



REPUBLIC OF KENYA
BOMET COUNTY ASSEMBLY
FIRST ASSEMBLY – (FOURTH SESSION)
ORDERS OF THE DAY
WEDNESDAY 10TH AUGUST, 2016 AT 9.00 A.M

PRAYERS

Determination of Quorum

1. Administration of oath
2. Communication from the chair
3. Messages
4. Petitions
5. Papers
6. Notices of motions
7. Statements (As listed in the appendix)

8.*MOTION (Hon. John Molel)

THAT, aware that Standing Order No. 65(1) provides that the Deputy Speaker may be removed from office by the assembly through a resolution supported by not less than two thirds of all the members of the County Assembly;

WHEREAS AWARE that Hon. Joyce Korir in carrying out her role as the deputy Speaker of Bomet County Assembly has continued to violate the mandatory provisions of the Constitution, abused and demean the office of the Deputy Speaker which is a state office and has generally failed to show competence required for the carrying out of the functions of the deputy speaker;

FURTHER AWARE that on several occasions the Deputy Speaker has been accused of deliberately misleading the house and failing to play the role of a moderator by openly participating in debates while presiding over house sittings. That the deputy speaker has continued to irregularly purport to overturn the decisions and well-reasoned rulings delivered by the Speaker and other members of the speakers panel in complete disregard of the established parliamentary traditions, customs and the tenets of the Constitution of Kenya 2010;

ALSO AWARE that the Deputy Speaker, who is a state officer bound by the provisions of Article 73 of the Constitution, has numerous occasions, latest being on Wednesday 3rd August, 2016 conducted herself in a dishonourable manner including but not limited to stripping naked in public and use of extreme vulgar language directed at the speaker, other members of County Assembly and the leadership of the assembly; this house now resolves to remove Hon. Joyce Korir from office of the Deputy Speaker of Bomet County Assembly on grounds of serious violation of the Constitution, abuse of office and incompetence

*Denotes the Orders of the day

STATEMENTS TO BE ISSUED (10/08/2016 AT 9.00 A.M)

1. Statement sought by Hon. Leonard Kirui on 26th July, 2016 from the Chairperson Committee on Budget and appropriations concerning the expenditure of funds allocated to the community participation for the last two financial years. this is due to the fact that during the 2014/15 financial year the office of the Governor, Administration and County Executive was allocated Ksh 20M under vote 2211399 and during the 2015/2016 financial year Ksh 24,400,000 under Vote 2211399 and 30,500,000 under vote 2211399 was awarded to County Executive and County Administration respectively for purposes of community participation.

In the statement, the chairperson should:

- a) Provide supporting documents of the events during which community participation was done including lists of attendance and where possible reports of the said events.
- b) Give the total expenditure of every including working plan and budget

The statement was committed to the Committee on Budget & Appropriation (No. 68)

2. Comprehensive Statement sought by Hon. Samson Towett on 6th July, 2016 from the Chairperson committee on Labour and Public Service concerning the recruitment of 339 officers to fill the positions advertised in the departments of Medical services, Public health and the County public service board secretariat. The County public service board concluded its interviews and via a letter Ref N0: CPSB/APPT/11/03/2016 asked the County secretary to issue appointment letters to successful applicants.

In the statement, the Chairperson should explain;

- (a) Whether the appointment letters have been issued to the successful applicants;
- (b) If yes, then how many appointment letters have been issued and when will the officers report to work?
- (c) If not, then what made the County Secretary not to issue the appointment letters and when will he do so?

The statement was committed to the Committee on Labour and Public Service (No. 66)

3. Comprehensive statement from the Chairperson, committee on Budget and Appropriation on the implementation of work plan and procurement plan by the executive arm of government.

In the statement, the chairperson should:

- i. Provide approved work plan and procurement plan for FY 2013/14, FY 2014/15 and FY 2015/16
- ii. Explain the implementation status of approved work plan and procurement pan for FY 2013/14, FY 2014/15 and FY 2015/16
- iii. Should explain whether work plan and procurement plan for FY 2016/17 has been approved.
- iv. Explain whether the work plan for FY 2016/17 captures the projects

The statement was committed to the Committee on Budget and Appropriation (Statement No. 55)

4. Comprehensive statement sought by Hon. Julius Korir on 22nd June, 2016 on employees' salaries for FY 2015/16 in the executive arm of government for the department of administration and Public Health & Environment. ***(The statement was on 29th June, 2016 committed to the Committee on Budget and Appropriation)***

In the statement, the Chairperson should:

1. Explain the huge variance between the approved CFSP ceiling 2015/16, approved budget and supplementary budget as highlighted in table 1 below?

Table 1 Comparison Analysis (captured from annexure 1, 2 &3)

Department	2015/16 CFSP Ceilings (Ksh.)	Approved Budget(Ksh.)	Supplementary Budget 1(Ksh.)	Supplementary Budget 2(Ksh.)
Administration and public service Board	162,000,000	309,333,916	262,603,853	262,603,853
Public Health and Environment		105,000,000	85,000,000	192,856,902

N/B: For clear comparison, 2015/16 CFSP Ceilings for Public health and environment have been omitted as the ceiling had been combined together with medical services

2. Explain the huge variance between the approved CFSP ceiling 2016/17, and submitted budget for administration department. It should be noted that ceilings for PE approved in the CFSP 2016 was Ksh. 284,500,000, indicating that annual salary increment was catered for. Further analysis of the 2nd supplementary budget approved in May 2016 indicated that the department required only Ksh. 262,603,853 to cater for personnel emoluments for the whole financial year. The committee also noted that as at March 2016 the department had spent Ksh. 208,833,644. It was therefore evident from the above information that the department had no justification to allocate Ksh. 430,070,578 for PE in the FY 2016/17. The Chairperson should explain why the department unjustifiably requested for Ksh. 430,070,578.
3. The CEC member for Finance explained in his notes on (see annexure 4) second supplementary budget estimates for Financial year 2015/16 as follows;

"There is a shortfall of Ksh.126,856,902 in salaries owing to promotion of health staff and reinstatement of local authority staff. This amount has increased salaries for the department of medical services and public Health and Environment"

Arising from the CEC member for Finance explanatory notes indicated above, the Chairperson should;

- i. Provide the total salaries expended on the former local authority staff for the FY 2015/16 (calculations for 2016 June salaries inclusive)
- ii. The list, job group and break down of the increment arising from the promoted health staff in the FY 2015/16

The Statement was committed to the Committee on Budget and Appropriation (Statement No. 60)