

**SAMBURU COUNTY ASSEMBLY**



**THE HANSARD**

**Tuesday September 8<sup>th</sup>, 2015**

**The County Assembly met at the County Assembly chambers at 2.30 p.m.**

*(The Speaker, Samburu County Assembly (Mr. Steve Lelegwe) in the chair)*

**PRAYERS**

## COMMUNICATION FROM THE CHAIR

**The Speaker,** (Mr. Steve Lelegwe): Hon. Members, I wish to convey to the house that I have received a petition signed by hon. Elly Loldepe, on behalf of the 61 concerned residents of Milimani settlement scheme in Maralal ward, regarding a formal Milimani settlement scheme in accordance with the law. Article 119 of the constitution of Kenya states that every person has a right to petition parliament to consider any matter within its authority including to enact, amend or repeal any legislation. Section 88 part 1 and 2 of the County Governments act, 2012, states that: A citizen has a right to petition the county government on any matter under the responsibility of the county government. Citizen petitions shall be made in writing to the county government. Section 89 states that county government, authorities, agencies have a duty to respond expeditiously to the petition and challenges from citizens. The petitioners pray that the county assembly of Samburu approves the establishment of formal Milimani settlement scheme in accordance with the law. They are praying that the county assembly through the departmental Committee on Physical Planning, Lands, Housing and Urban Development:

1. Initiates a process of establishing a formal Milimani settlement scheme.
2. Initiate the process of acquisition of free-hold title deeds for members of the settlement scheme.

Thank you hon. Members.

## PETITIONS

**MCA Maralal ward,** (hon. Elly Loldepe): Thank you Mr. Speaker, I rise to table a petition for approval for the establishment of a formal Milimani settlement scheme in accordance with the law. I, Elly Loldepe, Member of the County Assembly from Maralal ward and a citizen of the Republic of Kenya, on behalf of the informal Milimani settlement scheme of Maralal ward, hereby petition the County Assembly of Samburu to approve the establishment of a formal Milimani settlement scheme in accordance with the law. Therefore, your humble petitioners pray:

1. That the petitioners have resided in Milimani informal settlement scheme for decades.
2. That the petitioners have already plastered or fenced their Manyattas, organized themselves into villages, set aside land, developed requisite public utilities, invested and built permanent homes on that parcel of land.
3. The petitioners have begun the process of formalization of the informal settlement scheme for over a decade ago and the devolution is a blessing that the approval of the Milimani settlement scheme have to come from the hon. County Assembly of Samburu.
4. The petitioners humbly request this house to approve the establishment of the formal Milimani settlement scheme in accordance with the law.
5. That the reasons for this petition is to seek the County Assembly's approval for the establishment of formal settlement scheme in Milimani where upon completion of the legal processes, the residents of the area shall have free-hold title deeds.
6. In respect of this petition, no issues whatsoever are standing before any court of law or before any legal institutional body.
7. Therefore, your humble petitioners pray that the county assembly of Samburu does approve the establishment of Milimani settlement scheme in accordance with the law.

I beg to table this petition.

*(Hon. Loldepe tables his petition)*

### STATEMENTS

**MCA Ndooto ward, (hon. Raisy Letura):** What is it hon. Speaker Sir?

**The speaker, (Mr. Steve Lelegwe):** hon. Letura you were to request for a statement. Statement no. 023/2015 from the chairperson of sectoral committee on public works transport water and sanitation regarding the condition of the newly graded road in Ndoto ward.

**MCA Ndoto ward, (hon. Letura):** Thank you Mr. Speaker, and thank you for reminding me once again of the statement because as I was getting in, I heard my name and so I thought you are welcoming the member for Ndoto ward to the assembly. Pursuant to Standing Order number 41 part (ii) section (c), I hereby request for a statement from chairperson the sectoral committee on Public Works and Transport regarding the condition of the newly graded roads in Ndoto

ward. I appreciate efforts made by the county government in grading some of the roads in Ndoto ward during the last financial year 2014/2015 and the following roads were graded:

- i. Lesirikan - Kelesua road
- ii. Junction Ilaut - Seren road
- iii. Junction Ilaut- Arsim road

Mr. Speaker, after grading, the roads have now become impassable as a result of the loosen soil and now only vehicles with four wheel drive can access the road. The chairperson should therefore inquire into and report on:

- ❖ Whether the department has any plans to pave the said roads for easy accessibility.
- ❖ Whether the department has any consideration to improve on the drainage system of the above mentioned roads.

As I said earlier, I once again thank the department for trying to grade the roads as some of the roads have never been graded since 80s. I think the last time Lesirikan – Kelesua road was graded was about 1980 when the late former Gen. James Lengees was in Kenya Army and so I thank the county government. But again, the roads grading needs some technical advice that after repair they need leveling and that is why, as much as we think we have opened the roads, we still have problems because Ilaut junction road to Seren road was initially passable. People could access Seren trading center as well as Seren primary school. However, since the grading, you cannot go through that road because of loose soil but only through Lemolog – Seren road which is about a difference of six kilometers. So, I bring to the attention of the chair in charge of public works, roads and transport that the department should actually follow up before payment on the contractors or even increasing the work of the contractor as he might have been given the work to grade only so that a comprehensive work can be done. So, the above mentioned roads are impassable now not unless you have a four wheel drive. Even Russians from WFP had difficulty in accessing Seren. The chair should take this as a humble issue which does not require much time to be addressed as the community will continue suffering rather than benefiting from the services of the devolution, thank you Mr. Speaker.

**Chair roads and public works, (hon. Christopher Lentukunye):** Thank you Mr. Speaker, I wish to thank the member for appreciating the work being done by the department that I represent in this House. Since this is my first time to hear the situation there, where the hon. member is representing, I beg to be given more time for me to familiarize myself with the condition there so that I can give appropriate response to this House, thank you.

**MCA Ndoto ward, (hon. Raisy Letura):** Mr. I think the hon. chair can do the House justice and the people of Ndoto by specifying the time frame he requires to undertake to familiarize himself

with the roads and having in mind that it is less than 130km. from this place and I think the shortest time possible will do us justice, thank you Mr. Speaker.

**MCA Wamba North** (Hon. Christopher Lentukunyei): Mr. Speaker I just want to respond to the question on Thursday afternoon.

**The Speaker (Mr. Lelegwe):** Okay Hon. Chair you will respond on 10<sup>th</sup> September at 2:30 pm, which will be on Thursday.

**MCA Ndoto Ward** (Hon. Raisy Letura): Thank you once again Mr. Speaker, pursuant to standing order No. 41(c), I hereby request for a statement from the Chairperson of the sectorial committee on Education, Youth affairs and sport regarding the provisions of roads in the newly set ECD centres. Mr. Speaker, there has also been food rationing and the supply of the ECD centres across the County and the end term and when the schools reopens, it is now two weeks since the schools were supposed to be opened for third term. This has become impossible because of the lack of food and water in these centres, in view of this, the chairperson should enquire into and report on:

1. When the committee is planning to provide food and water for the ECD centres and what is the effect of this exercise in the future?
2. Whether the department has any plans to prevent the problem from recurring again?

Having said that, I want to highlight on the same issue of the ECD centres, I want to correct my statement by saying that this is not the first time that the ECD has lacked food when the schools open. I think that every Member of this house should recall the last term that most of the ECD centres did not complain until a month from the closure of schools due to the lack of food and lack of water, it is really disturbing as a core function of the County Government running of ECD centres for us to fail terribly in this ECD function. If I am allowed to say that the County Government of Samburu has failed by almost 90%, because as you have seen today there are issues affecting the ECD, ranging from issues of the employment of the teachers, food rationing, water supply, food transportation to the ECD centres, and now the worst is even transferring the food from I think in Baragoi, Wamba, and even I think here in Samburu West which is in Maralal. I don't know if we have an incompetent team working in the ECD department because we have been making these follow-ups, I remember that in the last term going to the department...

*(Point of Order by Hon. Leakono)*

**The Speaker (Mr. Steve Lelegwe):** Continue Hon. Leakono.

**MCA Elbarta Ward** (Hon. Romano Leakono): Thank you Hon. Speaker sir, is it in order for the Hon. Member to keep on debating on his own statement yet he was only supposed to read the statement to the member for the statement to be answered? Thank you.

**MCA Ndoto Ward** (Hon. Raisy Letura): Mr. Speaker, I think I am just expanding on what I have already read, and I think that Hon. Leakono should familiarize himself with the standing orders of this house, thank Mr. Speaker and I beg to continue and I thank you for having such wisdom. I only want to say that we have a problem in the ECD centres and if you ask me today I think that three quarters of the ECD centres today are closed because we know that the kind of kids who are supposed to be in the ECD centres maybe depend on this porridge that they are supposed to consume maybe at 10 am some of them even have to walk up to 5 to 6 Kilometers just to access this ECD centres, they go all that way without food and water then why did we put up this ECD centres and claim that we are supporting them, it has been difficult for the ECD department to arrange themselves in such a way that food is available in the beginning of every term? So I think the Hon. Chair should give this house a very comprehensive report to this statement because even the community outside are really disturbed with this issue, thank you Mr. Speaker.

**The Speaker** (Mr. Steve Lelegwe): Order Hon. Lemulugo, continue Hon. Penina.

**Nominated MCA** (Hon. Penina Lenamarle): Thank you Mr. Speaker, I think I cannot answer it today because I have to meet with the ministry concerned, so I request more time until Wednesday at 2:30 pm, thank you.

**The Speaker** (Mr. Steve Lelegwe): Thank you Hon. Chair, you will respond to the house on Wednesday at 2:30 pm. Hon. Members the time being three minutes past three o'clock and there being no any other business, this Assembly stands adjourned until Wednesday Morning 9<sup>th</sup> September 2015 at 9:30 am.