

REPUBLIC OF KENYA

COUNTY ASSEMBLY OF MACHAKOS

OFFICIAL REPORT

Tuesday, 22nd June, 2021

The House met at 10:26 a.m.

[The Speaker (Hon. (Mrs.) Mwangangi) in the Chair]

PRAYERS

Hon. Speaker: Good Morning Hon. Members. We can start the business for today.

COMMUNICATION FROM THE CHAIR

WELCOMING REMARKS

I welcome you all Members to this sitting and I take the opportunity to thank God that he has preserved us in the short while that we took a break and this was on 10th June 2021 and the purpose of the break was to enable you to consider the budget estimates for financial year 2021/2022 in consultation with your electorate and with the County Executive.

I am sure you are now able to continue with the process of executing your mandate on the budget process for the financial year 2021/2022.

SUPPLEMENTARY BUDGET ESTIMATES FY 2020/2021

Hon. Members, Section 135 (1) of the Public Finance Management Act, PFM 2012 provides that a County Government may spend money that has not been appropriated if the amount appropriated for any purpose under the County Appropriations Act is insufficient or a need has arisen for expenditure for a purpose for which no amount has been appropriated by that Act or money has been withdrawn from the County Government Emergency Fund.

Hon. Members, further, section 135(2) provides that a County Government shall submit a supplementary budget in support of the additional expenditure for authority for spending to the County Assembly for approval. Pursuant to these provisions of the law Hon. Members, the CEC Member for Finance and Economic Planning submitted a supplementary budget estimates for the financial year 2020/2021 to the Assembly for approval on 11th June 2021.

You notice that the supplementary budget estimates were received by the Assembly when you were on short recess and so to avoid a delay in processing the same, under Standing Order 1, I had the supplementary budget estimates circulated to all Members and I committed the same to the

Budget and Appropriations Committee in accordance with Standing Order 186(3) and 207 for processing and tabling before this House for approval.

BUNGE MASHINANI

Hon. Members, I want to remind you that the Assembly sitting for 23rd June 2021 shall be at Kola ward, Katuaa market as per the Gazette Notice that Hon. Members are already aware of and this is in line with principles of devolution of taking services to the people as close as possible.

Therefore Hon. Members, you are reminded of the Bunge Mashinani sitting, a principle that you started sometimes back. With that communication, we can proceed with the Order Paper.

PAPER LAID

SUPPLEMENTARY BUDGET ESTIMATES

Hon. Speaker: Under this order we have one business by Hon. Dominic, chair Budget and Appropriations committee.

(Consultations)

Okay, we have been requested by Hon. Dominic Ndambuki that we proceed, there is something we are waiting for. Remember the Budget and Appropriations Committee has had to process two budgets at a go and please go to your gadgets, it has already been uploaded on the website so that we can proceed. It's been a very busy period for the Committee and we understand. Proceed Hon. Dominic

Hon. Ndambuki: Thank you, Hon. Speaker, I wish to lay the following paper on the table of the Assembly today, Tuesday 22nd June, 2021: Report of Budget and Appropriations Committee on the consideration of the second Supplementary Budget Estimates for the County Government and Assembly for FY 2020/ 2021 as tabled in the Assembly on 22nd June, 2021.

Thank you, Hon. Speaker.

Hon. Speaker: Thank you, Hon. Dominic Ndambuki. Proceed.

NOTICE OF MOTION

Hon. Speaker: Under this Order, we have two businesses; the first one is by Hon. Eric Musembi and the second by Hon. Ndambuki.

DESILTING DAMS IN KOLA WARD

Hon. Musembi: Hon. Speaker, that aware THAT Article 174 (f) of the Constitution of Kenya, 2010 stipulates that one of the objects of devolution is to promote social and economic development and the provision of proximate, easily accessible services throughout Kenya;

Aware THAT the Fourth Schedule of the Constitution of Kenya, 2010 bestows the County Government with matters of implementation of specific national resources and environmental conservation, including- Soil and water conservation and water and sanitation Services;

Hon. Speaker further aware THAT the mission of the water and irrigation sector according to the County's ADP for the FY 2020/2021 is to contribute to county development by promoting and supporting water resource management to enhance safe water availability and accessibility for all;

Hon. Speaker, acknowledging THAT the residents of Kola Ward and the Larger Kalama Sub County source water from earth dams specifically Lumbwa, KyakatoIwe and Kola dams;

Aware THAT most of the boreholes previously drilled by the County Government of Machakos in the Ward were not productive hence dry, this is a clear indication of a low water table;

Aware THAT the existing dams, if well desilted, can hold greater volumes of water and serve a wider population. Further aware THAT water from these dams can be reticulated and distributed in the growing markets, homesteads and farms for use;

Hon. Speaker I wish to give notice of motion THAT this House discusses and approves that the County Government of Machakos de-silts all the existing dams in Kola Ward and reticulates water from all the existing dams for the benefit of the residents of the Ward.

Thank you, Madam Speaker.

Hon. Speaker: Thank you, Hon. Musembi. The next one is by Hon. Dominic.

SUPPLEMENTARY BUDGET FOR THE FY 2020/21

Hon. Ndambuki: Thank you, Hon. Speaker

Hon. Speaker, that aware THAT the Supplementary Budget is prepared in accordance with section 135(2) of the Public Finance Management Act 2012 which stipulates that a County government shall submit a supplementary budget in support of the additional expenditure for authority for spending, through the County Assembly;

Aware THAT the second Machakos County Supplementary Budget for the FY 2020/21 was received on 11th June, 2021 and committed to the Budget and Appropriations Committee;

Further aware THAT the Budget and Appropriations Committee is mandated to, investigate, inquire into and report on all matters related to coordination, control and monitoring of the County budget and that its main objective is to ensure that public funds are well utilized and that the public realizes value for money in all government expenditure;

Hon. Speaker, I wish to give notice of the motion THAT this House discusses and approves the report of the Budget and Appropriations Committee on the consideration of the second Machakos County Supplementary Budget for the FY 2020/21.

Thank you, Hon. Speaker.

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

STATEMENTS

BUSINESS COMING BEFORE THE HOUSE

Hon. Speaker: Hon. Members, we have one business by Hon. Mark Muendo or Hon. Minority Leader Alex Kamitu. It is a matter of the House Business Committee.

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

Hon. Speaker, the House Business Committee met on Monday, 21st June, 2021 to ballot business for the House pursuant to the provisions of the Standing Order 151 (5). The Committee balloted business for the House as follows:

Tuesday, Morning 22nd June, 2021 at 10.00 a.m.

a) Motion that this Assembly adopts the Report of the Budget and Appropriations Committee on the Supplementary Budget Estimates for the County Government, and Assembly tabled in the Assembly on 22nd June 2021 by Hon. Dominic Ndambuki – Chairperson Business and Appropriations Committee

b) Procedural Motion: THAT pursuant to Standing Order No. 116, this House resolves to shorten the time for introduction of the Machakos County Supplementary Appropriation Bill 2021 (Kenya Gazette Supplement No.2) (Machakos County Bill No.2) from seven days to one day ; to ensure the bill is approved in time by Hon. Mark Muendo the Majority Leader;

c) The Machakos County Supplementary Appropriation Bill, 2021 – First Reading;

d) Pronouncement of Budget highlights and revenue raising measures pursuant to section 132 (2) of PFM Act by the County Executive Committee Member for Finance and Economic Planning H.E. Hon. Eng. Francis Maliti.

Tuesday, Afternoon 22nd June, 2021 at 2.30 p.m.

1) Motion that this Assembly adopts the Report of the Budget and Appropriations Committee on the Supplementary Budget Estimates for the County Government, and Assembly tabled in the Assembly on 22nd June 2021; by Hon. Dominic Ndambuki – Chairperson Budget and Appropriations Committee (Continuation of Debate)

2) The Machakos County Supplementary Appropriation Bill, 2021 – Second Reading by Hon. Dominic Ndambuki, Chairperson Budget and Appropriations Committee

3) The Machakos County Supplementary Appropriation Bill, 2021 (Committee of the Whole House); by Leave of the House.

4) The Machakos County Supplementary Appropriation Bill, 2021 – Third Reading by Hon. Dominic Ndambuki – Chairperson Budget and Appropriations Committee by Leave of the House.

Wednesday, Morning 23rd June, 2021 at 10.00 a.m.

Bunge Mashinani at Kola Ward

a) Statement by Hon. Eric Musembi (MCA, Kola Ward) on the status of implementation of the motion which resolved that the House Discusses and Approves that the County Government of Machakos:

- 1) Adopts tendering method to grade county roads from the FY 2019/2020 for wards.
- 2) Repairs all graders and station them at the Sub- County offices whereby they can be utilized to undertake emergency works road and minor repairs within the sub – counties.

b) Motion that this Hon. House discusses and approves that; the County government of Machakos de-silts all the dams in Kola Ward and reticulates water from the dams for the benefit of the residents of the County by Hon. Eric Musembi, MCA, Kola Ward

c) Report of Transport and Public Works Committee on Departmental Performance Report for the FY 2019/2020 by Hon. Daniel Mbevi, Chairperson, Transport and Public Works Committee.

Thank you, Madam Speaker.

Hon. Speaker: Thank you, Hon. Kamitu leader of Minority. Mr. Clerk, proceed.

MOTION

SUPPLEMENTARY BUDGET ESTIMATES FOR FY 2020/2021

Hon. Speaker: Hon. Members, under this we have one business by Hon. Dominic Ndambuki, Chairperson Budget and Appropriations Committee

Hon. Ndambuki: Thank you, Hon. Speaker. Hon. Speaker, that aware THAT the Supplementary Budget is prepared in accordance with Section 135(2) of the Public Finance Management Act 2012 which stipulates that a County government shall submit a supplementary budget in support of the additional expenditure for authority for spending, through the County Assembly;

Aware THAT the second Machakos County Supplementary Budget for the FY 2020/21 was received on 11th June, 2021 and committed to the Budget and Appropriation committee;

Further aware THAT the Budget and Appropriations Committee is mandated to, investigate, inquire into and report on all matters related to coordination, control and monitoring of the County budget and that its main objective is to ensure that public funds are well utilized and that the public realizes value for money in all government expenditure;

Hon. Speaker, I wish to move the motion THAT this House discusses and approves the report of the Budget and Appropriations Committee on the Consideration of the Second Machakos County Supplementary Budget Estimates for the FY 2020/21. I wish to call Hon. Paul Museku to second the motion.

Hon. Speaker: Thank you, Hon. Paul Museku.

Hon. Museku: Thank you Madam Speaker, I second the motion.

Hon. Speaker: Thank you, Hon. Museku; Hon Dominic

Hon. Ndambuki: Thank you, Hon. Speaker. I am going to read a report that was prepared by the Committee this month of June 2021. Hon. Speaker, the fiscal year 2020/2021 budget estimates II was received on 11th June 2021; this is pursuant to Article 223 of the Constitution and Section 135(2) of the PFM Act 2012, which provides for supplementary appropriation for any purpose if the amount allocated in the Appropriation Act is insufficient or a need has arisen for expenditure that was unforeseen and had therefore been provided for in the Appropriation Act.

The law provides that an Appropriation Act can only be amended through a supplementary budget.

Hon Speaker, the Budget and Appropriation Committee derives its mandate from Standing Order 186 (3) (a) that states that:- *“There shall be a select Committee to be known as the County Budget and Appropriations Committee which is mandated to, investigate, inquire into and report on all matters related to coordination, control and monitoring of the County budget”*.

Further, the standing orders mandate the committee to; Investigate, inquire into and report on all matters related to coordination, control and monitoring of the of the County Budget; discuss and review the estimates and make recommendations to the Assembly; Examine the County Budget Policy Statement presented to the Assembly; Examine Bills related to the County Budget, including Appropriations Bills; and Evaluate tax estimates, economic and budgetary policies and programmes with direct budget outlays.

Hon. Speaker, the main objective of the committee is to ensure that public funds are well utilized and that the public realizes value for money in all government expenditure.

Hon. Speaker, the committee as constituted by this Assembly comprises of the following Members:-

Hon. Dominic Ndambuki	Chairman
Hon. Angela Munyasya	V/ Chair person
Hon. Paul Museku	Member
Hon. Thomas Mutinda	
Hon. Winfred Mutua	
Hon. Ikusya Kaloki	
Hon. Jacqueline Nziva	
Hon. Moffat Maitha	
Hon. Daniel Mbevi	

Examination Of The 2nd Supplementary Budget Estimates For FY 2020/21

Hon. Speaker, in reviewing the Supplementary Budget Estimates, the Committee held several sittings including one with the County Treasury officials led by the CEC – Finance and Economic Planning, where extensive discussions on the Supplementary Budget were done. The outcome of these deliberations has informed the various recommendations contained in this report.

Overview Of The Supplementary Budget Estimates No.2 For FY 2020/21

Hon. Speaker, the 2nd Supplementary Budget Estimates for the financial year 2020/2021 are proposing a decrease in the approved Budget Estimates by Kshs 430,039,602.00. This decrease is mostly under the development budget which has reduced by Kshs 378,039,602.00; On the other hand the recurrent spending plan has reduced marginally by Kshs 52,000,000.00. The Executive in explaining the variance in the Supplementary Budget, has indicated that the Budget has been necessitated by the need to take care of the following;

- 1) Reduced revenue collections from own source streams, where the County Treasury proposes to reduce the own source revenues from the current level of Kshs 1,729,798,232.00 to Kshs 1,299,758,630.00. This is a reduction of Kshs 430,039,602.00 in the gross revised Budget Estimates.
- 2) Low absorption of Development funds due to delays in release of funds by the National Treasury
- 3) Payment of pending bills e.g KRA Tax arrears
- 4) Rationalization of the Budget Estimates among other reasons.
- 5) Adjustment of salaries budgeted under various departments but paid under department of Finance and Economic Planning.

Hon. Speaker, the committee notes that this Supplementary Budget has subjected the revised Budget estimates to expenditure cuts as follows;

- 1) Under Development budget, by Kshs 378,039,602.00 from different sectors.
- 2) Under Recurrent budget, by Kshs 52,000,000.00 from different sectors.

Hon. Speaker, further, the committee is concerned by the level of Revenue underperformance (of 25%) in the category of own source revenue collections, and the County Treasury should devise new strategies of revenue mobilization to ensure this trend of low revenue collection is reversed. The County Treasury informed the Committee that the revised lower target in terms of revenue collection was majorly due to the interruptions caused by the continued stay of Covid-19 in the Economy.

Financing the 2nd Supplementary Budget Estimates For FY 2020/21

Hon. Speaker, the County is not proposing additional revenue expenditures in the proposed Supplementary Budget Estimates. The reduction in revenues has been matched by reduced

expenditures hence the Budget Estimates are balanced at Kshs 13,488,571,00.00 for both Revenues/Expenditures.

The sources of financing the 2nd Supplementary Budget are as follows:

1) Equitable share	Kshs 7,754,250,000.00
2) Balance B/d (CRF)	Kshs 1,207,684,976.00
3) Conditional Grants	Kshs 3,226,877,395.00
4) Own source revenues	Kshs 1,299,758,630.00

Therefore, the total resource envelope is proposed at Kshs 13,488,571,001.00

Adherence to Legal Provisions

Hon. Speaker, the format, structure and content of the supplementary budget is enshrined in legal documents; the Kenyan Constitution 2010, the PFM Act, 2012, and section 40 (6) of the PFM Regulations 2015. Some gaps have been observed in the 2nd Supplementary budget estimates for FY 2020/2021 particularly in regard to format & content/details of the document.

These include;

- 1) Some budget reallocations made in some programmes /sub votes exceed the 10% threshold. Sections 135 (7), 43(2) (c) of PFM Act 2012 and section 39 (9) of the PFM Regulations, 2015 stipulates that budget reallocation made on programmes and sub votes should not exceed 10%. The committee has noted that some votes have exceeded the 10% threshold of the approved budget. In the future, these expenditure adjustments need prior County Assembly approval before expenditure is incurred.
- 2) Some new items have been introduced in the 2nd supplementary budget estimates contrary to section 39 (8) of FPM Regulations, 2015 (e.g. under the Office of the Governor, programme 1; coordination and supervisory services two new vote lines were introduced. i.e motor vehicles maintenance expenses Kshs 14.5M and purchase of office general furniture Kshs 3.5M.
- 3) The total development budget in the 2nd supplementary budget, has reduced from Kshs 5,132,427,940.00 to Kshs 4,754,388,338.00. This is as result of reduced collections from own source revenues and the new development ratio is 35% which is in compliance with the law.
- 4) The Personnel Ratio in the proposed 2nd supplementary budget estimates stands at 45% which is in contravention of PFMA 2012 that caps the same at 35%.

Key Proposed Changes under the 2nd Supplementary Estimates FY 2020/21

Hon. Speaker, to achieve the above objectives/adjustments, the County Treasury has proposed changes to the expenditure framework of the County Departments as follows:

Office of the Governor

Hon. Speaker, the Office of the Governor has an approved budget of Kshs. 557,421,50.00 which constitutes Kshs. 3,305,675.00 for development and Kshs. 554,115,826.00 for recurrent spending respectively.

The County Treasury proposes to reduce recurrent expenditure by Kshs 65,270,279.00, being the effect of: reduction under Programme 1; Office of the Governor by Kshs 1,287,433.00 (which includes salaries); reduction under programme 2; transport services by Kshs 1,250,000.00; reduction under programme 3; human resource and administration services by Kshs 62,606,000.00 (necessitated by Covid-19 travel bans); increase under programme 4; ICT services by Kshs 65,000.00; increase under programme 5; hospitality services by Kshs 9,000,000.00; reduction under programme 6; cabinet office by Kshs 2,363,000.00; increase under programme 7; office of the Deputy Governor by Kshs 2,600,000.00; decrease under programme 8; headquarter administrative services by Kshs 4,147,000.00; reduction under programme 9; office of the County Secretary by Kshs 4,261,846.00; and decrease in programme 10; office of county advisors by Kshs. 1,420,000.00, resulting to a revised recurrent budget of Kshs. 488,845,547.00.

Hon. Speaker, there are no changes proposed in the development budget for the Office of the Governor.

The committee recommends that the office of the Governor be allocated Kshs. 3,305,675.00 for development and Kshs. 488,845,547.00 for recurrent expenditures respectively.

Hon. Speaker: Hon. Ndambuki, under four, ICT services by Kshs. 65,000.00 not 65 million; it is written 65,000, is that correct?

Hon. Museku: That is correct Hon. Speaker.

Hon. Speaker: Thank you, we need to correct; you read 65 million and I believe you meant 65,000, so we continue.

Hon. Ndambuki: Thank you Madam Speaker for the correction.

Department of Public Service, Quality Management and ICT

Hon. Speaker, the approved budget for the department of Public Service, Quality Management and ICT is Kshs. 923,210,13.00 which constitutes Kshs. 32,537,674.00 for development and Kshs. 890,672,45.00 for recurrent spending respectively.

The County Treasury proposes to reduce recurrent expenditure by Kshs 259,787,005.00, being the effect of: reduction under Programme 1; general administration and support services by Kshs 259,086,755.00 (which includes salaries moved to department of Finance and Economic Planning); reduction under programme 4; ICT administration & support services by Kshs

325,000.00; decrease under programme 6; closed circuit television by Kshs 375,200.00, resulting to a revised recurrent budget of Kshs. 630,885,452.00.

Hon. Museku: Sorry, a point of order Madam Speaker. That should be Kshs 375,200.

Hon. Speaker: Thank you, we continue.

Hon. Ndambuki: Thank you; allow me to repeat Madam Speaker that sentence; decrease under programme 6; closed circuit television by Kshs 375,200, resulting to a revised recurrent budget of Kshs. 630,885,452.

Hon. Speaker, the County Treasury proposes to decrease development expenditure by Kshs 9,350,437.00, being an effect of: reduction in programme 1; general administration and support services by Kshs 684,373.00; reduction under Programme 5, ICT infrastructure by Kshs. 7,672,584.00 and reduction under Programme 6, CCTV by Kshs 993,480.00, resulting to a revised development budget of Kshs. 23,187,237.00.

The committee recommends that the departmental recurrent expenditure be revised to Kshs 630,885,452.00 and the development one be reduced to Kshs. 23,187,23.00

Hon. Speaker: Is it 23 million or 23 thousand? What is the figure?

Hon. Museku: 23,187,237. There is a seven missing. If you look at the figure above there so we add a seven at the end.

Hon. Speaker: Thank you, we go on.

Hon. Ndambuki: Thank you.

Department of Trade, Industrialization and Innovation

Hon. Speaker, the department of Trade, Industrialization and Innovation has an approved budget of Kshs. 355,452,669.00 which constitutes Kshs. 95,305,998.00 for development and Kshs. 260,146,670.00 for recurrent spending respectively.

The County Treasury suggests reducing the recurrent expenditure by Kshs 25,628,610.00, being the effect of: reduction under Programme 1; general administration services by Kshs 25,806,610.00 (which includes salaries); reduction under programme 5; investment facilitation & support by Kshs 990,000.00; increase under programme 6; hygiene & sanitation by Kshs 1,518,000.00; resulting to a revised recurrent budget of Kshs. 234,518,061.00.

Hon. Speaker, under the department's development expenditure, the County Treasury proposes to reduce the budget by Kshs. 63,676,054.00; being the effect of the following: reduction under programme 2; trade development by Kshs. 31,275,620.00 (being a reduction in the budget for

construction of market shades/toilets), reduction in programme 3; Business and Enterprise development by Kshs 10,401,977.00 (being a reduction in budget for construction of incubation Centre's), reduction under programme 4; Industrial Development by Kshs. 19,401,977.00 (being a reduction in the budget for construction of boda boda/jua kali sheds) and a reduction in Programme 5; investment promotion by Kshs 2,596,480.00, resulting to a revised development budget of Kshs 31,629,994.00.

Hon. Speaker, the committee recommends that recurrent expenditure in the department be revised to Kshs 234,518,061.00 and development expenditure be revised to Kshs 31,629,944.00

Department of County Administration & Decentralized Units

Hon. Speaker, in the department of County Administration and Decentralized Units, the approved budget is Kshs 587,137,064.00 which constitutes Kshs 40,781,071.00 for development and Kshs. 546,355,993.00 for recurrent expenditures respectively.

The County Treasury proposes to reduce recurrent expenditure by Kshs 181,499, 854.00, being the effect of: reduction under Programme 1; general administration and support services by Kshs 182,335,854.00 (salaries moved to Finance and Economic Planning); increase under programme 2; Civic engagement by Kshs 880,000.00, decrease under programme 4; solid waste management by Kshs 394,000.00; and increase in programme 7; inspectorate services and management by Kshs.350,000.00, resulting to a revised recurrent budget of Kshs. 364,856,139.00.

Hon. Speaker, the County Treasury suggests to decrease development expenditure by Kshs 23,242,074.00, being an effect of: reduction in programme 1; general administration and support services, by Kshs 21,347,074.00 (being a reduction in the budget for construction of sub county offices); and reduction under Programme 6; sanitation management by Kshs. 1,895,000.00 (being a reduction in the budget for fencing of dumpsites), resulting to a revised development budget of Kshs.17, 538,997.00.

Hon. Speaker, the committee recommends that the recurrent expenditure in the department be revised to Kshs 364,856,139.00 and development budget be revised to Kshs. 17,538,990.00

Department of Finance and Economic Planning

Hon. Speaker, in the department of Finance and Economic Planning the total approved budget is Kshs 495,214,997.00 constituting of Kshs 26,367,654.00 for development and Kshs 468, 847,343.00 for recurrent spending respectively.

The County Treasury suggests to increase recurrent expenditure by Kshs. 2,015,588,696.00, being an effect of: increase under programme 1; revenue management by Kshs. 21,940,34.00, decrease under programme 2; budget services by Kshs. 3,763,390.00, decrease under programme 3; supply Chain management by Kshs.1,888,533.00, decrease under programme 4; accounts section by Kshs. 482,844, increase under programme 6; human resource management by Kshs.1,999,492,123.00 (which includes salaries for various departments paid under Finance and Economic Planning); increase under programme 7; economic planning and statistical services by

Kshs. 750,000.00 and a decrease in programme 8; external resource mobilization by Kshs 150,000.00, resulting to a revised recurrent budget of Kshs. 2,484,436,039.00.

Hon. Speaker, under development expenditure, the County Treasury proposes an increase of Kshs. 256,857,609.00, being an effect of: increase under programme 2; budget formulation, coordination and implementation services by Kshs. 1,000,000 and increase under programme 4; accounts services by Kshs 255,857,609.00 (being a provision to pay KRA tax arrears), resulting to a revised development budget of Kshs. 283,225,263.00.

The committee recommends that the recurrent budget of the department be revised from Kshs. 468,847,343.00 to Kshs. 2,484,436,039.00 and further that development budget be revised from Kshs 26,367,654.00 to Kshs 283,225,263.00.

Department of Water, Irrigation, Environment and Natural Resources

Hon. Speaker, the department of Water, Irrigation, Environment and Natural Resources has an approved budget of Kshs 584,329,525.00 which constitutes Kshs. 103,631,038.00 for recurrent and Kshs.480,698,487.00 for development spending respectively.

The County Treasury proposes to decrease the recurrent expenditure by Kshs. 42,937,700.00, being an effect of: decrease under programme 1: water supply and sewerage by Kshs.38,983,600.00 (salaries paid in department of Finance and Economic Planning) and decrease under Programme 4: General administrative and Support Services (salaries) by Kshs.3,954,100.00, resulting to a revised budget of Kshs. 60,693,338.00.

Hon. Speaker, the County Treasury proposes to reduce the development expenditure by Kshs 72,100,000.00, being an effect of: reduction under Programme 1; water supply and sewerage by 53,757,497.00(being a decrease in the amount budgeted for borehole drilling, casing and equipping); decrease in Programme 3; irrigation schemes development & promotion by Kshs.17, 131,047.00 (being a decrease in the amount budgeted for construction of water dams/pans & irrigation works); decrease in Programme 4; general administrative and support services by Kshs. 1,211,456.00. This would result to a revised development budget proposal of Kshs. 408,598,487.00.

Hon. Speaker, the committee recommends that recurrent expenditure in the department be revised from Kshs. 103,631,038.00 to Kshs 60,693,338.00.

The committee further recommends that development expenditure in the department be revised from Kshs. 480,698,487.00 to Kshs 408,598,487.00

Department of Agriculture, Food Security and Cooperative Development

Hon Speaker, the department of Agriculture, Food Security and Cooperative Development has an approved budget of Kshs 598,352,384.00 which constitutes of Kshs. 265,401,501.00 for recurrent and Kshs.332,950,883.00 for development spending respectively.

The County Treasury seeks to decrease the recurrent expenditure by Kshs. 108,751,352.00; being an effect of: decrease in Programme 1; general administration and support services by Kshs.

34,367,693.00 (salaries); decrease in programme 2; crop development management by Kshs. 25,379,613.00 (salaries); decrease in Programme3; livestock resources management & development by Kshs 21,343,867.00 (salaries); decrease in programme 4; fisheries development by Kshs 6,039,043.00 (salaries); decrease in Programme 5; veterinary services by Kshs. 21,871,136.00 (salaries); increase in Programme 6; agriculture training Centre by Kshs 250,000.00 and decrease in Programme7; cooperative development and marketing by Kshs.151,000.00; resulting to a revised budget of Kshs. 156,650,149.00.

Hon Speaker, the County Treasury seeks to decrease the development expenditure by Kshs.7,043,903.00, being an effect of; decrease under Programme1; general administration and support services by Kshs. 1,000,000.00; decrease in Programme 2; crop development and management by Kshs.8,043,903.00; increase in Programme 3; livestock resources management & development by Kshs. 2,000,000.00; decrease in Programme 9; promotion of cooperative marketing by Kshs.500,000 and increase in Programme 11; promotion and growth of cooperatives societies by Kshs. 500,000.00, resulting to a revised budget of Kshs. 325,906,980.00.

Hon Speaker, the committee recommends that recurrent expenditure in the department be revised from Kshs. 265,401,501.00 to Kshs 156,650,149.00 and that development expenditure in the department be revised from Kshs. 332,950,883.00 to Kshs 325,906,980.00

Department of Health and Emergency Services

Hon Speaker, the approved budget for the department of Health and Emergency Services is Kshs 4,342,927,462.00 constituting of Kshs. 446,140,498.00 for development expenditure and Kshs.3,896,786,964.00 for recurrent respectively.

The County Treasury proposes a decrease in recurrent expenditure by Kshs 1,027,211,502.00, being an effect of; a decrease under Programme1: general administration and support services by Kshs 999,551,008.00 (salaries paid in Finance and Economic Planning); decrease in Programme 2: Machakos level 5 by Kshs. 8,605,367.00: a decrease in programme 2; Kangundo level 4 by Kshs 1,799,692.00; a decrease in programme 2; Matuu level 4 by Kshs 4,227,940.00; a decrease in programme 2; Kathiani level 4 by Kshs 7,874,359.00; a decrease in programme 2; Mwala level 4 by Kshs 1,611,767.00; a decrease in programme 3; public health & community outreach by Kshs 2,245,253.00 and a decrease in programme 4 emergency services by Kshs 1,334,116.00 resulting to a revised recurrent budget of Kshs. 2,869,575,462.00.

The County Treasury proposes to decrease development budget by Kshs. 17,000,000.00 being an effect of: a decrease in Programme1; general administration and support services by Kshs.1,084,064.00; an increase in programme 2; curative services (which includes covid-19 management) by Kshs 10,481,044.00; a decrease under programme 3; Public Health and Community Outreach by Ksh18,625,686.00 (being a reduction in the budget for construction of community hospitals) and a decrease under programme 4; emergency services by Kshs. 7,771,294.00 (being a budget for purchase of a fire fighting vehicle), resulting to a revised development budget of Kshs 429,140,498.00

Hon Speaker, the committee recommends that recurrent expenditure of the department be revised from Kshs. 3,896,786,964.00 to Kshs 2, 869, 575, 462.00, while the development one be revised from Kshs. 446,140,498.00 to Kshs 429,140,498.00.

Department of Roads, Transport and Public Works

Hon Speaker, the department of Roads, Transport and Public Works has an approved budget of Kshs. 1,242,251,516.00 which constitutes Kshs 187,940,664.00 for recurrent and Kshs 1,054,310,852.00 for development spending respectively.

The County Treasury proposes to decrease recurrent expenditure by Kshs 88,685,560.00, being an effect of: a decrease in Programme 1; headquarters administrative services by Kshs. 78,864,273.00 (salaries); a decrease in programme 3; County Government buildings services by Kshs 15,000,000.00; an increase in Programme 4; County Fleet Management by Kshs 5,178,713.00, resulting to a revised recurrent budget of Kshs. 99,255,104.00.

Hon Speaker, the County Treasury seeks to reduce the development budget by Kshs 113,270,254.00, being an effect of: decrease under Programme 1; general administration and support services by Kshs 68,808,027.00 (i.e. being a reduction in the budgets for construction of an airstrip by Kshs 59,785,875.00 & Kshs 9,022,152.00 for equipment maintenance); reduction under Programme 2; road development & management by Kshs. 37,776,566.00 (i.e. being a reduction of budgets for construction of rural roads by Kshs. 34,073,846.00 and major roads by Kshs 3,702,720.00): reduction under Programme 3; County Government buildings services by Kshs. 6,685,661.00 (i.e. being a reduction in the budget for construction of buildings), Resulting to a revised budget of Kshs 941,040,598.00

Hon Speaker, the committee recommends that recurrent expenditure of the department be revised from Kshs. 187,940,664.00 to Kshs 99,255,104.00 and that development expenditure be revised from Kshs. 1,054,310,852.00 to 941,040,598.00

Department of Education, Skills Training and Social Welfare

Hon Speaker, the Department of Education, Skills Training and Social Welfare has an approved budget of Kshs 565,760,144.00 which constitutes of Kshs. 220,820,523.00 on development and Kshs 344,879,621.00 for recurrent expenditure respectively.

The County Treasury proposes to reduce recurrent expenditure by Kshs. 171,074,006.00, being an effect of: a decrease under programme 1; Headquarter Administrative Services by Kshs. 172,238,006.00 (which includes salaries transfer under department of Finance and Economic Planning); an increase in programme 4; gender and social services by Kshs 1,164,000.00, resulting to a revised recurrent budget of Kshs. 173,805,615.00.

Hon Speaker, the County Treasury seeks to reduce the development expenditure by Kshs. 86,296,932.00, being an effect of: decrease under programme 1; headquarters general administrative services by Kshs. 70,700,200.00 (being a reduction of the budget for construction of ECDE centres & refurbishing of youth polytechnics by Kshs. 60,551,522.00 & Kshs 10,148,678.00 respectively)

and reduction under programme3; Youth Development services (construction of youth polytechnics) by Kshs.15,596,732.00, resulting to a revised development budget of Kshs. 134,583,591.00

Hon Speaker the committee recommends that recurrent expenditure for the department be revised from Kshs. 344,879,621.00 to Kshs 173,805,615.00 and further recommends that development expenditure be revised from Kshs. 220,880,523.00 to Kshs 134,583,591.00

Department of Energy, Lands, Housing and Urban Development

Hon Speaker, the department of Energy, Lands, Housing and Urban Development has an approved budget of Kshs 2,077,240,417.00 which constitutes Kshs. 1,877,602,835.00 for development and Kshs 199,637,582.00 for recurrent spending respectively.

Hon Speaker, the County Treasury seeks to reduce the recurrent expenditure by Kshs 32,504,525.00, being an effect of: decrease under Programme1; headquarters administrative services by Kshs. 21,618,056.00 (which includes salaries paid under Finance and Economic Planning); increase under programme2; county electrification by Kshs.1, 538,939.00 and a decrease in programme3; on Housing and Urban development by Kshs.12, 425,408.00 (which includes salaries), resulting to a revised recurrent budget of Kshs. 167,133,057.00

Hon Speaker, the County Treasury seeks to reduce development expenditure by Kshs 55,667,881.00, being an effect of: decrease under programme1; physical planning & development by Kshs. 12,870,000.00 (being a reduction in the budgets for spatial planning & valuation roll); decrease under programme 2; County rural electrification by Kshs 36,400,000.00 (budgeted for Transformers) and a decrease under programme 3; Housing & Urban Development by Kshs 6,397,881.00, resulting to a revised budget of Kshs. 1,821,934,954.00.

Hon Speaker, the committee recommends that the recurrent expenditure for the department be revised from Kshs. 199,637,582.00 to Kshs 167,133,057.00 and further recommends that development expenditure be revised from Kshs 1,877,602,835.00 to Kshs 1,821,934,954.00

Department of Tourism, Youth, Sports and Culture

Hon Speaker, the department of Tourism, Youth, Sports and Culture has an approved budget of Kshs. 255,100,573.00 which constitutes of Kshs. 140,402,609.00 on development and Kshs 114,697,964.00 on recurrent expenditures respectively.

The County Treasury seeks to reduce recurrent expenditure by Kshs. 49,418,277.00, being an effect of: a decrease under programme1: Administration and Support Services by Kshs 49,907,277.00 (which includes salaries paid under Finance and Economic Planning); an increase under programmeme2; Heritage and Culture by Kshs. 700,000.00; a reduction under Programme 3; liquor management by Kshs 29,000.00; a reduction under Programme 4; tourism development and marketing by Kshs 83,000.00; a decrease under Programme 7; Youth and Sports (general administration and support services) by Kshs 99,000.00; resulting to a revised recurrent budget of Kshs 65,279,687.00.

Hon Speaker, the County Treasury seeks to reduce development expenditure by Kshs. 21,883,876.00, being an effect of: reduction under Programme 4: Tourism Development and Marketing by Kshs 1,882,710.00 and a reduction under programme 8; Youth and Sports (construction of Stadia) by Kshs. 20,001,166.00, resulting to a revised development budget of Kshs 118,518,733.00.

Hon Speaker, the Committee recommends that recurrent expenditure for the department be revised from Kshs. 114,697,964.00 to Kshs 65,279,687.00 and further recommends that development expenditure for the department be revised from Kshs. 140,402,609.00 to Kshs 118,518,733.00.

County Public Service Board

Hon Speaker, the County Public Service Board has an approved budget of Kshs 47,289,683.00 which constitutes of Kshs 5,365,801.00 on development and Kshs. 41,923,882.00 on recurrent spending respectively.

The County Treasury seeks to reduce the recurrent expenditure by Kshs 14,820,026.00, being an effect of: decrease under Programme 1; human resources and administrative services by Kshs. 14,820,026.00 (which includes salaries paid under Finance and Economic Planning), resulting to a revised recurrent budget of Kshs. 27,103,856.00

The County Treasury also proposes to reduce the development expenditure by Kshs. 5,365,801.00, being an effect of: reduction under programme 1; Human resources and Administration by Kshs. 5,365,801.00, resulting to a revised development budget of nil.

Hon Speaker, the Committee recommends that recurrent expenditure of the County Public Service Board be revised from Kshs. 41,923,882.00 to Kshs 27,103,856.00. The committee recommends that development expenditure be revised from Kshs 5,365,801.00 to zero. The committee notes that the board has been requesting for funds to construct their offices/purchase office equipment's but the same funds are later on towards the end of the Financial Year reallocated to other purposes. The committee recommends that in future funds allocated to the board for construction of their offices/purchase of office equipment's be used for the allocated purposes and will not recommend subsequent movements.

County Assembly

Hon Speaker, the County Assembly had an approved budget of Kshs 1,276,145,156 which constitutes of Kshs 375,777,380.00 for development and Kshs 911,145,156.00 for recurrent expenditure respectively.

The Committee observed that the County Assembly recurrent budget is normally costed and determined by CRA hence cannot be reviewed beyond the given ceiling.

The County Treasury proposes a reduction in development expenditure for the Assembly by Kshs 160,000,000.00, being an effect of: decrease under programme 1; Administration & coordination services by Kshs 13,467,881.55 (being reduction in the budgets for purchase of ward offices furniture & Computers by Kshs 9m & Kshs 4.5m respectively); decrease under programme

2;legislative services by Kshs. 146,532,118.45 (this is made up of the following reductions- construction of a modern chamber by Kshs 102m, construction of Speakers official residence Kshs 31.4m, construction of ward offices by Kshs 4.3m, purchase of communication equipment (Hansard equipment's) Kshs 5m, construction of office block Kshs 3.8m, resulting to a revised development budget of Kshs. 215,777,380.00.

The Committee recommends that the County Assembly development budget be revised from Kshs. 375,777,380.00 to Kshs. 215,777,380.00 and the recurrent budget remains at Kshs 911,145,156.00.

The proposed departmental budget estimates are as provided in the following table:

Code	County Entity	Proposed Recurrent Estimates	Proposed Development Estimates	Total
R3761	Office of the Governor	488,845,547.00	3,305,675.00	492,151,222.00
R3764	County Public Service Board	27,103,856.00	0	27,103,856.00
R3765	Road, Transport and Public Works	99,255,104.00	941,040,598.00	1,040,295,702.00
R3766	Health and Emergency Services	2,869,575,462.00	429,140,498.00	3,298,715,960.00
R3773	County Assembly	911,145,156.00	215,777,380.00	1,126,922,536.00
R3776	Water, Irrigation, Environment and Natural Resources	60,693,338.00	408,598,487.00	469,291,825.00
R3777	Agriculture, Food Security and Co-operative Development	156,650,149.00	325,906,980.00	482,557,129.00
R3778	Finance and Economic Planning	2,484,436,039.00	283,225,263.00	2,767,661,302.00
R3779	Public Service, Quality Management and ICT	630,885,452.00	23,187,237.00	654,072,689.00
R3780	Tourism, Youth, Sports and Culture	65,279,687.00	118,518,733.00	183,798,420.00
R3781	Trade, Industrialization and Innovation	234,518,061.00	31,629,944.00	266,148,005.00
R3782	Education, Skills	173,805,615.00	134,583,591.00	308,389,206.00

	Training and Social Welfare			
R3783	Energy, Lands, Housing and Urban Development	167,133,057.00	1,821,934,954.00	1,989,068,011.00
R3784	County Administration and Decentralized Units	364,856,139.00	17,538,999.00	382,395,138.00
Total Net Expenditure		8,734,182,662.00	4,754,388,339.00	13,488,571,001.00

Hon. Speaker: Hon Ndambuki, before you leave that table is a correction. The County Assembly is not a department; it is an arm of the Government, so when you prepare a table of this nature, you put all the other departments under the County Government (??) and then you put a separate table for the County Assembly which is the first arm of the County Government of Machakos.

Hon. Ndambuki: Thank you Madam Speaker.

Hon. Speaker: And that is the law, it is not me saying it.

Hon. Ndambuki: We are guided accordingly.

Effects of the Supplementary Budget

Hon Speaker, the overall effect of these proposed changes is a change of the approved budget from Kshs. 13,918,610,603.00 to Kshs. 13,488,571,001.00. A further analysis shows that the recurrent expenditure will reduce marginally by Kshs. 52,000,000.00 while development expenditure will decrease by Kshs. 378,039,602.00. This translates to a recurrent expenditure of 65% and development expenditure of 35%.

Compensation to employees stands at Kshs 6,188,223,634.00 translating to 46% of the total revenue contrary to the PFM Act 2012.

This supplementary budget is therefore in compliance with fiscal responsibility principles set out under section 107(2) (b) of the PFM Act 2012 except on compensation to employees which exceeds the 35% ratio.

Committees Observations and Recommendations

1. That, the proposed overall change in the recurrent spending is Kshs 52,000,000.00 reduction; this translates to 1% reduction in the Recurrent Budget i.e. the overall recurrent budget is therefore revised from Kshs 8,786,182,662 to Kshs 8,734,182,662.

2. That, the proposed overall change in the Development spending is Kshs 378,039,062.00 reduction; this translates to 7% reduction in the development budget i.e. the overall development budget is therefore revised from Kshs 5,132,427,940 to Kshs 4,754,388,338. Such a significant reduction may have an adverse impact on project implementation and will very likely lead to pending bills particularly with regard to ongoing projects.
3. That, the proposed overall change in the approved budget is Kshs 430,039,602.00 reduction, this translates to 3% reduction in the total budget spending.
4. That, the County Treasury has done reallocations/transfer of more than 10% of the approved budgets in some programmes / sub vote lines and also introduced new vote lines through the reallocations/transfers. The law allows only the County Assembly to approve a higher percentage in particular on special circumstance as stipulated under section 135 (7) of the PFM Act, 2012.
5. Some items of recurrent nature are being classified and budgeted for as of development nature i.e. Kshs 255, 857,609.00 provision for settlement of KRA tax arrears. The committee recommends the same to be provided for under the recurrent budget.
6. In the Department of Finance and Economic Planning, the increase in recurrent expenditure of Kshs. 1,735,163,903.00 (which is a transfer of salaries from the other departments) is more than 10% of the approved budget of Kshs 468,847,343.00, the budget committee has previously advised that salaries should be paid from their respective departments. This needs to be followed.
7. The committee noted that there has been low absorption of the development budget during the financial year, and recommends that the county should always prioritize its implementation going forward.
8. Pending bills – Despite the National Treasury advisory that Counties prioritize the clearing of pending bills, it is noted that they have not complied as advised. The proposed cuts on development budget are likely to lead to accumulation of pending bills and as pointed out, there is a possibility that some of the reductions were undertaken on projects where funds had already been committed.

It is further noted that many historical pending bills came about due to some mid/end year expenditure adjustments and a permanent solution must be found to sustainably eliminate pending bills. This can only be through the enforcement of PFM Act, 2012 and the Procurement Law.

Hon. Speaker: I just want to seek a correction there under 8, pending bills. Hon Dominic and I want to know whether this is the position of the committee, are you talking about Counties or the county government of Machakos. The first sentence Despite the National Treasury advisory that Counties prioritize the clearing of pending bills it is noted that they have not complied, are you able to speak of all counties or do you speak of our county.

Hon. Ndambuki: Sorry Madam Speaker, we are speaking about Machakos County, I can make corrections. Let me repeat number 8.

8. *Pending bills* – Despite the National Treasury advisory that Counties prioritize the clearing of pending bills, it is noted that our county has not complied as advised. The proposed cuts on the development budget are likely to lead to accumulation of pending bills and as pointed out, there is a possibility that some of the reductions were undertaken on projects where funds had already been committed.

It is further noted that many historical pending bills came about due to some mid/end year expenditure adjustments and a permanent solution must be found to sustainably eliminate pending bills. This can only be through the enforcement of PFM Act, 2012 and the Procurement Law.

9. *Failure to adhere to legal provisions.*

The Committee observes that there are some gaps in the format, details/content of the supplementary budget contrary to legal provisions i.e. where reallocations of more than 10% threshold were done. Notably some new items have been introduced in the supplementary budget contrary to section 40(8) of the PFM Regulation, 2015. Also the revised program based budget on the second Supplementary Budget Estimates was not submitted for review.

10. *Prioritization of completion of stalled projects.*

The committee notes that there are projects which have remained uncompleted for years in several wards, and proposes that the County Treasury should ensure adequate funds are provided for to facilitate their timely completion. A detailed work plan on how the County Treasury intends to finance the stalled projects should be tabled in the Assembly for review.

11. *Consultations during supplementary budget making process.*

Given some emerging issues in the departments, the committee notes with concern lack of involvement of some departments in the preparation of the supplementary budget estimates, and their involvement in future is key to a smooth budget implementation.

12. The committee noted that there are no reserves for Emergency fund to cater for unforeseen disasters in the supplementary budget, but given that the FY is ending the committee recommends the same be provided for in the budget estimates for FY 2021/22.
13. That the County Treasury should put in place strong revenue mobilization strategies to avert in future a scenario where revenue projections from own sources streams are not adjusted downwards as it has happened in the current financial year, as in most cases the downward adjustments in revenues affects the development budgets. It's only through the development budget where the Mwananchi can get service.
14. From the above the Committee noted that the County Treasury reallocated funds to votes that were not approved by the Assembly. In future, the County Treasury should implement the budget estimates as approved by the Assembly and avoid unapproved adjustments/reallocations to/from the budget i.e. the transfer of departmental salaries from the departments and grouping them in the department of finance (i.e. Kshs 1.7b) where they are

paid from. The Assembly had approved salaries to be paid from respective departments. It is evident from the above that the Kshs 1.7b has been used to cater for payment of salaries given that the average monthly salaries totals to around Kshs 500m.

15. That the County Treasury during the finalization of the budget estimates for FY 2021/2022 should adequately allocate funds for settlement of substantial part of the pending bills.

Conclusion

Hon Speaker, the second supplementary was submitted to the Assembly on 11th June, 2021 and given the remaining few days to the close of the Financial Year, the committee reviewed the reasons forming the basis of the supplementary estimates. Important to note was the rationalization of expenditures and aligning the expenditures to the adjusted revenue projections. Hon Speaker, the committee requests the House to adopt the report so as to facilitate the County Treasury to conclude the remaining processes.

Acknowledgement

Hon Speaker, the Budget and Appropriation Committee is grateful to the Office of the Speaker and that of the Clerk to the County Assembly for facilitating the Committee to undertake its mandate.

I wish to express my appreciation to the Hon Members of the Committee who sacrificed their time to participate in the meetings and preparation of this report.

Hon Speaker, it is therefore my privilege, on behalf of the Budget and Appropriation Committee to table the FY 2020/21 Second Supplementary Budget Estimates before this Hon Assembly for consideration and approval. Thank you, Hon Speaker.

Hon. Speaker: Thank you, Hon Dominic Ndambuki.

(Question Proposed)

Hon. Speaker: Some guidance from the chair Hon Members. Because of the program that we have, remember we still have the Deputy Governor who is also the Member of the County Executive Committee on Finance and Economic Planning, coming to make the pronouncements of the estimates on that budgetary process and we will need to realign our Order Paper with regard to that. So, for purposes of accommodating all the programs of today, we are going to continue with the debate of this motion later, so for the time being, so as to manage the matters on the table, I ask the clerk to proceed to order number nine.

PROCEDURAL MOTION

SHORTENING OF TIME FOR MATURITY OF A BILL

Hon. Speaker: Hon members, under this order we have one business by the Hon. Mark Muendo but we will have the Hon Minority leader, Hon Kamitu to prosecute unless I'm directed otherwise by the table that is.

Hon. Kamitu: Thank you, very much Madam Speaker. Madam Speaker, that aware THAT Section 8 (1) (c) of the County Governments Act, 2012 bestows the responsibility of approving the Budget and Expenditure of the County Government on the County Assembly; aware that the County Executive submitted the second Supplementary Budget Estimates for the FY 2020/2021 to the Assembly for approval on 11th June 2020;

Noting that the Machakos County Supplementary Appropriation Bill, 2021 (*Kenya Gazette Supplement No.2*) (*Machakos County Bill No.2*) was published on 21st June, 2021 and aware that Standing Order 116 requires that an Appropriation Bill on publication should be allowed in the House after seven days; aware that seven days will lapse on 27th June, 2021 and the bill can be introduced in the House at the earliest on 28th June 2020; aware that the bill is late for approval;

Madam Speaker, I wish to move the motion THAT pursuant to Standing Order 116, this House resolves to shorten the time for introduction of the Machakos County Supplementary Appropriation Bill 2021 (*Kenya Gazette Supplement No.2*) (*Machakos County Bill No.2*) from seven (7) days to one (1) day to ensure the bill is approved in time. I call upon Hon. Deputy Speaker Hon. Museku to second.

Hon. Speaker: Thank you, Hon Minority Leader. Hon Deputy Speaker.

Hon. Museku: Thank you, Madam Speaker. I do second that motion Madam Speaker.

Hon. Speaker: Thank you, Hon Deputy Speaker.

(Question Proposed)

Hon. Speaker: Hon Members I invite you to make just brief comments remember this is a procedural motion but your approval is required. Hon Chief Whip, Hon. Mitaa.

Hon. Mitaa: Thank you, Hon Speaker. You caught me off-guard there is a motion I want to bring.

Hon. Speaker: Oh, you wanted to bring something different.

Hon. Mitaa: Yes, and if you allow, I can proceed Madam Speaker.

Hon. Speaker: Proceed.

Hon. Mitaa: Hon. Speaker, That aware THAT Standing Order 27 (2) provides that the Speaker shall interrupt business at 12:30 pm for the morning sitting;

Aware THAT Standing Order 27 (3) provides that the House may resolve to extend its sitting time;

Aware THAT Standing Order 27 (4) requires motion to extend sitting time to be moved at least 30 minutes before the time appointed of adjournment;

Hon. Speaker, I beg to move the motion **THAT** the house resolves to extend its sitting time until the business is complete. Madam Speaker, I wish to request Hon Moffat Maitha to second my motion. Thank you.

Hon. Speaker: Thank you, Hon Mitaa. Hon Moffat Maitha.

Hon. Maitha: Hon Speaker, I second.

Hon. Speaker: Thank you, Hon Maitha. I was coming up with the question hon members that I need to propose.

(Question Proposed)

Hon. Speaker: Hon Members can we have proposals or comments from the members on that. Hon Hellen.

Hon. (Ms.) Ndeti: Thank you, Madam Speaker. I wish to propose that we allow this supplementary budget to be actioned within a day as opposed to seven days because of the time limit that we have. The end of June is next week and there will not have enough time to wait for the seven days.

Hon. Speaker: Thank you, Hon Hellen. Hon Museku.

Hon. Museku: Thank you Madam Speaker. I think first I would like to support the motion that we extend the time so that we can be able to finalize on the very needy business on hand which is the business of approving the second supplementary budget as the hon member has said, we are time-constrained, we only have the financial year ending next week and therefore since we have to deal with this document today and based on that Standing Order, our time is up. I agree that we extend the time so that we can finalize on the supplementary budget. Thank you, Madam Speaker.

Hon. Speaker: Thank you Hon Museku. Hon Mitaa.

Hon. Mitaa: Thank you Hon Speaker. I also want to agree with Hon Minority Leader that we shorten the period for the Supplementary Bill even though Madam Speaker I think there is confusion somewhere---

Hon. Speaker: Hon Mitaa, we are now on the motion to extend sitting time.

Hon. Mitaa: Yes I was saying there seems to be some confusion because Hon. Hellen talked about Hon Kamitu's Bill (??), and---

Hon. Speaker: It is linked because we are dealing with the supplementary budget.

Hon. Mitaa: Thank you, Hon Speaker.

Hon. Speaker: ---But because the supplementary budget we put it on the side, we are now on your motion on Hon. Kamitu's to shorten the time for the Appropriation Bill. So, it's okay just correct it as we proceed. We are talking of extension of time now.

Hon. Mitaa: Then on the extension of time I think Madam Speaker I cannot contribute because I was the mover. Thank you.

Hon. Speaker: So, the mover of the motion you can reply.

Hon. Mitaa: I want to appreciate the House for accepting that we extend the time so that we debate this important business ahead of us Madam Speaker. Thank you.

Hon. Speaker: Thank you. So, Hon Members because I proposed the question, let me just put it.

(Question put and agreed to)

Hon. Speaker: Hon. Kamitu.

Hon. Kamitu: Madam Speaker, let me, first of all, appreciate the efforts that were carried out by the Budget Committee and for the urgency as we said because of the time factor Madam Speaker, I would request this House that we do the Machakos County Appropriation Bill so that we may shorten the time from seven days to one.

Hon. Speaker: Hon Kamitu, just get back to our feet. When there are two procedural motions moved at the same time, a confusion has arisen; we have extended time, haven't we? I proposed the question, isn't it? So, what we need to do is to proceed with the debate and then Hon Kamitu will be the last because he will be responding, because he is the mover of the motion. Thank you very much. So now we can proceed on shortening the time on the Bill, thank you. Any member who wishes to comment? Yes, Hon Mitaa.

Hon. Mitaa: Thank you, Madam Speaker. We should appreciate that today is a bit cold and--

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(Laughter)

Hon. Speaker: Extremely cold, indeed.

Hon. Mitaa: ---anyway, we are equal to the task, Madam Speaker. I want to echo the motion that we shorten the period, Madam Speaker, to enable us to beat the deadline, Madam Speaker because the Fiscal Year 2020/2021 ends next week on Wednesday and time is not on our side, so I am requesting the House to accept that we shorten the period from seven days to one day as per the motion so that we also enable the treasury to complete the business which is remaining Madam Speaker, Thank you

Hon. Speaker: Thank you. Any other member? Hon. Kisini.

Hon. Kisini: Thank you Hon. Speaker, I also stand here to support that report that we shorten from Seven days to one day so that we can enable the businesses of departments and transactions to get on after the appropriate or we approve these funds, bearing in mind that we have this business of supplementary budget and we also waiting to do the budget and time is very limited. So Madam Speaker I stand to support that shortening. Thank you.

Hon. Speaker: Thank you Hon. Kisini, Hon. Kamitu can you respond very briefly.

Hon. Kamitu: Thank you very much Hon. Speaker. Madam Speaker, let me applaud the members who have seen that it is necessary for this Assembly to shorten the maturity of this bill because of the time remaining at the end of financial year, today we are on 22nd and we are supposed to pass the final Supplementary Bill and the budget before 30th so Madam Speaker, I move to say that the House approves and stands to shorten the days from seven days to one day. Thank you Madam Speaker.

Hon. Speaker: Thank you Hon. Alex Kamitu, Hon. members, I now put the question that Pursuant to Standing Order No. 116 this House resolves to shorten the time for introduction of the Machakos County Supplementary Appropriation Bill 2021, Kenya Gazette No. 2, Machakos County bill No. 2 from Seven days to One day to ensure that the bill is approved in time.

(Question put and agreed to)

BILL

First Reading

THE MACHAKOS COUNTY SUPPLEMENTARY APPROPRIATION BILL, 2021

(Order for First Reading read - Read the First Time - Ordered to be read the Second Time today by leave of the House)

Hon. Speaker: Thank you Mr. Clerk.

Hon. Members, we said that we are still waiting for the Deputy Governor, the Executive Committee Member for Finance and Economic Planning to make the highlights or to pronounce the highlights and the Revenue Raising Measures on the Financial Year 2021/22 budget. I have information that he is not yet here, so Hon. members because you remember we put aside the debate under Order No. 8... Point of information, Hon. Ndawa? I can hear the voice, yes I was looking for you.

Hon. Ndawa: Thank you very much Hon. Speaker. I just want to inform the House that the Deputy Governor is on the way coming, so in the next few minutes he will be here.

Hon. Speaker: So then Hon. Members, it is still in order we go back to Order No. 8. That is correct? As we wait for the Hon. Deputy Governor. Yes, at the point of No. 8 members, remember I proposed the question so it is your business; it is the business of the House. I can invite members that we start the debate as we wait for that other matter I mentioned; motion on the approval of report of the budget and appropriation committee on the consideration of the Supplementary 2 budget estimates for financial year 2020/21. Any member who has comments on that? Hon. Mitaa, are you in the light, you are looking like you want to ask what is happening. It's not about the cold now?

Hon. Mitaa: Yes.

Hon. Speaker: Go ahead

Hon. Mitaa: Hon. Speaker, first I want to applaud the Budget Committee for the time they have taken to come up with the document, I also want to thank the chair and his team for burning

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the midnight candle to come up with this report, Madam Speaker, I have some reservations on the issue to do with the supplementary budget.

One I must admit that as Assembly, we might have failed somewhere because if I recall very well, when we were at Kyeleni Ward during *Bunge Mashinani* Madam Speaker, we passed a motion that we will be able as an Assembly to be tracking how the Executive Treasury is spending or else the monies which had been allocated for this fiscal year Madam Speaker, and unfortunately the reports which I had actually through the motion to be availed in this House periodically non has ever been brought to the House.

It is a failure on our side I must admit in terms of oversight. We had actually agreed to monitor very closely and move along the budgeting period and ensure that implementation is being done as per the resolutions of the House, and unfortunately the same old stories which we have had, is actually appearing in the current Supplementary budget, Hon. Speaker.

Recently there was a presser from H.E the Governor and his team that we had surpassed on local revenue collection and one of the issues why we are coming up with this supplementary budget is that we have had shortcomings.

Also I remember very well and I can be corrected by the Chairman, Budget committee, when we were coming up with our expectations, allocations, when we were planning for the budget, it was requested that we reduce some amounts so that we try to reach a target and if indeed we reached that target through local collections, I did not expect that we reallocate monies, especially on development because of lack of funds.

You look at this document Madam Speaker, key departments like Health, you find that some monies which had been allocated for development in our hospitals has been reduced and yet our hospitals are facing challenges financially. You go to another department like Energy, Madam Speaker, there was a very good agreement which we had come up with, especially on ward transformers, Madam Speaker. I looked at the document and a lot of money has been reduced. We took some surveyors on the ground to check on areas which we had given for installing these transformers and from the look of things, we will face *mwananchi* next year without achieving that promise, Madam Speaker.

You look at the Department of Water, Irrigation and Natural Resources, Madam Speaker, there is a decrease in a very important programme, Madam Speaker of borehole drilling, casing and equipping. A good example in my ward, I have four or five boreholes which are not functioning. These monies were meant to take care of such issues and yet here we are reducing that amount of money when we had already allocated for such services.

The department of Agriculture, another important department, again we are reducing money; we are not able to give our residents enough seeds in a way of doing away with food shortage. There is again the department of Education, a very important programme, ECD centres, refurbishing of youth polytechnics, you find money meant for development of such programmes is also being reduced, Madam Speaker, and I believe and I want also to challenge ourselves, Madam Speaker, me included, that the coming budget 2021/22, for once we ensure that we do not get such

reports because this is the only budget which is before us and we fail, we will also fail ourselves Madam Speaker. Thank you.

Hon. Speaker: Thank you very much Hon. Mitaa, Hon. Kalumu.

Hon. Kalumu: Thank you Madam Speaker. I will start with my comments by saying this---

Hon. Speaker: Proceed Hon. Kalumu.

Hon. Kalumu: Every time we come to the budgeting process, we pass a negotiated budget and that budget, what happens, Madam Speaker---

[The Speaker (Hon. Mrs. Mwangangi) left the Chair]

[The Chairperson of Committees (Hon. Museku) took the Chair]

Hon. Chairperson of Committees: Go ahead.

Hon. Kalumu: ---What happens is for me I do not like what we call Supplementary Budget because of several things. One, supplementary budgets have been used to reallocate money which has already been negotiated for ward projects to other projects which are not within the vote of ward projects.

Mr. Speaker, you are one of the elected members of this County Assembly and you know very well that we have been negotiating with the Governor and even the Deputy Governor concerning developments in the grassroots but what happens after we pass a budget, like what we are anticipating to pass if all goes well, after that what happens, very quickly, a supplementary budget comes so it ruins every decision and every negotiation which was made for us to achieve those projects which were meant to go to the wards.

So when I see any supplementary budget, my heart starts ticking so fast because I know every right I had to gain from any budget which is already negotiated, I will not get it. Several times we have had negotiations fiscal year in, fiscal year out but what happens, we do not get those developments. That money Mr. Speaker is reallocated again to other projects.

So in this sense, I will say this, one of the departments has been tackled by Hon. Mitaa the Chief Whip and I will go straight concerning Department of Water, whereby Kshs. 72M has been moved which is a key factor for us to make sure that if you want to return to this House you must show what you have done and this money was meant for water which is key in this County. Mr. Speaker, Kshs. 72M has been meant for boreholes, water pans and now if you can see according to the report of budget committee, it has been moved and reallocated to other things.

If you go again Mr. Speaker to Department of Trade, Industrialization and Innovation, you find that Kshs. 31M has been reduced for construction of sheds which was meant for construction

of sheds and toilets. There are several markets in this County which do not have toilets and we are here chest thumping that we are a County while we have markets which do not have toilets. This money was meant for us to make our markets faeces free, that all those dirty things and human leftovers are not found in our markets but I do not know whether that would be achieved.

Mr. Speaker, market sheds are meant for our mothers who are doing small businesses at least to keep them going but now if you look at this money which has been moved, I have a crying heart because of that.

I am not saying the reallocation is bad but do not touch key issues. Please if you go again, budget committee, do not touch, or the treasury, do not touch water because water is very key in our County. The other thing is sanitation, because if our markets are not clean, we are going to get cholera and we start getting other diseases.

Mr. Speaker, we cannot move money at this time of pandemic to other things while we want to fight pandemic and a healthy nation is very wealthy. Here our county is moving money from health to other factors but you are not moving money meant for airstrip. Money meant for air strip has been moved half other of moving the whole vote. Again Mr. Speaker, new vote lines have been introduced against the County Fiscal Strategic Paper which sets ceilings. How will you control an introduced vote which did not have ceilings?

Mr. Speaker, it will not be prudent for us to say that this budget is okay because I remember one time here we passed a budget which was more than 10 percent and it went to the Governor and came back with veto powers. It needed two thirds of members of this House for it to be passed again but now look, they have surpassed 10 percent but what is applied to them does not apply to us. Mr. Speaker I wonder if we continue like this way, but this has been a song, song, song, song.

[The Chairperson of Committees (Hon. Museku) left the Chair]

[The Speaker (Hon. Mrs. Mwangangi) took the Chair]

What I want to comment on this budget is that they have made available funds for fighting Covid- 19. The only good thing I have seen in this budget, because they have realized that without that money, we cannot make it but now going to other departments like Agriculture, crop management is a key factor to make this county secure of food. Our county is not yet secure because we do not have enough food for our people and have food security. So those are key areas that I propose next time and even in the coming budget it should not be touched. If we pass like that, let it remain like that.

The other thing Madam Speaker is about pending bills. I remember very well that in the year 2019/2020, nothing happened. Every coin which was coming for development was meant to pay pending bills and we were told very well that nothing will happen in our wards because we will be paying pending bills. I wonder again, why we have pending bills here, because that financial year nothing happened and the presidential direction that every county should pay pending bills now look at it again; it appears again in this budget.

So what I am requesting is that lets follow the rule of law because I can see the committee has said here that the budget has not adhered to the legal provisions of PFM Act, because it has surpassed the 10 percent and any time we surpass a budget in our reallocation when they bring a budget, they cry so much. So it is our time to tell them, now this one they have to go and rectify it and let it be less than 10 percent so that we can be able to pass it. Thank you.

Hon. Speaker: Thank you Hon. Francis Kalumu. Hon. Maitha Moffat.

Hon. Maitha: Thank you Hon. Speaker, I want to commend the budget committee for having done a commendable job in a very short time because the report was brought a bit too late, Hon. Speaker. Hon. Speaker, my first problem or question is why the government should bring their estimates without giving ward based programmes because if you bring a budget without the programmes it might be difficult for the Hon. Members to know what will be done in their wards and that is why I am requesting the government to make sure that they give us the programmes so that we also can be in the know of where those programmes will be done.

The second point Hon. Speaker is about the stalled projects. There are some stalled projects here and there in the county of Machakos and we are requesting the government to make sure that they complete those projects, because some of the projects have stayed not finished for a long time.

Hon. Speaker, there are some projects which were done by the CDF like building of dispensaries. We are asking the government to honour those projects, take over and finish them up so that they can equip them for the people to benefit because when we have buildings which were with money from the government and they are lying idle there in our wards, it becomes difficult for us to tell the public why the government has not taken over those projects for them to access medicine near their villages, Hon. Speaker.

When we look at some of those like in my ward, we have Kithua dispensary, Katangini dispensary and some of the facilities like the window pens, locks, the doors are being broken into and some items are also being stolen, so that is why we are asking the government to take over those projects and finish them up for the people to benefit.

Hon. Speaker, there are also some boreholes which were drilled but they have not been equipped. We are requesting the government to finish them; like in my ward we have Kithuani borehole and also Malaa borehole which were drilled two years ago but they have not been equipped. People are wondering what is happening. We are asking the government to finish them.

Again as Hon. Kalumu has said, there are some boreholes which are not functional. Like in my ward, I have three boreholes which are not functional: Mboni, Kwangii and Koma borehole; they were functioning but the machines stopped working and some money has been taken away from Ministry of water. We are requesting the County Government to make sure those boreholes not only in my ward, but all other wards which are not functioning, money should be allocated to make sure that they are functional so that the people can benefit in drinking that water. Thank you Madam Speaker.

Hon. Speaker: Thank you Hon. Maitha. Hon. Nyanzi; I will come to you Hon. Ndawa.

Hon. Nyanzi: Asante Bi. Speaker. Mimi nimesimama hapa nikiwa na uchungu sana. 1988 wakati nilichaguliwa, kulikuwa pesa tulikuwa tukipewa zilikuwa zinaitwa LATF na niko na sub-location tisa na zote ziko na dispensary isipokuwa moja tu ambayo haina, na wakati huo, nilipata hizo pesa tukajenga dispensary lakini watu wakasema imejengwa barabarani na bado iko pale.

Tulikuja nikaomba hapa tukapewa pesa za hiyo dispensary Kshs. 8.9M na hata chairman wa budget ako hapa akaniambia pesa zimepita za hio dispensary na hakuna sasa, zimerukwa na hata saa hii zimerukwa. Nataka kuuliza kwa hisani kama hio, niko na aibu kubwa sana hata kwangu manake hio sub location iko kwangu, ni ile yangu, hakuna dispensary hio sub location yote na watu wanakuja hapa Machakos kupata hospitali manake ile nyingine upande ile iko mbali sana. Kwa hivyo naomba kwa hisani hio dispensary ifikiriwe ni kwa nini pesa yake ilipotea hivi hivi tu, ikaenda pahali ingine. Hio tu ndio Bi. Speaker nauliza kama naweza kusaidika.

Hon. Speaker: Thank you Hon. Nyanzi, Hon. Ndawa.

Hon. Ndawa: Thank you Hon. Speaker. I will start by applauding the committee and our most able chairman Hon. Ndambuki for coming up with this elaborate report. Madam Speaker, I have just a few issues that I would like to air out. Issue No. 1 is timing; if you look at the time when we are deliberating on this issue of supplementary budget, we have very few days to the close of the year, so I am very sure, this thing ought to have come some days back or some months back. Why should we wait until the last week of the year then bring supplementary budget?

Hon. Speaker: Hon. Ndawa, you appreciate who brings supplementary budget to the Assembly.

Hon. Ndawa: Thank you Madam Speaker, but as the saying goes, a sin is a sin no matter who commits the sin. Even if it---

Hon. Speaker: What we want is the record. Get it right, who is supposed to bring the supplementary on time?

Hon. Ndawa: Yes I am saying the Executive should be able to bring the supplementary in good time so that we can have ample time and when we are deliberating, we do not have what we have constraint of time. I think that is the point I am driving home.

Then the other issue Madam Speaker, I have seen in every department, monies have been moved, monies have gone down, so the question we are asking ourselves, if there was a proposal for a certain project in a certain ward, and monies have been reduced, what will happen to that project?

Because before we forward any project to the respective department, we always conduct public participation and most of the projects are fronted by the electorate; they are the people who come up with the need.

Madam Speaker, I belong to Salvation Army and in Salvation Army, we do not tell lies. We are known for telling the truth and a lie becomes a lie if you give a promise and it is not fulfilled. It can be intentional or not intentional. If I went to a certain point in Matuu Ward and agreed with the electorate that we are going to have this project done in this area and it is not done, that one turns to be a lie and we might be crucified later because of these things that we promise and never do.

So Madam Speaker, I am requesting because we are going to pass the supplementary budget, let the projects which were earmarked be done regardless of the ward where the project is; let the project be implemented.

I have seen in the department of water, a lot of monies have been moved, and I have not seen anywhere some funds set aside to desilt the famous Yatta canal which is the source of water for all Yatta residents. It cuts across all the wards in Yatta Sub-county from Kithimani down to Katangi. As we talk, the Yatta canal is full of silt and it needs some funds to have that dirt or those weeds in the canal removed.

Now we are passing a supplementary budget which we are not sure whether that is going to be done. I thought it was prudent if we would have factored that because it is something which is going to assist everyone within Yatta and we are all aware that water is life and it is also provided for in the Constitution and it is not given as a privilege; water is not a privilege, it is a right in the Constitution.

Madam Speaker Article 43 (1d) of the Constitution says that every citizen has a right to clean and safe water and part d says 'in adequate quantities.' If I use 10 litres, I am supposed to be given 10 litres. So if you do not take it into consideration, the issue of desilting Yatta Canal, it means now that right which is provided for in the Constitution is not going to be accurate and our people are going to be affected.

The other issue Madam Speaker, we have so many projects which we are starting and I would humbly request if we pass this supplementary budget, let us not start new projects unless we are through with the already started and stalled projects so that if you find a project which was started by my predecessor, the person who was there before I came, now my term is almost expiring, so if it was not completed during his time and is not also complete in my time, I will have difficulties in convincing the electorate to bring me back to this Honorable House.

So it is good we ensure that all the stalled projects no matter who started, these are county project, let's ensure that we complete them so that our people can get the services that they were intended to get when the projects were being started.

Madam Speaker, the other issue is about, I have seen in the department of health, some monies have been reduced but health has been given a good amount of money, but the money has been allocated for Covid-19 and we may spend a lot of money on Covid-19 but at the end of the day, we will not have something, I will not be able to quantify. Madam Speaker, when I was in

school, there is something I learnt by the name utility. Utility in simple language is the degree of satisfaction that a consumer gets after consuming a certain product. How shall we tabulate, how will members of public measure the amount which was spent on this issue of Covid-19?

So what I am saying is, we are going to approve as it is but I am requesting that we do not want to hear what we heard from the National government that breakfast cost KShs. 20M or KShs. 400M taken by members sitting somewhere. That is not something going directly to the electorate, so let us make sure the money is used by the electorate.

Then finally Madam Speaker, I would also request the National Government, one of the challenges we are facing today is this late disbursement of funds. The Executive requests for funds and the National Government delays or refuses to give out the money. I am sure before we read our budget, the National government has read its budget and whatever we are budgeting here, we are budgeting according to whatever has been budgeted in Nairobi.

So let whatever belongs to Machakos be given to Machakos so that His Excellency the Governor can be able to deliver to his electorate and also the Hon. Members can also be able to deliver to their electorate. We are requesting Hon. Yatani who is the CS Finance to ensure that we get timely disbursement of funds so that we can have proper planning of the County. Thank you very much Hon. Speaker.

Hon. Speaker: Hon. Kamitu, Minority Leader.

Hon. Kamitu: Thank you very much Hon. Speaker, I want to be very brief. One is to appreciate the work that has been done by the Budget committee. Madam Speaker as I said I want to be very brief and that everybody in this House is very much aware about the interruption brought about by the pandemic and it really interrupted the work plans of most of the counties including Machakos County.

However, having said that Madam Speaker, I would only urge our County Government to draw a work plan that will entail ensuring that the stalled projects are worked out because what I have seen in this report and what is actually happening on the ground is that in our previous budget, the Assembly was standing with the Executive and our promise is that we had to do with a good work plan so that, one, we may first finish up with the work on stalled projects and again, Hon. Members have cited issues of pending bills.

It is very important that for the pending bills, a solution must be sought so that we may not accumulate every year we accumulate pending bills, because Madam Speaker, it is out right that if the pending bills are not paid, it means that the projects that were proposed to the counties have not been undertaken and even the contractors have not been paid. So this is one of the areas that we must come up with a permanent solution so that we may have a sustained way of eliminating those pending bills and a work plan done and Madam Speaker, this is also legally we have a session that we are supposed to follow.

In recommendation No.9, we are saying that notably, some new items have been introduced in the supplementary budget contrary to section 48(b) of PFM Regulations, 2006, and this is one regulation. The legal provision must be followed so that we may be seen to be moving in regards to the legal provisions provided for. So I sit down Madam Speaker to say that, let us have consultations whereby work plans are drawn and followed. Thank you Madam Speaker.

Hon. Speaker: Can I have the mover of the motion to reply, Hon. Dominic Ndambuki.

Hon. Ndambuki: Thank you Madam Speaker. and I want to thank the entire House for their contribution to the motion. There are some prerequisite issues that the committee has raised that are very key and pertinent. Madam Speaker, it is my plea that the Executive wing of the County Government of Machakos heeds to our call and ensures that development is fast tracked especially in the financial year 2021/22 which is the year that the county will see to fruition the administration of funds received from the National Government in totality so that people of Machakos can realize development that they yearn for. Thank you Hon. Speaker.

Hon. Speaker: Thank you Hon. Dominic. I now put the question.

(Question put and agreed to)

ADJOURNMENT

Hon. Speaker: Hon. Members, we will take a short adjournment because we were still hoping that by this time, the Deputy Governor or the Member of the County Executive Committee on Finance and Economic Planning would be here by now, I notice that he is not here so we will take a break. If he arrives any moment, we will reconvene, Hon. Members so that when we take a break, then we now resume for the afternoon session. The short break we are taking is just to give the Deputy Governor time to arrive here and a communication should be sent that the Assembly is waiting for him.

Thank you Hon. Members so the adjournment for this moment is a little interesting because we have no idea what time he is coming but we can say that we are adjourning for twenty minutes members, so by the hour, the House stands adjourned. It is going to resume on the 22nd day of June, at One o'clock and 5 minutes. Thank you.

The House rose at 12:45 p.m.