

COUNTY ASSEMBLY OF SAMBURU



THE HANSARD

Wednesday, 16th April, 2025

The Assembly met at the County Assembly Chambers at 9:30 am

Deputy Speaker, (Hon. Lelenkeju Jackson) in Chair

PRAYER

PAPERS

REPORT ON THE VETTING OF CHAIRPERSON OF THE SAMBURU

COUNTY COMMUNITY CONSERVANCIES FUND

Chairperson, Committee on Co-operative Development, Trade and Tourism, (Hon. Lemantaan Kelvin): Thank you Hon. Speaker. I stand to table The Report on the vetting of Mr. Joseph Lepariyio nominee of the position of the Chairperson of The Samburu County Community Conservancies Fund.

(Paper laid on the floor of the House)

NOTICES OF MOTION

Chairperson Committee on Co-operative Development, Trade and Tourism, (Hon. Lemantaan Kelvin): Hon. Speaker, I beg to give notice of the following Motion:

THAT, Pursuant to the provisions of the County Assembly of Samburu Standing Orders 60 (1), The County Assembly of Samburu debates and approves the Report of the Committee on Co-operative Development, Trade and Tourism on the vetting of Mr. Joseph Partamei Lepariyio for the position of Chairperson to the Samburu County Community Conservancies Fund.

Thank you Hon. Speaker.

MOTION

THE REPORT ON VETTING OF THE SAMBURU COUNTY

PUBLIC SERVICE BOARD MEMBERS

Member, Committee on Public Service and Administration, Labour, Social Welfare, Justice and Legal Affairs, (Hon. Lemoosa Jonathan): Thank you Hon. Speaker. I beg to move the following Motion:

THAT, Pursuant to provisions of The County Assembly of Samburu Standing Orders 60 (1), The County Assembly Samburu debates and approves the Report of the Committee on Public

Service and Administration, Labour, Social Welfare, Justice and Legal Affairs on the vetting of The Samburu County Public Service Board Members.

I beg Hon. Lemantaan to second.

(Hon. Lemantaan Kelvin bows to second the Motion)

Deputy Speaker, (Hon. Lelenkeju Jackson): Hon. Members. Pursuant to Standing Orders 60 (1) of The County Assembly of Samburu, The County Assembly Samburu debates and approves the Report of the Committee on Public Service and Administration, Labour, Social Welfare, Justice and Legal Affairs on the vetting of The Samburu County Public Service Board Members.

Member, Committee on Public Service and Administration, Labour, Social Welfare, Justice and Legal Affairs, (Hon. Lemoosa Jonathan): Hon. Speaker Sir. With all humility, I wish to urge this House to debate and approve this Motion because our Samburu County Public Service Board is unable to work and administer its legal mandates just because the board is not wholly formed.

And as such, it has negative drawbacks especially on matters employment and promotions. Speaker Sir, this is the reason why I request the House to approve the board members such that the youths and any other person who actually qualifies to get employment to be considered.

When the Board is not fully constituted; it means there are no services to be rendered and this gives a big blow especially to the youth who are unemployed. I wish to kindly beg the House to approve the Board Members for efficient service delivery to our communities, thank you Speaker Sir.

MCA Nachola Ward, (Hon. Lorunyei Lawrence): Thank you Hon. Speaker. While I appreciate the opinion of Hon. Lemoosa, we are here to be guided by the guidelines of the rules Mr. Speaker.

Yes, that office needs to be fully established so that it can kick off. But, process, rules and procedures must be followed Mr. Speaker. There is a difference between interviews and vetting. We are looking at the vetting report Mr. Speaker.

Mr. Speaker, we are looking at the threshold if the process, procedure and rules have been followed Mr. Speaker. Mr. Speaker, because of the importance of this Public Service Board

MCA Nachola Ward, (Hon. Lorunyei Lawrence): Mr. Speaker if you go to article 10 of the constitution of Kenya, it talks about inclusions. Same to article 100 of the constitution of Kenya, the diverse or other communities should be included. Article 232 (h) talks about diversity.

How can we be together if the face of wards is not reflected? That is the threshold we need at this Honorable House, to see the cohesion, inclusiveness, diverse and reflections of all the communities.as per the law, 70% will be for dominant community and here the Turkana's and Samburu's are the locals .

The 30% can go to others. But now we are not following the guidelines whereby we all be included participants following the guidelines and that is why our nominated are here because of affirmative action. The inclusiveness of gender should be there. And that is why the political parties nominate specially elected Members to streamline so that the marginalized groups will be considered in any sector of employment.

I am asking that the special areas are forgotten. You cannot be satisfied after getting the affirmative actions and you forget the area supposed to champion. I am not against the full establishment of the board but the threshold of the constitution must be followed. It started with interviews because they did not look at the constitution. Yes the nominee met all the requirements, does it means that the other diverse do not have degrees? Do not have masters? Do not have experience? It means that we have been left out and that is why I am opposing the Report. Thank you.

MCA Maralal Ward, (Hon. Loloju Joseph): Thank you Mr. Speaker. I rise to support the Motion. This is a Hon. House and we cannot go to the level of where you come from or tribalism. We need to look people individually. It is just so pathetic when Hon. Member stands to say Samburu belongs to two tribes, Samburu and Turkana which is very wrong. This is the County of Samburu and not the Turkana. As such, all the rest of the people, I came from this town and this town consists of 43 tribes in Kenya, where are the Somali left? Where are the kikuyu left?

Deputy Speaker, (Hon. Lelenkeju Jackson): Allow the Member to finish. Let the Member continue.

MCA Maralal Ward, (Hon. Loloju Joseph): Mr. Speaker Sir, the County of Samburu really need this position since the vetting was done, the interview was done. I do remember that over 300 applicants and it was not a matter of discriminations, all the tribes were involved but the best emerged without consideration on where you come from.

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

MCA Nachola Ward, (Hon. Lorunyei Lawrence): Mr. Speaker about discrimination is not there but when you defined the words locals and residents. There is a group of locals and residents and there is no any discriminations there, and according to the constitution, it says that 70% will go to dominant community and 30% will go to the minority communities. I have not talked about tribalism. The next point of order was the so called the best. If I can say that the Turkana who applied got the masters distinctions in economics going by the list.

Deputy Speaker, (Hon. Lelenkeju Jackson): Hon. Lorunyei, you stood for a point of order and not debating.

MCA Maralal Ward, (Hon. Loloju Joseph): Mr. Speaker Sir, the particular Member is really lost. As I stand here, I hold a degree and maybe he holds a degree too but on different fields. Maybe you might be having economics and I have something else.

In that aspects, it does not mean that I am better than you neither you are better than me. It is when the people appear before the committee panel that is where you see the best person. May you be told that and be attending these panels my brother so that you will get to know. It was very rigorous occasion and as such the two particular people emerged the best irrespective of where they come from, but they are the best and therefore we cannot afford again to hang the Samburu people for them not to get the required services; we need these particular offices to be occupied and that is why the Hon. We urge you to pass this particular Bill, thank you Mr. Speaker Sir.

Specially Elected MCA, (Hon. Lenamatiyo Silapia): Thank you Mr. Speaker for giving me this opportunity for me to raise my concern on the same. Mr. Speaker before I declare my stand on

this Report let me just raise my concern; as the culture of this House and also guided by our Standing Order I think this is a very huge report of 65 pages and I just came across this report like five minutes before the session began and I think it is in order that such kind of report we get in time.

Secondly, the Hon. Member who stand for this Motion did not even take us through this report he just raised and said let us consider this report, he could have even gone through the recommendation of the report so that we can be aware but Mr. Speaker I am not aware what is inside this report and I still stand that I cannot oppose or oppose this because we need to be let to have enough time for this because it is a very important document. I am even aware that yesterday they vetted these two nominees just yesterday and we are getting this report today. I did not get time to interact with this report. We are not here to rubberstamp, let us get facts on the reports that we table in this Hon. House or we put notices, thank you.

Deputy Speaker, (Hon. Lelenkeju Jackson): Hon. Lemoosa briefs the members on the report.

MCA Nyiro Ward, (Hon. Lemoosa Jonathan): Yes. Mr. Speaker this report actually is only but a vetting report on the suitability of the candidate that is our major role in this particular report maybe as a Committee and as a House. As guided by Article of the Law like in accordance to Section 58/A/1 on the County Government amendment Act 2020 that there should there be a vacancy in the public service board, the Governor shall nominate and with the approval of the County Assembly appoint Members of the County Service Board.

(Point of Order by Hon. Lorunyei)

following the nomination of the County public service board, I am trying to read but the Hon. Member had all the right to say may be she just had to embrace this particular report shortly before the House and that is why I actually forced to give a preference and what we are trying to forward so allow me and protect me Mr. Sir that the following nomination of the County Service Board Member by his Excellency the Governor in accordance with Section 58A/1 of the County Government Amendment up to 2020 and Pursuant to Section 58/1/A of the County Government Act 2012 and Pursuant to the Articles 135/1/A,B and C of the Constitution of Kenya the following persons were nominated, the two persons who were nominated were Daniel Lebarleiya position of Member County Public Service Board and Antonella Leshornai position Member

County Public Service Board, now the nomination of the two persons was conveyed to the Clerk through a letter reference CGS/CA/APPT/VOL2/009/28 dated 8th April 2025 the nominees curriculum vitae and other testimonials were enclosed in the letter.

I think we are guided by such clauses of law or Articles and it is true the Committee sat just to see the suitability of the two candidates and our simple role was to see the suitability and maybe the Committee through the annexures schedule 2 of the report Section 7/9 assessment forms and see the name of the candidate Daniel Lebarleiya and Antonella Leshornai you can see the marks awarded; if we could read all the report there is nothing much actually as a Committee because we just wanted to see the suitability whether the person had some criminal record whether academics did qualify because we did not have any other alternative...

(Point of Order by Hon. Lorunyei)

Deputy Speaker, (Hon. Lelenkeju Jackson): Hon. Lorunyei, allow the Member to finish.

MCA Nyiro Ward, (Hon. Lemoosa Jonathan): It is about the report why don't you take time to listen because I am trying to take the Members through report because she was right to say they had the report but that is not the Committees making it is supposed to be our secretariat and I want to believe they did a right job because every Member has a report and can go through the report and maybe if the Hon. Members whom I believe they are privy to this information now and the role of the House and the Committee because there is a difference between people who interview and those who vet. In the process of vetting we are not doing the interview but just seeing very simple issues like academics, criminal record if any...

(Point of Order by Hon. Lorunyei)

Community if actually some did forward some concerns which were never.....This is exactly why I urge the House to still consider approving the Report. Because the much we delay we are denying the people of Samburu the chance to have their daily bread.

MCA Ndoto Ward, (Hon. Lealmusia Ali): Thank you Mr. Speaker sir, for giving me this opportunity to also support this particular Report. Our mandate as the committee on labour is very clear on our provisions and our standing Orders. If I may go back and remind the whole House that the Committee on Labour, Social Welfare, Justice and Legal Affairs is mandated by

the Pursuance to the provision of Section 9(2) of the public appointments County Assembly approvals Act 2017. And we are guided by the provision of the standing order number 200(4) (f);

It is therefore the mandate of this Committee submit the Report to this House and seek for approval of the nominees. And I think this one is in order. Two names were forwarded, and we vetted, and, brought to this House. And it is very clear in our records. The two nominees they met the Integrity threshold, they demonstrated the knowledge over the position Administrative and technical issues, touching the positions of this mandates. So, that is why I urge the House to approve this report as it is. Thank you.

Specially Elected MCA, (Hon. Lenolkulal Esther): Ahsanti, Mheshimiwa Spika. Nafikiri Kamati wamefanya kazi yao. Nawameileta kwa House wakiwa wameiangalia vizuri. Ninaona hawa watu wamepewa kazi ni watu kutoka Samburu County. Hawajatoka County nyingine sioni kama tutafanya vizuri tukikaa kuongea maneno mengi. Kwasababu nakumbuka watu wengi hatukuongea maneno mengi. Mimi nasimama hapa kuunga mkono. Thank you.

Specially Elected MCA, (Hon. Dube Osman): Ahsanti sana, Mheshimiwa Spika. Mimi kama Dube ninaunga mkono na nina sababu mbili; Hawa watu wamefanya mahojiano. Walikuwa watu wengi wakasonga hadi watu kumi na. Na watu wawili wakachaguliwa na wakawasawazisha mmoja kutoka North na mwingine East. Kama ni watatu sisi wa Samburu West tunaweza lalamika. Lakini wamefanya haki. Mimi naunga mkono kwasababu mlemavu hajaomba na hakuna haja nilalamike.

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

MCA Lodokejek Ward, (Hon. Lekuchula David): Thank you Hon. Speaker...

Deputy Speaker, (Hon. Lelenkeju Jackson): Hon. Lawrence, I will allow you the order but let the member continue. Have your seat. Continue.

MCA Lodokejek Ward, (Hon. Lekuchula David): Thank you Hon. Speaker. I rise to support this Motion. I am one of the Committee members who vetted the nominees and they were qualified and suitable for this position. I just want to ask a question to my friend Hon. Lorunyei. He is so much running to discuss about or talk about the inclusivity. And the inclusivity must start from your ward, county to national level.

Deputy Speaker, (Hon. Lelenkeju Jackson): Refrain yourself to the debate.

MCA Nachola Ward, (Hon. Lorunyei Lawrence): We had volleyball ladies and men. We have got teams from KAWAP, Nachola. Team from Kawap is football men, Nachola is volleyball girls and Marti is volleyball men.

MCA Loodokejek Ward, (Hon. Lekuchula David): I did not finish Hon. Speaker he raised on a point of order. (*inaudible*). I just urge this House to support this Motion and approve these nominees for our County to go forward. Thank you, Hon. Speaker sir.

Specially Elected MCA, (Hon. Lenaimalda Janet): Thank you Mr. Speaker for giving me this chance I myself to stand here. I just request Hon. Members to support this Motion. Why? This people will not go to work in Samburu North or East but across Samburu County. So, I request Hon. Members to support this Motion. I support this motion.

Specially Elected MCA, (Hon. Loregai Jane): Thank you Mr. Speaker and I also thank the Committee for labour, doing a good job. I stand to support the Motion. Although, I urge the Committee next time please it is really a concern that we should consider the minority, people with disability so that the issues will not arise. I stand to support for now because I know there are many chances coming. Let us think of inclusivity and consider the minority and people with disability.

MCA Wamba West Ward, (Hon. Lemartile Francis): Thank you Hon. Speaker. I stand to support the Report. But my concern is on what other members are saying. Just because the nominees appeared before the committee yesterday and the Report, we got it late.

And going by the report there were a lot of typing errors I do not wish for us to pass a report which has typing errors guessing just an example pg. 5 the reports states that the nominee before the Committee has schedule on Wednesday 15th April on which we do not have Wednesday 15th April 2025. Today is 16th Wednesday April 2025 going by that I think give the number and time to go through the report, and rectify the errors within the report so that we do not pass something that have legal consequences, thank you Mr. Speaker.

Waso Ward MCA, (Hon. Lemantaan Kelvin): Thank you Mr. Speaker, I also stand to support the report, as I understand so many applicants who have applied for the positions and after

successful vetting these two nominees, I also conquer with the Hon. Lemartile that we need to make corrections in the report otherwise I support the report, thank you.

Elbarta Ward MCA, (Hon. Leitoro Jeremiah): Thank you Mr. Speaker, I also like to take this opportunity to make my contributions, on this report the role or the mandate of the Committee is only to seek for the suitability of the candidate that have been forwarded by the Committee that was appointed by the office of the Governor, the issue of inclusivity should have originated the time when the two names were presented to County Assembly because once the County Assembly has the two names the only mandate is to seek for the suitability of this candidate.

However, it is wise to have observation or the inclusivity in each and every Committee, I would like also to Make my observation in this report as much as we are supporting this report, I think the interview was done yesterday I think the last candidate we had around 12 noon and the report was tabled at around 2: 30 P.M that means they only had 2 hours to prepare for this Honorable report and one of the observation that I have made is by the many observations that the Hon. Members have also identified when you peruse through the report there is this score-sheets you will find there are some pages that includes Daniel Moss Lentiyo who is not even part of the nominee of this Honorable report.

It will not be fair enough for us so that we can be able to adapt this report yet some of paperwork does not belong to this specific Committee. You can even see the dates that specific paper was signed on 11th June 2024, this means the report was made, and the part of the Committee was pre-empted, so people just went and edited previous existing reports. I think we should also want to tell the Honorable Committee that they should also take enough time it is also quite evident that they have not taken enough time to peruse and to ensure that something they are tabling in this Honorable House is indeed... instead of them rushing and making such kind of mistakes, thank you Mr. Speaker.

Nyiro Ward MCA, (Hon. Lemoosa Jonathan): Mr. Speaker there are some notable errors in the report typo errors, in the report which actually can be amended or corrected because these are typo errors instead of Tuesday it is Wednesday with the Speaker actually to defer the question that of course after the House the Committee, the secretariat and the clerks sit down and do the

necessary corrections then maybe we can sought to have the report be adapted in the afternoon session. If it finds you well with that we should also be oblarged, thank you Mr. Speaker.

Specially Elected MCA, (Hon. Asha Ahmed): Thank you Mr. Speaker, I stand to support the report but as much as I support this report I want to urge the Hon. Members bringing such report sin the House, let us be very keen because this is not the first time we are reading such reports Mr. Speaker. I also want to urge our secretariat to be very keen when making this kind of reports because it is important for Members to be reading something and understand. I urge also the Honorable Members to rise above partisanship support a nominee who has capacity, character and commitment to make real difference, thank you.

Specially Elected MCA, (Hon. Lenamatiyo Silapia): thank you Mr. Speaker, as far as the Hon. Member who brought this motion has requested you that you defer; my opinion is that you defer this motion for the accuracy of the report. Mr. Speaker, I think this is just sympathy because according to our Standing Orders inaccuracy of the report will make the report to fall on the floor of the House but because of the understanding issues about the Board let us just defer this matter so that they will go and correct. That is why I was telling the Hon. Member, it is good that this report the Committee go through it and bring to the House when they know what they are bringing to the House, please defer this report let us do it in the afternoon without it being copy pasted, you can see Amos Lentaano somewhere, I do not think it is right let us just defer it, but I stand to support.

Deputy Speaker, (Hon. Lelenkeju Jackson): Hon. Members according to Standing Order No. 63 sub clause 2 despite paragraph 2 the Speaker may on the request of Members defer the putting of the Question, to the following day in which in this case the Speaker thereupon nominate the time at which the Question shall be Put. I therefore based on that Standing Order defer this putting of the Question to today Wednesday 16th at 2:30 p.m.

ADJOURMENT

Honorable Members, the time being 30 minutes to 11:00 o'clock and there being no other business, this Assembly now adjourns until Wednesday, 16th April 2025 at 2: 30 p.m.