

Republic of Kenya



County Assembly of Kisumu

Debates of the Assembly

Report by Planning Committee on vetting of the Land Board Members

HANSARD EXTRACT

Wednesday 11th March, 2015

Afternoon Session

Time: 02:30 p.m.

1st Assembly

Third Session

No. 15

REPORT BY PLANNING COMMITTEE ON VETTING OF THE LAND BOARD MEMBERS.

Hon. Samwel Ombogo: Thank you Mr. Speaker. I want to bring to your attention that the chairman of this committee is Hon. Charles Aguko but he is in Nairobi on official duties so he delegated to me this work of reading the report.

REPORT FROM PLANNING HOUSING AND INDUSTRIALIZATION COMMITTEE ON THE VETTING OF NOMINEES TO BE APPOINTED AS MEMBERS TO THE COUNTY LAND MANAGEMENT BOARD.

Committee Members

- | | |
|-----------------------------------|----------------|
| 1. Hon. Charles Aguko Aguko | Chairperson |
| 2. Hon. Samuel B. Ombogo | V/ Chairperson |
| 3. Hon. Isaya O Onyango | Member |
| 4. Hon. Philip Edwin Anayo | Member |
| 5. Hon. Samwel Onyango Ongo'w | Member |
| 6. Hon. James Ochieng Omolo | Member |
| 7. Hon. Susan Adhiambo Omolo | Member |
| 8. Hon. Bob Ndolo Owiyo | Member |
| 9. Hon. Caroline Awuor Agwanda | Member |
| 10. Hon. Jackton Otieno Onunga | Member |
| 11. Hon. Petronila Achieng Omondi | Member |
| 12. Hon. Joseph Onyango Otiende | Member |
| 13. Hon. Moses Odhiambo Ochele | Member |

In Attendance:-

- | | |
|--------------------|------------------|
| 1. Boaz Ouko | Committee Clerk |
| 2. Hesbon Odhiambo | Sergeant At Arms |

The County Assembly of Kisumu received names of nominees from His Excellency the Governor of Kisumu County Government to be vetted for appointment as members of Kisumu County Land Management Board.

A Public notice was put in the local Daily Newspapers and also run in the vernacular radio stations inviting for views from the citizens on the nominees.

An Extract of the notice is produced herein below;

NOTIFICATION ON VETTING OF THE PERSONS NOMINATED FOR APPOINTMENT AS MEMBERS OF KISUMU COUNTY LAND MANAGEMENT BOARD.

The County Assembly of Kisumu received nominees for the position of members of the County Land Management Board in Kisumu County for approval in line with section 58 of the County Government Act, 2012. Pursuant to provision of article 196 (1) (a) and (b) and (2) of the Constitution of Kenya, 2010 ; and Standing Order 179 which allow the public to committee sittings and in line with section 6 (4) of the Public Appointments (Parliamentary Approval) Act, 2011; which provides for the committee to notify the public of the time and place for holding an approval hearing: the candidates and the general public are hereby notified that the committee on Planning, Housing and Industrialization shall conduct the vetting of the under listed persons who have been nominated by His Excellency the Governor of Kisumu County to serve as members of the County Land Management Board at the specified dates and times at the County Assembly Hall situated adjacent to the Kisumu Central Police station.

Serial No.	Candidates Name	Sub County	Date	Time
1	Francis Asuna	Muhoroni	23/2/2015	10.00 am
2	Aba Ebon Orwa	Kisumu East	23/2/2015	11.00 am

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3	Benard C. Ojil	Kisumu West	23/2/2015	12.00 Noon
4	Charles Babu Karan	Nyando	23/2/2015	1.00 pm
5	Dickens Otieno Guya	Nyakach	23/2/2015	2.00 pm
6	Dickson Mark Odhiambo Anyango	Seme	23/2/2015	3.00 pm
7	Pollyne Owoko	Kisumu Central	23/2/2015	4.00 pm

The Planning, Housing and Industrialization committee shall conduct vetting of the above nominees in conformity with requirements in the Constitution, the Public Appointments (Parliamentary Approval) Act, 2011 and any relevant Legislation.

They are hereby invited to appear before it at the date and times specified above.

The candidates **must** bring with them:

1. Original National Identity Card/ or Passport
2. Letter from the Locational Chief of the area of residence
3. Original Academic and Professional Certificates, Curriculum Vitae and other testimonials including but not limited to thesis, Journals and Publications.
4. Clearance Certificates from:
 - i. Kenya Revenue Authority
 - ii. Higher Education Loans Board
 - iii. Criminal Investigation Department (Certificate of Good Conduct)
 - iv. Ethics and Anticorruption Commission
 - v. Respective professional bodies
 - vi. Commission for Higher Education (Applicable to those with foreign degrees only)

vii. Credit Reference Bureau

The committee invites for views regarding the nominees from members of the public, stakeholders and other interested groups in form of written memoranda accompanied by an affidavit to be forwarded to the Clerk of the County Assembly of Kisumu P O Box 86 – 40100, Kisumu.

Or hand delivered to the office of the Clerk of the County Assembly on the **1st Floor of County Assembly Offices situated opposite the Kisumu Central Police Station, to be received on or before 23rd February, 2015 before 9.00 am.**

Nelco Sagwe

Interim Clerk of the County Assembly

13th February, 2015

Standing order no.42 (1) provides that upon receipt of a notification of nomination for appointment to an office as is under the Constitution or under any other legislation required to be approved by the County Assembly, the nomination shall stand committed to the relevant Sectoral Committee of the County Assembly for consideration.

The vetting was conducted by Members of Planning, Housing and Industrialization committee on Monday, 23rd February, 2015 as follows:-

(i) Francis Okoth Asuna- Member

Members went through the compliance checklist that covered amongst others:-

1. Original National Identity Card/ or passport
2. Letter from the Locational Chief of the Area of residence
3. Original academic and professional certificates, Curriculum Vitae and other testimonials including but not limited to thesis, journals and publications.

4. Clearance certificate from:-

- I. Kenya Revenue Authority.
- II. Higher Education Loans Board.
- III. Criminal Investigation Department (Certificate of Good Conduct).
- IV. Ethics and Anticorruption Commission.
- V. Respective Professional bodies.
- VI. Commission for Higher Education(Applicable to those with foreign degrees only)
- VII. Credit Reference Bureau

And all were found in order. He proved to be knowledgeable in various fields. His academic qualifications are good with Bachelor of Science (Geology) from University of Nairobi and Masters of Engineering in Hydrology and Water Resources from IHE delft, Netherlands. His grasp of County Government structure was good; he was articulate, firm and well grounded. Members felt that he is fit and recommended him to be appointed as a Member of Kisumu County Land Management Board.

(ii) Aba Eban Orwa- Member

Members went through the compliance checklist and found an expired certificate of good conduct. His Higher Education loans Board and the Tax Compliance Certificate clearance letters which are valid on a yearly basis had all expired. He has Bachelor of Arts in Bible and Theology and Masters Degree in Philosophy from ICI University, USA. He represents persons living with disability (low vision). His response to questions was average. Since he is the only person representing persons living with disability, members recommended him for appointment as a member of County Land Management Board.

(iii) Bernard Christopher Ojil- Member

Members went through the compliance checklist and were found to be in order. The nominee has vast professional experience in various positions rising to the level of management at Sarova Group of Hotels and BEAM Consultants. His academic qualifications are good with Bachelor of Education (Arts), University of Nairobi, Post – Graduate Diploma in Curriculum Development, Kenyatta University and Master of Business Administration, Moi University. His response to questions was good and he has a wide working experience. Members were satisfied and recommended him for appointment as a Member of County Land Management Board.

(iv) Charles Babu Karan- Member

Members went through the compliance checklist and all were found to be in order. His academic qualification is good with Bachelor of Education (Arts), University of Nairobi. Currently, he is in his first year pursuing Masters Degree in Planning and Management, University of Nairobi. His response to questions was good and he is also conversant with County Government structure. Members were satisfied and recommended him for appointment as a member of County Land Management Board.

(v) Dickens Otieno Guyah- Member

Members went through the compliance checklist and all were found to be in order. The nominee is 28 years old, representing the youth as provided under Article 55 (c) of the Constitution. He has a Bachelor Degree in (Economics) with information Technology. He is aggressive and eager to learn. His response was good and has knowledge on Chapter five of the Constitution. Members recommended him for appointment as a member of County Land Management Board.

(vi) Dickson Mark Odhiambo Anyango- Member

Members went through the compliance checklist and all were found to be in order. His academic qualification is good with Bachelor of Science in Food Science and Technology-

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Egerton University; Masters of Business Administration (Strategic Management); Jomo Kenyatta University of Agriculture and Technology. His response to questions put to him was good and he was conversant with County Government structures. Members recommended him suitable for appointment as a member of the County Land Management Board.

(vii) Pollyne Anyango Owoko- Member

Members went through the compliance checklist and all were found to be in order. She has a Bachelor of Arts Degree in Journalism and Media Studies. Her response to questions put to her was very good and she was conversant with County Government structures and the provisions of Chapter five of the Constitution. Members observed that Gender factor was taken into consideration and she was recommended suitable for appointment as a member of the County Land Management Board.

Below are the average scores for every nominee as rated by the vetting committee:-

AVERAGE SCORES FOR PERSONS NOMINATED TO BE APPOINTED AS MEMBERS OF THE KISUMU COUNTY LAND MANAGEMENT BOARD.										
	NAME	SUBCOUNTY	SCORES							AVERAGE SCORE
1	FRANCIS ASUNA	MUHORONI	74	95	85	47	90	85		79.3%
2	ABA EBAN ORNA	KISUMU EAST	46	34	66	47	43	59	36	47.7%
3	BENARD C. OJIL	KISUMU WEST	60	68	70	71	27	59	61	59.4%
4	CHARLES B. KHARAN	NYANDO	78	52	54	63	65	60	92	66.3%

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5	DICKENS OTIENO GUYA	NYAKACH	45	71	52	88	79	56	86	68.1%
6	DICKSON M. O. ANYANGO	SEME	44	75	76	56	100	87	71	72.7%
7	POLLYNE ANYANGO OWOKO	KISUMU CENTRAL	71	68	94	55	68	53		68.1%

A schedule containing particulars of nominees is as herein under:-

No	Nominees Name	Details	Recommendations
1	Francis Asuna	<ul style="list-style-type: none"> ✓ Master of Engineering (Hydrology and Water Resources)- IHE DELFT, Netherlands ✓ Bachelor of Science Degree (Geology) University of Nairobi <p><u>Work Experience:-</u></p> <ul style="list-style-type: none"> ✓ Consultant Technical Adviser- Rural Water Supply and Sanitation Organization ✓ WASH Specialist/Programme Officer-Unique, Kenya 	Recommended for appointment as a member for County Land Management Board

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		<p>Country Offices/Unicef Somalia.</p> <p>✓ Associate Technical Advisor- Rural Water Supply and Sanitation organization</p> <p>✓ Teaching Assistant – JKUAT</p> <p><u>Membership</u></p> <ul style="list-style-type: none"> • Chartered Institute of Arbitrators • International Union of Geological Science • Kenya Institute of Environmental Assessment • Geological Society of Africa <p>Date of birth : 1963 Cell: 0722 301038 Sub County : Muhoroni</p>	
2	Aba Ebon Orwa	<p>✓ Bachelor of Arts Degree Bible and Theology (pan Africa Christian University)</p> <p>✓ EACE –Guu Technical</p>	<p>Recommended for appointment as a member County Land Management</p>

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		<p>School</p> <ul style="list-style-type: none"> ✓ Lambwe Primary School <p><u>Work Experience:-</u></p> <ul style="list-style-type: none"> ✓ Managing Partner – Tom and Company Agencies ✓ Proprietor – Navic Communication. ✓ Area Manager – Owl Housing, Staines, Middlesex-United Kingdom. ✓ Delivery Coordinator – Brenlo .Inc .Toronto Canada. ✓ Technical Assistant – University of New Brunswick-Canada. <p>Date of birth: 1974 Cell phone: 0735911248 Sub County – Kisumu East.</p>	Board.
3	Benard C. Ojil	<ul style="list-style-type: none"> ✓ Master of Business Administration(Moi University) ✓ Alumni – Moi University, University of Nairobi, Kenyatta University. ✓ Certificate in Human 	Recommended for appointment as a member of County land Management Board

		<p>Resource Development (Institute of Development Policy and Management, University of Manchester, U.K, 1992</p> <ul style="list-style-type: none">✓ Post Graduate Diploma in Curriculum Development (Kenyatta University)✓ Bachelor of Education (Arts) (University of Nairobi)✓ Teaching Certificates (SI,PI,P2,P3) <p><u>Work Experience:-</u></p> <ul style="list-style-type: none">✓ Managing Consultants- BEAH Consultant.✓ Sarova Group of Hotels.✓ Director of Studies- Railways Training Institute✓ Deputy Principal-ICIPE, Mbita Point International School. <p><u>Professional Membership</u></p> <ul style="list-style-type: none">• Kenya Institute of Management• Institute of HR, Management Kenya.	
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		Date of birth : 1947 Cell: 0722 714101 Sub County: Kisumu West.	
4	Charles Babu Kharan	<ul style="list-style-type: none">✓ Bachelor of Education – University of Nairobi.✓ Community Development and Training officer <p><u>Work Experience:-</u></p> <ul style="list-style-type: none">✓ Education officer✓ 25 years teaching Experience.✓ Retired Head teacher✓ Wasder Consultants Limited Date of birth: 1955 Cell phone: 0722 341249 Sub County – Nyando	Recommended for appointment as a member for County land Management Board.
5	Dickens Otieno Guya	<ul style="list-style-type: none">✓ Bachelor of Arts (Economics) with information Technology – Maseno University✓ EACE – St.Xavier’s High School – Nakuru✓ Naki Primary School. <p><u>Work Experience:-</u></p> <ul style="list-style-type: none">✓ EABL – Assistant Tax	Recommended for appointment as a member of County Land Management Board

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		<p>Analyst.</p> <ul style="list-style-type: none">✓ Data Analyst – Viro Energy Kenya.✓ Senior Researcher – Quantum Research. <p>Date of birth: 1986 Cell phone: 0720896930 Sub County – Nyakach</p>	
6	<p>Dickson Mark Odhiambo Anyango</p>	<ul style="list-style-type: none">✓ Waiting to Graduate with Diploma in Professional Marketing (Chartered Institute of Marketing – London.✓ Masters Degree in Business Administration (Strategic Management)- JKUAT✓ Bachelor of Science Degree in Food Science.(Egerton University)✓ EACE – Bishop Okoth Miranga✓ Rabongi Primary School <p><u>Work Experience:-</u></p> <ul style="list-style-type: none">✓ Founder Managing Director & Chief Executive – Premium Power Ltd	<p>Recommended for appointment as a member of County Land Management Board</p>

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		<p>Group of Companies</p> <p>✓ Presiding Officer – Independent Electoral Commission of Kenya.</p> <p><u>Membership</u></p> <ul style="list-style-type: none"> • Chartered Institute Of Marketing • Kenya Institute of Food Science and Technology • The Kenya Red Cross Society <p>Date of birth :1983</p> <p>Cell phone : 0720683562</p> <p>Sub County: Seme</p>	
7	Pollyne Anyango Owoko	<p>✓ Bachelor of Arts in Journalism – University of Nairobi</p> <p>✓ Certificate of Proficiency – Kenya collage of Insurance</p> <p><u>Work Experience:-</u></p> <ul style="list-style-type: none"> ✓ Founder / Executive Director- Forum for Young Women in Politics ✓ Programme Manager – Pangea Network Kenya ✓ Founder/ Director – Jayvepe Insurance Agency 	Recommended for appointment as a member of County Land Management Board

	<p><u>Membership</u></p> <ul style="list-style-type: none">• Board and Council Member- Citizen Coalition for Constitutional change.• Gender and Government Programme UN Women• Association of Insurance Agents• British Council <p>Date of birth : 1976 Cell phone : 0722776977 Sub County : Kisumu Central</p>	
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Recommendations

The Planning committee further deliberated and resolved that the appointment of members of County Land Management Board should be put on hold because the County Assembly has been requesting for the submission of the Kisumu County Government Land inventory from the Transition Authority through the Executive and the City but in vain. Members stated that it is important as an Assembly to be privy of the records of Kisumu County Government land, that we are entrusting the team with.

Consequently, the members of Planning, Housing and Industrialization hereby recommend that:-

1. The recommendation from the planning, Housing and Industrialization Committee be adopted.

2. That the nominees vetted for appointments as members of the County Land Management Board be put on hold until the Executive office forwards list of County land inventory records to the Assembly.

Committee membership

No.	Name	Position	Signature
1	Hon. Charles Aguko Aguko	Chairperson	
2	Hon. Samuel Barker Ombogo	Vice Chairperson	
3	Hon. Isaya Omwango Onyango	Member	
4	Hon. Philip Edwin Anayo	Member	
5	Hon. Samuel Onyango Ong'ow	Member	
6	Hon. Susan Adhiambo Omollo	Member	
7	Hon. James Ochieng Omollo	Member	
8	Hon. Bob Ndolo Owiyo	Member	
9	Hon. Carolyne Awuor Agwanda	Member	
10	Hon. Jackton Otieno Onunga	Member	
11	Hon. Petronilla Achieng Omondi	Member	
12	Hon. Joseph Onyango Otiende	Member	
13	Hon. Moses Odhiambo Ochele	Member	

Mr. Speaker I now ask Hon. Isaya Onyango to second this report.

Hon. Isaya Onyango: Thank you Mr. Speaker I rise to second.

Mr. Speaker (Hon. Gabriel Ochieng): Hon. Members the Report from planning, Housing and industrialization on the vetting of nominees to be appointed as members of the county land management board has been moved by Hon. Samwel Ombogo and seconded by Hon. Isaya Onyango. I want to put a question that the report be discussed.

Hon. Nereah Okombo: Thank you Mr. Speaker. I want to commend the committee of planning for a report well written and with very good recommendations and I want to ask the House to adopt the recommendations of the planning committee.

Hon. Maurice Aloo: Point of clarification Mr. Speaker! If you look at this report, it's a very important report but I am worried that the chairman of this committee did not sign this report. Mr. Speaker you need to give us direction because it will be futile for us to go ahead and debate this report only for the chairman to disown this report. Mr. Speaker what I want to get from you is whether you are aware the chairman took official leave from you that he will not be in the Assembly. I need direction Mr. Speaker.

Hon. Moses Ochele: Thank you Mr. Speaker. May I inform my friend, Member for Ahero ward that in our standing orders any committee meeting what is emphasized is quorum. With or without the chairman whether the quorum is there or not the law allows members of a committee to pick one of them to preside over that meeting. The committee meeting is not about the chairman but it's about the membership and quorum at that particular time. In this scenario, the chairman was absent and I don't think the committee should not have sat just because the chairman was absent. The committee was chaired by the vice who was acting in that capacity. In this report there is no reservation on the position of the chairman. So, it is properly before the House

Hon. Maurice Aloo: Mr. Speaker my colleague is talking about the person who chaired that meeting that day but I am talking about the signature, whether it is in order to go ahead with this discussion without the signature of the chairman.

Mr. Speaker (Hon. Gabriel Ochieng): Hon. Member let me say that whenever a Member is not satisfied with a report then there must be some recommendations there by the Member saying that he does not fully support the report and that should be noted. When the report was being read I did not see anywhere where any Member objected to this report.

Chief Whip (Hon. Isaya Onyango): Thank you Mr. Speaker. I want to affirm to the Member that Hon. chairman is much aware of the report and I talked with the chairman – Hon. Charles Aguko this morning and he told me that he would not be here today as reported by the vice chairman and he gave him his consent and I want it to go on record that Hon. Charles Aguko is with us on the report and he knows all that is contained in the report.

Mr. Speaker (Hon. Gabriel Ochieng): Are you satisfied?

Hon. Maurice Aloo: Mr. Speaker I am still not satisfied. My worry is that the chairman who chaired that session at that particular day has not signed this report. Do we go by what Hon. Isaya said or something else?

This report was meant to be brought in this House today and the Hon. Chairman knew this very well. I think him not signing this report cannot hinder this report not to be tabled today and in any case if there is any reservation he will just come up to explain why he is rejecting this report because it has been signed by almost all the members.

Hon. Maurice Aloo: Mr. Speaker I still don't want to believe that we discuss or pass this report without the signature of the chairman who chaired that meeting.

Mr. Speaker (Hon. Gabriel Ochieng): Can you tell us which standing order is addressing what you are referring to; which does not allow the vice chairman to table the report?

Hon. Maurice Aloo: Mr. Speaker I don't have the law but I still don't want to believe that we discuss or pass this report without the signature of the chairman who chaired that meeting.

Mr. Speaker (Hon. Gabriel Ochieng): Yes Deputy Chair For Planning.

Hon. Baker Ombogo: I want to bring to your attention that the Hon. Member of Ahero ward is one of the rigid Chairs of a committee that I happen to be a Member.

(Hon. Members amused!)

There is no single day that he has ever delegated his duty; I want to inform him that the duty of any particular Vice Chair is to take up the committee if the Chair is not around.

Hon. Member for Ahero ward (interrupted)

Mr. Speaker (Hon. Gabriel Ochieng): Address the Chair.

Hon. Baker Ombogo: I want to bring to the attention of the Members that this duty was wholesomely delegated to the Vice Chair of the planning committee and that is what I am doing now, I also attended the vetting Mr. Speaker with My Chairman and I think that I am fully in Order.

Mr. Speaker (Hon. Gabriel Ochieng): Thank you Member for that clarification may be Hon. Aloo you have something that you know and we do not know and you want to share it with us.

Hon. Maurice Aloo: Mr. Speaker I just wanted my point to come out on how rigid I am.

(Hon. Members amused!)

Mr. Speaker (Hon. Gabriel Ochieng): Order Hon. member, you are out of Order Hon. Aloo, yes Hon. Kadede.

Hon. John Kadede: Thank you Mr. Speaker, I want to inform the Hon. Member for Ahero that the vetting that we did has a time frame and if we do not submit the report within the time frame it will be assumed that you have surrendered your powers to the executive and it is important that the committee present the report now and as the Chairs of Chairs I want to inform him that I am aware that Hon. Aguko is not around and the Vice was to read the report on behalf of the committee of planning.

Mr. Speaker (Hon. Gabriel Ochieng): Thank you hon. Kadede, Yes hon. Nereah can you continue.

Hon. Nereah Okombo: thank you Mr. Speaker I want to once more commend the committee for the well job done, but I am wandering weather it is in Order for us to enjoin the name of Mr. Francis Okoth Asuna who is the husband of one of the Member of the Kisumu County Public Board, though the appointment were done by the National Land Commission, I just do not know if it is in Order.

Mr. Speaker (Hon. Gabriel Ochieng): Hon. Member just table evidence to prove this allegation.

Hon. Nereah Okombo: He admitted that to the committee.

Mr. Speaker (Hon. Gabriel Ochieng): is that in the committee report.

Hon. Nereah Okombo: It is not.

Hon. Lydia Odhiambo: Point of inform.

Mr. Speaker (Hon. Gabriel Ochieng): Granted.

Hon. Lydia Odhiambo: I want to clarify the matter in front of Hon. Kadede, who was in that meeting at that particular day of the vetting, I was seated behind there and the Chair asked are you in any way related to Betty Asuna of the County Public Service Board and his response was yes, then the Chair went ahead and asked how and he replied that she is his wife.

Hon. John Olum: Point of information Mr. Speaker.

Mr. Speaker (Hon. Gabriel Ochieng): Granted.

Hon. John Olum: Thank you Mr. Speaker, I want to tell the Members that there is nothing barring anyone from getting employment.

Hon. Members: No!

Hon. John Olum: Mr. Asuna applied for the position far much earlier even before Mrs. Asuna came in to office.

Mr. Speaker (Hon. Gabriel Ochieng): Yes Hon. Marlin

Hon. Marlin Akinyi: Mr. Speaker I do not think my female counterpart is right to peg the employment of Mr. Asuna to his wife job because they are two different people. The job was open and everyone was allowed to apply. If a slot for a woman is what was not considered that one we can debate but on the issue of husband and wife that one on my part I do not see anything wrong with that. Let us give the Member a chance to work with the experience that he has.

Mr. Speaker (Hon. Gabriel Ochieng): Hon. Petronilla.

Hon. Petronilla Omondi: Thank you Mr. Speaker, I just want to echo something, I can see that we are in dilemma here, but when you look at these two people, they are not going to work in one office, the County Public Office is very far away from the land

board and at the same time we cannot wish aware the wealth and experience that the Member has. I do not think that we are going to be fare to judge the Member on the merit of him having a wife in the County Public Service board.

I do not think if it is an offence for two brilliant People to meet and decide to marry and then belong to a county. I know there is some element of conflict of interest but if we look at it in-depth there is no conflict of interest. This two people will be working in two different offices and therefore there will be no conflict of interest when they are doing their duties and another thing is that this Member was interview much far away to where his wife was and probably no one knew that they were going to end up in Kisumu County. So I am of the opinion that Mrs. Asuna's employment should not interfere with Mr. Asuna's Employment.

Mr. Speaker (Hon. Gabriel Ochieng): Yes Hon. Kadede.

Hon. John kadede: Thank you Mr. Speaker, I want to urge Members to discuss this matter with soberness, in this Assembly we have two people that are related.

Hon. Members: Who and how.

Mr. Speaker (Hon. Gabriel Ochieng): Order Hon. members Order!

Hon. John kadede: Mr. Speaker if we go further Hon. Nereah is also a Member for Manyatta and there is also a somebody that is in charge of Manyatta, Mr. Speaker I think we should be fair to each Other. I think it does not mean that if one is employed in an organization then his wife or husband cannot be employed at the same organization. More so this Mr. Asuna will be on contract he will not be a permanent employee. Please let us discuss the matter at hand, I would support that the Executive to provide us with the inventory of land and Assets so that we can give this list a clean bill of health that is my submission thank you.

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Mr. Speaker (Hon. Gabriel Ochieng): I think that matter has been discussed at length and I wish that if someone wants us to delete the name of Mr. Asuna Francis then he\she should come up with a substantive motion on that. Hon. Nereah please conclude your point

Hon. Nereah Okombo: Mr. Speaker, I want to beg this House to recommend the postponement of this Land Board until we get a full inventory of the public land, Mr. Speaker, establishing a board without inventory is like signing 15 blank cheques, after which 3.6 Million Kenyan Shillings is going to be withdrawn, Mr. Speaker, we have to know how many parcel of land did Kisumu defunct municipality had including Nyando county council , Ahero Town Council , Muhoroni and Kisumu City Council , Mr. Speaker , as a body in charge with oversight we cannot give blank cheques to strangers ,Mr. Speaker on this basis I want to ask this House to suspend the formation of the board, secondly precedence is the basis of argument in the court of law Mr. Speaker , senior cities like Mombasa and Nairobi have suspended the establishment of their board basing the reason on the same that I am using Mr. Speaker let's put this process on hold until we are given all the inventory on lands and a assets and liability to Kisumu County which the Transitional Authority has refused to give this House until this moment , kindly let us not throw away the wealth of Kisumu County to the strangers Mr. Speaker.

Mr. Speaker (Hon. Gabriel Ochieng): Yes. Hon. Moses Ochele.

Moses Ochele: Thank Mr. Speaker, I want to echo partly what Hon. Nereah said, Mr. Speaker, if you want to hire a herds boy you must first know the population of the cattle, you must know the number of cows and bulls , as we sit in this Assembly Mr. Speaker , we don't know how much Kisumu County has in terms of assets , we are not sure of the number of land parcels that Kisumu have, here we want to hire and after hiring we tell this people to go out there and look for land that belongs to the

county , the board will go out there and take inventory for themselves , get the largest parcels because we don t know and bring to us the smallest land. That is a mistake that this Assembly should not do .

Mr. Speaker, we cannot give out blank cheques as stated by Hon Nereah , we have requested the Transitional Authority to furnish this Assembly with the list of assets and the ,inventory of liabilities , so that we can know if we compare the liabilities against assets we know as a County at this point we are worth this but now Mr. Speaker , we are worth nothing , because we don't know the negatives and the positive ,Mr. Speaker , we cannot go ahead to hire this team .

The Committee did their job, that was their mandate and with this we cannot sell Kisumu County, we cannot throw Kisumu County to the dogs let this report be suspended, let the office of the clerk with your guidance Mr. Speaker, write a letter to the transitional authority that they furnish this Assembly with list of assets if they don't have then we can use the document that we had from the defunct local authority that can act as guide line but as we speak today nobody knows the inventory.

I beg this House instead of discussing who qualifies , who marries who , we must start with the first things first.This report should not be opened ,no name should be mentioned and no recommendation should be made other than one recommendation that this report be suspended .

Mr. Speaker (Hon. Gabriel Ochieng): Yes. Hon. Pamela Oyoo

Hon, Pamela Oyoo: Thank you Mr. Speaker, I think we cannot form board without inventory.

Mr. Speaker (Hon. Gabriel Ochieng): Yes Hon. Chief Whip.

Chief Whip (Hon. Isaya Onyango): Thank you Mr. Speaker, I want to sum up this discussion by mentioning the recommendation number 2 of the report and that is what Hon. Members are talking about, it is not that we have rejected the names on the report, is just that we want to keep this report until we get the inventory and from there we will pick it and for that I think there is no cause for alarm .Lastly Mr. Speaker, may I support what my collogues have said.

Mr. Speaker (Hon. Gabriel Ochieng): Hon. Otiende.

Hon. Joseph Otiende: Thank you very much Mr. Speaker, on responding to the said matter, I want to call upon the mover to reply.

Mr. Speaker (Hon. Gabriel Ochieng): Yes, Hon. Deputy Chairperson for Planning.

Hon. Samuel Ombogo: Thank you Mr. Speaker, I want to thank all the Hon. Members who are in this House at this particular time, for having taken their time to contribute on this report, I want to thank Hon. Members for buying the idea of the Committee that the formation be put on hold until the executive gives us the list of land inventory , by forming this board without inventory is like giving them a blank cheque , I am very happy that this House has also given the same opinion to that of the Committee .

Mr. Speaker (Hon. Gabriel Ochieng): Hon. Members, I will go as per the resolution by this House and not as per the recommendations as per the report, because if you look at the report they are recommending two things, putting on hold the names and adopting the report, you cannot put names on hold and then you adopt it, because the names are in the report, so I will go by the resolution of the House, as I put my question, that the report by Planning Committee on vetting of the Land Board Members tabled in the House by the deputy chair after undergoing deliberation in the House , the House resolved that this report be suspended visa vie giving this House the inventory of the assets of the County.

(Question put and agreed upon)

The report has been suspended visa vie getting the inventory of the assets.

Adjournment

As per now this House stands adjourned until tomorrow on Thursday at 2:30 PM.

(All Arise)

(Speaker's Procession)

(House Adjourned at 6:30 pm.)

County Assembly of Kisumu

Debates of the Assembly

HANSARD

Addendum

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