

COUNTY ASSEMBLY OF SAMBURU



THE HANSARD

Wednesday, 18th September, 2024

The Assembly met at the County Assembly Chambers at 2.30 pm

Deputy Speaker, (Hon. Lelengeju Jackson) in Chair

PRAYER

STATEMENTS

Deputy Speaker, (Hon. Lelenkeju Jackson): Honorable members it is notified that the following statements are due for responses today, Wednesday September 18th 2024: Statement number 028/2024 requested by Hon. Lorunyei Lawrence to the Chair committee on Labor Social Welfare and Justice and Legal Affairs in regard to the status of the Village Councils in the County.

Chair Labor Social Welfare and Justice and Legal Affairs, (Hon. Leleruk James): Mr. Speaker I rise to say that our clerks did our part. The statement request was sent to the executive on 27th June 2024. This is a matter that has been coming to this house day in day out. What I am requesting through your guidance, I am requesting for the summoning of the CS to come to this house and give a full account as to why he is not responding to any statement request that has been issued because this is not the first statement to be sought.

There is also a statement on implementation that is still lying within that office and we are not getting any response. So as the Chair I am requesting for the County Secretary to be summoned to appear before the committee or the whole house on Tuesday at 10am. Thank you, Mr. Speaker.

Deputy Speaker, (Hon. Lelenkeju Jackson): Thank you, Hon. Leleruk. Statement number 34/2024 also requested by Hon. Lorunyei to the Chairperson select committee on implementation regarding the implementation status of resolutions passed through a motion by this house on 20th February 2024 concerning formation of Village Resource Distribution Units.

Chair, Select Committee on Implementation, (Hon. Lealmusia Ali): Thank you Mr. Speaker. We had communicated with the County Secretary and up to now I have not a received response. I request through your guidance, to give me time till Wednesday next week 2:30pm. I have been told it is ready but I do not want to bring something shoddy here. I have not seen it and I therefore ask for some time. Thank you, Mr. Speaker.

MCA Nachola Ward, (Hon. Lorunyei Lawrence): Thank you Mr. Speaker. As said by the two Chairpersons, I am not satisfied by the delay or by being belittled or made small when I am asking about the issue concerning what brought me here. Mr. Speaker this is a house of high authority in this County. As mandated by the County Government Act Article 9 we are to

oversight the executive. Meaning that the executive, who are the managers or the middle managers in the administrative organization are taking us for granted.

Going by the first statement about Village Councils it is a legal office for service delivery performance of every County Mr. Speaker. For twelve years now it has not been utilized. According to performance ratings in Counties, we are underperforming. We are not yet at the levels we are supposed to be because of the making of people we employ.

In Article 44 of the County Government Act, appointment of Chief Officers. What is the work of the County Secretary, Mr. Speaker? If I read Article 44,3, “That the County Secretary shall be the head of the County Public Service.” He is responsible for arranging the business and keeping the minutes of the County Executive Committee subject to the direction of the executive committee. Convey the decisions of the executive committee to the appropriate persons and authority.

He is also there as an advisor to the executive in terms of nominations of human resource. Having requested for these statements for so long and the County Secretary showing no seriousness in this matter it is high time we summon him here. All the advisors of the executive, the County Attorney and the CEO County Service Board, So that they shed light on the underperformance by the County because we want to be rated among the top in the nation, Mr. Speaker.

Having said that, We have the authority according to the Constitution 195, whereby we can summon anybody, Mr. Speaker. Under your direction Mr. Speaker, I ask that we take Article 195 of the Constitution to summon the officers to come and shed light because we need to be very serious, Mr. Speaker. As per the second statement from the implementation committee Mr. Speaker, the resolutions of this house must be respected. Must be honored.

When this honorable house gives an order it must be obeyed by those instructed. They had been given a grace period of sixty days after which they were supposed to respond but they did not do it. It has now taken months and it was an order. When a senior gives an order the junior needs to obey, Mr. Speaker. We need that input, Mr. Speaker. That is why I say that the same officers; the County Secretary, the County Attorney and Service Board are the ones responsible because they need to advise the executive.

It is very shameful for this honorable house having all that power yet we are crying outside, we are going to the social media and we have the power to enforce. It is this house which approved their appointment and it is this house which will fire them, Mr. Speaker. They applied for these jobs because they are fit and could perform. They have been oriented in their jobs. A lot of money has been used to facilitate them so that they can perform perfectly.

It will no longer be business as usual, Mr. Speaker. People moving as flower-boys while services are need by this honorable house Mr. Speaker, for the people of Samburu County these people are earning so we need value for money, Mr. Speaker. That is why I request your own intelligence, Mr. Speaker. Summon the three officers so that we can listen to their side because we are to follow due process so that when someone goes to court, they have been given a hearing, because we now need to do something Mr. Speaker.

It is not good to again postpone the response to this statement. We must show the seriousness it is, Mr. Speaker. They have to know the power and authority we have in this house, Mr. Speaker. Thank you, Mr. Speaker.

Deputy Speaker, (Hon. Lelenkeju Jackson): Honorable members, we have just heard the reaction of the member for Nachola. That is the concern of the whole house. This is a respected house, a house of rules and rules must be followed to the letter. I therefore direct the concerned Chairpersons of the two committees, implementation and labor and social welfare to ensure that you do everything you can and for the clerks to know this and expedite the letters to the concerned persons such that next week we dispose of these matters.

Statement number 3624 requested by Hon. Phelix Lenamparasio to the Chair Education and Vocational training committee regarding bursary disbursement and administration of the Bursary Fund.

Chair, Education and Vocational Training Committee (Hon. Lorunyei Lawrence): Thank you Mr. Speaker. I hereby read the response for the statement requested by Hon. Phelix Lenamparasio, MCA Loosuk Ward regarding the status of disbursement of Bursary for the financial year 2023-2024 and the qualifications of the Bursary Coordinator.

The first question was failure to disburse bursaries. I read as has been communicated Mr. Speaker. Why did the department fail to disburse bursaries in all secondary school students studying outside Samburu County for the year 2023-2023?

The response is that the department did not fail to disburse bursaries to students in secondary schools outside Samburu County. The department only delayed disbursement due to insufficient funds caused by the increased bursary allocation for degree, diploma and certificate students as promised by his Excellency the Governor.

However, the department is working on the said schools and their money will be disbursed this week on Wednesday 18th September 2024.

The next item was Bursary Coordinator. Who is currently the fund administrator responsible for administering the bursary fund what is his or her qualification as per the requirements of Samburu County Bursary Act 2025?

Chairperson, Committee of Education and Vocational Training, (Hon. Lorunyei Lawrence):

According to Samburu Bursary Fund Act, 2015 section 5 (1) there shall be a Bursary Coordinator who shall be the officer administering the fund. Subsequently, Section 5 (3) of the Act spells out the qualifications of the said office. Therefore, the Bursary Coordinator is not an appointee of His Excellency the Governor but rather it is an office that should be established through the County Public Service Board.

Therefore, there being no such established office, the County Executive Committee Member for Education and Vocational Training in consultation with His Excellency the Governor appointed Mr. Leitore Benjamin; who is the political adviser to the Governor to be acting Bursary Coordinator until the establishment of the office of Bursary Coordinator. The appointed officer does not draw any remuneration from the bursary kitty. He is a person of good character and a trusted manager.

Item three is about financial information, highlight the total amount the bursary account received from the County Treasury for Financial Year 2023/2024. A total of Kshs. 133,000,000 (one hundred and thirty-three million) was received from County Treasury

Provide a breakdown of the amounts disbursed to schools, including the current balance in the bursary account, supported by relevant bank statement;

1. Secondary schools (Boarding); 6,776 students at Kshs. 4,000 totaling to Kshs. 27, 104, 000
2. Day secondary Schools; 3,743 students at Kshs. 2,000 totaling to Kshs. 7,486,000
3. Certificate; 1,090 students at Kshs. 6,000 totaling to Kshs. 6,540,000
4. Diploma; 2,463 students at Kshs. 10,000 totaling to Kshs. 24,630,000
5. Degree; 2,131 students at Kshs. 15,000 totaling to Kshs. 31,955,000
6. Samburu University Students Association (SUSA) annual support; Kshs. 2,000,000
7. Fund administration expenses; Kshs. 3, 990, 000
8. Ward Development Fund; Kshs. 29,000,000

Total amount disbursed is Kshs. 132, 715, 000. Thank you for your continued cooperation.

Signed for Mark Egelan, County Executive Committee Member Education, Technical and Vocational Training Samburu County Government.

Mr. Speaker, let me rest there to have reactions from the Hon. Members, thank you.

The Majority Leader, (Hon. Lentukunye Christopher): Thank Hon. Speaker. May I take this opportunity to thank and appreciate the effort made by the Hon. Chairperson having availed this response to this House. Mr. Speaker I think this matter has been before this House for quite some time and the kind of statement response we got here is merely just a joke.

The Department is joking with the County Assembly, I want to refer to the first question on the failure to disburse bursaries; the answer I read here is that the Department did not fail, it was because the funds were not sufficient. Mr. Speaker this was a lot of money, the amount was budgeted and approved by this House but the Department opt to leave some students without giving the bursary simply because they are studying outside Samburu County.

Mr. Speaker, I do not know if this is biasness or negligence. Mr. Speaker, these students are from this County. I think the priority should not be considered whether you reside nearer to the Executive or not.

Mr. Speaker, this is not the kind of statement response we were seeking, what I see here is just a joke. Another response on the qualification; instead of giving a correct answer to the question sought by this House the answer given on the qualification is that the man is trusted. How can you measure the trustworthiness of a person?

(Applause)

While we have seen how he administered these funds, I think this is not an answer we would expect from the Executive; this man is not trusted. According to how he disbursed money, he disbursed as a trusted person

(Applause)

This is an insult and abuse to this House, Mr. Speaker I propose and request this House to take an action because we cannot deal with the same matter since the day we were sworn in until the day we dissolve this House

(Applause)

Mr. Speaker, I propose that an extra action should be taken, we do not want to hear from this Department anymore and I request the Hon. Members that we think of otherwise, we are not going to relay on this Department if the CEC is not able to give a response that this House deserves then he should step aside for this House to do a further investigation on this matter.

Mr. Speaker, there were some bursary funds that were misappropriated in the name of paying for SUSA students and the amount said then was Kshs. 18 million and now according to the statement response; the amount is Kshs. 2 million

(Applause)

As I propose that we take action, we should also investigate the bursary account from the day that this regime took over up to date

(Applause)

Mr. Speaker, I do not know how we are going to trust these people, Mr. Speaker let me rest it there for other Members to also air their views as we deliberate further on this, thank you

MCA, Loosuk Ward, (Hon. Lenamparasio Phelix): Thank you Hon. Speaker for giving me this opportunity. As the seeker of this statement; I just want to allude on what the Majority Leader said that this is a joke

(Applause)

To me this is a joke of the year, it is not even a joke and I just want to substantiate why this is a joke. Hon. Speaker, I think each and every time we seek for a statement here we are very direct and what we require is nothing more other than answers, they should as well give us direct answer as our questions.

Mr. Speaker, my first question was: why was there a delay or failure to disburse bursary to all secondary students studying outside Samburu County?

I do not want to go to the points the Majority Leader discussed over the same question but I have some reservations on the same question. Hon. Speaker, I think Secondary schools are classified into boarding or day schools whether within or outside Samburu County. Here, we have been given an excel sheet of the number of students in boarding and day schools who received their amounts

Mr. Speaker, I do not know where these students studying outside Samburu County are within this excel sheet of the response. If you total the amount disbursed as they are saying it is equal to the amount received from the County Treasury. I do not know where they will get this money they are saying they will disburse on Wednesday 18th September, 2024 and if I may ask which Financial Year's Budget will they be using to disburse this money

(Applause)

As per what they are saying, whatever they have received, they have disbursed the same amount. I do not know then where will they get money to pay for these students in September of another Financial Year for a bursary of last Financial Year, Hon. Speaker, that is a very big joke

The second reservation is the reason as to why the bursary was delay was because the promise was made by His Excellency the Governor to increase degree, diploma and certificate students' allocation. I just wanted to ask; Hon. Speaker, should we as a County be relaying on the promises given by the Governor? for today if he wakes up and say he will be giving certificate students Kshs. 20,000 what will happen then? We only have here, allocated amount of bursary visa-vie the applicants, I think that is what we should be doing.

If we have Kshs. 133,000,000 and the Governor wakes up and say degree students will be given Kshs. 200,000 each should we be using that formula to disburse bursary? How many needy students studying outside Samburu County are now at home sent away by their schools just merely because somebody promised that we should increase the degree and the diploma allocations leaving the rest of the students without bursary

Mr. Speaker, we have orphans relaying on bursary to go to school, a number of them are at home just because there is a lot of mismanagement of this fund. Hon. Speaker, the other thing is the Bursary Fund Administrator issue is so laughable. In the statement read by Hon. Chairperson for Education and Vocational Training and I like he said that he is just reading as the response is written.

They are saying that the Bursary Act, 2015 section 5 (1) clearly highlights that there shall be a Coordinator who shall be administering the fund. Sub-section 3 of the same Act spells out the qualifications of the said officer, we know the qualifications and the funny thing here is they are saying; His Excellency the Governor appointed Mr. Leitore Benjamin; who is his political advisor to act as the Bursary Coordinator, why? Because this is a County Public Service Board employment that needs to be advertised, recruitment to be done, interviews conducted and then the successful candidate to be appointed.

Mr. Speaker, for the two Financial Years we have been appropriating money for bursaries and so for incase this House or any other body of the Government gets misappropriation of this fund, who would be held accountable?

Bear in mind that they say that Mr. Leitore is just in an acting capacity, this is a very big joke. This is work that was supposed to be done by the County Public Service Board, Kshs. 133, 000, 000 is a lot of money and even if this position was in an acting capacity then the County Public

Service Board should have conducted an interview to have somebody to act until such a time they recruit somebody but not for a Governor to appoint anybody then he may one day even appoint a drier to come and be the Fund Administrator here

(Applause)

The third question; I wanted that the balance in this account to be supported by a bank statement. Hon. Speaker, I do not see a bank statement in this response but just a typed amount of money; so, I do not know why they are not answering this question

Hon. Speaker, a number of our Members of the County Assembly have been crying in this House that they have not received their Ward Fund bursary and as I stand here I still have a pending cheque of Kshs. 46, 000 that has not been given to students in my Ward. Mr. Speaker, as per response here, the Kshs. 29 million allocated to Ward Fund bursary has been disbursed and so I do not know why the Members have been complaining that they have not received their bursaries

Mr. Speaker, before I sit and let the other get a chance to contribute, I just want to ask this House with your guidance Hon. Speaker and I know that you are very capable; that I want you support because as the seeker of this statement I do not think we need to take this any further but to take another step of formation of an *Ad Hoc* Committee to investigate this matter, I ask for support from this House so maybe tomorrow we do an Ad Hoc Committee Motion here.

Hon. Speaker, I know that you are able and therefore with your guidance that is all I ask for in this House, otherwise this is statement is shoddy, this is nothing, this is a joke and I do not even know why we are wasting our time discussing this, thank you Hon. Speaker

Maralal Ward MCA, (Hon. Loloju Joseph): Thank you Mr. Speaker Sir please through the chair, Mr. Speaker allow me to hear from the Hon. Member Lenamparasio he mentioned the word ADHOC Committee. I am not actually clear about what he meant, please with all due respect.

The Deputy Speaker, (Hon. Lelengeju Jackson): Hon. Lenamparasio inform the Member.

Loosuk Ward MCA, (Lenamparasio Phelix): Thank you very much Mr. Speaker, Hon. Loloju I think an ADHOC Committee, is a Committee in our Standing Order, that is maybe another sectoral committee or whichever committee fails to maybe give the sufficient responses to

whatever this House asks then the House has that lay way of forming an ADHOC Committee to go and investigate the matter further which will not be that Committee for example in this matter the Committee in Education we have been asking this Statements from the Committee we are getting insufficient answers now his House has the powers to form an ADHOC Committee which is not the same Committee on Education to go and investigate this matter and bring to this House.

The Deputy Speaker, (Hon. Lelengeju Jackson): Are you satisfied?

Maralal Ward MCA, (Hon. Loloju Joseph): not yet satisfied, I am not satisfied. I clearly know the meaning of the word ADHOC Committee and that is exact what the Hon. Member is doing, I just want to inform him and this is exactly what the committee did and brought in this particular House, in that respect, why again say about the ADHOC Committee while it has performed its duty and it has brought what you wanted, it is now the failure of those people and we have to call them directly to come and answer the Question not actually to subject the Education Committee into ADHOC that is exactly what I wanted to know and correct the anomalies, thank you.

The Deputy Speaker, (Hon. Lelengeju Jackson): Hon. Loloju I think the as far as I am concerned, and according to Standing Orders of this House normally and if you heard Members discussing and airing their views they have said they have asked these Statements time and again and every other time, they are not getting adequate Statements therefore ADHOC Committee comes in place if we suspect for example your Committee of Finance is not adequately furnishing the House with the right information ADHOC Committee can be formed through other Members that are not part of Committee on Education so that they can research on this matter further and furnish the House with the adequate report through which the House can act upon.

So, I think he is suggesting but we are not yet there may be at a certain point but that is why he is saying probably he is referring that time and again the Education Committee has failed to give this House substantial answers that they require, for example if you are told to furnish this House with financial Statements, bank statements backing, it is just a press of a button and then you have availed that document that means that is ignorance of the highest order because we are not seeing that bank statement is not availed to you simply because it will bring breakdown on

how this this money has been spent and that is why we do not have a bank statement that is attached here it will lead to a lot of stories proceed Hon. Leerte

(Point of Order from Hon. Loloju)

What is your Point of Order?

MCA, Maralal Ward, (Hon. Loloju Joseph): My point of order I am not clear and not satisfied the reason is this, very simple Mr. Speaker please do not cut me short with all due respect. I have got no issue with whatever that this people are doing, in fact it is even in my own House in fact I will crucify them personally. I actually support him what I am opposing and I am not getting the point, it is the *Ad Hoc* Committee why subject the Education Committee and yet they have performed their duty? May I be told that one?

Now I get you right Hon. Loloju we are not discussing about *Ad Hoc* Committee that is just your view that you are objecting the idea of *Ad Hoc* Committee. We have heard your views proceed Hon. Leerte.

MCA, Poro Ward, (Hon. Leerte Patrick): Asante Bw. Spika, mimi pia ninaungana na wenzangu wale waliongea mbele yangu, kwamba maneno hii ya Bursary imetuletea sisis shida sana kaika nyumba hii. Vile mheshimiwa Lenamparasio alivyosema, hii breakdown ambayo imeandikwa mpaka inaonekana Ward Fund Bursary imepeanwa yote kulingana vile mimi nimeona.

Mimi bado inadai Bursary ya 2023 na inaonekana kwa hapa imelipwa, na tarehe 6 His Excellency Governor alikuja Wodi yangu na akasema kwa sauti kubwa kwamba list ya Poro Ward haijawahi peanwa na MCA wenu. Sasa Bw. Spika tumenda kwa ofisi hiyo, hata baada ya mazungumzo kwamba list haikupeanwa, na list tulipeana tarehe 5 Machi 2024.

Ikiwa pesa zilikuwa zikilala kama vile inasemekana kwa nini hazikupeanwa tarehe 7 na ilikuwa ni Ijumaa? Kwa nini hazikupeanwa baada ya hiyo wiki nzima? Ndio sababu unaona Statement ya benki haiweziletwa kwa sababu hakuna pesa. Zile pesa ziko labda ni za karatasi ama sijui ni ya nini. Kwa sababu, mimi sioni kitu ngumu kama kweli kama kweli uko nazo hizo pesa ya Bursary, na ziko kwa akaunti shida iko wapi ukileta Statement ya benki? Shida iko wapi?

Bw. Spika, mimi ninaungana na wale wenzangu wamesema kamati hiyo iundwe kwa sababu hii Statement imekuwa tu hii hatutosheki hata tukiita hao maafisa hapa ambao wako katika hizo

Departments watakuja tu kuleta mchezo. Kwa hivyo, heri hiyo kamati iende ifanye kazi yake ile ambayo inatakiwa ifanye kwa sababu, kwanza mimi nimepata shida kama Gavana anaweza kusimama katika Wadi yako na kusema MCA wenu ndiye hajaleta list mimi nikisema nilipeleka nani atakuwa anaaminika? Gavana.

Kwa hivyo, uongo hii nyingi wacha kamati hiyo iundwe na ilete ukweli kama sisi wengine MCA's ndio tunasema uongo ama pesa hizo hakuna huko mimi ninaunda mkono kwa sababu tumesema isipokuwa watu wanakuamini lakini iko uongo mingi ambayo tusipoweka ukweli ndani, mzunguko huu ya Statement kuletwa nusu nusu hata tunampa Mwenyekiti kazi ngumu kwa sababu, yey nanasoma ile kitu ambayo hakuna mahali nyingine ataleta, hata akieda kule atapewa hiyo hiyo, kwa hivyo Bw. Spika kamati hiyo kwa maoni yangu tungeenda step nyingine mele ya hiyo Statement ya Department, ninaunga mkono kamati hiyo iundwe haraka ili iweze kupata majibu hayo haraka, Asante Bw. Spika.

MCA, Waso Ward, (Hon. Lemantaan Kelvin): thank you Mr. Speaker and Hon. Members, I also stand here to support the formation of ADHOC Committee on the same, because we have been asking Questions about Bursary issue in this county. It has been wasting our time repeatedly and I think before as Hon. Members we need to get our list of bursaries because I see here, there is a figure of 29 million seemingly that they have already given out the money so maybe because we do not know who in each ward has received his ward fund. It is good for us all to get clear information. So please I urge Hon. Members to produce their lists to show that you have received the funds, so that we can go further and ask the Questions, thank you.

MCA, Wamba West Ward, (Hon. Lemartile Francis): thank you Mr. Speaker, I also stand to highlight some concerns on this issue. Firstly, let me appreciate my senior Hon. Lorunyei for bringing the response from the Department but most likely I think also as a committee I do not think whether you went through this document it was not a document to be accepted to be brought to this House. To alight some concerns I think the Hon. Members these issues has been on each and every year 2022-2023.

We had the same problems we raise the same Questions but the Department has been giving us incorrect information because if you see to the response that they will disburse bursary this Wednesday which is today that it had incorrect information and the letter was written on 16th

September, how did he know that all the funds will be available by then or be released by then? This is giving incorrect information and it is not the first time they have been giving us this incorrect information time goes on. My other concern really the Member who sorted the request of the Statement requested to give the holder of the office the qualifications he has, but they have given nothing and our act is very clear.

Bursary Act is very clear, the holder of that office should be a degree holder whether on acting capacity volunteering or on employment. The act should be very clear and we should stand as per the rules of this House, so Mr. Speaker this Education Department have been lying to House on several occasions, again on breakdown of figures number of students had what you have given but without confirmation of who have received or who have not because contrary of what you have given, last financial year the figure of Ward Bursary Fund, it is 29 million.

But as we stand by yesterday we know clocking to 6 to 7 wards have not received but saying that they have received 29 million that is giving wrong information to this House. We take your direction as Members requested let us have a better way to handle this Department because they have been lying to this House, thank you Mr. Speaker.

Specially Elected MCA, (Hon. Lenolkulal Esther): asante Bw. Spika, ninamshukuru mungu kwanza kwa sababu ya uhai na kutuwezesha kufika wakati huu. Pia ningempongeza Mheshimiwa Lorunyei kwa sababu amejaribu na tunajua kuna shida tu mahali, kuna vitu ambayo inatushangaza kwa sababu Bw. Spika nikiwa nimeketi hapa lakini ningeuliza hawa Waheshimiwa ambao wamechaguliwa, kama walichukuwa bursary na hawasemi.

Kwa kuwa ukiangalia hiyo Bursary ya milioni 29 inasemekana imepeanwa wengine wetu tunashangaa kwa sababu huko mashinani Bw. Spika maneno ya bursary imekuwa shida na juzi wakati gavana alikuwa huko Poro aliaambia baraza cheki zote za Poro zimelelela ofisini. Mheshimiwa Leerte ndiye amefeli kuzileta majina za wanafunzi.

Tunashindwa ni gani moja tunafuata kwa sababu tangu tuingie nyumba hii sidhani kama tulimaliza wiki moja kabla ya kuongea mambo ya bursary, na vile pia tuliingia tukasikia nyumba pia nyumba hii ni ya kutengeneza sheria, na sijui ni sheria gani tunatengeneza hapa ambayo watoto wanakaa nyumbani na pesa ni zao alafu tunakuja hapa kusema sijui tunapigwa, sijui nini. Bw. Spika ningemomba hili liwe jambo la mwisho kuongelelea mambo ya bursary, na kama

hamna wasambuiru wajue kuwa hamna bursary, wajue vile ya kuwafanya watoto wao. Kwa sababu imekuwa aibu, shida, na kilio.

Ningewarai nyumba hii, Bw. Spika jambo hili linauma na mimi kama mama, inaniumiza sana. Kwa sababu nimesimama mara nyingi na nimeita mikutano nyingi ya vijana wakati Mheshimiwa Leerte aliulizwa amekula bursary alafu siku hiyo, Gavana mwenyewe anasimama mwenyewe na kusema cheques za poro zinalala pale, ningeongea tena nini baada ya hapo, ingeonekana kuwa mimi ndiye ninayedanganya. Kwa hivyo, ninafikiri Bw. Spika mahali imefika hii bursary itolewe kabisa isiwe tena kwa Samburu county na isiwe tena kwa wamama ambao wanaoumia asante.

Suguta Ward MCA, (Hon. Leleruk James): thank you Mr. Speaker, I rise to appreciate the effort made by chairman Education. However, Mr. Speaker the issue that is in the mouth of Samburu people is this issue of Bursary as an Honorable House, if you want this government to work the only disease that has now is the issue of bursary and Mr. Speaker, there is no any mismanagement of funds if someone comes here and say the MCA's we have received the whole Bursary Ward Fund.

In particular, in the media I was being rebuked that I have given a hundred thousand to my daughter and yet I do not have a daughter who is in the university. That is the level of this office it has gone to that level of tarnishing the names of MCA's Hon. Members of this House. So that we cannot talk about bursary. Mr. Speaker, if you mean and you want to make Samburu go forward, Mr. Speaker this issue of bursary must be addressed. Mr Speaker I want it to be put on record here that I have not received bursary amounting to Kshs. 1.9 million on bursary for students of Suguta Marmar Ward, these students are requesting these bursaries. I even heard some time back that the Governor said that the bursaries for outside schools is six million where are those amounts of money.

We want to put it clear that there is no bursary that would be disbursed to this County to any student unless full investigation has been done and the full report be brought to the floor of this House. The issue on bursary Committee coordinator the County Government of Samburu is now almost 12 years down the line. This office has been existing, it is not something that you can say that it has not been existing, that is a lie. Mr Speaker we are not children, we are learned and we have degrees.

We have not come here to joke because somebody is joking with our minds. The number of students that are being said the 6,776 are students studying outside this County students of a lesser God? lesser students and why are their list not given here that they have not been given the bursary because in my Ward I have several kids who have not received bursary.

As the leader of this Government it is very shameful if you can defend on something that is not defensible; I cannot defend something like this, I can defend something that is truly somebody has tried to bring satisfactory information in this House.

Mr Speaker we have been asking this information every now and then; and the issue now is if you want to make Samburu and the Hon. Members feel comfortable when they are working within their villages let us deal with this issue of bursary, if now the bursary that I am saying that I have not received, where will I get it? There is the 2022/2023 bursary that we have not received.

There is a bursary of 2023/2024 and we are now going to 2024/2025. Mr. Speaker if we are Hon. Members and I want to ask every Member of this House in whichever way you want to stand and defend it this one cannot be defended. I also think that we have increased the bursaries for colleges and universities, that is good and commendable but I think you can go and give the bursary equally; if the students are ten thousand give them equal share because all of them require an equal share.

It is not a matter of giving promises and coming to say the bursaries that you have given increased, what of those are not getting it. We cannot even debate this Statement. I think you can give a ruling and I know our Chairman is able to give a good Statement and I also know that he has tried and he means well for this County but now the issue is this and the reason why Members are requesting an *Ad Hoc* Committee which will investigate everything; we will go to the banks and go to that office and bring a satisfactory information that we need to be aired even to our vernacular stations so that our people may know the truth.

Personally, I have been put that I have given bursary to only kids of our family, ask even the family that say that I have given the children of our family, they deserve to be given bursary. It is not a crime that I am an MCA and whoever is a needy student of that family that they cannot be given bursary.

For clarity and information purposes also as a leader of this House, Mr. Speaker I urge all Hon. Members we square this one out, we sort this issue, this mess before the EACC comes for us. As an Assembly we are an oversighting body and we cannot allow things to go. Already 6 million for the outside students, there is no bursary for Suguta Marmar Ward and there is no bursary for other Wards and so I speak on behalf of Suguta Marmar Ward as the MCA that I have not received bursary and the information that you are giving here there is no bursary that is in the account. So, what can I go and tell my people? The list is pending there every time the student goes there and they are being told that somebody has not signed the signature and we have seen that there is no money. I have done the calculation and it is exactly 133 million that is in this paper.

So where is the other money? when will you require to go and do a thorough audit? so Mr. Speaker the information given to us is the third time we have been asking about this bursary fund coordinator, we are asking about this bursary and so the issue is if the Governor is going to state to the electorates that yes we have given out the bursary as an MCA.

(Point of Order by Hon. Lorunyei)

The Deputy Speaker, (Hon. Lelenkeju Jackson): What is your point of Order Hon. Lorunyei?

MCA Nachola Ward, (Hon. Lorunyei Lawrence): Mr. Speaker, while appreciate the contribution of the Members, we need to be precise to the content you want, I am Standing Order number 87 of this red Standing Order and not the other one; and I read...

The Deputy Speaker, (Hon. Lelenkeju Jackson): Hon. Lorunyei we are not using the red one, we are using the green one and so you are out of order yourself.

MCA Nachola Ward, (Hon. Lorunyei Lawrence): Mr. Speaker this is what is available to us because.

The Deputy Speaker, (Hon. Lelenkeju Jackson): You should request to be given the correct one, use the green one.

(Silence)

MCA Nachola Ward, (Hon. Lorunyei Lawrence): Let the Member continue as I wait for the other one.

MCA Suguta Marmar Ward, (Hon. Leleruk James): Thank you Mr. Speaker I respect my senior but I ask that you give the direction on this matter, it is a thorn to the flesh, this issue of bursary has become like disease in this House and this County and so we need to dispense it, get it right and to know the truth where it stands because if we continue...

The Deputy Speaker, (Hon. Lelenkeju Jackson): Continue Hon. Lorunyei.

MCA Nachola Ward, (Hon. Lorunyei Lawrence): In the red book it was 87/1 but in this book it is 89/1; the content of the speeches of the Hon. Members and I read;

1. Neither the personal conduct of the Governor, not the conduct of the Speaker or any Judge nor the judicial conduct of any other person performing judicial function nor any conduct of the head of State or Government or the representative in Kenya of any friendly Country or the conduct of the holder of an office with removal from such office is dependent upon a decision of the County Assembly shall be referred to adversely except upon a specific substantive Motion of which at least three days' notice has been given;

that is why I say that is why I say let us talk about the fund administrator without referring those signatories.

Our context should be to the question asked and not to the other signatories, thank you.

The Deputy Speaker, (Hon. Lelenkeju Jackson): Thank you Chair. Hon. Silapia

Specially Elected MCA, (Hon. Lenamatiyo Silapia): Thank you Hon. Speaker. I also stand to echo the sentiments of the Hon. Members who talked before me. This matter of bursary on the issue of secondary schools those who are studying outside the County who have not yet got their bursary, Hon. Speaker to my understanding as a Member of this House and also representing the women in this House, I thought the bursary allocation is a priority in this County but what we are seeing is that we are seeing the concerned office is doing a wrong thing for not allocating these funds in a good way so that all the children in Samburu can be satisfied.

But we are seeing students outside Samburu County being left out without being given bursaries without a satisfactory reason why are they not being given. Hon. Speaker I know you are also feeling what we are feeling here because you represent Wamba East Ward since you are yet not given the Ward Fund Bursary and also you have students who are studying outside the County that have not yet received their bursary.

This is a very serious matter that needs an urgent answer so that we can rest this matter of bursary; an if it is the Fund Administrator is the issue then let the Executive tell us what is not happening. In the ten years regime we have the Fund Administrator and everything was smoothly well but now we have been having quarrels all over even in Social media.

We are seeing our MCAs being intimidated as the Hon. Member was talking about it before me; you are being undermined. I even saw the other day you being asked where is the bursary. It is not your failure not to distribute bursary; you are just here to pass the resolution or to pass the Budget but you are not the implementer and today the Executive is the oversight of the MCAs, I think it is now vice versa that the Executive is oversighting this House and I think it is not a good way to go.

Hon. Member, to me I thought we have tools and power to sermon or even impeach the concern; we cannot be crying baby's allover; crying in social media. I am sorry to say that I saw the other day somebody tarnishing MCAs names in social media calling us all kinds of names that you are there to sip beer and some things that I do not want to mention here.

Hon. Members let us play our roles; if we have decided to form an *Ad Hoc* Committee I also support the same. Let us form an *Ad Hoc* Committee and let us give timelines to give us an answer why Ward Fund Bursary is not being distributed and why the students outside Samburu County are not being given bursaries. I also saw this report or response as very shallow document just because the Hon. Member inquired that provide breakdown of the amount disbursed to schools including the current balance in the bursary account supported with relevant bank statements.

To me they have not yet answered on the current balance and I also think that this is not a bank statement. We are being undermined; we need through your leadership to rest this matter. We need to get the answer whether the Hon. Members who has the Wards still get this bursary or not

or whether the students studying outside this County still have these shares or not, I mean that bursary.

We are now in another Financial Year. We are in the new Financial Year for only three months and we are still talking for the Financial Year 2022/2023, 2023/2024 bursary and the Governor is there telling wananchi that the bursary for Porro Ward is lying in the bursary's office. Surely don't we get the clear information and this is not the clear information.

Let them give us the bank statements, this is not the bank statement. We are being undermined and so I want to support the Hon. Members that we form an *Ad Hoc* Committee with the respect of our Committee on Education. Let us form an *Ad Hoc* Committee and with timelines to investigate what is the matter.

The Members can prove me wrong that the bursaries you have been getting is being signed by the former Hon. Members Benjamin Leitore and here they are giving us that he is on an acting capacity without even giving us the evidence to show the qualification to hold that office.

Hon. Speaker, with all due respect and I know you are feeling what we are feeling. We want to rest this matter, thank you.

The Deputy Speaker, (Hon. Lelengeju Jackson): Hon. Lorunyei, Chair for Education.

MCA Nachola Ward, (Hon. Lorunyei Lawrence): Mr. Speaker, having heard the concern of the Hon. Members and the seriousness of the matter Mr. Speaker. We need at least to go to another step to reinforce the concern of the Members of this House. The next step that we are going to take is only forming a Committee to go further in details and bring what is worth to the Committee and to what the Hon. Members have been asking, year in year out. We need to put this matter to rest.

It is normal that we form Committees for reinforcement of the function and authority vested to this Hon. House. Through your guidance, we need to go another step and form an *Ad Hoc* Committee to investigate and act, thank you very much Mr. Speaker.

The Deputy Speaker, (Hon. Lelengeju Jackson): Thank you Hon. Chair for Education. We have taken note of the concerns of the Members and weight and seriousness of the matter. We will consult with our Standing Orders and the relevant legal constitutions that regard to the formation

of an *Ad Hoc* Committee so we shall give response in tomorrow's session. I think we rest this matter today here and then we deliberate tomorrow.

ADJOURMENT

Hon. Members the time being 10 minutes past four o'clock and there being no other business this Assembly now adjourns until Thursday 19th September 2024 at 2:30 pm.