

REPUBLIC OF KENYA
MACHAKOS COUNTY ASSEMBLY

OFFICIAL REPORT

Wednesday, 17th July, 2019

The House met at 10.16 a.m.

[The Deputy Speaker (Hon. Museku) in the Chair]

PRAYERS

Hon. Deputy Speaker: Good morning Members. Can you please ring the bell for 10 minutes?

(Quorum Bell rung)

Okay. I think we have quorum now. You may stop ringing the bell. Mr. Clerk, proceed.

PAPER LAID

REPORT ON MEASURES ON EFFECTS OF QUARRYING ACTIVITIES IN MAVOKO SUB-COUNTY
AND ITS ENVIRONS

Hon. Speaker: Hon. Members, under this order number we have one paper to be laid by the Hon. Robert Kisini, Chairperson, Environment, Lands, Energy and Natural Resources Committee. Hon. Kisini.

Hon. Kisini: Mr. Speaker, I beg to lay the following Paper on the Table of the House today Tuesday, 16th July 2019; the Report of Joint Committees on Environment, Lands, Energy and Natural Resources and Justice and Legal Affairs on measures taken by the County Government of Machakos to curb the effects of quarrying activities at Mavoko Sub-county and environs.

Hon. Deputy Speaker: Thank you Hon. Kisini for that Paper laid. Mr. Clerk, proceed.

NOTICE OF MOTION

REPORT ON MEASURES ON EFFECTS OF QUARRYING ACTIVITIES AT MAVOKO SUB-
COUNTY AND ITS ENVIRONS

Hon. Deputy Speaker: Hon. Members under this Order, we have one Notice of Motion again to be moved by the Hon. Robert Kisini, Chairperson, Environment, Lands, Energy and Natural Resources Committee. Hon. Robert.

Hon. Kisini:

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, acknowledging that Section 3(c) of the Machakos County Management of Quarrying Activities Act, 2016 provides that the object and purpose of the Act is to provide for a legislative framework for regulating quarrying activities and in particular to provide for the protection of the environment from harmful effects of quarrying activities and related activities;

Hon. Speaker, I wish to give notice of the motion THAT, this Hon. House discusses and approves the Report of Joint Committees on Environment, Lands, Energy and Natural Resources and Justice and Legal Affairs on measures taken by the County government of Machakos to curb the effects of quarrying activities at Mavoko Sub-county and its environs.

Hon. Deputy Speaker: Thank you, Hon. Kisini. Mr. Clerk, proceed.

STATEMENT

PUPILS FROM MBALUKU PRIMARY SCHOOL

Hon. Deputy Speaker: Hon. Members, under this Order, I would like to first of all point out that today in our gallery, we do have visitors, we have students from Mbaluku Primary School which is in Kola/Muumandu Ward together with their teachers.

(Applause)

I would like to welcome you all, students from Kwa Mbaluku Primary School in Kola; this is the County Assembly of Machakos, this is where the legislators whom you have chosen come to represent you in matters pertaining to legislation and matters pertaining to oversight and I am happy to be with such young minds with us here today and their teachers so that they can be able to get first-hand experience on what we do here. Are you happy to be here students?

Thank you, very much. So, welcome. The Hon. Member for Kola/Muumandu Ward will be joining us as we go on and as soon as he joins in, we will be able to give him a chance to say a word of hello to you and the rest of the students. So, feel welcomed, learn a lot, listen to how the debates are done here, I can see future legislators there. When I look at some of those young minds there, I think with us here we have future MCAs, future MPs, Senators, Governors and even the President from this Republic can come from among those people there.

(Applause)

So, *karibuni sana*, welcome very much and feel at home. Thank you. Mr. Clerk, proceed.

MOTION

REPORT ON THE IMPLEMENTATION STATUS OF THE REPORT ON STATUS OF MACHAKOS
AGRICULTURAL TRAINING CENTRE

Hon. Deputy Speaker: Hon. Members, under this Order, we have one Motion which is to be moved by the Hon. Fredrick Muthoka, Chairperson, Implementation Committee or a Member of Implementation Committee. I can see Hon. Rozina Kanini is coming to move the Motion. Thank you, very much Hon. Kanini.

(Applause)

Hon. (Ms.) Kanini: Thank you, Mr. Speaker. First of all, I want to welcome these students from Mbaluku Primary School and to feel free and enjoy what we do here in the Assembly. Welcome.

Hon. Speaker, that aware that Article 43(1)(c) of the Constitution of Kenya provides that every person has the right to be free from hunger and to have adequate food of acceptable quality;

Noting that the first paragraph of Part 2 of the Fourth Schedule of the Constitution assigns the County Governments the responsibility of agriculture, including crop and animal husbandry, livestock sales yard, county abattoirs, plant and animal diseases control and fisheries;

Hon. Speaker, further aware that Agricultural Training Centres (ATCs) promote crop and livestock development by providing extension information to farmers and serving as models of improved crop and livestock husbandry practices;

Also aware that these centres provide a range of educational activities with the primary aim of achieving human resource development throughout the rural economies;

Hon. Speaker, acknowledging that the Assembly Committee on Agriculture is mandated 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);

Further aware that the mandate of Committee on Implementation is to scrutinize the resolutions of the Assembly (including adopted committee reports), petitions and the undertakings given by the County Executive Committee;

Hon. Speaker, I wish to give notice of motion that the House discusses and approves the report by the implementation committee on the implementation status of the report by Agriculture and Cooperative Development Committee on Status of Machakos Agricultural Training Centre.....Mr. Speaker, there is a correction.

Mr. Speaker, I wish to move the motion that the House discusses and approves the report by the implementation committee on the implementation status of the report by Agriculture and Cooperative Development Committee on Status of Machakos Agricultural Training Centre. Mr. Speaker---

Hon. Deputy Speaker: You need a seconder?

Hon. (Ms.) Kanini: Yes. I wish to call Hon. Moses Mitaa to second my motion.

Hon. Deputy Speaker: Thank you, Hon. Rozina. Hon. Moses.

Hon. Mitaa: Thank you, Hon. Speaker. I second.

Hon. Deputy Speaker: Thank you Hon. Moses for seconding the motion. Hon. Rozina you may read the report.

Hon. (Ms.) Kanini: I am standing for my Hon. Chair, Fredrick Muthoka. Report of Implementation Committee on the status of Machakos Agricultural Training Centre.

1.0 INTRODUCTION

1.1 Preface

Mr. Speaker, Article 43(1)(c) of the Constitution of Kenya provides that every person has the right to be free from hunger and to have adequate food of acceptable quality. The first paragraph of Part 2 of the Fourth Schedule of the Constitution assigns the County Governments the responsibility of agriculture, including crop and animal husbandry, livestock sales yard, county abattoirs, plant and animal diseases control and fisheries.

Agricultural Training Centers (ATCs) promote crop and livestock development by providing extension information to farmers and serving as models of improved crop and livestock husbandry practices. These centers provide a range of educational activities with the primary aim of achieving human resource development throughout the rural economies.

1.2 Report on the Status of the status of Agricultural Training Centre

Mr. Speaker, the Committee on Agriculture and cooperative development tabled a report in the House on 21st February, 2018 on the Status of the Agricultural training Centre. The report was discussed, approved by the House and forwarded to the Department of Agriculture and Food Security for implementation vide a letter ref: MKSCA/PCS/CMM/AGR/VOL.2/11 dated 27th February, 2018.

1.3 Mandate of the Committee

Mr. Speaker, the mandate of Implementation Committee is outlined under Standing Order 188(2) and (3) and states as follows:

(2) The Committee shall scrutinize the resolutions of the Assembly (including adopted committee reports), petitions and the undertakings given by the County Executive Committee and examine—

(a) Whether or not such decisions and undertakings have been implemented and where implemented, the extent to which they have been implemented; and whether such implementation has taken place within the minimum time necessary; and

(b) Whether or not legislation passed by the Assembly has been operationalized and where operationalized, the extent to which such operationalization has taken place within the minimum time necessary.

(3) The Committee may propose to the Assembly, sanctions against any member of the County Executive Committee who fails to report to the relevant select Committee on implementation status without justifiable reasons.

1.4 Committee Composition

Mr. Speaker, the Membership of the Implementation Committee as currently constituted comprises of the following Hon. Members:

- | | |
|--------------------------|--------------------|
| 1. Hon. Fredrick Muthoka | - Chairperson |
| 2. Hon. Rozina Kanini | - Vice Chairperson |
| 3. Hon. Irene Mbivya | - Member |
| 4. Hon. Angela Munyasya | “ |
| 5. Hon. Geoffrey Kamulu | “ |
| 6. Hon. Mohamed Ali | “ |
| 7. Hon. Caleb Mule | “ |
| 8. Hon. Moses Mitaa | “ |
| 9. Hon. John Musyimi | “ |
| 10. Hon. Justus Kiteng’u | “ |
| 11. Hon. Justus Katumo | “ |
| 12. Hon. Grace Mutwiwa | “ |
| 13. Hon. Francis Kalumu | “ |

2.0 LEGAL FRAMEWORK

2.1 The Constitution of Kenya 2010

Mr. Speaker, Article 43(1)(a) of the Constitution of Kenya provides that every person has the right to be free from hunger and to have adequate food of acceptable quality. Article 183(3) of the Constitution requires the County Executive Committee to provide the County Assembly with full and regular reports on matters relating to the County.

In addition, Article 185(3) provides that the County Assembly, while respecting the principle of the separation of powers, may exercise oversight over the County Executive Committee and any other County Executive organs.

Further, Article 195 of the Constitution provides that:

- (1) A County Assembly or any of its Committees has power to summon any person to appear before it for the purpose of giving evidence or providing information.
- (2) For the purposes of clause (1), an Assembly has the same powers as the High Court to:
 - (a) Enforce the attendance of witnesses and examining them on oath, affirmation or otherwise;
 - (b) Compel the production of documents; and
 - (c) Issue a commission or request to examine witnesses abroad.

2.2 County Assembly Powers and Privileges Act

Mr. Speaker, Section 18(1) of the County Assembly Powers and Privileges Act provide that a County Assembly or its Committees may invite or summon any person to appear before it for the purpose of giving evidence or providing any information, paper, book, record or document in the possession or under the control of that person and, in this respect, a County Assembly and its Committees shall have the same powers as the High Court as specified under Article 195 of the Constitution.

2.3 County Assembly of Machakos Standing Orders

Mr. Speaker, Standing Order 181 provide that within sixty days of a resolution of the House or adoption of a report of a select committee, the relevant Executive Committee Member under

whose portfolio the implementation of the resolution falls shall provide a report to the relevant committee of the House in accordance with Article 183(3) of the Constitution.

3.0 IMPLEMENTATION STATUS OF REPORT ON AGRICULTURAL TRAINING CENTRE

3.1 Forwarding of the report to the Department of Agriculture and Food Security

Mr. Speaker, the report on the Status of Agricultural Training Centre was adopted by the House on 21st February, 2018 and forwarded to the Department of Agriculture and Food Security on 27th February, 2018. The forwarding letter required the Chief Officer, Department of Agriculture and Food Security to appraise the Assembly on the progress of the implementation of the report.

3.2 Invitation of the Chief Officer, Agriculture and Food Security to the Committee

Mr. Speaker, the Chief Officer, Department of Agriculture and Food Security, Ms. Damaris Mativo was invited to appear before the Committee on Implementation on 11th March, 2019 at 9.00 a.m. The Chief Officer was required to appraise the Committee on the progress of implementation of report by the committee on agriculture and cooperative development on the status of the Agricultural Training Centre. The committee also conducted a site visit to the Agricultural Training Center to check on its status. The status of implementation of the report is as stated below.

3.2.1 Title deed for the Agricultural Training Centre

The Committee was informed that the title deed for the land occupied by the institution had not yet issued. The Chief Officer, however, informed the committee that the department in collaboration with the department of lands had already initiated the process of acquiring the title deed.

3.2.2 Legislation to create a fund similar to Demonstration Farms Fund (DFF)

The Chief Officer informed the Committee that the department has prepared draft amendments to the Machakos County Agricultural Development Fund Act, 2014, which if amended would create a fund similar to the operations of Demonstration Farms Fund. The proposed draft amendments have been forwarded to the cabinet for approval and further action.

These amendments to the fund will also accommodate the ATC Financial operations. The Committee was also informed that the department has also drafted regulations for the operationalization of the Fund created in the Act.

3.2.3 Sensitization of existence of ATC and the services it offers

Mr. Speaker, the Chief Officer informed the Committee that the department sensitizes farmers and other stakeholders through the local radio stations, banners and fliers. Information about the ATC is also spread through word of mouth by Extension officers during ATC field days, exhibitions and during the ASK show. Churches, schools and organized groups have also been used. This has all been done pursuant to Article 10(2) of the Constitution and Sections 94, 95 and 96 of the County Governments Act.

3.2.4 Utilization of funds for FY 2016/17 of Ksh. 10,000,000

Mr. Speaker, the Committee was informed that the approved figure had been Ksh. 5.5 million for the FY 2016/19 according to the approved budget and not Ksh. 10,000,000 as was indicated in the report.

Hon. Munguti: Point of correction, Mr. Speaker.

Hon. Deputy Speaker: The Hon. Member will read the report and finish and then we will have any amendments after that please. Thank you very much. Continue Hon. Rozina.

Hon. (Ms.) Kanini: Thank you, Mr. Speaker.

3.2.4 Utilization of funds for FY 2016/17 of Ksh 10,000,000

Mr. Speaker, the Committee was informed that the approved figure had been Ksh. 5.5 million for the FY 2016/19 according to the approved budget and not Ksh. 10,000,000 as was indicated in the report. However, the department received a circular from the Executive Committee Member for finance which stopped the initiation of new projects and the funds were not spend as intended

3.2.5 Allocation of more funds to expand the Agro-processing unit in 2017/18

Mr. Speaker, the Chief Officer informed the committee that the funds to expand the Agro-processing unit had not been budgeted in the FY 2017/18 as recommended. This is because the financial budget ceilings were on the bare minimum levels and could not accommodate it. This unit will promote value addition of agricultural products which eradicates cases of loss in times of plenty and also increase profit margin.

This unit will be utilized by fruit and vegetable farmers in Mwala and Yatta sub-counties which are known to produce a lot of fruits and vegetables which sometimes get wasted due to poor market and lack of processing facilities. However, the committee was informed that the expansion and funding for the unit has been included in the draft second CIDP.

3.2.6 Ploughing back of revenue collected

The Chief Officer informed the Committee that the funds collected by the institution are deposited into the County Revenue and did not necessarily go back to the ATC. This problem would be solved once the Machakos County Agricultural Development Fund Act, 2014 is amended to address the financial operations of the fund.

The funds ploughed back to the institution would promote the training programs and research work in the demonstration plots. The committee observed that the department had put measures in place to increase revenue collection at ATC by assigning a team to oversee the different sections in ATC. The revenue collected in the ATC had improved and is expected to continue improving.

3.2.7 Research work in ATC

The mandate of Agricultural Training Centers (ATCs) is to promote crop and livestock development by providing extension information to farmers and serving as models of improved crop and livestock husbandry practices. The centers also provide a range of educational activities with the primary aim of achieving human resource development throughout the rural economies.

In view of the above, the Chief Officer informed the committee that the department has no mandate to carry out research but can assist to actualize trials in the ATC and offer extension services to farmers on the developed technologies and information from the research. The department has held major stakeholder forums where the stakeholders are informed of the ongoing trial demos and exhibitions.

The Committee was also informed that the Center has entered into memorandum of understanding (MoUs) with Machakos University and International Centre for Research in Agroforestry (ICRAF) who carry out trials and demonstration in the center as well as co-funding field days and exhibitions. Other organizations include Syngenta and Agrichem companies who help in the management of some plots.

3.2.8 Provision of Transport for ATC

The Committee was informed that motor vehicle Reg. No. GKA 699C had been allocated to the institution had broken down but the department has since allocated another vehicle which is being used by the management to ease movement and performance of work within the station. Other vehicles are usually availed on need basis.

3.2.9 Fencing of the institution

The Chief Officer informed the Committee that funds to fence the institution had not been allocated in the 2017/18 budget. However, provision for fencing had been captured in the 2017-2022 draft CIDP.

The committee observed that ICRAF had fenced part of the institution in 2014 but the fence was uprooted by neighboring community who graze in the institution's land. The conflict between the neighboring community and the institution should be resolved first before fencing the institution. This would avoid cases of uprooting as experienced in 2014.

4.0 Committee Recommendations

Mr. Speaker, the Committee made the following recommendations:

1. Pursuant to Article 183(2) of the Constitution, the Department of Agriculture, food security and cooperative development should forward the proposed draft amendments to the Machakos County Agricultural Development Fund, Act 2014 for consideration and approval by the County Assembly.
2. The Department of Agriculture, Food Security and Cooperative development should forward the proposed Regulations to operationalize the Machakos County Agricultural Development Fund, Act 2014 for consideration and approval by the County Assembly.
3. That the County government of Machakos through the department of Agriculture and food security should prioritizes the expansion of the Agro-processing unit in the next supplementary budget.
4. The Department of Agriculture should liaises will the department of lands to ensure that ATC is issued with a Tittle Deed pursuant to Section 26(1) of Land Registration Act No. 3 of 2012. This will formalize ownership of land, ensure asset security and resolve the conflict with the neighboring communities.

5.0 Acknowledgement

Mr. Speaker, on behalf of the Committee, I am grateful to the office of the Speaker and that of the Clerk to the County Assembly for the support accorded during the deliberations of the Committee. I wish also to express my appreciation to the Hon. Members of the Committee who sacrificed their time to participate in the activities of the Committee and in preparation of the report.

6.0 Conclusion

Mr. Speaker, it is therefore my pleasant duty and privilege, on behalf of the Implementation Committee to table this report on the implementation status of the report of Agriculture and cooperative development committee on the status of the Agricultural Training Centre in this Hon. House for consideration and adoption. Thank you, Mr. Speaker.

(Applause)

Hon. Deputy Speaker: Thank you Hon. Rozina for the report well-read.

(Question proposed)

Hon. Members, you may debate on this motion. Hon. Jeremiah, you had some information to provide to the Hon. Member?

Hon. Munguti: Thank you, Mr. Speaker. I think the Member had noticed she read 2016/2019 according to the report but she had made the amendment before we corrected that. But because I am on my feet, allow me to give my input on the report. I would like first to congratulate the committee through the Hon. Member who has read the report, Hon. Rozina Kanini; this is a well elaborated report which needs our input as legislators in this Assembly.

According to the recommendations of the report, I have found issues which need to be addressed by this Assembly. On the issue of ploughing back the collected revenue of funds through the ATC to the county kitty; it is so bad for the money which has been collected through ATC to be taken to the county revenue account and at the end of the day it does not see light to the same department for improvement of services in the same department. It is my wish that the department be given back what has come from their department through the county revenue account.

Also Mr. Speaker, you will agree with me that in the chain value we need to add value in our farm crops and this will come when these people are given funds so that the agricultural extension officers in the wards and sub-counties can go to the interior areas of the villages and sensitize the farmers on how to improve in their addition and value of their crops.

It is my plea as we adopt this report so that in the near future, the departments which are concerned utilize the funds given to them in an appropriate manner. Mr. Speaker, you will agree with me, in Masii we have one factory for processing the fruits which are sometimes in plenty; mangoes, oranges and passion fruits in Mwala sub-county which are the key performers in the county in terms of fruits.

Mr. Speaker, it will be prudent for this House to allocate more funds so that those factories can be given funds to improve on the processing of the fruit which make the value addition of the crops that they yield. When you look at 2016/2017, the money which was approved and was given Ksh. 10 million; Ksh. 5.5 million for the financial year was approved, there is a balance of Ksh. 4.5 million which has never been utilized.

On the issue of livestock, we need to put value in our animals. In Mwala sub-county particularly Muthetheni, we need to have artificial insemination (AI) and farmers need to be provided with this service so that they may get the good products and also the by-products of AI; those are the small animals or the calves that will be born which are of value addition in the livestock. Thank you, Mr. Speaker.

Hon. Deputy Speaker: Thank you, Hon. Jeremiah. Hon. Mueni.

Hon. (Ms.) Mueni: Thank you, Mr. Speaker. If the training will be done well, like at this time the country is not having food, it could be helping the government to give people food so that they can be caring for their people but the training institute is being misused; no title deed, the people who are there are not working because they have no money, the institution is not well cared for so I ask the Executive to put their eyes in the training institution so that the 40 elected Members here can be bringing their people to be trained to go and do better in their family.

So I think the Executive have to look at that place very well; it has everything, I have been there and I am a member of agriculture committee but it is not doing well. Thank you, Mr. Speaker.

Hon. Deputy Speaker: Thank you, Hon. Mueni. Hon. Judas Ndawa.

Hon. Ndawa: Thank you, Mr. Speaker. I want to take this opportunity to air my views on the report which has been tabled here by Hon. Rozina. First, I would wish to commend the committee for the elaborate report and say it is comprehensive. The report has omitted some important points which ought to have been included in the report.

The report is not clear on how farmers or students who are trained in the institution, the criteria which is used to identify those who are to be trained in that institution. I am very much aware that some farmers in some counties do not know anything about this institution so we need something to ensure that everyone within Machakos County has information about the institution because it is the only institution which can help us and the county and the nation to address the issue of food security. It is very important to disseminate the information to everyone.

Hon. Deputy Speaker: Point of information from Hon. Angela.

Hon. (Ms.) Munyasya: Thank you, Mr. Speaker. On point 3.2.3 on sensitization of existence of ATC and services it offers stipulates that the institution sensitizes farmers and other stakeholders through the local radio stations, banners and I do not know why Hon. Member missed that because it is very clear and it is a whole point on itself showing what the institution does to sensitize the members of the county on what happens at ATC. Thank you, Mr. Speaker.

Hon. Deputy Speaker: Thank you. Hon. Judas, you may continue.

Hon. Ndawa: Thank you, Mr. Speaker and thank you my fellow colleague, Hon. Member. What I am saying is very clear; if we talk of banners and we want to sensitize members using banners, how many banners? Do we have banners in every ward? We have 40 wards within Machakos County and for radio stations, not everyone has a radio in their house.

So, Mr. Speaker, I was of the view that if we can change the mode of communicating. Mr. Speaker. I was once a scout when I was in primary and secondary schools and the best way of training scouts is not calling them to a classroom and training them. The best way of training them is to have what we call patrols. A patrol is a group of about six so if you have a troop which consists of 60 scouts, you divide them by six and get different patrols. Those patrols are led by patrol leaders and assistant patrol leaders.

So, when we want to disseminate information or you want to train something, Mr. Speaker, we call upon the troop leaders we train them then the troop leader will go back to his patrol. Suppose we have people from every ward because I reside in Matuu and I normally talk about

where I represent; members from my area do not have information about this institution so we need to change our mode of communication.

The other issue that I would like to say Mr. Speaker, the committee has talked about the issue of title deed---

Hon. (Ms.) Mueni: Point of information.

Hon. Ndawa: Mr. Speaker, kindly give me protection because---

Hon. Deputy Speaker: Hon. Mueni, you have some information because the Hon. Member has moved on from that point. He is on another point already, so you want to give...he is on another point already. Okay, inform him.

Hon. (Ms.) Mueni: Thank you, Mr. Speaker. I want to inform the Hon. Member that he is the eyes of the people of Matuu so when you know about the training the people of Matuu they know about the training.

(Laughter)

You are the one who is supposed to go there and give them the information and you bring them to the training center to be trained. So, do not be blind because if you be blind your people will also be blind. Thank you, Mr. Speaker.

Hon. Deputy Speaker: Hon. Mueni, I think you are out of order in the language you have used. A Hon. Member cannot be blind so I would like you to withdraw that statement please.

Hon. (Ms.) Mueni: I have withdrawn.

(Laughter)

Hon. Deputy Speaker: Thank you, Hon. Judas, you may proceed.

Hon. Ndawa: Thank you, Mr. Speaker. I want to go back to that point that the Hon. Member has said; I want to remind the Hon. Member that the core mandate of an MCA is limited to oversight, representation and legislation. The other issues are not our business so the issue of going to Matuu calling a meeting saying we have this and that is a function of another department. So the department has to get ways of disseminating that information.

Going back to the point where I was Mr. Speaker, about the title deed, I believe the institution is situated in land which is occupied by the County Government of Machakos. So when we talk of getting a title deed for that institution, an institution is not a legal entity; it is under the county and all the institutions around the county, whether is an agricultural office, whether is an hospital they are all registered in the name of the county.

So, when we talk of getting a title deed for that training, does it mean now the training is moving from the county to another owner. The issue of the title deed, Mr. Speaker, I am not supporting. The other issue and the final thing---

Hon. (Ms.) Munyasya: Point of information, Mr. Speaker.

Hon. Deputy Speaker: Point of information from Hon. Angela.

Hon. (Ms.) Munyasya: Thank you, Mr. Speaker. It is actually common knowledge that every government institution or county institution for that matter should have its own territory and that can only be elaborated by a title deed. All our schools have title deeds, all the churches have title deeds, all learning institutions have title deeds so when the Hon. Member stipulates that the institution is in the county, of course everything is in the county but they should have individual title deeds. Thank you, Mr. Speaker.

Hon. Deputy Spekaer: Thank you, Hon. Angela. Hon. Judas, you may proceed.

Hon. Ndawa: Thank you, Mr. Speaker. I want also to thank the Hon. Member for that information because the report and the debate is interactive. Mr. Speaker, I want to inform again the Hon. Member who has informed me that the primary schools which have title deeds do not belong to the county; they belong to the national government. The only schools which belong to the counties are vocational training centers and the ECDEs and most of the ECDEs are under primary schools. So, if you say some schools have title deeds I do not know which ones because in my area--

Hon. Deputy Speaker: Hon. Member, let me give guidance on this so that we can be able to move ahead. I think the key point here is that the institution should have a document identifying the land with it. What the Hon. Member is saying is that every institution even those of ours for the county government which do not have title deeds the ideal situation should be every parcel should have a title deed which stipulates the ownership.

So, I think what the Hon. Member is saying is that the Agricultural Training Center, what the report was saying, should have its own title deed so that in future, nobody can encroach on the land of agricultural training center and endanger the objective set for the Agricultural Training Center. Thank you, you may proceed.

Hon. Ndawa: Thank you, Mr. Speaker. I am well-advised and I want to finalize my statement by saying there is a saying in Kiswahili which says *pema pasipo pemwa pema si pema tena*. This institution is key if we can adjust and ensure that the institution is 100 percent effective, I am very sure we will have assisted our electorate, we will have assisted ourselves because when our electorate have food, they will not come to knock my door. So Mr. Speaker, I urge this Hon. House to move with speed and to be serious on this matter to ensure that this institution gives the best service. Thank you, Mr. Speaker.

Hon. Deputy Speaker: Thank you, Hon. Judas Ndawa. Hon. Johana.

Hon. Munyao: Thank you, Mr. Speaker. I stand to applaud the committee for this report and the issues addressed in the report. I want to address myself on the issue of sensitization which is also very key and Hon. Speaker, there is a difference between having an issue on paper and having the same issue effected on the ground.

If we were to ask ourselves like myself I do not know whether I am the one who never listens to the radio stations or one fact is that given a case of *credo double double* everybody knows

that there is a scheme for Safaricom which is running; *tunukiwa* everybody is aware that one is taking place. We are talking of such kind of sensitization so that...this institution is the heart of agriculture in this county.

Yesterday the report which was being read on climate-smart agriculture which was addressing the issues on climatic changes; some or one institution which can be very key in addressing the said changes is this Agricultural Training Center. I would request that even when we distribute seeds in preparation for planting we should be advised as a county by the same center on what kind of seeds, from their research, we are supposed to distribute to our people because not all areas are the same.

That is why whenever we talk of food security, if we are serious about it, it is a question of knowing what does what and where so that we can be able to advise our farmers accordingly.

I also want to address myself on the issue of ploughing back. If we do not want to kill such a noble institution, one way of ensuring that it is effective it is ensuring that the funds collected through the institutions are ploughed back. The programs will be enhanced, we will have it very active, they will also be able to do some outreach activities to supplement the sensitization we are talking about and also to train the agricultural extension officers we have on the ground so that we have programs from that center running actively and being felt in the entire county.

So, I want to say this is a very core institution, it should be addressed seriously, we allocate funds as said in the supplementary budget and ensure the same is effected immediately. Thank you, Hon. Speaker.

Hon. Deputy Speaker: Thank you. Hon. Kalumu.

Hon. Kalumu: Thank you, Mr. Speaker. I would start by applauding the committee for a job well done and I will start by saying that the ATC offers services to farmers and most critical ones. They train farmers on how agriculture or how things should be done on the farm.

I will agree with my predecessor that the information is not well given to the people of Machakos County because some of them do not know about ATC but the question is; this House is the one which gives money or gives budget allocation to this department of agriculture. Is there any single member who ever came with a decision or a thought to decide or to say let us give this crucial skill-disseminating department to the farmers some budget so that that outreach that is being said to be given to the people of Machakos can reach where it belongs.

I don't know whether it is true always when we give budget to the department of agriculture it is not enough. Even if when you look at the report itself, you find that the money which is paid by the trainees is not ploughed back because the Act is not there again and this has been a problem not even to the department of agriculture and also ploughed back to those institutions which they need to be ploughed back to.

Information is key; I know few of.....because I come from agricultural ward which is Kithimani, some of the farmers few of them know about this. Skills even us when we were born we were given the skills of talking and even those ones who are speaking English today, those skills were disseminated to us by teachers; it is key Mr. Speaker to give a budget for the purposes of informing our people that it exists such an institution that can offer skills to better farming in Machakos County.

The other thing I would say is the extension services that are given by this institutions and other people or employees of department of agriculture in the sub-counties are not like before. If you go to those sub-county offices, Mr. Speaker, you find that those offices it is like they don't

exist and those people, who give those extension services, just do come in the morning and just put their coats and they go.

Very few work and if it is not true, I would like a challenge that there is one who goes around and before even the counties were there, we used to have extension officers given motorbikes going round in the districts and disseminating information and skills to the farmers. I would say farming that time was better than today; if you ask them what is happening they will tell you we do not have money. So it is a very crucial thing that we should do to give a budget allocation to those people.

The processing which has been touched by this report of fruits and vegetables, Mr. Speaker, there is a time when fruits are too much in the market that even they are being thrown away. If skills are given to farmers on how to preserve those fruits and vegetables and also on how they can better them on adding value to them then our farmers would be better that the way they are today. If these skills can be given by that ATC then we need to think about it more and even think of even extending them to the sub-counties.

Mr. Speaker, the need to establish the agro-farming skills to the people is key because nowadays the climate has changed and more skills are needed so what I can say in finalization of my submission is to say that the ATC which is in Machakos is very crucial to this county and if given the opportunity, it will add value to what we produce, it will give more information about farming to the people and even better our lives. Thank you, Mr. Speaker.

Hon. Deputy Speaker: Thank you, Hon. Kalumu. Hon. Irene Mbivya.

Hon. (Ms.) Mwende: Thank you, Mr. Speaker. I wish to congratulate the students from Kola Ward.....I cannot remember the other school but you are most welcome to learn from us. I am also a member of this committee and I wish to applaud the committee for the good report in this House today. Earlier in the month of May, the CS lands had indicated that when she was opening lands registry in Kiambu, she said that they will ensure that they give title deeds to all land in Kenya meaning even in the county governments.

So this institution according to our report needs a title deed so that they can acquire full autonomy of the land otherwise without the title deed everyone will just claim because we have also learned from the report that they have been wrangles within the communities claiming that the land is theirs. So, I also commend that this institution be given title deed so that they can have full utilization of the land.

We have also learned from the report that there are people who come to graze their animals in the land meaning that there is no security at all and in case they want to expand they cannot because they do not have title deed to claim that the land belongs to them. So, I urge this House that we pass this report so that this institution can utilize the land in full. Thank you, Mr. Speaker.

Hon. Deputy Speaker: Thank you, Hon. Irene. May I call upon the mover of the motion to respond, please?

Hon. (Ms.) Kanini: Thank you, Mr. Speaker and Hon. Members. I want to thank all the members who have participated to this noble motion. I want to add some input that agriculture plays an important role in the economy of our country and is my prayer that the ATC and all the agricultural institutions will be empowered by the county government or the national government. So, I urge all the Hon. Members that we pass this motion. Thank you, Mr. Speaker.

Hon. Deputy Speaker: Thank you very much, Hon. Rozina Kanini for your response.

(Question put and agreed to)

So, Hon. Members, you have passed that motion and adopted that report. I just want to point out a few key words, the first one key things is that the ATC is an institution as the Chair has emphasized or the person who was presenting has emphasized which is key in ensuring that our farmers get trained; Machakos is an agricultural county, our main economy is based on agriculture and therefore this institution needs to be empowered to ensure that it trains the farmers and the training needs to be done in a way that it is selective and aimed at value addition. Not normal agriculture but value addition so that we can be able to look at the various agricultural climates we have and come out with value adding trainings.

Issue of sensitization has come out key; I must say that 70 per cent of the people in Machakos are not aware of the ATC. Very few people are aware about this institution yet the report says they have been given the various modes but we do need to ensure there is more sensitization in the right way.

Most of the sensitization being done through radio; if you do something through radio it has to be done repetitively and that is why the Hon. Member was talking about *credo double double* that is done by Safaricom over and over again until it becomes part of you. So if we want to use the radio then it has to be done over and over again for people to get aware of it and also provide a budget for that to be done.

The issue of extension officers is key; we do have field extension officers and the report which came before the House on their age is that most of the extension field officers we have are in their sunset years, they are aged between 57 to 60 years so there is need to revamp that area and ensure that the county employs more youthful, trained, energetic extension officers who can be able to take these services right to where the people are.

The same extension officers whom we grew up with are the same people who are still there doing extension services and remember due to the change in climate and due to change in technology, things have changed. So the way they used to do agriculture in the 60s and 70s is not the same way we are doing agriculture today. We are talking about climate-smart agriculture so there is need for that to be done.

On the issue of title deed is key.....I usually give people an example of Machakos Cathedral---

(Hon. (Ms.) Nziva stood in her place preparing to withdraw from the House)

Hon. Nziva, when the Speaker is standing and talking you cannot walk away please be seated. The issue of title deed is key in that if you look at the Machakos Cathedral, right here is in the center of the town but if you look at its compound since it has been demarcated and has a title deed, nobody can encroach on that land.

Today the Agricultural Training Center seems very far of like its outside town and it has got a large parcel of land; if you don't secure that land, believe you me, private developers will come encroach it and before you realize it that institution will not have land for it to be able to do what it has its achievement for. So, thank you very much, Hon. Members.

ADJOURNMENT

Hon. Deputy Speaker: This House stands adjourned to convene again on Wednesday 17th July 2019 at 2.30 pm. Enjoy your lunch.

The House rose at 11.25 a.m.