

COUNTY ASSEMBLY OF SAMBURU



THE HANSARD

Tuesday, 6th June, 2023

The Assembly met at the County Assembly chambers at 2:30 p.m.

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

PRAYER

COMMUNICATION FROM THE CHAIR

Welcoming Remarks from short Recess

The Speaker, (Mr. Lenamarle Stephen): Hon. Members, I take this opportunity to welcome you back from the short recess, I hope you had good time to meet your constituents, friends and families over the past three weeks.

You are all aware that during the short recess a lot had transpired; beginning with the resignation of our former Speaker Hon. Fred Lengees, forcing the House to adjourn *sine-die* and consequently resulting to me being elected as your fourth Speaker.

Part two of the County Assembly calendar was supposed to resume on 23rd May, 2023 but due to all that occurred today we are commencing on 6th June, 2023 and will run until the rise of the Assembly on Thursday 29th June, 2023.

Hon. Members I once more take this opportunity to express my gratitude to all of you for your support and electing me as your fourth Speaker and as I had said in my inauguration speech, I will do all that is within my power to work with each of you irrespective of party alienation

(Applause)

I also wish to request for support and cooperation from each one of you in order for us to deliver to the people of Samburu County in accordance with the Constitution of Kenya and all that is required of us as a legislative arm of the County.

Hon. Members, in the next couple of days we will expect the sectorial Committee on Finance on CIDP (County Integrated Development Plan) and the Committee on Budget and Appropriations is also expected to conduct public participation on the Budget estimates and therefore table the report. The adoption of Budget Estimates will lead to the introduction of Appropriation Bill in which we are expected to pass before 30th June, 2023.

I wish you all a fruitful deliberations and well during this part of the calendar year, thank you.

(Applause)

MCA Nyiro Ward, (Hon. Lemoosa Jonathan): Thank you Hon. Speaker Sir, on behalf of myself, my family and the great people of Nyiro, I wish to take this early moment to congratulate you for being elected as the fourth Speaker of Samburu County Assembly.

Mr. Speaker Sir, your election as the fourth Speaker was actually a new inception, very special indeed whereby all the Members of the House to part in it and you really got a huge support, meaning that the Hon. Members of this House have a lot of trust in you and in the office you assumed.

It is our sincere wish that you will continue with that trust bestowed upon you. Speaker Sir, of course and the unity as the linkage between the Executive and the Honourable House. By saying so Speaker Sir does not mean that of course we are going to bed with the Executive but we know there is separation of powers and nevertheless we shall not compromise the independence of the House for the purpose of service delivery to our people.

Mr. Speaker Sir, I wish you the best and I trust of course from the person you are, you will lead the House with impartiality, bringing unity and as such therefore Speaker Sir I wish you God's blessing to guide you through.

Hon. Members, let us keep our unity just the way we showed and nevertheless we shall have that we expect specially to deliver services to our people, this is because of course as a family united we rise and divided we fall, thank you Speaker Sir.

Specially Elected MCA, (Hon. Dube Osman): Ahsante sana Mheshimiwa Spika, tunakupongeza kuwa Spika wetu wa Assembly.

Mheshimiwa Spika mimi kama Dube kiongozi wa familia ya disability Mheshimiwa Spika nashukuru, tunakupongeza na tunaomba sisi kama Hon. Members pamoja na staff tunataka umoja na tusaaidiane kwa njia yoyote Mheshimiwa Spika.

Hii ni Nyumba ya sheria, tunaomba utumie sheria kwa sababu sheria ni kama msumeno, inaweza kata upande huu na upande huu Mheshimiwa Spika.

Mheshimiwa Spika, tangu umechaguliwa tumeona kwamba roho zetu zimetulia vizuri kwa sababu mbeleni tulikula tear gas lakini leo nimevaa nguo ya ilikula tear gas. Ningependa kukushukuru kwamba tuko salama Mheshimiwa Spika na tuendelee pamoja, kama kuna shida tutatue pamoja kwa kamukunji yetu.

La tatu Mheshimiwa Spika tukae safari moja, tuendelee, tupangie sisi namana hii kidogo Mheshimiwa Spika, hata kama tunaenda Mombasa, Kisumu kidogo Mheshimwa Spika, ahsante sana.

(Applause)

MCA Wamba East Ward, (Hon. Jackson Lelenkeju): Thank you Mr. Speaker. I join my colleagues in congratulating you for being the Speaker of the County Assembly. I believe that we are going to work together with Members of County Assembly of Samburu to ensure that services are conducted in a manner that brings us together peacefully so that we serve the people of Samburu County. I also like to like to inform you that we have pending issues in this Assembly that needs to be put down. We will sit down with you the leadership of the House and with you and draw timelines and budgets that will steer the Committees on the smooth running of the County Assembly of Samburu to greater heights.

I know we have able technical staff that will guide you through the process and we have also Members of the County Assembly that will support you as you sought in your speech. I assure you that you are going to get support from this House. I request all Members that anytime issues arise that call for equity through which we can enable the team and the House to run smoothly. Going forward, we have not done adequate training for you and also the County Assembly Members, majority of us around eighty percent are new Members and have done one or two trainings so that Members can perform their tasks in this house honorably and in a way that would gear or steer the Assembly forward, so as you settle down in the office, please train our Members adequately so that they operate as professionals. Thank you, Mr. Speaker.

PAPERS

Specially Elected MCA, (Hon. Stacy Nareyo): Thank you Mr. Speaker. I beg to lay the following Papers on the table of the House.

1. Report of the auditor general on receiver of revenue statements County Government of Samburu for the year ended 30th June 2022.
2. Report of the auditor general on Samburu County Youth and Women Enterprise Development Fund for the year ended 30th June 2022.
3. Report of the auditor general on Samburu County Bursary Fund for the year ended 30th June 2022.
4. Report of the auditor general on Samburu County Persons Living with Disability Fund for the year ended 30th June 2022.
5. Report of the auditor general on (inaudible) and Sanitation Company Limited for the year ended 30th June 2022.
6. Report of the auditor general on County Government of Samburu County Revenue Fund for the year ended 30th June 2022.
7. Report of the auditor general on Samburu County Executive Staff Mortgage and Members Scheme Fund for the year just ended 30th June 2022.

Thank you, Mr. Speaker Sir.

The Speaker, (Mr. Stephen Lenamarle): Hon. Members, the tabled Papers stand committed to the Committee on Public Investments and Public Accounts Committee.

STATEMENTS

Specially Elected MCA, (Mrs. Jane Nakinyi): Mr. Speaker, the Hon. Jeremiah Leitoro the MCA Elbarta Ward requested for a Statement from the Chairperson of the Sectoral Committee on Water Environment and Natural Resources regarding garbage collection in Baragoi town. The Committee conveyed the request for Statement to the County to the County Executive

Committee Member in charge of Water Environment and Natural Resources; on behalf of the Committee I wish to report the communication received regarding the above request;

That, Hon. Member of the County Assembly for Elbarta Ward sought to know what plans do the department have in regards to the collection of garbage in Baragoi town and specifically plan to renew contract for the garbage collector and whether there are plans to recruit or renew garbage collectors and the timelines involved in a view of the above. The Department is fully aware of our urban centers rapid growth and looking at the ways of ensuring that the basic services such as garbage collection are provided for therefore the department will see to it that the expired contract from the current team of garbage collectors in Baragoi are renewed in line with the current laid down Human Resource Management procedures. That, due to the rapid growth of our towns Baragoi included, the department has factored in Budget for hiring additional garbage collectors and or town cleaner in the financial year Budget 2023/2024.

In a view of this, once the budget is approved the department will endeavor to higher the new team during the month of August 2023. I beg to lay this response from the Executive Committee Member, thank you.

MCA Wamba East Ward, (Hon. Lelenkeju Jackson): Hon. Speaker, I concur with my colleague in his Statement; I want to bring to the attention of this House that we have a total collapsed garbage collection system in our towns, a town like Wamba in Samburu East is a Sub County has a no plan for garbage collection. We constructed garbage collection sites sometime back and we have a vehicle that has not been operationalized for the last six years. Just imagine a big town like that with no garbage collection and staff put in place to be in charge of garbage collection.

I also want the same department to ensure that we have manpower responsible for garbage collection in our County. Environment is critical for us and we must have clean towns like any other town. It is pathetic as a County that we can sit back and ignore such menace in our towns. It is a serious health hazard not only to humans but also to livestock and to people drawing water from our rivers that cross in the middle of the towns like the Wamba river is an example where it

flows from the Wamba mountains and drains its water to Waso Nyiro. If all this garbage is thrown in the gullies in the neighboring towns where each person at night takes out a substance of whatever cause even private clinics throw syringes allover because there is no proper management of this. This is a serious issue that needs to be looked into, thank you.

The Speaker, (Mr. Lenamarle Stephen): Honorable.... I forgot his name.

MCA Nachola Ward, (Hon. Lorunyei Lawrence): Thank you Hon. Speaker Sir. I also want to add my voice on the statement read and on the contribution of the Member who has just said that the matter concerned is of urgency in our County.

Mr. Speaker, if you see Kisima on your way going to Nyahururu it is a very bad picture. I'm just saying Kisima and it is like other towns. We have a department responsible and we have been using a lot of money paying our agents in that department to see that services given to our County are of standard.

If I can say of Baragoi, there was a good person who had been volunteering, sacrificing to collect the garbage and waste. It has taken a lot of time for the department just to pay the casual worker because he has not been hired permanently. He has been struggling. That person is known as Mr. Kikuri. He's trying a lot in cleaning Baragoi town.

Mr. Speaker I just urge the department to put measures so that we have enough human resource so that our towns, our County would be as clean and be said it is the cleanest County. We like those pictures to be sent out there. But, it is really disheartening on your way to Nyahururu. Kisima. It is really very shameful. Action needs to be taken. Thank you, Mr. Speaker.

MCA Nyiro Ward, (Hon. Lemoosa Jonathan): Thank you Mr. Speaker. I seek your indulgence on this matter because the Honorable Leitoro sought for this statement and he is absent in the House.

We are not really sure whether he will go by this particular input from the department. I do not know if he did actually leave behind a word or is he aware that this is the sort of answers

forwarded by the department. It is very important that the Member would have been around. This of course is at your discretion as the House Speaker.

I also want to add my voice on this; especially on garbage collection. In taxation, the regulation states that there is no taxation without legislation and there is no taxation when actually there is no service delivery. We cannot tax when we have no legislation and we cannot tax or collect revenue when there are no services. What I really want to say is just like what our other members have said. That of course places like Nyiro and especially South Horr, which is the headquarters of Nyiro Division, the County Government collects revenue for service delivery but it is a pity that since the inception of County Government in 2013 to date, we have no such services.

Well, it is true the County Government collects revenue against legislation because you cannot tax if you cannot deliver service. This is actually wrong. We need the Department concerned and I so with that our Assistant Clerks will put this into record that we need this kind of services in big towns or urban centers in particular because the law is very clear on taxation and revenue. If there is no service rendered why do you collect the revenue? It is against that particular regulation. Mr. Speaker, I just said before I wish to bring to your attention that Hon. Leitoro is not actually in this House to accept this particular statement, whether right or wrong. Thank you.

Specially Elected MCA, (Hon. Nakinyi Jane): Honorable Speaker, I want to concur with Hon. Members that garbage collection has been a menace in this County especially in urban centers. So, to Hon. Members, this has been a talk in the Committee with the Department concerned that the coming Financial Year that is 2023/2024 Budget they have captured all the urban centers to solve the garbage collection problems in those areas. Thank you.

The Speaker, (Mr. Lenamarle Stephen): Hon. Members, since the Hon. Member who requested the statement is not around, the Committee to ensure that the response is delivered to the Hon. Member. Therefore, the statement is satisfactorily answered until the time the Hon. Member comes back and gives his feedback. The issue of garbage collection across the County can be addressed another day or in another statement.

ADJOURNMENT

The Speaker, (Mr. Lenamarle Stephen): Hon. Members the time being twenty minutes past three O'clock and there being no other business, this Assembly now adjourns until Wednesday 7th June, 2023 at 9:00 AM.