

MACHAKOS COUNTY ASSEMBLY**OFFICIAL REPORT****Tuesday, 2nd December, 2014**

The House met at 2.49 p.m.

*[The Deputy Speaker (Mr. Nganga) in the Chair]***PRAYERS****STATEMENTS****STALLED ECDE CLASSES**

Hon. Deputy Speaker: On the statements, there is a statement that was sought by Hon. Dominic Maitha on stalled ECDE classes that was supposed to be responded to by the chairman on education. So chairman, you can give us the statement.

Hon. Manyolo: Thank you Mr. Speaker, Sir. On Tuesday, 23rd September, 2014, the MCA for Muthwani ward Hon. Dominic Maitha sought a statement on stalled ECDE classes' budget of the 2013/14. Mr. Speaker, Sir, the above statement has been responded as attached. Thank you, Mr. Speaker, Sir.

Hon. Deputy Speaker: If you have it, then take us through the statement.

Hon. Manyolo: Mr. Speaker, Sir, a letter to the Clerk was submitted on the 12th November, 2014. Reference is made to your letter Ref No. MKSA/ ADM/ ECDE/ BT/ VLI/ 17, dated 6th November, requesting for the documents on requirement by hon. Dominic Maitha on the stalled ECDE classes for the financial year 2013/14 budget. Attached here find the project status report on the ECDE classes.

List of ECDE centres handed over as at 7th October 2014. Sub-county, ward and the ECDE centre

MASINGA SUB-COUNTY

Kivaa ward-Iiani and Miangeni.

Masinga Central- Kaluluini, Makila

Muthesya – Kathukini.

Ekalakala - Kakuku, Kwa Mbengei

MACHAKOS TOWN SUB-COUNTY

Mumbuni North - Kathese, Mung'ala
Mutituni ward - Mutema, Metuma and Mutituni Salvation Army.
Kalama - Kyangala, Ivutini.
Mua – Mikuyuni
Kiima Kimwe - Kituluni.
Kola - Kyanguli, Kiu.

KATHIANI SUB-COUNTY

Mitaboni ward - Mitaboni primary, Kalyambeu primary, Kalambya primary.
Kathiani Central - Mivandoni, Kaini primary
Upper Kaewa Ward - Mang'aani primary, Ngeleni.
Lower Kaewa - Mbuuni primary, Wandathe ECDE

YATTA SUB-COUNTY

Matuu Ward - Kaonyweni and Kwosau primary
Ndalani - Kithiuani primary.
Ikombe - Kalama,
Katangi - Kyaani primary and Ivuti primary.
Kithimani - Kautuluni primary, Utumo Utheke.

MATUNGULU SUB-COUNTY

Matungulu West ward - Wendano DEB and Mwisanyi.
Kyeleni - Nzambani and Kathiani.
Matungulu North – Kauthuani.
Matungulu East- Kinyui Salvation Army.

KANGUNDO SUB-COUNTY

Kangundo West ward - Syanthi Salvation Army and Kilindiloni primary.
Kangundo East – Kithuiani.
Kangundo North - Kathinzioni and Kikambuani.
Kangundo Central - Kangundo AIC Matetani.

MAVOKO SUB-COUNTY

Mulolongo - Mulolongo ECDE, Mulolongo Phase 3
Athi- River - Kwa Mang'eli ECDE
Muthwani - Mavoko ECDE, Seme ECDE
Kinanie - Kyemutheke ECDE, Kwamboo ECDE

MWALA SUB-COUNTY

Masii – AIC Kathama, Yoani ECDE.

WAMUNYU SUB-COUNTY

Wamunyu - Kaiani, Tunga.

Muthetheni - Kalamba, Ngelesi.

Kibauni - Nzeveni primary school.

ECDE centres not handed over as at 10th October, 2013.**MASINGA SUB-COUNTY**

Muthesya ward - Kikule ECDE centre. Contractor did not turn up for the site handover ceremony.

Ndithini ward - Tana ranch ECDE centre. Contractor did turn up for the site handover ceremony.

Toka Bure ECDE centre. Engineer did not hand over the site because the land identified by the area MCA was not public land.

MACHAKOS TOWN SUB-COUNTY

Mua ward - Kyaani ECDE. Site to be handed over on 8th October, 2014 (???)

Muvuti/Kiima Kimwe ward - Kiima Kimwe ECDE centre. Site to be handed over on 8th October, 2014 (???)

Machakos Central ward - Kusyomuomo ECDE centre. The identified centre has pre-existing ECDE centre thus the school administration requested for renovation of the existing centre awaiting approval from the Chief Officer.

Kyambuko ECDE. The identified centre has a pre-existing ECDE centre thus the school administration requested for renovation of the existing centre awaiting approval from the Chief Officer.

YATTA SUB-COUNTY

Ndalani ward - Kakongo ECDE centre. Contractor did not turn up for the site handover ceremony.

Ikombe ward - Malivini ECDE. Contractor did not turn up for the site handover ceremony.

MATUNGULU SUB-COUNTY

Tala ward- Ngomeni Salvation Army ECDE. The centre was not awarded to any contractor. All bidding contractors were not successful during evaluation of the tender.

Sengani ECDE. The centre was not awarded to any contractor. All bidding contractors were not successful during evaluation of the tenders.

Matungulu East ward - King'oti ECDE. Site to be handed over once the chairperson of the tender committee signs the contractor award letter.

Matungulu North ward - Kaluluini ECDE. The centre was not awarded to any contractor. All bidding contractors were not successful during evaluation of the tenders.

KANGUNDO SUB-COUNTY

Kangundo East ward - Kwamwenze ECDE centre. The centre was not awarded to any contractor. All contractors were not successful during evaluation of the tenders.

MWALA SUB-COUNTY

Makutano/ Mwala ward - Kavunyu ECDE centre. Contractor declined to construct the centre to a counter offer of price of Ksh.1million (???)

Maweli ECDE centre. Contractor declined to construct the centre to counter offer price of Ksh. 1 million. (???)

Mbiuni ward - Kathioli ECDE site to be handed over on 8th October, 2014 (???)

Makiliva. Site to be handed over on the 8th October 2014 (???)

Kibauni ward - Yandani ECDE centre was not awarded to any contractor because all bidding contractors were not successful during evaluation of the tender.

That is the report, Mr. Speaker, Sir, as it was requested by Hon. Dominic Maitha of Muthwani ward. Thank you Mr. Speaker, Sir.

Hon. Deputy Speaker: Thank you chairman. Hon. Maitha what do you have to say on that report. We are going to take five comments on that statement then we shall close debate on that statement.

Hon. Maitha: Mr. Speaker, Sir, I am the one had sought this statement some three months back and you are the one who was in the Chair, Mr. Speaker and you directed the report be given in two weeks only to resurface in the floor of the house three months down the line. That proves to us the kind of services that we are willing or we are ready to offer to our people. Mr. Speaker, I want to applaud---

Hon. Deputy Speaker: Order! Hon. Maitha. The documents that I have indicate that your question was, your statement was sought on Tuesday 23rd September.

Hon. Maitha: We are now in December, Mr. Speaker, September, October, November, December. Those are three months. If not three months is not less than two and half months Mr. Speaker, Sir. I appreciate the work that has been done although, according to the report that we have been given, I want to start with my ECDE classes.

The ECDE classes that were awarded to my ward, up to date nothing has started. For example, when you go to Seme primary school, I have called the contractor more than five times. He has kept on promising to come, promising to come, promising to come. Nothing still seems to be happening. The contractor at the other school at Kapomboni came and produced a few materials and disappeared and nothing is happening.

These are the issues that, Mr. Speaker, I want to say. The major fear and I want to say this without any fear of contradiction. The major fear that these contractors have, as you have seen most of them have declined here, their fear is; are we going to be paid? Mr. Speaker, Sir, that is the major problem why you can see some of the contractors here have. I have tried to push them but it seems that there is some fear. I even sometime back came across some contractors

who were complaining who had been given these ECDE classes but they are fearing that they fear to start because they fear if they start, they are not going to be paid, Mr. Speaker.

As you have seen, some of them are said to be given, to be awarded to the contractor by 8th of October. Today is December and the MCA concerned does not even have information whether that contractor has been given that contract. Mr. Speaker, these were projects which were supposed to be done by the end of June 2014. Now we are expecting these projects will be completed, probably, next year and we expect them to be operational.

So Mr. Speaker, I still insist the Chief Officer concerned, although the Chief Officer has been transferred, the new Chief Officer needs to follow up these things otherwise if by December, come January, these ECDE classes are not completed, Mr. Speaker, then we are not going to serve the purpose of why we identified these projects. I want to put to your attention, Mr. Speaker, when we are issuing projects to be implemented by the Executive, we are not just giving projects for the sake of giving projects. We are giving projects on the basis of urgency.

Those ECDE centres are in dire need of those classrooms. One and half years down the line have been promising them, Mr. Speaker, we are becoming liars on the ground there. So, Mr. Speaker, it is the high time the ministry ensures that.... I would propose this house passes a resolution that any contractor who will not have finished those ECDE centres by the end of this month, by the time the schools re-open, that contractor should be surcharged or withdrawn from that contract because we are not just giving them contracts to go and boast about them. They are supposed to act.

Now we are need to implement the 2014/15 budget and we are now proceeding to recess the next two ,three weeks Mr. Speaker, If we proceed when are we going to start the other projects the other projects for the 2013/2014 Mr. Speaker, Sir. Thank you.

Hon. Deputy Speaker: Hon. Kimata.

Hon. Kimata: Thank you Mr. Speaker for giving me this chance to contribute. As indicated in this report, there is nothing done in Mwala, Mwala ward. I think this area should be.....these projects should be awarded to another contractor so that he can start the job immediately. I think you can attest most of ECDEs are almost complete. So this committee should make sure that they post other contractors to the site. Thanks.

Hon. Deputy Speaker: Chairman, what is your response to those two comments?

Hon. Manyolo: Thank you Mr. Speaker, Sir. It is true that most of the projects have not started and the last two weeks, my committee was to move around the wards investigating the status of all the ECDE classes but we could not manage to go around because we were only four. The other members had traveled to Mombasa for the other committees. So we were only four who were left and that is I, the chairman and the vice chairman Hon. Christine, Hon. Peter Nzoka and Hon. Renson Muthiani. I understand hon. Muthiani went round to Kangundo Sub-county and also hon. Nzoka went around at Matungulu.

I also visited some of the ECDE classes at Yatta and hon. Christine also visited some of ECDE classes in Mwala. Mr. Speaker, Sir, to draw your attention, my committee is also concerned about this issue because it is in our docket and by next week but one, we are going to visit all the ECDE classes and come up with a report on how they are and the situations they are in. I understand we will have a recommendation on what has been done, know what has not been done then we come up with a solution on what will be done within the ECDE classes. Thank you, Mr. Speaker.

Hon. Deputy Speaker: Hon. Kathinzi.

Hon. Kathinzi: Thank you Mr. Speaker. As you can see, there is an issue I wanted to point out, that there is a report on the ECDE centres which have been handed over to the site by 7th October and today is December. Mr. Speaker, what has happened on the ground is something which is unimaginable. In fact, in terms of this particular statement and report and the chairman for this particular docket Mheshimiwa Mutole, should immediately step aside for this committee to be steered by somebody who can marshal up muscles to pull up together members so that they can go round and investigate what is happening on the ground, Mr. Speaker.

Mr. Speaker, it is terrible to realize that more than 15 or so centres have never been handed over yet the chairman is seated here, steering this particular committee. Mr. Speaker, last time we went Kwa Kyumbo Youth polytechnic. I was with Mheshimiwa Nziva and we passed through Mheshimiwa Bibiana, Sir. Then Mr. Speaker, you find even today we are not even getting the reports of what is happening in this particular institution. It is pathetic.

Therefore, I propose this particular committee to sit down and investigate and find out whether they have the most suited chairman to steer up this particular issue, Mr. Speaker. This is a very serious issue. We cannot stay.....my ECDE classes have just been done in a shoddy way. They were given particular BRC to use, they are using BRC 610. I went there personally and I have samples with me Mr. Speaker. It is not acceptable.

If the Executive is not willing for us to do the overview because we will talk, talk for the end of five years we will just have done nothing. Mr. Speaker, that my immediate and most immediate action this house can take so that committees should be serious about what we are doing in this particular assembly. Thank you, Mr. Speaker.

Hon. Deputy Speaker: Hon. Ngunzi.

Hon. Ngunzi: Thank you Mr. Speaker. I want to observe that the ECDE classes that were awarded in my ward, that is Nzeveni, Yandaini is not yet handed over but the contractor who was handed Nzeveni came and attended a very colorful ceremony that was attended by the public. He went for good. Now it beats logic. What is happening? The public keeps coming to my home. Why has the construction work not started? If they knew the contractor would not start, why did they have to bring him to the public?

Mr. Speaker, the chairman is telling us that next week but one, not aware that we are going on recess the day after tomorrow and that no more committee sittings will be continuing,

and he is telling us that he will give us a report anytime in December. Now the chairman is telling lies to this house. Let him tell this house whether the classes that were earmarked for the year 2013/14 financial year will ever start. If they will never start, can he go public, in both the print and the social media, and tell the public that the government cannot continue with the classes anymore. We want facts here. We do not want stories, Mr. Chair. Thank you, Mr. Speaker.

Hon. Deputy Speaker: Hon. Chairman, what is your response? Can you give your commitment on the matters raised?

Hon. Manyolo: Thank you Mr. Speaker, Sir. I understand I am serious about my committee and I am also the able chairman within the other chairs because whatever I have tabled here, I understand some of the chairpersons have not made efforts to bring a report. Mr. Speaker, Sir, it is not me who awards tenders. They are being awarded from the Executive and my work is just to do follow up and I have done the follow up and have brought a report to you.

Then I have said by next week, we are going around. Saying that committees are not going to meet, it depends on the relation between you and the office. If I have communicated to the office to give us time that we may go around and.....Order! Mr. Speaker, Sir, protect me.

Hon. Deputy Speaker: Allow the member to conclude.

Hon. Manyolo: Mr. Speaker, Sir, I have written a letter to the Clerk requesting the office to allow us go round within December, next week, to go around all the wards and investigate whatever is happening in the ECDE centres. I understand, writing a letter, I as the chairman, writing a letter to the Speaker is in the right procedure that we requested time for us to go around and inspect because if we go for recess, then we come on February, we will not have time to give a clear report on this issue. I understand that we have press which will list whatever is happening. Thank you, Mr. Speaker, Sir.

POINT OF ORDER

Hon. Deputy Speaker: What is your point of order?

Hon. Maitha: Is it in order Mr. Speaker, Sir, for this so proclaimed able chairman to mislead this house and tell members that he is going to give us a report in December yet we are in December and these are projects which were supposed to have been done by the end of 30th June, 2014. Is it in order? Mr. Speaker, he should quit and give room for another able chairperson who can propel the plans of this assembly to the next level Mr. Speaker, Sir.

Hon. Deputy Speaker: Order, members. I want to believe that chairmanship of committees is vested within the electoral college of the members in that committee. So I don't want us to make it a matter of debate in the house. The members of the committee on education,

it is upon them to choose whether they are at peace with the current leadership or they would want to change it at some point.

So I don't believe it is part of the matter before this house. Can we restrict ourselves to the issues before us? I would want us to finalize on this matter and to discuss in relation to referring to wanting the committee to bring a substantive motion in regard to whatever has been before this House. Hon. Kamitu.

Hon. Kamitu: Thank you very much, Mr. Speaker, Sir, This is a very serious statement and I applaud Hon. Maitha to have brought this issue on regard to ECDE. For one, if you look to the time factor and when the tenders were advertised, it has taken long that the committee has not reported to this house in regard to this. I am making this statement because there are some statements within the report that you do not a lot of theory to prove that this is a report full of lies. I have no fear to say that because this is a report full of lies. When you talk of an ECDE tender which was awarded to a contractor and there was none successful during evaluation, these are lies.

In procurement, if any tender has been advertised and after six months there is no action which has taken on the ground, outright, the office concerned should go for another tenderer. So, our chairman, when this statement was requested by Hon. Maitha, our chairman just went offices of education and this is exactly what he was given. What we are saying is that there is no binding truth in this report. We should outright and immediately call the Chief Officer, regardless whether he was transferred to another department. This is the Chief Officer who should exactly what is happening on the ground because if there was any money allocated to these ECDE classes, outright, things could have been seen to be.

The classes would have been seen to be. The action would have been seen to have taken place. So, we have only been given report in theory form of it in good English but with a lot of lies. I have no fear to say that. So, we need immediate action. ECDE classes should be seen because that money was allocated by this house. We budgeted for, we passed budget for this and nothing has taken place.

For that matter, Mr. Speaker, Sir, if you look to Tala ward, I am not discriminatory, among the two ECDE that were given to every ward, you can see that statement. The ECDE centre was not awarded to any contractor. All bidding contractors were not successful during evaluation of the tender.

Kangundo, Matungulu happens to have one of the best tenderers. People with money. So, I cannot be convinced that there was no successful tenderer for that matter. Thank you, Mr. Speaker.

Hon. Deputy Speaker: Yes Hon. Muli.

Hon. Muli: Thank you Mr. Speaker. I have a short contribution on the issue of ECDE classes whereby Mr. Speaker, I can smell these projects are shadow projects or these projects are a rubber stamp, Mr. Speaker. Mr. Speaker, we may request the chairman of the ECDE who has

brought the information which was asked by Hon. Maitha but we want also to go further and also bring extensive report, on as per ward, the percentage of undertaking these projects.

Mr. Speaker, I relate to my ward which is Ndithini where is quoted, 'the engineer did not hand over the site this because the land identified by the area MCA was not public land. Mr. Speaker, I wonder who gave the information that that is not public land because either it was not communicated. Even I don't know and I am always, when am on request of the Chief Officer, tells me my project has been already awarded and is set to start anytime.

Therefore, Mr. Speaker, I believe as my fellow hon. member has said, this information has been loaded with lies and we need now to know more and get the truth of the matter where it lies. Thank you, Mr. Speaker.

Hon. Deputy Speaker: Hon. Members we want to conclude on this item. I want to issue directions over it. I will only give two opportunities for contributions and then from there we shall have the direction taken. Hon. Kyalo Kyuli.

Hon. Kyuli: Asante sana Bw. Spika kwa sababu ya kuniona. Mambo haya ya madarasa kujengwa mimi nashnagaa sana kama mbunge tukiongea, tukipiga mdomo tukiambia Chairman leta statement hii tuambie imefika wapi nah apa sisi hapa tukipitisha jambo Bw. Spika linakuwa limepitishwa.

Kwa nini kama bunge basi, tukipitisha mambo hapa yanaenda yanachukuliwa kama ni madharau. Sisi basi tumukaa kama yatima Bw. Spika. Kuna kamati tekelezi ambayo inapaswa kuwa imeshika mtu ikamweka ndani. Kuna kamati ya elimu. Inafaa imeita huyu wazizari ama Yule nasimamia madaraka akaja hapa tukamfurusha. Wacha hata kumuuliza maswali.

Bw. Spika, hivi sasa, vile tunakaa, tunasema Bw. Chairman hii, Chairman ile, kamati hii kamati ile. Sisi kama wabunge la kaunti ya Machakos, sisi inaonekana tukipitisha mambo hapa kuna mwingine ananenda ana yakanyangia ama anayapiga yaelekee mkondo mwinigine.

Ulisema madarasa mawili. Mwaka umekwisha. Wakati tulisema madarasa mawili, tuliweka pesa. Hivi sasa hata Chairman hawezi akatuelezea pesa zilienda wapi. Bw. Spika, hivi leo tunaongea mambo ya kufurusha Yule mwenyekiti. Kabla hatujamfurusha, kwanza tujue kama pesa zetu ziko ama haziko. Kwani sisi tuliweka pesa na hatujui ziko wapi?

Jambo la tatu ama jambo la pili Bw. Spika. Mimi ningelipendekeza hivi. Hata kama inawezekana, kama sisi wote wabunge waite huyu ambaye ni waziri na yule katibu mkuu kwa ile wizara waje hapa tuwaulize maswali. Kama sio hivyo, kuna kamati tekelezi ichukue hatua na kazi yao kwa katiba imeelezwa vizuri kwamba wale wanaweza kuita huyu na wakelezea kwamba huyu afisa afurushwe.

Kama ni waziri ama mwandishi huyu afurushwe. Kwasababu tuliwapa pesa na muda na sijui ni nini nyingine kwasababu mwaka umekwisha, mwaka wa serikali na mwaka wa kawaida ukakwisha. Hivi tunaemda kumaliza mwaka wa pili wa serikali. Ni kummanisha zile pesa tulitenga kujenga madarasa, mtu alichukua akala.

Hivi leo ukienda kule mashinani, sisi tunasemekana tuliwaahidi madarasa mawili n atuliwanonyesha bajeti tuliopitisha maanake haikuwa siri. Inamaanisha kule mashinani sisi wabunge tulikula pesa. Sasa wewe Spika, nafurahia kwa sababu wewe ndio uko kwa kiti,

unanisikiza na unasikiza kila mbunge. Wewe una wodi kama ynagu Bw. Spika. Kwako kama zimejengwa, bahati yako. Kama hazijajengwa, ulikula pesa. Maanake watu watasema hivi, mimi na wewe Bw. Spika tulikula pesa ilhali hatujui mambo yalikwenda mrama wapi.

La mwisho, wabunge wenzangu. Hili jambo li;liulizwa la madarasa ni jambo ambalo linatukera. Ni jambo ambalo limeguzia kila mbunge. Naomba hivi; tuitiwe huyo wazir, aje hapa na kila mbubge awe hapa ili tumuulize maswali pamoja na yule katibu wake ndio tujue mambo yakikwenda mrama wapi.

Hon. Deputy Speaker: Hon. Pastor Ndeto.

Hon. Ndeto: Thank you Mr. Speaker. I think this motion could not have ended well without Pastor speaking because I was the Chairman before I was kicked out. This is one of the issues of the kicking out of this former chairman. Let me say this. This report, although the chairman has just gotten it from the education office, it is not true.

Go to Kyanguli, go to Kiu, those two schools in my ward and you will find the contractor never went the day that was set. Secondly, members, I met a contractor at around 6 in the morning and he told me 'Pastor, three weeks ago one of us died' and you know Max Victor who died here weeks ago. He is the contractor who was constructing a road in my ward. The first award and he died because he has not been paid. He collapsed and died.

Last week on Friday, another one collapsed here in Machakos when the y went for payment and they were told there is no money. He collapsed.

POINT OF ORDER

Hon. Deputy Speaker: Yes, Hon. Muinde. What is your point of order?

Hon. Muinde: Mr. Speaker, I wish the Hon. member to really give facts because the proprietor of Max Victor company limited is from my ward one Albanus Muthama. He is alive. He is a person I know and I wish that he give real facts other than misleading this house. He must withdraw because Max Victor actually resides here in Machakos and comes from my ward. In the last elections he was my No. 2.

Hon. Deputy Speaker: Hon. Ndeto, can you withdraw.

Hon. Ndeto: I am not going o withdraw. The Max Victor I am talking about is the Max Victor that the tender committee gave me as the one who won the tender for my ward.

Hon. Deputy Speaker: Have you ascertained that the Max Victor that you are talking about---

Hon. Ndeto: Yes from Kitui.

Hon. Deputy Speaker:is alive?

Hon. Ndeto: The one who was constructing my road and is from Kitui. He is dead.

Hon. Deputy Speaker: I think you must be---

Hon. Ndeto: There must be two Max Victors.

Hon. Deputy Speaker: Hon. Ndeto, you are out of order.

Hon. Ndeto: Ok, I can withdraw. Allow me to continue.

Hon. Deputy Speaker: You need to---

Hon. Ndeto: Allow me to finish my statement.

Hon. Deputy Speaker: You have not already withdrawn.

Hon. Ndeto: I have withdrawn. I have withdrawn. Let me continue.

Hon. Deputy Speaker: You must understand that you cannot make unsubstantiated comments---

Hon. Ndeto: Given time, I can substantiate.

Hon. Deputy Speaker:on the floor of the house so that when you are making such comments any other time, you must have candid facts about the livelihood of other people.

Hon. Ndeto: Okay, I withdraw. Let me continue.

Hon. Deputy Speaker: Restrict yourself to the matters before the House.

Hon. Ndeto: That is okay. Let me continue. When we talk of contractors, we know how these tenders were awarded. The report we have from the Controller of Budget states that in the last financial year, Ksh. 53 million was paid for construction of ECDE classes and members are here, they can ascertain

Apart from Hon. Kathinzi whom I have heard saying is classes were constructed I don't know if there is any other member. I am still worried and I am making a follow up. Where was this Ksh. 53 million spent. This are issues that this house needs to seriously follow and Mr. Speaker, let the chairman seriously follow this matter because it is a serious problem.

If you go through that report, it is very clear and the Controller of Budget states Ksh. 53 million was spent on ECDE classes. Thank you.

Hon. Deputy Speaker: Ok. Hon. Ndawa.

Hon. (Ms.) Ndawa: Thank you Mr. Speaker. At least, finally you have seen my hand. I would like to correct my able chairman for education and especially on the issue the elected members who have wards. We have been singing the song of this has not been done, we have passed these. Time has come because if the CEC members are not able to work because they are the officers who are supposed to implement. Let us lock those offices and throw them out and get new CEC members who are able to implement what we pass in this assembly.

This is the second year and next year in June, we will have two years in office and nothing has been implemented. Honestly, we cannot continue like this. We have to take out mandate and play our oversight role and make sure that the CEC members do their work.

I am surprised by Hon. Muli from Ndithini who seems to be the government spokesman. He has really stood up and made it very clear that nothing---

POINT OF ORDER

Hon. Deputy Speaker: Yes what is your point of order? Let us hear the point of order.

Hon. Muli: Thank you Mr. Speaker. I also want to remind Hon. Ndawa that I am totally elected member from Ndithini ward but I am not here as the spokesman. Thank you, Mr. Speaker.

Hon. Deputy Speaker: Hon. Ndawa, I hope you are properly reminded.

Hon. (Ms.) Ndawa: Thank you, Mr. Speaker. That was my own opinion. I urge these hon. members 'let us get on our feet and wake up' because time has gone and try to push these people who are not working in our offices. It is either they toe the line and implement what we pass or they leave the offices. Thank you, Mr. Speaker.

Hon. Deputy Speaker: Okay, members. Going by the mood of the house is that this report needs further scrutiny and investigations by the committee on education with a view to coming up with a motion that should have recommendations on action that should be taken on the officers responsible for the delay in implementation of these projects.

I want to instruct that the chairman of education committee with the members to do further investigations on this report with a view of bringing a motion for approval by this house so that the persons responsible for the work can be put to account. That work is expected back in this house, the earliest that we shall be convening after the end of this week.

EFFECT OF POWER BLACKOUTS ON STREET LIGHTS AND CCTV

Hon. Deputy Speaker: There is a statement that was sought by Hon. Oliver Nzeki on power black outs and possibility of using solar energy in the street lighting and CCTV cameras. Chairman of labour, ICT and Public Service committee. I want to understand that that matter was required to be referred to the Chairman on energy committee. That is a matter for the chairman of energy committee. However, I want to believe that the chairman on labour must handled the matter.

Hon. Katela: I have handled it because it touches on ICT.

Hon. Deputy Speaker: Let us go ahead.

Hon. Katela: Thank you Mr. Speaker, Sir. I have a statement to issue to the house which was sought by Hon. Oliver Nzeki Munyaka, MCA Mua ward on CCTV cameras. I wonder whether he is in the house. Thank you Mr. Speaker, Sir.

Mr. Speaker, on 5th August, 2014, Hon. Oliver Nzeki Munyaka sought a statement on the following; what the county was doing on insecurity during power blackout since the CCTV cameras could not function without power.

Mr. Speaker, Sir, after we sought the statement from the relevant office, I would wish to respond as follows; that the CCTV systems function normally when there is electricity from Kenya Power. However, the power from Kenya Power is not stable and cannot be relied on when it comes to CCTV surveillance operations.

The department has ensured that Kenyatta stadium, Machakos Peoples' Park, County headquarters, Governor's office, the CCTV control room and Mavoko offices have backup power from generators to ensure the control room is in operation for 24 hours.

The department has researched on solar power back up solution. Locally, such solutions have proved to be very expensive and the department is planning to explore cheaper power solutions abroad. The department has resolved to deploy solar power solution in future like the one on Kangundo road which is solar-powered.

The investment cost is higher for such project but the power cost of running them are lower. This source of power is also reliable and efficient. Thank you, Mr. Speaker, Sir.

Hon. Deputy Speaker: Thank you Chairman. Hon. Oliver, what is your take on that?

Hon. Nzeki: Thank you Mr. Speaker. I totally go against what my able chairman has said because other times you find that if you have decided to put CCTV cameras in our roads, it is supposed to be supported by power. Mr. Speaker, Sir, I totally disagree with our Chairman saying that it is a bit expensive to install solar panels where there are CCTV cameras.

Because we started the project, we are supposed to see it running. Mr. Speaker, Sir, I totally disagree with that. We are supposed to run the CCTV system for 24 hours. That is 24/7. Thank you Mr. Speaker, Sir.

Hon. Deputy Speaker: Any other reaction to that report. Hon. Matheka.

Hon. Matheka: Thank you Mr. Speaker, Sir, and the house at large. Mr. Speaker, Sir, I will never cease to wonder loudly about the things that are happening in Machakos County. Mr. Speaker, Sir, I can see we have installed generators in the Machakos People' Park and the Kenyatta Stadium for back up.

Yet Machakos Level Five hospital has no backup generator. Those are inverted priorities and we should think of reversing them. Mr. Speaker, Sir, we cannot afford to lose a life yet we are giving people backup generators for luxuries. It is totally wrong and morally wrong.

Mr. Speaker, Sir, I will also wonder why are we putting security before other things of development. Security is not devolved. We should not boast in this house that we are putting solar panels to power cameras in Kangundo road yet there is not much insecurity in Kangundo road.

I come from Kangundo and I use that road almost daily all the way to Nairobi and I have not seen that insecurity. Mr. Speaker, Sir, we don't need to invest heavily on security which is not devolved. The cameras we are talking of are eating into the budget of other development which should be given to our people like water. Mr. Speaker, Sir---

POINT OF INFORMATION

Hon. Katela: Thank you Mr. Speaker, Sir. I want to inform the hon. member that Kangundo road starts from Susu Centre all the way up to Kangundo but it does not start from Kangundio towards this side. So between Susu Centre and somewhere along Mutituni we have CCTV cameras. Thank you, Mr. Speaker.

Hon. Matheka: Ok. Thank you Mr. Speaker for the good information for the good point from my good friend Hon. Katela but he is really confused like the government itself. Mr. Speaker, Sir, the Kangundo road we are talking of is from Kangundo town to Joska where Kangundo borders Nairobi. There is where we have CCTV cameras powered by solar.

Hon. Katela, there is no CCTV camera from Susu Centre to Mutituni. I think you are confused. There is none. Mr. Speaker, Sir, I sue this road daily from here to Kangundo and the other road so I think Hon. Katela you need to be more informed than me.

Mr. Speaker, Sir, my point was simple. We should put backup generators in installations that are saving lives like Kangundo Level Four hospital and Machakos Level Five hospital but not in luxuries where people go to enjoy. Thank you Mr. Speaker, Sir.

Hon. Deputy Speaker: Yes hon. Mueni.

Hon. (Ms.) Mueni: Thank you Mr. Speaker, Sir. Mine is to say that when there is no light it is the time when the thieves come to disturb us and it is very dangerous. So people, we stay outside the town so we need light so that we can be safe.

Hon. Deputy Speaker: Yes hon. Kathinzi.

Hon. Kathinzi: Thank you Mr. Speaker, Sir. I believe that now we are in a pathetic situation where chairpersons of committee are giving fake statements. This a statement where we need, I don't know where to get a proper..... (*inaudible*) because this is another chair we will demand him to be thrown out of the window Mr. Speaker. He is totally ineffective.

For example, today we are calling a meeting at 10 a.m. and he is coming at almost at 12 p.m. I missed two other committee meetings---

Hon. Deputy Speaker: Order Hon. Kathinzi, you need to restrict yourself to the matters before t his house and therefore you seem wanted to have the opportunity to air other allegations. Can we hear Hon---

Hon. Kathinzi: Thank you, Mr. Speaker. Let me conclude by saying it is in fair justice---

Hon. Deputy Speaker: You are out of order. Let us hear Hon. Maitha.

Hon. Kathinzi: Thank you, Mr. Speaker.

Hon. Maitha: Thank you Mr. Speaker, Sir. I wish to applaud Hon. Munyaka for the statement that he sought. I totally concur with the observation that the hon. chairman is not giving us the right information. One, if you go to point No. 3, 'the department has researched ob solar power solution. Locally such solutions have proved to be expensive and the department is planning to explore cheaper power solutions aborad.'

If everything has to come from abroad Mr. Speaker, Sir, how are we going to develop our county? This is our money so let it be invested locally so that our people can use the money locally to do built locally. Why should we take money, all the way to China and yet we can get the services here? Devolution was meant to serve local solutions and empower the local people. Why should we go to invest outside other than investing locally?

I would recommend that those solar panels which will be used be sourced within, however, expensive they are, Mr. Speaker. I strongly believe that if bidding was done to give tenders to supply this equipment, Mr. Speaker, we are going to get cheap and lower rates. Mr. Speaker, we are investing too much on security but there is little that we are getting to be convinced that insecurity is being tackled in Machakos.

If today we could be given a report that the CCTV cameras have managed to capture this number of crimes, then we would even be saying that we need to invest more. Mr. Speaker, even before we proceed, I would request the chairman to table a report, as soon as possible, on how many crimes have been captured by those CCTV cameras before we go ahead and invest further.

Mr. Speaker, security is a national function and I am happy that I am receiving a message here that Inspector General has just resigned, hoping that security is going to improve Mr. Speaker. I am also being informed that he cabinet secretary for security is hon. Nkaiserry and hoping that things are going to improve.

If the national government has seen the need to invest more in security and people who are incompetent like Inspector General are resigning, I think it is the high time the county government of Machakos reviewed the amount of money we are spending on insecurity because we might be investing in a field that is already captured by the national government.

I want to put to your attention Mr. Speaker that the government, through the national assembly the other day, passed a budget of more than billions of shillings and contracted Safaricom to install CCTV cameras in every town. Why is it that the county government of Machakos is investing in the same? It is duplication of services, Mr. Speaker.

I would request, through the Chair, first the chairman to table a report in the floor of this house of how many incidents the CCTV cameras have reported but not propagated or created shortages (??). Thank you, Mr. Speaker.

Hon. Deputy Speaker: I want to direct that the matter be referred to the committee for further development of recommendations. You need to log in to the issues that have been raised by members and also table the same request on the crimes that have been reported as captured by the CCTV on our roads. That report should be with us in the earliest time possible.

Convene your committee and work on that. The depth of your report should be(*inaudible*) with the assessment by members. So you need to do more on the report that you will bring to the House.

STALLED HEALTH FACILITIES

Hon. Deputy Speaker: Statement No. 3, requested by Hon. Maitha on stalled health facilities cannot be presented because we don't have the chairperson. I am not aware whether we the vice-chairperson of that committee here. Vice-chairperson of health services committee? Who is the chairperson? She is not present. The vice-chairperson?

STAFF BIOMETRIC REGISTRATION AND PAYMENT OF CASUAL WORKERS

Hon. Deputy Speaker: Let us go to statement No. 4. It was sought by hon. Stephen Muthuka on Machakos County staff biometric registration and payment of casual workers. Chairman of labour, public service and ICT committee.

Hon. Manyolo: Mr. Speaker, Sir---

Hon. Deputy Speaker: Hon. Manyolo, you are out of order. We might be tempted to throw you out of the house.

Hon. Katela: Mr. Speaker, Sir, I am here to present a statement sought by hon. Muthuka. Mr. Speaker, Sir, on 23rd October, 2014, hon. Muthuka from Ndalani ward sought a statement on the following: status report on the recent biometric registration for Machakos county government staff and status report on unpaid salaries for casual workers.

Mr. Speaker, Sir, after the statements were sought, we established the following; there was general understanding that the county government staff do not undertake the biometric exercise immediately since the County Public Service Board was at the same time in process of carrying out human resource audit and the same was communicated to members of staff of the county government vide circular Ref. No. PSS/ SM/ 10/ 2014 dated 1st October, 2014, as attached.

The county government intended to conduct the biometric registration once the audit was completed. However, it is important to know that all the staff of Machakos County Assembly undertook the biometric audit after being instructed to do so by the County Assembly Service Board vide memo Ref. No. Machakos County Assembly HRM/ IM/ 1/ 2014 dated 7th October, 2014.

Furthermore, after conducting further investigations it was established that some county government members of staff also did undertake the same exercise.

Again all casual workers have been paid their September, 2014 salaries and there were no outstanding payments as of 26th November, 2014. All departments have been instructed to forward their requirements for casual workers by the end of this month and are currently evaluating their needs. They are required to forward this information to the department of public service, labour and ICT so that the casual workers can be placed on a three-year contract with effect from December, 2014. Thank you, Mr. Speaker, Sir.

Hon. Deputy Speaker: Thank you Chairman. Hon. Steve, your response to that statement.

Hon. Muthuka: Thank you Mr. Speaker, Sir. I think we may be wasting a lot of our valuable time here when we are getting such reports. It is pathetic and regrettable because from this report, it is just like a Standard Eight poem or something because you don't understand. This is not a statement; this is not an answer to be given. This is a correspondence because if you are telling me this was a national directive and we believe, through the Transition Authority, there was that memo that was sent to the county and all the other counties.

All the other counties, apart from Machakos took part in this exercise. We are not given the reasons why Machakos was not ready. We are talking about Machakos County Public Service Board. We know what has been happening to that board and actually even today we don't know how many employees Machakos County has.

Recently, 388 employees of the county were sacked un-procedurally unpaid and yet the report tells us all the casuals have been paid and by 26th November, 2014 there were no arrears while we know even the hon. members of this house have not been paid. Mr. Speaker, we don't need to discuss about this statement. I want to reject the statement and I am seeking an elaborate statement which will be able to address the woes of our people.

From the report also, he talks about some of the members of the county went to register. If the county was not ready, who undertook that process? Who verified? From the correspondence from 'I don't know who.'(*inaudible*) and actually the letter is not official.

‘colleagues, the above mentioned’ and even it is fading. I think this is just a creation of the Chairman together with the so-called Musyoka Kalla, Chief Officer, Public Service.

This memo, if it went to all chief officers, why do we have some of the employees undergoing the exercise? We know the repercussions of the exercise. If you fail to register, most of the people will not get their salaries. Why are we quoting the (*inaudible*)?

So, through the Speaker, I want to dismiss this statement and I am seeking the correct position of the status of the employees that were not paid and the status of the biometric registration because there were deadline given by the national government. Is Machakos special or is not in the league of other counties? Let us style up and let us take our work seriously so that we can help our people and generation to come. Thank you.

Hon. Deputy Speaker: Hon. Kitheka.

Hon. Kitheka: thank you hon. Speaker for giving me this chance. Mr. Speaker, I feel perturbed by the kind of statements and answers coming to this house. First and foremost, I would like to request the hon. chairman who has come up with this document. I would kindly request him to respect this house simply because two weeks ago, I was with the same chairman with people, the workers from the Executive who had come to this assembly requesting for him to go and look whether they can be paid.

So I don't see any substantive and material in this statement simply because I was with him, they rioted in this town and they were not paid. It is only last week when they were paid one month. Protect me Mr. Speaker because I know the details. It seems he doesn't know the details of what is happening.

Hon. Deputy Speaker: Can you conclude.

Hon. Kitheka: Yes Mr. Speaker. The other issue is of biometric registration. This was a national issue which didn't need other directives from any other quarters. Majority of the old municipal council and other defunct council employees, registered. It is only the new unconfirmed and others who have not completed their probation who did not register but notwithstanding all these, the assembly seemed to be wiser that the entire county.

We salute our Clerk because he instructed our people to go and register and we cannot dispute that. We give credit where it deserves because there is a letter showing they registered. If Mr. Speaker, the workers of Machakos County did not register, they don't expect any pay this month and it will be all chaos in Machakos because I tell you clearly, there is a lot of haphazard employment in Machakos County to an extent that people have been sacked and others have been given appointment letters while at home and I can substantiate that with a document if given the chance.

Mr. Speaker, I can see we are moving in a very dangerous direction simply because if this is the kind of interview, substantive information we will be bringing to this house, we are deemed to fail. I kindly request and humbly request the hon. member Stephen Muthuka to

request for a more comprehensive document and not his kind of Standard Eight or Form One document which even lacks flow and sense. Thank you.

POINT OF INFORMATION

Hon. Deputy Speaker: What is your point of information?

Hon. Maitha: Mr. Speaker, I want to bring to your attention that the issue of biometric registration was a national exercise and I wonder where a directive from the national government can be taken so lowly or start negotiations with the county government. Mr. Speaker, I want to bring to your attention that when the biometric registration was on at the County Commissioner's office, officers from the county government of Machakos went to the line where our people had queued to do their own registration.

They were threatened and told that they must be given instruction from their Chief Officers to register. Actually a fight almost ensued. It is only those former municipal and county council staff who defied that order and proceeded with the registration, Mr. Speaker. The rest of the staff were threatened and anyone who was found to register was threatened with sacking. Mr. Speaker, for how long will our people be threatened?

Mr. Speaker, the County Public Service Board should be thrown out of the window. They are giving people jobs and later they sack them and then they say they are going to be deployed. It seems the CPSB has lost direction in whatever we are doing Mr. Speaker. I want to bring to your attention that there is nothing like negotiations between the county government and the national government and if any, let this house be furnished with the appropriate correspondence and request that that process is on course. Thank you Mr. Speaker, Sir.

Hon. Deputy Speaker: I want to give a direction on this statement that, can we wind up on the number of questions that we are supposed to.....yes Hon. Ngunzi.

Hon. Ngunzi: thank you Mr. Speaker. Before you can give the direction, I thought all workers in this county are placed under departments, be it the department of water or decentralized units, lands, everywhere. I thought we will get in this report total number of workers under a department. How many went for the exercise? How many did not go?

But what we have been given here is a blank statement. Can we be serious when handling issues that are coming to his house? We are asking of the status report. How do we get a report on the state of biometric registration when we do not have figures? We are just given stories here. Can the Chairman be serious and somebody suggested this chairman for labour committee might be the wrong man. Thank you, Mr. Speaker.

Hon. Deputy Speaker: Hon. Peter Nzioki.

Hon. Nzioki: Thank you Mr. Speaker. Mr. Speaker, I would like members to look a he first letter that was written by the Chief Officer for labour and public service. The first word is

colleagues. It looks like this letter was not written by a person who is in charge of this department.

Mr. Speaker, if you look at the second letter from the assembly, that one is well-documented and self-explanatory. If you look at the dates of the expiry of the exercise, the one from the Chief Officer, the deadline is on 8th October and the one from the assembly, the exercise ends on 10th October, 2014.

The first letter, it seems the person did not know what was happening. I would say there are a lot of contradictions on the information that we are getting from this department and I would say when we are asking for this information, it is like we are wasting our time. I would like to waste my time here getting such information because this was a national exercise and we know our county government has over-employed and that is why most of our workers are not getting their pay in time.

I want to inform the chairman of the labour committee that by 26th.....and by today, I have a casual employee who has not been paid for four months, Mr. Speaker. If the chairman does not know, he should at least check the facts of these letters. Mr. Speaker, I would suggest that this report is taken back to the chairman and he produces a more factual report than this one. Thank you, Mr. Speaker.

Hon. Deputy Speaker: Hon. Geoffrey Munyao.

Hon. Munyao: Thank you Mr. Speaker, Sir. I wonder if these are the kind of statements which are to be brought in this hon. house. Mr. Speaker, if these are kind of statements to be brought in this house for deliberations, I can propose these hon. to be demolished and get a football club so that we come here to be playing football because this is a kind of exercise that cannot be hard because this statement---

Hon. Deputy Speaker: Hon. Geoffrey Munyao, you are out of order.

Hon. Munyao: Thank you, Mr. Speaker.

Hon. Deputy Speaker: You cannot propose that a hon. house be demolished and turned into a football ground. You need to withdraw your statement.

Hon. Munyao: Mr. Speaker, I wonder how to withdraw such a statement---

(Laughter)

.....because this is a true fact that we are just loitering in this area of the assembly and we are not working, Mr. Speaker.

Hon. Deputy Speaker: Hon. Munyao---

Hon. Munyao: I apologize, Mr. Speaker.

Hon. Deputy Speaker: Thank you. What is your point of information Hon. Ngunzi.

Hon. Ngunzi: Mr. Speaker, if you look at the drawn by the Chief Officer of labour and public service, Musyoka Kalla, it clearly states that due to logistic challenges we regret that the exercise could not kick off. The chairman has not provided a letter because down there he said ‘the government of Machakos is in consultation with the national government to work out he modalities of rolling out he registration exercise.’

We do not have another letter that he is giving us because he says the dates and venues where the exercise will take place will be communicated soon. Where are those venues and dates? The chairman is telling lies. This letter says the exercise could not take place and he does not tell us when the exercise took place. Can the chairman react?

Hon. Deputy Speaker: Let us get his response.

Hon. Katela: Mr. Speaker, on the fourth paragraph, we clearly state that we are requesting all the department to instruct us whether they have problems with their employees and even casual workers. We are even requesting---

Hon. Deputy Speaker: Hon. Chairman.

Hon. Katela: Excuse me Mr. Speaker. Which means were are even open more---

Hon. Deputy Speaker: Order Chairman. Order Mr. Katela. You are out of order. Remember, he is asking the correspondence that was supposed to indicate the dates and venues of undertaking this exercise. Can you respond on that line that is on the letter that was supposed to communicate?

Hon. Katela: I misplaced it and I could get it provided on another date.

(Loud consultations)

Hon. Deputy Speaker: Hon. Chairman, you are required to take the business of this house very seriously and...order member. I would want to have this matter settled. What is your point of order?

POINT OF ORDER

Hon. Maitha: Mr. Speaker, Sir, thank you very much. I have consumed most of the assembly’s time today. Is it in order for this hon. member to mislead this house by telling us that he has misplaced that information? On top of that Mr. Speaker, the cabinet secretary for

devolution, Waiguru, last week gave a final resolution regarding the issue of biometric registration. At any point, unless I was asleep Mr. Speaker, there is nowhere did she say there are some counties that have been given room to continue doing the registration.

Is the chairman in order to mislead this house? On top of that, hon. Manyolo from Matuu ward last week stood up and said tree planting exercise was taking place in his ward only to go out of this assembly and say he was making fun of this. The same case is being replicated by the hon. chairman for labour. Mr. Speaker, the integrity of this house needs to be respected and is in question Mr. Speaker. Thank you.

Hon. Deputy Speaker: Members, I want to give direction on this matter so that we may be able to dispense it off. I will only give the guys who have not contributed. Hon. Munyaka and one more fella then we wind up.

Hon. Nzeki: thank you Mr. Speaker. I just wanted to---

POINT OF ORDER

Hon. Deputy Speaker: What is your point of order?

Hon. Muthuka: Thank you Mr. Speaker. This you owe this house some apology. How do you just call the members of the assembly ‘another fella.’ I think Mr. Speaker, you are demeaning he on. Members of the house and you need to respect them and address them in the right titles. Thank you.

Hon. Deputy Speaker: *(laughs)* Hon. Munyaka, continue.

Hon. Nzeki I just wanted to bring a correction because we have a Clerk here. I have seen the letter that was written from Mr. Kalla, Chief Officer of labour. It was not received in the assembly. I am aware that whenever a letter comes from either from the headquarters, it comes to our Clerk and then the Clerk signs to have received the letter. So this thing is out of.....it is something that cannot be undertaken (??).

Hon. Deputy Speaker: *(laughs)* I want to concur with that member and I want to say that this report is not acceptable I this House and I want to rule that hon. Katela, you demeaned the integrity of this institution. The other time you are bringing a report here, make sure you have done your homework right because what we have before us is a disgrace and it doesn’t follow the integrity within which it is expected to be.

Don’t think the members we have in this house do not know how professionalism is supposed to be exhibited. I order that you bring another statement in response, a deeper response to the same statement explaining all those issues that have been raised by members. There has been an issue on the CPSB, the number of workers per department, how many registered and

how many did not register and the response exhibits laxity, irresponsibility with the people who were working on it.

Kindly that is not the level that we would want to take this house to and you make sure you do your bit. You are required to bring a report o this house on Thursday this week afternoon. Make sure you have that work done.

Hon. Muthuka, when you refer to any other person as a fellow, in you English, if you consult your Collins concise dictionary, you will be informed that a fellow means a colleague, a comrade and such. So I refer to either of you as a fellow, it means someone with whom you work with on a certain matter. So, it is.....Order member, it is not outside the capacity of the Speaker to regard a member on that line.

Moving forward, hon. Maitha, I think we are done with the statements and we need to move. Can we proceed on the next item on the Order Paper?

BILLS

Second Reading

MACHAKOS COUTY LIQUOR LICENSING BILL 2014

Hon. Kanui: Mr. Speaker, Sir, I wish to table the report on liquor licensing Bill---

Hon. Deputy Speaker: What?

Hon. Kitheka: Mr. Speaker, I wish to bring to your attention that there is no quorum.

Hon. Deputy Speaker: Clerk, can you confirm whether we have quorum. Proceed. Hon. Kanui, can you proceed.

Hon. Kanui: In pursuant to Standing Order No. 121 (1), the Machakos County liquor licensing Bill 2014, be now read for the second time.

Hon. Deputy Speaker: So the Serjeant-at-arms, you can ring the bell.

(Quorum bell rung)

Hon. Kanui: I request Hon. Bernardette, my vice-chair to second the motion.

Hon. (Ms.) Mueni: Mr. Speaker, Sir, I stand to second the bill. As a committee, we went through the bill and it was good the county to have it passed through this house. So, I second.

Hon. Deputy Speaker: You are not allowed to move out Hon. Ngunzi.

Hon. Munyao: Mr. Speaker, I need to move out and Serjeant at Arms is denying the chance of going out. Is it in order for Serjeant at Arms to tell me I am not able to answer a short call. Mr. Speaker.

Hon. Deputy Speaker: Hon. Geoffrey, the Serjeant at Arms is within the law. The Standing Orders provide that during the 8 minutes that the bell is supposed to ring for the quorum to be achieved, no member inside the chamber is allowed to move out. So members are supposed to remain within the chamber until the expiry of that time. So no member is allowed to move out until the expiry of that time. In fact, the door is supposed to be closed. Hon. Collins.

Hon. Munyao: Mr. Speaker, if it is so, we have to be provided with washrooms in the chamber, if that is the case because you cannot be seated here while we will be fixing ourselves.

Hon. Deputy Speaker: It will be done.

Hon. Mbithi: I want to bring to the attention of the Speaker that I am improperly dressed.

(Laughter)

Hon. Deputy Speaker: According to the rules of the Speaker, he can confirm that you are properly dressed for today.

(Laughter)

ADJOURNMENT

Hon. Deputy Speaker: Ok. Members, it is confirmed that we don't have quorum and therefore, the house stands adjourned until tomorrow morning. Enjoy your evening.

The House rose at 4.23 p.m.