



COUNTY GOVERNMENT OF MAKUENI

MAKUENI COUNTY ASSEMBLY

OFFICIAL REPORT

Second County Assembly – First Session

Wednesday, 14th February, 2018

(The House met at 9.30 a.m.)

[The. Temporary Speaker (Hon. Janet Kitunga) in the Chair]

PRAYERS

The Temporary Speaker (Hon. Janet Kitunga): Clerk,

(Hon. Nicholas Maitha stood on a Point of Order)

The Temporary Speaker (Hon. Janet Kitunga): What is not in Order Hon. Maitha?

The Member for Thange Ward (Hon. Nicholas Maitha): Thank you Madam Speaker. Is it in Order for this plenary to start when the Hon. Members do not have Order Papers with them?

The Temporary Speaker (Hon. Janet Kitunga): Thank you Hon. Maitha. Sergeant -at -Arms, where are the Order papers for Members? We need a copy for each Member. Sorry for that Hon. Members. I think Order Papers should be placed to each Member's seat before the Assembly commences. Alright we can continue Hon. Members. Clerk.

PAPERS

(Hon. Kyalo Mumo stood in his place)

The Temporary Speaker (Hon. Janet Kitunga): You can first have your seat Hon. Majority Leader. I now call upon the Leader of Majority Party to lay his two Papers.

EXPENDITURE AND THE REVENUE RETURNS

The Majority Leader (Hon. Kyalo Mumo): Thank you Hon. Madam Speaker. Thank you for this opportunity this morning. I beg to lay the following paper on the Table of the Assembly today Wednesday 14th February 2014 at 9.30 am, the Expenditure and the revenue returns for the first half for the year 2017/ 2018.

2017/2018 HALF YEAR FINANCIAL STATEMENTS

The Majority Leader (Hon. Kyalo Mumo): I also wish to lay the following paper on the table of the Assembly today Wednesday 14th February 2014 at 9.30 am, The government of Makueni County Executive half year financial Statements for the year 2017/2018. I thank you

(Papers laid)

The Temporary Speaker (Hon. Janet Kitunga): Thank you Majority Leader. I commit the two Papers to the Committee of Finance and Socio- Economic Planning to bring a report to this House. Thank you Hon. Members. Clerk

NOTICES OF MOTION

The Temporary Speaker (Hon. Janet Kitunga): I call upon the Majority Leader to give a Notice of Motion

COUNTY ASSEMBLY BUSINESS COMMITTEE

The Majority Leader (Hon. Kyalo Mumo): Thank you once more Madam Speaker. I wish to give notice of the following Motion:-

THAT, pursuant to the provision of the Makueni County Assembly Standing Order 207 (1) this Assembly approves the appointment of the following Members to the County Assembly Business Committee in addition to the specified under paragraph a, b, c, d and e.

1. Hon. Muema Isaac Munyao
2. Hon. Carol Ngumbi
3. Hon. Martina Kimilu
4. Hon. Miriam Ngina Musyoka

The Temporary Speaker (Hon. Janet Kitunga): Thank you Hon. Majority Leader. Clerk.

STATEMENTS

The Temporary Speaker (Hon. Janet Kitunga): I call upon the Member for Mbitini Ward to request for a Statement.

STATEMENT REQUEST - PERENNIAL FLASH FLOODS IN MBITINI WARD

The Member for Mbitini Ward (Hon. Josphant Nzuki): Thank you Madam Temporary Speaker. Pursuant to the provisions of Standing Order 50 of the Makueni County Assembly Standing Orders, I rise to request for a Statement from the Chairperson, Committee on Transport and Infrastructure regarding the perennial flash floods in Mbitini Ward. This is a reintroduction of a Statement request which was made in this Assembly during the previous Session. Pursuant to the provisions of Standing Order 54 (2) the Statement request was made on 18th October 2017 and the response was to be given on 7th December 2017. However, by the end of the previous Session the response had not been issued as was undertaken. The Statement request was as follows:-

Part 2 of the Fourth Schedule to the Constitution assigns County Governments mandate on public works and services, including storm water management systems in built-up areas and water and sanitation services. To this end, the National Government allocates County Government funds to facilitate them deliver on this function. Mbitini Ward sits on land with both hilly and plain terrain. Thereby, the regions of the Ward can be categorized into two as, the upper regions and lower regions of the Ward.

During rainy seasons, each of the two regions experience challenges brought about as a result of the region's terrain. For instance, during the rainy seasons, the roads in the upper region become impassible due to the slipperiness of the roads. The bad states of the roads do not make matters any better either. The lower regions experience flash floods as a result of the surface run-off water from the upper regions together with the rain water which stagnates due to the flat nature of the region, coupled with the poor drainage in the area. Moreover, Ngesu River bursts its banks every time it rains due to the fact that the river channel and the banks are filled with sand. All the river water therefore empties into the villages while washing everything in its wake. Whenever this flooding occurs, hundreds of families are left homeless and without basic amenities. Learning is also interrupted during such times as the school going children are left unable to access their schools, which in any case are also submerged in the flood waters.

Such occurrence of flooding exposes the residents of the affected areas to the risk of outbreak of water borne diseases such as cholera, which could be catastrophic. The County Government, in a bid to check the flooding problem in the area, has built gabions along the Ngesu River, but this intervention has not helped arrest the situation. The County Government also spent around Ksh.11 Million in an attempt to scoop off the sand from the river channel and banks, but this also failed.

The Chairperson was to clarify on the following:-

- a. The immediate emergency measures the department has put in place to curb this problem with the anticipation of the short rains expected in the region in a month or so time.
- b. Whether the County Government has an emergency fund kitty to help those who would be affected by the flash floods in the event they recur during the coming short rains. How much is in the kitty?
- c. The long time measures the Department has put in place towards solving this problem, considering that the previous interventions that is, building gabions and scooping the sand along the river channel and banks have all failed.

The Chairperson should therefore, provide the response as was undertaken. Thank you.

The Temporary Speaker (Hon. Janet Kitunga): Thank you Hon. Member. I call upon the Chairperson Committee on Transport and Infrastructure to tell this House how long they will take to request to that Statement.

The Member for Kikumbulyu South Ward (Hon. Jades Kalunda): Thank you Madam Temporary Speaker for the opportunity to respond. We had put a lot of efforts to respond to this Statement but time expired before we could come up with substantial Statement response. We want to pray that you can give us ----

The Temporary Speaker (Hon. Janet Kitunga): I am a bit concerned Hon. Member, are you standing on a behalf of the Chairperson?

The Member for Kikumbulyu South Ward (Hon. Jades Kalunda): Yes.

The Temporary Speaker (Hon. Janet Kitunga): Alright.

The Member for Kikumbulyu South Ward (Hon. Jades Kalunda): I am now the Chairperson.

The Temporary Speaker (Hon. Janet Kitunga): If permission has been granted to you is quite in order continue Hon. Member.

The Member for Kikumbulyu South Ward (Hon. Jades Kalunda): Thank you Madam Temporary Speaker. We want to pray that Assembly gives us two more weeks to respond, fourteen working days and we will respond adequately to what Hon. Member for Mbitini Ward want. Thank you Madam Speaker.

The Temporary Speaker (Hon. Janet Kitunga): Thank you Hon. Kalunda. The Committee has been given fourteen days to bring a compressive report to this House. I call upon the Member for Kalawa Ward to request for a Statement. Hon. Mutunga.

STATEMENT REQUEST - REHABILITATION OF MUMBUNI EARTH DAM IN KALAWA WARD.

The Member for Kalawa Ward (Hon. Kyalo Muthoka): Pursuant to the provisions of Standing Order 50 of the Makueni County Assembly Standing Orders, I rise to request for a Statement from the Chairperson, Committee on Water, Irrigation and Environment regarding the rehabilitation of Mumbuni earth dam in Kalawa Ward.

This is a reintroduction of a Statement request which was made in this Assembly during the previous Session. Pursuant to the provisions of Standing Order 54 (2) the Statement request was made on 15th November 2017 and the response was to be given on 7th December 2017. However, by the end of the previous Session the response had not been issued as was undertaken. The Statement request was as follows:-

The rehabilitation of Mumbuni Earth Dam was allocated Kshs.4 million in the Financial Year 2016-2017. The desilting works in the earth dam commenced sometime in that Financial Year but stalled along the way leaving the rehabilitation works incomplete.

With the current short rains being experienced in the County, the earth dam has been filled with water and more silt has deposited in the earth dam. The contractor who was undertaken the rehabilitation works at the dam has returned to site and is currently purporting to carry out the rehabilitation works whereas the earth dam is currently filed with water. Furthermore, the excavator which was being used for the rehabilitation works broke down and the contractor resorted to using a wheel loader to perform the works of the excavator. Further, the silt from the earth dam has been deposited on a nearby private farm and abandoned there with levelling as required, hence leaving heaps of silt on the farm.

The Chairperson was to clarify on the following: -

- a) Why the contractor purports to be undertaking the rehabilitation works during this rainy season when the earth dam is filled with water;
- b) Why the rehabilitation of the earth dam was commenced sometime in the FY 2016/17 and later abandoned, only to be rushed during this rain season;
- c) The amount of the allocated funds which has been spent on the project so far *(provide supporting financial documents)*

- d) The contractor who was awarded the tender to undertake the rehabilitation works at the earth dam;
- e) Whether the department is aware that the contractor is currently using a wheel load in the rehabilitation works, a machine which is not meant for that purpose;
- f) If so, did the department okay the use of the wheel loader for the rehabilitation works at the earth dam?
- g) Whether the department is aware that the silt from the earth dam has been inappropriately disposed on a private farm near the earth dam; and
- h) If yes, what action has the department taken to remedy this?

The Chairperson should therefore provide the response as was undertaken. Thank Madam Speaker.

The Temporary Speaker (Hon. Janet Kitunga): Thank Hon. Member. I call upon the Chairperson Committee on Water, Irrigation and Environment to tell the House when the response will be ready.

The Deputy Majority Whip (Hon. Joseph Muema): Thank you Madam Speaker, as you are aware this Statement as mentioned by the Member for Kalawa ward was due on the 7th December, 2017 the day we adjourned the House for recess and we were therefore requested by the Assembly Business Committee then to resent a progress report. However, the Committee request for 14 days. Thank you.

The Temporary Speaker (Hon. Janet Kitunga): Thank Hon. Member. Ensure you keep to the timelines. I call upon the Member for Kee, Hon. Isaac Munyao to request for a Statement.

STATEMENT REQUEST- MAIZE DISTRIBUTION TO PRIMARY SCHOOLS

The Member for Kee Ward (Hon. Isaac Munyao): Thank you Madam Speaker. First, allow me to congratulate you from where you are seated.

Madam Speaker, Pursuant to the provisions of Standing Order 50 of the Makueni County Assembly Standing Orders, I rise to request for a Statement from the Chairperson, Committee on Agriculture, Livestock and Food Security regarding. This is re-introduction of a Statement request which was made in this Assembly during the previous session pursuant to the provisions of Standing Order 54 (2). The Statement was made on 4th October, 2017 and the response was to be given on 21st November, 2017. However, by the end of the previous session the response had not been issued as was undertaken.

The Statement request was as follows. That following the prolonged drought experienced in the County and Country at large, many households and schools have faced severe food shortages. In a bid to arrest the situation, the County Government

distributed maize to various primary schools in the County. However, it has been noted with concerns that some of the maize distributed to the primary schools was contaminated and hence unfit for human consumption. For instance, out of the 20 bags of maize received by Mutulani Primary School, 18 bags contained contaminated maize leaving the school with a meagre two bags for consumption by the pupils. Sia Primary School, as well as the other primary schools, faced a similar problem, albeit not with the same number of bags of maize.

Considering the food shortage faced by the said primary schools, the few bags of maize which had consumable maize lasted only a few days, after which the primary schools plunged back to the food shortage crises which they were facing there before.

The Chairperson was to clarify on the following: -

- a. Whether the department was aware that some of the maize which was distributed to the primary schools was contaminated by the time of distribution. If so, was the department aware of the consequences of the pupils consuming the contaminated maize;
- b. Whether the department has received complaints from the primary school heads on the fact that some of the distributed maize was contaminated. If so, whether the department has plans to redistribute maize to the affected schools so as to ensure that learning in those schools is not interrupted by food shortage crises.

The Chairperson should therefore provide the response as was undertaken. Thank you.

The Temporary Speaker (Hon. Janet Kitunga): Thank Hon. Isaac Munyao, Member for Kee Ward. I call upon the Chairperson Committee on Agriculture, Livestock and Food Security to inform the House when response will be ready.

The Member for Ukia Ward (Japheth Katumo): Thank you Madam Speaker. As the Member has said this Statement is a spill over of the previous session business. The problem required responses from different departments and we were not able to finish up the business during the last session. However, we were able to invite different Executive County Members (ECMs) including; the Department of Health, Education and also Agriculture. The remaining bit is very small and within 14 days we will be able to file a report consumable by this House. Thank you madam Speaker.

The Temporary Speaker (Hon. Janet Kitunga): Thank Hon. Member. My feeling is that 14 days is quite a long time and this House is going to give seven days because you had partly dealt with that Statement. Chairperson Committee on Agriculture, Livestock and Food Security, this House is expecting the response on the Statement within seven days. Thank you Hon. Member.

The Member for Ukia Ward (Japheth Katumo): Madam Speaker, I understand that we did a little bit of the work but seven days may not be enough. I pray that you give us like ten days and we will be ready.

The Temporary Speaker (Hon. Janet Kitunga): Alright Hon. Member, 14 days granted.

The Member for Ukia Ward (Japheth Katumo): Thank you.

The Temporary Speaker (Hon. Janet Kitunga): I am taking you shortly to the two Papers which were tabled by the Leader of Majority which I committed to the Committee of Finance and Socio-Economic Planning but I had not given a timeline. I take this opportunity to give the Chairperson Committee of Finance and Socio-Economic Planning 21 days to bring a comprehensive report to this House.

The Member for Nzau/Kalamba Ward (Julius Mutula): Thank you Madam Speaker. 21 days is okay with the Committee. We will work round the clock to ensure that we present a report to this honourable House. Thank you.

The Temporary Speaker (Hon. Janet Kitunga): Thank Hon. Member. Next Order.

MOTION

COUNTY ASSEMBLY BUSINESS COMMITTEE

The Temporary Speaker (Hon. Janet Kitunga): I call upon the Leader of the Majority party to move his Motion.

The Majority Leader (Hon. Kyalo Mumo): Thank you Mr. Madam Speaker for this opportunity to move the Motion of the appointment of the Members to the County Assembly Business Committee. As of yesterday, I did promise this House that consultations on the subject matter are on the highest gear and indeed if get my promise. I have consulted with Members Madam Speaker. I beg to move the following Motion:-

THAT, pursuant to the provision of the Makueni County Assembly Standing Order 207 (1) This Assembly approves the appointment of the following Members to the County Assembly Business Committee. In addition to those specified under paragraph a, b, c, d and e that of

1. Hon. Isaac Munyao- from Wiper party
2. Hon. Carol Ngumbi – Wiper party
3. Hon. Martina Kimilu- Muungano Party

4. Hon. Miriam Musyoka – from Wiper party

Mr. Speaker, sorry Madam Speaker. I am used to Mr. Speaker and I wish you happy valentine.

(Laughter)

The Temporary Speaker (Hon. Janet Kitunga): Hon. Member I do not think that is official, this is a very honorable House and you can wish me happy valentine when we are outside there. Let's first stick to the Business of the House.

The Majority Leader (Hon. Kyalo Mumo): Madam Speaker, I stand guided. Today being the day of love and when you look at that verse John 3: 34-35, it talks about that love and of course it relates to valentine. I stand guided. On the subject matter of the four Members who were added to the committee, we agreed after the consultations these Members join us. The gender was considered and that the Members in this Committee are equally capable of executing their mandate. Therefore, I would not want to take much of the time but at this point in time, I wish to call Hon. Julius Mutula to second this Motion. I beg to move.

The Member for Kilili/ Kalamba Ward (Hon. Julius Mutula): Thank you Madam Speaker, I wish to take this opportunity to second this Motion. You recall yesterday after the plenary, the Hon. Members remained behind and we held a Kamkunji and through a very conducive atmosphere of consultations. We did very good consultations and we agreed on the four Members as presented by the Leader of the Majority. I would request without wasting a lot time, you just put the question without a lot of debate because we quite agreed and are in consensus. Thank you Madam Speaker.

The Temporary Speaker (Hon. Janet Kitunga): Thank you hon. Member. Hon. Members, it has been observed that you have not seconded the Motion. You have not mentioned that you have seconded the Motion. Members you have to be prudent in mentioning that you second the Motion.

The Member for Kilili/ Kalamba Ward (Hon. Julius Mutula): Madam Speaker I wish to second this Motion on the grounds I stated earlier for the purposes of the HANSARD.

The Temporary Speaker (Hon. Janet Kitunga): Thank you Hon. Member.

(Question Proposed)

The Temporary Speaker (Hon. Janet Kitunga): Hon. Kevin Mutuku Kitise /Kithuki Ward.

The member for Kitise/ Kithuki Ward (Hon. Kevin Mutuku): Thank you Madam Speaker. Let me take this opportunity first to congratulate you on your Chair and I can also see your dressed for today. I wish to support the Motion on the Floor of the House. As we are aware yesterday, we met at our different party levels and deliberated on several appointments to this Committee. We are all aware that we had only one position that was left in this Committee but only one man was able to serve in this Committee for purposes of Gender balance and out of the Spirit that we have always had, we all agreed that Hon. Isaac Munyao serves in that position given that apart from him being male, he is a person who is with disability. That group is represented on this Committee which of course was a very great honor.

When you look at the names of the other three, Hon. Caro Ngumbi, Hon. Martina Kimilu, and Hon. Miriam Musyoka, you realize that this is like a fresh blood in that Committee and people who have been given very fresh mandate and people who have been able to serve in very vigorous Committees in this House. It will be a very good opportunity for us as a House to give these three ladies an opportunity to serve us in this very important Committee of this House given that Hon. Martina Kimilu also is a representative of the Muungano party in the Majority coalition. I think without much ado, we all as House we voted during the Kamkunji and we all agreed unanimously that these Members represent us in this Committee.

I wish to thank and also congratulate the Minority Coalition for their selflessness that they have showed us in the past. One, you remember very well that when we were forming the Committees of this House. According to the Standing Orders that we had the Minority coalition was to take up leadership in the Public Accounts Committee. As you are aware out of the spirit of oneness led by Minority Hon. Kisungi, they s relinquished that position to the Majority Party and I can bet for sure that things are going on well in that particular Committee.

The same happened yesterday. They had a position in the House Business Committee and out of the same spirit of oneness because they are equally represented within the same committee; they relinquished a position to the Majority Party that each Member of this House belongs to a particular Committee at the end of the day. This is the spirit, this is the way to go and I urge all Members that this Session if we move on like that all will be well.

Lastly, I wish the majority Leader and the leadership of the House because you did not bring names here yesterday for us to rubber stamp without being consulted. This is the spirit. We want consultations every now and then so that Business in this House moves very smoothly. Thank you So much Madam Speaker.

The Temporary Speaker (Hon. Janet Kitunga): Thank you Hon. Member Kitise Ward. I now call upon Hon. Jonathan Kimongo.

The Majority Whip (Hon. Jonathan Kimongo): Thank you Madam Speaker. I stand to support this Motion. As the seconder has said we had consensus that we pass these names and we have a member of this House who is having a matter in court going on now and as you may have observed some Members are moving out they are going for that function most of us would also want to join them. As a Whip I am afraid in a few minutes time we may possibly lack quorum if the question can be put we will be free to go. Thank you.

The Temporary Speaker (Hon. Janet Kitunga): Thank you Hon. Kimongo I now call upon Hon. Kalunde for Makindu Ward.

The Member for Makindu Ward (Hon. Alfred Kituku): Thank you so much madam Temporary Speaker for this opportunity. I want to support the Motion and also insinuate that the Motion that we are debating is equally important as we also want to go and stand in support with the Hon. Member. It is also important we also contribute and give our voice towards this Motion and especially to the Members that we gave the charge to serve in the Committee in this new dispensation.

I stand to give a few words to the new team. One, I personally think the team should work hard in making sure that the Assembly is served better with assembly papers. We find the Hon. Members do not have the papers on the issues that they to discuss in the Assembly. This something that can be discussed in the Committee so that the clerks can work on this issue and do it in good time. Proper consultations as a Member said, it is important we do proper consultations when we are doing this. Yesterday was a good example of ensuring that the House is given a chance to speak for itself and the Hon. Members did give their own choices.

It is also important to note that, we did not take any favor from the Minority party. For heaven sake the coalition for Muungano and Wiper did a favor to the Minority Party. As a House we should not paint white where there should not be. Everybody seated here is seated on their own right and it should not be painted like they did us a favor. We are serving because we should be serving. Hon. Members that is important.

(Applause)

The Member for Makindu Ward (Hon. Alfred Kituku): The last one, this is a House of order. We should at times be a little bit parliamentary. We should not be a House that when we come here we are debating about what good food we had in the recess or may be how best we did in Mombasa because its captured in the HANSARD. It will look a little bit awkward when we start discussing such. Let us stick to the business of the House so that we look like Hon. Members and by the end of the day the HANSARD will capture us well. Thank you so much Hon. Madam Temporary Speaker. I support.

The Temporary Speaker (Hon. Janet Kitunga): Thank you Hon. Member for Makindu Ward. I now call upon Hon. Rose Ndibo.

Hon. Rose Ndibo: Thank you Madam Temporary Speaker I stand to support the Motion. As a *Mama* I think it would be enough if a lady does not stand and support fellow ladies. If yesterday you sat in a Kamukunji and you agreed on the names were submitted I am here to support them. I know the Members who have been appointed will do a good job and I am not seeing a big deal here. I am sure they will perform. You can now put the question and then we finish. thank you, Madam Temporary Speaker.

The Temporary Speaker (Hon. Janet Kitunga): Thank you Hon. Rose Ndibo I now give this opportunity to Hon. Kalunda.

The Member for Kikumbulyu South Ward (Hon. Jades Kalunda): Thank you Madam Temporary Speaker for the opportunity. I stand to support this Motion based on many facts. One, I want to support the Majority Leader for good spirit in instilling Members. Two, because we had a Kamukunji and at least my party was represented by Hon. Martina I do not have any choice. I have to support my party which I am very loyal to. We need to be honorable enough, to follow procedures, the Standing Orders. When you read the Standing Order on the same 207 (1) it talks about party strength. Party strength, there is nothing like the notion being put across that, the minority coalition of three Members gave a favor to a coalition of forty-five members. It does not work like that. The party strength will always carry the day.

The Standing Orders are very clear and nobody should put it like the Members who are here; the three Members who never come to this Assembly gave a favor to us. There is nothing like that. We need to follow that and the Majority Leader is taking notes and the Majority Whip. Two---

The Temporary Speaker (Hon. Janet Kitunga): Order Hon. Member! Hon. Member, when you are given an opportunity to contribute you should also watch the language you are using. It's very key Hon. Kalunda. When you say that, your party nominated or appointed Hon. Martina and you did have any other alternative, I don't understand what you are really meaning. When you are contributing and maybe there is a Minority Party which we agreed they surrender their opportunities to the other parties and it was in agreement and they gave us that opportunity I think we should respect that. Continue Hon. Kalunda.

The Member for Kikumbulyu South Ward (Hon. Jades Kalunda): Hon. Madam Temporary Speaker I have been very clear I got a C minus in English in my KCSE and that is the reason as to why maybe it was not clear. I was saying, plain reading of Standing Orders says; party strength would compose the three or four Members but the Minority Leadership are over represented by section (a) (b) (c) (d)

and (e). That why we don't have a lot of tussle to do with. In the spirit of togetherness, we will be giving opportunities to everybody because we represent a Wards. We represent special interests and that is the reason we must follow the Standing Orders. We don't have a lot choice in that.

I wish to take this opportunity as well to congratulate my good friends Hon. Miriam, Hon. Caro, Hon. Martina and Hon. Isaac for they will be represent us there. The only challenge they will have is we need a lot of Business for this House. We need a lot of commitment in that Assembly Business Committee in order to do a better job than the previous team. We need to reenergize and we are very sure that, the three new fresh Members into the Assembly of the Business Committee will do a better job. Thank you, Madam Temporary Speaker, for giving me the opportunity and I wish to also say that we will walk together. As Hon. Majority Whip has said, we are coming out and in support of Hon. Masesi. Thank you.

The Temporary Speaker (Hon. Janet Kitunga): Thank you Hon. Member I call upon Hon. Kahindu from Ilima Ward and from the look things Members are looking at me like they are questioning, I think some of them want to attend Court. Hon. Kahindu just be brief.

The Minority Whip (Hon. Joseph Kivinda): Thank you Mr. Speaker just to quote a little on the Standing Orders on the matter of the House Business Committee its by default that the Majority Leader, Minority Leader, and the Whips should all be in the Select Committee. The favors we gave to the Majority coalition I think should not be taken for granted. It was a long strain and it was after a deep consultation with the party Members that we give that post to the majority coalition.

Standing Order 207 (1) (f) states that, *Not less than three and not more than four Members who shall be nominated by the County Assembly parties and approved by the County Assembly at the commencement of very session reflecting the relative majorities for the seats held by each of the County Assembly parties in the County Assembly and taking in to consideration the interests of independents.* Madam Speaker, if I was elected as an independent candidate in the Assembly I would have a post in the County Assembly Business Committee. Due to the spirit of togetherness, we PTP and PICK coalition unanimously agreed to have some little favors to our big brothers in Wiper and Muungano party so that we give them that post.

The Temporary Speaker (Hon. Janet Kitunga): Hon. Member, as I have said you need to watch the words you are saying. When you sit down and agree that this is way to go then I do not see the need of you talking about it. We are Hon. Members and when you talk about favors, it is like you are trying to irritate some Members in this House. Please watch your words.

The Minority Whip (Joseph Kivinda): Thank you Madam Speaker. I just wanted it to be clear to Members that what we did was a favour and that one should be clear.

(Several Members stood in their places)

The Temporary Speaker (Hon. Janet Kitunga): Warm your seats Hon. Members.

The Minority Whip (Joseph Kivinda): thank you madam Speaker for the protection.

(Laughter)

(Hon. Jonathan Muoki stood on a Point of information)

The Temporary Speaker (Hon. Janet Kitunga): Point of information to who

Jonathan Mwaniki: Hon. Kahindu

The Temporary Speaker (Hon. Janet Kitunga): are you ready to be informed Hon. Kahindu?

The Minority Whip (Joseph Kivinda): Due to time I do not need any information.

(Laughter)

The Minority Whip (Joseph Kivinda): We are all rushing to the courts to stand with one of own.

The Temporary Speaker (Hon. Janet Kitunga): Alright Hon. Member.

(Hon. Kelvin Mutuku stood on a Point of Order)

The Temporary Speaker (Hon. Janet Kitunga): Yes, Hon. Kelvin Mutuku.

The Member for Kitise/Kithuki Ward (Hon. Kelvin Mutuku): Is it in order for Hon. Member who left the Floor to leave without supporting or opposing the Motion. He should be clear on this because the business is either you are supporting or opposing.

The Temporary Speaker (Hon. Janet Kitunga): Hon. Kahindu, come and tell the House where you supporting the Motion or not.

The Minority Whip (Joseph Kivinda): I support the Members who have been nominated to the Committee.

The Temporary Speaker (Hon. Janet Kitunga): Thank you. Hon. Members, allow me to call the Mover of the Motion so that we can do something else.

The Majority Leader (Hon. Kyalo Mumo): Madam Speaker, indeed, you have seen and heard that the Members are in that good spirit and in this case, I wish to thank you for that consideration. As you put the question I also thank you and the clerks for assisting as and the minorities should feel that they have a say; not that they are few but we are in consultation. Thank you.

The Temporary Speaker (Hon. Janet Kitunga): Thank you Majority Leader.

(Question put and agreed to)

ADJOURNMENT

The Temporary Speaker (Hon. Janet Kitunga): Hon. Members the time now being 10. 23a.m the House stands adjourned until today Wednesday 14th February, 2018 at 2. 30p.m.

(The House rose at 10. 23a.m.)