



REPUBLIC OF KENYA
BOMET COUNTY ASSEMBLY
FIRST ASSEMBLY - (FIFTH SESSION)
ORDERS OF THE DAY
WEDNESDAY 5TH APRIL, 2017 AT 2.30 P. 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

8. Procedural Motion (Leader of the majority party)

THAT, pursuant to Standing Order no. 30 (3)(c), this County Assembly resolves to meet on Friday the 7th of April, 2017 at 10.00 a. m for the tabling of the Budget Estimates F/Y 2017/2018, Supplementary Budget Estimates F/Y 2016/2017 and transaction of any other urgent business that may arise.

9. Procedural Motion (Leader of the Majority Party)

THAT, pursuant to Standing Order no. 28 (4) this County Assembly resolves to alter its calendar so as to adjourn for the long recess on 13th April, 2017 instead of 6th April, 2017.

***Denotes the Orders of the Day**

_____ **Motion**

STATEMENTS DUE ON 5th APRIL, 2017 AT 2.30 P.M

1. Comprehensive statement sought by Hon. Samson Towett on 22nd June, 2016 from the Chairperson, Committee on Infrastructure (Roads, Transport and Public works) on motor vehicles procured by the County Executive. He recently noted that several Isuzu D-max double cabin motor vehicles, tractors, water boozers, lorries, truck cranes were acquired by the executive arm of county government.

In the statement, the chairperson should explain the following:

- a. How many in number, for each category, type and cost of the stated motor vehicles and machines were acquired in the FY 2015/16?
- b. What is the identity of the supplier and nature of agreement (Payment on delivery or Hire purchase)?
- c. How much revenues on average are being collected monthly by water boozers and whether they being declared as Appropriation in Aid (A.I.A)?
- d. In the adopted Budget and Appropriation committee report, the CEC member for Finance stated as follows;

“Purchase of motor vehicles: was allocated the amount to allow for payment of the vehicles already purchased. The vehicles are being paid for instalments which will spill over to the FY 2016/2017”

From the above CEC statement, the Hon. Member need the following explanations;

- i. The number of motor vehicles purchased through via hire purchase agreement in the FY 2015/16,
- ii. The name of the supplier and the total amount spent on motor vehicles in the FY 2015/16
- iii. Make and model of the motor vehicles purchased in the FY 2015/16

The statement had initially been committed to the Committee on Infrastructure (Roads, Transport and Public works) but on 15th February, 2017 at 2.30 p.m, the statement was formally referred to Budget and Appropriation Committee which was then given 14 days to respond to the issues. (Statement No. 58)

2. Statement sought by Hon. Samson Towett on 18th January, 2017 from the Chairperson Committee on Administration, Peace, Justice and Legal Affairs concerning the conversion of the former Agricultural Training Centre (ATC) to the Centre for Devolved Governance (CDG).

In the Statement, the Chairperson should indicate;

- (a) How was the training centre converted i.e. was there an executive committee resolution?
- (b) Which department does the CDG falls into and which budgetary line is it being financed?

- (c) How many officers have been deployed to CDG and in what positions are they holding?
- (d) Whether the Centre is a dumping site for otherwise redundant or “unwanted” staff?

The Statement was committed to the Committee on Administration, Peace, Justice and Legal affairs (Statement No. 87)

- 3. Comprehensive statement sought by Hon. Wilson Keter on 23rd November, 2016 from the chairperson committee on Gender, Culture and Social services on the Implementation of Old person’s stipends and NHIF contributions schemes. In particular the Hon. Member wished to get clarification as to the reasons behind the continuous and unnecessary delays in the remittance of the NHIF contributions which has greatly affected the beneficiaries since they cannot access medication

The Statement was committed to the Committee on Gender, Culture and Social services (Statement No. 81)

- 4. Comprehensive statement sought by Hon. Evaline Chepkemai on 21st February, 2017 from the Chairperson Committee on Gender, Culture and Social Services on the appointment of Chief Officer for the Department of Gender, Culture, Children, Youth and Sports pursuant to Article 45 (1) of the County Governments Act. The Hon. Member wished to be specifically informed on the following;
 - a. Why has Mr. Daniel Ngeno, who was approved by the Assembly for the position of Chief Officer, on 18th November, 2015 not appointed by the Governor?
 - b. When will said officer be appointed to the said position?

The Statement was committed to the Committee on Gender, Culture and Social Services (Statement No. 96)

- 5. Statement sought by Hon. Julius Korir on 13th December, 2016 from the chairperson of the Budget and Appropriation Committee regarding construction of the Governor’s official office. In particular, the Hon. Member wished to be informed on the following;
 - a. How much is the total cost of construction of the Governor’s official office adjacent to the High Court Building?
 - b. Which is the budget line was used to do the construction?
 - c. How much has been utilized so far?
 - d. Who is the contractor in site?
 - e. Has there been any variation in the contract since the inception?
 - f. When was the expected timeline for the project and if there was any extension, what necessitated it?

- g. When is the expected completion?
- h. The concerned department to supply the approved drawing, NEMA permit and NCA approvals acquire

The Statement was committed to the Committee on Budget and Appropriation Committee (Statement No. 85)

- 6. Statement sought Hon. Leonard Kirui on 18th January, 2017 from the Chairperson Committee on Labour and Public Service concerning the current over-employment in the County Public Service;

In the Statement, the Chairperson should indicate;

- (i) The Current wage bill in Bomet County Executive ;(The Committee should invite the CEC finance to shed light on the level of compliance with the Court ruling on Court Case N0.73 of 2016 **Kenneth Kiprotich & Other V The Governor Bomet County & others**). Section 25 of the Public Finance Management Regulations sets County expenditure on wages at 35% of County public revenue.
- (ii) The number of employees that have been employed in Bomet County executive from the Year 2013 to date ;(The Committee should invite the County secretary Mr. Jonathan Soi, the acting County Secretary and the Director Human Resource to shed light on this issue)
- (iii) The number of employees that have passed through the County Public Service Board since the Year 2013 to date.

The Statement was committed to the Committee on Labour and Public Service (Statement No. 90)

- 7. Comprehensive statement sought by Hon. Sammy Chelule on 18th January, 2017 from the Chairperson, committee on Budget and Appropriation on the following;
 - i. It is now approaching seven (7) months since F.Y 2015/16 ended yet the County Executive Member for Finance and Controller of Budget have yet to remit Assembly's outstanding balances on development and recurrent funds committed in the F.Y. 2015/16. I therefore wish to know when the said balances will be remitted to the Assembly.
 - ii. Aware that the Governor assented to the Bomet County Appropriation Act 2016 and subsequent warrant with Assembly's development vote amounting to **Ksh.116, 408,716**. I am reliably informed that despite Assembly submitting work plan and requisition for development funds, the said funds have not been released to the Assembly. Through the Chairperson, I wish to know why the County Executive Member for Finance and Controller of Budget have not released the funds and when the said funds will be released to the Assembly.

- iii. CEC member for Finance and representative of the Controller of Budget should urgently appear before the committee on Budget and Appropriation to address the matter.

The Statement was committed to the Committee on Budget and Appropriation (Statement No. 93)

8. Comprehensive statement sought by Hon. Samson Towett from the Chairperson, committee on Budget and Appropriation on the following:
 - i. How much does the county expect as revenue from tea cess for F.Y 2016/17?
 - ii. Was the tea cess revenue factored in the budget for F.Y. 2016/17?
 - iii. Provide a list of roads to be constructed/maintained or the ones already constructed/maintained from tea cess revenue in the F.Y. 2016/17The statement was committed to the committee on Budget and Appropriation which was given until 7th February 2017 to respond.

The Statement was committed to the Committee on Budget and Appropriation (Statement No. 92)

9. Statement sought by Hon. Hellen Chepkirui on 1st March, 2017 from the Chairperson, Gender, Sports and Social services Committee regarding allocations of funds for Persons With Disabilities. In the statement, the Chairperson should state;
 - a. The amount of money allocated to the persons with Disabilities during the 2016/2017 Financial Year and the amount which has already been used and the purpose for which it has been utilized.
 - b. The various programs undertaken to assist persons with different disabilities i.e with severe disabilities and non-severe disabilities

The Statement was committed to the Committee on Gender, Sports and Social services (Statement No. 98)

10. Statement sought by Hon. Samson Towett on 18th January, 2017 from the Chairperson Committee on Roads, Transport and Public works on the remittance of ad valorem levy funds which were released to the County Government of Bomet on 20th July 2016 by the Tea Directorate of Kenya amounting to **KES 63,134,352**. The said funds were supposed to be remitted to respective factories based on their production figures for the development and maintenance of roads in tea growing areas.

In the statement, the Chairperson should indicate;

- i. Whether these funds have been released to the respective factories?
- ii. If not, then why has the County Executive not released these much needed funds to assist in the development of poor road network in these tea growing areas?

- iii. If (a) above is in the affirmative, then what system did the County executive employed in dispensing the funds to the factories and how much did each factory get?
- iv. Whether the funds were captured in the budget as this is an additional revenue to the County

***The Statement was committed to the Committee on Roads, Transport and Public works
(Statement No. 86)***

11. Statement sought by Hon. John Ngetich on 18th January, 2017 from the Chairperson Committee on Education, Youth & Sports concerning the newly constructed Sigor High School premises situated in Sigor Ward.

In the Statement, the Chairperson should explain:-

- i. The Budget line used to fund the project;
- ii. The status of completion;
- iii. The total cost of the project;
- iv. The amount of funds used to date ;
- v. Whether there was a prior agreement between the County and National government on the financing of the project since construction of secondary schools is a National government function according to schedule four of the constitution;
- vi. To what extent has Moi University been involved in the funding of the new Sigor high school premises owing to the main reason for re-allocation being to create room for setting up of Bomet University?
- vii. Who is the contractor awarded to implement the project (provide a copy of the contract)

***The Statement was committed to the Committee on Education, Youth & Sports
(Statement No. 91)***