

**REPUBLIC OF KENYA**  
**COUNTY ASSEMBLY OF MACHAKOS**  
**OFFICIAL REPORT**

**Tuesday, 8<sup>th</sup> November, 2022**

The House met at 3.30 p.m.

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

PRAYERS

**COMMUNICATION FROM THE CHAIR**  
WELCOMING PUPILS FROM EARLY BIRD PRIMARY

**Hon. Speaker:** Members, may I bring to your attention that we have a visiting school; Early Bird Primary School. It is Grade 8 students from Mua ward. Mheshimiwa Ngunga's Ward and Mheshimiwa Mbula is representing him. I will give you an opportunity *Mheshimiwa* to say something. The learners are 58 and the number of teachers is six. The head of the delegation is the head teacher Mr. Augustine Musyoka. May I take this opportunity to welcome you pupils and feel as part of us?

Our work here is to debate motions, we make laws and I am sure you are here to learn and I am sure you are here to learn and understand how it goes. So I am the Speaker Anne Kiusya of this Assembly and as you can see the Hon. Members seated here. So *karibuni sana* and feel welcome.

*(Applause)*

**STATEMENT SOUGHT**  
STATUS OF CLOSED MAVIVYE MARKET

**Hon. Speaker:** May I call upon Hon. Gideon Kavuu, MCA Mumbuni North to proceed and give the Statement.

**Hon. Gideon Kavuu** (Mumbuni North, MCCC): Thank you, Madam Speaker. Before I go through my Statement, I want to take this opportunity to thank the great people of Mumbuni for giving me that chance to serve them. Thank you, Madam Speaker. The Statement is about the state of Mavivye Market.

Hon. Speaker, aware that the Mavivye Market located off Kangundo road approximately 3.5 km from Machakos Town was commissioned in 2016 by Dr. Alfred Mutua, the first Governor of Machakos County;

Acknowledging that this market was constructed as a modern facility in order to ease the congestion at Machakos Town's main wholesale market;

Aware that the market was operational until its closure in 2021 and relocated back to Machakos town retail market without public participation as provided for in Article 10 of the Constitution of Kenya; Noting that the modern market at Mavivye had not been fully utilized despite the County Government having used public funds and donor funds for its construction; Hon. Speaker, pursuant to Standing Order 41(2)(c), I wish to seek the Statement from the Chairperson, Trade, Economic Planning and Industrialization Committee:

- i. What led to the illegal closure of the Mavivye market?
- ii. Was there public participation done prior to the relocation of the wholesale traders from Mavivye market to Machakos town retail market?

Madam Speaker, I would urge the committee to give evidence to the House immediately. Thank you, Madam Speaker.

**Hon. Speaker:** At this point perhaps, I can open the floor and ask a few Members to ventilate a bit on this issue then I conclude. Mheshimiwa Majority Leader.

**Hon. Nicholas Nzioka** (Machakos Central, WDM-K): Thank you, Madam Speaker. I wish to thank the Hon. Member for Mumbuni North for bringing up the issue of Mavivye Market. Indeed, it is a modern market constructed in a good way using public funds and currently it is under-utilized. The market was operational until 2021 when, in my opinion, due to politics, it was relocated.

This market had spurred development and economic growth in the areas surrounding the market so much so that even the price of land had gone up, the economic livelihood of the households there had improved, there was creation of employment directly because the market was open or indirectly. Since its closure, if you go to Mavivye Market it has overgrown grass and weeds and has turned into an abandoned market.

So, in considering whether the market was closed legally or illegally, I would urge that we have robust public participation in Mavivye area and also within Central Ward so that we come up with a lasting solution. Thank you, Madam Speaker.

**Hon. Speaker:** Thank you very much. Mheshimiwa Minority Leader.

**Hon. Mbili Ndawa** (Matuu, MCCC): Thank you, Madam Speaker. Before I contribute on the Statement before the House, allow me to greet the future leaders---

**Hon. Speaker:** I wanted to give an opportunity for that but you can proceed.

**Hon. Mbili Ndawa** (Matuu, MCCC): Yes, Madam Speaker. I just wanted to welcome them and tell them that some of them seated there, after sometime they can be seated here. So I am encouraging them to study hard and ensure that they become legislators like us. Madam Speaker, coming to the matter before the House, I served in the Second Assembly in the committee of Trade. Our Table Clerk Assistant Mr. Kavita served in the same committee and I believe he is also the same Clerk Assistant to the same committee and we made several visits to that market.

Madam Speaker, the market is viable if it is operational because if you look at the positive effects they are more than the negative ones. If the market is operational that land will appreciate and the people living around the area can be proud of the land they own.

Again the issue of relocating the same market to Machakos Central also had both negative and positive effects because when we relocated it, the owners of land in that particular market are not getting business as they used to and now in Machakos town here there is congestion.

Madam Speaker, as the Statement reads the essence of having that market here was (*....inaudible*) in Machakos Central. So, on the issue, the only remedy I think we have as a House is the committee that handles the matter to come up with a solution which is not going to have negative impact on one particular area.

If we rush to say; let us revert the market to where it was, it is going to have a negative impact on the elected leader especially for Machakos Central because some of the traders doing their business in Machakos town will be incurring expense to get goods from that other end. If we allow the market to remain where it is, we will also be disadvantaging the other side.

Madam Speaker, what I would suggest is that we set two market dates we allocate Machakos Town either on a Monday and another day for Mavivye on Friday. So those from Mavivye will be coming here on Monday and those from Machakos will be going to Mavivye and we will have a win-win situation.

So as we handle this matter, let us take care of the elected leaders. The one for Mumbuni North, if we do not do something my *Mheshimiwa* may suffer a lot from the electorates. So I am giving advice that we think of coming up with two different market days so that we can accommodate both market. Thank you, Madam Speaker.

**Hon. Speaker:** Thank you very much, *Mheshimiwa* Ndawa for that advice and I believe when I commit this particular Statement to the concerned committee will take into consideration those sentiments made by *Mheshimiwa* Ndawa; they are important. At this point, I wish to commit the Statement to the Trade, Economic Planning and Industrialization committee for processing. Thank you, Members

## MOTIONS

### APPROVAL REPORT ON PROPOSED AMENDMENTS TO STANDING ORDERS

**Hon. Speaker:** May I call upon Hon. Stephen Mwanthi the Deputy Speaker, to proceed and move the motion.

**Hon. Stephen Mwanthi** (Ekalakala, WDM-K): Thank you, Madam Speaker.

Hon. Speaker, that aware that Standing Orders are written rules under which a Legislative House conducts its business;

Further aware that these Standing Orders regulate the way Members conduct their business and how debates are organized and that they are unique to the legislative body they govern;

Informed that the Procedure and House Rules Committee as established under Standing Order 187 is mandated to consider and report on all matters relating to the Standing Orders;

Cognizant that under Standing Order 227, a member with the support of at least two other Members, may request the Procedure and Assembly Rules Committee to consider an amendment to the Standing Orders;

Aware that pursuant to Standing Order 227(1), this Procedure and Rules Committee received a proposal of amendments from an Hon. Member considered them and subsequently compiled a report;

Hon. Speaker, I wish to move the Motion THAT this Hon. House discusses and approves the report of the Procedure and House Rules Committee on proposed amendments to Standing Orders.

**Hon. Speaker:** May I call upon you to call the seconder of your motion.

**Hon. Stephen Mwanthi** (Ekalakala, WDM-K): I wish to proceed, Madam Speaker, with the summary report then I---

**Hon. Speaker:** Before you do that?

**Hon. Stephen Mwanthi** (Ekalakala, WDM-K): Yes.

**Hon. Speaker:** Proceed.

**Hon. Stephen Mwanthi** (Ekalakala, WDM-K): Thank you, Hon. Speaker. I have an executive summary for the proposed amendments Hon. Members.

#### *EXECUTIVE SUMMARY ON PROPOSED AMENDMENTS TO STANDING ORDERS*

Hon. Speaker, pursuant to Standing Order 227(1), the Committee on Procedure and House Rules received a written request from Hon. Nicholas Nzioka, requesting the Committee to consider amendments to Standing Orders to establish two Sectoral Committees namely the Committee on Decentralized Units and County Administration Committee and the Committee on Water and Irrigation Committee.

Hon. Speaker, the Committee on Procedure and House Rules on receipt of the request resolved that the proposed amendments were admissible and therefore made several sittings to discuss the amendments and subsequently compiled a report. In the report the Committee recommended the following amendments to the Committee on Environment and Natural Resources,

- a) Deletion of water conservation, water management systems in buildup areas and water sanitation services from the mandate of Environment and natural resources committee.
- b) Deletion of irrigation from the committee of Agriculture.
- c) Establishment of a new committee of Water and Irrigation, then insert the mandate of this committee as to deal with all matters relating to the implementation of specific national government policies on water, County legislation and policies on water conservation, storm water management systems in built up areas, water storage, water reticulation, water service providers, water sanitation services and irrigation

Further, the Committee recommended the following amendments to the Committee on Trade, Economic Planning and Industrialization;

- a) Deletion of all matters relating to delineation and management of decentralized units, urban areas and municipalities from the mandate of the Committee on Trade.
- b) Establishment of a new Committee on Decentralized units and County Administration, then insert the mandate of this committee as; to deal with all matters relating to the delineation and management of decentralized units, urban areas and municipalities, county administration and County Inspectorate Service.

Thank you, Hon. Speaker. I call upon the Majority Leader Hon. Nicholas Nzioka to second.

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

**Hon. Speaker:** Thank you, Deputy Speaker and Majority Leader. May I call upon Members to contribute? Sorry I now propose the question.

*(Question proposed)*

Members, the floor is yours.

**Hon. Nicholas Nzioka** (Machakos Central, WDM-K): Thank you, Madam Speaker. In establishing these two sectoral committees we were cognizant of the broad mandate that the previous committee had and it was good we thought of how to broaden the works of the committee but also ensure that we have adequacy in what we are doing and so we thought the water and irrigation committee needed to be given specific mandates because it was in the broader environment committee.

Machakos County Government falls under the arid and semi-arid lands (ASAL) and we thought that the subject of water in this County has always been ignored by lack of a properly constituted sectoral committee and it is my belief that if this House approves the formation of the sectoral committee on water and irrigation, this very critical subject matter within the county is going to get the attention it deserves.

In trying to form the committee on decentralized units, we as a county or government we are already devolved but we were thinking of how far we can devolve ourselves and so this committee is going to be tasked with a very important issue of reaching the village and I think we have all realized we have not devolved enough because our county has not reached the village council and I hope this committee is going to do its work effectively. Thank you, Madam Speaker.

**Hon. Speaker:** Thank you, Majority Leader. Mheshimiwa PK.

**Hon. Peter Kilonzo** (Mbiuni, UDA): Thank you so much. I oppose the motion on these grounds. That Standing Order 227 says that a Member, with the support of at least two other Members, request the Procedure and Rules committee to consider and amend the Standing Order. In this case, Madam Speaker, the matter before the House it is.....when I go through the report, the Member who wrote the letter to the relevant committee did his job but now the seconder of the letter happens to be two Members from the committee that tabled the report.

Madam Speaker, Standing Order 81 gives us grounds of anticipation of debate. Madam Speaker, having Nicholas giving the request letter Madam---

**Hon. Nicholas Nzioka** (Machakos Central, WDM-K): Point of Order, Madam Speaker.

**Hon. Speaker:** Proceed.

**Hon. Nicholas Nzioka** (Machakos Central, WDM-K): We do not have a Hon. Member in the House by the name Nicholas.

*(Applause)*

**Hon. Peter Kilonzo** (Mbiuni, UDA): Majority Leader.

**Hon. Speaker:** You need to learn how to address each other in the right way.

**Hon. Peter Kilonzo** (Mbiuni, UDA): Yes, Majority Leader. So Madam Speaker, my concern is can a Member of this committee second a letter that has been tabled by another Member. Thank you.

**Hon. Speaker:** Yes, Mheshimiwa Ndawa.

**Hon. Mbili Ndawa** (Matuu, MCCP): Thank you, Madam Speaker. I want to inform the Hon. Member, PK even though he seems to have concluded that being a Member of a certain committee does not deprive you your right as a Member of this County Assembly.

*(Applause)*

So the argument that Mheshimiwa is raising here is not admissible in this House and I am requesting that you order the debate to continue so that we can approve these two committees. Hon. Speaker, I understand Mheshimiwa is a learned friend, he is a lawyer by profession and he is very much aware that the issue of water in our constitution is not referred to as a privilege. It is referred to as a right and the Article that talks about that is 43(1) and part (d) of it says that every Kenyan is entitled to clean and safe water and (d) says and in adequate quantities.

*(Applause)*

So I am requesting Mheshimiwa from Mbiuni, the issue of water needs to be handled independently; we do not have to discuss issues of environment and water. Environment has a lot of issues; we need water to have a specific committee to deal with those issues which is given to the people of Machakos and Kenya by the Constitution of Kenya. So Madam Speaker, I just want to bring to the attention of the Member that Mheshimiwa Nicholas Nzioka who happens to be the Majority Leader has all the rights that a Member of County Assembly is supposed to enjoy. Thank you, Madam Speaker.

**Hon. Speaker:** Thank you, Mheshimiwa Ndawa. Mheshimiwa for Mbiuni ward your objection is overruled. Let us proceed with the motion. Mheshimiwa Brian.

**Hon. Brian Kisila** (Makutano/Mwala, MCCC): Madam Speaker, now my learned friend who happens to be my neighbor seems to have jumped the gun. Madam Speaker, when you are proposing amendments to the Standing Orders what we should be asking ourselves is did the mover follow the law or the procedure. If you go to page six, I want to refer the Member for Mbiuni Mheshimiwa PK to Standing Order 227 to take him through the procedure which we used.

A Member may with the support of at least two other Members request the Procedure and Assembly Rules committee to consider an amendment.

2. A request under paragraph one shall be done in writing. Mheshimiwa Mbiuni is not following.

(a) The letter should contain the text of the proposed amendment and the justification.

(b) Contain the names and signatures of Members supporting the request.

(c) Be lodged with the Speaker.

(3) The Speaker shall, if satisfied, that the amendment requirement of paragraph (1) and (2) have been met, forward the request to the committee and the committee within 21 days will make their submission.

I want to take Mheshimiwa PK to page 11.

**Hon. Speaker:** Mheshimiwa, you do not have to belabour that point I have already overruled.

**Hon. Brian Kisila** (Makutano/Mwala, MCCC): No I want us to.....if it has been overruled I just want to make sure the procedure was followed.

**Hon. Speaker:** Mheshimiwa Brian just a bit.

**Hon. Lucky Nzau** (Matungulu West, WDM-K): Thank you, Madam Speaker for catching my eye. I want to correct Hon Kisila that the Chair has the indulgence of Hon. PK so I kindly request you to stop stoning him so much. Thank you, Madam Speaker.

**Hon. Brian Kisila** (Makutano/Mwala, MCCC): To add more points to the point, but at the Madam Speaker, I wanted to say that the procedure was followed to the letter

**Hon. Speaker:** Mheshimiwa Brian Kisila, we are done with that issue

**Hon. Brian Kisila** (Makutano/Mwala, MCCC): Now, let me make my suggestion. My contribution is these two committees are very important and decentralized units forms a very big part of the Executive and having a committee looking at it, will actually identify needs and wants of that committee. Also environment and water are very broad. So, Madam Speaker, I think is in order that we set up these two committees and these will be done as quickly as possible, so that the two committees can start work immediately. Thank you, Madam Speaker.

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

**Hon. Muoki Musila** (Ndithini WDM-K): Thank you, Madam Speaker. I wanted to second the creation, do I call it creation of the two committees, but the mandate I am having an issue with

the mandate of the new committee of water and irrigation because when I read through their mandate, I cannot see anywhere where they are talking about the water sources or the water towers; what are they going to do about that in Machakos because I believe even us we have water towers here? I would have wished such to be enshrined in that mandate.

Secondly, we all know the problem we have with the river Athi that it is totally contaminated and I know that people who live downstream river Athi and in particular I think I don't know is madam, Hon Graces' place and Hon. Kisila and Mbiuni, those areas; you know that water is not usable to your people. So, I would have wished also that to be part of that committee's responsibility to deal with the water towers and the purification of such water bodies. Thank you, Madam Speaker.

**Hon. Speaker:** Thank you, Mheshimiwa. Can we have response to that, Members; of that Committee? Mheshimiwa Deputy Speaker.

**Hon. Stephen Mwanthi** (Ekalakala, WDM-K): Thank you, Hon. Speaker. I think the issue that has been raised by Hon. Muoki has been addressed because you will find that the mandate that has been given to the committee that we are forming, it reads like this; it will deal with all matters relating to implementation of specific National Government policies on water, County legislation and policies on water conservation, storm water management in built up areas, water storage, water reticulation, water service providers who I believe the water service providers are the providers of water and water sanitation services and irrigation.

So, Madam Speaker, I believe all that has been captured and will be dealt with by that committee. Thank you.

**Hon. Speaker:** Thank you, Mheshimiwa. Mheshimiwa Douglas.

**Hon. Douglas Musyoka** (Masii, MCCC): Thank you, Madam Speaker, for catching my eye. First, I wish to congratulate our Majority Leader Hon. Nicholas Nzioka for coming up with such a noble motion to discuss before this House. Madam Speaker, at any given time, when you talk of Ukambani, Machakos County included, everybody thinks of water and Machakos being an ASAL area, we really need this committee so that our people can be provided with enough water, both for domestic use and commercial use.

The other committee, which is being tabled before this Hon. House, is the Committee on decentralized units and county administration committee. Madam Speaker, if we allow this Hon. House to handle matters of Decentralized Units and County administration, still under the Committee on Trade, it will be a huge task for that committee. By dissecting the roles and responsibilities of the Committee of trade and coming up with the committee on decentralized units, it will ensure that the respective committee has enough time to address its matters effectively. Thank you, Madam Speaker.

**Hon. Speaker:** Thank you very much, Mheshimiwa. Mheshimiwa Deputy Majority.

**Hon. Jackson Ndaka** (Tala, WDM-K): Thank you, Madam Speaker. I hereby stand to support the creation of the two sectoral committees because as I look, the one for the water and irrigation, it is a very important committee because it is going to serve like now in Machakos County, we have no food security and basically, if that committee is going to serve us as a



platform for us do the research and look for better policies and to engage the Department of Agriculture, and for the department of water and irrigation so in due course, we can improve the policy and even we improve our irrigation area in our area.

Secondly, we have the second Committee, which is going to deal with inspectorate and the ward what administrator and the village administrator and the rest in that line. We have our municipalities where we have names but we don't have services. We are waiting this House to create a municipality of Masinga municipality of Mwala and without a better committee to oversight that; we cannot afford to have better services for our residents. For this case, I do support the creation of those two committees because they are critical for the better services of our residents. Thank you.

**Hon. Speaker:** Thank you, Mheshimiwa. I would like to ask a member of that committee to respond to the matter raised by Mheshimiwa Masii; about the issue of trade?

**Hon. Nicholas Nzioka** (Machakos Central, WDM-K): Yes, thank you very much. I don't think the member for Masii had an issue. In fact, he was supporting that the committees be split.

**Hon. Speaker:** Thank you very much, for that clarification. Mheshimiwa Francis, proceed.

**Hon. Francis Kitaka** (Ndalani, WDM-K): Thank you, Madam Speaker. I stand to support the creation of the two sectoral committees. In brief, I want to touch on water being a scarce commodity in our county. This is an aspect that has been overlooked over time and it is the high time that we commit it to a committee so that matters relating to water can be addressed separately and given the priority that it deserves.

However, on the same note, I would request the committee after it is being formed, to make sure and also this House ensures that this committee is well-composed. Again, there is a matter of irrigation, which requires a budget because if we say we talk of water and irrigation, then it means that we have to work also on budget so that we may run those particular irrigation schemes. So as a matter of observation, it is a good idea, I support it, and I think this is the direction that we should be going as a House.

Secondly, on Decentralized Units and County Administration, we are aware that we are in the verge of creating more municipalities. Even the existing ones have challenges in administering them. So with this committee on Decentralized Units in place, then it will be easier for us as a House as an oversight to ensure that the functions and the duties and the tasks that are supposed to be done by the municipalities, are actually done in the proper way and if there are challenges, they will be addressed without delays. I support.

*(Applause)*

**Hon. Speaker:** Thank you, Mheshimiwa. I now invite the mover of the motion to reply.

**Hon. Stephen Mwanthi** (Ekalakala, WDM-K): Thank you, Madam Speaker. Thank you, Hon. Members for supporting the motion. Madam Speaker, you will realize that the mandates that had been given to this various committees were too much for committees to make sure that they have acted on the various mandates that they had been given. So we found it prudent to delineate some services to form those two committees that I believe when you look at water, for example,

and irrigation, irrigation had been slotted in agriculture committee and now we find it is a broad area that needed a lot of concern. That is why we chose to form those two committees.

So, thank you Hon members for the support. I believe now the committees that will come up will be dealing with the water and DU will do as good. Thank you, Madam Speaker.

*(Applause)*

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

*(Question put and agreed to)*

Alright, at this point, I would like to take this opportunity to invite Mheshimiwa Mbula who is the holding brief for Mheshimiwa Ngunga, to talk to the future legislators and any other member of the House who would want to tell these kids something?

**Hon. Constance Mbula** (Nominated, MCCP): Thank you. I am happy to see these children here. Now, you have seen what we do here, and you have heard what we say; we expect you to be our future leaders because we are not going to be here forever. I urge you to be very serious with your studies. When you wake up going to school, you remember you came you saw leaders here and so we expect you to be our leaders for tomorrow. I am rather your mother, I am nominated in Machakos County as a whole and I live Mua ward where your school is.

So anytime you want to know your leaders, you start with your Hon. Mheshimiwa Ngunga and when he is not there, I stand in for him. I am happy to see you here and we want to ask you to behave and put a lot of efforts because if you look around here and you have heard members here speak English. Did you hear Kikamba? So make a lot of efforts and speak like your mothers like your fathers and be ready to lead Machakos County in the future. Thank you and behave yourselves.

*(Applause)*

**Hon. Speaker:** Thank you, Mheshimiwa Mbula. Any other Member who would like to say something to the kids? Mheshimiwa Zora, and tell them you are the youngest.

**Hon. Grace Bahati** (Kyeleni, IND): Thank you, Madam Speaker. I like to welcome our students to Assembly and as the Chair of Education Committee in Machakos County we want to wish you success in your exams, as they are approaching. We are actually honored to be here; as you heard, here is where we pass some of the legislative work that we have been mandated by your parents as they elected us and every time we are here, we are here to make sure Machakos is a better County, not just for us, but also for you.

We look forward to one day to get to hear kids who studied in Machakos County; they still come back and serve our people. I myself, studied in Kyeleni ward in a school called Kituluni Primary and they were able to elect me to lead them. So definitely I do believe that you yourselves are like any other Hon. Member here, you are able to become a leader and serve our country. Thank you so much and most welcome.

*(Applause)*

**Hon. Speaker:** Thank you, Mheshimiwa Zora, Mheshimiwa Majority Leader. Mheshimiwa majority Leader, you can say something.

**Hon. Nicholas Nzioka** (Machakos Central, WDM-K): Mwalimu Mkuu Mr. Musyoka, I can see Mr. Munyao, so many teachers of mine, *wanafunzi hamjambo*. I would want to say that I am a friend to Early Bird Primary School, my babies study there, they are in class seven, I have twin babies. *Mnawajua?*

**Pupils:** Angela and Andrew.

**Hon. Nicholas Nzioka** (Machakos Central, WDM-K): I am very popular in that school and I know the politics when they were doing school politics my daughter came and told me when she was in class six, *kesho tunachagua* MP and I had to give her a few tips, she did not win but she is still calls herself Mheshimiwa. *Sawasawa. So msalimie Angela na Andrew mkirudi shule na hapa nitapitia kwa Spika na kwa Minority Leader na kwa Deputy na kwa waheshimiwa wengine niwaombe pesa kidogo, tupitie pale town tukunywe soda na nyinyi. Kwahivyo* Hon. Members please do what you need to do. Thank you very much, Madam Speaker.

**Hon. Speaker:** Thank you very much, Majority Leader and personally I would like to take a photo with you. I would like to take a photo with class eight as I wish them success, when are the exams. See you later after we are done here, thank you. Members, we had not finished, let us proceed with the next Order.

#### ADJOURNMENT OF THE HOUSE

**Hon. Speaker:** May I call upon the Majority Leader to proceed and move the motion.

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

Hon. Speaker, that aware that the first Session of the Third Assembly commenced on 27<sup>th</sup> September, 2022;

Aware that pursuant to Standing Order 25(1), the Assembly approved an Assembly calendar on 18<sup>th</sup> October, 2022;

Aware that the calendar provides for the sittings and recess for the House;

Aware that Standing Order 25(4) provides that, the Assembly may by resolution, alter its Calendar or the adjournment date;

Acknowledging that there is need for Committees to conduct site visits to achieve the oversight role as provided for in the Constitution;

Hon. Speaker, pursuant to Standing Order 25(4), I wish to move the Motion that this House adjourns its sittings from today on 8<sup>th</sup> November, 2022 to resume on 15<sup>th</sup> November, 2022 to allow Committees conduct site visits and generate business for the House.

I now call upon the Leader of Minority to second.

**Hon. Mbili Ndawa** (Matuu, MCCP): Thank you, Madam Speaker. I want to second the motion and request to give two points. Hon. Speaker an Assembly committee at work is the

Assembly working and Hon. Speaker, the sources of business for this House is from site visits and mingling with the electorates. So, Madam Speaker as I support the adjournment, I would also request the Hon. Members present here to also take time apart from sitting in the committees for that one week, you also mingle with the electorates so that the businesses that we bring them in this House, we need them to be owned by the electorates and members.

It is not fair for a Hon. Member to bring business that he or she thinks is good but there is no consultation. The issue of Article 10 of the Constitution and involving others is very key and again Hon. Speaker, it is now rainy season and Hon. Members also need to go back to their *shambas* and do what they are supposed to do because there is that visitor whom if we do not take from the visitor we may now start complaining later; the visitor is about rain.

If you go to our *shambas* you will realize that we need rain and work and I am very sure we will not complain later. We also need to be seen working. Let the electorates see us working that is a way of motivating them. So I am requesting the Hon. Members to agree with the Majority Leader that we adjourn today and resume on 15th of this month and that is Tuesday next week. Thank you Madam Speaker. I support.

**Hon. Speaker:** Thank you, Minority leader. I now invite members to debate this motion. Mheshimiwa Brian.

**Hon. Brian Kisila** (Makutano/Mwala, MCCP): Madam Speaker, we are very lucky that H.E the Governor has provided every sub-county with graders and other machines that are serving us. I am kindly urging Members to seize this opportunity of recess so that we can make sure that we oversight what is going on in the ground. For example, in Mwala sub-county, we have two graders and one dozer already working in our sub-county; this is unheard of. We have never had such a gesture in the past so I support this and let us seize this moment to oversight what is going on in the ground so that we get the maximum output out of what these machines are doing.

We also have seeds which we were given by H.E the Governor and also we have the ploughing programme going on so there is a lot of work in our wards going on. It is important that we seize this moment and ensure that work is done to the satisfaction of the people we are serving. I support.

**Hon. Speaker:** Thank you, Mheshimiwa. Any more contributions? I then call upon the mover to reply.

**Hon. Nicholas Nzioka** (Machakos Central, WDM-K): Thank you, Madam Speaker. I wish to thank members of this Hon. House for supporting that we adjourn for the period we will have adjourned so that we go take care of our constituents and also prepare our *shambas*. We also need to feed ourselves. Thank you, Madam Speaker.

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

*(Question put and agreed to)*

## ADJOURNMENT

**Hon. Speaker:** House adjourns to Tuesday, 15th November, 2022 at 10.00 a.m.

The House rose at 4.27 p.m.