

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

**Wednesday, 11<sup>th</sup> September, 2019**

The House met at 10.04 a.m.

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

**PRAYERS**

**Hon. Speaker:** Good morning Hon. Members. Again I welcome you to today's sitting and call upon the Clerk to start us off on the Order Paper.

**COMMUNICATION FROM THE CHAIR**  
**PRACTICE FOR CASA GAMES 2019**

**Hon. Speaker:** Hon. Members, I have one communication under this Order which is an emphasis on a communication I did yesterday on the CASA games and I urge you to listen well. Just to remind you, Hon. Members, we have just about two weeks to the start of CASA games which are starting on 27th of September to the 5th of October, 2019 in Eldoret Town in Uasin Gishu County.

Further to the Communication I did yesterday, I just want to urge you to take the games as seriously as possible so that this Assembly can garner as many trophies as possible. We all know that you cannot do much if you do not practice. It is like you are doing an exam; you cannot hope to pass in the exam without having read for the exam. So this means that you seriously need to do practice because the information I have from the team leader is that Hon. Members in particular are not availing yourselves as you ought to for practice. Remember if you do not practice then it may be that you will make the team lose in the games.

A lot of efforts have gone into the practice by particularly the staff; they are taking it very seriously but the Members are not being felt and remember it is a matter of the Members and the staff and I promised that the afternoon sittings we organize them in such a way that you have time so that you can go and practice and I know some of you are good in some of those sports so please give the staff the support they need so that then you can make the teams successful in the games.

On the issue of the uniforms, yesterday I urged you to avail yourselves for measurements and I believe every one of the Members' measurements was taken. If it was not taken please liaise with the Team Leader because you may have been away for one reason or another so that your measurements will be taken because we want to fit the uniform before you go to the games.

The *ad hoc* committee is very dedicated to you having good uniform, comfortable and fitting uniform so that we change at least from the past where you had hiccups particularly on the uniforms. So avail yourselves to the team captains, those who have not had their measurements taken and practice; practice makes what? Thank you, very much. Mr. Clerk, proceed.

### PAPER LAID

#### REPORT ON HUMAN-WILDLIFE CONFLICT WITHIN MACHAKOS COUNTY

**Hon. Speaker:** Hon. Members, under this Order, we have one business by the Hon. Moffat Maitha.

**Hon. Maitha:** Hon. Speaker, I beg to lay the following Paper on the Table of the House today Wednesday, the 11<sup>th</sup> day of September, 2019; the report of the joint Committee on Environment, Lands, Energy and Natural Resources and Justice and Legal Affairs on human-wildlife conflict within Machakos County. Thank you, Hon. Speaker.

**Hon. Speaker:** Thank you, Hon. Moffat Maitha. Mr. Clerk, proceed.

### NOTICE OF MOTION

#### REPORT ON HUMAN-WILDLIFE CONFLICT WITHIN MACHAKOS COUNTY

**Hon. Speaker:** Hon. Members, under this Order, we have again one business by same Hon. Moffat Maitha.

**Hon. Maitha:**

Hon. Speaker, that aware that Article 42 of the Constitution of Kenya provides that every person has a right to a clean and healthy environment which includes the right to have the environment protected for the benefit of present and future generations through legislative and other measures;

Hon. Speaker, recently it has become a common phenomenon to hear of the escalated animal-human conflict in Kenya. The clash between animals and residents has left a noticeable dent in both our cultural and economic status. Residents have taken stiff measures against the unlucky animals which cross their path by killing them;

Hon. Speaker, Section 77 of the Wildlife Conservation and Management Act, 2013 empowers any authorized officer of the Kenya Wildlife Service to enter private land with the consent of owner or property occupier to destroy any animal that is deemed a problem animal;

Hon. Speaker, I wish to give notice of the motion that this Hon. House discusses and approves the report of the Joint Committee on Environment, Lands, Energy and Natural Resources and Justice and Legal Affairs Committee on human-wildlife conflict within Machakos County.

Thank you, Hon. Speaker.

**Hon. Speaker:** Just before you leave the Table Hon. Maitha, I am not sure you skipped the second paragraph of your notice of motion; the one that cites Section 77. Do you wish to start again from the beginning for record purposes?

**Hon. Maitha:** Yes.

**Hon. Speaker:** Yes please.

**Hon. Maitha:**

Hon. Speaker, that aware that Article 42 of the Constitution of Kenya provides that every person has a right to a clean and healthy environment, which includes the right to have the environment protected for the benefit of present and future generations through legislative and other measures;

Hon. Speaker, recently it has become a common phenomenon to hear of the escalated animal-human conflict in Kenya. The clash between animals and residents has left a noticeable dent in both our cultural and economic status. Residents have taken stiff measures against the unlucky animals which cross their path by killing them;

Hon. Speaker, I wish to give notice of the motion that this Hon. House discusses and approves the Report of the Joint Committees on Environment, Lands, Energy and Natural Resources and Justice and Legal Affairs Committee on Wildlife/Human Conflict within Machakos County.

Thank you, Hon. Speaker.

**Hon. Speaker:** Point of order Hon. Mitaa.

**Hon. Mitaa:** Thank you, Madam Speaker. The Hon. Member has again skipped the second last paragraph.

**Hon. Speaker:** I think maybe the document he is reading---

**Hon. Maitha:** Hon. Speaker---

**Hon. Speaker:** Yes, because he cannot do it twice.

**Hon. Maitha:** I have been misled by the report which I was reading and therefore I am now giving the notice again.

**Hon. Speaker:** Okay go ahead.

**Hon. Maitha:** Madam Speaker, it was left in the one I was reading so now I give the notice of motion.

Hon. Speaker, that aware that Article 42 of the Constitution of Kenya provides that every person has a right to a clean and healthy environment, which includes the right to have the environment protected for the benefit of present and future generations through legislative and other measures;

Hon. Speaker, recently it has become a common phenomenon to hear of the escalated animal-human conflict in Kenya. The clash between animals and residents has left a noticeable dent in both our cultural and economic status.

Residents have taken stiff measures against the unlucky animals which cross their path by killing them;

Hon. Speaker, Section 77 of the Wildlife Conservation and Management Act, 2013 empowers any authorized officer of the Kenya Wildlife Service to enter private land with the consent of owner or property occupier to destroy any animal that is deemed a problem animal.

Hon. Speaker, I wish to give notice of the motion that this Hon. House discusses and approves the Report of the Joint Committee on Environment, Lands, Energy and Natural Resources and Justice and Legal Affairs Committee on Wildlife/Human Conflict within Machakos County.

Thank you, Hon. Speaker.

**Hon. Speaker:** Thank you, Hon. Maitha. Maybe, the Table Clerk, you need to confirm whether the third last paragraph makes any sense. The last sentence; consent of owner or property occupier to destroy any animal that is deemed a problem animal. What does that mean? Is it to say that poses danger to the human beings or what? They will confirm from the act but we get what the meaning is it must be an animal that is posing danger to humans but not the humans to take the action themselves. So we move on, Mr. Clerk.

### MOTION

#### REPORT ON STATUS OF ATHI RIVER SLAUGHTER HOUSE

**Hon. Speaker:** Hon. Members, under this Order, we have one business by Hon. Moses Mitaa. Hon. Moses Mitaa?

**Hon. Mitaa:** Thank you, Madam Speaker---

**Hon. Speaker:** Why do you do the clapping halfheartedly; why don't you do it loudly we hear? Hon. Rozina? He deserves clap; you can do it loudly.

*(Laughter)*

Proceed, Hon. Mitaa.

**Hon. Mitaa:** Thank you, Madam Speaker; I appreciate.

Hon. Speaker, that aware that the mission for the Department Agriculture, Livestock and Fisheries in Machakos County is to promote innovative, commercially oriented and modern agriculture through development and enactment of enabling legal framework;

Aware that County abattoirs are a key revenue source and thus proper management of these abattoirs will guarantee the County to attain of its revenue target;

Informed that abattoirs in the urban areas face various challenges especially in their requirements of important infrastructure and services;

Cognizant that in the current state of the world, abattoirs/slaughter houses need to be modernized and regional planning standards and requirements be incorporated within their operations;

Further aware that during the public participation on budget estimates for FY 2018/2019 and the Finance Bill FY 2018/19, residents of Athi River complained bitterly on the poor state of the Mavoko slaughter house and reluctance of County Government of Machakos to address the matter despite the huge amount of revenue collected from that facility;

Remembering that in May this year, the committee on agriculture visited the slaughter house and later compiled a report;

Madam Speaker, I wish to move the Motion that this Hon. House discusses and approves the report on the status of Athi River slaughter house.

Thank you, Madam Speaker. I call upon Hon. Michael Mutiso to second my motion.

**Hon. Speaker:** Thank you, Hon. Mitaa. Hon. Michael Mutiso.

**Hon. M. N. Mutiso:** Thank you, Madam Speaker. I second.

**Hon. Speaker:** Thank you, Hon. Michael Mutiso.

*(Applause)*

*(Question proposed)*

Hon. Members, the motion is open for you to debate; the report, sorry. That was a hitch; we will give Hon. Mitaa the opportunity of reading the report then I will propose the question. Hon. Mitaa, go ahead.

**Hon. Mitaa:** Thank you, Madam Speaker.

### *1.0 INTRODUCTION*

Madam Speaker, agriculture is one of the functions devolved to Counties under Schedule 4 of the Constitution. The control and management of County abattoirs/slaughter houses is further placed under County Governments. The condition of the abattoirs has been of great concern to the County residents due to their poor hygiene and dilapidated infrastructure.

Abattoirs in the urban areas face various challenges especially in their requirements of important infrastructure and services. They require services in terms of roads, provision of water, provisions of treatment and disposal of waste water, management of solid wastes through provision of landfills, and effective and wise use of the by-products that are derived from the slaughter houses. In the current state of the world, slaughter houses need to be modernized, and Urban and Regional Planning Standards and requirements incorporated within their operations.

### *2.0 MANDATE OF THE COMMITTEE*

Madam Speaker, the Committee on Agriculture is established pursuant to the Second Schedule of the Standing Orders with specific mandate to deal with all matters related to agriculture, including crop and animal husbandry, cooperatives, livestock sale yards, county abattoirs, plant and animal disease control, irrigation, fisheries, cooperative societies and veterinary services (excluding regulation of the profession).

### 3.0 COMMITTEE COMPOSITION

Madam Speaker, the committee on Agriculture comprises of the following Hon. Members;

- |                           |                 |
|---------------------------|-----------------|
| 1. Hon. Moses Mitaa       | - Chairperson   |
| 2. Hon. Michael Mutiso    | - V/Chairperson |
| 3. Hon. Agatha Mutunga    | - Member        |
| 4. Hon. Benedette Musyoka | “               |
| 5. Hon. Eric Musembi      | “               |
| 6. Hon. Geoffrey Kamulu   | “               |
| 7. Hon. Joshua NzukiMuli  | “               |
| 8. Hon. Constance Nzioki  | “               |
| 9. Hon. Antony Mulu       | “               |
| 10. Hon. Nicholas Mutuku  | “               |
| 11. Hon. Paul Nyanzi      | “               |
| 12. Hon. Rozina Kanini    | “               |
| 13. Hon. Tariq Mulatya    | “               |

### 3.0 BACKGROUND

Madam Speaker, during the public participation on budget estimates for FY 2018/2019 and the Finance Bill 2018/19, residents of Athi River complained bitterly on the poor state of the Mavoko slaughter house and reluctance of County Government of Machakos to address the matter despite the huge amount of revenue collected from that facility.

Further, in May 2018, the residents of Athi River demonstrated and demanded that the Mavoko slaughter house which is located at a slum be closed down until its blocked sewer line was unblocked to avoid discharging sewerage on roads. The residents said that the facility has been a health hazard to the community for more than two years since its sewerage system was blocked.

The residents added that their attempt to address the matter with concerned authorities were futile hence they had no alternative other than to express their dissatisfaction to the County Government of Machakos.

In 2016 the abattoir had been temporarily closed by NEMA because of the blocked sewer line, lack of water and general poor sanitation in the facility. The above situation prompted the committee to tour the area to do fact finding in exercise of the oversight role bestowed on the Assembly by the Constitution. The terms of reference of the committee are stated below:

1. Determine the number of cows, goats and camels slaughtered within one month.
2. Determine the amount of revenue realized from the facility within a period of one month.
3. Unearth the challenges faced by stakeholders of the slaughter house.
4. Get a picture of the general management of the slaughter house.
5. Recommend appropriate interventions to improve the status of Athi River slaughter house.

### 4.0 COMMITTEE VISIT TO ATHI RIVER SLAUGHTER HOUSE

Madam Speaker, the Committee visited the facility and held a meeting with the Manager, the Veterinary Doctor, the revenue officer and two Muslim employees who represent Muslim faith in the slaughter house. The following were the committee observations;

1. That individuals are allowed to bring cattle to the abattoir for slaughter at a fee. A cow is charged Ksh. 300, camel Ksh. 600 and goat/ sheep Ksh. 110.
2. The money collected is shared between the Veterinary Officer and County Government as follows; for every cow slaughtered the vet doctor gets Ksh. 100, for every camel he gets Ksh. 300, for every goat/sheep he gets Ksh. 30. The balance for each animal goes to the County Government.
3. Camels are slaughtered at night. The vet doctor is fully in charge of overseeing the slaughtering and also collecting the slaughter charges on behalf of the County Government. This is because during the night all revenue officers and the manager are not on duty. This poses doubt on the correctness of the records of camels slaughtered and the amount of money surrendered to the County Government by the vet.
4. Receipts were issued only to selected individuals. Most of the individuals who were interviewed by the committee confessed that they rarely get receipts after paying for slaughter charges.
5. The fact that there is no transparency as far as issuance of receipts is concerned and overreliance on the vet doctor to run the facility at night and collect revenue on behalf of the County signals a fact that there is conspiracy between the management of the slaughter house to swindle funds for the County Government of Machakos.
6. The drainage system was not attended to as required and bad odour emanated from the place indicating poor hygienic condition of the abattoir.
7. The facility is in a deplorable state. For instance, the floor is uneven, there are broken doors, open drainage, no running water and solid waste is not often collected as required.
8. The general environment around the abattoir was pathetic despite being located in a densely populated area casting doubt on the suitability of the abattoir as far as handling of food is concerned.
9. There is conflict of laws affecting the sector. For instance, following the enactment of the 2010 Constitution, the veterinary officers are currently not sure which level of government they are responsible to. Further, the Meat Control Act Cap 356 does not recognize the role of Counties in the management of abattoirs.
10. The current legislations governing management of abattoirs and animal meat control are not in line with the Constitution of Kenya 2010 thus leading to the present challenges affecting the sub-sector.

#### *5.0 RESPONSE FROM THE CHIEF OFFICER*

Madam Speaker, in May 2019, the committee wrote to the Chief Officer, Agriculture requesting her to submit data on:

1. The number of cows, goats and camels slaughtered for one month from 10<sup>th</sup> April, 2019 to 13<sup>th</sup> May, 2019.
2. Provision of water to the slaughter house
3. General repairs of the structure.
4. Disposal of waste water and dung.
5. Provision of slaughter bullets.

## 6. Issuance of payment receipts to butchers.

The information provided by the Chief Officer is as below:

**Table 1:**

Daily records on the number of animals slaughtered between 10<sup>th</sup> April, 2019 to 13<sup>th</sup> May, 2019

Date	Cattle	Sheep & goats	Camels
10.4.2019	13	19	31
11. 4.2019	10	19	31
12. 4.2019	14	14	30
13. 4.2019	12	24	27
14. 4.2019	Sunday	-	27
15. 4.2019	10	13	29
16. 4.2019	8	9	27
17. 4.2019	7	11	27
18. 4.2019	6	12	30
19. 4.2019	10	27	28
20. 4.2019	10	19	30
21. 4.2019	Sunday	-	31
22. 4.2019	7	19	27
23. 4.2019	13	10	28
24. 4.2019	7	12	31
25. 4.2019	9	12	33
26. 4.2019	15	16	27
27. 4.2019	13	21	27
28. 4.2019	Sunday	-	33
29. 4.2019	8	10	31
30. 4.2019	7	17	31
01. 5.2019	15	23	34
02. 5.2019	9	14	30
03. 5.2019	10	29	27
04. 5.2019	22	39	43
05. 5.2019	Sunday	-	35
06. 5.2019	17	13	41
07. 5.2019	10	14	40
08. 5.2019	11	15	42
09. 5.2019	5	13	43
10. 5.2019	14	12	41
11. 5.2019	17	24	39
12. 5.2019	Sunday	-	38
13. 5.2019	10	16	36
<b>TOTAL</b>	<b>319</b>	<b>496</b>	<b>1105</b>



## 2. Provision of water to the slaughter house

On this matter, the Chief Officer stated that:

- i. Water supply to the facility by MAVWASCO was disconnected in November 2018 due to inherited huge water bill from the defunct Machakos Municipal Council which had accumulated to Ksh. 5,212,645 by end of November, 2018.
- ii. The Department is settling the debt in installments and that this year it has paid Ksh. 500,000 and a voucher of Ksh. 427,140 is awaiting payment.

## 3. General repairs of the structure

On this matter the Chief Officer stated that the facility was expected to be rehabilitated this year by the World Bank-funded Kenya Urban Development Program (KUDP) of which it was allocated Ksh. 14,000,000. The program is yet to start.

## 4. Disposal of waste water and dung

The Chief Officer said that the Department of water has facilitated the construction of three lagoons to assist in treatment of the effluent from the slaughter house before emptying to the Mavoko Water and Sewerage Company (MAVWASCO) main sewerage system.

The department in charge of Solid Waste Management is responsible for disposing all the solid waste coming from the facility but has been having the challenge of breakdown of vehicles in Mavoko Sub County. The department has recommended burning and burying of solid waste especially pieces of hides and skins.

## 5. Provision of slaughter bullets

The Chief Officer stated that procurement of bullets is in the process and quotations were issued, received and evaluated and they are awaiting opinion from Head of Procurement

## 6. Issuance of payment receipts to butchers

Contrary to the committee observation, the Chief Officer stated that payment receipts to butchers are always issued by the revenue clerks from Department of Revenue Collection.

## 6.0 ANALYSIS OF THE DATA PROVIDED BY THE CHIEF OFFICER

The data in from Table 1 on the number of cows, goats and camels slaughtered was analyzed as follows:

**Table 2:**  
**Slaughtered cows from 10<sup>th</sup> April to 13<sup>th</sup> May, 2019**

<b>Date</b>	<b>Cows</b>	<b>Amount collected @ Ksh.300 per cow</b>	<b>Amount paid to the Vet. Doctor @ Ksh.100 per cow</b>	<b>Balance surrendered to the County Government in Ksh.</b>
10. 4.2019	13	3900	1300	2600
11. 4.2019	10	3000	1000	2000

12. 4.2019	14	4200	1400	2800
13. 4.2019	12	3600	1200	2400
14. 4.2019	Sunday			
15. 4.2019	10	3000	1000	2000
16. 4.2019	8	2400	800	1600
17. 4.2019	7	2100	700	1400
18. 4.2019	6	1800	600	1200
19. 4.2019	10	3000	1000	2000
20. 4.2019	10	3000	1000	2000
21. 4.2019	Sunday			
22. 4.2019	7	2100	700	1400
23. 4.2019	13	3900	1300	2600
24. 4.2019	7	2100	700	1400
25. 4.2019	9	2700	900	1800
26. 4.2019	15	4500	1500	3000
27. 4.2019	13	3900	1300	2600
28. 4.2019	Sunday			
29. 4.2019	8	2400	800	1600
30. 4.2019	7	2100	700	1400
01. 5.2019	15	4500	1500	3000
02. 5.2019	9	2700	900	1800
03. 5.2019	10	3000	1000	2000
04. 5.2019	22	6600	2200	4400
05. 5.2019	Sunday			
06. 5.2019	17	5100	1700	3400
07. 5.2019	10	3000	1000	2000
08. 5.2019	11	3300	1100	2200
09. 5.2019	5	1500	500	1000
10. 5.2019	14	4200	1400	2800
11. 5.2019	17	5100	1700	3400
		<b>Amount collected @ Ksh.300 per cow</b>	<b>Amount paid to the Vet. Doctor @ Ksh.100 per cow</b>	<b>Balance surrendered to the County Government in Ksh.</b>
<b>Date</b>	<b>Cows</b>			
12. 5.2019	Sunday			
13. 5.2019	10	3000	1000	2000
<b>TOTAL</b>	<b>319</b>	<b>95700</b>	<b>31,900</b>	<b>63,800</b>

**Table 3: Slaughtered goats/sheep from 10<sup>th</sup> April to 13<sup>th</sup> May 2019**

<b>Date</b>	<b>Sheep/ Goats</b>	<b>Amount collected @ Ksh.110 per goat/sheep In Ksh</b>	<b>Amount paid to the Vet. Doctor @ Ksh.30 per goat in Ksh</b>	<b>Balance surrendered to the County Government in Ksh.</b>
10.4.2019	19	2090	570	1520
11. 4.2019	19	2090	570	1520
12. 4.2019	14	1540	420	1120
13. 4.2019	24	2640	720	1920
14.4.2019	-			
15.4.2019	13	1430	390	1040
16. 4.2019	9	990	270	720
17. 4.2019	11	1210	330	880
18. 4.2019	12	1320	360	960
19. 4.2019	27	2970	810	2160
20. 4.2019	19	2090	570	1520
21. 4.2019	-			
22. 4.2019	19	2090	570	1520
23. 4.2019	10	1100	300	800
24. 4.2019	12	1320	360	960
25. 4.2019	12	1320	360	960
26. 4.2019	16	1760	480	1280
27. 4.2019	21	2310	630	1680
28. 4.2019	-			
29. 4.2019	10	1100	300	800
30. 4.2019	17	1870	510	1360
01. 5.2019	23	2530	690	1840
02. 5.2019	14	1540	420	1120
03. 5.2019	29	3190	870	2320
<b>Date</b>	<b>Sheep/ Goats</b>	<b>Amount collected @ Ksh.110 per goat/sheep In Ksh</b>	<b>Amount paid to the Vet. Doctor @ Ksh.30 per goat in Ksh</b>	<b>Balance surrendered to the County Government in Ksh.</b>
04. 5.2019	39	4290	1170	3120
05. 5.2019	-			
06. 5.2019	13	1430	390	1040
07. 5.2019	14	1540	420	1120
08. 5.2019	15	1650	450	1200
09. 5.2019	13	1430	390	1040
10. 5.2019	12	1320	360	960
11. 5.2019	24	2640	720	1920
12. 5.2019	-			
13. 5.2019	16	1760	480	1280

<b>TOTAL</b>	<b>496</b>	<b>54,560</b>	<b>14,880</b>	<b>39,680</b>
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**Table 4: Slaughtered Camels from 10<sup>th</sup> April to 13<sup>th</sup> May 2019**

<b>Date</b>	<b>Camels</b>	<b>Amount collected @ Ksh.600per carmel In Ksh</b>	<b>Amount paid to the Vet. Doctor @ Ksh.300 per goat in Ksh</b>	<b>Balance surrendered to the County Government in Ksh</b>
10.4.2019	31	18,600	9,300	9,300
11. 4.2019	31	18,600	9,300	9,600
12. 4.2019	30	18,000	9,000	9,000
13. 4.2019	27	16,200	8,100	8,100
14.4.2019	27	16,200	8,100	8,100
15.4.2019	29	17,400	8,700	8,700
16. 4.2019	27	16,200	8,100	8,100
17. 4.2019	27	16,200	8,100	8,100
18. 4.2019	30	18,000	9,000	9,000
19. 4.2019	28	16,800	8,400	8,400
20. 4.2019	30	18,000	9,000	9,000
21. 4.2019	31	18,600	9,300	9,300
22. 4.2019	27	16,200	8,100	8,100
23. 4.2019	28	16,800	8,400	8,400
24. 4.2019	31	18,600	9,300	9,300
25. 4.2019	33	19,800	9,900	9,900
26. 4.2019	27	16,200	8,100	8,100
27. 4.2019	27	16,200	8,100	8,100
<b>Date</b>	<b>Camels</b>	<b>Amount collected @ Ksh.600per camel In Ksh</b>	<b>Amount paid to the Vet. Doctor @ Ksh.300 per goat in Ksh</b>	<b>Balance surrendered to the County Government in Ksh</b>
28. 4.2019	33	19,800	9,900	9,900
29. 4.2019	31	18,600	9,300	9,300
30. 4.2019	31	18,600	9,300	9,300
01.5.2019	34	20,400	10,200	10,200
02. 5.2019	30	18,000	9,000	9,000
03. 5.2019	27	16,200	8,100	8,100
04. 5.2019	43	25,800	12,900	12,900
05. 5.2019	35	21,000	10,500	10,500
06. 5.2019	41	24,600	12,300	12,300

07. 5.2019	40	24,000	12,000	12,000
08. 5.2019	42	25,200	12,600	12,600
09. 5.2019	43	25,800	12,900	12,900
10. 5.2019	41	24,600	12,300	12,300
11. 5.2019	39	23,400	11,700	11,700
12. 5.2019	38	22,800	11,400	11,400
13. 5.2019	36	21,600	10,800	10,800
<b>TOTAL</b>	<b>1105</b>	<b>663,000</b>	<b>331,500</b>	<b>331,500</b>

**TABLE 5: Summary of Table 2, 3 and 4**

<b>ANIMAL TYPE</b>	<b>TOTAL NUMBER SLAUGHTERED</b>	<b>Amount collected in Ksh.</b>	<b>Amount paid to the Vet. Doctor</b>	<b>Balance forwarded to the County Government Account</b>
Camels	1105	663,000	331,500	331,500
Cows	319	95,700	31,900	63,800
Goats/Sheep	496	54,560	14,880	39,680
<b>TOTAL</b>	<b>1,920</b>	<b>813,260</b>	<b>378,280</b>	<b>434,980</b>

**7.0 MAJOR FINDINGS**

Madam Speaker, the committee came up with the following findings:

1. From 10<sup>th</sup> April to 13<sup>th</sup> May 2019, a period of 34 days, the County collected Ksh. 813,260. This is approximately equal to Ksh. 9,759,120 per year. Unfortunately, only Ksh. 434,980 which is approximately equal to Ksh. 5,219,760 per year finds its way to the County Government Account.
2. In the same period, Ksh. 378,280 was paid to the vet and this is approximately equal to Ksh. 4,539,360.
3. It is evident from the report that Machakos County Government, for several years, has failed to meet the revenue target because of curtail of individuals who pocket raw revenue. It is clear from the report that almost half of the monies collected on daily basis is pocketed by the vet and the manager.
4. Machakos County has failed to put in place mechanisms of how to collect revenue from camel butchers who slaughter at night giving the vet a blank check to manage the collection and records of camels slaughtered on daily basis. From the records, camels provide the highest amount of revenue.
5. That the department has remained silent to watch butchers pay revenue for service from the abattoir but no receipts are given. This is contrary to what the Chief Officer reported.
6. Despite the fact that this facility is a key revenue earner for the County, it lacks the pre-requisite infrastructure and sufficient water. The committee was informed that on many occasions, the butchers are forced to contribute from their pockets to buy water

- and slaughter bullets. Again, the ponds for depositing the animal waste appeared neglected and unattended.
7. The stakeholders of the slaughter house have for a long time complained of poor services in the slaughter house to the County Government but their voice has never been heard.

### 8.0 RECOMMENDATIONS

Madam Speaker, based on the above findings, the committee recommends as follows:

1. Mavoko/Athi River slaughter house is a promising facility in terms of revenue potential since it can yield Ksh. 813,260 within 34 days which is approximately equal to Ksh. 9,759,120 per year. Machakos County Government, which from the FY 2013/2014, has failed to attain its revenue target and should invest well in this facility through its budget and the net effect will be an abrupt rise in revenue target.
2. The goal of achieving revenue target will help finance County projects which in turn will improve the living standards of our citizens. This will not be attained if veterinary officers and the management of Athi River slaughter house continue with the cartel of picking their share of raw revenue which is almost half of the total revenue collected and the Department in charge of revenue collection pretends not to sense the revenue loophole.  
In this case, the committee recommends that the Veterinary Officer and the manager who were working in the said slaughter house at the time the committee visited the facility need to be well investigated by investigating agencies to ascertain the findings of the committee.
3. It is the right of every person, once services are paid, to be issued with a payment receipt. All the people who pay to slaughter camels and others who pay for cows confessed that they are never given receipts after making their payments contrary to what the Chief Officer stated. The committee therefore recommends that investigating agencies should further investigate the matter to ascertain the truth if at all revenue collectors assigned in the slaughter house at that time actually issued receipts as expected then necessary legal action be taken.
4. A slaughter house is required by public health to have sufficient and regular flow of water. The County Government of Machakos, through its program of provision of free water, should prioritize provision of water to the facility at all times failure to which the facility risks being closed by NEMA as it was done in 2014.
5. The general infrastructure such as unfinished walls, broken doors, broken hoisting rails, blocked sewerage line and open waste ponds threaten the standards of cleanliness required in an abattoir. The committee recommends that the County Government of Machakos should facilitate general repair of the slaughter house to match the standard of the privately owned abattoir in Kitengela.
6. The County Government of Machakos should, on the basis of effective hygiene laws and regulations, encourage and facilitate the construction of good standard abattoirs by the private or public sector, through the removal of bureaucratic obstacles, provision of sound technical advice and identification of possible financial incentives or subsidies.

7. The County Government should fast-track the enactment of a County Meat (Animal) Control Act which should among other provisions provide for:
  - a. Regulation and management of slaughterhouses;
  - b. Movement of animals within the County and across neighboring Counties of Nairobi City, Kiambu, Kajiado and Machakos;
  - c. Location of abattoirs;
  - d. Holding grounds for animals;
  - e. Slaughter of animals and marketing (selling) of meat.

## 9.0 CONCLUSION

Madam Speaker, Kenya adopted fiscal decentralization to facilitate provision of basic services such as water, sanitation and health at the subnational level to eradicate poverty and improve the wellbeing of its citizens. Progress towards achievement of this aspiration will depend on the extent to which County Governments can manage leakages attributed to manual collection of revenue, weak internal control systems and poor coordination of revenue collection.

The rising impunity by those in public service who are expected to safeguard our resources and provide services with utmost humility, accountability and integrity has eroded public confidence.

Disclosure of information as provided for in the Constitution is not by chance; rather it is meant to enhance transparency and reduce avenues for corruption thereby realizing value for money which is dearly paid by Kenyans who hustle to get their daily bread.

Madam Speaker, it is therefore my privilege and pleasure on behalf of the Committee on Agriculture to table before this Hon. House the report on the status of Mavoko/Athi river slaughter house for discussion and adoption. Thank you, Hon. Speaker.

*(Applause)*

**Hon. Speaker:** Thank you very much, Hon. Moses Mitaa.

*(Question proposed)*

So, Hon. Members.....just a moment, I am yet to invite you Hon. Ndawa. Yes. I can see the desire with which you want to discuss the matter. So, the debate is now open for contribution by the Members. Hon. Museku.

**Hon. Museku:** Thank you Madam Speaker for giving me this opportunity. First of all, I would like to give big thumbs up to the Chair of Agriculture Committee and his team for the very thorough and well-documented report on their visit to this slaughterhouse and the findings which they have come up with. Madam Speaker, looking at this report, it is really disheartening and also it is really disturbing to see the kind of things which are happening behind the backs of everybody in our County especially in the revenue-generating areas.

Madam Speaker, one of the key items which have been raised in this report is that a slaughterhouse which really requires water and a lot of water because of the hygiene, cleanliness required in the processing of human food especially meat, does not have sufficient water flowing

into it because of a bill of Ksh. 5 million which is said to date back to the time we used to have Mavoko Municipal Council.

In the same report, we see that in a month actually this report is for a month and converted to a year, the vet doctor takes Ksh. 5 million but that facility has held a bill of Ksh. 5 million outstanding from 2012. We have an employee, who is a vet, earning a salary as a vet doctor also being paid on per cow, per goat, per camel and he is vet doctor who is on a salary---

**Hon. Speaker:** Just for confirmation Hon. Museku. Hon. Mitaa, is that vet doctor also on a salary?

**Hon. Mitaa:** Yes, he is an employee of the County.

**Hon. Speaker:** Okay.

**Hon. Museku:** Madam Speaker, that is why I am shocked because if you are employed and you are earning a salary and you are also being paid an equivalent of Ksh. 5 million a year outside your salary to just inspect animals. When you go and sit down there you inspect a cow, you are given Ksh. 100, you inspect a camel, you share the revenue collected from slaughtering a camel, you share 50-50 revenue with the Government...

*(Laughter)*

I mean this is outrageous. The County Government is actually paying for salaries and wages for everybody. It requires that revenue to work for.....the revenue it is collecting there is catering for much yet an individual is sharing with it 50-50. The Government gets Ksh. 300, he pockets Ksh. 300. Madam Speaker, I am short of words. This doctor and the Manager of that facility as recommended by the Committee needs to be thoroughly investigated and legal action is taken to recover whatever amounts of money they have taken from that facility.

*(Applause)*

Madam Speaker, look at the total numbers we are being given there. We are being given total numbers of the total number of cows and goats slaughtered in a whole month Ksh. 496. Hon. Members, this amount of goats is what a normal *nyama choma* along Eastern Bypass would slaughter in one month, which means these figures which you are seeing here are highly cooked.

You cannot tell me that the slaughterhouse in Athi River where everybody is supposed to be getting meat from is slaughtering 496 goats; if you go to Eastern bypass just before you join Thika Road, you know the joints which are there, everyday each joint does not sell less than 30 goats and multiply by the number of joints you see there and then you tell me whether in a whole month it is only 496 goats which are being slaughtered in a whole slaughterhouse in Mavoko.

So, apart from there being theft in terms of the people siphoning revenue directly at the source; remember every revenue even if that veterinary doctor was to be paid in terms of allowances and other things, that money needs to hit the County revenue fund and then from there he fills forms to be paid. But he is collecting at the source which means there is no tax, there is nothing. We are losing a lot of revenue. How can we have more camels being slaughtered than cows?



**Hon. Speaker:** Where is the market there? Hon. Mitaa. Did you find out the market for camel meat?

**Hon. Mitaa:** Hon. Members who usually use the Mombasa Road somewhere opposite Simba Cement, you will find a herd of camels being kept there. This slaughterhouse happens to be the only slaughterhouse that slaughters camels in most of the Nairobi. So, any camel going to Eastleigh and those Muslim destinations are slaughtered there. In fact, if you visit that place at around 6 in the evening you will find them assembling them to the slaughterhouse. Thank you, Madam Speaker.

**Hon. Speaker:** Hon. Museku it was just some clarification.

**Hon. Museku:** Thank you, Madam. So, it is really shocking to see that we are eating more camels than cows. Only 319 cows slaughtered and look at the number of people who eat meat compared to the number of people who eat camels, population-wise. Then the statistics tell you that proportionately these figures are not correct. There is no way we can have 1,105 camels and only 319 cows. So, there are figures which are being hidden so that the actual amount of revenue which is being collected in the slaughterhouse does not come to the fore.

Why they have been able to disclose all the camels is because it is difficult to hide camels.....you know it is difficult to hide a camel.

*(Laughter)*

So for the camels, they had to be able to disclose all of them and show us but for the cows, I do not believe these are the real figures. The other thing is this, there is slaughtering going on at night; the camels are being slaughtered at night and there is no revenue officer at night to supervise---

**Hon. Speaker:** Hon. Museku. Hon. Abdirahman, is it part of the faith of the Muslims that camels must be slaughtered at night?

**Hon. Abdirahman:** Madam Speaker, thank you. Why we slaughter at night is because to beat the deadline for morning up to afternoon so that we deliver on time.

**Hon. Speaker:** Because of the faith?

**Hon. Abdirahman:** Yes. It is not about the Holy Book or the faith, it is just for business because---

**Hon. Speaker:** For business?

**Hon. Abdirahman:** Yes.

**Hon. Speaker:** So, there is nothing that would stop them from doing it day time?

**Hon. Abdirahman:** Even daytime, yes.

**Hon. Speaker:** Thank you.

*(Applause)*

**Hon. Museku:** Thank you Hon. Abdirahman for the disclosure which therefore means, remember that for the camels it is the most expensive and they share 50-50. So, the guy gets Ksh. 300 so when he does it at night and he slaughters.....even these camels are less because he is earning more money from the camels so he is slaughtering more camels at night and declaring half of them by morning.

So, Madam Speaker, I believe this report has really opened our eyes and this is just one facility which is supposed to be bringing us revenue. When we were doing the budget and we increased local revenue collection, it was because as a budget Committee we wanted some of these loopholes, the very many loopholes which are there and the County Government might not be aware of, need to be sealed.

It is reports like this that will help the Governor and the Executive in ensuring that they close down on theft where it is. I do not believe, personally, that this report, the Governor is aware about this or even the CECM of Finance might not be aware of this but when we do a report like the way the House has done the report and the Chairman and his team have done this report and we bring this to the attention through this House, then I believe we will be assisting the Executive in undertaking there mandate on revenue collection.

So, my take is that, this report needs to be approved as quickly as possible and forwarded to the Executive and advise given to them that those corporates, the so-called vet and his manager need to be investigated to ascertain the actual number of animals which are being slaughtered there and also cut off completely this issue of siphoning revenue at source. Thank you, Madam Speaker.

**Hon. Speaker:** Thank you, Hon. Museku. Hon. Ndawa.

**Hon. Ndawa:** Thank you, Madam Speaker. I will start by congratulating the Chairperson and also the Committee for such an elaborate and self-explanatory report which they have just tabled before this House. Madam Speaker, it is evident that the County may not be able to serve its residents because of financial constraints but according to the report, the money is going to personal pockets. A sin is a sin no matter who commits the sin even if it is committed by a father; a sin is a sin no matter who commits the sin.

Madam Speaker, I fail to understand, how can one ask for consideration for giving services that he or she is employed to give? Madam Speaker, I am shocked to hear a County employee who is earning a salary from the County is sharing the revenue which is coming from the business with the County. The question I am asking myself and the question which should be asked by everyone; who set these rates that a goat is supposed to be slaughtered and is going to be paid Ksh. 110? And out of Ksh. 110, Ksh. 30 will go to that particular Officer.

Madam Speaker, a cow is supposed to be paid Ksh. 300 and out of Ksh. 300, a certain amount is going to an officer who is going to be getting a salary at the end of the month. Madam Speaker, it is very unfortunate. I remember when His Excellency the Governor was in Matuu

launching the theatre, he requested the Hon. Members to assist him to sack the thieves who are making the County not to move forward.

*(Applause)*

So, Madam Speaker, I think the first person to be fronted for sacking is whoever is in charge of this Department.

*(Applause)*

Police Officers go in pairs, you will never see one police going alone. They are supposed to go in pairs. If one police officer is bribed and the anti-corruption people come, they will be arrested both of them. Why? One was bribed the other was not bribed but they are going to be arrested both of them. Why? One is going to be charged with witnessing a felony being committed and failing to take action. Madam Speaker, in this Department somebody is sleeping on his job. How can you allow someone who has a personal number, who has an appointment letter and who has a set salary to earn from other sources?

Madam Speaker, I also believe the money which is being paid to this gentleman or lady is not taxed. His Excellency the President of the Republic of Kenya is very passionate about paying of taxes. Everything that you are earning, you are supposed to pay tax. So the money which is being earned by this gentleman about millions per 34 days, about close to Ksh. 5 million for 34 days, can we see---

**Hon. Speaker:** Ksh. 5 million is for one year.

**Hon. Ndawa:** For one year. Can we see Madam Speaker, how much out of that money has been paid as tax so that the National Government can also be able to have money to serve its residents? Madam Speaker, of all the reports that have ever been tabled in this Hon. House, Hon. Mitaa you have tried with your team; you have tried because you are now making it very clear what happens. I am very sure His Excellency the Governor is not aware of what is happening. I would wish if the same report can be handed over to him so that he can take action.

Madam Speaker, we have Ward projects which need to be done; there is no money for those Ward projects and this is the money going to somebody. I am very sure Madam Speaker, as we investigate this particular Officer, let us also investigate the Chief Officer and also the CECM, because they are supposed to manage the Department. If this Assembly does a mistake, the greatest blame will go to the Speaker of the County Assembly because you are the leader of this Assembly.

**Hon. Speaker:** Even you.

*(Laughter)*

**Hon. Ndawa:** My blame and our blame will be less. Since you are the Chief Executive Officer of the Assembly, the greatest blame will go to you. So, in that Department, the CECM and Chief Officers bear the primary responsibility of what is happening in that Ministry and that

Department. So, Madam Speaker, it is a pity to the County if this is what exactly is happening in other Departments, it means now the County is going to keep on crying 'no money, no money.'

The other question that I need to know from the Committee is who owns these slaughterhouses? Is it the property of the County or it is whose property? Secondly, whoever is in charge of finance should also be investigated because he or she has a duty and obligation to ensure that in every source where the County Government can get revenue, he or she is supposed to make sure that revenue goes to the County Treasury. So, Madam Speaker, I am very much shocked and I will request that this problem be solved immediately.

The other question is who said that animals should be slaughtered at night? I believe and I do not want to quote the Public Health Act, but I believe I will do research; the meat is supposed to be inspected using natural light. There is a clause and I will do a research and table it in this House. Meat is supposed to be inspected using natural light. When we inspect meat at night are we using natural light? I believe natural light is supposed to be from the sun. If we use electricity, is it natural honestly?

So, Madam Speaker, we need to be advised well and things which are done at night may not come out clear. The only known business for the night is one and is known to everyone who is mature. Madam Speaker, I do not want to say it here. These other businesses let us do them in broad daytime. Thank you, Madam Speaker.

*(Laughter)*

**Hon. Speaker:** Hon. Members, order! Hon. Dominic.

**Hon. Ndambuki:** Thank you Hon. Speaker for giving me an opportunity to contribute to this Motion. I wish to commend the Committee on Agriculture for the elaborate report that they have brought to the House. Hon. Speaker, looking at the recommendations and findings made by the Committee, it paints profusely a picture of how the County is suffering from a financial hemorrhage. Hon. Speaker, if this is not corrected, as a County we may not be able to realize our targets on local revenue collections. Therefore, Hon. Speaker, it will call for stringent measures on all Departments where local revenue is collected be it from abattoirs or any other quarters.

Hon. Speaker again looking at recommendation number four, where the Committee found out that the slaughterhouse did not have enough water and also on recommendation No. 5 where the abattoir has unfinished walls, broken hoisting rails and so on and so forth. Hon. Speaker, this is putting the health of the people of Machakos and users of meat products from these abattoirs at risk.

Therefore, Hon. Speaker, as I support the report I would also wish to voice my concern that, public health Officers should move with speed and ensure that, not only this abattoir in Athi River but also all other abattoirs across the County are inspected to ensure that health standards and hygiene standards are met so that we do not put the health of our people at risk. Thank you, Hon. Speaker.

**Hon. Speaker:** Thank you, Hon. Dominic. Hon. Daniel Mbevi.

**Hon. Mbevi:** Thank you, Madam Speaker. I support the motion and also to congratulate the committee; if I may say, this report is long overdue because I am a victim of the same. I used to do business in this slaughter house and this has not started now; it has been there ever since

the council times. So, I think the committee has done all what is necessary to be done to this abattoir because if comes to the water issue, the source of whole of Mavoko is just about 20 to 30 meters from the abattoir; all the tanks that supply water to Mavoko, they are just next to the abattoir and you wonder how the abattoir has no water and even yesterday I was there; the customers bring water for themselves and yet they end up paying.

I think the committee research and recommendations should be effected immediately because it is a cartel and it is not the only person who is charge of the abattoir but once you pay your money, you don't receive a receipt, the just write it in handwriting to go and compile their mathematics in the county offices there in Mavoko. So, I think it is not just something small as a House you might think, it is a cartel and it is well calculated and connected. So it is my wish, if we can pass this report and ensure that the Executive and more so the Governor receives this report because it is serious and people have been stealing from the public. Thank you, Hon. Speaker.

**Hon. Speaker:** Thank you, Hon. Mbevi. Hon. Kiteng'u.

**Hon. Kiteng'u:** Thank you, Hon. Speaker. I wish to comment that on the side of revenue in the entire Machakos, we have been wondering why we are not able to attain the estimates given by the department of accounts because once they set like Ksh. 1.6 billion, we always end up attaining Ksh. 1.2 billion. Hon. Speaker, on the side of *matatus*, we also have the same challenges and to beat this menace Hon. Speaker, I agree with the report but also the measures of accounting per item, like one camel Ksh. 600 once it has been slaughtered, we may not be able to beat this corruption issue.

Hon. Speaker I also suggest the same way we did with the *matatus* and sand issue, we be able to do an average; the minimum they slaughter in a day and the maximum and then we put a measure in our Finance Bill where we can be able to pay monthly fee instead of daily fee because of the night shift business where our clerks may not be present when this issue is happening.

So I support the report and the Executive should take measures immediately. Thank you, Hon. Speaker.

**Hon. Speaker:** Thank you, Hon. Kiteng'u. Hon. Cosmos Masesi.

**Hon. Masesi:** Thank you, Mr. Speaker.

**Hon. Speaker:** Did you say Mr. Speaker?

**Hon. Masesi:** Madam Speaker.

*(Laughter)*

First, I would like to commend the report by the able Hon. Moses Mitaa for giving us the highlights on this abattoir. Madam Speaker, for the last two weeks, we have been going round as the health committee checking on the food selling places and I am happy this is coming out early; in fact, I can assure this House that, even this public health officers don't look at the meat.

They just stamp the meat they just stamp the meat then it goes down to the butcheries and to our people.

Even the pickups which are transporting the same they don't pay any revenue to this county government; they just transport the meat and they are always in business. The General Oversight Committee needs to call upon all this public health officers within the county of Machakos and we need to talk with them one-on-one and for us to see how one of our employee can be making all these big money when one is sure that he is not doing the right thing.

Madam Speaker, besides losing these large chunks of money, our people's health is also at risk. Within our area at Koma in the last two days, 10 cows were stolen and slaughtered within Koma. We are not sure this is not the same meat being transported to these butcheries. This House needs to come out very strongly and condemn this acts and Madam Speaker maybe we think of again contracting this revenue thing. We need to do a private contract with someone we try the other way for us to see if we can hit our target which has been a challenge for a long time in attaining and which has always affected our development targets. Thank you, Madam Speaker, I support the report fully.

**Hon. Speaker:** Thank you, Hon. Masesi. Hon. Kisini, this slaughter house is in your ward.

**Hon. Kisini:** Thank you, Madam Speaker. I want to commend the report and the committee which has brought to light these findings. I am concerned about the findings and before I say why I am concerned, that slaughter house is in my ward. It is the only one which serves Athi River and the environs; it is the one that was used during the municipal times and then it came over when the county government took over.

It is not a joke more especially about the findings; when we see to it that Ksh. 9 million is the amount which is supposed to be paid per year based on the 34 days which is Ksh. 813,000 and the one which has been receipted by the county is Ksh. 5 million. So there is a difference of Ksh. 4 million. Madam Speaker, to lose Ksh. 4 million is not a joke and I want to commend the committee for these findings and request we take the urgent necessary measures which can be done. Thank you Madam Speaker.

**Hon. Speaker:** Thank you, Hon. Kisini. Hon. Mutiso, you want to say something; go ahead.

**Hon. P.J Mutiso:** Thank you, Madam Speaker. I want to give my input because the report is good but what has been done there is ridiculous Madam Speaker because one would wonder how comes an employee who is being paid by the county is also getting other monies outside on what he is doing. In many areas in this county, many people work very hard especially revenue collectors but they get nothing; even the people who sweep around here, there is a lot of dust but they don't even get milk.

What I can say is, what that committee should do through your authority is ask if they can go round in all slaughter houses to know what is happening there because it is not only that slaughter which is doing all these, I believe it is also happening in other slaughter houses in this county. I also say that, with your authority, that committee needs to give us a report and you can advise them to have a joint with the finance committee so that they may do a thorough

investigation on the same because I believe this county is losing a lot of money in this practice. Thank you, Madam Speaker.

**Hon. Speaker:** Thank you, Hon. Mutiso, Hon. Constance Mbula.

**Hon. (Ms.) C. Nzioki:** Thank you, Madam Speaker. The report is worrying, it is serious but that is the position on the ground. I was there and it looked like all those people are corrupt in the highest manner possible and to confirm that from what we saw, we asked for meat and all of us were given a kilo without paying---

*(Laughter)*

You wonder whose cow was reduced. When we looked around, almost everyone had a receipt---

**Hon. Speaker:** Hon. Constance, let us hear the point of order from Hon. Maitha.

**Hon. Maitha:** Madam Speaker, that comment is very worrying; that the committee solicited for a bribe of meat. Is it in order for a committee when it visits a place to solicit for a bribe, Madam Speaker?

*(Laughter)*

**Hon. Speaker:** Hon. Constance, may be you tell us whether you solicited or what happened.

**Hon. (Ms.) C. Nzioki:** Thank you, Madam Speaker. We wanted to confirm the level of corruption in that institution.

**Hon. Speaker:** You were doing investigation and if you want to nab the drug seller you go and pose as a buyer of drugs so there is nothing wrong. Go ahead, Hon. Constance.

*(Applause)*

**Hon. (Ms.) C. Nzioki:** Thank you, Madam Speaker. Well-guided.

**Hon. Maitha:** Point of order.

**Hon. Speaker:** No other point of order Hon. Maitha; Hon. Constance please proceed.

**Hon. (Ms.) C. Nzioki:** Thank you, Madam Speaker. The other shocking thing was, big birds and street boys were fighting for the intestines in a place which was so dirty; you couldn't breathe there and the toilet was just next to the hanging meat and we wondered is this the meat that we eat? So, Madam Speaker, this report is as true as it came and I wish to ask this House to approve it so that action can be taken as soon as yesterday. Thank you, Madam

Speaker.

**Hon. Speaker:** Thank you, Hon. Constance Mbula. Hon. Jeremiah.

**Hon. Munguti:** Thank you Madam Speaker for catching my eye. It is very worrying to find such a report; thank you to the Members who went for the investigations. This is the truth of the matter and as a county we are losing a lot of revenue and I remember sometime back when we were amending some of the revenue collection Bills in this Assembly; on the bus park, we proposed that we automate our revenue collection and this is the only lasting solution that will prevent our revenue from being stolen or solicited by some members of the public.

I also happen to live in Athi River and the residents of Athi River have been living in area which is stinking and the environment is polluted by the smell which comes from that abattoir. It is very worrying that not even Athi River slaughter house, we have several slaughter houses which are practicing the same because last month, I lost my domestic animals, they were stolen during the night, I went around the slaughter house and funny enough, I found my goats were slaughtered and the skins were readily there and these goats were brought in the wee hours of the morning and slaughtered and the vet doctors did not stamp because they knew they were stolen animals.

So, these are corruption issues which are going on within our county and it is very worrying that our employees in this county are collaborating with cartels who are making us lose a lot of revenue. My support on this report is that, Madam Speaker, as we deliberate and propose for this report to go through, I am praying that we can have all the animals which have been sold in our open air markets during the market days; everyone have a receipt and of the animals are taken to the slaughter houses, everybody has a permit for the animals which are going to be slaughtered to avoid stealing within our people. Thank you, Madam Speaker.

**Hon. Speaker:** Thank you, Hon. Jeremiah. Hon. Alex Kamitu, Minority Leader.

**Hon. Kamitu:** Thank you very much, Madam Speaker. On that regard, I would also appreciate and applaud the committee for a job well done. Madam Speaker, also through your guidance as a lawyer, this report should outright come out as documentary evidence in regard to that slaughter house. The county is losing a lot of money and so without much ado, I would suggest if an *ad hoc* committee apart from the findings that were done by the agriculture committee; if an *ad hoc* committee can be formed immediately so that further investigations would reveal a lot of revenue the county government is losing.

Otherwise, there are two major employees; the vet officer and the public health officer of the county of that area and outright this is a cartel; as I said. This report would stand as documentary evidence in case these people will be taken to court. That is my contribution. Madam Speaker, thank you.

**Hon. Speaker:** Thank you, Hon. Kamitu. Hon. Alice.

**Hon. (Ms.) Nzioka:** Asante Bi. Spika. Nimshukuru Mheshimiwa Mitaa na kamati yake ya Kilimo na Mifugo. Imekuwa ni kama mazoea kwamba wakaguzi wa nyama ambao tunao katika kaunti yetu, utakuta mtu anakagua kama ni mbuzi unalipwa pesa na hupewi stakabadhi ya hizo pesa huyu afisa anaweka mfukoni. Kushangaa ni kwamba, huyu afisa anakagua nyama



analipwa mshahara pia kama ni mbuzi analipwa shilingi mia moja; hizo pesa anaweka mfukoni hazipatikani kwenye kaunti.

Bi. Spika, kumbuka kichinjio ambacho kiko Athi River kimeleta hatari sana kwa maisha ya wananchi wa Athi River. Bi. Spika kumbuka ya kwamba mtu akiwa na ugonjwa kama wa pumu na hio harufu, maisha yake atakuwa hatarini. Kupitia wakaguzi wa nyama sisi kama kaunti tunapoteza pesa nyingi sana; sio Atji River peke yake. Bi. Spika kukipatikana kamati teule, izunguke kaunti yetu, tunapoteza pesa nyingi sana maana soko kama ya kwangu Kangonde, Masinga utapata mkaguzi anayekagua nyama akifika kwako, kama umechinja mbuzi kama kumi, una unampatia elfu moja na hatakupa stakabadhi; hizo pesa anaweka mfukoni.

Nimekuwa nikifuatilia nijue hizo pesa huwa zinaenda wapi; kwamba wanasema ni za matumizi lakini hawapatiani stakabadhi. Hizo ni pesa kaunti inapaswa kupata kila siku na sisi kama kaunti tunapoteza hela nyingi sana katika ushuru. Bi. Spika, kumbuka kwamba, zile pesa wale ambao wanaleta ng'ombe au ngamia katika vichinjio huwa wanaleta ili kichinjio kiwe kisafi, kiohwe, kiwe na stima na kila kila kitu kiwe na usafi pia lakini badala ya kufanya hio kazi, hizo pesa zinawekwa mfukoni. Ni kama ni msururu wa wizi maafisa wa kaunti wamejipanga kuokota pesa na kuweka mfukoni.

Kwa hivyo Bi. Spika, hili jambo lichukuliwe na umuhimu wa juu zaidi na pia sisi kama kaunti wale tunapaswa kuwa tunachunguza tuchunguze hata kama ni mtu kupelekwa kortini tujue hizi pesa na huu msururu unatokea wapi maana ni lazima kuwe na ofisa ambaye mwisho kabisa hizi pesa zinamfikia. Asante Bi. Spika na nashukuru hiyo kamati kwa kazi nzuri amabyo wamefanya. Asante.

**Hon. Speaker:** A point had come when all Members had almost exhausted the debate but I can see more are still interested to contribute as long as you are not repeating what has already been said it will be in order. So we can have Hon. King'ori.

**Hon. King'ori:** Thank you, Madam Speaker. What I want to say is that the problem is not only in the side of meat and goats, the problem is the revenue collectors who are employed by the county government of Machakos; most of them tend not to do the right thing. Even here in town, yesterday I packed my car somewhere and I sat on the car and what I saw was also not very good because they take money and they don't give receipts because they take cash instead of paying through the paybill as required. The same case applies in my ward Muthwani on quarrying activities.

So what I would ask is that maybe we should have an *ad hoc* committee to look on revenue collection and how people conduct business so that we can have more cash flowing in our county so that we can also improve our delivery of services to the people of Machakos. Madam Speaker, it is also true that in Mavoko area we are losing a lot of revenue because there is no much supervision in the area because they tend to hide behind some cartels which are there in Mavoko and we should also think of a very bright way on how we shall curb this menace of people running away with the money of the County Government. Thank you, Madam Speaker.

**Hon. Speaker:** Thank you, Hon. King'ori. Hon. Musau.

**Hon. Musau:** Thank you, Madam Speaker. I would first wish to thank the chair on Agriculture committee and the entire committee for their report which is a great eye opener to this House. It is unfortunate that we are losing such an amount of money to cartels, Madam

Speaker. Just to be brief, Madam Speaker, as the chair PAIC, I would wish to know whether this abattoir is a county facility or it is a private facility because if it is a county facility then it becomes a county investment.

**Hon. Speaker:** Just a moment Hon. Musau; that question was asked again by another Member. Hon. Mitaa, what is the status of that facility?

**Hon. Mitaa:** Thank you, Madam Speaker. This is a county facility but how they have made arrangements; the staff is county staff, the facility is county facility but the butchers are private individuals. Assume what Mheshimiwa Mbevi tried to explain and I assume is in that business and if he has 10 cows to slaughter, he will make arrangements, take them to that abattoir and have the cows slaughtered at the agreed amount so technically the staff is county staff, the facility is supposed to be managed by the county staff so it is our facility.

**Hon. Speaker:** It is just like the Bus Park here; it is owned by the County Government and the public service owners use it for a fee. So it is a County Government facility.

**Hon. Mitaa:** Yes, Madam Speaker.

**Hon. Speaker:** Hon. Musau, you can proceed.

**Hon. Musau:** Thank you, Madam Speaker. Thank you, agriculture chair, then Madam Speaker, if it is a county facility, one of the mandates of PAIC committee is to investigate and come out with clear information on what is happening in those county facilities. The amount generated in that facility cannot just be overlooked.

Madam Speaker, I would wish to assure this House, as the PAIC committee, we are ready to .....(inaudible) in that facility and come out with correct numbers of how many camels are being slaughtered and even the animals which are being slaughtered over the day so that we may save this county from such siphoning. Thank you, Madam Speaker.

**Hon. Speaker:** Thank you, Hon. Musau. Hon. Rozina.

**Hon. (Ms.) Kanini:** Thank you, Madam Speaker. Much of my sentiments have been exhausted but I want to put a suggestion that in order to know the accurate revenue collected from slaughter houses, I think we should have the revenue collectors must not stay in one place for more than six months so that we can ascertain the accurate figure collected from the same place. Thank you, Madam Speaker.

**Hon. Speaker:** Thank you, Hon. Rozina. Hon. Majority Leader Mark Muendo.

**Hon. Muendo:** Thank you, Madam Speaker. Let me also start by applauding the committee of agriculture being headed by able chairman Hon. Mitaa. Madam Speaker, on this issue of slaughter house in Athi River, let me say this is a facility which can give this county a lot of money if well-managed but Madam Speaker I will urge the committee to do a follow up maybe with finance committee and do a proper thorough finding on the Athi River slaughter house.

There is a lot of money we are losing in that facility and you know, Madam Speaker, that facility is the only one owned by the county around that area. Madam Speaker, also on the issue of slaughter house.....because we are looking where we can have revenue to run this county, where we can have bursaries, where we can have money for development, I will like also the committee, Madam Speaker, with their able chairman to do some public participation and see some other areas which are busy like Matuu and identify a place where we can have a slaughter house owned by the County Government and in any other area.

Madam Speaker, this is when you compare the charges being charged by private slaughters or abattoirs, they are a bit high and those are our people who are doing the business in the county so if we are going to have abattoirs which are being owned by the County Government in a place like Matuu, another one in Kalawa because those are the catchment areas and another one maybe around Kangundo, we can enhance revenue collection on that.

Let me tell you, Madam Speaker, I am somehow in business of selling some meat products and it happened that I normally go to these slaughter houses when I need to get the meat. When you go to these private slaughter houses, those people are collecting millions every day. Let me tell you, for example, a slaughter house in Wamunyu or Masii will collect not less than Ksh. 30,000 in a day. So, Madam Speaker, I was saying if we as leaders we can identify some areas where we can have abattoirs and help our people to pay cheaper rates than the rates are being charged by the private slaughter houses.

Madam Speaker, we also understand we have donkey slaughter house which is located in Kivaa ward which is in Masinga sub-county at Kithyoko market; I don't know whether the committee will also find out, with our able chairman, how much they pay per donkey and also how do they pay that revenue to our County Government because those Chinese might be slaughtering those donkeys and maybe they are getting the normal permit which is so cheap and they are exporting those donkeys to China. So, if they have that capacity of exporting meat to China, then there should be a revenue collector stationed there who will now be charging as per animal not just the way the other slaughter houses do.

So, Madam Speaker, let me say the committee will find out because when you look at the revenue collected in that 34 days, we are talking Ksh. 813,000 and that is close to Ksh. 1 million. This is a place whereby if it is well-managed, we can be collecting about Ksh. 2 million and I know it is very easy to collect Ksh. 2 million in a month. So, Madam Speaker, with those few remarks, I think we need to do more slaughter houses and abattoirs for our people so we can give them cheap services. Thank you, Madam Speaker.

**Hon. Speaker:** Thank you Hon. Majority Leader. Hon. Mitaa, the mover of the motion, please reply.

**Hon. Mitaa:** Thank you, Madam Speaker. I thank my colleagues for taking time and going through the report and also giving views. Madam Speaker, to correct my colleagues Hon. Constance and Hon. Moffat Maitha, you know, we have different ways of doing our business and I picked three of my colleagues that day and for us to get answer on our intention for that question we had to follow a certain route.

As I said there is that arrangement; this is a county facility but the butchers are private people and Madam Speaker the situation is sickening. I thank Hon. Nyanzi; in fact, that day he had to come in and we had to invoke his age to save ourselves because you go to that place you find people who are truly tired and they have never been heard. Their pleas have never been

listened to, these are people who have been doing business and these are our residents who have nowhere else to go and that abattoir has history; Madam Speaker, I believe it has been a challenge for the longest time.

The watchman we found there was very drunk and he even threatened me with a bullet saying that he would run to the store and get the gun and do the necessary Madam Speaker and that is the time Hon. Nyanzi had to punish the man physically if I may say.

*(Hon. Nyanzi spoke of record)*

*(Laughter)*

So, Madam Speaker, at Athi River abattoir, you go there you find it is like it's not in our country because things are done in a very different way although we have dedicated people there. The reason why this vet is getting that amount is because sometimes he is called at night and he is not provided with transport, there is no security so they would make a local arrangement with the businessmen so that he would be taken care of.

Again, the manager we found there, Madam Speaker, it became concerned because he has been that facility for about, if I remember well, 35 years and when you do your own calculations, 35 years in one place and you are the manager, you have authority to take control of everything and influence everything, Madam Speaker.

On the side of the revenue, the employee who was there who was in charge of revenue, I actually asked her receipts for the previous day and she said she didn't have them. I asked her where they were and she said 'I have left the records in the House.' I provided my car for them to go and pick the records then she refused. That told me definitely there was nothing in the house.

There was another employee who is in charge of monitoring and taking the numbers of cows slaughtered per day and again she didn't have the records. Then I asked; her how did you report to work when you don't have this book to record. She tried to give some explanation and again, I provided my car but they were not willing to go and come with the documents.

Our visit was impromptu; we didn't announce, we didn't inform anyone because I had gathered information from the previous two public participation forums at Athi River. In fact, the Clerk Assistants were very categorical that; next time we might not be willing to go to Athi River because those people every time we go, there is that complaint and people are not willing to listen to them.

Again the guys who slaughter the animals; you know the whole channel is categorized and those guys again became violent that day because to them they have been giving out their grievances and it has never been addressed and one of them caused drama which attracted other residents from that place because again it is in a middle of a slum and because of those big birds that come to scavenge and because of the open sewer, I wish our Clerk Assistant gave the pictures; the place is too bad and you know this is dealing with food and food goes with health, Madam Speaker.

You would assume whatever we consume is supposed to be produced in a good environment but when we tried to investigate, the butchers told us now they have been left with no other option other than when NEMA officers come, they bribe, when this other department come, they bribe so their plea was they don't need to be bribing because they want to do business and they are actually willing.

We found a water bowser that day which had brought water and these are people who are giving the money from their pockets because whatever they are supposed to pay they pay. So, their plea was 'let us streamline that facility.' In my own view, Madam Speaker, going with what Hon. Majority Leader has said, that facility can even make Ksh. 3 million in a month and we need to do little about it because it's just septic tanks, whatever is needed and then the facility would be running smoothly.

So, Madam Speaker, it is true we can raise more funds and we can raise revenue. What I can urge my colleagues is we get out of this House through our committees; let us see how we can close the gap on the revenue shortage because as I always say the executive might not be able to address all these issues; we are here to assist each other the Assembly and the executive so if we can bring our efforts together, Madam Speaker, I think this county is able to sustain itself through local revenues other than depending on outside revenues.

So, Madam Speaker, thank you. We will be able to go as per your guideline; as the agriculture committee, we would want to do Part 2 of the report because much I actually did not get what I had gone there to get. Those documents we did not get and when I tried to push and get them, they became violent and for our own security, we had to leave with what we had. Thank you, Madam Speaker.

*(Applause)*

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

*(Question put and agreed to)*

Hon. Members, for directions on the way forward from the Chair on this motion, the Chair notes with as much concern as the Members that the Athi River slaughter house:

1. Is putting the health of the public and indeed the lives of the public that consumes meat slaughtered in that slaughter house into great risk? From the description given although we did not see the photographs and next time for any other committee doing investigation please bring the photographs because they form part of the report and so even though we did not see the photographs, we can almost see the poor sanitation at that facility through the wording of the report. So that is one big concern.

The other concern is the loss of revenue for the County Government of Machakos which would go towards giving services to the people, I think you are still aware that up to now, County Governments have not received the money that they get from the National Government, of course the tax is collected. Yes, the two parties the Senate and the National Assembly agreed at Ksh. 316 billion to go to County Governments but now that should sent a clear message that all County Governments needs to rely more on own revenue than on money which is being given from the national government.

For those who have succeeded on devolution, they rely more on own financial sources than getting money from the national government so that it is the other way round; the national government gives you less lesser than what you collect

yourselves. Machakos County, we are very lucky we have tremendous sources of revenue which if we are able to collect our own revenue efficiently, we may not even think of what is going to come from the National Government and we would be giving services to the people.

So because we need to put a stop to leakage and loss of own revenue, we must take special measures in this special times and we shall go in this manner. As usual the resolution you have passed is committed to the Committee on Implementation and that committee must file a report in this House within 60 days.

2. The HANSARD on the debate this morning must be ready by midday Friday the 13th September, 2019; the Table Clerks must ensure that that is done and that HANSARD Report on the deliberations of the report together with the copy of the report is to be forwarded by the Assembly, first to the CECM finance and economic planning Eng. Francis Maliti for urgent action as per the sentiments of the Members.

*(Applause)*

The same HANSARD and copy of the report is to be forwarded to the Machakos County Secretary for tabling before the Machakos County Cabinet for discussion. A report on the deliberations to be filed by the County Secretary in this House within 30 days of the deliberations.

*(Applause)*

3. The same HANSARD and a copy of the report to be forwarded to the EACC for urgent investigations as to whether offences have been committed in relation to the revenue for Machakos County Government in the Athi River slaughter house.

*(Applause)*

4. The idea by the Minority Leader supported by Hon. King'ori for formation of an *ad hoc* committee or a special committee with regard to collection of own revenue of Machakos County Government is going to be implemented by this Assembly in the following manner.

The Assembly, guided by the Speaker under Standing Order 1, is going to form a special committee comprising of five members; three from the Majority Party side and two from the Minority Party side and the terms of reference of that committee which is to be formed by members with financial background and revenue collection background who comprise members in this House and I have no doubt we have them within this House, the terms of reference of that committee is going to be to investigate and report to this House within 30 days from today on the operations of all county sources of revenue and make recommendations with the view to increasing own county revenue county collection or collection of own revenue by the County Government of Machakos.

We must do things differently from the way we have been doing it if we are going to make any change and so I urge all the Hon. Members, let us cooperate in this process and let us support that committee is a special committee I expect the Majority Leader to present to the Speaker's office three names and I indicated the qualifications of those Members from the Majority side; the Minority side to do the same and remember you have 30 days.

The Members who are going to go into that committee, you have to be dedicated and also note the representation particularly even in including gender issues so that we can have that committee do the necessary work and the office of the Clerk is going to facilitate them so that the report is brought here. If they are not ready within 30 days, let them come here and seek an extension of time from the same House but the House may not be willing to give an extremely long period because the matter is urgent. So, Hon. Members, kindly be guided accordingly.

### ADJOURNMENT

**Hon. Speaker:** At that point, Hon. Members, the sitting will stand adjourned. It is going to resume on the 11 day of September, 2019 at 2.30 pm. Thank you.

The House rose at 12.00 p.m.