



COUNTY GOVERNMENT OF MAKUENI

MAKUENI COUNTY ASSEMBLY

OFFICIAL REPORT

Second County Assembly – Second Session

Wednesday, 28th February, 2018

(The House met at 9.00 a.m.)

[The Speaker (Hon. Douglas Mbilu) in the Chair]

PRAYERS

PETITIONS

INSECURITY IN WOTE TOWN

The Speaker (Hon. Douglas Mbilu): Member for Wote/Nziu Ward to present a Public Petition on behalf the residents of Wote Town regarding insecurity in Wote.

The Member for Wote Ward/Nziu (Hon. Felix Mateso): Thank you Mr. Speaker for the chance. This is a public petition from the residents of Wote regarding insecurity in Wote Town. We, the undersigned, citizens of Kenya and residents of Makueni County; draw the attention of Makueni County Assembly to the following: -

1. THAT, Wote Town is the County headquarters and as such should project the culture and sentiment of the citizens of Makueni County.
2. THAT, the culture and sentiment of the people of Makueni County is one of peaceful coexistence and social accountability.
3. THAT, this is no longer what can be said of Wote Town, which has recently, due to the population increase, acquired a criminal element, posing a serious threat to the residents, the culture, economic environment and respectability of the town.

4. THAT, already a great percentage of the residents and businesses have been affected by insecurity and have reported muggings, theft and even robbery.
5. THAT, there is a feeling among the residents that the perpetrators of these criminal activities are not residents of the town, but rather commit their crimes in the company of, and with the assistance of some criminal residents, then escape with their loot out of the town.
6. THAT, it is feared that some security officers may be involved in the criminal activities, although not directly.
7. THAT, this Petition is not before any court of law.

Therefore, your humble Petitioners pray THAT, Makueni County Assembly intervenes to have the Makueni County Government assure residents, especially businesses which are the backbone of the town, of protection from falling victim to criminals. And your Petitioners will ever pray. There are residents of Wote who have signed their names, ID and address and signatures. Thank you Mr. Speaker.

The Speaker (Hon. Douglas Mbilu): Hon. Member Standing Order number 228 states that, *The Speaker may allow comments, observations or clarifications in relation to a Petition presented or reported and such total time shall not exceed thirty minutes.* The floor is open towards that Petition. Member for Thange before you contribute Member for Nziu/Wote Ward proceed and table the Petition first. Member for Thange.

The Member for Thange Ward (Hon. Nicholas Maitha): Thank you Mr. Speaker for this opportunity. I wish to agree with Hon. Mateso MCA for Wote that we have a problem of security in Wote town. On Tuesdays, Wednesdays and Thursdays because of the nature of the job that we do here I spend in Wote and last week I was planning to move to Kathonzweni where there is better security but now that this issue has been brought to this House, it is my request that all the Members of this House come together and we discuss this matter to the letter and see how the security of this important town can improve. It was my opinion that we mobilize all the Members of this Assembly and we go to the town mobilize the community and all the people in the town and may be hold a very mega demonstration and see whether we can put all the media Houses together and we demonstrate and carry placards that are written so and so should go and I am sure when we do that, that will be a thing of past in this town because security is very important. As I conclude, two to three Members of this Hon. House have been attacked, their cars vandalized, their property stolen and if this can extend to the Hon. Members of this House, it means a lot of people have been through this and I think it is very bad. Therefore, I support this and I request the Members to come up with a good way forward to see how this menace can actually come to an end. Thank you Mr. Speaker.

The Speaker (Hon. Douglas Mbilu): Hon. Jonathan Muoki.

Hon. Jonathan Muoki: Mr. Speaker I was not rising to contribute. I was just moving the chair. Thank you Mr. Speaker.

(Laughter)

The Speaker (Hon. Douglas Mbilu): Very well. Hon. Mbula Mutula.

Hon. Mbula Mutula: Thank you Mr. Speaker. I stand to support that Motion because I am one of the affected people. I remember, even our Members know, on 23rd two days to Christmas my car was vandalized that night and it was not good. Everything which was in the car was stolen and one thing I want to ask our Hon. Members is to support Hon. Mateso on this Petition because it is a very serious matter in Makueni and Wote. what I know is after that so many things were spoken and it is very clear that we also have some police who are supposed to leave this town for us to have security and the only the way to do it is the way Hon. Maitha has said. We do demonstrations and not just demonstrations, we even go to the police station, we camp there and we tell them what needs to be done because we are the people and our people need security.

Again, about the issue of security, it is very serious. In fact, last week I was shocked where I live, somebody left the car during the day it was around 2:00p.m and entered the room and on coming outside everything was stolen in the car and you cannot even imagine how this happens. As we try to find out what is happening in our town because it is serious if in a big town like Emali and Makindu we cannot hear such things and they are on Mombasa Road why are we hearing such things in Wote? We need to find out what is happening as Hon. Members and we give the people of Makueni security because many people who live here are from Makueni and they need security. Let us support Hon. Mateso and do the necessary. Thank you.

The Speaker (Hon. Douglas Mbilu): Hon. Janet Kitunga.

Hon. Janet Kitunga: Thank you Mr. Speaker for this opportunity. Whatever Hon. Mateso has presented into this House is very real. People have suffered, people's house have been broken into and hotels have also been broken into but my concern is that, security is a role and function of the National Government and we cannot talk about it when we have not involved them. They should be involved and they should be at the center of this matter which we are addressing in this House now. Thank you Mr. Speaker.

The Speaker (Hon. Douglas Mbilu): Hon. Masesi.

Hon. Justus Masesi: Thank you Mr. Speaker. First before I speak, I want to welcome you to the House again. We missed you yesterday but the good thing is that you have very good leadership---

The Speaker (Hon. Douglas Mbilu): Hon. Masesi you mean yesterday this chair was not occupied?

Hon. Justus Masesi: The chair was occupied but ---

The Speaker (Hon. Douglas Mbilu): The Chair was present.

Hon. Justus Masesi: He was present ---

The Speaker (Hon. Douglas Mbilu): The Speaker was present.

Hon. Justus Masesi: We missed you in particular.

The Speaker (Hon. Douglas Mbilu): Proceed Hon. Masesi.

Hon. Justus Masesi: Thank you Mr. Speaker. I really feel for Hon. Mateso. As he speaks you can see tears inside his heart because this is his town in his Ward and what is happening in this town is not really something to laugh about. Insecurity is not something to joke around with and as Hon. Members if out of 48 Members five or six of us have been affected, how many people do we have in Wote town? It means that we have very many people who are affected and this is something very serious which should not be left only to Hon. Mateso. We need to really stand with him and see how we can do it. If the National Government cannot really stand with us as Hon. Members, it might be a sabotage because we belong to NASA. If they are vandalizing our cars maybe next time they will vandalize our families and I am fearing for my son. If I leave my son in my car maybe one day I will find him stolen or vandalized in quotes. It is something we need to take seriously as a House and as Hon. Members because we are the leaders of this County and this town in particular. We really need to see what we can do about it. Thank you so much Mr. Speaker.

The Speaker (Hon. Douglas Mbilu): Hon. Francis Mutungi Member for Kathonzweni Ward.

The Member for Kathonzweni Ward (Hon. Francis Mutungi): Thank you Mr. Speaker I want to stand with my brother Hon. Mateso because Wote town belongs to people of Makueni at large and this is a very serious matter. However, there are some questions unanswered. Why is it happening day in a day out in Wote? It appears like it is what my brother Hon. Masesi has said, is it because we belong to the opposition? One of my brothers Hon. Maitha said we need to have demonstrations but demonstrations will never give us a right answer. We need to have a very immediate meeting with the security agencies starting with the County Commissioner who sometimes seems to be very arrogant and also we need to meet with the OCPD to

tell us what is happening because is like we are not in Kenya. If we are not in Kenya we need to be told, those answers should come from the National Government starting with the arrogant man here who is called the County Commissioner.

I know why I am saying he is arrogant. You remember when the then Minister for Water visited Makeni, he barred us from meeting with the then Minister and also the Governor himself attended that meeting with a lot of reservations because it is like he wanted to bar us from his meeting. We wonder because in the campaign time we could see a lot of money poured to those people, the security agencies, starting with the County Commissioner. He had a lot of money to make sure that he had every spoken word from every leader; whoever was vying for are seat yet now the same Government is quite when people of Makeni are being attacked. We need to know are we in Kenya? Where are we? Or is it because we are in opposition? If it is that we are in opposition then we be told to take on security of our people. We can have our own *chinkororo* in the town. We can have *mukamba osa vinya*; we can have those people they are still here. We can arrange ourselves because it so serious and it cannot happen here every day, every night and even in the daylight things are happening. It is very shocking Mr. Speaker. Thank you.

The Speaker (Hon. Douglas Mbilu): Member for Mavindini Ward.

The Majority Whip (Hon. Jonathan Kimongo): Thank you Mr. Speaker. I stand to lay my concern concerning this matter. Debate is raging on whether we should address this matter through the right channels of procedure where we go to the senate and all that stuff or we do things the other way. The Member who has just sat down has said it is good we engage some offices but I tend to differ. The Bible says, in the times of ignorance God overlooked. I am sure in a time like this if we go the extra mile and bite the bullet by doing what Hon. Maitha and some others are doing, walking in the streets facing these guys head on, I am sure God will overlook that. Therefore, it is high time we walk out, mobilize our people, we hit the streets, we make news and we do it the next day, we make news, we do it the next day, we make news until somebody sees our point because Mr. Speaker ---

(Applause)

The Majority Whip (Hon. Jonathan Kimongo): We cannot continue to allow our Members to suffer. You have heard quite a number of Members here, almost six have been a victim to this and our Country has sunk so low that the due process of law is not followed sometimes so if we say we go the route of we go to offices, we write to Senate nothing will be done and if it will be done, it will be done after we are all slaughtered so let us move, let us be proactive and let us defend our people and our properties. Otherwise we are finished. Thank you.

The Speaker (Hon. Douglas Mbilu): Hon. Munyao.

The Member for Kee Ward (Hon. Isaac Muema): Thank you Mr. Speaker sir. I stand to support the Petition which has been presented to this House by Hon. Mateso and I think the issue of insecurity in Wote town has been a major concern to the community. Last night I met with Hon. Mateso and when we greeted each other he told me, '*Mheshimiwa, I have a lot of stress*'. When I followed on the matter, I found that the Community is telling him, '*Mheshimiwa you are not working*', reason being the issue of insecurity at Wote town has become too much. I talked to a resident of Wote town yesterday and he told me even the houses of the Ministers are being broken in to. If this Hon. House remains quiet, then I think even we are going to be stolen from. What I want to present to this House is we move out, we go to the town, mobilize the community and we issue a statement. I think the National Government is concerned and I think they are involved in this. Actually, they are the cartels of the issue of insecurity. I think we as the Hon Members if we move out there, issue a statement and get united the issue of insecurity will go down. The other thing is we have been singing the same song towards the end of last year and nothing has been done so I think before the end of this week you can allow us we go we mobilize the community, we address this issue and I think Wote town will be a better place to live. Thank you.

The Speaker (Hon. Douglas Mbilu): Hon. Sharon Mutinda.

Hon. Sharon Mutinda: Thank you Mr. Speaker. I rise to support this Petition particularly because it is not only touching Hon. Mateso but it is touching all the Members of this Assembly because the people who are being attacked in the town are our people and also the Members of County Assembly. We do not know the main issue around this robbery and we have to protect this before it gets worse. If they have gone to an extent of attacking people from ATMs the next move they will be to attack or they will kidnap and do other worse things so it is good for this House to take this matter as one family. As we follow the right channel, the Hon. Member will help us even to have the kitchen committee which will be overseeing some of the things which we cannot see at night in town. I think there are people who can help Hon. Mateso to pinpoint some of the issues which are going round in town in his absence so it will be good for us to take this initiative and this matter together and help our people out there. Thank you.

The Speaker (Hon. Douglas Mbilu): Hon. Members as I have read to you Standing Order number 228, this debate should not last more than thirty minutes. We have up to ten and three minutes to conclude this debate. I am afraid I may not allow anyone else to proceed except the Leader of Majority.

The Majority Leader (Hon. Kyalo Mumo): Thank you Mr. Speaker sir. Indeed as you can see from the Members that whatever is on the table today is paramount and is of very big significance. I stand to support this Petition because security is

everything. It is now getting really out of hand and usual for our capital Wote. Every one here is very concerned. Just the other day they went to an extent of stealing from a catholic father. They stole wine. I think it is now getting out of hand and therefore as a House we must come and make a conclusive decision. I am thinking of us doing an extraordinary thing of summoning Matiang'i and why not. If we can, summon Matiangi, Boinnet or the OCPDs and even this County Commissioner because we must start from somewhere. My fear is if they are not honoring court orders, they will honor Makueni? I am very concerned about this issue because as it is we hear that some guys of some outlawed members of the *mungiki* community are coming to Wote very early in the morning because I can tell you that it is not our boys who know how to use these knives, who know how to put a jack on the neck of somebody other than these *mungiki* guys.

We are told they are coming with a very early bus to Wote and they do their operation of course with a few inside jobs here and there. Therefore, this matter is getting really out of hand and in this case therefore, we must stand with one of our own Hon. Mateso. It is not his case, it is for all of us because if it is happening here it will go to Tulimani. If we are not arresting it they go to Tulimani. In Tulimani when they come I will call a few *wazee* here and there and then we do the other oath thing, '*mowawa ni kiu*'. Vigilante groups are also an important suggestion. We can organize the *Nyumba Kumj*, what is it doing? I would propose that we now summon, we invite the County Commissioner to this place to answer those very many questions. I rest my case and say that united we shall defeat them but when we talk different languages these guys may find their way in so I support that we start summoning these people. Thank you.

The Speaker (Hon. Douglas Mbilu): Very well Hon. Members. considering that insecurity is a function of the National Government and also considering that the insecurity is affecting residents of Makueni County, functions of devolved Government, Trade and others, the Chair will be communicating this afternoon on the necessary steps to be taken in executing this said Petition. Thank you. Next order. Chairperson Committee on Agriculture, Livestock and Food Security to present a response to the Public Petition presented by Member for Kiima Kiu/ Kalanzoni Ward on behalf of residents of Kiima Kiu/ Kalanzoni Ward regarding the grazing of livestock from Kajiado County in Kiima Kiu/ Kalanzoni Ward. Chairperson.

GRAZING OF LIVESTOCK FROM KAJIADO COUNTY

The Member for Ukia Ward (Hon. Japheth Katumo): Thank you Mr. Speaker. I rise to give a Report on a public petition presented by the Member for Kiima Kiu/ Kalanzoni Ward on behalf of the residents of Kiima Kiu/ Kalanzoni Ward regarding the grazing of livestock from Kajiado County. Mr. Speaker sir, the Sectoral

Committee on Agriculture, Livestock and Food Security is constituted pursuant to the provisions of Makueni County Assembly Standing Order number 216 and Section 14(1) (b) of the County Government Act, 2012.

The Sectoral Committee on Agriculture, Livestock and Food Security executes its mandate in accordance with the provisions of Standing Order 216 (5) read together with the Second Schedule of the Makueni County Assembly Standing Orders which provides for the mandates of the Sectoral Committees as follows;

- (a) investigate, inquire into, and report on all matters relating to the mandate, management, activities, administration, operations and estimates of the assigned departments;*
- (b) study the programme and policy objectives of departments and the effectiveness of the implementation;*
- (c) study and review all County legislation referred to it;*
- (d) study, assess and analyze the relative success of the departments as measured by the results obtained as compared with their stated objectives;*
- (e) investigate and inquire into all matters relating to the assigned departments as they may deem necessary, and as may be referred to them by the County Assembly;*
- (f) to vet and report on all appointments where the Constitution or any law requires the County Assembly to approve, except those under Standing Order 209 (Committee on Appointments); and*
- (g) Make reports and recommendations to the County Assembly as often as possible, including recommendation of proposed legislation.*

The Second Schedule of the Makueni County Assembly Standing Orders provides the subject areas for the Committee as follows;

- i. All matters related to agriculture, including crop and animal husbandry, livestock sale yards, county abattoirs, plant and animal disease control and fisheries;*
- ii. veterinary services (excluding regulation of the profession),*
- iii. Implementation of specific national government policies on natural resources, agricultural products development and marketing.*

In executing its mandate, the Committee oversees the operations of the Executive Department of Agriculture, Livestock and Fisheries. The following are the Members of the Committee on Agriculture, Livestock and Food Security;

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| 1. | Hon. Japheth Katumo, MCA | Chairperson |
| 2. | Hon. Elizabeth Kawembe, MCA | Vice Chairperson |
| 3. | Hon. Kyalo Mumo, MCA | Member |
| 4. | Hon. Jackson Mbalu, MCA | Member |

5.	Hon. Josphat Nzuki, MCA	Member
6.	Hon. Felix Mateso, MCA	Member
7.	Hon. Mercy Mutuku, MCA	Member
8.	Hon. Mbula Mutula, MCA	Member
9.	Hon. Diana Mwendu, MCA	Member

Committal and consideration of the Petition. Mr. Speaker sir, Standing Order 221 (1) (b) requires that a Petition to the County Assembly shall be *presented by a Member on behalf of a petitioner, with the consent of the Speaker*. During the 36th Sitting of the County Assembly held on 7th December, 2018, Hon. Ben Kilonzi, Member for Kiima Kiu/Kalanzoni Ward tabled a Petition on behalf of the residents of that Ward, regarding the grazing of livestock from Kajiado County. Pursuant to Standing Order 229, the Petition was referred to the Sectoral Committee on Agriculture, Livestock and Food Security on Thursday 7th December, 2017 for consideration and preparation of a report within 60 days. The petitioners' prayers were that Maasai livestock be banned from grazing in Kiima Kiu/Kalanzoni Ward and two, grazing of Masai livestock in Makueni County only authorized by the Makueni County Assembly through a regulation. In considering the Petition, the Committee invited the ECM, Agriculture, Livestock and Fisheries and held meetings with the Petitioners and the community at large. The meetings were aimed at responding to issues raised by the Petitioners.

Mr. Speaker sir, having held meetings, carried out a site visit and considered the submissions presented on the Petition, the Committee observed that;

- a. There were livestock been grazed illegally in the Ward from Kajiado County.
- b. Some people had leased their plots to the Masai for grazing with and others without the awareness of the administration and entire community. The livestock could stray from the leased plots to other resident's farms.
- c. The livestock said to be illegally grazed in Kiima kiu /Kalanzoni Ward come from as far as Laikipia, Magadi and areas around Kilimanjaro.
- d. The immediate neighboring Masai communities were in support of the idea of banning illegal grazing in the Ward.
- e. The livestock grazed on the fields were watered in the dams constructed for the Ward residents and due to their numbers, they ended up depleting water and destroying the dams. This caused the Ward residents to face water shortage.
- f. Those animals grazed were not vaccinated and hence ended up contaminating the land and leading to disease infection and consequently death of the local animals.

- g. The herders became violent when confronted on the illegal grazing and carried with them harmful weapons which could sometimes be confiscated and kept at the Chief's office.

The Committee in a meeting with the community and Masai opinion leaders, resolved that the herders should drive away their animals from Makueni County till a formal engagement was established. Consequently, the herders drove away their animals from the Ward.

Mr. Speaker, the petitioners had prayed that the County Assembly through the Committee intervenes to have, the Maasai livestock banned from grazing in Kiima Kiu/Kalanzoni Ward. Since the issue was solved amicably during the site visit, the Committee recommends that in future;

- i. The Masai should be banned from grazing in Kiima kiu/Kalanzoni Ward; and if they must graze, there must also be established a form of engagement, which shall be above board to the extent that all the concerned parties be involved.
- ii. The goods of interest here are the pastures. There exist ways of harvesting the pastures and selling it to the interested parties, in this case, the Maasai. This should be explored as it is more tenable and environmental friendly.
- iii. That the ECM Agriculture, Livestock and Fisheries takes up the matter with the concerned and respective officers and ensure that there is no more grazing of livestock from Kajiado County in Kiima Kiu /Kalanzoni Ward.
- iv. That both National and County Governments should ensure continuous monitoring through enforcement officers at the borders and enforce the resolution.

The second prayer was that grazing of Maasai livestock in Makueni County only be authorized by the Makueni County Assembly. The Committee recommends that the County Assembly in consultation with the ECM, Agriculture, Livestock and Fisheries and other concerned and respective offices should look into the matter of regulating on the grazing of Kajiado County animals in Makueni County that is Kiima Kiu/Kalanzoni Ward and all other affected areas. This will address future like such incidences.

The Committee wishes to sincerely thank the Offices of the Speaker and the Clerk of the County Assembly for the support extended to it in the execution of its mandate. I take this opportunity to thank all the Members of the Committee for their patience, sacrifice and hard work during the long sitting hours under tight schedules, which enabled us to complete the tasks within the stipulated period. The Committee wishes to record its appreciation for the services rendered by the staff of the County Assembly attached to the Committee. Their efforts made the work of the Committee

and the production of this Report possible. Finally, it is now my pleasant duty, on behalf of the Committee on Agriculture, Livestock and Food Security, to present this report to the House for adoption pursuant to the provisions of Standing Order 229.

(Hon. Japheth Katumo tabled the Response to the Petition)

The Speaker (Hon. Douglas Mbilu): Hon. Members Standing Order number 229 (2) states, *Whenever a Petition is committed to a Sectoral Committee, the Committee shall, in not more than sixty calendar days from the time of reading the prayer, respond to the Petitioner by way of a Report addressed to the petitioner or petitioners laid on the Table of the County Assembly and no debate on or in relation to the report shall be allowed, but the Speaker may, in exceptional circumstances, allow comments or observations in relation to the Petitions for not more than twenty minutes.* Under the circumstances considering the enormous work that was done by this Committee and the nature of this particular Petition considering that it was a trans-border matter, I would allow contribution for not more than twenty minutes. Hon. Magdalene Mulwa.

Hon. Magdalene Mulwa: Asante sana Mheshimiwa Spika. Nasimama kuunga mkono. Hao wenye kuleta hizo ng'ombe pale Kiima/ Kiu Kalanzoni ambao ni kabila ya kiimasai, hata ingawa ni wakenya, mtu kitu yake ikichukuliwa lazima uende umuombe ama umwitishe ruhusa ya kuingia. Hao watu wamepea watu wa Kiima/ Kiu Kalanzoni shida kubwa kwa sababu hizo vichaka zinakuliwa na hizo ng'ombe zao mingi. Hizo ng'ombe ni mingi hata kuliko wingi. Ukiingia Kiima Kiu/ Kalanzoni Wardi utaona ng'ombe nyingi. Wananchi wa Kiima Kiu/ Kalanzoni tegemeo lao ilikuwa ni hio shamba la Konza ranch ambayo ni wao wenyewe wamehifadhi na ni shamba lao na imefanyiwa ugawaji. Kila shamba hapo ni la mwenyewe, sio shamba ya serikal. Ni mashamba ya wenyewe na hao wenye kuleta ng'ombe ambao ni wamaasai wako na roho chafu na ukatili mwingi. Mwenye shamba akijaribu kuuliza kwanini umeleta hizi ng'ombe hapa hao vijana au hao wazee wako na fimbo, visu, wako na silaha.

Kabila ya mkamba haikuumbwa ya vita, ya kukosana na mtu sasa wanashindwa tutafanya nini. Nyasi imekuliwa na wakati huu ningeliomba ile Kamati inahusika itembelee hio shamba ione vile ng'ombe zimeharibu, zimekula nyasi, zimekula chakula mahindi kidogo ile imepita hapo yote imekuliwa, mama hawezi kuongea akiongea anaonyeshwa ile fimbo, mama anakimbia na mahindi zinakuliwa. Hata sijui hao watu wameumbwa namna gani. Mwenye kuchunga ng'ombe anasimamia shamba ng'ombe ziingie kwa shamba na kuna mahindi huko, maharangwe na matunda ya mwenyewe amepanda. Pale kuna shida sana ya maji na yale mabwawa yako pale ni mabwawa yale yalikuwa yamejengwa na wakoloni. Zingine hazikutengenezwa kwa wakati ule lakini zile ziko. Hizo ng'ombe zikiingia kwa mabwawa ya maji siku moja zinakunywa karibu hata kula hayo matope ndani kwa sababu hizo ng'ombe ni mingi. Naomba ile Kamati husika iangalie hiyo kitu na hao

watu waonywe wasirudishe ng'ombe pale tena. Nauunga mkono Mheshimiwa Spika asante.

The Speaker (Hon. Douglas Mbilu): Member for Thange Ward.

The Member for Thange Ward (Hon. Nicholas Maitha): Thank you Mr. Speaker I stand to support this Petition. I am not a Member of this Committee but if you can remember that time you had instructed that the available Members can go to Kiima Kiu/ Kalanzoni Ward. I wish to thank you so much because of what we did to the people of Kalanzoni/ Kiima Kiu Ward and particularly to the MCA of that area. I was one of the Members who went there and I expected the Chairperson for Agriculture and Livestock Committee to note that, because there were some Members who were not of that Committee who went and they did good work. I am very this day that we do not have any Maasai cattle in Kiima Kiu/ Kalanzoni Ward. We had an operation of two days which was very successful. The first day we met the locals and they were actually very bitter about that aspect of these cattle being there since 2013. It is then that I realized how powerful this Assembly is and that Chair that you sit on. We were very strong, we did not fear anything and as a Committee we talked and engaged even the Maasai's coming all the way from Magadi and we were very categorical that the animals have to leave Kiima Kiu/ Kalanzoni Ward that particular day though they wanted us to negotiate further.

There is a sub-Chief of that particular town and it is my humble request that if we can, write a letter as an Assembly to the National Government and this sub-Chief is sacked because he was the problem in that particular. Every time the Maasai's came over they give him a thousand shillings each and by the time we were leaving that place on the second day it had been alleged that, he had been given one million to let the animals stay there and make sure that they are not driven away from the area. We were able on the second day to clear all the animals in the area and up to today I must say that the operational was very successful because no cattle has ever come back to the particular area. On the recommendation I will propose that, as it has been recommended that anytime the Maasai want to bring the cattle into Makueni then we must get into agreement with them through the County Government of Makueni and the Assembly of Makueni. I am sure by so doing we would be going further and we are likely to come together in other bigger issues that will touch our County. To the Members who participated and those who supported us even when not there morally I thank them. Thank you.

The Speaker (Hon. Douglas Mbilu): Hon. Martina.

Hon. Martina Kimilu: thank you Mr. Speaker sir. I take this opportunity to thank the whole House and the Committee on Agriculture and Livestock for the help they showed to us the people of Kiima Kiu/ Kalanzoni Ward and also my MCA Ben

Kilonzi because the Maasai cattle had become a thorn in our flesh. They used to come and graze in our place then after grazing they could make away with our cattle. They used to steal cattle from the people of Kiima Kiu/ Kalanzoni Ward and now we are at peace now that they are not grazing there anymore. I would like to inform this House that I have heard rumors from those Maasai hunters because they are our neighbors and it is like they want to come back and start grazing in our place because they are claiming that there place is very dry and they have nowhere to take their cows. I would urge and pray that you still keep on giving us that support because we do not want those cows back in our place. Thank you Mr. Speaker for the support.

The Speaker (Hon. Douglas Mbilu): Member for Kikumini/ Muvau Ward.

The Member for Kikumini/ Muvau Ward (Hon. Elizabeth Kawembe): Thank you Mr. Speaker sir for this opportunity. I stand to support this Petition and as a Member of this Committee I will like also to thank the Chairperson Hon. Katumo for the good work. I want to recommend that those cattle from Maasai community they should not come back to Kiima Kiu/ Kalanzoni Ward. As you know, grass is a source of income therefore, I recommend that, next time if they want to graze in Kiima Kiu/ Kalanzoni Ward there must be a way in which the residents of Kiimakiu/ Kalanzoni Ward can find a way to sell the grass to those Maasai people so that they can get money from the grass. I want to congratulate this Committee on Agriculture and Livestock for the good work done and I want to say that, by allowing the Maasai cattle to continue grazing in Kiima Kiu/Kalanzoni, it is going to cause soil erosion in that place. Therefore I stand to support this Petition. Thank you.

The Speaker (Hon. Douglas Mbilu): Member for Kalawa.

The Member for Kalawa Ward (Hon. Muthoka Mutunga): Thank you Mr. Speaker for the opportunity. I stand to support the Petition simply because there are reasons why our Shambas have boundaries. Boundaries are given to the owners of the land so that one may develop his own but then we cannot allow the Maasai to come to that place and graze by force because they are going to destroy the land and those people who own the land will spend a lot of money to try to conserve the soil. Again, even in Ukambani we are also affected by drought and we still have cattle and there is no day we have ever gone to a neighboring place like Kajiado to graze our cows. If their area is dry, that is what they are claiming, let them carry their own cross. They should not bring their blame to our area.

I also thank the Committee because they have given us detailed report about it and we have to stand for that. In that same area I also have a relative in quotes and that man before the cattle were driven away the man seemed to be stressed because some people were saying that he is taking something from the Maasai but I met him on the weekend and he was very happy that the cows are no longer there. The man

told me that he also met the MCA and the cattle are grazing somewhere, I do not know whether it is Malili or elsewhere and also those people also want to bring it so I urge the MCA to be vigorous and we are with you. The last time I did not go because you know for the last six months I have been riding a motorbike and from Kalawa to that place is also far and now that I am somewhere, I will be leading the Committee. Thank you.

(Laughter):

The Speaker (Hon. Douglas Mbilu): Member for Kiima Kiu/Kalanzoni Ward this is a petitioner from your Ward you will have an opportunity. Resume your seat. Member for Makindu.

The Member for Makindu Ward (Hon. Alfred Mutuku): Thank you Hon. Speaker for this opportunity and welcome back. I would like to stand to support the Petition and also appreciate the Committee on Agriculture for the good work done in Kiima Kiu/ Kalanzoni. Hon. Speaker as a House we should also think about the issue of camels that come from different areas to our areas. For the last six months we have experienced people with camels grazing in our land and they are very arrogant so I think as a House and as a County we should talk about it as an issue that is cropping up every year when we have drought. Finally Hon. Speaker, maybe we can ask the Hon. MCA for the area to change his name from Kajiado to another name maybe the Maasai think the MCA being called Kajiado, he is their own so on a lighter note the Hon. MCA should think about the name. Thank you.

The Speaker (Hon. Douglas Mbilu): Hon. Bernardette.

Hon. Bernardette Mutisya: Thank you Mr. Speaker for this opportunity. I also thank the Committee for the Petition and the investigations they have done. I stand to support this Petition on grounds that during the last public participation I attended in Malili, the residents complained that the dams that had been dug had been poisoned and this was due to the fact that the Maasai had been chased away from that area so they believed that the dams had been poisoned and their cattle died. The other issue is that when these animals come they are not taken to the cattle dips so they carry with them the ticks and the flees and a tick is harmful to the human being and also to our animals that we take to the dips so I really support this petition and that action should be taken against that. Thank you.

The Speaker (Hon. Douglas Mbilu): Member for Nzau.

The Member for Kilili/Kamba Ward (Hon. Julius Mutula): Mr. Speaker I would wish to thank you for this opportunity. Once again allow me to team up with my fellow Members to congratulate the Committee on Agriculture for work well done. I think it was a good response to the Petition which was brought to this House by the

Member for Kiima Kiu. Allow me to say that cross border illegal grazing is a potential area of conflict and in this country a lot of conflicts have been brought about by this issue of illegal grazing. I remember there was a time I was working in Laikipia district and the conflict between the Samburu and Pokot there is a time they really caused a lot of havoc and we ended up losing so many lives because of this. Therefore, the Committee did good work and I think the decision they took on that material day was very decisive and it is very good to say once again congratulations. Finally, I wish to reiterate that it is important that we sustain the gains which emanated from that particular operation. It is good that we be vigilant so that incase the Maasai decide to move back we act before many cows are driven to Kiima Kiu/Kalanzoni. Thank you.

The Speaker (Hon. Douglas Mbilu): Member for Mukaa.

The Deputy Majority Whip (Hon. Joseph Muema): Thank you Mr. Speaker for this opportunity. I begin with thanking you most sincerely for your indulgence in this matter and as our Leader Majority always quotes I want to quote that, "*a donkey eats courtesy of the cow*". Even us the people of Mukaa have been suffering from this menace and from your directive, the Committee of Agriculture, now the residents of Mukaa can relax and do their farming activities in peace. Secondly, I want to thank the Committee of Agriculture for the decision that they took and I want to inform the Hon. Members that this problem has been there since 2004. There have been several meetings together with the provincial administration, the National Government to solve this problem but by the indulgence of this House I want to believe that this problem is solved once and for all and I want to inform this Members that it has been more than what they are reading. The people of Kiima Kiu/ Kalanzoni Ward and Mukaa area and the neighboring Wards have suffered a lot in the hands of these Maasai herders. It is worth to note that this Herders used to come with large herds of cattle and as they drive away they could drive away with our cattle. We have had several cases, almost a hundred, of people losing their cattle. You wake up in the morning and your ten cows are not there. They disappeared with the Maasai. They have harassed people and they have harmed people.

When the Committee sat with the Maasais and they made an agreement that the Maasais will drive their cattle peacefully, that is what happened. I really want to thank this Committee because as at now there are no cattle remaining in the Kiima Kiu/ Kalanzoni Ward or neighboring Wards because of the indulgence. I expected from this Report for the Committee to note some of the aftermath activities that may happen. During the Committee sittings some of the Maasai men pledged to come back and retaliate and therefore it was necessary for the Committee to recommend somewhere to the ECM Agriculture to facilitate security to the residents of Kiima Kiu/ Kalanzoni. Secondly, I have heard a mention and I have heard complains that one of the dams was poisoned. There is a belief that the Masai came back and poisoned one

of the dams in the surrounding areas. Those are some of the aftermaths of this activity and it is worth for the Committee to note that. Thank you Mr. Speaker.

The Speaker (Hon. Douglas Mbilu): Member for Kiima / Kiu Kalanzoni Ward.

The Member for Kiima / Kiu Kalanzoni Ward (Hon. Hon. Ben Kilonzi): Thank you Mr. Speaker. I rise to comment on the Report concerning the Petition I presented to this Assembly regarding the legal grazing of livestock in Kiima Kiu/ Kalanzoni Ward from Kajiado County. I would like to appreciate the efforts of his Excellency Governor and the Speaker for taking this issue seriously and acting upon it promptly. I also wish to congratulate the Committee of Agriculture for the good work and effort shown towards matter. I am, glad that as I receive this Report the residents of Kiima Kiu / Kalanzoni Ward are happy since the problem was handled. This is one of the best responses in this House because it a response from work well done. The people have shown their gratitude through a letter addressed to me which states as follows.

Report of thanks and congratulations to the Office of His Excellency the Governor of Makueni County Government through Hon. Member Kiima / Kiu Kalanzoni Ward. On behalf of the Committee Kalanzoni Community and Multipurpose Based Organization and the entire Members of Konza Ranching and Farming Cooperative Society Limited and the community of Kalanzoni, Ngiini , Mumandu, Mbondoni and Kwakatheke area wish to take this opportunity to sincerely thank you very much and congratulate His Excellency the Governor and his Members of Makueni County Assembly through our Hon. Member Ben Kilonzi and his team of MCAs from the County Government of Makueni for their cooperation and assistance that they accorded us to remove all the Maasai from Kajiado who had encroached and defended to graze illegally, their cattle in Konza Ranch and Malili respectively. We therefore once again thank you very much and congratulate you for the good work you did and we pray to God to give you more wisdom and health to continue leading us in years to come for the benefit of the community concerned and the nation at large.

Mr. Speaker, that letter alone shows the community was satisfied with what was done and what is remaining is to enact a law which will govern and control the grazing of the cattle so that if the cattle are caught being grazed without permission that will include a fine. It is very difficult to control people without a law. People are controlled by law. Therefore, I am looking forward a Petition as soon as possible for the Members of this House to discuss about such fines. About the poison which was mentioned there before, the poison was rumors because up to now the same water which people claim was poisoned, our cattle are using that water and we have not lost any cattle because of that water. Therefore, although it was rumors, sometimes rumors might turn to be true butt this one we can call it rumors because there is no single goat or sheep that has died because of consuming that water. Let me thank

the whole House for the effort they showed during that exercise and also I thank the other MCAs who were not from that Committee who came and rescued me during that exercise. Thank you Mr. Speaker.

The Speaker (Hon. Douglas Mbilu): Hon. Members notwithstanding the provisions of standing Order number 229 (2) which provides that the Report be addressed to the Petitioner or Petitioners, I further wish direct as follows; that a copy of the Report and HANSARD to be produced within 48 Hours to be forwarded to the following offices or officers;-

1. Ministry of Interior in particular the Office of the County Commissioner of Makueni.
2. Office of the Governor Makueni County and in particular Department of Agriculture and the Department of Devolution and Public Service.
3. County Government of Kajiado in particular Office of the Governor and the Speaker of the County Assembly of Kajiado.
4. Member of Parliament Kilome Constituency.
5. The Senator Makueni County.

It is so directed. Next Order.

STATEMENTS

The Speaker (Hon. Douglas Mbilu): Member for Mulala / Emali Ward to request for Statement regarding lack of drainage systems in Emali town. Member for Mulala/Emali Ward the Statement is deferred to the afternoon session today 28th February, 2018. Member for Kilungu Ward to request for a Statement regarding pumping and piping of water from Nduu borehole and the adjacent areas in Kilungu Ward.

STATEMENT REQUEST-PUMPING AND PIPING OF WATER FROM NDUU BOREHOLE

The Member for Kilungu Ward (Hon. Patrick Mbevi): Thank you Mr. Speaker. Nduu Water project last session was committed to Implementation Committee and I want to re- introduce it back to the House and as I introduce it back in the House, this week Monday, the Committee on Implementation visited the sight, the contractor started the work but he changed the route where the water was supposed to be supplied to a different area. 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 pumping and piping of water from Nduu borehole to the adjacent areas in Kilungu Ward. This is a reintroduction of a Statement request which was made in this House

which was made in this Assembly during the previous Session. Pursuant to the provisions of Standing Order 50 (2) Nduu borehole was drilled in 2011 by some non-governmental organization (NGO) but the pumping and piping of the water was not done. The County Government therefore stepped in to finish the pumping and piping work which had not been done.

In the financial year 2016 -2017, Kshs.20 million was allocated for equipping of boreholes and start-up distribution of water from the various boreholes in the County. The piping at Nduu borehole was to be done from the borehole to Nthunguni upto Kwa Ndeke village. This had come as a relief to the people living in those areas as they are faced with challenges of water shortage. However, the pumping and piping has not been done to date despite the huge budgetary allocation to towards the same. This has left the residents of the area grappling with persistent water shortage problems. The Chairperson should therefore clarify on the following:-

- a. Why the pumping and piping of the water has not been done to date.
- b. What happened to the funds which had been allocated for this purpose?
- c. The plans the County Government has in place towards the pumping and piping of the water from the borehole to the adjacent areas as had been proposed and planned.

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

The Speaker (Hon. Douglas Mbilu): Chairperson Committee on Water, Irrigation and Environment.

The Deputy Majority Whip (Hon. Joseph Muema): Thank you Mr. Speaker. Number one I want to thank the Member for Kilungu Ward ---

The Speaker (Hon. Douglas Mbilu): Order Chairperson, resume your seat please. Member for Kilungu Ward in your request (a), why the pumping and piping of the water has not been done to date. In your opening remarks you indicated that the Committee on Implementation was on site and that something is happening in view of your question one (a). It is like you indicated that pumping and piping has started and you also noted that there areas that have not been covered so that we are not general you need to restrict yourself to what has not been resolved.

The Member for Kilungu Ward (Hon. Patrick Mbevi): Mr. Speaker as I have requested, it is a reintroduction which I had presented earlier last year in this House.

The Speaker (Hon. Douglas Mbilu): Yes, it is a reintroduction of a Statement in which case you are confirming part of the Statement is being worked on or it has been worked on and therefore it would not be prudent to commit a matter that is under the Committee on Implementation and you have clearly indicated that the

contractor is on site and something is happening. We cannot have two Committees enquiring into one issue unless you restrict yourself to what happened to the funds which had been allocated for this purpose but again you have indicated that the contractor is on site. Then number (c), on the plans the County Government has in place towards the pumping and piping of the water from the borehole to the adjacent areas. C looks like it is an extra, it is a Statement that you are seeking on adjacent areas but not the subject matter. Otherwise I will be putting the two Committees in duplication or in conflict. Hon. Janet Kitunga.

Hon. Janet Kitunga: Thank you Mr. Speaker. We have been in the field with the Committee on Implementation and one of the tasks was to do follow up on Nduu Water Project. I am requesting the Hon. Member for Kilungu Ward to be patient to wait for the Report from the Committee on the Implementation then he identifies the gaps which have not been addressed and he can rise an additional Statement. Thank you Mr. Speaker.

The Speaker (Hon. Douglas Mbilu): Member for Kilungu Ward.

The Member for Kilungu Ward (Hon. Patrick Mbevi): Mr. Speaker the reason why I wanted to reintroduce the Statement is because I did not want the Statement to die because last year you committed it to Implementation Committee and I want my people to drink this water. That is the reason why I brought the Statement back so that we can have a follow up on the same.

The Speaker (Hon. Douglas Mbilu): Chairperson Committee on Water, Irrigation and Environment.

The Deputy Majority Whip (Hon. Joseph Muema): Thank you Mr. Speaker. I first begin by giving some additional information on this matter. As I stand here I stand on behalf of the Committee of Water, Irrigation and Environment and at the same time on behalf of the Committee on Implementation. As the Members stated this matter was brought to the Committee on Water, Irrigation and Environment Services last Session and after giving our response on behalf of the Committee what the ECM had not provided by then was the warning letter that had been requested to the contractor because the Member sought to know if the contractor had been given a warning letter.

Secondly was implementation status of the project as at then. This issue was committed to the Committee of Implementation and I can say that the Committee on Implementation as Hon. Kitunga has said, we visited this project last week, I think on Friday or Saturday, and I would really ask the Member for Kilungu Ward to be patient and wait for the Report of the Committee on Implementation. It is on its way, probably in the coming week. Thank you.

The Speaker (Hon. Douglas Mbilu): Majority Whip.

The Majority Whip (Hon. Jonathan Kimongo): I want to make a point of additional information to the Hon. Member for Kilungu Ward---

The Speaker (Hon. Douglas Mbilu): You are Member of that Committee?

The Majority Whip (Hon. Jonathan Kimongo): No sir, but a concerned Member of the House.

The Speaker (Hon. Douglas Mbilu): Proceed.

The Majority Whip (Hon. Jonathan Kimongo): Thank you. The Member for Kilungu Ward seems to reading the Statement he brought before this House many months back and something has been happening on the ground concerning the same project. When he is reintroducing a Statement he should first seek the status of that project as at now because some of the things he is raising have been overtaken by events. He needs to recheck the Statement vis-a-vis the status of the project. Thank you.

The Speaker (Hon. Douglas Mbilu): Hon. Magdalene.

Hon. Magdalene Mulwa: Asante Mheshimiwa Spika. Nasimama kujulisha Nyumba hili kwamba Kamati ya Implementation ilikuwa pale site wiki hii Jumaatatu. Tukiwa pale---

The Speaker (Hon. Douglas Mbilu): Hon. Magdalene ---

Hon. Magdalene Mulwa: Yes.

The Speaker (Hon. Douglas Mbilu): Sasa umeleta mazungumzo yako na wana kamati wako na hupitii kwa Mheshimiwa Spika.

Hon. Magdalene Mulwa: Mheshimiwa Spika naomba msamaha ---

The Speaker (Hon. Douglas Mbilu): Mheshimiwa Magdalene vile vile nakukumbusha kwamba iwapo wachangia kwa mjadala wowote sheria za Bunge za kuelekeza kwamba utumie lugha moja. Lugha ya Kiswahili ama ya Kiingereza endelea.

Hon. Magdalene Mulwa: Asante Mheshimiwa Spika. Kamati ilipofika pale kwa ile bwawa la maji, wananchi wa Kilungu walilalamika kwamba maji haikufika mahali ilikuwa imepimwa na wanauliza maji ifike mahali ilikuwa. Kamati iliona na ikaendelea na kuandika ripoti kwa hivyo nilikuwa namuuliza Mheshimiwa mwenzangu Mbevi kutoka Kilungu awe mtulivu na Kamati italeta Ripoti kamili na imesikiza kilio cha wananchi wa Kilungu. Asante Mheshimiwa Spika.

The Speaker (Hon. Douglas Mbilu): Very well, considering that this matter is before a Committee of this House, I wish to defer this reintroduction of the Statement until we have a substantive Report from the Committee on Implementation. I acknowledge that Member for Kilungu you are a very energetic young man who really wanted to represent these people not just coming to the Assembly and they are aware. When I get there, I will remind them that every other time you are ahead of us. Member for Kilungu.

The Member for Kilungu Ward (Hon. Patrick Mbevi): Thank you Mr. Speaker and I appreciate but I think we were given thirty days for it to be reported back ---

The Speaker (Hon. Douglas Mbilu): Member for Kilungu the Speaker has directed. You can only ---

The Member for Kilungu Ward (Hon. Patrick Mbevi): I stand guided. Thank you.

The Speaker (Hon. Douglas Mbilu): You can now sit with your Committee or see Chairperson Liaison Committee on further details on how to execute that. Chairperson Committee Water Irrigation and environment to respond to a Statement as requested by Member for Kalawa Ward regarding rehabilitation of Mumbuni earth dam in Kalawa Ward.

STATEMENT RESPONSE - REHABILITATION OF MUMBUNI EARTH DAM

The Deputy Majority Whip (Hon. Joseph Muema): Thank you Mr. Speaker. I rise to give a progress report on the Statement regarding the rehabilitation of Mumbuni earth dam in Kalawa Ward. This Statement was sought by the Member for Kalawa on the 28th sitting of the County Assembly on Thursday 15th November, 2017. The rehabilitation of Mumbuni earth dam was allocated Kshs.4 million in the financial year 2016/17. 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 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 filled 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 was 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?

During consideration of the Statement by the Committee, the Committee deliberated on the matter and resolved to do a letter to the ECM dated 5th December, 2017. The response was expected on 11th December, 2017 last year, was not provided by the ECM. During the Second Session and 3rd Sitting of the County Assembly Wednesday, 14th February, 2018 the Statement was reintroduced by the Member for Mumbuni. The Committee did a letter again to the ECM on the same on 16th February, 2018 ---

The Member for Kalawa Ward (Hon. Muthoka Mutunga): On a Point of Order.

The Speaker (Hon. Douglas Mbilu) Member for Kalawa Ward.

The Member for Kalawa Ward (Hon. Muthoka Mutunga): Thank you Mr. Speaker. I would like to inform the Chair ---

The Speaker (Hon. Douglas Mbilu): You cannot rise on a Point of Order and then you inform.

The Member for Kalawa Ward (Hon. Muthoka Mutunga): Point of Information sorry. I want to inform the Chairman Water Committee that I am not Member for Mumbuni. I am Member for County Assembly Kalawa and Mumbuni is a dam that he is talking about.

The Speaker (Hon. Douglas Mbilu): Chairperson Committee Water and Environment.

The Deputy Majority Whip (Hon. Joseph Muema): Thank you Mr. Speaker, I stand informed. It was a just slip of the tongue because the Mumbuni issue has been

there. The Committee did another letter to the ECM dated 16th February, 2018 requesting for a response about the same and which we expected as a Committee to give the ECM ten days and that is up to 26th of February and the ECM has not yet responded. However from the correspondence between the Clerk and the ECM we noticed that our letter was received on 20th February, 2018 therefore given the ten days that was supposed to expire on 2nd March, 2018. However it is worth noting that on 14th February this year we had an informal meeting with the ECM as a Committee and we talked with the ECM to provide a response about the same issue. We are disappointed that up to now the response has not been given and at the lapse of 2nd of March this year we as a Committee we will not allow someone to continue taking us for a ride over a simple Statement that we have been seeking for quite some time and therefore we intend after 2nd of March to summon the ECM to this House and explain the late response to this Statement. Thank you.

The Speaker (Hon. Douglas Mbilu): Chairperson Committee on Water how many times have you invited the County Executive Committee Member in writing?

The Deputy Majority Whip (Hon. Joseph Muema): Thank you Mr. Speaker. Over the same issue we have done three letters as you can note. Last year we had a meeting although it was a myriad of other issues that we had to discuss with the ECM ---

The Speaker (Hon. Douglas Mbilu): Chairperson I am referring to substantive invitation in respect of that matter not any other meeting.

The Deputy Majority Whip (Hon. Joseph Muema): Mr. Speaker one.

The Speaker (Hon. Douglas Mbilu): One.

The Deputy Majority Whip (Hon. Joseph Muema): Yes.

The Speaker (Hon. Douglas Mbilu): Then have you made any efforts to send a reminder or second invitation?

The Deputy Majority Whip (Hon. Joseph Muema): We are waiting for the response that is supposed to expire on 2nd of March. That is the day after tomorrow.

The Speaker (Hon. Douglas Mbilu): Because if the County Executive Committee Member has been requested to respond within a given time, the duration for a reminder should not be same as the days that you had granted before.

The Deputy Majority Whip (Hon. Joseph Muema): Yes Mr. Speaker and as it has been noted we as a Committee we are experiencing a lot of challenges and it is good for me to acknowledge before this House ---

The Speaker (Hon. Douglas Mbilu): Under the circumstances I do not think they are challenges because you have only sent one letter to the County Executive Committee Member. A reminder has been sent to the same Executive Committee Member to respond by 2nd of March and therefore everything is in order.

The Deputy Majority Whip (Hon. Joseph Muema): Thank you Mr. Speaker but we note that this matter has been re-introduced. The last session we did the same letters. The ECM did not provide a response. When we had that meeting the ECM committed to provide a response the soonest possible and even up to date we are forced to do a second reminder after having a sitting with the ECM.

The Speaker (Hon. Douglas Mbilu): So you request to report back to this House when?

The Deputy Majority Whip (Hon. Joseph Muema): Five more days Mr. Speaker.

The Speaker (Hon. Douglas Mbilu): We cannot allow you to issue summons when 2nd March has not expired.

The Deputy Majority Whip (Hon. Joseph Muema): Five more days Mr. Speaker.

The Speaker (Hon. Douglas Mbilu): Five more days?

The Deputy Majority Whip (Hon. Joseph Muema): Yes Mr. Speaker.

The Speaker (Hon. Douglas Mbilu): Very well. Respond back to the House within five days.

The Deputy Majority Whip (Hon. Joseph Muema): Thank you.

The Speaker (Hon. Douglas Mbilu): Write to the respective Executive Committee Member and copy all letters that you have communicated to him before to give you that Statement and even show, firstly, to explain why he has not been responding to the requests from the Assembly.

The Deputy Majority Whip (Hon. Joseph Muema): Thank you Mr. Speaker.

The Speaker (Hon. Douglas Mbilu): Very well.

ADJOURNMENT

The Speaker (Hon. Douglas Mbilu): Hon. Members the time now being 11.02 the House stands adjourned until Wednesday 28th February, 2018 at 2.30 p.m.

(The House rose at 11.02 a.m.)

