

**REPUBLIC OF KENYA**  
**COUNTY ASSEMBLY OF MACHAKOS**

**OFFICIAL REPORT**

**Tuesday, 20th June, 2023**

The House met at 2.50 p.m.

*[The Speaker (Hon. (Mrs.) Anne Kiusya) in the Chair]*

PRAYERS

**COMMUNICATION FROM THE CHAIR**  
CASA GAMES

**Hon. Speaker:** Good afternoon, Hon. Members and welcome to this sitting. I have the following communication to make. Hon. Members, the County Assemblies Sports Association (CASA) has commenced preparations for the fourth edition of CASA games scheduled for August, 2023 in Nakuru County; the exact dates will be communicated later. The theme of the 2023 games is ‘inculcate the integration and social interactions through sports and diverse cultures.’

County Assemblies are required to mobilize their teams to start practice sessions and related preparatory activities. It is in this regard that you are informed to avail yourself for practice session on Monday, Tuesday and Wednesday every week from 4.00 p.m. to 5.00 p.m. with effect from 26th June, 2023. Thank you, Hon. Members.

**MOTION**

APPROVAL OF REPORT ON THE BUDGET ESTIMATES FOR 2023/2024

**Hon. Speaker:** May I call upon Hon. Dominic Ndambuki, the Chairperson of the Budget and Appropriations Committee to come forward and move the motion.

*(Applause)*

**Hon. Dominic Ndambuki** (Kathiani Central, WDM-K): Thank you, Hon. Speaker.

Hon. Speaker, that aware that the FY 2023/24 budget is the first under the current County Government Administration and is expected to set the pace of economic performance for the next five financial years;

Further aware that the proposed budget estimates were submitted to the County Assembly on 28<sup>th</sup> April, 2023 in line with Article 224 of the Constitution as read with Section 129(2) of the PFM Act, 2012 and Standing Order 206(1) of the County Assembly Standing Orders;

Noting that pursuant to Standing Order 206(3), the budget estimates were committed to the Budget and Appropriations Committee as well as the Sectoral

Committees of the Assembly on 9<sup>th</sup> May, 2023 for review of the proposals for each sector/department;

Acknowledging that the Budget and Appropriations Committee examined and discussed the submissions of the Sectorial Committees, memorandum from Machakos Budget Champions as well as from the public participation and subsequently considered them in finalizing this report;

Informed that the County Executive Committee Member for Finance, Economic Planning and Revenue Management gave his submission of the Budget Estimates to the budget and Appropriations Committee pursuant to Standing order 206(5);

Hon. Speaker, I wish to move the Motion THAT this Assembly adopts the report of the Budget and Appropriations Committee on the Budget Estimates or the County Government and Assembly tabled in the Assembly on 20<sup>th</sup> June, 2023.

I wish to call upon Hon. Justus Mutuku to second.

**Hon. Speaker:** Hon. Justus Mutuku.

**Hon. Justus Mutuku** (Wamunyu, PTP) seconded.

**Hon. Speaker:** Thank you, Hon. Members.

*(Question proposed)*

I now wish to invite Members to debate this Motion but before I do so, I wish to call upon the Chair Budget Committee to come forward and give us highlights of the report from there we move forward. I suggest we go straight to the recommendations unless there is any objection on page 22.

**Hon. Dominic Ndambuki** (Kathiani Central, WDM-K): I stand guided, Hon. Speaker, and with your permission, I request that you allow me to share with the House the Chairman's foreword, and then again I share the schedules as they appear then we go to observations and the recommendations.

**Hon. Speaker:** Yes, proceed.

**Hon. Dominic Ndambuki** (Kathiani Central, WDM-K): Thank you. Hon. Speaker, the FY 2023/24 budget is the first under the current County Government Administration and is expected to set the pace of economic performance for the next five financial years. The budget is being processed at a time when the country is experiencing high levels of inflation, suppressed consumer demands, effects of climate change and the recent poor performance of the 2023 long rains. Also, the economic situation is currently volatile which in turn will significantly affect the County Government's ability to collect own source revenue, the amount of equitable share from the National Government, grants from development partners/donors and the overall budget implementation.

With the foregoing, the Budget Committee recognizes that available resources are scarce and hence the need to focus on the County Government's priority programmes. This budget

therefore focuses on maintaining a strong revenue effort, containing growth of total expenditures while ensuring a shift in the composition of expenditure from recurrent to capital.

This budget was consultatively prepared in line with Section 125 of the Public Finance Management Act, 2012 (PFM). It integrates the Government's plans, objectives and the available estimated resources provided in the Annual Development Plan (ADP) for 2023/24 generated by the various Sector Working Groups (SWGs) and the 2023 County Fiscal Strategy Paper (CFSP) ceilings as approved by this Hon. House earlier.

The concept or model of Programme Based Budgeting is used to translate this budget into programmes that provides stakeholders with a basis of tracking and interrogating budgetary allocations for the various County Government entities. The County has focused resources mainly on agriculture, affordable health-care and basic education, infrastructure, water, climate change and effective governance.

The Budget and Appropriations Committee is grateful to the Sectoral Committees and all Hon. Members who participated in the budget-making process for their hard work and dedication in making sure that the Assembly lives up to its budgetary role of oversight. The Committee is also grateful to the public for their submissions during public participation fora and written memoranda. Lastly, the Committee is grateful to the Office of the Speaker and the Office of the Clerk for the support granted to the Committee as it discharged its mandate in reviewing the FY 2023/24 budget estimates.

It is therefore my humble pleasure, on behalf of the Budget and Appropriations Committee to table this report and recommend it to the House for adoption. Hon. Speaker, with your permission, I will share with the House the schedules of budgetary allocations of the office of the Governor and the other departments.

<b>SCHEDULES:</b>					
<b>Schedule 1: Summary of recommended budgetary allocations for the Assembly, Office of the Governor and Departments</b>					
<b>Code</b>	<b>Department</b>	<b>Proposed Recurrent Budget</b>	<b>Code</b>	<b>Proposed Development Budget</b>	<b>Total</b>
R0001	<b>Office of the Governor</b>	580,874,154.00	D0001	19,578,170.00	600,452,324
R0002	<b>Devolution</b>	959,234,231.00	D0002	45,934,618.00	1,005,168,849.00
R0003	<b>Trade, Industry, Tourism and Innovation</b>	178,284,115.00	D0003	550,713,716.00	728,997,831.00
R0004	<b>Finance, Economic Planning &amp; Revenue Management</b>	931,253,752.00	D0004	262,770,943.00	1,194,024,695.00
R0005	<b>Agriculture, Food Security and Co-operative</b>	379,572,812.00	D0005	848,107,908.00	1,227,680,720

	<b>Development</b>				
R0006	<b>Health</b>	4,062,841,431 .00	D000 6	994,139,145 .00	5,056,980,576 .00
R0007	<b>Roads, Transport and Public Works</b>	247,436,258.0 0	D000 7	745,731,765.0 0	993,168,023.0 0
R0008	<b>Education</b>	546,786,371.0 0	D000 8	193,729,112.0 0	740,515,483 .00
R0009	<b>Lands, Urban Development, Housing and Energy</b>	225,766,270.0 0	D000 9	182,755,550.0 0	408,521,820 .00
R0010	<b>Gender, Youth, Sports and Social Welfare</b>	124,639,769.0 0	D001 0	192,655,003.0 0	317,294,772. 00
R0011	<b>Water, Irrigation, Environment and Climate Change</b>	134,088,120.0 0	D001 1	788,500,000.0 0	922,588,120. 00
R0012	<b>County Public Service Board</b>	38,013,709.00	D001 2	20,000,000.00	58,013,709. 00
R0013	<b>County Assembly</b>	1,141,331,660 .00	D001 3	292,000,000.0 0	1,433,331,660 .00
R0014	<b>Office of the County Attorney</b>	50,963,865.00	D001 4	9,300,000.00	60,263,865 .00
<b>Total</b>		9,601,086,517 .00 <b>(65%)</b>		5,145,915,930 .00 <b>(35%)</b>	14,747,002,44 7

Hon. Speaker, before we go to observation, it is important that we share with the House the sources of finance for the budget.

**Hon. Speaker:** Which page?

**Hon. Dominic Ndambuki** (Kathiani Central, WDM-K): We are on page 10. Hon. Speaker, The revenue for FY 2023/24 as proposed by the County Treasury was Ksh. 14,014,965,887.00 comprising of:

- (1) Equitable Share: Ksh. 9,536,696,160.00;
- (2) Conditional Grants: Ksh. 371,390,265.00 comprising of:
  - (a) Universal Healthcare in Devolved System Programme under DANIDA: Ksh. 14,148,750.00
  - (b) Agriculture Sector Development Support Programme under SIDA: Ksh. 3,761,966.00.
  - (c) Emergency Locust Response Project under World Bank: Ksh. 105,095,561.00.
  - (d) Locally Led Climate Change Action Strategies at Ksh. 133,000,000.00.

- (e) National Agricultural Value Chain Development Project at Ksh. 155,383,988.00.
- (3) Hospital Revenue at Ksh. 1,008,000,000.00.
- (4) Own Source Revenue of Ksh. 2,998,879,462.00.

Hon. Speaker, the House received submissions from the Sectoral departments and public and CECM finance and the budget appropriations committee put that together in the report and Hon. speaker if you allow me I will read submissions from the CCM finance then I go to the general observations; that is page 20.

The Budget and Appropriations Committee invited the CECM Finance, Economic Planning and Revenue Management on 15<sup>th</sup> June, 2023 to shed light on issues raised from the budget estimates 2023/2024. The following clarifications were made:

- a) On the high target of OSR, the CECM informed the committee that a number of strategies have been put in place to ensure that the targets are achieved. These include revenue mapping, automation, civic education, and training, setting revenue targets and putting revenue collection officers on performance contract, operationalization of the new valuation roll and conducting Rapid Results Initiatives (RRI). He further informed the committee that they will invest in integration on revenue collection whereby there will be separation between receiver and collector.
- b) On major deviations from the approved CFSP ceilings, the CECM stated that it was majorly due to increased Own Source Revenue Targets.
- c) On the Finance Bill the CECM informed the meeting that, it was at drafting stage awaiting approval by the County Executive Committee (Cabinet).
- d) The CECM informed the committee that they are in the process of establishing the board to operationalize the emergency fund.
- e) Zero allocation in the budget reserves was as a result limited resources.
- f) Regarding Wikwatyo, Youth, Table banking and Machakos Enterprise funds, the CECM informed the Committee that the different departments have been tasked to develop legal framework to operationalize the funds.
- g) Concerning the decrease in development budget allocation to Level IV hospitals, the CECM stated that focus had shifted to Level IIs and IIIs hospitals to ensure access to primary health care.
- h) The CECM informed the committee they had made provision for payment of pending bills as well as legal fees as they await report from the pending bills taskforce.
- i) On the low budget for construction of rural roads, the CECM stated that the same can be enhanced by moving some amounts from the budget on major roads.
- j) Regarding construction of ECDE centers, the CECM advised that the allocation can be enhanced to accommodate at least one class per ward.
- k) Concerning the non-adherence to CARA, 2023 the CECM stated that the bill had not been published at the time of submitting the Budget Estimates. However, he advised the committee to take into consideration the provisions of the bill and adjust the budgetary allocations accordingly.

The committee made the following general observations.

1. The proposed Budget Estimates have a Recurrent Expenditure of Ksh. 9,518,497,324.00, this represents 68 per cent of the total budget (approved CFSP 2023 ceiling was Ksh. 8,714,088,165.00), while the Development Expenditure is at Ksh. 4,496,468,563.00 which represents 32 per cent of the total budget (approved CFSP ceiling was Ksh. 3,734,609,214.00). The County Resource Envelope for FY 2023/24 totals to Ksh. 14,014,965,887.00 while the amount recommended in the approved CFSP 2023 was Ksh. 12,448,697,379.00.
2. Due to the adjustments of the proposed expenditure framework, the recurrent expenditure has been revised to Ksh. 9,601,086,518.00 translating to 65 per cent and development expenditure to Ksh. 5,145,915,930.00 translating to 35 per cent. This allocation conforms to Section 107 of the PFM Act which has set development to be at least 30 per cent of the total revenue.
3. The County Treasury proposed Budget Estimates are not in line with the approved CFSP, 2023 ceilings resulting to deviations that were caused by upward revision of revenues.
4. In relation to the fiscal responsibility principles, the County Treasury proposes to allocate 32 per cent of the total revenue on Development expenditures while compensation to employees stands at 47 per cent. A revision of revenues as per the County Allocation of Revenue Bill, 2023 pushes compensation to employee to 45 per cent of the total revenue. This has violated the set limit of 35 per cent of total revenue.
5. Some items that are normally classified as of recurrent nature have been budgeted for under development like purchase of motor vehicles and motorbikes, feeding programme and established funds. The Committee is concerned as to whether these allocations will be absorbed at their current classification.
6. The Committee observed that the County Treasury has proposed to collect Ksh. 2,998,879,462.00 from own source revenue which is way above the projected Ksh.1,690,079,199.00 for the current FY and Ksh. 2,080,992,215.00 as approved in the CFSP. The County Treasury should put in place strong revenue mobilization strategies to avert in future a scenario where revenue projections from own source streams are adjusted downwards as it has happened in previous fiscal years, as in most cases the downward adjustments of revenues affect only the development budgets. These revisions have also resulted in increased pending bills.
7. The Committee recommends that the implementation of the FY 2023/24 projects should commence immediately with the planning/procurement process beginning as early as July, 2023.
8. The Committee recommends that the Key Performance Indicators (KPIs) should be specific, measurable, attainable, realistic and time-bound (SMART) in the Programme Based Budget (PBB).

Hon. Speaker, the committee made the following recommendations:

1. The Budget and Appropriations Committee received and took into consideration the recommendations of Sectoral Committees arising from their engagement with the

respective CECMs/Chief Officers of various departments, those from the public as well as the views of the CECM Finance, Economic Planning and Revenue Management. Further, the committee had interaction section with the Accounting Officer of the County Assembly concerning the Assembly budget. The committee also received a memorandum from Machakos Budget Champions. The Committee recommends as follows:

2. Approval of the resource envelope to be as follows:
  - i. Equitable Share: Ksh. 9,547,295,309.00;
  - ii. Conditional Grants: Ksh. 1,092,827,676.00 comprising of:
    - a) Leasing of medical equipment Ksh. 124,723,404.30
    - b) Aggregated Industrial Parks programme Ksh. 100,000,000.00
    - c) Fertilizer subsidy programme Ksh. 195,350,986.00
    - d) Court fines Ksh. 14,436,324.00
    - e) Mineral royalties Ksh 99,716.30
    - f) Kenya Climate Smart Agriculture Programme (World Bank) Ksh. 90,000,000.00
    - g) Universal Healthcare in Devolved System Programme by DANIDA: Ksh.14,148,750.00
    - h) Agriculture Sector Development Support Programme II by SIDA: Ksh. 3,761,966.00.
    - i) Emergency Locust Response Project by World Bank: Ksh. 105,095,561.15.
    - j) Aquaculture Business Development Programme (ABDP) -IFAD Ksh. 15,401,768.00
    - k) Financing Locally-Led Climate Change Action Programme (FLLoCA) Ksh. 133,000,000.00.
    - l) FLLoCA County Climate Institutional Support by World Bank Ksh. 11,000,000.00
    - m) Livestock Value Chain Support Project (POLAND) Ksh. 35,809,200.00
    - n) National Agricultural Value Chain Development Project: Ksh. 250,000,000.00.
  - iii. Hospital Revenues at Ksh. 1,008,000,000.00.
  - iv. Own Source Revenue at Ksh. 2,998,879,462.00.
  - v. Asset Disposal at Ksh. 100,000,000.00

**Total Revenue**

**Ksh. 14,747,002,447.00**

3. The Committee noted that the County Additional Allocation of Revenue Bill had stipulated conditions to be met for the County to be able to access the conditional and unconditional grants. The Executive should ensure that they meet the said conditions within a reasonable time so as to be able to access these conditional grants.
4. The Budget and Appropriations Committee noted that there were provisional allocations to pending bills. It, therefore, recommends that these provisions await completion of verification by the pending bills committee and their report thereof.
5. It is worth noting that the Budget and Appropriations Committee has enhanced budgets for the Machakos Level V Hospital, Level IV hospitals, construction of public toilets, rural roads, ECDE centers, bodaboda sheds, market sheds and livestock yards as well as

allocation for FLLoCA to meet the 3 per cent of the total development budget threshold which is a condition from the donor.

6. The recurrent expenditure to be set at Ksh 9,601,086,517.00 and development to be set at Ksh. 5,145,915,930.00. The resultant effect is allocation of 35 per cent to development and 65 per cent to recurrent expenditure as required by the PFMA, 2012 and be distributed among departments as per Schedule 1.

The Budget and Appropriations Committee observes and recommends the expenditure framework as follows:

#### *OFFICE OF THE GOVERNOR*

Under the Office of the Governor, the County Treasury had proposed total budget estimates of Ksh. 611,722,819.00 which constituted Ksh. 592,144,649.00 and Ksh. 19,578,170.00 for Recurrent and Development expenditures respectively.

The committee noted that the County Executive's recurrent ceiling was revised downwards in the County Allocation of Revenue Bill, 2023. It is worth noting that according to the Commission on Revenue Allocation (CRA), the County Executive consists of the Office of the Governor, Deputy Governor, County Executive Committee (Cabinet), County Secretary, Chief Officers, Chief of staff, Advisors, Audit Committee, County Budget and Economic Forum, Sub County/Ward/village administrators, Public Service Board and the County Attorney. However, the budget of the County Attorney has been reflected as an independent department. The committee recommends that the budget should be aligned to the County Allocation of Revenue Bill ceiling.

The Committee recommends Ksh. 580,874,154.00 for Recurrent Expenditure and Ksh. 19,578,170.00 for Development Expenditure respectively resulting to a total of Ksh. 600,452,324.00 for the Office of the Governor.

#### *DEPARTMENT OF DEVOLUTION*

Under this department, the County Treasury proposed total budget estimates of Ksh. 1,025,103,833.00, which constitutes of Ksh. 979,169,215.00 for Recurrent expenditure and Ksh. 45,934,618.00 for Development expenditure.

The Committee recommends Ksh. 959,234,231.00 for Recurrent Expenditure and Ksh. 45,934,618.00 for Development Expenditure; a total of Ksh. 1,005,168,849.00.

#### *DEPARTMENT OF TRADE, INDUSTRY, TOURISM AND INNOVATION*

In this department, the County Treasury had proposed total Budget Estimates of Ksh. 587,062,847.00 which constituted Ksh. 178,284,115.00 and Ksh. 408,778,732.00 for Recurrent and Development expenditures respectively.

The Committee recommends Ksh. 178,284,115.00 for Recurrent Expenditure and Ksh. 550,713,716.00 for Development Expenditure; a total of Ksh. 728,997,831.00

#### *DEPARTMENT OF FINANCE, ECONOMIC PLANNING AND REVENUE MANAGEMENT*



In the Department of Finance, Economic Planning and Revenue Management, the County Treasury had proposed a total budget of Ksh. 1,443,694,133.00 which constituted Ksh. 968,717,711.00 and Ksh. 474,976,422.00 for Recurrent and Development expenditures respectively.

The Committee recommends an allocation Ksh. 931,253,752.00 for Recurrent Expenditure and Ksh. 262,770,943.00 for Development Expenditure; a total of Ksh. 1,194,024,695.00.

#### *OFFICE OF THE COUNTY ATTORNEY*

The County Treasury had proposed a total Budget of Ksh. 92,864,716.00 which constituted Ksh. 83,564,716.00 and Ksh. 9.3M for Recurrent and Development expenditures respectively in the office of County Attorney.

The Committee recommends an allocation of Ksh. 50,963,865.00 and Ksh. 9,300,000.00 for Recurrent and Development Expenditures respectively; a total of Ksh. 60,263,865.00.

#### *DEPARTMENT OF AGRICULTURE, FOOD SECURITY AND COOPERATIVE DEVELOPMENT*

In this department, the County Treasury had proposed a total budget of Ksh. 739,032,259.00 which constituted Ksh. 345,918,809.00 and Ksh. 393,113,450.00 for Recurrent and Development expenditures respectively.

Hon. Speaker, the Committee recommends Ksh. 379,572,812.00 for Recurrent Expenditure and a Development Budget of Ksh. 848,107,908.00; a total of Ksh. 1,227,680,720.

#### *DEPARTMENT OF WATER, IRRIGATION, ENVIRONMENT AND CLIMATE CHANGE*

Under this department, the County Treasury had proposed a total budget estimate of Ksh. 841,588,120.00 which constituted Ksh. 123,088,120.00 and Ksh. 718,500,000.00 for Recurrent and Development expenditures respectively.

After consideration, the Committee recommends a Recurrent Expenditure of Ksh. 134,088,120.00 and that of Development Ksh 788,500,000.00 a total of Ksh. 922,588,120.00

#### *DEPARTMENT OF HEALTH*

Under Health, the County Treasury had proposed a total budget of Ksh. 4,932,257,172.00 which constituted Ksh. 4,062,841,431.00 and Ksh. 869,415,741.00 for Recurrent and Development Expenditures respectively.

The Committee hereby recommends an allocation of Ksh. 4,062,841,431.00 for Recurrent Expenditure and Ksh. 994,139,145.00 for Development Expenditure; a total of Ksh. 5,056,980,576.00

#### *DEPARTMENT OF ROADS, TRANSPORT AND PUBLIC WORKS*

The County Treasury had proposed a total Budget of Ksh. 959,168,023.00 which constituted Ksh. 247,436,258.00 and Ksh. 711,731,765.00 for Recurrent and Development expenditures respectively.

The Committee recommends Ksh. 247,436,258.00 and Ksh. 745,731,765.00 for Recurrent and Development Expenditure respectively; a total of Ksh. 993,168,023.00.

#### *DEPARTMENT OF EDUCATION*

In this department, the County Treasury had proposed a total budget of Ksh. 719,515,483.00 which constituted Ksh. 546,786,371.00 for Recurrent and Ksh. 172,729,112.00 for Development.

The Committee therefore recommends an allocation of Ksh. 546,786,371.00 for Recurrent Expenditure and Ksh. 193,729,112.00 for Development Expenditure; a total of Ksh. 740,515,483.00.

#### *DEPARTMENT OF LANDS, URBAN DEVELOPMENT, HOUSING AND ENERGY*

Under Lands, Urban Development, Housing and Energy, the County Treasury had proposed a total budget of Ksh. 408,521,820.00 which constituted Ksh. 240,766,270.00 for Recurrent and Ksh. 167,755,550.00 for Development.

The Committee recommends Ksh. 225,766,270.00- for Recurrent Expenditure and Ksh. 182,755,550.00 for Development Expenditure; a total of Ksh. 408,521,820.00.

#### *DEPARTMENT OF GENDER, YOUTH, SPORTS AND SOCIAL WELFARE*

In this department, the County Treasury had proposed total budget estimates of Ksh. 317,294,772.00 comprising of Ksh. 124,639,769.00 for recurrent and Ksh. 192,655,003.00 for development expenditure.

The Committee further recommends that the Recurrent Expenditure be set at Ksh. 124,639,769.00 and Ksh. 192,655,003.00 for Development Expenditure; a total of Ksh 317,294,772.00.

#### *COUNTY PUBLIC SERVICE BOARD*

Under the County Public Service Board, the County Treasury had proposed a total budget of Ksh. 58,013,709.00 comprising Ksh. 38,013,709.00 and Ksh. 20M for recurrent and development spending respectively.

The Committee recommends that the Recurrent Expenditure be set at Ksh. 38,013,709.00 and Ksh. 20,000,000.00 for Development Expenditure; a total of Ksh. 58,013,709.00 as per the County Treasury's proposal.

#### *COUNTY ASSEMBLY*

In the County Assembly, the County Treasury had proposed a total budget estimate of Ksh. 1,279,126,181.00 comprising Ksh. 987,126,181.00 for Recurrent expenditure and Ksh. 292,000,000.00 for Development expenditure.

The committee noted that the Assembly recurrent ceiling was revised upwards in the County Allocation of Revenue Bill, 2023 from Ksh 865,126,181.00 to Ksh 1,021,331,660.00.

The Committee, in line with the CARB, 2023, recommends Ksh. 1,141,331,660.00 for Recurrent Expenditure (this amount included funds allocated for other recurrent transfers like Mortgage and Car loans) and Ksh. 292,000,000.00 for Development Expenditure which includes Ksh. 148,000,000.00 for Ward offices construction giving a total budget of Ksh. 1,433,331,660.00.

*(Applause)*

As I conclude, Hon. Speaker,

1. The Budget Estimates received from the County Treasury on 28<sup>th</sup> April, 2022, were not aligned to the County Fiscal Strategy Paper ceilings for FY 2023/2024.
2. The Committee did not make amendments on salaries and wages to meet the 35 per cent requirement of the PFM Act, 2012 but retained them as forwarded by the County Treasury but recommends that measures be put in place to reduce the ratio from the proposed 45 per cent to the required threshold. This will also release more funds for development programmes.
3. The Committee therefore recommends that this Hon. House resolves to:
  - a) Approve the report and recommendations of the Budget and Appropriations Committee on the Budget Estimates for the FY 2023/24.
  - b) Approve that this report forms the basis for the preparation of the Appropriation Act of FY 2023/24.
  - c) Approve that this report forms the basis for the FY 2023/24 final itemized/detailed budget estimates and the Programme Based Budget.
  - d) Approve the County Fiscal Strategy Paper, 2023 deviations as recommended by the Committee.

Therefore, on behalf of the Budget and Appropriations Committee and as required under Article 224 of the Constitution of Kenya, 2010 read with Section 131(2) of the PFM Act, 2012, it is my pleasure to present to this Hon. House the Committee report on the FY 2023/24 Budget Estimates for consideration and approval.

*(Applause)*

Thank you, Hon. Speaker.

**Hon. Speaker:** Thank you very much, Hon. Member. May I now open the floor to debate this matter? Hon. Don.

*(Laughter)*

**Hon. Paul Wambua** (Kibauni, PTP): Asante sana Mheshimiwa Spika kwa nafasi hii ya kuchangia maoni yangu kuhusu bajeti iliyosomwa. Kwanza nashukuru Kamati ya Bajeti kwa kazi nzuri waliofanya wakiongongzwa na Mheshimiwa Dominic na mwenzake Mheshimiwa Kasanga na mwenzangu kutoka PTP

*(Applause)*

Nasimama kuunga mkono bajeti iliyosomwa ikifahamika kwamba sekta ambazo zina uzito kwenye maisha ya watu wetu kama masomo, afya, barabara, kilimo na maji zimepewa uzito kifedha. Mheshimiwa Spika, sisi kama Bunge tumefanya kazi yetu; sasa ni kazi ya Mheshimiwa Gavana na Mawaziri wake kufanyia watu wa Machakos Kaunti kazi kama walivyoahidi. Sisi tutaaangalia kwamba hizi fedha zimetumika ipasavyo lakini cha msingi kuwe na usawa katika kutumia fedha za kaunti ya Machakos; kila kata ndogo ipate haki yake kwa sababu kila Kata ina wananchi kama kata zingine. Kwa hivyo Mheshimiwa Spika, naombe niunge mkono ripoti hii. Asante.

*(Applause)*

**Hon. Speaker:** Mheshimiwa Mwonga then Mheshimiwa Ndeti in that order.

**Hon. Joshua Mwonga** (Masinga Central, WDM-K): Thank you, Madam Speaker. Back in 1994 when the first African president of South Africa Nelson Mandela was released from prison, each and every country wanted him to visit their country. Early in 1995 February, he traveled to US and in an interview he was asked; will you mind if South Africans elect another white man to rule the Country? This is what Nelson Mandela said; it does not matter the color of the cat, whether it is black or white as long as it can catch the mice. Madam Speaker, it is Mwonga standing here to support this budget

*(Applause)*

I interacted with these Hon. Members during lunch hour and I want to tell you, the mood of these Members is that we should not waste a lot of time debating on this matter. Madam Speaker, I am proposing that you put the question and we move to the next order.

*(Applause)*

**Hon. Speaker:** Hon. Ndeti.

**Hon. Helen Ndeti** (Nominated, WDM-K): Thank you, Madam Speaker. First, I want to congratulate the committee of budget, I think they have done a well balanced budget and I also want to echo what my colleague Mheshimiwa Mwonga has said that we do not need to labor so much discussing this budget. But there is one thing Madam Speaker, I cannot forget to mention; that this year, Ksh 131 million have been pegged in for gender mainstreaming. That, of course, you have heard is going to take care of gender-based violence, capacity empowerment of our women, our youth and we cannot forget as the Women Caucus to say thank you to budget committee. Thank you, Madam Speaker.

**Hon. Speaker:** You forgot to say the marginalized.

**Hon. Helen Ndeti** (Nominated, WDM-K): Yes, and the marginalized.

**Hon. Francis Ngunga** (Mua, MCCC): Point of information here, Madam Speaker.

**Hon. Speaker:** Point of information.

**Hon. Paul Wambua** (Kibauni, PTP): Mheshimiwa Spika, ningependa kumkosoa mwenzangu Mheshimiwa Helen kwa kusema kwamba ni vizuri pesa ya *gender* imewekwa kwenye bajeti lakini *gender* si kuwa mwanamke; *gender* ni mwanamke na mwanamme. Kwa hivyo hata sisi, saa zingine tunadhulumwa na wake zetu; mkiona mambo kama hayo, yashughulikiwe kwa kutumia hio pesa kwenye hio bajeti. Asante.

*(Applause)*

**Hon. Speaker:** Thank you very much.

**Helen Ndeti** (Nominated, WDM-K): Thank you. I am well informed and I know that gender does not just mean women; there are youth, the marginalized, you know, it is gender mainstreaming. Thank you.

**Hon. Speaker:** Thank you. Hon. Digital. Sorry for calling you that way.

**Hon. Mathew Ndunda** (Kangundo North, IND): Thank you, Madam Speaker. I support this budget especially in the department of health. I am happy because initially, there were some Level IV hospitals which were not included in the funds allocated and I am happy to see hospitals like Kimiti, Masinga, Kalama and Mutituni they had zero allocation. When this (...*inaudible*) through the able Chair Hon. Dominic, they have ensured this has been given a great concern.

Equally there are other areas which were looked into in the revised budget and I support this budget totally; since we are very much aware that health comes first in the human service. Thank you.

**Hon. Speaker:** Thank you very much, Hon. Member

*(Loud consultations)*

*(Question put and agreed to)*

## **BILL**

*(Second Reading)*

THE MACHAKOS COUNTY APPROPRIATION BILL 2023, KENYA  
GAZETTE SUPPLEMENT NO.3 MACHAKOS COUNTY BILLS NO.2

**Hon. Speaker:** May I invite Hon. Dominic Ndambuki, Chairperson, Budget and Appropriations Committee to come forward and proceed.

**Hon. Dominic Ndambuki** (Kathiani Central, WDM-K): Thank you, Hon. Speaker. Hon. Speaker, pursuant to Standing Order 121(1), I wish to move the motion that the Machakos County Appropriation Bill, 2023 (Machakos County Bills No.2) be now read a second

time. Thank you, Hon. Speaker; and this Bill gives appropriation for proposals from the Budget Estimates which will give the Assembly room to make any amendments. Thank you, Hon. Speaker. I wish to call upon Hon. Nicholas Nzioka to second.

**Hon. Speaker:** Thank you, Hon. Member. Hon. Nicholas Nzioka.

**Hon. Nicholas Nzioka** (Machakos Central, WDM-K) seconded.

**Hon. Speaker:** Thank you, Hon. Member.

*(Question proposed)*

I invite Members to debate the Bill. Hon. Brian Kisila.

**Hon. Brian Kisila** (Makutano/Mwala, MCCC): Thank you, Madam Speaker. I would like to thank the committee for a good job. This is an excellent job which has been done within a very short time. Madam Speaker, I sit in two committees; one of them is health and the other is water and these two committees have actually received the highest amounts of money. Madam Speaker, as we approve the budget, we want to hold the CECMs and Chief Officers in those departments accountable to the monies we are giving them.

To this Madam Speaker, I am urging Members, the only way we can oversight properly is through our committees. Let us continue being thorough in our committee work so that we can ensure that these monies which we are allocating to these departments has been utilized properly. Members, normally the first and second year of your election are the most critical years and if we do not get the perception out there for ourselves and H.E the Governor, the work is being done, the third, fourth year is just a rehearsal for 2027.

What am I saying? I am saying that I was part and parcel or one of the key members who pushed for ceilings of water to go up based on our public participation and also ceilings for health and now this House and the Budget Committee has given them the highest amount of money together let us ensure this money is used up well.

Madam Speaker you are the Chair of Rules and Procedure committee and it is the high time you start bringing CECMs to this Assembly to start answering questions from the entire House and that motion needs to come as quickly as possible so that we can start holding CECMs accountable to the monies we have given them. So, Madam Speaker, I support and let us actually ensure that all the money allocated to every department is used in the most prudent way.

Members, when any project is being done in your ward, take charge because either project is done in a shoddy way wananchi know you. Take charge of the projects in your Ward. Thank you, Madam Speaker.

**Hon. Speaker:** Thank you, Hon. Member.

*(Loud consultations)*

I put the question? Before I do so may I call upon the mover to reply?

**Hon. Dominic Ndambuki** (Kathiani, WDM-K): Thank you, Hon. Speaker. I thank the whole House for the support they have given us up to this level. I would request that we stay still as we process the Bill.

**Hon. Speaker:** Thank you very much, Hon. Chair of Budget Committee.

*(Question put and agreed to)*

*(The Bill was read a Second Time and committed to a Committee of the whole House today )*

Thank you. Next order.

**(Then)**

### **COMMITTEE OF THE WHOLE HOUSE**

*(Order for Committee read)*

*[Hon. Speaker left the Chair]*

IN THE COMMITTEE

*[Hon. Chairperson (Hon. Stephen Mwanthi) took the Chair]*

THE MACHAKOS COUNTY APPROPRIATION BILL 2023, KENYA  
GAZETTE SUPPLEMENT NO.3 MACHAKOS COUNTY BILLS NO.2

**Hon. Chairperson:** Thank you, Hon. Members. Let us have order so that we may proceed with the Committee of the Whole House so that we may approve the amendments that are required in appropriations. Clerk, you may proceed.

**Hon. Mbili Ndawa** (Matuu, MCCP): Point of information.

**Hon. Chairperson:** Yes.

**Hon. Mbili Ndawa** (Matuu, MCCP): It is always a normal practice when we are in the Committee of the Whole House to have a small booklet that is yellow in colour and we do not have it in our custody.

**Hon. Chairperson:** Clerk, if you any more copies maybe they can be provided to the Hon. Members.

**Hon. Mbili Ndawa** (Matuu, MCCP): Yes I am interested to have one.

**Hon. Chairperson:** They will be provided to Hon. Members as we go on. Thank you, Minority Leader. You can have this as we proceed.

*(Hon. Chairperson handed to the published Bill to Hon. Ndawa)*

**Hon. Mbili Ndawa** (Matuu, MCCC): Thank you, Sir.

*(Clause 2 agreed to)*

*(Clause 3 agreed to)*

**FIRST SCHEDULE**

*Recurrent Expenditure*

*Vote R0001*

**Hon. Dominic Ndambuki** (Kathiani Central, WDM-K): Mr. Chairman, I beg to move THAT, Vote R0001 be amended by:-

- i) By deleting the figure ‘592,144,649’ as relates to the recurrent expenditure in the Office of The Governor Portfolio and substituting therefor the figure ‘580,874,154’;
- j) In ‘P01 Office of the Governor - Headquarters, Co-ordination and supervisory service’ by deleting the figure ‘317,607,213’ and substituting therefor the figure ‘309,336,718’;
- k) In ‘P07 Office of the Deputy Governor’ by deleting the figure ‘77,457,386’ and substituting therefor the figure ‘74,457,381’

*(Question of the amendment proposed)*

**Hon. Chairperson:** Any Member to contribute to that?

*(Question, that the words to be left out be left out, put and agreed to)*

*(Vote R0001 as amended agreed to)*

*Vote R0002*

**Hon. Dominic Ndambuki** (Kathiani Central, WDM-K): Mr. Chairman, I beg to move THAT, Vote R0002 be amended by:-

In R0002 as relates to the Office of the County Attorney Portfolio -

- (i) By deleting the figure ‘83,564,716’ relating to recurrent expenditure of the Office of the County Attorney portfolio and substituting therefor the figure ‘50,963,865’
- (ii) In ‘P01 Legal services’, by deleting the figure ‘83,564,716’ and substituting therefor the figure ‘50,963,865’;

*(Question of the amendment proposed)*

*(Question, that the words to be left out be left out,*



*put and agreed to)*

*(Vote R0002 as amended agreed to)*

*(Vote R0003 agreed to)*

*Vote R0004*

**Hon. Dominic Ndambuki** (Kathiani Central, WDM-K): Mr. Chairman, I beg to move THAT, Vote R0004 be amended by:-

In R0004 as relates to Finance, Economic planning and Revenue Management Portfolio -

- (i) By deleting the figure “968,717,711” relating to “the recurrent expenditure for Finance, Economic planning and Revenue Management portfolio” and substituting therefor the figure “931,253,752”
- (ii) In “P01 Revenue Management” by deleting the figure “396,451,553” and substituting therefor the figure “410,987,593”
- (iii) In “P04 Accounting services” by deleting the figure “42,760,407” and substituting therefor the figure “32,760,407”
- (iv) In “P06 Human Resource Management and Support Services” by deleting the figure “297,973,125” and substituting therefor the figure “247,973,125”
- (v) In “P07 Economic Planning and Statistical Services” by deleting the figure “39,804,070” and substituting therefor the figure “47,804,070”

*(Question of the amendment proposed)*

*(Question, that the words to be left out be left out,  
put and agreed to)*

*(Vote R0004 as amended agreed to)*

*Vote R0005*

**Hon. Dominic Ndambuki** (Kathiani Central, WDM-K): Mr. Chairman, I beg to move THAT, Vote R0005 be amended by:-

In R0005 as relates to Devolution portfolio\_\_\_

- (i) By deleting the figure “979,169,215” relating to “the recurrent expenditure for Devolution portfolio” and substituting therefor the figure “972,234,231”
- (ii) In “P01 Administration and Coordination Services – Public Service” by deleting the figure “281,357,385” substituting therefor the figure “291,357,385”
- (iii) In “P03 Training, Research and Development” – by deleting the figure “57,841,500” substituting therefor the figure “47,841,500”
- (iv) In “P04 County Administration and Decentralized Units” by deleting the figure “379,609,131” and substituting therefor the figure “372,609,131”

- (v) In “P08 Inspectorate Services and Management” by deleting the figure “225,222,199” substituting therefor the figure “212, 287, 215”

*(Question of the amendment proposed)*

*(Question, that the words to be left out be left out,  
put and agreed to)*

*(Vote R0005 as amended agreed to)*

*Vote R0006*

**Hon. Dominic Ndambuki** (Kathiani Central, WDM-K): Mr. Chairman, I beg to move THAT, Vote R0006 be amended by:-

R0006 as relates to Agriculture, Food Security and Co-operative Development portfolio —

- (i) By deleting the figure “345,918,809” relating to the recurrent expenditure for Agriculture, Food Security and Co-operative Development portfolio and substituting therefor the figure “379,572,812”;
- (ii) In “P01 General Administration and Support Services” by deleting the figure “308,816,160” and substituting therefor the figure “342,470,164”

*(Question of the amendment proposed)*

*(Question, that the words to be left out be left out,  
put and agreed to)*

*(Vote R0006 as amended agreed to)*

*(Votes R0007 and R0008 agreed to)*

*Vote R0009*

**Hon. Dominic Ndambuki** (Kathiani Central, WDM-K): Mr. Chairman, I beg to move THAT, Vote R0009 be amended by:-

R0009 as relates to Education, Skills Training and Social Welfare portfolio -

- (i) In “P01 Headquarters Administrative Services” by deleting the figure “538,929,693” and substituting therefor the figure “536,929,693”;
- (ii) In “P02 Basic Education” By deleting the figure “7,856,678” and substituting therefor the figure “9,856,678”;

*(Question of the amendment proposed)*

*(Question, that the words to be left out be left out,*

*put and agreed to)*

*(Vote R0009 as amended agreed to)*

*Vote R0010*

**Hon. Dominic Ndambuki** (Kathiani Central, WDM-K): Mr. Chairman, I beg to move THAT, Vote R0010 be amended by:-

R0010 as relates to Energy, Lands, Housing and Urban Development portfolio —

- i. By deleting the figure “240,766,270” relating to the recurrent expenditure for Energy, Lands, Housing and Urban Development portfolio and substituting therefor the figure “225,766,270”;
- ii. In “P01 Lands and Physical Planning” by deleting the figure “62,346,321” and substituting therefor the figure “47,346,321”
- iii. In “P03 Housing and Urban Development” by deleting the figure “96,393,736” and substituting therefor the figure “98,643,736”
- iv. In “P04 Machakos Municipality” by deleting the figure “17,750,000” and substituting therefor the figure “17,000,000”
- v. In “P05 Mavoko Municipality” by deleting the figure “19,750,000” and substituting therefor the figure “19,000,000”
- vi. In “P06 Kangundo-Tala Municipality” by deleting the figure “16,450,000” and substituting therefor the figure “15,700,000”

*(Question of the amendment proposed)*

*(Question, that the words to be left out be left out, put and words to be inserted in place thereof be inserted agreed to)*

*(Vote R0010 as amended agreed to)*

*(Vote R0011 agreed to)*

*Vote R0012*

**Hon. Dominic Ndambuki** (Kathiani Central, WDM-K): Mr. Chairman, I beg to move THAT, Vote R0012 be amended by:-

R0012 as relates to Water, Irrigation, Environment and Climate Change portfolio —

- i. By deleting the figure “123,088,120” relating to the recurrent expenditure for Water, Irrigation, Environment and Climate Change portfolio and substituting therefor the figure “134,088,120”;
- ii. In “P06 Climate Change” by deleting the figure “10,917,699” and substituting therefor the figure “21,917,699”

*(Question of the amendment proposed)*

*(Question, that the words to be left out be left out,  
put and words to be inserted in place thereof  
be inserted agreed to)*

*(Vote R0012 as amended agreed to)*

*(Vote R0013 agreed to)*

*Vote R0014*

**Hon. Dominic Ndambuki** (Kathiani Central, WDM-K): Mr. Chairman, I beg to move THAT, Vote R0014 be amended by:-

R0014 as relates to County Assembly portfolio —

- (i) By deleting the figure “987,126,181” relating to the recurrent expenditure for The County Assembly portfolio and substituting therefor the figure “1,141,331,660”;
- (ii) In “P01 HR, Administration and Coordination Services” by deleting the figure “303,797,880” and substituting therefor the figure “303,783,359”
- (iii) In “P02 Financial Management Services” by deleting the figure “38,400,000” and substituting therefor the figure “39,000,000”
- (iv) In “P03 Legal, Library and Research Services” by deleting the figure “10,250,000” and substituting therefor the figure “9,350,000”
- (v) In “P04 County Assembly Service Board Services” by deleting the figure “29,752,000” and substituting therefor the figure “34,752,000”
- (vi) In “P05 Legislative Services” by deleting the figure “286,898,177” and substituting therefor the figure “288,398,177”
- (vii) In “P06 Procedure and Committee Services” by deleting the figure “128,500,000” and substituting therefor the figure “146,000,000”
- (viii) In “P07 Audit Committee Services” by deleting the figure “3,900,000” and substituting therefor the figure “3,700,000”
- (ix) In “P09 Other Current Transfers” by deleting the figure “102,000,000” and substituting therefor the figure “232,720,000”

*(Question of the amendment proposed)*

*(Question, that the words to be left out be left out,  
put and words to be inserted in place thereof  
be inserted agreed to)*

*(Vote R0014 as amended agreed to)*

*Totals for Recurrent*

**Hon. Dominic Ndambuki** (Kathiani Central, WDM-K): Mr. Chairman, I beg to move THAT, Totals for Recurrent be amended by:-

Class – Subtotal

- (i) By deleting the figure “9,518,497,324” relating to the recurrent expenditure for The Class- Sub total portfolio and substituting therefor the figure “9,601,086,517”;

*(Question of the amendment proposed)*

*(Question, that the words to be left out be left out, put and words to be inserted in place thereof be inserted agreed to)*

*(Totals for Recurrent as amended agreed to)*

## SECOND SCHEDULE

### Development Expenditure

*(Votes D0001 and D0002 agreed to)*

Vote D0003

**Hon. Dominic Ndambuki** (Kathiani Central, WDM-K): Mr. Chairman, I beg to move THAT, Vote D0003 be amended by:-

In D0003 as relates to the Trade, Industrialization, Tourism and Innovation Portfolio

- (i) By deleting the figure “408,778,732” as relates to development expenditure of Trade, Industrialization, Tourism and Innovation portfolio and substituting therefor the figure “550,713,716”;
- (ii) In “P01 Trade – Administration and Support Services” by deleting the figure “62,814,730” and substituting therefor the figure “103,814,730”;
- (iii) In “P02 Industrial Development” by deleting the figure “290,150,000” and substituting therefor the figure “391,084,984”

*(Question of the amendment proposed)*

*(Question, that the words to be left out be left out, put and words to be inserted in place thereof be inserted agreed to)*

*(Vote D0003 as amended agreed to)*

Vote D0004

**Hon. Dominic Ndambuki** (Kathiani Central, WDM-K): Mr. Chairman, I beg to move THAT, Vote D0004 be amended by:-

In D0004 as relates to Finance, Economic Planning and Revenue Management portfolio —

- (i) By deleting the figure “474,976,422” as relates to development expenditure of Finance, Economic Planning and Revenue Management portfolio and substituting therefor the figure “262,770,943”;
- (ii) In “P01 Revenue Management” by deleting the figure “122,750,745” and substituting therefor the figure “80,750,745”;
- (iii) In “P05 Accounting Services ” by deleting the figure “180,000,000” and substituting therefor the figure “9,794,521”;
- (iv) In “P06 Economic Planning and Statistical Services ” by deleting the figure “3,000,000” and substituting therefor the figure “15,000,000”;
- (v) In “P07 ICT Services and Infrastructure” by deleting the figure “59,794,177” and substituting therefor the figure “47,794,177”;

*(Question of the amendment proposed)*

*(Question, that the words to be left out be left out, put and words to be inserted in place thereof be inserted agreed to)*

*(Vote D0004 as amended agreed to)*

*(Votes D0005 agreed to)*

*Vote D0006*

**Hon. Dominic Ndambuki** (Kathiani Central, WDM-K): Mr. Chairman, I beg to move THAT, Vote D0006 be amended by:-

In D0006 as relates to Agriculture, Food Security and Co- operative Development Expenditure Portfolio—

- (i) By deleting the figure “393,113,450” as relates to development expenditure of Agriculture, Food Security and Co-operative Development portfolio and substituting therefor the “848,107,908”
- (ii) In “P01 General Administration and Support Services” by deleting the figure “176,174,095” and substituting therefor the figure “568,687,090”
- (iii) In “P03 Livestock Resources Management and Development” by deleting the figure “27,043,403” and substituting therefor the figure “74,123,098”
- (iv) In “P04 Fisheries Development” by deleting the figure “1,928,140” and substituting therefor the figure “17,329,908”

*(Question of the amendment proposed)*

*(Question, that the words to be left out be left out,  
put and words to be inserted in place thereof  
be inserted agreed to)*

*(Vote D0006 as amended agreed to)*

*Vote D0007*

**Hon. Dominic Ndambuki** (Kathiani Central, WDM-K): Mr. Chairman, I beg to move THAT, Vote D0007 be amended by:-

In D0007 as relates to Health Services Development Expenditure Portfolio—

- i) By deleting the figure “869,415,741” as relates to development expenditure of Health Services Development portfolio and substituting therefor the “994,139,145”
- ii) In “P01 General Administration” by deleting the figure “565,142,616” and substituting therefor the figure “538,872,154”
- iii) In “P02 Level 5” by deleting the figure “62,000,000” and substituting therefor the figure “142,000,000”
- iv) In “P03 Kangundo Level 4” by deleting the figure “7,000,000” and substituting therefor the figure “15,000,000”
- v) In “P05 Kathiani Level 4” by deleting the figure “11,000,000” and substituting therefor the figure “12,993,866”
- vi) In “P06 Mwala Level 4” by deleting the figure “13,000,000” and substituting therefor the figure “23,000,000”
- vii) In “P07 Kimiti Level 4” by adding the figure “10,000,000”
- viii) In “P08 Masinga Level 4” by adding the figure “10,000,000”
- ix) In “P09 Athi River Level 4” by adding the figure “10,000,000”
- x) In “P10 Mutituni Level 4” by adding the figure “11,000,000”
- xi) In “P12 Kalama Level 4” by adding the figure “10,000,000”

*(Question of the amendment proposed)*

**Hon. Brian Kisila** (Makutano/Mwala, MCCP): Point of information please. We want to see the amendments in D0007. It has amendments and it is important we see them because if we just vote on it as a block then we do not know. For example, as a committee we propose money for Masinga, for Kimiti and other Level IV hospitals. We want to see the amendments that have been captured in that. Is it in the report? Sorry.

*(Hon. Ndambuki spoke off record)*

Oh thank you; I had missed that part Chairman. Go on.

**Hon. Chairperson:** Okay. It has been addressed? Thank you.

*(Hon. Ndawa spoke off record)*

That means you are attentive and that is good. Hon. Brian.

**Hon. Brian Kisila** (Makutano/Mwala, MCCC): Mheshimiwa Ndawa, it is my right. Even if I am outside---

**Hon. Chairperson:** Mheshimiwa---

**Hon. Brian Kisila** (Makutano/Mwala, MCCC): No Chairman. I do not want Mheshimiwa Ndawa to start bulldozing us.

**Hon. Chairperson:** Mheshimiwa Brian, I think what he has said is that it is good that you are...he is appreciating you.

*(Hon. Ndawa spoke off record)*

**Hon. Brian Kisila** (Makutano/Mwala, MCCC): Oh. Thank you.

*(Laughter)*

**Hon. Chairperson:** Hon. Ndawa was appreciating you and it is only that....Okay Hon. Members let us proceed.

*(Question, that the words to be left out be left out,  
put and words to be inserted in place thereof  
be inserted agreed to)*

*(Vote D0007 as amended agreed to)*

*Vote D0008*

**Hon. Dominic Ndambuki** (Kathiani Central, WDM-K): Mr. Chairman, I beg to move THAT, Vote D0008 be amended by:-

In D0008 as relates Development Expenditure of Roads, Transport and Public Works portfolio-

- i. By deleting the figure “711,731,765” relating to development expenditure of roads, Transport and Public Works portfolio and substituting therefor the figure “745,731,765”;
- ii. In “P02 Road Development and Management” by deleting therefor the figure “376,500,000” and substituting the figure “410,500,000”;

*(Question of the amendment proposed)*

*(Question, that the words to be left out be left out,  
put and words to be inserted in place thereof)*



*be inserted agreed to)*

*(Vote D0008 as amended agreed to)*

*Vote D0009*

**Hon. Dominic Ndambuki** (Kathiani Central, WDM-K): Mr. Chairman, I beg to move THAT, Vote D0009 be amended by:-

In D0009 as relates to Education , Skills Training and Social Welfare portfolio -

- i. By deleting the figure “172,729,112” relating to development expenditure of education, Skills Training and Social Welfare portfolio and substituting therefor the figure “193,729,112”;
- ii. In “P01 General Administration, Planning and Development Services ” by deleting the figure “35,000,000” and substituting therefor the figure “56,000,000”;

*(Question of the amendment proposed)*

*(Question, that the words to be left out be left out,  
put and words to be inserted in place thereof  
be inserted agreed to)*

*(Vote D0009 as amended agreed to)*

*Vote D0010*

**Hon. Dominic Ndambuki** (Kathiani Central, WDM-K): Mr. Chairman, I beg to move THAT, Vote D0010 be amended by:-

In D0010 as relates to Energy, Lands, Housing and Urban Development portfolio —

- (i) By deleting the figure “167,755,550” relating to development expenditure of Energy, Lands, Housing and Urban Development portfolio and substituting therefor the figure “182,755,550”;
- (ii) In “P02 Lands and Physical Planning ” by deleting the figure “42,755,550” and substituting therefor the figure “57,755,550”;
- (iii) In “P03 Housing and Urban Development” by deleting the figure “50,000,000” and substituting therefor the figure “1,400,000”;
- (iv) By inserting the following a new programmes and their budget therefor immediately after programme 3
  - a. “P04 Mavoko Municipality - 11,200,000”;
  - b. “P05 Machakos Municipality – 11,200,000”
  - c. “P06 Kangundo–Tala Municipality–26,200,00”

*(Question of the amendment proposed)*

*(Question, that the words to be left out be left out,  
put and words to be inserted in place thereof  
be inserted agreed to)*

*(Vote D0010 as amended agreed to)*

*(Vote D0011 agreed to)*

*Vote D0012*

**Hon. Dominic Ndambuki** (Kathiani Central, WDM-K): Mr. Chairman, I beg to move THAT, Vote D0012 be amended by:-

D0012 as relates to Water, Irrigation, Environment and Climate Change Portfolio-

- i) By deleting the figure “718,500,000” relating to development expenditure of Water, Irrigation, Environment and Climate Change portfolio and substituting therefor the figure “788,500,000”;
- ii) In “P01 Water Resources Management” by deleting the figure “320,000,000” and substituting therefor the figure “347,660,798”;
- iii) In “P05 Climate Change” by deleting the figure “245,038,276” and substituting therefor the figure “287,377,478”;

*(Question of the amendment proposed)*

*(Question, that the words to be left out be left out,  
put and words to be inserted in place thereof  
be inserted agreed to)*

*(Vote D0012 as amended agreed to)*

*(Votes D0013 and D0014 agreed to)*

*Totals for Development*

**Hon. Dominic Ndambuki** (Kathiani Central, WDM-K): Mr. Chairman, I beg to move THAT, Totals for Development be amended by:-

By deleting the figure “4,496,468,563” relating to the Development Expenditure Class Sub- Total and substituting therefor the figure “5,145,915,930”;

*(Question of the amendment proposed)*

*(Question, that the words to be left out be left out,  
put and words to be inserted in place thereof  
be inserted agreed to)*

*(Totals for Development as amended agreed to)*

*(Grand total agreed to)*

*(Long Title agreed to)*

*(Short Title agreed to)*

*(Clause 1 agreed to)*

**Hon. Dominic Ndambuki** (Kathiani Central, WDM-K): I beg to move that the Committee do report to the House its consideration of the Machakos County Appropriation Bill, 2023 (Machakos County Bills No.2) and its approval thereof with amendments.

*(Question proposed)*

*(Question put and agreed to)*

*(Applause)*

**Hon. Chairperson:** Thank you, Hon. Members. We now await the Hon. Speaker so that we can report back and I appreciate your co-operation throughout that period. Thank you, Hon. Members.

**Hon. Francis Ngunga** (Mua, MCCP): Thank you, Mr. Chairman but remember this is a special sitting.

**Hon. Chairperson:** Noted Hon. Ngunga and thank you.

*(The House resumed)*

*[Hon. Speaker in the Chair]*

## **REPORT AND THIRD READING**

THE MACHAKOS COUNTY APPROPRIATION BILL 2023, KENYA  
GAZETTE SUPPLEMENT NO.3 MACHAKOS COUNTY BILLS NO.2

**Hon. Speaker:** May I call upon the Deputy Speaker to come forward and give the report.

**Hon. Stephen Mwanthi** (Ekalakala, WDM-K): Thank you, Hon. Speaker and welcome back. I wish to report that the Committee of the whole House has considered Machakos County Appropriation Bill, 2023 Machakos County Bills No. 2 and approved the same with amendments. Thank you, Madam Speaker.

**Hon. Speaker:** Thank you, Hon. Member. May I call upon Hon. Dominic Ndambuki?

**Hon. Dominic Ndambuki** (Kathiani Central, WDM-K): Thank you, Hon. Speaker. I beg to move that the House do agree with the committee in the said report. I wish to call upon Hon. Phoebe Koki to second.

**Hon. Speaker:** Hon. Phoebe Koki please.

**Hon. Phoebe Koki** (Nominated, MCCP): Thank you, Madam Speaker. I second and also thank the Hon. Members for being patient, supportive and say the future is fat. Thank you, Madam Speaker.

**Hon. Speaker:** Thank you, Hon. Member.

*(Question proposed)*

*(Question put and agreed to)*

Next order.

**Hon. Speaker:** May I call upon Hon. Dominic Ndambuki, Chairperson BAC to proceed

**Hon. Dominic Ndambuki** (Kathiani Central, WDM-K): Thank you, Hon. Speaker. Pursuant to Standing Order 131(2), I beg to move the motion that the Machakos County Appropriation Bill, 2023 (Machakos County Bills No.2) be now read a third time. The Bill gives way to the appropriation of the fiscal year 2023/2024 Budget Estimates. I wish to call upon Hon. Justus Mutuku to second.

**Hon. Speaker:** Hon. Mutuku proceed.

**Hon. Justus Mutuku** (Wamunyu, PTP): Thank you, Madam Speaker. I second the motion.

**Hon. Speaker:** Thank you very much.

*(Question proposed)*

I invite Members to comment on the third Machakos County Appropriation Bill 2023. Hon. Brian Kisila.

**Hon. Brian Kisila** (Makutano/Mwala, MCCP): Madam Speaker, we have had a very long day and as is the norm in this Assembly, after the budget, the Speaker normally takes the Members through a cocktail. Since morning we have been here---

*(Applause)*

You have seen the amount of work we have done, the way Members have committed themselves to ensure the budget is passed. It is only fair Madam Speaker that after this, you call

us for a small cocktail where we can exchange and we make it a practice because today has been a very tiring day; from 8.00 a.m. and now it is 5.00 p.m. So Madam Speaker, the ball is in your court.

**Hon. Joshua Mwonga** (Masinga Central, WDM-K): Point of information Madam Speaker. I want to inform Hon. Kisila, we are not making it a tradition, it is a tradition. Thank you.

**Hon. Speaker:** Thank you.

**Hon. Dominic Maitha** (Muthwani, WDM-K): Thank you, Madam Speaker. Hon. Kisila has proposed that I second and as it is in the practice of this House, I want to say this Madam Speaker, since morning I was worried and it is good we copy paste from what happens in the National Assembly to what is also supposed to be happening in the County Assemblies.

In the morning, Mheshimiwa Ngunga was complaining that there are so many strangers outside but it is the norm that when budgets are being read, Assemblies are always flooded and that is the beauty of budget reading. So we need to embrace that because this is a House that is rarely visited by the Executive and in such events when they come in numbers, Madam Speaker, we should appreciate that this is a very important day for the County.

To finalize, as it happens in the National Assembly, to ascertain this is an important event today, we usually have tents properly dressed and properly taken care of in terms of eatables and drinkables of all nature.

*(Laughter)*

So, Madam Speaker, during my First Assembly, this day was always treated as a special day. The Hon. Speaker, who was Mheshimiwa Mung'ata who was the first Speaker of this Assembly, would take us to Ikuuni Hotel and make the bill open. May you as well Madam Speaker, reciprocate the same. I second.

**Hon. Joshua Mwonga** (Masinga Central, WDM-K): To add on what Hon. Dominic has said; actually the eatables and the drinkables are accompanied by a bulging of the wallet. Thank you.

*(Laughter)*

*(Question put and agreed to)*

*(The Bill was accordingly read the Third Time and passed)*

**Hon. Speaker:** Thank you. Next order.

### **MOTION**

#### **ALTERATION OF CALENDAR OF THE ASSEMBLY**

**Hon. Speaker:** May I now invite Hon. Nicholas Nzioka, Leader of Majority to proceed and move the motion.

**Hon. Nicholas Nzioka** (Machakos Central, WDM-K): Thank you, Madam Speaker.

Hon. Speaker, that aware that the second Session of the Third Assembly commenced on 14th February, 2023;

Further aware that pursuant to Standing Order No. 25 (1), the Assembly approved an Assembly calendar on 14th March, 2023 and altered it on 15th March, 26th April and 13th June, 2023 through House resolutions;

Acknowledging that Standing Order 25(4) provides that despite the adjournment date as scheduled in the approved Assembly Calendar, the Assembly may by resolution, alter its Calendar or the adjournment date;

Further aware that Standing Order 151(6) provides for the mandate of the House Business Committee which amongst others, is to prepare and if necessary, from time to time adjust the Assembly Calendar with the Approval of the House and noting that there is need for Committees to engage in activities which will generate business in this Hon. House;

Hon. Speaker, I wish to move the Motion THAT notwithstanding the resolutions of the Assembly made on 14th March, 2023 (Approval of Assembly Calendar), 15th March, 2023 and 26th April, 2023 (alteration of the Assembly Calendar) and pursuant to Standing Order 25 (4), the Assembly resolves to alter its Calendar (Regular Sessions) for the Second Session of the third Assembly to adjourn its sitting from today 20th June, 2023 and resume its regular sittings on Tuesday, 25th July, 2023 and that the Assembly Calendar for the Second Session be altered accordingly.

I would wish to call Mheshimiwa Julius Mbili Ndawa, the Minority Leader; Judas to second.

**Hon. Mbili Ndawa** (Matuu, MCCP): Thank you, Madam Speaker. I am Judas not Julius. Yes he has corrected but in most cases, people refer to me as Julius. I am not Julius but Judas; the only Judas.

Hon. Speaker, I second the motion and I want to make it clear that this House has been very busy doing its work and for the period we have been here, we have never wasted even a single minute and there is need for us to take a break so that we can also have time to engage with electorates and to create time for committees to go and bring business for this House.

So, Madam Speaker, I humbly request my colleagues to agree that we adjourn for at least one month to do those activities I have mentioned. Hon. Speaker, from where I stand I can see there was intention of another motion but during House Business Committee, we could not approve two motions. One was not signed, so we went with the one which was signed and which was approved by the Clerk as well as the Speaker. So that is the reason why we are coming up with this motion and I am requesting---

**Hon. Joshua Mwonga** (Masinga Central, WDM-K): Point of Information.

**Hon. Speaker:** Yes.

**Hon. Joshua Mwonga** (Masinga Central, WDM-K): Point of information. Madam Speaker, I am a member of the House Business Committee and this House was waiting for the adjournment motion in solidarity with the other Assemblies.

*(Applause)*

Madam Speaker, when we sat in the House Business Committee in the morning, the issue of adjourning arose and Madam Speaker you very well know that you approved that motion to come to this Hon. House. How now it is turning that we are just adjourning, altering the Calendar and resuming again in the next month, Madam Speaker, after three weeks, Madam Speaker that is not what this Members were waiting for. Madam Speaker, I think somebody somewhere is trying not to walk the talk

*(Hon. Ndawa stood in his place)*

We cannot be standing the two of us

**Hon. Mbili Ndawa** (Matuu, MCCP): Point of information cannot be so long. Let us follow procedures.

**Hon. Joshua Mwonga** (Masinga Central, WDM-K): It goes for how long? You are not the Speaker. Madam Speaker, it is better the Leadership tells these Members of the House, we are not adjourning in solidarity with the other Members. This is not the motion which should be before this House. Thank you, Madam Speaker.

**Hon. Speaker:** Thank you

**Hon. Mbili Ndawa** (Matuu, MCCP): Hon. Speaker, thank you. In case there is any Member who is not happy with the business before the House, the Standing Order 52 is very clear on how to amend a Motion. They ought to have written to you at least two hours before the motion landed before the House. Again Madam Speaker, the Order Paper which contains the motion was supplied to Members in the morning and they have been having that Order Paper. If they had issues they ought to have consulted, proposed amendment so I am telling them that they are time barred.

Secondly, Hon. Speaker, I am a Senior Ranking Member of this House and I cannot allow the Hon. Members of this House to test whether the knife is sharp using their throats. Hon. Speaker, that one I cannot allow.

Hon. Speaker, we cannot betray the electorates who woke up early in the morning on 9th of August, 2022 went to the polling station to transfer the power conferred to them by Article 1 of the Constitution. If we say we adjourn the way they want Hon. Speaker, that is the same as dissolving the Assembly and we are not going that route so whoever is not happy let him or her move and in case Hon. Speaker, as I conclude, if there is any Member who is here by mistake, you feel that you are not in the right place, you can write just one sentence letter of resigning from the position then we declare your area of representation vacant then we leave other Members free. That is it.

*(Loud consultations)*

**Hon. Speaker:** This is the ruling of the Speaker. That the motion before us is the motion that was balloted by the House Business Committee this morning and it is my advice that we proceed with the motion before us. More contributions? I have made a ruling on that issue; we are proceeding with the motion before us. Yes, proceed

**Hon. Musyimi Maeke** (Kalama, CCU): Thank you, Madam Speaker, for giving me this chance. As a House I want to stand to oppose that motion that we need to continue with our business as a House, there is no need of adjourning this House and I want to reiterate words of Hon. Ndawa who has said that we have a mandate with the people who voted us. We have a lot of pending business, we are just from a recess and we have just passed a budget and it needs a lot of work to be looked in to and we need to work and if we are in the spirit of working, if we are in the spirit of working Madam Speaker we are just newly-elected, we are from a long recess and we do not want to misuse tax payers money.

We want to continue with the business as usual so I stand to oppose the motion of adjourning the House for one month without any reason.

**Hon. Speaker:** Thank you very much, Hon. Maitha.

**Hon. Dominic Maitha** (Muthwani, WDM-K): Madam Speaker, I am in total objection of the motion about adjournment. Why are we adjourning, Madam Speaker, I am asking myself? We just adjourned a week ago to discuss the budget and have committee businesses. Personally, my committee has a lot of pending business Madam Speaker and I cannot afford to support this motion while I know that---

**Hon. Stephen Mwanthi** (Ekalakala, WDM-K): Point of information.

**Hon. Speaker:** Point of information

**Hon. Stephen Mwanthi** (Ekalakala, WDM-K): I just want to inform the Member that even when the House is on recess because this is just like recess, it attends committee meetings and to be precise the reason as to why we are adjourning is that to execute some of the businesses for the committees. Thank you, Madam Speaker.

**Hon. Dominic Maitha** (Muthwani, WDM-K): Point taken but I am saying that I am not supporting this motion Madam Speaker for adjournment and that is my reservation. I am not seconding and supporting this motion at all. Thank you, Madam Speaker.

**Hon. Speaker:** Thank you very much. Hon. Mbuva

**Hon. Charles Mbuva** (Kangundo West, GDDP): Thank you, Madam Speaker, for being able to catch my eye even from this furthest end. Madam Speaker, from the onset I think the mover of that motion is doing incredible job. As elected Members we also need to balance our time between legislation here in the House and having time to interact with our constituents.



*(Applause)*

Madam Speaker, the people who elected us also need us to discuss with them, what is this budget that we have passed. It is a well-thought out idea that we get to have at least a month. Like my ward it has 60 villages, I will utilize the whole month; actually I will be visiting two villages a day and discussing the budget with the public so that they get to understand what programmes and what projects they are waiting. So in case there could be Members who did not an idea how to utilize the time, please I suggest to them be visiting a village a day and carry this yellow book and discuss with the people what projects are coming to their area. Madam Speaker, I support that adjournment.

**Hon. Speaker:** Thank you, Hon. Member. Hon. Kivuva.

**Hon. Mutisya Kivuva** (Nominated, WDM-K): Thank you, Madam Beautiful Speaker.

*(Laughter)*

**Hon. Speaker:** Thank you.

**Hon. Mutisya Kivuva** (Nominated, WDM-K): You know I have been very happy since morning when my section was allocated a lot of money; the marginalized. So it has taken a lot of courage to come back here. I want to propose this; before I support the motion, I heard that you are to host us for us being tired. I want also to commit myself---

**Hon. Speaker:** Restrict yourself to the subject matter.

**Hon. Mutisya Kivuva** (Nominated, WDM-K): I want to host you, Madam Speaker. I want to buy you something because you look tired today.

**Hon. Speaker:** Look tired!

**Hon. Mutisya Kivuva** (Nominated, WDM-K): I want to support what the Majority Leader has moved but I want to be a voice of reason. I want to give some special direction. We adjourn the way Majority Leader has proposed but because we have other Members of the County Assemblies, when we go out we can say we adjourned the way they wanted but in the meantime, I support that we adjourn the way the Majority Leader has said. Thank you.

*(Loud consultations)*

**Hon. Speaker:** Hon. Kisila.

**Hon. Brian Kisila** (Makutano/Mwala, M CCP): Hon. Speaker, I like giving my wisdom as a ranking Member. If you say that you want to continue staying here and your electorate needs you, then you are in the wrong place. Personally, I stay at home and I know the amount of work which is ahead of me. Any opportunity to go and visit my people, I seize it and even the same

Members who are making the highest noise here are the ones who do not come when we have normal sittings and making the House have no quorum. So let us not politicize this Assembly.

Personally, I have transformed; I come here every sitting and when you come here you see 20, 21 or 15 Members and others are not even here and they are the ones asking us to adjourn (??). We are about to start receiving quarterly reports in our committees and we need to start thinking about how we are going to oversight the Executive. Let us take our work serious and the only way we can do that is by retreating, going through committees and bringing work to this Assembly. I support this motion and I am very much ready to go down to the ground and be able to engage my constituents. Thank you.

**Hon. Speaker:** Okay.

*(Question put and agreed to)*

### **ADJOURNMENT**

**Hon. Speaker:** The House adjourns to Tuesday, 25th July, 2023 at 10.00 a.m.

The House rose at 17.05 p.m.