

COUNTY ASSEMBLY OF SAMBURU



THE HANSARD

Wednesday January 6th, 2016

(Special Sitting)

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

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

PRAYER

MOTION

Debate on the vetting of CEC member nominee for Gender, Culture and social services

MCA Nyiro ward, (Hon. Jonathan Lemoosa): Thank you Speaker Sir, pursuant to Standing Order number 47 sub-section 1, I wish to move a motion that this house debates and approves the report of the Committee on Appointment on the vetting of the CEC nominee, member for Gender, Culture and Social Services tabled on 6th January, 2016. I beg to move and I call upon hon. Irene Leshore to second, thank you.

(Hon. Irene Leshore bows in seconding the motion)

The Speaker, (Mr. Steve Lelegwe): Thank you hon. Members, I now propose the question that pursuant to Standing Order number 47 (1), this house debates and approves the report of the Committee on Appointment on the vetting of the CEC nominee, member for Gender, Culture and Social Services tabled on 6th January, 2016.

MCA Nyiro ward, (Hon. Jonathan Lemoosa): Thank you Speaker Sir, with your permission, I wish to bring to light the nominee's qualifications, CVs and the procedure. With your permission, I beg to read. Hon. Members, a strong and a vibrant committee is a hallmark of a dynamic legislative system and instrumental in sustaining a legislative institution that is truly a representative of the people. On behalf of the Members of the Committee on Appointments and pursuant to the provisions of Standing Order No. 48, it is my pleasure and duty to present to the House the Committee's Report on the vetting of the ... **(Interrupted by the Speaker)**.

The Speaker, (Mr. Steve Lelegwe): Standing Order number 42 hon. Lemoosa. I think you said 48.

MCA Nyiro ward, (Hon. Jonathan Lemoosa): 42, thank you Speaker. It is my pleasure and duty to present to the House the Committee's Report on the vetting of the County Executive Committee nominee. The Committee on Appointments constitutes of:

1. Hon. Lelegwe Ltumbesi Steve- Chair And Speaker

2. Hon. Linda Naserian- Member & Chairperson for Committee on Delegated Legislation.
3. Hon. Raisy Letura- Member & Chairperson for Lands Committee
4. Hon. Sophia Leajore- Member
5. Hon. Lawrence Lorunyei- Member.
6. Hon. Lemoosa Jonathan- Member & Chairperson for Budget Committee
7. Hon. Romano Leakono- Member& Minority Leader

MANDATE OF THE COMMITTEE

The Committee on Appointments is one of the Select Committees established under Standing Order No. 185. Standing Order 42 states that, upon receipt of a notification 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 Committee on Appointments of the County Assembly for consideration. The Committee is then mandated to hold an approval hearing and thereby vet the suitability of the nominee on the docket nominated for before tabling its report in the County Assembly. Following the receipt of the nominee, Mr. Steve Davoli Lepatoiya, the Clerk placed a public notice on 28th December, 2015, inviting the public to submit information that may have a bearing on the suitability of the individual nominee within seven days from the date of the notice.

COMMITTEE MEETINGS

Pursuant to Section 8(1) (a) of the County Governments Act and Standing Order 42, the Committee held a sitting during which the said nominee appeared before the Committee on Appointments and was vetted in accordance with the Public Appointments (Parliamentary Approval) Act No. 33 of 2011 for appointment as County Executive Committee Member. On behalf of the Committee on Appointment, I have the honour and pleasure to present the Committee's Report on the nominee for appointment as County Executive Committee Member. I take this opportunity to thank all the members of the committee for their input and valuable

contributions during the deliberations and vetting of the nominee.

VETTING OF THE COUNTY EXECUTIVE COMMITTEE NOMINEE

In conducting the vetting process, the Committee on Appointments examined the nominee against the following criteria, amongst others, in accordance with the Public Appointments (Parliamentary Approval) Act No. 33 of 2011:

- i. Academic qualifications.
- ii. Employment record.
- iii. Professional affiliations.
- iv. Potential conflict of interest.
- v. Knowledge of the relevant subject.
- vi. Overall suitability for the position.
- vii. Tax compliance.
- viii. Integrity (All Clearance certificates according to Chapter 6 of the Constitution).

During its Sitting, held on Monday 4th January, 2016, at County Assembly Chambers, the Committee orally interviewed the nominee for appointment as County Executive Committee Member. The Hansard record of the vetting proceedings is herein attached. (Annex 2). Mr. Stefano Davoli Lepatoyie appeared before the Committee on Monday 4th January, 2016. The meeting was called to order at ten minutes past 2 o'clock and prayers said by the Chairperson. He was informed by the Chairperson that despite inviting memoranda from the public on his suitability or otherwise for appointment to public office, none was received. He stated to the Committee that:-

- a) He is a holder of Bachelor of Arts in Science of Human Development (Social Ministry in Mission) from the Catholic University of Eastern Africa and currently pursuing Masters in Project Planning, whose main project focus being primary Health Care among the pastoralist Communities.
- b) He also explained to the Committee that he enhanced career development through several short courses and workshops namely:

- i. Community Managed Disaster Risk Reduction.
- ii. Livestock Emergency Guidelines and Standards.
- iii. Disaster Risk Reduction workshop.
- iv. The Labour Laws Workshop.
- v. Development Education and Leadership Team in action (DELTA).

He will liaise with other departments in the County in all matters that need team work and cooperation. In so doing, he will be in a position to uplift the lives of the people in Samburu County. Having worked as community mobiliser and conducted community assessment, he will ensure that sensitization on the most vulnerable group's i.e. people with disabilities; women and youth empowerment programs will be prioritized. He elaborated that once deemed fit by the committee, he will formulate strategic policies that will guide and protect our cultural values.

COMMITTEE OBSERVATIONS

The Committee having considered his curriculum vitae and heard oral submissions during the vetting exercise and interview, made the following observations:-

1. He is a holder of Bachelor of Arts in Science of Human Development (Social Ministry in Mission) from the Catholic University of Eastern Africa and currently pursuing his Masters in Project Planning, whose main project focus being primary Health Care among the pastoralist Communities.
2. He has never been charged in a Court of Law.
3. He has no potential conflict of interest, and has fully complied with his tax obligation.
4. He has never been dismissed from office for contravention of the provisions of Article 75 of the Constitution which deals with the conduct of state officers that are adversely mentioned in any investigatory report of the County Assembly or any Commission of Inquiry.
5. The Committee, therefore, found the nominee suitable.

COMMITTEE RECOMMENDATIONS

Pursuant to Section 8(1) (a) of the County Governments Act and Standing Order No. 42, the Committee recommends that this House approves the nominee for appointment by His Excellency the Governor as the County Executive Committee Member in the respective department. Thank you.

MCA Lodojek Ward, (Hon. Jerias Leshoomo): Thank you Mr. Speaker, I also stand to support the report of the Committee on Appointments on the vetting of the County Executive Member, nominee for Culture, Social Services and Gender. According to the committee, the nominee proved to be competent for the position in accordance with the County Appointments Approval act number 33 of 2011. I think that this position has been long overdue. We all know that the department has been lagging behind in implementing most of their activities, projects and programs for this County. I only commend the committee for doing good work so that it enables this House to approve the report regarding this position. Thank you.

MCA Baawa Ward, (Hon. Pius Lobuk): Thank you Mr. Speaker. I stand to support the report. As per the report, the nominee is qualified for this job. Secondly, this department has stayed for a long time without someone to lead it. If the department lacks a leader like the CEC, then it may affect the smooth running of the department. Thirdly, I thank the staff of that department who have run it up to now without a head. I support the staff, the CO, the Director for maintaining the activities of that department until today. Finally, I appeal that this department moves at par with the rest of the departments. Thank you.

Special Elected MCA, (Hon. Irene Leshore): Thank you Mr. Speaker. I take this opportunity to add a voice to the motion. I think that Lepatoiye is average. As residence of Nyiro ward, we are very happy that we finally have a CEC Member, (*Applause*). I am sure that Mr. Lepatoiye will not disappoint us because he has good credentials and experience working with the said institutions. I think that it is time that this department gets a CEC Member because, as interested party of this department, there has been a lot of complains and problems in this department. I hope that this CEC Member will help in stream lining it. To the Members of the Assembly, I

hope that this time you will add more money to this department because, I am sure that this gentleman is able. I am sure that he will steer this department to greater heights. Thank you.

Majority Chief Whip, (Hon. Benjamin Leitore): Thank you Mr. Speaker. I also stand to support the report although I was absent when the report was being drafted. The department will get gender balance in terms of its management. We all know that the CO and the Director are ladies and the coming in of Mr. Lepatoiya will bring gender balance. The second thing which was said by my colleagues is that we all understand that this department has been undergoing a lot of serious problems starting from the playgrounds and others. The *Ad hoc* Committee, the first Committee of this House, gave a very strong report of the same indicating the failures of the previous CEC. The coming in of the new CEC has proved to this House that he will improve leadership in the department. This department has lagged behind in terms of development. Some wards have never received even a single project from the department. I suspect that this is caused by poor leadership. I also suspect that the coming in of Mr. Lepatoiye will make the responsibilities of this department be felt across the County. In the absence of the CEC, the Chair of the committee has been made to appear as a CEC. So, I know that my friend from Nyiro will be relieved of the duty of acting as a CEC because the new CEC will be in place. Thank you.

Special Elected MCA, (Hon. Osman Dube): Asante sana Mheshimiwa Speaker. Ninaunga mkono mjadala huu kwa sababu moja au nyingine. Social services (Huduma za jamii) kila mara imekuwa na malalamiko nyingi kwa kuwa viongozi wote wamekua akina mama. Nashukuru Mungu kwa kuwa ameleta mwanaume mmoja kati yao. Wakati mwingine panapokua na akina mama pekee mambo huenda yakaharibika. Kidole kimoja hakiwezikufanya kazi. Ni vizuri wakiwa pamoja na kusaidiana. Jambo la pili ni kuwa, nimeona kwamba Waziri ni mpole na anaweza kusikia maneno ya watu. Mimi kama Mwakilishi wa Walemavu, nimeridhika naye. Asante sana.

The Speaker, (Mr. Steve Lelegwe): Thank you Hon. Members. If there are no more contributions from you then I welcome the mover of the motion to respond.

MCA Nyiro Ward, (Hon. Jonathan Lemoosa): Thank you Speaker Sir. With your permission, I take this opportunity to thank the Hon. Members of this Hon. House who have contributed positively to the report. I hope all has been said because we are all Members of the Assembly and we are also Members of the community. I really thank the Hon. Members who have noted with great concern that the report was comprehensive, detailed and superb. Thank you for your positive input. Secondly, we only have less than 15 months in this House and also as a County because in 2017, we will be at home for the elections. In this short period that remains and having such people, our community and our County Government will also have an impact on the lives of our people. It is just like what the Chief Whip has said that I feel relieved not really as a CEC because, I have never acted as one but I am relieved because the department I Chair with my committee members, we will have a great person steering the development of this department. Thank you Hon. House and the Hon. Speaker for giving us this opportunity and more so for the Members who came from far flung wards to attend this Special sitting. This is a commitment to our work because I know Members came from as far as Archers, Nyiro, Ndooto and Nachola to commit our efforts, time and resources. This shows that we care and respect our work. Thank you Mr. Speaker Sir.

The Speaker, (Mr. Steve Lelegwe): Thank you Hon. Members. I therefore proceed to put the question that this House approves and debates the report of the Committee on Appointments on the vetting of the County Executive Committee nominee member for Culture, Social Services and Gender tabled on the 6th day of January 2016.

(The question was put and motion passed)

Hon. Members, the time being 15 minutes past 3 o'clock and there being no other business, this Assembly stands adjourned until Tuesday afternoon, February 9th, 2016, at 2:30 pm.