

UASIN GISHU COUNTY ASSEMBLY

HANSARD

Thursday, 12th May, 2016

The House Met at 3:30PM

[Mr. Speaker (Hon. Isaac Terer) in the chair]

PRAYERS

COMMUNICATION FROM THE CHAIR

INVITATION TO GOVERNING COUNCIL MEETING

Mr. Speaker (Hon. Isaac Terer): Honourable Members, we have an invitation to a governing council meeting on 16th May 2016. This is in respect of two members of this County Assembly and me for meeting of the governing council on 16th May 2016. You must have noted that there is an advert in today's *Daily Nation* page number twenty-three. This is in respect of the legislative summit 2016. This advert has been put by The County Assemblies Forum (CAF) in partnership with the Senate. There shall be a legislative summit in Mombasa County as from 23rd to 27th of May 2016. This is an official invitation to members of this County Assembly, we being part of CAF.

REVIEW REPORT ON THE IMPLEMENTATION OF THE BUDGET FOR THE NATIONAL GOVERNMENT

Honourable Members, I have also received a review report on the implementation of the budget for the national government for half financial year 2015/2016. This is available for members for consumption. It is in respect of national government. I know in due course we shall get that for the county government.

MESSAGE FROM HON. JOSEPHINE TARUS MCA CHEPTIRET/KIPCHAMO WARD

The family of Ezekiel Tarus would like to appreciate all members of the County Assembly of Uasin Gishu for the comfort and support following the sudden passing on of our daughter Ms. Ascar Chepkurui Tarus. We specially thank you for your moral support that enabled us bear the loss and support that you extended us to accord her a descent send-off. May God bless and highly reward you always. That is word of thanks.

PAPERS LAID

COMMITTEE REPORT ON EARLY CHILDHOOD EDUCATION AND VOCATIONAL TRAINING THIRD REPORT

(Hon. Daniel Sanga – Chair Committee on Early Childhood Education and Vocational Training))

Mr. Speaker: Honourable Jeremiah on behalf of Honourable Sanga.

MCA Sang: Thank you, Mr Speaker Sir. I hereby table the report of the committee Early Childhood Education and Vocational Training Third Report. Thank You Mr Speaker.

(Hon Jeremiah Sang laid the report on the Table)

Mr. Speaker: Thank you, Honourable Jeremiah. That is Committee on Early Childhood Education and Vocational Training, third report in this session on the Uasin Gishu County Educational Revolving Fund Amendment Bill 2016. The report is dated 12th May 2016. The same is deemed as duly tabled on the Floor of the House. Members can have a benefit of it; the same has already been circulated for the purpose of intervening business.

STATEMENTS

STREAMLINING THE PARKING OF TRUCKS IN THE CENTRAL BUSINESS DISTRICT OF ELDORET TOWN

(Hon. Rose Kisama – Nominated MCA)

Mr. Speaker: Honourable Rose Kisama.

MCA Kisama: Thank you, Mr Speaker Sir. I would want to seek a statement from the leader of the government business. This House did pass a Motion urging the County Government of Uasin Gishu through the department of Roads, Public Works and Transport to streamline the movement of parking of trucks in the Central Business District of Eldoret town. However, despite this we continue to witness illegal parking of the trucks along the streets and other passage in town. In the light of this, I am requesting the leader of government business to clarify to this Honourable House on what steps have been taken by the concerned department to ensure that the town is decongested and the trucks are parked at the designated areas.

Mr. Speaker: Thank you very much. Leader of majority or Whip, are you able to respond to that statement?

MCA sing'oei: Mr Speaker, I would to seek to your indulgence to be given time so that I can also consult the leader of minority and give satisfactory answer to that to that question.

Mr. Speaker: How long do you need?

MCA Sing'oei: Until next week on Tuesday or Thursday to have ample time to get the correct information from the executive.

Mr. Speaker: Honourable Kisama, is that okay with you?

MCA Kisama: It is quite in order, Mr Speaker Sir. Thank you.

Mr. Speaker: Thank you. Then the leader of majority and government business shall respond to that statement during the next sitting on Thursday at 2:30PM

MOTION

THE UASIN GISHU COUNTY EDUCATION REVOLVING FUND AMENDMENT BILL (BILL NO. 14) 2016

(Second Reading)

Mr. Speaker: Honourable Members, this Bill had been introduced to the House. of course, it is coming for the second reading and it is a Bill that is urgently needed. The amendments proposed are urgently needed therefore we have brought it as a House business committee then you can deal with it once and for all to enable the relevant legislation to be acted upon. Mover of the Motion!

MCA Sang: Thank you, Mr Speaker Sir. I stand on behalf of the Chair on the Early Childhood Education and Vocational Training.

I beg to move that Uasin Gishu County Education Revolving Fund Amendment Bill (Bill No.14) 2016 be now read on the second time. The Bill on education was passed in this House on 7th March 2014, that is Bill No.14. The same Bill is on education and issues of bursaries and upon receiving all the reports from the Controller of Budget (COB) through the CEC education, the same was forwarded to the County Assembly for amendments. The County Assembly received the document and forwarded it to the committee on education and now we have a report from education department with amendments and the advisory from COB is that the members of County Assembly be removed so that it can do the oversight role. On Section 8 it is amended by incorporating an officer from education, which is the Report from the Committee. Again on the said Report, Section 14 is amended including Persons Living with Disabilities (PWDs) in the ward committee and also including the County Executive Committee Member for Education, Culture, Youth Affairs and Social Services and Sports. The amendments here is that the name of the MCA which was included in the first Bill is hereby amended as required from the advisory COB and CEC, Education .With those many remarks, I beg to move and call upon Honourable Sing'oei to second the Motion.

Mr. Speaker: Honourable Sing'oei.

MCA Sing'oei (*seconded by bowing*)

Mr. Speaker: Thank you, Honourable members. I will then propose the question.

(Question Proposed)

Mr. Speaker: I will then put the question.

(Question put and agreed to)

(Bill read a second time)

Mr. Speaker: Honourable Members, the Bill having being read for the second time, the House now recedes to the Committee of whole House for purposes for the purposes of considering the Bill.

COMMITTEE OF THE WHOLE HOUSE

[Mr. Speaker (Hon Isaac Terer) left the Chair]

IN THE COMMITTEE

[Chairperson (Hon. Hosea Korir) in the Chair]

UASIN GISHU COUNTY EDUCATION REVOLVING FUND, AMENDMENT BILL (BILL NO. 14) 2016

(Proposing the question)

Clause 2

Chairperson (Hon. Hosea Korir): Honourable Members, I propose the question that clause (2) be part of the Bill. We can confirm from the amendements, we will not go through the whole Bill, just the areas which were amended by the committee and which were been advised by the COB.

(Question that Clause 2 as amended be part of the Bill put and agreed to)

Clause 3

(Question that Clause 3 as amended be part of the Bill put and agreed to)

Short Title

(Question that Short Title as amended be part of the Bill put and agreed to)

Long Title

(Question that Long Title as amended be part of the Bill put and agreed to)

Chairperson: Honourable Members, I would wish to inform you that the parent Act has been amended as we have been able to propose and even put the question over the same. Mover!

PROGRESS REPORT

MCA Sang: Thank you, Chairman. I beg to move that the committee do report to the Assembly its considerations of Uasin Gishu County Education Revolving Fund Amendment Bill, (Bill No. 14) 2016 and its approval thereof without amendments.

(Question Proposed)

(Question put and agreed)

[The House Resumes]

[Mr. Speaker (Hon. Isaac Terer) in the Chair]

REPORT

Mr. Speaker: Chair!

Deputy Speaker: Thank you, Honourable Speaker. I beg to report that the Committee of the Whole House has considered the Uasin Gishu County Education Revolving Fund Amendment Bill, (Bill No.14) 2016 and its approval thereof without amendments. Thank you, Honourable Speaker.

Mr. Speaker: Thank you.

MCA Sang: Thank you, Mr Speaker Sir. I beg to move that the Uasin Gishu Education Revolving Fund Amendment Bill (Bill No 14) 2016 be now be read the third time, Mr. Speaker Sir.

Mr. Speaker: Honourable Sang, you have jumped the process. You should be moving that the House do agree with the committee on the said report

MCA Jeremiah: Thank Mr Speaker. I beg to move that the House do agree with the committee on the said report. Thank you.

(Question Proposed)

(Question put and agreed to)

THE UASIN GISHU COUNTY EDUCATION REVOLVING FUND AMENDMENT BILL (BILL NO. 14)
2016

(Third Reading)

Mr. Speaker: Mover, you may now move.

MCA Sang: Thank you, Mr Speaker Sir. I beg now to move that Uasin Gishu County Education Revolving Fund Amendment Bill, (Bill No.14) 2016 be now read for the third time.

I want to take this opportunity to thank the COB for his advisory to Uasin Gishu Education fund so that the principle Act which was passed on 7th July 2014 is hereby proposed to be amended to give effect to the separation of powers and the members of assembly whose main role is oversight. So the amendment here is that we have separation of powers whereby the function of the Executive and the function of the Assembly are hereby so that we have separation of powers.

I want to thank the controller of budget for giving us this advisory and the CEC for the amendments proposed here. I also want to thank the committee of Education for the good work that they have done and the county assembly in general for passing this amendment so that we can have separation of powers in discharge of our core mandate with the executive. Lastly, I want to thank the House for the amendments we have had today and I want to believe the work between assembly and the executive will run smoothly and the issues of bursaries whereby people with disabilities will also be included in the management of this bursaries and beneficiaries are the people of Uasin Gishu. Thank you, Mr Speaker Sir.

Mr. Speaker: Second.

MCA Sang: Thank you, Mr Speaker. I hereby call Honourable Sing'oei to Second the Bill.

Mr. Speaker: Thank you. Honourable Sing'oei.

MCA Sing'oei: Mr. Speaker, I also rise to second this Motion in form of amendments to a Bill that was passed in this House. Some of the issues that we acquired early on trying to include legislators in the implementation of what the Executive is supposed to do are just coming back to us and I am glad that we are able to realise the position that we belong, that, is oversight. I think this is also in line with our Acts or Bills within the Constitution so that we create ample room for the executive to execute and the legislators to legislate and to do their oversight role. I stand to support. Thank you.

Mr. Speaker: Thank you Honourable Members. I will then propose the question.

(Question Proposed)

Mr. Speaker: Honourable Members, at this juncture there could be Ensuing debate on it, giving reasons, supporting, thanking one another because after that I will put the question. Honourable for Kapseret.

MCA Tuwei: Thank you so much, Mr. Speaker Sir. I would want to take this opportunity to thank the community in charge of education for the work done. I want to say that the Uasin Gishu County Education Revolving Fund Bill will enable the issues like bursaries and even TIVET to run smoothly. I would want to thank the COB together with executive for having realised that there was need to remind the Honourable House to exonerate themselves from being the members of the committee. Being an Honourable House, our main work is to do an oversight role and not to execute what is supposed to be done by the other arm. I thank them because these have actually ensured there is clear separation of powers.

Thirdly, I want to thank the Committee together with Executive for having seen the need of including the persons living with disabilities. This is a nation that embraces all people in the society and it is actually a high time, in each and every thing that we do, this particular group people are given opportunity because disability is not inability. I am one of the happiest legislators because I know the pressure that I have been having will be relieved.

We all know our parents are actually looking forward to receiving bursaries and I would want to say we want to thank the county government because they have seen the need of assisting the parents in ensuring that those needy children are given an opportunity which they would have not have got. Lastly, I would like to thank this Honourable House because, we have been in the part of the process in initiating this kind of revolving fund. I therefore wish to say that, great thanks go to each and every one of us and let us look forward in ensuring that the people of Uasin Gishu are served as expected. Thank you so much, Mr Speaker Sir.

Mr. Speaker: Thank very much Honourable Member for Kapseret. Honourable Members, there being no other contributors on the Floor of the House, I will put the question.

(Question put and agreed to)

ADJOURNMENT

Mr. Speaker: Congratulations, Honourable Members. You have just passed that Bill. The amendment Bill actually was being waited for by the County Executive so that they may affect this Revolving Fund. The same will be forwarded as soon as people to the assenting authority for them to act upon and benefit our people. Honourable Members, you know that was the only business we had for the day and in that regard, this House stands adjourned until next Tuesday at 2:30 PM.

The House rose at 3:35PM