

**COUNTY GOVERNMENT OF MAKUENI**



**MAKUENI COUNTY ASSEMBLY**  
**SECOND ASSEMBLY – THIRD SESSION**

**ORDERS OF THE DAY**

**TUESDAY, JUNE 18<sup>TH</sup>, 2019 AT 2:30 P.M.**

**PRAYERS**

1. Administration of Oath.
2. Communication from the Chair.
3. Messages.
4. Petitions.
5. Papers (As listed in the Appendix).
6. Notices of Motion (As listed in the Appendix).
7. Statements.

**8\*. MOTION: THE REPORT OF THE COMMITTEE ON ENVIRONMENT AND CLIMATE CHANGE ON THE HUMAN WILDLIFE CONFLICT IN THE WARDS BORDERING THE TSAVO NATIONAL PARK**

**THAT**, this Assembly adopts the Report of the Committee on Environment and Climate Change on the human wildlife conflict in the Wards bordering the Tsavo National Park, laid on the Table of the Assembly on 6<sup>th</sup> June 2019.

*The Chairperson, Committee on Environment and Climate Change.*

**9\*. MOTION: URGING THE COUNTY EXECUTIVE COMMITTEE MEMBER FOR LANDS AND URBAN PLANNING TO SUBMIT A REQUEST TO THE NATIONAL LAND COMMISSION TO**

**ALLOCATE, ADJUDICATE OR SETTLE RESIDENTS OF  
WIKIAMBA “B” ON THE LAND THEY HAVE SETTLED ON**

**THAT, AWARE** that Section 5 of the National Land Commission Act mandates the National Land Commission among other functions with the function to manage land on behalf of the National and County Governments and to monitor registration of all rights and interests in land;

**FURTHER AWARE** that section 7 of the Land Act, 2012 recognizes that title to land may be acquired through allocation, adjudication process and settlement programs among others;

**APPRECIATING** that pursuant to Section 9 of the Land Act, land may be converted from one category to another in accordance with the Land Act and any other written law and that subject to public needs or in the interest of defence, public safety, public order, public morality, public health or land use planning, public land may be converted to community land;

**COGNIZANT** that section 12 of the Land Act requires that whenever the National or County Government is satisfied that it may be necessary to allocate the whole or part of a specific land, the Cabinet Secretary or County Executive Member responsible for matters relating to land shall submit a request to the National Land Commission for the necessary action by among other ways, way of application confined to a targeted group of persons or groups in order to improve their disadvantaged position;

**CONCERNED** that the people of Wikiamba “B” have been residing in the public land between Kaunguni Adjudication section and KARLO land in Nguumo Ward since 1980;

**FURTHER CONCERNED** that about thirty eight (38) years have elapsed since the people of Wikiamba “B” began living in this public land as squatters, using it as a community for farming, herding their livestock and have buried their deceased loved ones in the land;

**CONCERNED** that the people through their appointed representatives have been making efforts to have the land allocated to them or permanently settled in the land by approaching their elected leaders to follow up the matter with the relevant government entities on their behalf;

**COGNIZANT** that in the year 2005, when Kiboko “C”, initially a public land, was being allocated to its current residents, the then Member of Parliament promised residents of Wikiamba “B” that they will permanently be settled in the 197 acre land and title deeds issued to them;

**FURTHER COGNIZANT** of the fact that the residents of Wikiamba “B” are yet to be allocated title to the land and are still waiting for government intervention in settling them permanently in the area by allocating the land to the community;

**NOW THEREFORE**, this Assembly urges the County Executive Committee Member responsible for matters relating to land to submit a request to the National Land Commission by way of application confined to residents of Wikiamba “B” to allocate, adjudicate or settle the people of Wikiamba “B” in the said land in order to improve their disadvantaged position of being squatters, pursuant to the provisions of Section 12 of the Land Act, 2012.

*Hon. Alfred Nyamai Mutuku, MCA.*

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\* *Denotes Orders of the Day.*

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## APPENDIX

### PAPERS:

- i. The Half Yearly Progress Report of the Committee on Broadcasting and Communications for the Period July to December, 2018.

*The Chairperson, Committee on Broadcasting and Communications.*

- ii. The Half Yearly Progress Report of the Committee on Lands and Urban Planning for the Period July to December, 2018.

*The Chairperson, Committee on Lands and Urban Planning.*

- iii. The Half Yearly Progress Report of the Committee on Delegated County Legislation for the Period July to December, 2018.

*The Chairperson, Committee on Delegated County Legislation.*

### NOTICES OF MOTION:

- i. **THAT**, this Assembly adopts the Half Yearly Progress Report of the Committee on Broadcasting and Communications for the Period July to December, 2018, laid on the Table of the Assembly on 18<sup>th</sup> June 2019.

*The Chairperson, Committee on Broadcasting and Communications.*

- ii. **THAT**, this Assembly adopts the Half Yearly Progress Report of the Committee on Lands and Urban Planning for the Period July to December, 2018, laid on the Table of the Assembly on 18<sup>th</sup> June 2019.

*The Chairperson, Committee on Lands and Urban Planning.*

- iii. **THAT**, this Assembly adopts the Half Yearly Progress Report of the Committee on Delegated County Legislation for the Period July to December, 2018, laid on the Table of the Assembly on 18<sup>th</sup> June 2019.

*The Chairperson, Committee on Delegated County Legislation.*

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## **NOTICE PAPER**

**Tentative business for  
Wednesday (Morning), June 19<sup>th</sup>, 2019  
Published pursuant to the provisions of Standing Order 41(1),**

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IT IS NOTIFIED that the Assembly Business Committee, at their last meeting, approved the following tentative business to appear in the Order Paper for Wednesday, June 19<sup>th</sup>, 2019 at 9:30 a.m.: -

### **PAPERS:**

- i. The Half-Yearly Progress Report of the Committee on Water, Irrigation and Sanitation for the Period July to December, 2018.

*The Chairperson, Committee on Water, Irrigation and Sanitation.*

- ii. The Half-Yearly Progress Report of the Committee on Health Services for the Period July to December, 2018.

*The Chairperson, Committee on Health Services.*

- iii. The Half-Yearly Progress Report of the Committee on Implementation for the Period July to December, 2018.

*The Chairperson, Committee on Implementation.*

### **NOTICES OF MOTION:**

- i. **THAT**, this Assembly adopts the Half-Yearly Progress Report of the Committee on Water, Irrigation and Sanitation for the Period July to December, 2018, laid on the Table of the Assembly on 19<sup>th</sup> June 2019.

*The Chairperson, Committee on Water, Irrigation and Sanitation.*

- ii. **THAT**, this Assembly adopts the Half-Yearly Progress Report of the Committee on Health Services for the Period July to December, 2018, laid on the Table of the Assembly on 19<sup>th</sup> June 2019.

*The Chairperson, Committee on Health Services.*

- iii. **THAT**, this Assembly adopts the Half-Yearly Progress Report of the Committee on Implementation for the Period July to December, 2018, laid on the Table of the Assembly on 19<sup>th</sup> June 2019.

*The Chairperson, Committee on Implementation.*

**MOTIONS:**

- i. **THAT**, this Assembly adopts the Half Yearly Progress Report of the Committee on Broadcasting and Communications for the Period July to December, 2018, laid on the Table of the Assembly on 18<sup>th</sup> June 2019.

*The Chairperson, Committee on Broadcasting and Communications.*

- ii. **THAT**, this Assembly adopts the Half Yearly Progress Report of the Committee on Lands and Urban Planning for the Period July to December, 2018, laid on the Table of the Assembly on 18<sup>th</sup> June 2019.

*The Chairperson, Committee on Lands and Urban Planning.*

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