

**MACHAKOS COUNTY ASSEMBLY****OFFICIAL REPORT****Wednesday, 8<sup>th</sup> July, 2015**

The House met at 2.34 p.m.

*[The Speaker (Mr. Bernard Mung'ata) in the Chair]***PRAYERS****NOTICE OF MOTION****CENSURE OF MR. LEMMY NZUMA****Hon. Speaker:** Yes Hon. Edrick Ngunzi, proceed**Hon. Edrick Ngunzi:** Mr. Speaker, Sir, I wish to give notice of motion that this house discusses and approves censure of Mr. Jeremiah Lemmy Nzuma. Thank you.**Hon. Speaker:** Thank you notice is appropriately issued the motion as per the standing orders and by the nature of the motion, debate will be done on Tuesday to comply with procedural mandate. Proceed.**BILL***First Reading***MACHAKOS COUNTY COOPERATIVE SOCIETIES BILL, 2015****Hon. Speaker:** Let us hear the chairman, hon. Joseph Muli.**Majority Leader (Hon. Joshua Mwonga):** Mr. Speaker, the chairman is not present. He is attending to personal matters and I am a member of the agriculture committee. Likewise, the vice chairperson is not in the house and on behalf of the chairman, Mr. Speaker, I would like to present Machakos County Cooperative Societies Bill 2015 to this hon. house for the first reading. Thank you, Mr. Speaker.**Hon. Speaker:** Thank you. The bill is appropriately committed and stands committed. Proceed.**MOTION**

CONTINUATION OF DEBATE ON PROGRESS REPORT FOR COMMITTEES FOR JULY TO  
DECEMBER, 2014

**Hon. Nathanael Nganga:** Thank you, Mr. Speaker and the house at large. Mr. Speaker, the report for the liaison committee was properly laid for the house last week on Thursday and debate took place over the same and due to lack of quorum and also the request and approval of a proposal that the report be adjourned to today was admitted and Mr. Speaker the debate about the same was deferred to today.

Mr. Speaker, only what I will do maybe, with your permission, is briefly go through the report of the committee. M. Speaker, the liaison committee is mandated to table progress reports of committees all committees of the house, both select and sectoral, at the expiry of every six months. This report is supposed to have been here earlier enough but due to challenges we have had, it made its way to the house as of last week.

It indicates the various committees' sittings and the committees various bills that were tabled by the individual committees and the various reports that were given in the house indicating the investigatory, oversight duties that the committees undertook. Some committees had field work programs that went out in the field and inspected some projects that were done by the county executive on behalf of the county government of Machakos and they filed reports in the house that were subsequently approved.

Others had retreats to discuss or deliberate over matters that were considered important to the county government of Machakos. Others also had benchmarking trips within and outside the country to also be able to learn about quite a number of issues that affect actualization of devolution.

Others had information about validation of various persons appointed to various offices and how they have been able to execute the mandates that they have been given by those committees. Mr. Speaker, others had already been brought on board through the enactment of our new Standing Orders as you realize Mr. Speaker, time and again, when we find need to have a committee specifically mandated to tackle issues that are significant to various departments within the county executive, then we always set out those committees through the committee on procedure and rules with the dynamism of the various progress.

Mr. Speaker also we have given a schedule, in annex 1, that indicates the number of sittings, at the very back page there on page 17 and it indicates the number of sittings that each committee has had and the number of reports that each committee has generated and also the number of bills that each committee has been able to bring before the house.

Mr. Speaker, you realize that some committees do not have specific mandates with which they can bring bills to the house but there are other committees that have express jurisdiction to undertake such duties. That is why you find the number of bills brought by particular committees low. But at the same time I would like to take this earliest opportunity to urge the various chairpersons that we have to undertake the duty of making sure this house has enough bills on

matters that are before them because it is through the bills that we shall have laws that will plug the loopholes that we have within the county executive.

Mr. Speaker, the essence of having a county assembly or a legislative body in any government is to ensure that we reduce the arbitrary power with which executive bureaucrats undertake to offer service to our people Mr. Speaker and with that understanding then, it must be very clear to our members that we always need to offer direction and regulation in various departments of our counties, Mr. Speaker.

As a county assembly and as a county government that was established merely two and a half years ago, it is very evident that we don't have proper structures of governance and that can only be achieved transforming the policy paper that is being crafted by our county executive into the relevant and requisite laws that will guide such operations, Mr. Speaker. So I take this early opportunity to urge the chairpersons responsible in these committees to make sure that the relevant legislations that are supposed to be tabled before this house are undertaken.

Mr. Speaker, further to that we also have a benchmark that was undertaken by a number of members of liaison committee away to Canada, Toronto where we learnt quite a number of issues and this being a new dispensation, the remainder of the team that did not travel when I believe we shall have funds to give that opportunity. So with this few remarks Mr. Speaker, I beg to request the house to adopt the committees report on the status of our committees. Also giving an undertaking that the report for the other half of 2015, that ended in June, will be coming before the house soonest, Mr. Speaker, for debate so that we can be on time. Thank you so much I have.

**Hon. Speaker:** Thank you. May be before you sit down I am just looking at annex 1 of the schedule on the summary of sittings, reports and bills, I have seen the committee on tourism and culture as having had 77 sittings. I don't know whether that is a typo or.

**Hon. Nganga:** Yes Mr. Speaker that was a typo. It is supposed to be 7.

**Hon. Speaker:** 7 not 17.

**Hon. Nganga:** Thank you.

**Hon. Speaker:** The floor is open for contributions. The committee report. Yes chairperson.

**Hon. Ngunzi:** I am standing on a point of information to the chairperson of liaison committee that the committee on environment, lands and natural resources that is indicated in the annex has having brought no bills to the house, came here with the water bill that became an act and the sand harvesting bill that became an act and those squarely lie under the department of environment, lands and natural resources. So you need to put your records in order. Thank you.

**Hon. Speaker:** Yes hon. Ngunzi. I think you remember, yesterday Hon. Dominic Maitha told this house the value of reading. When you look at annex 1, did you read the title of annex 1? It is a summary of sittings. For which period, Hon. Ngunzi? I will urge you to properly address the chairperson when you are standing, Hon. Ngunzi

**Hon. Ngunzi:** I now see the value of reading.

*(Laughter)*

**Hon. Speaker:** Thank you. Okay, let us proceed.

**Hon. Dominic Maitha:** Thank you Mr. Speaker, Sir. Let me take this opportunity to applaud the Deputy Speaker and the chairperson of chairpersons nor the efforts he is making to put his house in order in terms of managing the committee chairpersons and putting them to task to ensure that they deliver the reports. Inasmuch as in want to applaud his work, I wish to pose some challenge on him that he needs to push his committee chairpersons. Unless he pushes his team, Mr. Speaker, this house will be denied business.

Many are the times whereby most chairpersons are not able to deliver their results and the reports in time. Within three months we are supposed to be getting at least all half year reports, if possible the half yearly reports and then in between then we have a lot of business so this house can generate a lot of transaction here and there.

That is why you can see some committees actually up to now maybe have not even been able to provide reports to this house and this is almost two years running. That some committees have never given any reports on the floor of this house and that poses a very big challenge to the business of this assembly and the entire county. Mr. Speaker, the reports have outlined clearly what committees have done but we need to take stock of the achievements that we have achieved Mr. Speaker, Sir.

Unlike in the morning session where a committee chairperson was being defended by the Hon. Majority Leader whom I beg to listen and is seriously conversing with his Deputy, I want him to listen to this. He defended his chairperson for implementation, Mr. Speaker, but I can say it is only that I never got an opportunity to quash that support because Mr. Speaker, the fact of the matter the Hon. Majority Leader is on record, in the floor of this house, saying that chairpersons are not attending house business and they are not giving reports to this house.

It is in the HANSARD and that is the reason why a hon. member in this house quoted that the chairperson of implementation committee has been sleeping on his job. And that can be testified by the budgets that we have passed, by the motions that we have passed and nothing is being implemented. Very little indeed. We have projects which have stalled in the wards. We have projects that started have never been accomplished. We have projects which were supposed to start and have never kicked off. That is the work of the implementation committee but now the

Majority Leader tells us here that he spoke to the hon. chairperson in the morning and told him that he is sick. What he was supposed to report to this house is that he is going to liaise with the committee the chairperson of chairpersons and the committee chairperson to see how he can perfect his job in terms of implementation.

Mr. Speaker, I want this hon. members to realized this. We have got less than six one year to prove to our electorates what we promised to them we can deliver. It is not going to be dependent on the number of *harambees* that we attended as the Hon. Majority Leader has always told me. It is not going to depend on the number of public functions you are going to hold but those services, key services that we told our people that we are going to provide for them.

So inasmuch as the chairperson of chairpersons is pushing his chairpersons, this house also needs to take the hon. chairpersons to task and especially the members in those relevant committees to ensure that the mandate that is invested in those committees are quite expedited in the rightful manner, timely, so that we can generate business in this house, Mr. Speaker.

Evidence is today. Look, Mr. Speaker, how many committee chairpersons do we have around? Very few. Whatever we are discussing today is for them. Then if they cannot come and support the Hon. Deputy Speaker who is their chairperson, then whom else do we expect them to come and support because if you are not there when your boss is there, then you will always be absent in most of the times.

So Mr. Speaker, to cut the long story short, I want to say this Mr. Speaker, our committee chairpersons were given these posts because we thought and we believe they are capable. They need to prove that they are capable. The Standing Orders are very clear; they can only last for three years and then we do elections for new chairpersons. Are we going to do elections for the sake of doing elections? We need to do elections on a basis of a platform whereby the hon. chairpersons have delivered.

When we go back, we need to ask for example, the report on health, the report on roads, the report on agriculture, we need to ask ourselves so many questions. Yes, we have been told that some committee went to Canada. We have been told some committees went to US and wherever they went but are we implementing what we learnt from that point or we are just here to enjoy the allowances and nothing is coming up?

That is the big question we need to ask ourselves, Mr. Speaker, Sir. For example, we have stalled projects. I need to hold hon. chairperson for transport, Hon. Ngui, I need to hold his horns by my hands. Why? We have projects we budgeted for since 2013, Mr. Speaker, roads projects. The first, second and third phases of the road projects, Mr. Speaker. Update was still doing these projects. For three years now almost running, Mr. Speaker.

The budget for the financial year 2014/15 Mr. Speaker, in terms of roads projects implementation, we did totally nothing and the hon. members here can prove me right or wrong.

Now we have another financial year which has come which we have just passed the budget but according to the information which we got from the chief officer and the CEC, whatever we allocated to them is almost half what they ought to pay for stalled projects. So that means the budget 2015/16, we might not be able to implement anything in terms of road projects. Where are we heading to, Mr. Speaker?

So I want these Hon. Chairpersons to realize that until and unless they are going to hold the chief officers who are in charge in those departments that they are leading accountable for the amounts of monies that we allocate to them for service delivery, then all these reports, even if they land into the floor of this house, they will not have as much meaning as they intend to serve.

So I want each and every committee chairperson to take his or her duties carefully, seriously and timely so that we can be able to achieve our intended goals and results. Therefore, Mr. Speaker, inasmuch as we want to adopt this report, the committee chairpersons have got a big question to ask themselves and answer themselves. We are not committee chairpersons just to enjoy the allowances. They are committee chairpersons to deliver business to this house and ensure that timely services delivery is achieved.

The finance committee brought a report in the morning, Mr. Speaker, Sir; the petition by the people of Mavoko was in the month of March. If it could have been brought as immediate as within one month because of the time line, Mr. Speaker, then the outcry which has been there, maybe through the recommendations that we adopted today, they would have been reached and today the people who seem to be complaining about the report would be today getting revenue from that. So you can see the consequences of delaying those reports. If we could have adopted the resolutions or the recommendations as early as April maybe Hon. Mutuku from Mavoko and myself could have gone back and maybe held meetings with our people and convinced them to pay Kshs. 200 for the motor bikes.

So as a result of that delay we cannot force them to pay. Now we have to sit again come with another finance budget involve them and then go ahead. So these are the consequences of the delays we are experiencing, Mr. Speaker. So each committee chairperson has to realize, until and unless you ensure that the services and the duties that are supposed to be undertaken by your committee are thoroughly and effectively undertaken, you are also denying the electorates who brought you in this assembly or in this house, the right to access all services.

When the chairman for transport is working, he is not working for the people of Katangi only. He is also working for the entire county. When the chairperson of health committee is working, she is working for the entire county. She needs to ask herself, for the last two years, how many dispensaries have been opened in every ward.

That is the question she should be asking herself. If none, then she should be in a position to tell us what plans does she have? So Mr. Speaker, it a nice report, the chairperson of chairpersons cannot be everywhere. He only relies on the report that he gets from the relevant

committee chairpersons. So it is upon them to take this mandate that they have been vested by this assembly to ensure that service delivery and performance is all what is going to make this house move to the next level.

Otherwise, I wish to request the house to adopt the report and wish the chairperson of chairpersons all the best but he should not sit down. The Majority Leader, you have a big task ahead. You told us that your chairpersons are not performing. Those who are not performing, bring them in this floor of this house we are going to deal with them. We keep capable chairs to work. Thank you, Mr. Speaker, Sir.

**Hon. Speaker:** Thank you. Yes hon. chairman.

**Hon. Michael Mutuku:** Thank you Mr. Speaker, Sir. I am actually standing to make some contribution in line of information also from the hon. chairperson of liaison committee. The information which I would like, maybe, to furnish is that he has given the house progress reports for the committees. However, some of the chairpersons may not know the set standards. Because when you are evaluating somebody there must be standards against which you are been evaluated. For example, like he has talked about the number of sittings yet we don't know the minimum number of sittings a committee should be having. He has not given us actually the number of reports. He has not told us the number of reports---

**Hon. Speaker:** I am taking the point of order.

### POINT OF ORDER

**Hon. Maitha:** Mr. Speaker, is it in order for a member, for example, of the Speaker's panel to come and dispute resolutions of the Speaker is in the office? This hon. chairperson is disputing a report that is supposed to know and asking those questions in the presence of his chairpersons, Mr. Speaker. So if he is saying he does not know and the committee, the chairperson of chairpersons has represented the report in this house. Is he not out of order, Mr. Speaker?

**Hon. Speaker:** Let me have the point of order here.

### POINT OF ORDER

**Majority Leader (Hon. Mwonga):** Mr. Speaker, I am wondering whether it is in order for two members to be standing at a go, Mr. Speaker. The member for Muthwani, when he was contributing, the chairperson of decentralized units committee, Mr. Speaker, as also---

**Hon. Speaker:** The Speaker did not see.

**Majority Leader (Hon. Mwonga):** That is why I was drawing the attention to you. Thank you.

**Hon. Speaker:** Hon. Kasoa.

**Minority Leader (Hon. Thomas Kasoa):** Mr. Speaker, I wanted to make clarification because the chairperson for decentralized units committee doesn't belong to the Speaker's panel.

**Hon. Speaker:** Okay. Thank you.

**Hon. Alexander Kathinzi:** Mr. Speaker, I think in the top of the list, there should be a committee of liaison reporting.....he has not analyzed himself. This is the only report he is giving for the first quarter of last financial year. He has not indicated in this report that he himself is failing because this is the only report he is giving to this house. Thank you, Mr. Speaker and also protect me, Mr. Speaker---

**Hon. Speaker:** Point of order refused. Proceed.

**Hon. Kathinzi:** Thank you Mr. Speaker. Number two, as you check on the analyses in annex 1 in page 17. I think the chairman, this particular committee is also one sided. He is reading half full glass of water instead of saying this glass is half empty which means the same. This report, Mr. Speaker, says the most active sectoral committee during that period is trade, planning and industrialization. It presented the most reports and bills to this hon. house. The committee also held the most sittings. He did not, in that particular point, Mr. Speaker, also indicate the most failing committee. Because there is a plus there must be a negative.

**Hon. Speaker:** We are on which page?

**Hon. Kathinzi:** Page 17 in the analysis.

**Hon. Speaker:** Yes analysis.

**Hon. Kathinzi:** He should also have indicated in this particular report that this is the best committee, rather sectoral committee, and on the other side this is the worst. It is not performing for instance. Mr. Speaker, you can see a committee in finance and revenue collection he reported the number of reports was zero, number of bills was zero. You go to the other report.....I think everybody can see that. So that is why I would say, he did not outline some of these key factors. When you go to the most active select committee, which is the last in the annex, which is the budget committee which gave a total number of nine sittings and it gave four reports and the number of bills was one. So that is what we are saying.

He should be also appearing as I am saying in this particular list so that we can see how many times has he given such reports because we are expecting a report from January to June.



He should now be reporting that report now. It is outdated. He is giving outdated reports. This one does not help this particular house, Mr. Speaker, so we urge him to go back with this report and bring another report which is updated for January to June. Thank you.

*(Applause)*

**Hon. Speaker:** I think that hon. member has raised pertinent points. Let Hon. Mutuku finish his submissions.

**Hon. M. Mutuku:** I wish to continue *(laughs)*...and I need your protection.

**Hon. Speaker:** You are protected, proceed.

**Hon. M. Mutuku:** I am in totality in support of the report. However, I was actually advising the chairperson, next time he is also a need to have set standards against which we are going to evaluate the committees. Also I wish to reiterate and say the chairperson has listed some indicatives about how to evaluate the committees like number of sittings, number of reports, number of bills, number of, maybe capacity building a chairperson has given to the committee members.

Probably the number of foreign trips. However, Mr. Speaker, Sir, some of the issues we need to realize the chairperson has no control. For example, sometimes we might be in need of actually to convene your meeting then you find sometimes the calendar is a bit *ama* that particular day is full.

Sometimes you may wish, also as a chairperson, to take your committee for the capacity building then you are told there is no money so there are also some challenges in line with the chairpersons. The areas the other member they say, probably not up to date, sometimes it is not the wish of the chairpersons. Therefore, I would like to applaud the chairperson and say, being the first report, he has actually tried as a liaison committee chairperson and I am actually in support of the report. Thank you.

**Hon. Speaker:** Thank you. Yes. Let us hear the Deputy Speaker first then we hear....

**Hon. Nganga:** Thank you Mr. Speaker---

**Hon. Speaker:** Maybe the chairperson of chairpersons, explain yourself out of the statement raised by Hon. Kathinzi. You need to clarify to this house why your committee is not on the schedule. We have not seen the plans that we have to improve the performance of the chairpersons and why in the analysis you have not properly rated the other committees. Now you can proceed.

**Hon. Nganga:** Thank you Mr. Speaker and the house at large. Mr. Speaker, I will begin by saying that I would take the members back to page 1 of the report, on the preamble and if will read the second paragraph. I will read all of it. Mr. Speaker, ‘the liaison committee is established under Standing Order 191 (1) there shall be a select committee to be known as the liaison committee which shall consist of the chairperson of committees as the chairperson and the chairperson of all committees of the assembly.’ Mr. Speaker, pursuant to Standing Order 191 (d), ‘the liaison committee is mandated to ensure committees submit to course as required by Standing Orders.’

Mr. Speaker pursuant to Standing Orders 180 (1), ‘unless a more regular interval is prescribed under any written law or these Standing Orders, each select committee shall submit half yearly progress reports to the liaison committee.’ Mr. Speaker, with that reference to the Standing Orders, Mr. Speaker---

**Hon. Speaker:** Hon. Chairman, I have trying to follow your report and the reading but I am not with you.

**Hon. Nganga:** I am on page 2 of the report. The preamble---

**Hon. Speaker:** The report I have the preamble is in page 1.

**Hon. Nganga:** Mr. Speaker, that must be a typo and you clearly are very much aware it must not have been me.

*(Laughter)*

**Hon. Speaker:** Proceed. Now I am with you.

**Hon. Nganga:** Mr. Speaker, from that reference, the report that the liaison committee is required to submit to the house is a report of all other committees, Mr. Speaker. Not a report of the liaison committee, Mr. Speaker, and in the liaison committee, we sit to discuss matters to do with other committees. So the mandate of that Standing Order, unless amended, it doesn’t include the need to have the liaison committee discussed and as a matter of precedence.

Mr. Speaker, it has not been a common practice to see an institution or an establishment evaluate itself. It must have a higher organ that is evaluating it, Mr. Speaker. So the basis under which the liaison committee is not part of the report is because the reports of all other committees are submitted as in line with Standing Order then thereafter, we discuss and approve them they are forwarded to the house for adoption, Mr. Speaker.

So I think with that we are in line with the Standing Orders not to include the liaison committee as part of the committees that we were evaluating, Mr. Speaker. Moving forward, this is not the first report that I am tabling before this house, Mr. Speaker. Before the closure of the month of January to June, I was again before this house and I remember I tabled a report of the

period that was before the period that am tabling today, Mr. Speaker. So I have in previous instances, brought before this house matters on the progress of these committees. Maybe, Mr. Speaker, it has been the practice of most members not seeing me bringing such reports before them because quite a number of them were also learning on the procedures and the workings of our house and now they have now got to understand the operations of the house and maybe that is why they are forgetting that it has been happening before, Mr. Speaker.

On the matter on standards of evaluation, the Standing Orders Mr. Speaker are silent on the benchmark against which we are evaluating. Mr. Speaker, you realize we are not evaluating the performance of committee. In fact this is even an invention to list the number of sittings, reports and bills that a committee has handled. The Standing Order is very general. It only says that you give a progress report of what the committee has done. So we were not like evaluating the performance of the committee or the chairperson. We were rather giving the report on how the operations of the committee have been and Mr. Speaker, if you look at the semantics, you realize that there is huge difference between those two cases.

So in that, we only gave the indicator that the sectoral committee that had a lot of...the highest number the most active in terms of doing sittings, bringing reports and passing bills. Mr. Speaker, some of these issues are unique in nature. Some committees might be handling, as I have said before, this county and the county governments just came into force two and a half years ago and most of the committees, some of them are handling technical departments that need to pass relevant bills to ensure that we have proper structures of the government of the day, Mr. Speaker. So you realize as they do their bills, other bills came from the county executive other committees are forced even to sit and develop their own bills, Mr. Speaker.

Other committees Mr. Speaker are unable to develop the bills and they also don't get some bills from the executive end and that in itself makes them unable to table bills before the house, Mr. Speaker. So the causes of some committees not being able to table bills, Mr. Speaker, has a core relation to do with the duty or the mandate that they have been given.

Mr. Speaker, the number of reports that a committee is supposed to deliver to the house, depends on how outgoing the chairperson is or how aggressive the members are. It is the duty of the members to take charge of their chairperson because my duty is not to reprimand the chairpersons of committee but rather to facilitate their workings and it is the duty of the committee member, if you feel that your chairman is not delivering what you are expecting of him, then you have a duty to put him on his toes cause you are the one who put him at that position.

The same way it shall happen when you go back to your electorate. If you have not delivered on them, it will not be the Governor to come and tell them that you have not delivered or any other elected leader but rather it shall be them that shall have vetted you and seen that you have not met their expectations, Mr. Speaker. So there are those dynamics where you realize, in the analysis that we were doing, we were only indicating the performance of the committee

based on what we have seen. Now going to give a comparison will be like evaluating. We will not rather be giving a progress report, Mr. Speaker, and that was not the matter that has been mandated for the committee.

Mr. Speaker, the plans are before the committee is that now we have agreed previously in your presence is that, this financial year, each committee is going to run its own budget, members have undergone quite significant amount of training. If it is benchmarking or going for field work within our county, the chairperson of a committee will have the final authority on what to do. So if you feel you have anything that your committee has not being able to do, then you now look up to your chairperson and ask him why as a committee are we not being able to address such and such a matter . Rather than looking up to blame maybe the County Assembly Service Board or the liaison committee or the chairperson of chairpersons.

It will be now be the duty of members of committees to look into their chairs. I know there have been issues between chairpersons and vice chairpersons. You say my chairman is not calling committee meetings but you find also there is a challenge. When the chairpersons call committee meetings and there are unable to attend some of the vice chairpersons are also not able to chair those committees.

*(Applause)*

That is also another challenge that we have. So we need to appreciate the strength and the weakness in each of us and support one another in our capacities another than fault-finding between the leadership that we have in our committees. So the plans that we have in enhancing performance is now further delegating the duty of control of operations of committees from the leadership of the house to the leadership of the committee itself.

Further coming days we need not to hear that my committee was not facilitated. You will have your budget. Use it with your chairman and learn on the way forward which issues to address and possibly have strategic plan on how you will approach the year as you move on and I think, Mr. Speaker, coming week is when we shall be sharing out the funds for each and every committee. From there the ball will be on the court of the members and the committee chairpersons. Thank you, Mr. Speaker.

**Hon. Speaker:** Thank you very much. I think that is a wonderful rejoinder from the chairperson of chairpersons. Any other contribution? Majority Leader, tell this house something about implementation because.....why the government is not implementing.

**Majority Leader (Hon. Mwonga):** Mr. Speaker, first and foremost I want to thank the chairperson of chairpersons who is the Deputy Speaker, Mr. Speaker, for having read my mind. Actually, he has said all I wanted to say that is why I was reluctant, Mr. Speaker, on raising to comment on this issue but with your permission and permission of the house, allow me to start by responding to some issues which were raised by hon. member for Muthwani. It is true

sometimes back, Mr. Speaker, I stood on the floor of this house and said some chairpersons are not equal to the task, Mr. Speaker, and I have no regrets of what I said Mr. Speaker.

*(Applause)*

That is why you find that in the annex, some chairpersons have called for very many committee sittings and yet they have not brought any report into this hon. house. What do they sit to do, Mr. Speaker? That is a question we should be asking ourselves. Do we just sit for the benefits? The---

**Hon. Speaker:** The order.....

**Majority Leader (Hon. Mwonga):** I think I was contributing and responding to some issues which---

**Hon. Speaker:** Proceed.

**Majority Leader (Hon. Mwonga):** Thank you. The other thing, Mr. Speaker, I want to apologize for a statement I made this morning about the chairperson of implementation committee, Mr. Speaker. It is very unfortunate because I talked with him this morning and he told me that he is not feeling well. Later, Mr. Speaker, only to learn that he is in Eldoret as we speak.

*(Applause)*

Mr. Speaker, it is very unfortunate. There are about seven members who are right now in Eldoret, Mr. Speaker. I consulted the office of the Clerk and the office of the Clerk is not aware, Mr. Speaker.

*(Applause)*

Mr. Speaker, the Leader of Minority is not aware and he has six members from the side of minority who are in Eldoret, Mr. Speaker. He is not aware. The Whip is not aware, Mr. Speaker. On the side of majority, it is only the chairperson of implementation who is in Eldoret, Mr. Speaker, and I was not aware and these members have been there since Monday, Mr. Speaker.

**Hon. Speaker:** Maybe for treatment?

*(Laughter)*

**Majority Leader (Hon. Mwonga):** Mr. Speaker, I don't think they are there for treatment because I am saying it is about six or seven members, Mr. Speaker. When I talked with

the Clerk to the Assembly, he told me he is aware of only two members who are supposed to be in Eldoret. That is the chairperson of sports committee and the chairperson of culture committee. The others, he only learnt that they are in Eldoret through seeing photos which were sent to his WhatsApp account, Mr. Speaker. So Mr. Speaker, I want to assure this hon. house that I will not at any day stand before this house and protect a member.

*(Applause)*

The issue of chairpersons lies squarely with the members of that particular committee. And I also want to tell the chairpersons; you don't have security of tenure.

*(Applause)*

You can be removed today or tomorrow by your members, if they see that you are not fit. Mr. Speaker, the Leader of Majority has no duty to remove a chairperson. I am a chairperson of the selection committee which only puts members in these committees but who you come up with as the chairperson is the mandate of the members of that particular committee. So Mr. Speaker, I think now I have answered the member for Muthwani. Back to the report, Mr. Speaker, the issues which had been raised by Hon. Member for Kivaa that is Hon. Kathinzi have been well answered by the chairman of liaison committee so it is my humble request that we adopt the report as it is and we put the chairpersons on their toes. That is my parting shot. Thank you.

**Hon. Speaker:** Thank you. Yes.

**Hon. Sammy Nduva:** Mr. Speaker, I would like Majority Leader to clarify to this hon. house, because of the statement or message he passed to this house this morning that the chairperson of implementation committee had talked to him that he was unwell. My point Mr. Speaker, was that the Majority Leader, you were confirming to this house that the chairperson implementation lied to you as a Majority Leader of this house. Thank you, Mr. Speaker

**Majority Leader (Hon. Mwonga):** Mr. Speaker, I did not say that he lied to me. I have said only to learn later that he is in Eldoret. After he had told me---

**Hon. Speaker:** Order.

**Majority Leader (Hon. Mwonga):** No, I don't want to call it a lie---

**Hon. Speaker:** Order.

**Majority Leader (Hon. Mwonga):** Maybe he is there on medication, I don't know. Thank you, Mr. Speaker.

*(Laughter)*

**Hon. Speaker:** Order. The Majority Leader is out of order. He is addressing the house without permission and he needs to apologize to the house.

**Majority Leader (Hon. Mwonga):** I do apologize, Mr. Speaker. Thank you.

*(Applause)*

**Hon. Speaker:** Let us proceed with the matter at hand. We shall not revisit the issue for Eldoret. Let us proceed. Hon. Mueni

**Hon. Benedette Mueni:** Thank you Mr. Speaker, Sir. I stand to support the report and thanking the chairperson of chairpersons for the good report he has brought and also thanking the Majority Leader for being frank to the house on how the members of this house are misusing the privileges of this assembly---

*(Applause)*

So I ask the members not to be all that foolish and to be respecting what they have been responsible for. The money of the assembly is the money to be taken care of. So if you are a chairman of these committees, you have to work hard. I am aware my chairman is in Eldoret doing good work. So the other members they have to be here working for the people who have brought them here. But not going enjoying themselves or taking girls to those places---

*(Laughter)*

So what is important is to take care of this money. You will be asked 'take care of me---

**Hon. Speaker:** Point of order denied. Proceed, Hon. Mueni.

*(Applause)*

**Hon. Mueni:** Yes. Mr. Speaker, Sir. I think those who are hearing them want to answer me about the girls are the ones who go with the girls to the places we go to.

*(Laughter)*

So Mr. Speaker, Sir, mine is to ask you to be aware of everybody who is going out from this assembly. Even the Majority Leader. If you are given the chairmanship and you know you were given the chair because of maybe being loyal to the Majority Leader, you have also to take care of him not to know that---

*(Applause)*

You are not around you have not informed him. You are going to be paid when you come back, you will be running up and down asking for those money. We are wasting money for the county and you know how the people are suffering paying taxes. We are using people's tax. Understand that, you people. Don't be like that. Thank you Mr. Speaker, Sir.

*(Applause)*

**Hon. Speaker:** Thank you

**Minority Leader (Hon. Kasoa):** Thank you Mr. Speaker for giving me this opportunity. Mr. Speaker, as we accuse the chairpersons of relevant committees, I am also accusing the executive because many a times, this house has been issuing summons to the CECs of different departments and they don't honour. For example, this morning, I talked to the chairman for finance and he has sermoned the Chief Officer for finance several times and she has not honored the summons. So this one is a wakeup call to the Leader of Majority because many members here have raised statements and he doesn't respond.

*(Applause)*

So this is the high time. In near future, Mr. Speaker, he should come with the relevant answers. Thank you, Mr. Speaker.

**Hon. Speaker:** Thank you, thank you I find that statement in order. Let us hear Hon. Kitheka and then....

**Hon. Cornelius Kitheka:** Thank you Mr. Speaker, and the house at large. Mr. Speaker, I wish, first and foremost, to thank the chairperson of chairpersons for bringing such a report to this house and also to salute my chairman for planning who has managed to be the best chairman amongst others. Mr. Speaker, there are some very important committees here where we have not seen reports and even they have not brought bills into this house. Mr. Speaker, I wish to point on three committees which have totally failed this house. The first one is the committee on implementation. Mr. Speaker, we have passed a lot of issues in this house and none of these has been implemented.

*(Applause)*

Mr. Speaker, I now stand to say that the chairman for implementation is a compromised man and he cannot perform. Simply because everything we pass in this house is never implemented and every time we pass anything here he just goes to negotiate with the executive. Mr. Speaker, you should also put caution on who---

**Hon. Speaker:** I will take the point of order. Hon. Kitheka, kindly have your seat.



### POINT OF ORDER

**Majority Leader (Hon. Mwonga):** Mr. Speaker, can the hon. member for Machakos Central substantiate that the hon. chairperson of implementation committee has been compromised by the executive. How and when, Mr. Speaker? Thank you.

**Hon. Kitheka:** Mr. Speaker---

**Hon. Speaker:** Order Hon. Kitheka. I am yet considering the point raised. I am just wondering this is a point of order that doesn't relate with the Majority Leader. It relates with the chairman of the implementation committee. My finding is that you are not in order to raise that point of order. Hon. Kitheka, proceed.

*(Applause)*

**Hon. Kitheka:** Mr. Speaker, I wish to point to the Majority Leader and tell him---

**Hon. Speaker:** Order. There is a point of order here.

**Hon. Kitheka:** Sincerely---

### POINT OF ORDER

**Hon. Alex Kamitu:** I stand in regard to a Standing Order. This is in regard to hon. Kitheka because I happen to be a member of implementation and there is no day the implementation committee has ever been compromised. So can he stand here and tell the house and prove when and where we were compromised. Thank you Mr. Speaker, Sir.

**Hon. Speaker:** Thank you. I think, yes, now; do you have any evidence that that committee has been compromised?

**Hon. Kitheka:** Mr. Speaker, I am talking about the chairman---

*(Applause)*

I am not talking about the committee. So first and foremost, I am addressing the issue of the chairman, implementation committee. I am not talking about the committee. So Mr. Speaker--

**Hon. Speaker:** Hon. Kitheka, proceed on other matters.

**Hon. Kitheka:** So Mr. Speaker, if this house can be ambitious enough to push these chairmen so that they can act on anything we pass in this house, I know very well we would be very far. So Mr. Speaker, I wish now to point on the other two chairpersons. Mr. Speaker, we don't have any report which has been touched this house from health committee. Mr. Speaker, the health committee, as I know, there is a lot in this committee and we should have been getting reports nearly every wee---

**Hon. Speaker:** Order, Hon. Kitheka. The report indicates that the committee on health and emergency services presented two reports.

**Hon. Kitheka:** Two reports, Mr. Speaker? This is a committee that is very active---

**Hon. Speaker:** Order, order Hon. Kitheka. You said it had presented a report so you are misleading this house and you are out of order, Hon. Kitheka. Kindly rest.

*(Laughter)*

Let us proceed with hon. Matheka. Point of information? Yes, point of information.

### POINT OF INFORMATION

**Hon. Joseph Kalunde:** Mr. Speaker, I wanted to inform Hon. Kitheka that the committee of health is one of the most effective committees because it has gone to all health centers and all the hospitals in the county and it has done a lot of work. Level 5 hospital so it is one of the most active committees in the county. Thank you

*(Applause)*

**Hon. Speaker:** Thank you. Now we are proceeding.

**Hon. Francis Matheka:** Thank you Mr. Speaker, Sir, and the house at large. Mr. Speaker, Sir, I want to take an issue with the challenges and the first challenge that is on page 15; lack of quorum in committee meetings resulting to adjournments. Mr. Speaker, Sir, in the number of times the committees have met, just note that the adjournments are included. Mr. Speaker, Sir, I am wondering, I will never stop wondering, why do committees adjourn. Mr. Speaker, Sir, to my own opinion, lack of quorum is one of the issues and I know members we hop from one committee to another trying to sign such that one committee lacks quorum because members are having more than six committees and three committees are called in a day. That is one of the reasons why we are lacking quorum. If we balance the committee sittings, maybe we can have quorum. That is my suggestion.

The other thing is the absent members and signing for others. Mr. Speaker and I am not sorry to say this, it has been noted members are signing for others and it is a particular group which is signing for others and that one has been noted. Even in this assembly, as we are here now just get the paper and see what has happened. You will see the paper is fully signed but in the house the members are not here. It is happening, even if members deny it. It is happening in the house and in the committees. Mr. Speaker, Sir, we have to note that we are here to work for our people, money is an incentive.

We have to work and give our people what is right to them. And working is being in the committees and in the assembly. Also Mr. Speaker, Sir, there is an issue that was brought up by the chairperson of chairpersons about the vice chairpersons being unable to chair committees. It is there Mr. Speaker, Sir, and it should be noted in this house that sycophancy was rewarded instead of competence. That one will affect the committees as long as sycophancy is rewarded, there will be the issue of vice chairpersons not being able to chair committees.

Aware that there are very able chairpersons who can competently chair committees but others cannot even call for the quorum of the committee, Mr. Speaker, Sir, that one should be looked into and Mr. Majority Leader, I am sorry but I have to say it; don't behave as if you come from the moon. You come from this house---

**Hon. Speaker:** Let us take a point of order

### POINT OF ORDER

**Majority Leader (Hon. Mwonga):** I am wondering who the Hon. Member is addressing but I arise, Mr. Speaker, because he has mentioned the name of the Majority but he is addressing a Mr. Majority. In the house do we have a stranger?

**Hon. Speaker:** Point of order sustained, you need to withdraw that remark.

**Hon. Matheka:** I apologize and withdraw but I have to say it Mr. Speaker, Sir, the hon. member for Masinga Central who is the Majority Leader in this house should not behave as if he comes from the moon. He knows what we are talking about and I have to inform him and hon. Kitheka that it is not that the chairperson of implementation committee is unable to follow; he is incompetent we have to say it rightly.

*(Applause)*

He is incompetent to handle that committee and the committee should be given somebody who can competently handle the work of implementing what has been passed in this house.

*(Applause)*

Mr. Speaker, we have to be sincere to the house and sincere to the people who brought us to this assembly and sincere to ourselves if we want to move forward as an assembly and as hon. members we have to behave as hon. members. Thank you Mr. Speaker, Sir. I fully support the report.

**Hon. Speaker:** Hon. Matheka, what do you exactly mean that chairman is incompetent? What parameters are you using? Do you think you are fair?

**Hon. Matheka:** Mr. Speaker, Sir, we have to be sincere to ourselves and to others. I haven't mentioned another chairperson being competent but Mr. Speaker, Sir, to be sincere to this house the chairperson of the implementation committee is incompetent. He cannot handle that committee. It needs to be given to somebody who can adequately handle it. It doesn't matter which divide of the house he comes from but the chairperson is incompetent. Thank you Mr. Speaker, Sir,

*(Applause)*

**Hon. Speaker:** Let me hear the chairperson of chairpersons on whether he has a chairperson who is particularly incompetent.

**Hon. Nganga:** Thank you Mr. Speaker. This has caught me off guard but I am well versed to respond. Mr. Speaker according to what I have, the chairperson of implementation committee did seven sittings. We don't have a report yet and we don't have a bill yet. Mr. Speaker I am a member of that committee and from my experience with the chairperson, I personally don't have anything against him and I know there is a report that is coming that has taken some time because of documents involved from the various ends of national and county governments, Mr. Speaker.

There has been some investigation over the funds released between March to June 2013. That is part of what we have been doing but Mr. Speaker, it is the prerogative of the committee members to know the competence of their member and those that are concerned about that committee, and then the ball is within the court of the committee members. It is for them to make a determination of the competence of their members.

Mr. Speaker, I have said it time and again that we need to walk the talk not to talk the walk. Mr. Speaker, we have a challenge when members air out and vent here and in public *barazas* but when they retreat back to their committees, they don't put action on their words. If there is any chairperson the members feel they have a problem with, then they have their voting rights well enshrined in the Standing Orders and the procedure is very clear, Mr. Speaker, on the removal of a chairperson of any team, any committee feels that their chairperson is not able to deliver.

So Mr. Speaker, those would be the words that I would have with regard to the chairperson of implementation committee and I don't know whether there exists room to petition that a chairperson be removed from a committee when somebody is not a member of that committee. I don't want to get into that but I know members are well guided with regard to that but personally I would say that the much I know about the chairperson of implementation committee. Maybe in informal circles, Mr. Speaker, I am told he is the personal assistant to the Majority Leader.

*(Laughter)*

Maybe if the Majority leader can tell us more about the personal assistant bit. Thank you, Mr. Speaker.

**Hon. Speaker:** Order, order. The directions if give is that there shall be no further debate on the person and capacity of that chairperson. That chairperson will now be protected in this house. Let us proceed and debate the report

**Hon. Kamitu:** Thank you once again Mr. Speaker, Sir. When going through this report, it is a comprehensive report. It is a report which has given us some guidelines and my contribution in this afternoon Mr. Speaker, Sir, is that hon. members are talking as if they don't belong to all this committees which are here in annex 1. Why am I saying this? Because out rightly, if there is any chairman within or among the committees we have, that chairman is not a chairman by himself. He has committee members so if there is any chairman who is supposed to be given a reprimand, the reprimand should come out from the members of that committee.

Again Mr. Speaker, Sir, there is this exercise and it is a practical exercise that we are supposed to be getting reports from the committees. Quarterly reports from our COs, that is from the side of the executive. So if there is any failure in this house, we have all failed, Mr. Speaker, Sir, and I am saying this with a lot authority and with a lot of authority saying that we all belong to the committees and there is no report from any committee that has ever met a CO in regard to how we are supposed to be getting the progression of every department.

So I am saying this is a wakeup call for all of us that all the committees are supposed to be summoning their CO. This is in regard to what we have given out as a budget t the various committees. So now that this report as I said it is a very good guide line to us. We should now come out strongly see we go out, see exactly what is happening out within our wards or within our departments as committees and by so doing we shall come out as victorious other than reprimanding, making a lot of noise in this house. Let us move out come up with reports in regard and in relationship to the money that we have been given---

**Hon. Speaker:** Order, hon. Kamitu.

## POINT OF ORDER

**Hon. Maitha:** Mr. Speaker, is it in order for this hon. Senior retired police commissioner to say that we are making noise. Is it in order Mr. Speaker, to say hon. members are making noise? Can he substantiate this, Mr. Speaker?

**Hon. Speaker:** I think I take the point of order Hon. retired commissioner.

**Hon. Kamitu:** Thank you Mr. Speaker, Sir. With the sentiments from Hon. Maitha who is my uncle, I sincerely apologize for that statement. It is not noise making but sentiments as I said and guidelines that we have been given in this report they are very good but as I said, this is the time we should move out call the Cos for quarterly reports and by so doing we shall be seen to be doing exactly what we are supposed to be doing to our electorate. Thank you Mr. Speaker, Sir.

**Hon. Speaker:** Thank you. I think getting from what Minority Whip has said. Basically, what we are saying is that chairpersons should know that there should be quarterly reports. It is now in the beginning of the term, beginning of the year so we expect a quarterly report. If a quarterly report is not forthcoming then we have a motion of censure. A motion is not coming then we should have something like a progression, giving the funds to those departments that are working. Let us hear something from the chairman of budget committee.

**Hon. Isaac Muinde:** Thank you Mr. Speaker. First, I want to congratulate the chairperson of liaison committee and of course its membership for preparing such a report. To me it looks more of an evaluation report. It is also giving a summary of performance of committees and raising the concerns on how active members of this assembly are. It is clear that most of the business of the assembly is conducted at the committee level.

When members don't bring business at the committee level then it shows how inactive we could be. Mr. Speaker, however, a lot of blame has been put on the chairpersons but I would like to remind members that a chairperson of a committee is essentially a member of a committee who has been set apart just to lead a committee.

If a committee fails, its chairman fails together with his people. If members do not generate business for the chairperson, the chairperson may be seen to fail but failure is also with the membership. I was astonished by the admission of the Deputy Speaker admitting that he is a member of the implementation committee. In essence, although, Mr. Speaker, you have banned further debate on that chairperson and the committee but it is an admission that the Deputy Speaker, as a member, has not been generating business or that committee.

*(Applause)*

So as we talk of punishing the chairpersons, let every member participate and bring business. I am sure if that chairperson had been given business he would be very happy to call a meeting---

**Hon. Speaker:** Order, hon. chairman. You refer to that chairperson as a chairperson of implementation then you will be out of order.

**Hon. Muinde:** Mr. Speaker, I retract and get back to the rail again. Mr. Speaker, it would only be fair that we ask members to be more active. As a chairperson myself and a member of other committees, our own members are not attending committee sittings.

*(Applause)*

This is so serious and sometimes as chairpersons, we get frustrated. We want to move forward members are not coming so we call off our meeting. So it is also a wakeup call to all the membership of this house because in a way, we belong to a committee or the other, that we take business of the assembly seriously and especially at the committee level. Not just to attend a meeting for the sake of earning the day but to sit and generate business and present reports to this house, Mr. Speaker. So as we wield a big hammer to hit on the chairpersons, let us also look into ourselves and open a new leaf and say 'let us be active.'

At least, the chairperson of liaison committee can even bring this report little bit more frequent so that the progression can be monitored. So that as other chairpersons bring quarterly reports, because he is not doing oversight on the executive, he can also bring quarterly reports to this house also so that if I find as a chairperson, I am not performing the first or second quarter, I will be motivated to ensure that the third and fourth quarter, I am not on the bad list. So Mr. Speaker, I support the chairperson but at least encourage the members to be at least more active. Thank you.

**Hon. Anne Wairimu:** Thank you Mr. Speaker, Sir. I stand here to support the chairperson of chairpersons on this report but I have this to say. Mr. Speaker, Sir, I always say I stand to wonder, always just like Hon. Matheka says. Mr. Speaker, Sir, we normally go for committees and as we are seated there, waiting for other members of the committees, the chairperson is there but you find we are about four of us. All of sudden you will see a group of hon. members coming to sign and going to another committee. They keep on rushing from one room to another room going to sign those books. They don't sit down to debate. We are left very few of us.

Mr. Speaker, Sir, it comes again to the Deputy Chairpersons. I think deputy chairpersons, I am not sorry to say this, they are flower girls. There are some here, when the chairpersons stand up to debate and they want somebody to support them, the deputy chairpersons come out running it is like they are chasing somebody outside. They don't want to participate yet they are

earning that allowance of the deputy chairperson. So I wonder what their work in this parliament is.

We have talked about the executive but it is us in this house. It is the chairmen who have allowed them. They have let us down by allowing them to arm twist you people and us also. If we stand firm and do our work, they will not do it. So Mr. Speaker, Sir, I stand to support the chairperson in this debate. Thank you.

**Hon. Speaker:** Hon. Gregory.

**Hon. Geoffrey Munyao:** Thank you Mr. Speaker, Sir. My name is Geoffrey Munyao representing Kathiani Central ward. First of all, let me start by congratulating the committee for the good work they have done. Mr. Speaker, I think the chairpersons have played the cat and mouse game for the last two years and I think now the rat has been caught by the cat. Mr. Speaker, when you see clearly, in this assembly, even most of those chairpersons do not attend plenary or the committee sittings and Mr. Speaker I wonder when I am hearing from these Hon. members saying vice chairpersons do not do whatever they are supposed to do in their committees and I am among those vice chairpersons and I can say to this hon. house, I know we have vice chairs who can do good in their committees.

So my argument is to those hon. members to withdraw that statement which they are saying the vice chairpersons are unable to run their departments. The other issue, Mr. Speaker, is about also the chairpersons. Some of these chairpersons don't want the vice chairpersons to run their committees in their absence.

*(Applause)*

Now we are in a fix, Mr. Speaker, because if I cannot hold a meeting if my chairman has not authorized me, I am in a fix. So Mr. Speaker, I think it is good enough even if it is not in this assembly to have a *kamukunji* for the vice chairpersons and the chairpersons to talk deeply how we are going to manage our committees. Thank you

**Hon. Speaker:** thank you Hon. Deputy Speaker. You can be very brief then we go to....

**Hon. Ngunzi:** Yes briefly Mr. Speaker, mine was to go to the chairman of selection committee and now that he has left. I will only deliver my message that an issue over quorum has been raised by the hon. member for Kangundo North, Hon. Matheka and the chairman selection committee has not answered to that point that was raised by the member over quorum. We have lacked quorum. The biometric came and went. It is now we have now registers that members sign on and go. We need to look at a mechanism where we can have members retained and sign at the end of meetings and biometric was doing wonders. Now we cannot effectively conduct meetings because members are used to coming, they walk in sign and go. We do not have a system so and again members are so squeezed in committees---



**Hon. Speaker:** Order hon. Ngunzi. If you are chairman, you have a mandate. Those who walk in and sign in then walk out, you can treat that as absence. Remember you are holding the position of the Speaker at that time. Do you agree with me?

**Hon. Ngunzi:** But Mr. Speaker, there is again a danger that.....

*(Applause)*

You play about with them, they have the mandate to kick you out. So we needed to get the chairman of selection committee when.....members are squeezed in committees. It is bad that he has just left. We need to be balanced so that members don't walk up and down because one has four or five committees convening at a particular time of the day. Thank you, Mr. Speaker

**Hon. Speaker:** Thank you. I will ask the Whip to whip the Majority Leader into the house. Let us conclude this as I will allow the .....(inaudible) to answer those questions. Let us hear the chairperson of chairpersons, in conclusion of the debate.

**Hon. Nganga:** Thank you Mr. Speaker. I want to take this opportunity to applaud members for supporting the report and I want to confirm to them that we report for the period ending June that is last month. We will be coming to this house the soonest so that we can keep track on the progress of all committees. Mr. Speaker, on the same note, as the immediate contributor has said, we have challenge and if the biometric is availed then chairpersons will have more leverage on the attendance of committees by our members. Some of these members that you hear here complaining so seriously are part of the menace that we are having in some of our committees and I want to urge each and every one of us to take that responsibility of making sure that our committees sit as they should.

Every other day if you have a committee sitting please attend and that will stop the inconveniences that the chairpersons have. So with that Mr. Speaker, I beg to thank all members and wish that they adopt my report of the committee. Thank you, Mr. Speaker. Thank you, Mr. Speaker.

**Hon. Speaker:** Thank you I propose I will proceed to put the question on this matter.

*(Question put and agreed to)*

There is no other matter pending, of course. But then I will allow Hon. Ngunzi to re-state the issues that he had stated now that the chairman of the selection committee is here.

**Hon. Ngunzi:** Thank you Mr. Speaker, I had raised a concern that in committee we have got on without good quorum because the Majority Leader came here as the chairman of the selection committee with a balanced system of the committee membership and I don't remember

exactly what happened because that went and went for good and we are still suffering. Members of committees are so squeezed in committees that you find a member, on a particular day has more than four committees seated at the same time. They will only sit here briefly and rush to the next room and sign and rush to the next room. If we could be balanced, we could function properly. May the chairman of the selection committee address the issue here and then. Thank you.

**Hon. Maitha:** Thank you Mr. Speaker for noticing my eye for the second time. Mr. Speaker, there is something I have always said and I want to echo the words of Hon. Ngunzi. We need to realize that we took an oath before this hon. house, holding the Holy Bible by ourselves and said that we are going to abide by the---

**Hon. Speaker:** Hon. Dominic, this is not a matter that is in the Order Paper.

**Hon. Maitha:** Yes, it is not in the Order Paper. What I am saying is this---

**Hon. Speaker:** I only allowed Hon. Ngunzi to state the matter that he stated in the course of debate.

**Hon. Maitha:** That is what I am talking about, Mr. Speaker---

**Hon. Speaker:** Hon. Ngunzi has brought out the matter and I think it is time I give him the time to proceed.

**Hon. Maitha:** Mr. Speaker, I wanted to air a point that is crucial, if you allow.

**Hon. Speaker:** I think that matter is.....(inaudible)

**Hon. Maitha:** Much obliged.

**Hon. Speaker:** The issue is that which Hon. Ngunzi has raised to allow the Majority Leader to give us a state of the matter.....(inaudible).

**Majority Leader (Hon. Mwonga):** I will do that, Mr. Speaker.

**Hon. Speaker:** Then there is the other issue that was raised by Hon. ....(inaudible) about members having.....(inaudible) the duty here lies with the .....(inaudible)

## ADJOURNMENT

**Hon. Speaker:** Any other matter, Clerk? Then the House adjourns.

The House rose at 4.03 p.m.