

REPUBLIC OF KENYA



BOMET COUNTY ASSEMBLY

ASSEMBLY DEBATES

(OFFICIAL REPORT)

DAILY HANSARD

Wednesday 1st December, 2021

PLENARY

BOMET COUNTY ASSEMBLY

OFFICIAL HANSARD REPORT

Wednesday 1st December, 2021

The Assembly met at the Chamber,

Main Assembly Buildings at 2:30 p. m.

[Hon. Deputy Speaker (Hon. Wesley Kiprotich) in the Chair]

PRAYER

Hon. Deputy Speaker (Hon. W. Kiprotich): Hon. Members, I take this opportunity to welcome you to the business of today, Wednesday 1st December 2021 afternoon session.

COMMUNICATION FROM THE CHAIR

Hon. Deputy Speaker (Hon. W. Kiprotich): Hon. Members, I welcome Koiyet Parish from Mutarakwa Ward, Bomet Central who are at the public gallery. They are led by Stanley Rono, Mercy Rono, Alfred Mutai, Joseph K. Maritim, Jackline Langat and Joyce Mutai. Join me in welcoming them to our County Assembly this afternoon.

(Applause)

Hon. Members, having glanced at the Order Paper, Order no. 9, there will be a Procedural Motion that will be carried out today. It seems that we are going to have a very long recess as anticipated by the Standing Orders and the County Assembly calendar. I wish to thank all of you for the year ending and congratulate all of you Hon. Members for the work that you have always done in bringing the business of this particular House into a success.

We will not tire thanking God for giving us the grace of life until this particular time. I wish you a fruitful discussion with your constituents as you ask for votes and as the year comes to an end. I also take this opportunity to wish you a Merry Christmas and a happy new year 2022.

PAPERS

Hon. Deputy Speaker (Hon. W. Kiprotich): Hon. Majority Leader.

Hon. J. Kirui: Hon. D. Speaker, Sir, thank you. I beg to lay the following Paper that is addressed to the Clerk of Bomet County Assembly on the submission of Supplementary Budget for the Financial Year 2021/2022 signed by Hon. Andrew Sigei, CECM for Finance and Economic Planning, County Government of Bomet.

(Paper Laid)

Hon. Deputy Speaker (Hon. W. Kiprotich): Hon. Leader of Majority, how fast do you need this?

Hon. J. Kirui: Hon. D. Speaker, Sir, I would wish that we dispense with this document within 14 days.

Hon. Deputy Speaker (Hon. W. Kiprotich): Committee on Budget and Appropriations, bring the report back to the House within 14 days. Hon. Clara.

Hon. C. Cherotich: Hon. D. Speaker, Sir, thank you. I beg to lay the following Paper on the report of the Budget and Appropriation Committee on the Bomet County Assembly First Supplementary Budget Estimates for the Financial Year 2021/2022. I beg to lay.

(Paper Laid)

Hon. Deputy Speaker (Hon. W. Kiprotich): Hon. Members, as you may be aware, I am not committing that Paper to any Committee because yesterday during the morning session, an express permission was given to dispense with it within 24 hours. This morning session again, the express permission was given by the Speaker that that particular Paper be Tabled and discussed in this House. The House Business Committee also sat after the morning session and approved that business to come up this afternoon. The business is already in the Order Paper; therefore, I am not committing it to any committee any more.

STATEMENTS

Hon. Deputy Speaker (Hon. W. Kiprotich): Hon. Members, there is a Statement that was

sought from the Chairperson, Committee on Infrastructure, Roads, Transport and Public Works concerning the status of Belgut – Molem road within Merigi Ward. In the Statement, the Chairperson was supposed to;

- (i) Explain the reason why murraming, construction of culverts and compacting of the said road was not done despite the grading having been done eight months earlier.
- (ii) Indicate when the County Government intends to complete the construction of the said road.

Hon. Langat.

Hon. R. Langat: Hon. D. Speaker, Sir, thank you. On behalf of the Chair and the entire Committee, I still request for a further seven days to dispense on the same.

Hon. Deputy Speaker (Hon. W. Kiprotich): This morning the Statement came up. When it came up, the Chairperson promised to dispense with the Statement this afternoon and the Committee was given 21 days during that particular time. The 21 days have not lapsed. Hon. Z. Kilel, the seeker of the statement should continue waiting for the response to your Statement. It is coming up soon. Hon. Zadock Kilel.

Hon. Z. Kilel: Hon. D. Speaker, Sir, despite the fact that we are still waiting for that Statement, during the morning session I was told that I will get the response in this afternoon's session. I was then, immediately after the morning sitting, given the response and I have it here with me, except that it does not have the signature of the Chairperson. I do not know where the Hon. Members of that Committee have gone yet the report is here and ready.

Hon. Deputy Speaker (Hon. W. Kiprotich): Hon. R. Langat, can you clarify that. Are you asking for more time to append the signatures only? Hon. Langat.

Hon. R. Langat: Hon. D. Speaker, Sir, I was still asking for more time we sit as a Committee. There are some issues we need to discuss with the Committee.

Hon. Deputy Speaker (Hon. W. Kiprotich): Hon. R. Langat, can you explain how the response got to the Statement seeker. Hon. Langat.

Hon. R. Langat: Hon. D. Speaker, Sir, thank you. You had given a ruling some time back in this House that whenever a Member sought for a statement, to the statement seeker or we can

report to this House. When we got the answer from the CEC, the Clerk of the committee gave the answer to the statement seeker.

Hon. Deputy Speaker (Hon. W. Kiprotich): Hon. Members, It is true that the Chair made a ruling that if the Statement sought is not touching on the whole County, there is no need to be answered in the plenary.

Hon. Z. Kilel was supplied with the answer by the Committee. Hon. Zadock.

Hon. Z. Kilel: Hon. Deputy Speaker, there is confusion. Where did the Committee sat? Where was Hon. R. Langat when the Committee gave me the answers?

Hon. Deputy Speaker (Hon. W. Kiprotich): Hon. Z. Kilel, I will not take your question. The final position is the one stated by Hon. R. Langat. The business is over and you shall be given your answer.

Hon. Z. Kilel: Hon. Deputy Speaker, there is another Statement that I sought from the department of Water, Sanitation and Natural Resources and I was waiting for an answer.

Hon. Deputy Speaker (Hon. W. Kiprotich): Hon. Z. Kilel, before the end of the order of Statements, Hon. L. Ngeny rose and advised that the Statement is still pending within the timelines.

MOTIONS

REPORT ON THE BUDGET AND APPROPRIATION COMMITTEE ON THE BOMET COUNTY ASSEMBLY SUPPLEMENTARY BUDGET ESTIMATES FOR THE FINANCIAL YEAR 30TH JUNE, 2022

Hon. C. Cherotich: Hon. Deputy Speaker, on behalf of the Chairperson, Hon. H. Kirui, I beg to move the Motion;

That this County Assembly adopts the Report on the Budget and Appropriation Committee on the Bomet County Assembly Supplementary Budget Estimates for the Financial Year 30th June, 2022 laid on the Table of the Assembly on Wednesday, 1st December, 2021 and pursuant to the provisions of section 135 of the Public Finance Management Act, 2012 and the Standing Order 218 approves the Bomet County Assembly Supplementary Budget Estimates 2021/2022 without amendments.

Hon. Deputy Speaker and Members, I wish to take this opportunity on behalf of members of the committee on Budget and Appropriation to present to the Assembly, the Committee's Report on Bomet County Assembly first (1st) Supplementary Budget for FY 2021/2022 as provided for in section 135 of the PFM Act 2012 and in accordance with County Assembly standing orders.

The Budget and Appropriation Committee as currently constituted comprises of the following Honourable members:

1. Hon. Haron Kirui – Chairperson
2. Hon. Clarah Cherotich – Vice Chair
3. Hon. Weldon Kirui
4. Hon. Andrew Maritim
5. Hon. Josphat Kirui
6. Hon. Davis Kipkirui
7. Hon. Leonard Kirui
8. Hon. Robert Serbai
9. Hon. Joseah Chepkwony
10. Hon. Robert Langat
11. Hon. Chesangi Alice
12. Hon. Kiprotich Wesley
13. Hon. Robert Rono

In line with the Constitution and the PFM Act, the 1st Supplementary Budget estimates for the County Assembly were submitted and tabled before this house on 30th November 2021 and committed to my committee immediately thereafter.

In reviewing the proposed supplementary budget, the committee managed to obtain views from the County Assembly Clerk on matters pertaining to the County Assembly supplementary. The views enabled the Committee members to make an informed decision on the supplementary budget.

Hon. Deputy Speaker a lot of sacrifices were made to deliver this budget considering the fact that we are still battling with the dire effects and the new normal posed by the outbreak of the Covid-19 pandemic. In view of it, allow me to recognize and appreciate various stakeholders

who played key roles. Let me start with the Committee Members for their commitment, energy, and sacrifices they made to interrogate and deliver this supplementary budget. I also wish to thank the County Assembly administration for facilitating the committee to finalize the matters before the committee.

Finally, the committee is equally grateful to the staff who participated in the process to provide their technical input and support.

Hon. Deputy Speaker, the Committee made the following observations;

1. That the County Assembly sought to reallocate funds that were unlikely to be utilized before the end of the financial year so as to address unforeseen needs.^[L SEP]
2. That there was a need to refund County Assembly activities initially affected by slow operations due to long-term closures occasioned by Covid 19 pandemic.^[L SEP]

Hon. Deputy Speaker, after wide consultation, the committee established that there were convincing reasons justifying the need for a supplementary budget.

The committee, therefore, approved the County Assembly submitted supplementary budget without amendments.

Hon. Deputy Speaker, I will not read through the figures because the Members have the copy in soft copies.

However, I urge the Members to approve. I request Hon, R. Rono to second.

Hon. R. Rono: Hon. Deputy Speaker, I second the Motion. Secondly, I congratulate the Members of the Committee for working hard amidst the pandemic. Many activities were not captured in the main budget. The supplementary budget will enable the activities that were not catered for.

I urge the Members to support the Motion. Visiting Delegation of Kaplelach Cultural Dancers

Hon. Deputy Speaker (Hon. W. Kiprotich): Hon. Members, I acknowledge the presence of the Kaplelach Cultural Dancers led by Stanley Cheruiyot, Philemon Malel, Stanley Sawe and Alice Kirui.

(Applause)

(Question of the Motion Proposed)

Hon. Deputy Speaker (Hon. W. Kiprotich): Hon. Davis.

Hon. D. Kipkirui: Mr. Speaker, Sir. Before I support the motion, I want to welcome our friends, brothers and sisters from Kaplelach Cultural Dancers from my neighbouring Kiprerer Ward. Mr. Speaker, I rise to support the motion. We did the last budget based on the prevailing situations at that moment and now since there is a lot of improvement in the Covid-19 situation in the country, we are forced to change the pattern. I have also seen our brothers from the Executive brought theirs for deliberation by this honourable house and I wish to request this honourable house that we pass this motion. It is very important because all these Hon. members together with staffs from this Assembly are facing a lot of challenges, especially on performance because of the budget that we made. I support.

Hon. Deputy Speaker (Hon. W. Kiprotich): Hon. Alfred Koech.

Hon. A. Koech: Thank you Hon. Speaker, I want to concur with my colleague, Hon. Davis to welcomed the Kaplelach Team and specifically welcome my brothers and sisters in Christ from Koyet Parish and really thank them for coming to this Assembly. Hon. Speaker, I stand to support the motion. We are indeed grateful that this Supplementary Budget was brought on time, otherwise things would have been very bad in the near future and we would be going on recess without any support or something that will keep us going outside there. Hon. Speaker, I support this Supplementary Budget and thank the staff led by the Clerk for having brought this Supplementary Budget in this particular time. I urge the members that we support to ensure continuity of the work that is going on within this Assembly and for the prosperity of the Bomet County.

Hon. Deputy Speaker (Hon. W. Kiprotich): Hon. Philip Korir.

Hon. P. Korir: Thank you very much Hon. Speaker, I take this opportunity to welcome traditional dancers from Kiprerer Ward where I come from. I stand to support the motion of the day without amendment. Thank you.

Hon. Deputy Speaker (Hon. W. Kiprotich): Hon. Cecilia Mutai.

Hon. C. Mutai: Thank you Hon. Speaker, I rise to support the motion. While I do so, I would like to take this opportunity to welcome the members from Koyet Parish and also Kaplelach Dancers. This is the place to be, and we represent your needs. Hon speaker, I support the motion that this county assembly do approve and adopt the report of the budget and appropriation committee on the supplementary budget. I do support that we approve the said report without amendment to allow the assembly to perform its duties that is, on legislations, representation, and the oversight. I support the report.

Hon. Deputy Speaker (Hon. W. Kiprotich): Hon. Kellong

Hon. J. Kellong: Thank you Mr. Speaker, I also join my colleagues in welcoming the people from Kiprerres, Kaplelach Dancers, and Koyet Parish. Mr. Speaker, we are almost to the very part of the session of the year and we have got so many activities ahead of us that need to be done before the year ends. So, this thing has come at the right time as we prepare to proceed on our long recess so that as we even come back, the activities of the whole year will continue. I support that this supplementary budget be approved without amendment. Thank you.

Hon. Deputy Speaker (Hon. W. Kiprotich): Hon. Marcella.

Hon. M. Chepkirui: Thank you, Mr. Speaker, I would like to welcome members from Kaplelach Cultural Dancers, and Koyet Parish for coming to this assembly. Mr speaker, I stand to support the motion on Supplementary Budget. I am friendly to budget committee and I have seen the document enough and the main agenda of this is to reallocate funds of which it was not utilized for this financial year. This budget will enable us to set up the priority of the programs in County to be implemented. I stand to support.

Hon. Deputy Speaker (Hon. W. Kiprotich): Hon. Clara.

Hon. C. Cherotich: Thank you Mr. Speaker, I am grateful for the members for supporting this document, even in absentia of my chair. Thank you.

Question put and agreed to

Procedural Motion

Hon. Deputy Speaker (Hon. W. Kiprotich): Hon. Majority Leader.

Hon. J. Kirui: Thank you Hon. Speaker, much has been said but allow me also to join my colleagues in welcoming our guests from Koyet Parish and Kaplelach Cultural Dancers. Hon. Speaker, I rise to move the Procedural Motion that pursuant to Standing Order no. 28 (3), this County Assembly adjourns from today Wednesday 1st December, 2021 to 8th February, 2022 at 9 a.m in accordance with the County Assembly calendar regular sessions for 2021. Hon. Speaker, I know that we approved our calendar and it is now a season whereby we have to go and meet our constituents. It is also a campaign season where the electorates will be enumerating what their leaders have done for them and it will be very important for members to be at home during recess. Hon. Speaker, I want to that we actually resolve as per our calendar to adjourn today. I want to request Hon. Chief Whip to second. Thank you.

Hon. Deputy Speaker (Hon. W. Kiprotich): Hon. Davis.

Hon. D. Kipkirui: Thank you Mr. Speaker, I rise to second the motion by the Hon. Majority Leader. Mr. Speaker, bearing in mind that we sat as House Business Committee (HBC), and made a calendar for this House which was also approved by hope Members as it is Mr Speaker.

Mr. Speaker our calendar is the same with both the Senate and the National Assembly calendar. It is very important Mr. Speaker that we also have time to interact with our people on our Wards to engage with the members of the public. I wish to request this honourable House Mr. Speaker that we approve this motion before us so that we have enough time to be with our people and also our families. Mr. Speaker, I second.

Question proposed

Hon. Deputy Speaker (Hon. W. Kiprotich): Hon. Zadock Kilel.

Hon. Z. Kilel: Thank you honourable Speaker. It's very important for us to go for recess because we need some rest. We have experienced various problems in our lives, work at the office and this is the time we have to rest and do our campaigns. I also wish all the best to the honourable members who are with us and God willing we will be together next year. Honourable Speaker, concerning the adjournment I also need to have paternal leave. Thank you, I support

Hon. Deputy Speaker (Hon. W. Kiprotich): Hon. Z. Kilel, you mentioned paternal leave which should commence immediately a child is born. You should have written a letter to the Speaker that you are proceeding for the leave something you did not do. It is not too late. Majority Leader.

Hon. J. Kirui: Thank you Hon. Speaker. We come from Kipsigis community where paternity leave is a foreign language. Is it maternity leave or paternity? I beg to be guided.

Hon. Deputy Speaker (Hon. W. Kiprotich): Honourable Majority why do you say it is a foreign language? Can you explain more?

Hon. J. Kirui: Mr. Speaker, Sir. When the child is young it is the mother who takes care of the child not the father hence paternity is a foreign word in our culture.

Hon. Deputy Speaker (Hon. W. Kiprotich): Leader of majority, provision of the law has both paternity leave and maternity leave. It is only that paternity leave is shorter than maternity leave. For those who watch news, Teachers Service Commission signed a non-monitory Collective Bargaining Agreement and one of the days extended was paternity leave. Hon. Koech.

Hon. A. Koech: Thank you Hon. Speaker, is it in order for Leader of Majority who belong to old school of thought to interfere with the current school of thought which belongs to Hon. Zadock and others? Hon. Majority belongs to old school of thought where those things were not there just like me and we need not bother about them. Let those who have it to enjoy now.

Hon. Deputy Speaker (Hon. W. Kiprotich): Well explained Hon. A. Koech and it's also notice that those who belong to old school as you allude even if they are given paternity leave they will not be able to proceed on it. Well, let us dispense on that. Hon. Everlyne.

Hon. E. Chepkemoi: Thank you very much hon. Speaker, before I contribute I want to welcome the choir members and dancers from Koiyet parish. Mr. Speaker I support that this motion County Assembly adjourn from today Wednesday December 1st 2021 to 8th February 2022. Mr. Speaker we are now campaigning and it will be in history of Bomet County because some of us are vying for vigorous national seats. We are happy having Koiyet members from Mutarakwa and Kap Lelach diocese, I know they will consider us because they have watch us live so they won't be admiring us in the national Assembly Hon. Speaker.

Otherwise, I support the motion.

Hon. Deputy Speaker (Hon. W. Kiprotich): Hon. Evaline they say the face is never impartial but the heart is, when you say they will consider us you talk about totality anyway you were not supposed to campaign for yourself but I know the heart is partial and you are talking about some seat. Leader of Majority, can you make right of reply.

Hon. J. Kirui: Hon speaker, I want to thank the members for their contribution and to wish them Merry Christmas and a happy new year and to the like of Hon. Zadock happy paternity leave. I urge the House that we adopt the report. Thank you.

Hon. Deputy Speaker (Hon. W. Kiprotich): As you are all aware, that is a motion that has come to a conclusion as per the provision of the Standing Orders. Therefore, before the next order let me wish all the honourable members and the staff Merry Christmas and happy new year 2022. Also on behalf of the honourable members, let me wish the residents of all the 35 wards merry Christmas and a happy new year.

ADJOURNMENT

There being no other business to be transacted, this house stands adjourned to Tuesday 8th February, 2022 at 9:00 am.

The House rose at 3. 30 p.m.