

COUNTY ASSEMBLY OF SAMBURU



THE HANSARD

Monday, 24th June, 2024

The Assembly met at the County Assembly Chambers at 2:30 pm

The Speaker, (Mr. Lenamarle Stephen), in Chair

PRAYER

COMMUNICATION FROM THE CHAIR

The Speaker, (Mr. Lenamarle Stephen): Hon. Members I would like to acknowledge the presence of visiting students and teachers from Loosuk Mixed Day Secondary School, Loosuk Ward in Samburu Central Sub-County in our public gallery today. In our usual traditions of receiving and welcoming visitors to the Assembly, I extend warm welcome to them and on behalf of the County Assembly of Samburu and on my own behalf, I wish them a fruitful visit thank you, Hon. Lenamparasio you can welcome the students.

MCA Loosuk Ward, (Hon. Lenamparasio Phelix): Thank you Mr. Speaker, let me take this opportunity to welcome the students and teachers from Loosuk Day Mixed Secondary School, they come from my ward. I want to warmly welcome them to the County Assembly of Samburu, I think Mr. Speaker that those seated there are future leader; MCAs, Governors, Senators, Presidents.

I think for them coming here and learning on how we conduct our businesses, is one way of mentoring and making them grow to perfecting their missions whenever they are called upon. Let me take this opportunity to welcome them, back, I hope they will get the opportunity to learn, I was so happy when they came to me asking for facilitation for them to come here, so that they can understand what goes on here. This is the Form 4 History class at Loosuk Mixed which is a two-streamed School. It is my prayer and happiness that as they go back to their school, they have accomplished their mission by learning what they had come for here, Thank you Mr. Speaker and welcome Loosuk Mixed Students and Teachers.

The Speaker, (Mr. Lenamarle Stephen): We can have two more members welcoming the students and teachers of Loosuk Mixed Secondary, Hon. Lealmusia.

MCA Ndoto Ward, (Hon. Lealmusia Ali): Thank you Mr. Speaker, I take this opportunity to welcome the students from Loosuk, kindly feel welcomed and at home and gather all the information that is likely to help you in the future, welcome to Samburu County Assembly.

MCA Suguta Ward, (Hon. Leleruk James): Thank you Mr. Speaker, I would also like to take this opportunity to welcome the students of Loosuk mixed and their teachers. My name is Leleruk James, MCA for Suguta Ward. Loosuk Mixed Day Secondary School borders our ward and I have several students learning at that school thus I would like to welcome them, feel free, enjoy your time and see what is happening and know some basics about how the County Assembly Sessions are being done and

when you'll go to school, you will learn and get what transpired inside here because today, we were not supposed to have a sitting but because of the work that we have and want to deliberate on, that is the reason as to why we are having this session on Monday.

We usually have three days in a week but today is a special day to us because of the work that we have for the people of Samburu County so feel welcomed again.

STATEMENTS

The Speaker, (Mr. Lenamarle Stephen): Hon. Members, It is notified that the Speaker has approved the following request for statements today Monday 24th June 2024 at 2:30 PM pursuant to Standing Order 45 (C);

Statement No. 032/2024 requested by Hon. Jeremiah Leitoro - MCA Elbarta Ward, to the Chairperson of the **Committee on Roads, Transport and Public Works** regarding floodlights installation in Elbarta Ward that is Baragoi town, Leilei and Bendera Villages which has recently become non-functional, just a week after installation.

MCA Elbarta Ward, (Hon. Leitoro Jeremiah): Thank you Mr. Speaker, I also take this opportunity to welcome our students from Loosuk Mixed, perhaps maybe we might not find a student from Elbarta but I am happy to see their teacher who is from Elbarta; Silas Lengusuranga feel welcomed.

I hereby request for Statement pursuant to Standing Order 45(C) to the Chairperson of the **Committee on Roads, Transport and Public Works** regarding floodlights installation in Elbarta Ward that is Baragoi town, Leilei, Mnanda and Bendera Villages which has recently become non-functional, just a week after installation.

In Kenya, including Samburu County, the installation of flood lights and other public infrastructure is governed by various laws and regulations, County Government Act 2012 provides the legal basis for establishment and functions of the County Government in Kenya, it outlines the power and responsibilities of the County Government including the authority to plan, implement and manage infrastructure projects within their jurisdictions.

Physical Planning Act governs physical planning and development control in Kenya, it provides a framework for spatial planning, land use managements and environmental considerations which are crucial for determining where and how flood lights can be installed. Mr. Speaker, on Public Finance

Management Act 2012, it provides for the prudent and transparent management of public finances in Kenya including Budgeting, Expenditure control and reporting requirements. It ensures that funds allocated for floodlights installations are used efficiently and effectively.

On Public Procurement and Assets Disposal Act 2015, that governs the procurement process for goods, works and services public entities including County Governments, it establishes the procedures for tendering and awarding contracts and managing procurement related issues ensuring transparency and accountability in the procurement. Mr. Speaker, these laws and regulations collectively provides the legal frameworks that guide the Samburu County Government in planning, procurements, installation and management of floodlights and other public infrastructure within the County.

In the Statement, the Chairperson should enquire into and report on:

1. Contract and Installation details: I want to know which Company was awarded the tender for the installation of floodlights at Baragoi, Leilei, Mnanda and Bendera. What were the terms of the Contract regarding the Installation Timeline and quality assurance?
2. Payment and Financial Status: I wanted to know if the County Government made payments to the Company for the installation of this floodlights. Are there any outstanding payments or issues related to the financial aspect of this project?
3. Reasons for Non-functionality: What are the identified reasons for the floodlights becoming non-functional as soon as they had been installed?
 - Has an Initial assessment been conducted to determine the cause of the malfunctioning?
4. Restoration and Corrective Measures:
 - What steps has been taken by the department to restore the functionality of these floodlights?
 - What is the anticipated timeline for completing the repairs or replacements?
5. Preventive measures for future installations:
 - What measures will be put in place to prevent similar issues from occurring in future installations of floodlights or other infrastructure projects.

Thank you, Mr. Speaker.

The Speaker, (Mr. Lenamarle Stephen): Since the Chairman for the Roads Committee is not present, vice chair Hon. Dube.

Specially Elected MCA, (Hon. Osman Dube): Asante sana Bwana Spika, kama alivyosema Mheshimiwa Leitoro, Sisi kama Kamati ya kusimamia Barabara, ni lazima wawakilishi wa wadi watueleze pale ambapo pana shida. Ninaomba Bwana Spika ili tuweze kuwasilisha ripoti kuhusu suala hili siku ya Alhamisi tarehe 4, saa nane unusu.

The Speaker, (Mr. Lenamarle Stephen): Thursday 4th, 2:30 PM. I think that is Okay Hon. Leitoro.

MCA Elbarta Ward, (Hon. Leitoro Jeremiah): That is in Order Mr. Speaker.

MOTION.

MCA Loosuk Ward, (Hon. Lenamparasio Phelix): Thank you Mr. Speaker, I beg to move the following motion that Pursuant to the Provision of the Standing Order No. 217(6), this county assembly adopts the report of the County Budget and Appropriation Committee and the budget estimates for the County Government and the County Assembly, tabled in the County Assembly on 24th June 2024. Let me take this opportunity to call upon Hon. Christopher Lentukunye, the majority leader to second the motion.

MCA Wamba North Ward, (Hon. Lentukunye Christopher): Thank you Mr. Speaker, I stand to Support the Motion.

The Speaker, (Mr. Lenamarle Stephen): Hon. Members I know propose the Motion that pursuant to the Provision of the Standing Order No. 217(6), this county assembly adopts the report of the County Budget and Appropriation Committee and the budget estimates for the County Government and the County Assembly, tabled in the County Assembly on 24th June 2024, Hon. Lenamparasio.

MCA Loosuk Ward, (Hon. Lenamparasio Phelix): Thank you Mr. Speaker, this is a report on annual estimates of the revenue and expenditures submitted by the county treasury on 30th April 2024 for the Financial Year 2024/2025.

The proposals are submitted in accordance to Section 129 of PFM Act 2012 which states that;

The County Executive Committee Member to submit budget estimates and other documents to the County Executive Committee for Approval.

budget and Appropriations committee is established under the provisions of Standing Order N o.195. As currently constituted, the committee comprises of the following members:

Hon. Lenamparasio Phelix - Chairperson

Hon. Lentukunye Christopher – Vice-Chairperson

Hon. Lemoosa Maura Lekuram - Member

Hon. Lenamatiyio Silapia - Member

Hon. Lenyakopiro Charity - Member

Hon. Lekuchula David Leinas - Member

Hon. Leleruk James Koileken - Member

Hon. Leitoro Jeremiah – Member

Mandate of the Committee

Mr. Speaker, Sir Standing Order 195(3) Outlines the roles of the Committee on budget and appropriations as follows:-

- a) Investigate, inquire into and report on all matters related to coordination, control and monitoring of the county budget.
- b) Discuss and review the estimates and make recommendations to the County Assembly.
- c) Examine the County Fiscal Strategy Paper presented to the County Assembly.
- d) Examine bills related to the County budget, including Appropriations bill.

The county's estimated budget for FY 2024/2025 is Kshs. 7.32 Billion, allocated as Kshs. 5.04 Billion (68.9%) for recurrent expenditure and Kshs. 2027 Billion (31.1%) for development expenditure. This proposed budget reflects a 3.8% decrease from the previous financial year's approved budget of 7.42 Billion.

To finance the budget, the County anticipates the following revenue sources:

- Kshs. 5.80 Billion (79.3%) from the equitable share raised nationally

- Kshs.837, 347,065 Million (11.4%) from total conditional grants
- Kshs. 281 Million (3.8%) from own source revenue
- Kshs. 400 Million (5.5%) as the unspent balance from FY 2023/2024

According to the CFSP 2024, the total resource envelope for FY 2024/25 was projected to be Kshs. 6.99 Billion. This projection included an equitable share of 5.67 Billion (as specified in the 2024 BPS), conditional loans and grants amounting to Kshs. 641 Million, own source revenue estimated at Kshs. 281 Million and a balance of Kshs 400 Million carried forward from FY 2023/24.

The county treasury forecasted that for FY 2024/25, the allocation for development expenditures would be Kshs. 2.28 Billion, representing 31.1% of the total expenditures, while recurrent expenditures would amount to Kshs. 5.04 Billion and representing 68.9% of total expenditures. Due to an increase in equitable share and conditional grants, the County's budget ceilings increased to Kshs. 7.32 Billion.

The development for the FY 2024/25 for Samburu County outlines how funds will be spent on various departments to promote growth and improve services. The total budget for development is Kshs. 2,279,721,284 with significant emphasis on settling pending bills and supporting projects through the Ward Development Fund (WDF). The WDF projects accounts for Kshs. 243,200,000 while the pending amount to Kshs. 350,000,000 and new projects are projected to cost Kshs.1, 686,521,284.

A substantial allocation of the budget will go towards settling provisional pending bills in various departments which will help address outstanding financial obligations and stabilizing in the County. The WDF projects will also receive significant investments to support development at ward level. For the benefit of time, let me read through the key findings and observations:

During the review of the Estimates for FY 2024/25, the committee on Budget and Appropriation conducted public participation on June, 2024 across the county. The following are the Observations, concerns and views presented by the members of the public and CSO groups

I. Comprehensive ECDE Development:

- For new ECDE center construction, participants recommended building a center with all necessary amenities, including classroom, toilets, kitchen, water tank, playing materials, cooking appliances, and fencing.

- Additionally, the provision of ECDE teachers was highlighted as essential, as many established centers currently lack teaching staff.
- Concerns were raised about the construction of ECDE centers in remote locations without access roads. It was suggested that infrastructure projects should prioritize accessibility to ensure successful implementation and use.
- Quality Assurance Officers should evaluate the training of ECDE learners to ensure it adheres to the national curriculum standards.

II. Agricultural and Livestock Projects:

Participants recommended replacing the camel project, intended for breed improvement and milk production, with goat projects. The rationale includes challenges faced by camels due to climatic conditions, longer gestation periods, and higher costs compared to goats. Goats, being more suited to the local environment, would provide better returns.

It was suggested to develop a policy to establish all Wards based projects to be procured before the first Supplementary Budget submitted in the County Assembly. On the last one, there is a tendency from the Departments that they delay the procurement process so that they get enough funds to supplement; the good thing is that the supplementary by the law has to come to this House, we will never again allow supplementary if 50% of the Ward projects has not been done; if the Executive will not apply to that then we do not want to see the Supplementary in this House again not unless they finish.

As I conclude, on behalf of the Budget and Appropriation Committee I wish to express my sincere gratitude to the office of the speaker and Clerk for logistical support for this important exercise; I also appreciate the Committee Members for their commitment in ensuring that the process was successful. Finally, the Committee is indebted to the staff of the County Assembly who added valuable technical support and services in the successful compiling of this report.

It is now my singular duty and great honor on behalf of the Budget Committee to table this report and recommend it for adoption by this Hon. House, thank you Mr. Speaker.

Specially Elected MCA, (Hon. Lenamatiyo Silapia): Thank you Mr. Speaker. I also stand to welcome our students from Loosuk mixed Secondary School with their teachers; you are welcomed to this House. I also raise to support; being a Member of the Budget Committee to the report on Budget Estimates 2024/2025; being a member for the Budget Committee I think this is every Budget that has been taken

through the scrutiny of Budget Estimates with the Hon. Members of the Committee and also this is the first time that the Sectorial Committees have been the given the Budget to do scrutiny reports the submission to the Budget Committee.

Mr. Speaker the Hon. Chair has just read the observations, findings and also the recommendations, being a Chair on the Committee on Agriculture, Livestock, Veterinary and also Fisheries I just want to thank the Committee for looking down at the Budget and so some contradictions because when you see that the Gala Bucks mounting to 20 million see in the Department of Water then that even to the *mwanaanchi* is totally a contradiction but I thank the Committee who sat down and saw that this is a contradiction and referred those Gala Bucks back to the Department of Agriculture.

Mr. Speaker just the other day we were discussing the usual the quality of ECD schools that we have in this County but today the Budget Committee has clearly indicated that the Bursary to be slashed so that we can employ more teachers to our ECD schools because we want to take services to the people not denying them the services; when we deny ECD teachers to ECD schools then we are not developing them.

We are going down again but I thank the Committee who has looked at the situation that the County is going through and come up with that resolution in making sure that as we go on this year's Budget 2024/2025 we are going to employ ECD teachers so that we can have quality education within our ECD centers.

The Committee has really ensured that the physical estimates are aligned with the Fiscal Strategy Paper that is why they have looked at what is in the Fiscal Strategy Paper is also aligned with the Budget Estimates. On the issue of the County Integrated Development Plan they have ensured that what is in the CIDP is also in this Budget.

When you do a Budget, you must have a plan that what is in the CIDP is also in this year's Budget and that is why I urge the Hon. Members to support the report as it is and also I think this House is a House of rules, let the resolution of this House be taken seriously. If this Budget passes the way it is and if the amendment to be made the way this Estimates are then I think that this Budget will give this County a good picture.

On Budget Estimates, we have scrutinized all the Departments making sure that all Wards would at least get something, when you look at the issue on Water, when this Estimates was brought to this House

we had eight Ward that did not even have a single project on water but the Committee sat down and saw that for us not to leave it the way it is let us have an amount of money in allocation to make sure that the boreholes that we have to be repaired that is why we have allocated money for the repair of boreholes, thank you Mr. Speaker and I call upon the Hon. Members that we pass the report as it is and support, thank you Mr. Speaker and I stand to support.

MCA Porro Ward, (Hon. Leerte Patrick): Mheshimiwa Spika asante kwa kunipatia nafasi pia mimi niweze kusema moja ama mbili kuhusu bajeti. Mheshimiwa na kabla sijazungumza pia mimi ningependa kuwakaribisha watoto wa Loosuk Mix Day kwa bunge yetu ya Samburu, mjiskie mko huru, mjiskie mko nyumbani kwa sababu nimesikia mheshimiwa Leitoro akisema kwa sababu Baragoi ni mbali watoto wa Baragoi hawawezi kuwa huku lakini wa Porro kwa sababu ni jirani saa zingine hawawezi kosa.

Mheshimiwa Spika mimi pia nikisimama kwa majina yangu naitwa Mheshimiwa Leerte Mwakilishi wa Wadi ya Porro watoto. Mheshimiwa Spika mimi pia nasema asante kwa mwenyekiti na kamati yake kwa sababu hii ni bajeti yangu ya pili kwa bunge ya kaunti na sijawahi kuona kazi mzuri kama hii kwa sababu wakati 2023/2024 tuliletewa bajeti kama imebaki sijui dakika ishirini ama thelathini tukaletewa tu karatasi na tukasema tu hiiii! Na hatukujua kitu gani iko. Kwa hivyo Mheshimiwa Spika nashukuru sana kamati kwa sababu wameweza kuangalia kila sekta na kusawasisha vitu yote ndio kila sekta , kila idara iweze kupata mgao wake kulingana na vile wanahitaji.

Mheshimiwa Spika kwa sababu ya vile nimesikia ama nimeona kwa karatasi hapa bili ya mshahara imefika 41.0%. Mheshimiwa Spika na mimi najua vile mwenyekiti amesema iko ghost workers wengi, kuna watu wengi wanakaa nyumbani na wanalipwa na kaunti na wanakosesha idara zingine pesa kwa sababu hio pesa ambayo wanalipwa na hakuna faida ambaye wanaleta kwa kaunti afadhali hio pesa irudi ifanye kazi ingine kwa idara ambayo inaweza kuwa faida kwa ninii.

Mheshimiwa Spika kitu ingine nimegundua tumeendelea kujenga ECDEs na hatuna walimu, kwa hivyo kwa ule mtu ambaye kabisa umepiga hesabu yako hata kama hesabu yako ni kidogo kama ile yetu Francis sijui unajengea nini ECDEs ha hauna walimu. Unajenga ECDE mwaka hii na huna walimu, unajenga 2025 na huna walimu kwa hivyo mheshimiwa Spika nashukuru sana vile mwenyekiti na timu yake wameweza kupeana pesa ili tuweze kuandika walimu kwa sababu hata mimi Porro niko na ECDEs kama tisa ambaye hawana walimu kwa hivyo tunasema asante sana kwa hio na vile pia mimi naweka nguvu kwamba yale wamerekebisha sisemi wamerekebisha asilimia mia moja kwa sababu ni binadamu

lakini wamejaribu kulingana na mimi na ingekuwa ni mzuri hio iende vile imekuwa kwa sababu nafikiri inasaidia sisi wote.

Mheshimiwa Spika mambo ya ngamia sisi wengine kama mimi nimetoka Porro sisi tumezoea tu kupewa Sahiwal na Sahiwal saa ingine unapata hata na shilingi elfu ishirini na watu wa pande hii wanapewa ngamia ya elfu themanini kwa hivyo mimi nimeona hata tumedanganywa kwa muda mrefu sana mheshimiwa Spika sababu unapata ngamia ya elfu themanini na mimi napewa ng'ombe ya elfu ishirini kwa hivyo watu wa Mashariki na Kaskazini mwaka hii kumi na tatu wamefaidika sana. Kwa hivyo mheshimiwa Spika ni mzuri tununue hio mbuzi ambaye bei ni moja, bei itakuwa ni sawa na inazaa haraka, hii ngamia inakaa mwaka moja na miezi karibu sijui ngapi mimi sijui kwa sababu haziko kwetu kwa hivyo ni mzuri tupewe mbuzi, mbuzi ni mzuri kwa sababu inazaa haraka na pia ikienda mahali inakabiliana na mandhari na haikufi lakini hizi tunapoteza pesa.

Ngamia baada ya mwaka moja miezi tisa ,sita inakufa na hatuna faida kwa hivyo mheshimiwa spika mimi kama mwakilishi wa wadi wa Porro na mimi binafsi ningependa kusema naunga mkono na ningepomba waheshimiwa waunge mkono. Asante sana Mheshimiwa Spika.

The Speaker, (Mr. Lenamarle Stephen); Honorable minority leader

MCA Suguta Mar Mar, (Hon. Leleruk James); Thank you Mr. Speaker I also rise to support report submitted by our able chairman. Mr. Speaker the work of the committee is to investigate, inquire and report in all matters related to coordination, control and monitoring of the county budget, that is exactly what this committee has done and Mr. Speaker I also support what the G-7 are agitating for the generation Z was advocate for because this are the issues that are concerning job opportunities hard economic times that this young generation is going so as a leaders we need also to align our budget to what our generation Z are telling us and Mr. Speaker the reason why I said so I support the issue of employment of ECDE teachers. Mr. Speaker I know every time in our wards we have many ECDEs without teachers.

Many ECDEs with teachers being paid by the parents and the ECDE teachers are under the county government and Mr. Speaker sometimes as the leaders we need to do some hard decisions and I must commend the committee for the first time the committee has done what is required and as honorable members we are doing what we have been elected to do and the reason why we have decided that the bursary be reduced and employ the teachers because we have seen looked the budget, look where we can

get the money but we did not get it Mr. Speaker and because the money is in the education department that is the reason we have decided as a committee under recommendation that those ECDE teachers across the wards be given at least ten ECDE teachers so that we can breach the gap that we are having in our county.

Mr. Speaker on issue of conflicting roles, as an assembly when you are asked about the questions pertaining a certain department and the department that are dealing with what are asking is another department we have seen as an assembly it is a problem and the reason why the gala-bats have been removed from the department of water and environment to the agriculture is because of oversight reasons. There is no other reason why we have removed that gala-bats to department of water so that the concerned department will be the one responsible for what is required of them because you cannot give gala-bats to be bought at the water department and when the question are being asked the secretary of agriculture it will become a hard question to answer so I also support the reason why we have removed gala-bats and making sure it has been taken to the department of agriculture.

Mr. Speaker I also support what we have recommended as about Ward Fund and the projects that are within our wards. Mr. Speaker if the projects will not be done 50% of the amount that have been allocated to the ward and then supplementary budget is being brought to change other projects as an assembly we will not accept Mr. Speaker and that is the recommendation that we are giving CC for Finance. It is their duty either to accept or reject what we have proposed as a committee and I want to urge all the honorable members to support this report because it is a report that is, making sure that all the departments are balanced.

Mr. Speaker as a committee we did not look as an individual ward we looked as the whole county. The issue of our wards not getting the water projects we make sure that the boreholes that are not functional be given priorities in those wards so that the citizens or our communities will get water and that is the reason why we decided to add up the amount of rehabilitation of boreholes across the county and that is because we did not get the amount of money that is required to adjust and give all our wards at least to get one item so that is the reason I urge honorable members those who have not received from the department that there is an issue of water boreholes and rehabilitation. We have given a substantial amount, although it is not much but thanking millions it is ok for us to start when we are still looking for other issues.

So Mr. Speaker I urge honorable members to go through the report and adapt as it is and also the reason why today we are sitting on Monday is because of the urgency of this report. Honorable members 30th will be a weekend and as required by law we usually need to pass this budget before 30th and that is the reason why today I urge honorable members we hastened this process so that we get the budget and everything starts running in our county. Thank you, Mr. Speaker.

The Speaker, (Mr. Lenamarle Stephen); Honorable Deputy Speaker

Deputy Speaker, (Hon. Lelengeju Jackson); Thank you Mr. Speaker, I also stand to support the report and I commend committee for the good work they have done despite challenges here and there and I want to echo some few statement here and there for the purposes of records and this one goes especially to technical team in the executive because I notice a lot of shortcomings in the preparations of the budget I site some few things and I thank my colleagues who spoke before me for supporting gala removal and taking to agriculture department where I think they belong.

I also have second observation about water department, I can see development, amount allocated to water is about 6,000,000 and the distribution of it goes to three sub counties Samburu west, Samburu north and Samburu east. We are all aware that the lowlands lack water more than the highlands and that is Samburu North and Samburu East specifically. The distribution of this 60,000,000 I can see from the look of the table we have here here, we have 30,000,000 distributed between wards in Samburu West we have 15,000,000 allocated to Samburu north and 15,000,000 allocated to Samburu East while I think lowlands require more than central but there is also something more amusing here because the 15,000,000 allocated to Samburu East which harbors four wards, Waso, Wamba North, Wamba East where I represent and Wamba West. The 15,000,000 are all given to one ward Wamba West specifically leaving Waso, Wamba North and Wamba East without any single project of water.

I am not here speaking against my colleague representing Wamba West because this is not his making I said this is the executive oversight, whether oversight or there are strings attached maybe towards that ward and can be answered later by the executive team. So I call upon the department responsible that the wards that were left out in Samburu East should be considered in other grants so that we can bring the gap in between, we are not saying we change what is in Wamba West now because it is not even enough for those wards. Even if we say we distribute the three projects we are four wards we can take two from Wamba West and still we have one ward without being covered so we leave all of them to Wamba West

but this subject to be corrected in the subsequent budget and supplementary to come and any other money that comes across as grants and loans.

I also noticed something on the department of tourism, we all know that those who embrace tourism a lot is Samburu East we are grateful that our colleagues or our people from West and North have also come in terms with conservation and are starting new conservancies we pumped subsequent amount in the last budget mainly went to Samburu West and Samburu North. This year again I can see a lumpsum amount of 135,000,000 and I thank the chair because he highlighted in the committee recommendation that we need itemized budget to show where this 135,000,000, which projects are being funded and whether they cover all regions. Last year Wamba East, Samburu East Sub County did not have any tourism projects. I can notably say even this year other than the grants that usually go to the community there nothing much substantial going there for tourism. It is my hope that we do not disadvantage those who have already embraced tourism. I also want to bring the light to this house that we are alive to the fact that Samburu East contributes all source of revenue higher than North and Central putted together by higher percentage we should get a reward for doing that such a good job unless you want to discourage this members from those lowlands.

We embraced tourism; we recommend that we should be considered to promote our people so that they continue doing conservation which is the best thing we are depending now. As the northern part of Kenya we depend on three pillars now tourism, wildlife and conservation plus the few livestock we keep here and there so should be taken care of completely by the government that is in place. I also want to say in general just like my colleagues have said, looking at what the committee has done and I thank the office of the speaker and partners because they have come out handy in supporting and the house so that we get to know and to prepare better report that is why it is better than other years because a lot has been done and speaker we thank you for collaborating with our partners to ensure we get perfect report and continue doing that.

With shortcomings here and there I urge this honorable house to pass the appropriation or support the motion because time is not with us. We are usually supposed to pass the budget by 30th but 29th and 30th both fall on weekend we cannot do that so we must squeeze our timetable and this week we will be busy we ensure and also we also urge the executive team to speed up their work to ensure that we get the budget appropriation on time in order for members to go through, approve, scrutinize and pass. Thank you, Mr. Speaker.

The Speaker, (Mr. Lenamarle Stephen); Honorable Lemoosa

MCA Nyiro Ward, (Hon. Lemoosa Jonathan); Thank you Mr. Speaker, I want to take this opportunity to join the honorable members that have talked before me to welcome students, teachers and staffs of Loosuk Mix. Mr. Speaker I sit in the committee of budget and the principles of budgeting is actually given take, principle of budget is consultative and as such therefore I wish or actually I have some reservations on the committee though I sit but I have some reservations on committee recommendation especially on six number five, 1,2,3 and 4. Mr. Speaker with your permission I want to read at number 5 recommendation that the county treasury reallocate the amount from the additional budget submissions as follows;

- i. Training of GSDU and other members reduced from 9 million to 3 million.

Why do I have reservations, I have reservations because this is a recurrent and as I have said before the principle of budgeting is consultative I have I as a member I am not aware on when actually as a committee we sat down and consulted on this particular recurrent it may actually involve one salary or whatever as recurrent we have to be very careful when actually we give some recommendation.

- ii. Full reallocation of staff motivation ceremony amounting to 2.8 million. I also have some reservation why because this is recurrent.
- iii. Official cabinet meetings reduced from 20 million to 10 million. I hold such reservation it is recurrent.

Full reallocation of performance contracting in the county amounting to 2 million. This are my reservations for the simple reason that of course as committee we would have actually consulted on how much effect ...thus the budget shall be tampered and actually the initial budgeting is it actually salary? Is a allowances all this should be put into considerations. The other reservation I have as a committee we give recommendation but we do not need to contradict ourselves.

We are talking around 40, our wage bill is up to 41% we recommend that we employ over 150 teachers, I have not opposed. But equally bursary for the needy is equally important, but what we say, our wage bill is 41% and the initial acceptable government wage bill is 35% so we are already pass the normal acceptable legal employment wages by 6%. This is very important that of course having in mind that our members of the House say that we have ghost workers.

Our Standing Order No. 91 does not allow such reckless (sorry to say) or actually baseless that's the right word, arguments Standing Order No.91 says I is the responsibility for statement of facts and it reads with your permission 91(1) A Member shall be responsible for the accuracy of any facts which the Member alleges to be true and maybe required to substantiate Speaker sir...

(Point of Order by Hon Leitoro)

Speaker Sir it says that any member Standing Order No. 81 says **THAT** any Member who wants to stand on a Point of Order and I wish to read with your permission 81 what is the Point of Order as per 81 it says...

The Speaker, (Mr. Lenamarle Stephen): let him finish Hon. Leitoro Standing Order No. 81

Nyiro Ward MCA, (Hon. Lemoosa Jonathan): Standing Order 81 says

(Point of Order Mr. Speaker)

Just a minute I what to bring to your attention Point of Order number 82 it says

(Point of Order from Hon. Leitoro)

The Speaker, (Mr. Lenamarle Stephen): let him read that Hon. Leitoro

MCA Nyiro Ward, (Hon. Lemoosa Jonathan): I want to read Standing Order No. 81(1) any Member who may raise a Point of Order at any time during the speech of another Member stating the Member arises on a Point of Order and that Member may be required to indicate the Standing Order upon which the pint of Order is based.

The Speaker, (Mr. Lenamarle Stephen): Thank you Hon. Leitoro

El-barta Ward MCA, (Hon. Leitoro Jeremiah): thank you Mr. Speaker, the Hon. Member is actually not giving us facts based on the... I think the Standing Order he is using is outdated we want to remind the Hon. Member that whatever he read on responsibility for accuracy of any fact is actually on 93 and based on that Hon. Lemoosa is part of the committee on Budget and if you can see on our report Mr. Speaker, we have actually done because he categorically said that the budgetary process is consultative and I want to prove to this Honorable House that we have actually taken this procedures consultatively 1; Mr. Speaker, I think the day on Standing Order number 2 (2-5) on pronouncement of the budget highlights and revenue raising measures before Budget and Appropriation Committee Clause 1; states

THAT, The Member of County Executive Committee Member responsible for finance; shall appear before the Budget and Appropriation committee for the purpose of making the public pronouncement of the budget highlights and revenue raising measures for the county government.

I want to assure and to bring to attention to this Honorable House, that indeed we have involved the concerned Department that is the CECM Finance, and based on the Standing Order No. 93 (1) and now that even Hon. Lemoosa has appended his signature in our committee recommendation. This categorically says that a Member shall be responsible for accuracy of any fact which the Member alleges to be true and maybe required to... so the Honorable Member from Nyiro Ward should be informed because he has been part of this team and indeed he has taken this as a consultative Mr. Speaker.

The Speaker, (Mr. Lenamarle Stephen): thank you Hon. Leitoro, Majority leader, Are you on a Point of Order?

Suguta Ward MCA, (Hon. Leleruk James): Mr. Speaker as a House we are a bit confused and this is when we require your wisdom Mr. Speaker because Hon. Lemoosa, quoted a certain Standing Order and on a Point Of Order and also Hon. Leitoro MCA for El-barta Ward quoted a different Standing Order, I am Standing to request to give this House wisdom on which Sanding Order, because there is outdated Standing Order and another one that is valid, thank you Mr. Speaker.

MCA Nyiro Ward, (Hon. Lemoosa Jonathan): Mr. Speaker sir I think I want to...

The Speaker, (Mr. Lenamarle Stephen): Hon. Lemoosa just take your seat for one minute Honorable Members as at now we are using the new green Standing Order it is more advanced and it is pour latest edition. You can now continue Hon. Lemoosa, do not discuss the one that you were using just continue with your submission.

MCA Nyiro Ward , (Hon. Lemoosa Jonathan): Thank you Mr. SBeaker, when these books are actually you have given a direction and I respect your direction but when we have such books they mean almost the same because it gives guidance that 1; one should have a Standing Order on which to questions another Member so **AWARE** with this exactly what I am trying to say, I want to beg this Honorable House, that not until when this 6 (1-5) (i), (ii), (iii), (iv) not until when it is consulted, I want the Speaker to be expand from the records Mr. Speaker.

The Speaker, (Mr. Lenamarle Stephen): Let him finish

MCA Nyiro Ward , (Hon. Lemoosa Jonathan): I am finishing I just want to request that until when because we were in Nakuru, we raised this the executive have not been reached or consulted on this that is why I am saying for a very simple reason it actually my signature, and I want to beg that being...

The Speaker, (Mr. Lenamarle Stephen): Mr. Chairman I will give you time to speak after this

I just want to say my signature be expunged for... let it go down into the record that I have asked that being expunged until when these actually I have consulted. These are recurrent which actually can also bring a lot of hick ups on implementation of the budget. My simple reason is be expunged thank you.

MCA Loosuk Ward, (Hon. Lenamparasio Phelix): Thank you so much Mr. Speaker, I stand here very surprised to a Member who has been to this House for 15 years just saying whatever he just said here. I think for us here new Members like us, we are here the old Members we take them as our role models but if these are role Members that you want us to emulate then we are in big trouble.

I just want to bring into light some few things it is shameful that a Honorable Member who is part of the committee who has been sitting with us every time now come and contradicts the report that he has signed, he has agreed to, I think he should even guide us on what should happen as a Member who agrees, he signs every recommendation the committee and then comes to the floor of this House to dispute the same report that he has just signed and agreed to be the way it is because signing any report is agreeing.

I do not think there is any Member who is out of his mind here, we have no insane people in this House that somebody can just come and sign something nobody was forced we all read this report and everybody signed let me just go straight to this points;

1. Consultation: I think what this committee has done for the months of May and June, was just consultation, Mr. Speaker I think you agree with me that I did as a chairperson letters here to all sectoral chairs that they should go meet their Departments deliberate, discuss, engage and bring the submissions back to us and that is what they did. Most of the Honorable chairs here can attest to that.

Secondly we had the CECM Finance seated here almost four hours while we were doing consultation with the CECM here, I think Hansard should not be here just for beauty you can refer to the Hansard, we had the Hansard on whatever deliberations that we had in this floor was recorded at the Hansard. Hon.

Lemoosa was present so what consultations again do this gentleman or this Hon. Member require from the committee? The Hon. Member should I think from me, should just withdraw.

1) Addendum: on the issue of this addendum that we had, some amount that he was saying that he should not be part of the recommendation, I may not read the recommendation but Mr. Speaker, for a Member telling us that as a committee we should not touch anything to do with recurrent, then why is that recurrent brought to the committee/ then the Department should bring the development part of it and leave the recurrent with them.

2) Trainings: Mr. Speaker what is training in a layman's language? We cannot just have some CECM who go swim in coast in the expense of other developments like boreholes repairs. People are paid their salaries, they have their meetings if someone wants to go swim in coast they should just use their salaries to go swim in coast, but for this training we saw the need for borehole repair instead of trainings. Training is training, you just go there you get trained get your per-diem and you go home. So to us we saw that the repair of boreholes is more important than going for a training getting your per-diems and going back home.

3) Bursaries: on issues on bursaries visa-vie, the wage bill there is one thing that I just want to see I will take responsibility of everything that I said in this House as an individual, as a Member of Loosuk Ward.

It is everywhere in this County that we have ghost workers, even if I do not work in the executive we have many people who are being paid and doing no meaningful work in this county government and you see that is the reason as to why we have few allocations going to development on bursary visa vie the wage bill of employing teachers.

The bursary Mr. Speaker is a recurrent, employment of teachers is recurrent too, so if you deduct some 30 million from the bursary to employ ECD teachers they will be just be recurrent nothing will change in percentage and in anything this allocation is in the Department of education. Bursary and teachers are in Education Department. Let me just bring light on the issue of bursary as we sit here today one year and some ten months most of the members here have their pending balances for the FY 22/23 even 21/22 so why should we be allocating money to bursaries that end up in a place of only God knows.

We should have this money in employing teachers for salaries then they will help us, ECD teachers this is a start of our kids' education. We need to have well trained teachers handling our kids so that as they grow to primary schools they go there nurtured, learned, enlightened and empowered as required. I do not think there is any issue withdrawing the signature of Hon. Lemoosa from this budget.

The Speaker, (Mr. Lenamarle Stephen): Hon. Chair the signature will not be withdrawn... so just continue

MCA Loosuk Ward, (Hon. Lenamparasio Phelix): But he just said it should be withdrawn, as I sit I just want to let him know that we go by the majority. Majority of us we are for this report and if he withdraws the report will go on, thank you.

The Speaker, (Mr. Lenamarle Stephen): Hon. Esther

Specially elected MCA, (Hon. Lenolkulal Esther): asante Mheshimiwa Spika, nachukua fursa hii kumshukuru mungu na kuwakaribisha wanafunzi na walimu wa shule ya mseto ya Loosuk. Mheshimiwa Spika kwa kweli Mimi nashukuru kamati ya bajeti. Kamamti ya bajeti wamefanya kazi nzuri na pia wamefanya kazi ambayo tunasema ni ya mwanga. Muda ambao mimi nimekaa kwa bunge hili nimeona kama wakati huu mna mwanga katika ripoti hili. Kwa hivyo Mheshimiwa Spika mimi ninaunga mkono kwa sababu huko mashinani tumelia kama wazazi.mimi nikiwa mwakilishi wab unge la kaunti kutoka wadi ya Poro, tuna tatizo la walimu wa chekechea na nimeona kamati hii wamejaribu pia kutuondolea mzigo ambayo imekuwa kero sana kwetu. Kwa hivyo Bwana Spika, ninaunga mkono hii ripoti.

The Speaker, (Mr. Lenamarle Stephen): Hon. Lentukunye

MCA Wamba North Ward, (Lentukunye Christopher): Thank you Mr. Speaker once again, before I make my contributions may I first welcome the students from Loosuk Mix and their teachers to be part of this discussion today, I sit in the committee of Budget and Appropriation Committee as a vice chair and Mr. Speaker

permission from our standing order NO 1/95/3 outline the role of the committee and the And Mr. Speaker the role of budget and appropriation committee which I want to read with your appropriation as follows, the role number

- 1) Investigate and inquire into and report in all matters related to coordination control and the monitory of the county budget
- 2) Discuss and review the estimate and make recommendation to the assembly.
- 3) Examines the fiscal strategy paper presented to the county assembly
- 4) Examine bills related to the county budget including appropriation bills

Mr. speaker I wish to add my voice to the all members of this committee who have just contributed supporting the same report but a lot have been said regarding to this report especially the amendment the committee has made Mr. Speaker, Mr. Speaker allow me to just point out one item that has been cautiously from, the honorable members who is requested to withdraw his statement and Mr. speaker the honorable members, have been in his house serving in this house being the chair up to just recently that we did some changes in this house, Mr. Speaker as I quoted in the standing order in this house that the role of this house is to examine and make the necessary changes for example the reduction of GSDU the amount that was allocated to GSDU which was meant for the training. If I am not wrong this member who were supposed to be trained are just 20 and the amount was allocated before we did that recommendation was 9,000,000 Kshs.

I think nine million is a lot of money and this is just training it is not salary and I think this training is not one-year training, it is just five days or less. I don't think whether they require this money, this is a lot and this committee found that this money must be reduced which we did as committee we all agreed those who are present here and even those who are not in this house. There was also another mismatch.

MCA Wamba North Ward, (Hon. Lentukunye Christopher): ...Money that was set aside by the department to the County Government, to purchase Galla Goats. This money was allocated to the department of water, if this floor was free for the student to even contribute and even for my Father who is a *Lkimaniki*, if you could give him a simple question of where should these funds be allocated to, I think the answer that I expect from a normal Person is obviously to the department of Agriculture that deals with the Livestock. The Committee found it wise that we realign all these departments as required by the County Government Acts Mr. Speaker.

We as a Committee allocated some funds to the department of Water for the repair of Boreholes, this county has a serious water problem especially the place that I represent (Wamba North), it has serious water problems and a lot of boreholes were drilled by the County Government and now almost 90% are non-functioning as we speak. So, the committee found it wise that they do something by getting some funds for that purpose. With those few remarks Mr. Speaker, I support the report and also urge Hon. Members to also do the same, Thank you Mr. Speaker.

MCA Nyiro Ward, (Hon. Lemoosa Jonathan): Thank you Mr. Speaker, I just want it to be crystal clear that as a Member for Nyiro Ward and of the Committee, I have reservations on their 9 points on the Committee Recommendations, Point No. 5 (i, ii, iii, iv). Just as I have said (i) on training and (ii)

allocation of motivations, (iii) official cabinet meetings, (iv) full allocation of performance, these are my reservations, why? It should be consultative; I am sure of what am talking about Mr. Speaker.

On Thursday and Friday, we were in Nakuru interrogating Our budget, we had never had time unless maybe it was done while I was not present, actually for us to engage the executive on these particular recurrences, and this is why am only requesting in a very simple way that my signature be ex-punched from the report not until when this is actually consulted, if it contains No. 5, Thank you Mr. Speaker.

MCA Nachola Ward, (Hon. Lorunyei Lawrence): Thank you Mr. Speaker, first I would like to also add my voice in welcoming the students, staffs and teachers of Loosuk Mixed Secondary, for them to be live now in this Honorable House to learn and see what we are doing in here. Though they are still young, there are levels of learning and so that when their time comes they might be aware if they choose to be at this house, they will be guided by what they are observing now as they are learning now the procedures of this Honorable house.

Having said that Mr. Speaker, I do not want to repeat what other members that stood before me have said though I am feeling miserable, according to Standing Order No. 83 about Speaking twice to a Question, Mr. Speaker you are making members of the Budget Committee and Appropriation speak to themselves while they had time and were the ones that wrote the report and it is for us that are being reported to now, to try and support or maybe criticize their report.

In the Standing Order about the Content of Speeches, if I can read the two in 89(3) that it shall be out of Order to use offensive or insulting language whether in respect of a member of the County Assembly or any other person. So I say that it is not good Mr. Speaker. Also in the same about the Content of Speeches 89(4), that no member shall input improper motive to any other member except upon a specific substantial motion, so I see that we have been tolerating that one and this as a house of Honorable Members, we need to respect one another and give space to say his/her feelings to the services of the House.

I can add that as a Member of Nachola Ward and their representative at this honorable house and also to offer oversight on services delivery by the County as per the responsibility given by the County Assembly. We are there to oversee on the executive the ones that applied, shortlisted, interviewed and brought to this house; we are the ones that approved them to be given work to do as per what we want. Having said that, who promises the electorates? Is it the CECs or the Hon. Members? Or the six ballot

boxes? , We are the ones who promised our electorates and thus whatever that comes to this House, we are here to verify and then decide to approve or disapprove. It is not the CECs; an implementer and agent, we are the principals, should not come and control us.

This House is guided, anything that comes to this house we observe the programs, the items and allocate money and approves, and then takes to the next arm of the Government who are Implementers, if we do not approve at this Honorable house, they will do nothing. If we could want to sermon them to this house and fire them, they will do nothing; they will not fire us Mr. Speaker. Having said that I feel miserable, why? Because I see many members very happy as it seems that the County has been allocated Kshs.7, 325,611,623 but Nachola Ward is given just 9,200,000 and its only one department that is the department of roads, we give two roads 4 Million each and the department of Education giving for ECDE 1.2 Million, so how can I be happy as a representative of the people, although I appreciate the committee for giving light in the observations and recommendations that opened my heart after going through all the allocations of the departments seeing that it is only Nachola that has been given 9,200,000.

In PFM Act 2022, the consideration while distributing these resources, there must be fairness, equity, priorities as per CIDP and the County Fiscal Strategy Paper. I don't want to talk much as I feel very miserable about this matter, I wish the CECs thus the agents were there so that we give them much work to do at distributing this money, to blame these proposals of this house Mr. Speaker, I see that I gave that reservation that I am not very happy though according to the cycle of budgeting that is being kind, and I am not envious or jealous of other Ward.

I appreciate that they are doing good and some good services are going on there, but is Nachola Ward not among the 15 Wards in the County Assembly of Samburu. I support the observations and the recommendations because I will not stop the County Services from running but am giving out my feelings and the Nachola people feelings like for instance Water, a basic need that a person cannot stay without for maybe a week, you can stay without food but water and air, even our bodies are made up of water molecules that is why we seem to be very healthy. Though I support but my reservation about Justice, equity, regional balance and every ward inclusion still stands, Thank you Mr. Speaker.

Specially Elected MCA, (Hon. Lenamatiyo Silapia): Thank you Mr. Speaker, I would like to shade some light on some issues at No. 5 on Recommendations (i, ii, iii, iv, iv, vi), I do remember well while we were in Nakuru at Eagles Palace, when we finished the meeting at the hall house and remained as a

committee and I do remember that the Hon .Member for Nyiro Ward was there and even do remember while he was saying..

The Speaker, (Mr. Lenamarle Stephen): Point of Order from Hon. Lorunyei.

MCA Nachola Ward, (Hon. Lorunyei Lawrence): Mr. Speaker as I said according to the Standing Order No. 89(2), that it shall be out of order to introduce an argument of any specific question, that is why I said that it is not good, Thank you Mr. Speaker.

The Speaker, (Mr. Lenamarle Stephen): Hon. Silapia you can continue without introducing a new argument.

Specially Elected MCA, (Hon. Lenamatiyo Silapia): Thank you Mr. Speaker, I would like to shade some light on the issue of the training of GSDU and other members reduce from 9 to 3 Million, Mr. Speaker after tabling the estimates report even a week, I think it was on Thursday that we got an additional amount after budget submission. After seeing the additional amount, we saw that they had only allocated 21 Million for development because when you look at the additional amount after budget submission, it was 130 Million and the other amount goes to the recurrent, and that is why the committee sat down and saw for the member like the one for Nachola ward who has just raised his feeling concerning Nachola Ward, that is why we tried reducing the money that was supposed to be for the recurrent just to the issue of training so as to put on the repair of boreholes which is more important than training.

When you look at this document Mr. Speaker, the training of GSDU and other members which was 9Million, we had reduced to 3 Million and those money, we have allocated to the department of water for the matching fund, we have not even done anything like reallocating to other wards, I think the issue of matching funds cuts across all wards. The other issue is that of official cabinet meetings which was allocated 20 Million, and when you look at the Treasury budget, we saw another 15 Million for the same, then we saw the need of reducing this amount from 9 Million to 3 Million for development. When the Chair was reading the budget today, you saw a decrease on the development budget and that's why we had seen it better to reduce the additional amount to cater for developments, Thank you Mr. Speaker.

MCA Ndoto Ward, (Hon. Lealmusia Ali): Thank you Mr. speaker for giving me this opportunity to also add my voice on this particular report. Mr. Speaker, let me take you back a little bit on the mandate

of this committee on Budget, it is very clear that the mandate of this committee is in the Standing Order 195(3), and kindly let me read;

- a) Investigate, inquire into and report on all matters related to coordination, control and monitoring of the County budgets.
- b) Discuss and review the estimates and make recommendations to the County Assembly
- c) Examine the County Fiscal Strategy Paper presented to the County Assembly
- d) Examine bills related to the County Budget including Appropriations Bill

According to my understanding of the mandate of this committee, I stand to be corrected Mr. Speaker but I do not think that this Committee has mandates to reallocate funds. Secondly Mr. Speaker, it is very clear from our Hon. Members for this Committee on Budget that they are not reading from the same script and therefore this tells us that this consultation is not normally done. Budgets are also aligned to manifestos of the leading whatever, the “*Naboisho*” for that matter, and it is I think.

MCA Ndoto Ward, (Hon. Lealmusia Ali): Thank you Mr. Speaker sir, as I was explaining to this Hon. House that budgets according to my understanding, should also be aligned to manifestos because we already have the so called better bottom-up whatever and it is already being implemented in our national budget.

So, if the ruling coalition, for that matter the UDA, which I do not belong to saw it necessary to purchase in every financial year 900 camels, that was their promise and there is nothing we can do about this. Mr. Speaker sir, this is a Honorable House, we have nothing against any Member, we respect each other for a reason, we are representative of Wards and we are also nominated Members from different parties.

When we come here, let us come with present minds, let us come with a lot of respect for each other, there is nothing wrong with a Member having a different approach on matters like now budget and therefore nobody has an express mandate of humiliating a Member when he is against this.

Mr. Speaker, and we should also learn to use a decent language when we address, the truth of the matter is, this budget is give and take, and there is nowhere where the County Assembly of Samburu formulates a budget but we have a mandate because when we approve but only with consultations with the Executive because we have two arms of the Government; The Executive and the County Assembly.

So, I would urge with a lot of respect my dear colleagues, let us have because we still have time, let us just consult. Consult means we come to an agreement because we want this budget to go through and if it does not go through, then we reject with a reason because we have that power to either approve or reject. So, I would really urge Members of this Committee, Budget. Yes you have made your observations, recommendations but kindly, but also, let us consult when we do these reallocations for that matter or we do these changes, let us consult the Executive because that will help us move...

MCA Nachola Ward, (Hon. Lorunyei Lawrence): Point of order Mr. Speaker!

Mr. Speaker, may I say that, this House is not an extension of Executive. If we reject, that is final. The proposals are just brought here for this House to consider. So Mr. Speaker, we are the technocrats that is why they are bringing what is formal, what is reasonable sounding to this Hon. House.

So, if the technocrats have failed us Mr. Speaker, because they have failed us, giving Nachola 9.2, what are we going to consult. It is this House now to take its power because we are hereby led by the law, CIDP (County Integrated Development Plan), County Fiscal Strategy Paper, ADP (Annual Development Plan) and any other legal document. That is why I said that the Member is out of Order, taking this House as the extension of the Executive.

MCA Loosuk Ward, (Hon. Lenamparasio Phelix): Point of information Mr. Speaker!

The Speaker, (Mr. Lenamarle Stephen): Hon. who are you informing?

MCA Loosuk Ward, (Hon. Lenamparasio Caunda): The Hon. Member for Ndoto.

The Speaker, (Mr. Lenamarle Stephen): Then he should confirm whether he wants to be informed.

MCA Loosuk Ward, (Hon. Lenamparasio Caunda): No, we do not want to exit there being lied to, I just want to inform him something, and it is law. Point of information Hon. Speaker with a lot of respect.

MCA Ndoto Ward, (Hon. Lealmusia Ali): Mr. Speaker sir, I do not agree with that point of information. Mr. Speaker sir, I think I was very clear that we have the mandate to either approve or reject this budget for that matter and that is why I am saying that since budget is a consultative process, let us have some time with our counterparts on the other side so that we concur with these kind of reallocations. Thank you.

MCA Loosuk Ward, (Hon. Lenamparasio Phelix): Thank you so much Hon. Speaker, let me just inform other Members then because the Hon. Member does not want to be informed. One thing and it should be very clear, thank you so much Hon. senior for letting the Members know that we cannot be an extension to the Executive and if it so, we should close this Assembly we all go to the Executive and work there.

I just want the Hon. Member to explain to us two things;

i). What they mean by consultation. I just want them to explain to us like some 2-3 years old kid.

ii). On point of information, I just want the Member to know from the dictionary what the word review means. I will let you know the meaning of the... (*Unexpected silence*). Our mandate is to review the budget, so I just want the Hon. House through the Hon. Speaker, to know the meaning of the word review as a noun and as a verb. As a noun, to review is a formal assessment of something with the intention of instituting a change if necessary and then as a verb, assess something formally with the intention of instituting a change.

So Hon. Speaker, I just want to read the Standing Order 217 (5) to the Hon. House. The County Budget and Appropriation Committee shall discuss and review the estimates and make recommendations to the County Assembly taking into account recommendation of the select Committee and review the views of the County Executive Committee Members responsible for finance.

The County Assembly shall on a motion **THAT**; this County Assembly adopts the report of the County Budget and Appropriation Committee on the budget estimate like County Government and County Assembly tabled in the County Assembly on such a date consider the report and adopt it with or without amendments.

Upon the County Assembly resolution on the report,

a) The recommendation for increase or reduction on any particular vote as resolved by the County Assembly will serve as a notice of intention by the chairperson of the County Budget and Appropriation Committee to move the particular amendments on the concerned vote in the Committee of supply. Thank you Hon. Speaker. I hope that one has been understood.

MCA Elbarta Ward, (Hon. Leitoro Jeremiah): Thank you Hon. Speaker. I also stand to give some information regarding to what our colleagues have sorted regarding to... we are being permitted to actually tamper with the figures and especially those of recurrent Hon. Speaker. According to the County Government Act, 2012 which is even superior to our Standing Orders, it provides for a framework for the functions and responsibilities of County Assemblies in Kenya, including the specific rule of budget and Appropriation Committee.

According to this Act, the primary role of the Budget and Appropriation Committee are as follows;

- Consideration of budget estimates. The Committee is responsible for considering the County Budget estimates which are submitted by the County Executive Committee Member responsible for finance. It reviews the estimates to ensure they align with the County strategic plan and priorities.
- Revenue projection and tax measures. The Committee analyses the County revenue projections and proposed tax measures to ensure they are realistic and in line with the economic condition. It makes recommendation on the revenue raising measures to be adopted by the County.
- Expenditure review. The Committee examines the appropriation for each County department and urgency to ensure that funds are allocated effectively and efficiently.
- It evaluates whether the proposed expenditure are necessary and justifiable. Hon. Speaker, as stated clearly by our Hon. Member from Nachola Ward, our roles are distinct and separate from those of County Executive.

Hon. Speaker, we are not an extension of County Executive, we are here purposely to do our oversight, representation and legislation and the moment we become part and parcel of the Executive, I do not see the reason as to why we are here as Hon. Members, we are here to oversee and to make sure that whatever the County Executive are doing especially now that we are discussing the budget are actually aligned to our Standing Orders and the County Government Act Hon. Speaker.

Hon. Speaker, and this very important when it comes to issues of equity and equality in resource distribution, I think you gave the four of us representing Angata Nanyokie Ward now that we also know that the Angata Nanyokie as we speak has no MCA, we depend on us who are here in this Hon. House and I want to thank you for having appointed the four MCAs to spearhead the interest of that Ward.

Hon. Speaker if there are two wards that I want to speak and already Hon. Lorunyei has spoken on behalf of the people of Nachola, seriously it is unfair the way resources are being distributed and you know whatever that has been done or the appropriation that we received from the Executive, whatever it was given to Nachola, it was given by the Executive and when we want to take measures Hon. Speaker, to do some checks and balances to make sure that every Ward get their equitable share, it becomes a big issue, Hon. Members who are here can attest that it is actually painful as a Hon. Member representing a Ward yet you are not given resources as other Wards.

This has happened to the Ward of Angata Nanyokie, the Ward has been given the same amount amounting to 9 Million Hon. speaker. It really saddens my heart because even if the Hon. Member is no longer with us, it is really unfair and as I stand here as a Hon. Member representing Elbarta Ward, let it be a question to the Executive that coming subsequent financial year budget appropriation, we want to see equity and equality in terms of resource distribution. Hon. Speaker, with those remarks I beg to sit. Thank you.

MCA Wamba West Ward, (Hon. Lemartile Francis): Thank you Hon. Speaker. I stand to support the report, this is our third budget which has come through this House and we appreciate the consultative efforts by the Committee because this is the first time sector Committees, they have taken the budget and we made our recommendations.

Secondly Mr. Speaker, I also appreciate the Budget Committee for considering water recommendations because we had a lot of issues in water department. We wrote to the Budget Committee that only seven Wards have benefited in this Budget, so we put our recommendation that the eight remaining Wards should be considered but they have considered other recommendations apart from that which I know they were giving excuses that it will be funded through other grants and Mr. Speaker, as Members who have spoken said that Wards are not considered equally, I recommend the Education department, roads department because they have given each and every Ward an equal amount which is fair.

MCA Nachola Ward, (Hon. Lorunyei Lawrence): Point of order Mr. Speaker! Mr. Speaker, as I said earlier, the observation of the Committee and recommendation, Nachola Ward is not there, so it is wrong for the Hon. Member to say that, some money were going to be given to other Wards but I have gone through the proposal but Nachola Ward is not there Mr. Speaker. Thank you.

MCA Wamba West Ward, (Hon. Lemartile Francis): Thank you Hon. Speaker, What I was putting across is that the Budget Committee should put that formula so that we should be having equal distribution in each and every Ward especially in each department, so that each and every year, each Ward benefits in each department. So that is my input Mr. Speaker.

Secondly, we also see department allocation were not fairly distributed, some department get a huge amount of funds allocation from the County Government funds, others are given so much little like Water department on boreholes maintenance, no amount was allocated but I appreciate the Committee for considering that and to my fellow, what I see has the committee done on the fifth recommendation, they have tried to reduce misappropriation of allocations because giving boreholes repair 5 million and giving something called GZDU which is not even in the constitution 9 million, leaving the entire allocation for 15 Wards, I wish they could have taken the whole amount to the boreholes. Thank you Mr. Speaker.

The Speaker, (Mr. Lenamarle Stephen): What is it Hon. Lemoosa?

MCA Nyiro Ward, (Hon. Lemoosa Jonathan): Speaker, I think I want to appreciate the fact that you are giving us a lot of time to interrogate this particular matter while knowing exactly Speaker, Budget is actually a very vital document especially when it comes to development.

I think I want to agree that when every Member, contributes or inputs matters reservations or challenges, that particular Member is not actually an extension of the Executive. The principles of budgeting is very consultative, I agree much has been done but when I have a reservation, we do not really base our arguments or actually reservations on the Standing Order alone. I appreciate the Hon. Member for Baragoi, Jeremiah for actually giving us also some alternatives because the Standing Order is read both with the County Government Act and that is good, we also read the PFM. PFM is the matter law, matters finances and Speaker sir, if actually we could read this together, we would even have said, just like the concern of the Hon. Member Lawrence that of course we need some equity, we cannot have that equality in any resource but we can have that equity.

So, speaker sir, I want to end up saying, I still stand be expunged, if five is actually adopted, I am not part of the report. Thank you.

The Speaker, (Mr. Lenamarle Stephen): Thank you. Hon Members, I now put the question; **THAT** pursuant to the provision of the Standing Order 217 (6), this County Assembly adopts the report of the

County Budget and Appropriation Committee on the budget estimates for the County Government and the County Assembly tabled in the County Assembly on 24th June 2024.

(Motion put, proposed and passed)

ADJORNMENT

Hon. Members, the time being 20 minutes past 5 O' clock, and there being no any other business, this Assembly adjourns until Tuesday 25th June 2024 at 2:30pm.