members within twenty-four hours. Before, so that is another time for you to read and understand so that when you come to this House, then you have the content and just talk about the point.

To Hon. Oiko, these Bill are for all Members. It is my belief that this case of limiting time is for every Member and not to specific Members only. So, we are not saying that we are gagging anyone as you have portrayed. For the first time, I want to thank Hon. Nyaoke a trip artisan for supporting this Bill and I want to agree with you that there is no ill motive. We are just trying to put a timeframe to these Bills and since we have a number of Motion, still to go I pray that this House will approve this Motion. Mr. Speaker I do the reply Thank you.

The Speaker (Hon. Oraro): Honourable Members, now that the Leader of Majority has moved a Procedural Motion on Limitation of Debate on Bills Sponsored by Parties or House Committees, seconded and debated I want to put a question.

(Question put and agreed to)

The Speaker (Hon. Oraro): Honourable Members, the Procedural Motion on Bill Sponsored by Parties by Parties or House Committees has been moved by the Leader of Majority being a maximum of thirty-five minutes for the Mover of the Motion, five minutes in replying, a maximum of thirty minutes for the Chairpersons of the relevant House Committee if the Bill is not sponsored by the Chairperson of the relevant House Committee and a maximum of five minutes for any other Member speaking, fifteen minutes for the Leader of majority, if not the sponsor of the committee. And the order of speaking is the Leader of Majority, Chairperson of the relevant House Committee in that order has been adopted today, Wednesday, the 21st of February 2024 at 1017 hours. Thank you.

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

MOTION

PROCEDURAL MOTION ON LIMITATION OF DEBATE ON INDIVIDUAL MEMBER'S
BILLS

BY

HON. KEN OOKO, MCA, AHERO WARD

(MAJORITY LEADER)

The Speaker (Hon. Oraro): Leader of Majority

The Leader of Majority (Hon. Ooko, MCA, Ahero): Thank you Mr. Speaker. Recognizing Orders number 95(1) of the Standing Orders gives the Assembly mandate to impose a Limit in respect of Debates on Bills by Allotting a Limited Period of time for such Debates.

Now, therefore, this Assembly prays place that pursuant to the provisions of Orders 95 (1) of the County Assembly of Kisumu Standing Orders. This House proposes that each speech debate on a Bill if not sponsored by a House Committee or the Leader of Majority Party be limited as follows; a maximum of two hours with the note more than thirty minutes with a mover in moving and ten minutes in replying a maximum of twenty minutes for the Chairperson of the relevant House Committee and a maximum of five minutes for any other Member speaking except the Leader of Majority Party who shall be limited to number fifteen. And that priority in speaking be accorded to the Leader of the Majority Party and the Chairperson of the relevant Sectorial Committee in that order. I ask Hon. Opar to second.

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

Hon. Opar (Nominated MCA): Thank you Mr. Speaker. I second.

The Speaker (Hon. Oraro): Honourable Members now the Leader of Majority has moved a Procedural Motion on Limitation of Debate Individual Member's Bill and seconded. I want to propose a question and I propose that the motion is open for debate.

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

Hon. Olima, MCA (South West Nyakach Ward): Thank you, Mr. Speaker. Looking at the mood of the House, I call the mover to reply.

The Speaker (Hon. Oraro): Honourable Members, I have not seen anybody standing to protest a call by the Hon. Olima who has called the mover to reply. So, the mover please reply.

Leader of Majority (Hon. Ooko, MCA, Ahero Ward): Thank you Mr. Speaker and Hon. Members. I want to thank the Hon. Members through Hon. Olima for fully supporting this motion, I believe that Hon. Olima has now read through this motion and realized that we are doing the right thing. So Mr. Speaker without wasting time I do reply Thank you.

The Speaker (Hon. Oraro): Honorable Members, now that the Leader of Majority has moved a Motion on the Limitation of Individual Members Bill, seconded and a reply made. I want to put a question.

(Question put and agreed to)

The Speaker (Hon. Oraro): Honorable Members, the Procedural Motion on Limitation of Debate on Individual Member's Bill. That is a maximum of two hours with not more than twenty minutes for the mover, moving and ten minutes replying, a maximum of twenty minutes for the Chairperson of the relevant House Committee and a maximum of five minutes for any Member speaking except the Leader Majority who shall be limited to a maximum of fifteen minutes and that order is speaking be accorded to the Leader of Majority Party, the Chairperson of the relevant House Committee in that order have been adopted today, Wednesday, the 21st of February 2024 at 10:21Hrs. Thank you.

The Speaker (Hon. Oraro): Next order!

MOTION

PROCEDURAL MOTION ON LIMITATION OF DEBATE ON REPORT

BY

HON. KEN OOKO, MCA, AHERO WARD

(LEADER OF MAJORITY)

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

The Leader of Majority (Hon. Ooko, MCA, Ahero Ward): Thank you Mr. Speaker and Honourable Members, note that the provisions of Standing Orders No. 95(4) of the Kisumu County Assembly Standing Orders provides Time Limit in respect of Debates on the Report.

Now therefore, this assembly prays, that pursuant to the provision of Standing Orders No. 95(1) of the Kisumu County Assembly Standing Orders, this House proposes that each speech in a Debate on a Report of a House Committee, a Sessional Paper or any other reports submitted to the Assembly be limited as follows;

A maximum of three hours with not more than twenty minutes for the mover in moving and ten minutes in replying and a maximum of five minutes for any other Members speaking except the leader of the majority party we shall be limited to a maximum of fifteen minutes. THAT, priority be accorded to the Leader of the Majority Party in that order and I ask Hon. Nyaoke to second record.

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

Hon. Nyaoke (MCA, North Nyakach): Thank you Mr. Speaker. I take this opportunity to second.

The Speaker (Hon. Oraro): Honourable Members, now that the Leader of Majority has moved a Procedural Motion on Limitation of Debate on Reports and seconded. I want to propose a question and I propose that the motion is open for debate.

The Speaker (Hon. Oraro): Yes the Honourable Deputy Whip. .

The Deputy Whip (Hon. Obonyo, MCA, South West Ward): Thank you Mr. Speaker. Going by the mood of the House may I call the mover to reply?

The Speaker (Hon. Oraro): Honourable Members, I have not seen any member standing so I want to give the mover time to reply.

The Leader of Majority (Hon. Ooko, MCA, Ahero): Thank you Mr. Speaker. I want to say that to the Honourable Members, that silence means consent so I reply. Thank you.

The Speaker (Hon. Oraro): Honourable Members, now that the Leader of Majority has moved a Procedural Motion on Limitation of Debate on Reports, seconded and a reply made. I want to put that question.

(Question put and agreed to)

The Speaker (Hon. Oraro): Honourable Members, the Procedural Motion on the Limitation of Debates, being a maximum of three hours, with not more than twenty minutes for the mover moving and ten minutes for replying and a maximum of five minutes for any other members speaking, except the Leader of Majority of the party who shall be limited for fifteen minutes and priority it accorded to the Leader of Majority Party, the relevant Sectoral House Committee in that order is adopted today Wednesday, the 21st February 2024 at 10:24 hours

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

MOTION

PROCEDURAL MOTION ON LIMITATION OF DEBATE ON THE ADDRESS BY THE GOVERNOR

BY

HON. OOKO, MCA, AHERO WARD

(LEADER OF MAJORITY)

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

The Leader of Majority (Hon. Ooko, MCA, Ahero): Thank you Mr. Speaker and Honourable Members. Note with the provisions Orders No. 95(4) of the Kisumu County Assembly Standing Orders which establishes a Time limit in respect of Debates on Motions among others.

Now therefore, this Assembly prays that pursuant to the provisions of Orders No. 95(1) of the Kisumu County Assembly Standing Orders and in furtherance to the provisions of Orders No. 25(5) this House proposes that each Debate on the Motion Addressed by the Governor be Limited to not more than ten minutes for each member speaking, fifteen minutes to the mover in moving and replying and twenty minutes for the Leader of the Majority Party and I ask Hon. Ouko to second.

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

Hon. Ouko (MCA, West Kisumu): Thank you Mr. Speaker, I stand to second.

The Speaker (Hon. Oraro): Honourable Members, now that the Leader of Majority has moved a motion on Limitation of debate on the Address by the Governor, seconded, I want to propose a question that the motion is opened for debate.

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

The Deputy Speaker (Hon. Okombo, MCA, Manyatta “B” Ward): Thank you Mr. Speaker. I am not rising to support the motion though I am in support. But Mr. Speaker I am rising while citing the provisions of Standing Order No. 96 which gives the Speaker powers to maintain order in the House and my understanding is that our code of dressing is also part of the order that you maintain in this House. I have read the Speaker’s Rules on dressing and I have not seen where Members are allowed to come in some funny dress code. Yesterday we had an issue with one Honourable Member representing East Seme Ward and today I have just noticed behind me Hon. Kelvin Oraro is adorning the kind of dressing which is not corporate in nature but not prescribed within your rule. This is a precedence that Members are setting in

this House so I just want to ask the powers that gives you mandate to maintain order, you may also advise me appropriately if am wrong. Thank you.

The Speaker (Hon. Oraro): Hon. Okombo, I thought that you would have just stood on the Standing Orders and say that the Honourable Member is not properly dressed and I order the Serjeant-at-Arm to confirm. Hon. Vitalis can you please confirm if Hon. Oraro is not dressed properly since you are sitting next to him?

Hon. K'Omudho (MCA, Muhoroni/Koru Ward): Many thank Hon. Speaker and Hon. Members, indeed I want to concur with Hon. Okombo. I am equally shocked here and I would like to confirm the sentiments expressed by Hon. Okombo. Thank you.

The Speaker (Hon. Oraro): Hon. Kelvin Oraro, I think you can find your way out to dress properly.

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

Hon. K'Omudho (MCA, Muhoroni Koru Ward): Thank you Hon. Speaker. I rise to support the Limitation of Time on the Debate on the Governor's State of the County Address. Indeed you will realize that we have got a number of businesses that we have to transact. I want to repeat that the limitations are indeed overlapped. Thank you.

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

Hon. Nyaoke (MCA, North Nyakach Ward): Thank you Mr. Speaker, I wish to call the mover to reply.

The Speaker (Hon. Oraro): I spotted Hon. Emily on her feet.

Hon. Emily Oginga (Nominated Member): Thank you Mr. Speaker, I equally wanted to call the mover to reply.

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

Leader of Majority (Hon. Ooko, MCA, Ahero Ward): Thank you Hon. Speaker, I once again want to thank Honourable Members for supporting this motion more so I want to say many many thanks to Hon. Vitalis for your support to this motion. It is my considered opinion that the Governor's State of the County Address is very vast and with ten minutes given to each Member, it is my belief that, it is enough time since the Debate on Governor's Speech always takes four sittings. I do reply. Thank you.

The Speaker (Hon. Oraro): Honourable Members, now that the Leader of Majority has moved a Procedural Motion on Limitation of Debate on Address of the Governor's Speech, seconded and debated, I want to put a question on the adoption of the same.

(Question put and agreed to)

The Speaker (Hon. Oraro): Honourable Members, the Procedural Motion on Limitation of Debate on the Debate on the Governors' State of the County Address being limited to not more than ten minutes for each Member speaking, ten minutes for the mover to move and reply and twenty minutes for the Leader of Majority is hereby adopted today Wednesday, 21st February, 2024 at 1032 hours. Thank you.

MOTION

PROCEDURAL MOTION ON LIMITATION OF DEBATE ON ADJOURNMENT MOTION

BY

HON. KENNEDY OOKO, MCA, AHERO WARD

(THE LEADER OF MAJORITY)

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

The Leader of Majority (Hon. Ooko Kennedy Ouma, MCA, Ahero): Thank you Hon. Speaker and Honourable Members. Recognizing the provisions of Orders No. 95 (1) of the Kisumu County Assembly Standing Orders which empowers the Assembly to set Limitation on the duration of Debates and Motions and Bills by assigning dedicated timeframe of these discussions. Now therefore, this Assembly prays that notwithstanding the provisions of orders No. 26 (3), this House proposes that, the debate on any motion for the Adjournment of the Assembly to a day other than the next normal sitting day in accordance with the Calendar of the Assembly, be limited to:- a maximum of three hours with not more than five minutes for each member speaking, except the Leader of Majority who shall be limited to a maximum of ten minutes; and that priority be accorded to the Leader of Majority Party in that order.

Provided that, when the period of recess proposes by any such motion does not exceed ten days, the debate shall be limited to a maximum of thirty minutes and shall be strictly confined to the question of adjournment. I therefore call upon Hon. Okombo to second.

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

The Deputy Speaker (Hon. Okombo, MCA, Manyatta “B” Ward): Thank you Mr. Speaker, I rise to second the motion by the Leader of Majority on Limitation of Debate on Adjournment of the Assembly because they are usually brief and specific to the point.

The Speaker (Hon. Oraro): Honourable Members, now that the Leader of Majority has moved a Procedural Motion on the Limitation of Debate on Adjournment Motion and seconded, I want to propose that the motion is opened for debate.

The Speaker (Hon. Oraro): Yes Hon Kennedy Ajwang’.

Hon. Kennedy Ajwang (Nominated Member): Thank you Mr. Speaker, I wish to call the mover to reply.

The Speaker (Hon. Oraro): Honourable Members, I have not spotted any Member on his/her feet, so I would like to call upon the Leader of Majority to reply.

The Leader of Majority (Hon. Ooko, MCA, Ahero Ward): Thank you Hon. Speaker, I want to thank the Honourable Members for fully supporting this motion on Limitation of Debate on the Motion on Adjournment of the Assembly as it has been mentioned by the Deputy Speaker. Adjournment motions are always brief and very specific. Therefore we don’t need to take much time on it. Thank you.

The Speaker (Hon. Oraro): Honourable Members, a Procedural Motion on the Limitation of Debate on Adjournment Motion has been moved by the Leader of Majority, seconded by the Deputy Speaker and debated upon, I therefore want to put a question on the adoption of the same.

(Question put and agreed to)

The Speaker (Hon. Oraro): Honourable Members, the Procedural Motion on the Limitation of Debate on Adjournment Motion being a maximum of three hours with no more than five minutes for each Member speaking except the Leader of Majority who shall be limited to a maximum of ten minutes and that priority be accorded to the Leader of Majority Party in that order.

Provided that, when the period of Recess proposes by any such motion does not exceed ten days, the debate shall be limited to a maximum of thirty minutes and shall be strictly confined to the question of adjournment is approved today Wednesday, 21st February, 2024 at 10:37 hours. Thank you.

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

The Speaker (Hon. Oraro): Honourable Members, I want to bring to your attention that the Procedural Motions are for purposes of guiding timelines in our debates. I had alluded to the fact that, we have a lot of pending works in this session. So, if we don't agree on the time limitations, we may not be able to achieve more. I also want to request the Sectoral Committee Chairpersons that anytime you have a report that you are planning to present to the House, ensure that it reaches the Members early enough for them to go through for purposes of preparations for debate so that we are able to present what we want to present within the set timelines. On the same note, we have also set direction to the Clerks-at-the-Table and all the Committee Clerks that, they shall be preparing Moving Notes for the Chairpersons of House Committees so that we are able to present a whole report within the limited time that have been agreed upon. Thank you.

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

ADJOURNMENT

The Speaker (Hon. Oraro): Honourable Members, there being no any other business to transact, the House stands adjourned to today Wednesday, 21st February, 2024 at 2.30 p.m.

(House rose at 10.43 a.m.)

Addendum

Hansard Team

<i>Zablon Otiende</i>	-	<i>Senior Hansard Reporter (In-charge)</i>
<i>Edward Odanga</i>	-	<i>Hansard Reporter</i>
<i>Fanuel Okode</i>	-	<i>Hansard Reporter</i>
<i>Patrick Okoyo</i>	-	<i>Hansard Reporter</i>
<i>Jesca Otieno</i>	-	<i>Hansard Reporter</i>
<i>Dennis Onyango</i>	-	<i>Hansard Reporter</i>
<i>Jacklyne Otieno</i>	-	<i>Hansard Reporter</i>
<i>Valery Achieng'</i>	-	<i>Hansard Reporter</i>