

COUNTY GOVERNMENT OF KISUMU



COUNTY ASSEMBLY OF KISUMU

THE HANSARD

Official Report

THIRD ASSEMBLY – THIRD SESSION

Wednesday 08th May, 2024

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

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

PRAYER

The Speaker (Hon. Oraro): Honourable Members, I direct that the Sergeant-at-Arms, rings the quorum bell for the first five minutes. As you do that, I want remind the Members not to leave the Chamber but one of you can go out and whip the Members.

(Quorum bell rang for five minutes)

The Speaker (Hon. Oraro): Honourable Members, I am not able to spot the Whip but I can see somebody occupying the Leader of Majority's seat. Can you confirm if we have quorum.

Hon. Caren Ajwang' (MCA, Kaloleni/Shaurimoyo): Thank you Mr. Speaker. We have quorum.

The Speaker (Hon. Oraro): Mr. Clerk, please take us through the order of the day.

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

COMMUNICATION FROM THE CHAIR

The Speaker (Hon. Oraro): Honourable Members yesterday I communicated a request by the Welfare Chairperson Hon. Mildred Ajumbo that we may proceed to condole with the family of the late Hon. James Diang'a immediately after the session in North Seme Ward. It is therefore in

order that we proceed after the session and we come back before the afternoon session. Otherwise, welcome.

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

PAPERS LAID

QUARTERLY REPORT AND THE FINANCIAL STATEMENTS OF THE KISUMU
COUNTY REVENUE FUND FOR THE PERIOD ENDED 31ST MARCH, 2024

QUARTERLY REPORT AND THE FINANCIAL STATEMENTS OF THE KISUMU
COUNTY EXECUTIVE FOR THE PERIOD ENDED 31ST MARCH, 2024

BY

HON. KENNEDY OOKO, MCA, AHERO WARD.

(LEADER OF MAJORITY)

(Laid by Hon. Adega on behalf of the Leader of Majority)

ALLEGED ROGUE LEADERSHIP OF KIBUYE MARKET MANAGEMENT COMMITTEE

BY

HON. ALICE WAJEWAWA

(CHAIRPERSON, TRADE, TOURISM, INDUSTRY AND MARKETING COMMITTEE)

The Speaker (Hon. Oraro): What is it Hon. Benson Adega.

Hon. Adega (MCA, Kajulu): Mr. Speaker, I seek your indulgence to please allow me to lay this Paper on behalf of Hon. Leader of Majority.

The Speaker (Hon. Oraro): Proceed.

Hon. Adega (MCA, Kajulu): Thank you Mr. Speaker. Pursuant to the provision of 168 (1) of the Public Finance and Management Act 2012, I wish to table today Wednesday 08th May, 2024 Quarterly Report and the Financial Statements of the Kisumu County Revenue Fund for the period ended 31st March, 2024.

Again, pursuant to the provision of 168 (1) of the Public Finance and Management Act 2012, I wish to table today Wednesday 08th May, 2024 Quarterly Report and the Financial Statements of the Kisumu County Executive for the period ended 31st March, 2024. Thank you.

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

The Speaker (Hon. Oraro): Honourable Members, I confirm the receipt of the two Quarterly Reports and they are properly laid before the House. I direct that the Standing Committee on Finance and ICT to look at them and report back to the House as per our Standing Orders. I am aware that as a House Committee, you have a lot of work. You therefore need to adjust your schedule and deliver.

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

Hon. Wajewa (Nominated Member): Thank you Mr. Speaker. Pursuant to the provision of Orders No. 182 (6) of the Kisumu County Assembly Standing Orders, I wish to lay today Wednesday 08th May, 2024, the report of Trade, Tourism, Industry and Marketing Committee report on a Petition on Alleged Rogue Leadership of Kibuye Market Management Committee led by Mrs. Judith Adhiambo Matengo. Thank you.

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

The Speaker (Hon. Oraro): Honourable Members, this Petition came to the House sometime back in the year 2023, but before we went for the short recess, I directed that it be taken back to the Standing Committee on Tourism, Marketing, and Industry for them to make corrections on the report that they had presented. They have relooked into the Petition and did their report. I refer to the provisions of our Standing Order No. 217 on Petitions, and made a communication that if there is need that Members want to debate on this report, then a Member of the House, priority being the Leader of Majority, the Whip, any Member of the HBC, Member of the House, to move a Procedural Motion. This will exempt the report on the petition from the Standing Orders, so that it can be debated.

Honourable Members, I will give that opportunity to any Member who can move a Procedural Motion. If that is moved, then we will allow this report to be debated. I want to give a period of up to tomorrow at 2:30 P.M. and I will direct that the Clerk will communicate. As I was explaining, I communicated that just a few days before our short recess, that any Member who would wish that this report on petition be debated, can bring a procedural motion that will exempt the report from the provisions from Standing Order No. 217. So, I will give you up to tomorrow Thursday, 09th May, 2024 at 2.P.M. If I will not have received any communication on intention to move a Procedural Motion to exempt the report from the provisions from Standing Orders No. 217, then I will direct that the Clerk makes a communication to the Petitioners and the relevant offices on the resolution of the Committee of Trade Marketing and Industrialization on the said petition.

The Speaker (Hon. Oraro): Next order!

STATEMENT.

The Speaker (Hon. Oraro): It is Statement time.

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

Hon. Okombo (MCA Manyatta “B”): Thank you Mr. Speaker. I rise to seek a Statement to the Chairperson of the Standing Committee of Lands, Physical Planning and Urban Development regarding the recent Demolitions of Business Premises including County Offices such as the Department of Environment offices, which were reportedly orchestrated and suctioned by the City Manager Mr. Aballa Wanga. Mr. Speaker I seek clarification on the following matters;

- I. THAT what action is the Lands, Physical Planning and Urban Development Committee taking to address the ongoing demolitions of business properties and premises by the City Manager?
- II. To whom does Mr. Aballa Wanga report in terms of his plans and decisions to demolish properties?
- III. Is there a Legal Framework or Guidelines that Mr. Aballa Wanga is following to carry out such demolitions?
- IV. Are there any provisions for compensation for the affected businesses and property owners?
- V. Does the City Manager engage in consultation with business owners before carrying out such demolitions?

Mr. Speaker, on the matter of allocating of county premises to individual business operators, it is worth noting Mr. Speaker, that The Land Laws Amendment Act of 2016 Section 46 lays out the procedure in a...

The Speaker (Hon. Oraro): Hon. Nereah Okombo, are you debating?

Hon. Okombo (MCA Manyatta “B”): No, Mr. Speaker.

The Speaker (Hon. Oraro): You have already completed your questions?

Hon. Okombo (MCA Manyatta Ward): No, Mr. Speaker. Mr. Speaker...

The Speaker (Hon. Oraro): Hon. Okombo, can you please furnish me with a copy of your Statement?

Hon. Okombo (MCA Manyatta “B”): Yes, Mr. Speaker, the request for Statement Mr. Speaker, I have read is on the matter of recent demolitions within the city and allocation of county premises to business operators.

The Speaker (Hon. Oraro): Yes I am following your questions we already have it.

Hon. Okombo (MCA, Manyatta “B”): Mr. Speaker, I have completed the part on the recent demolitions. I'm yet to do with the part on allocation of county premises.

The Speaker (Hon. Oraro): Hon. Okombo, but I don't have what you are reading; you know the rules of the House, when you present a question that is what you read to the House for the purpose of Hansard.

Hon. Okombo (MCA, Manyatta “B”): Thank you, Mr. Speaker. I stand guided Mr. Speaker.

The Speaker (Hon. Oraro): Please resumed your seat.

Hon. Okombo (MCA, Manyatta “B”): I oblige and resume my seat Mr. Speaker I apologize and I will seek to consult with you further on this matter if you allow me. Thank you.

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

Hon. Okombo (MCA, Manyatta “B”): Thank you Mr. Speaker. I stand guidance and I seek the statement.

The Speaker (Hon. Oraro): Honourable Members, it is my belief that when it comes to statements of Topical Concern, once you have submitted you concerns, that is what you present to the House. You can request if there is any who wants to add then the Speaker has the authority to allow or to deny. At the same time, if such a matter is committed to a certain House Committee you can add as much as possible or any Member is allowed to go to that House Committee as a witness to add as many questions as possible in line with the same statement. I believe that Hon. Okombo was trying to sneak in other statements on top of the statement that the member had just sought. Again, it is by belief that the Member has stated that she is probably guided.

The Speaker (Hon. Oraro): Hon. Ratib what is your take on this statement since it is addressed to your committee?

Hon. Ratib (MCA, Nyalenda “A”): Thank you Mr. Speaker, my understanding to that statement, these premises and other structures that were demolished has been brought to the floor of the House and I trust that these structures were built on road reserves necessitating these demolitions. But again given that the process of interrogating the City Manager, I implore on you that you give us time so that we report to this House on the facts about the matter.

The Speaker (Hon. Oraro): Hon. Member, I believe that you are supposed to report to the House within a period of two weeks. Hon. Okombo, if there is any additional item then you can add to this House Committee during their Committee deliberations.

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

MOTION

(DEFERRED)

ADOPTION OF REPORT OF PIC/PAC ON THE EXAMINATION OF THE AUDITOR
GENERALS'S REPORT AND FINANCIAL STSTEMENTS OF KISUMU COUNTY TRADE
FUND FOR THE FY 2020/2021

BY

HON. KEN OUKO, MCA, WEST KISUMU

(CHAIRPERSON)

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, 08th May, 2024 at 2.30 p.m.

(House rose at 10.05 a.m.)

Addendum

Hansard Team

<i>Zablon Otiende</i>	-	<i>Senior Hansard Reporter (Acting Editor)</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>Jacklyne Otieno</i>	-	<i>Hansard Reporter</i>
<i>Valery Achieng'</i>	-	<i>Hansard Reporter</i>