

**MACHAKOS COUNTY ASSEMBLY****OFFICIAL REPORT****Wednesday, 15<sup>th</sup> July, 2015**

The House met at 10.07 a.m.

*[The Speaker (Mr. Mung'ata) in the Chair]***PRAYERS****Hon. Speaker:** Good morning Hon. Members. Let us proceed, Clerk.**NOTICE OF MOTION****INSPECTION ON PREMISES THAT SELL LIQUOR**

**Hon. Leonard Katela:** Thank you Mr. Speaker, Sir. Mr. Speaker, Sir, I wish to give notice of the following motion. That, the County Government of Machakos carries out inspection on all premises that sell liquor to ensure that second generation brew and illicit liquor are banned within Machakos County. Thank you, Mr. Speaker, Sir.

**Hon. Speaker:** Thank you. Proceed.**MOTION****INSPECTION ON PREMISES THAT SELL LIQUOR**

**Hon. Katela:** Thank you Mr. Speaker, once again. Mr. Speaker, Sir, aware that second generation brews and illicit alcohol have had side effects to the health of public in the recent past and aware that it has also affected the social and health aspects of most consumers leading to breakage in marriages, health problems and even death. Aware that the youth have not been spared either and aware that most of the brews are produced under unhygienic conditions further endangering consumers and that most of these brews are packed in portable containers that can be easily recycled.

Further aware that the National Government has been supportive in the crackdown of the second generation brews and illicit liquor and that the County Government can co-operate with the National Government on eradicating the brews, I wish to move the motion that, the County Government of Machakos carries out inspection on all premises that sell liquor to ensure that second generation brew and illicit liquor are banned within the County. Thank you Mr. Speaker, Sir and I call upon Hon. Kamitu to second the motion.

**Hon. Kamitu:** Thank you Mr. Speaker, Sir. I stand here to second that the County Government of Machakos carries out inspection on all premises that sell liquor to ensure that second generation brews and illicit liquor are banned within Machakos County. Thank you, Mr. Speaker, Sir.

**Hon. Speaker:** Thank you. The motion is on the floor. Let us proceed and hear arguments in support of the motion. Hon. Katela, I am sure you need to develop your motion a little bit further. Kindly, address the House.

**Hon. Katela:** Thank you, Mr. Speaker. In fact I had started thinking about bringing such a motion even before President Uhuru did what he did and due to some logistical problems, he caught up with me because of some good reasons this House knows and I thought we could not end up there. We had to proceed and trickle down to our County, which I think is the reason for devolution. I mean, when I am saying the County should support the same, our enforcement officers should be given mandate to even go further and cancel the licenses of those who are selling such liquor because, I am told and through my findings some people are hiding it even in their houses and selling it as a take away. It has even acquired a name, a colloquial name where they are calling it 'without *povu* (froth) take away' *ati "haina povu take away"* to quote.

So if you hear them say "*haina povu take away*" somebody is given a container containing the same. Others have even gone further to transfer it to tusker bottles so that they can cheat their way out. So I think it is still the stock which was there before the Government banned it is still in circulation. So I think if we trickle down to the County enforcement officers to go further we even ban and withdraw such licenses. Thank you, Mr. Speaker.

**Hon. Speaker:** Thank you. Yes, let us hear.

**Hon. T. Kilonzo:** Mr. Speaker, Sir, the President of the Republic of Kenya has given orders to the County Commissioners, to the Police to the Chiefs, Mr. Speaker, Sir. And Mr. Speaker, Sir, I am not supporting the motion but I am saying if the Hon. Member who has brought the motion, has said that the President did it, Mr. Speaker, Sir, I do not see why this Members should go down to check whether there are those---

**Hon. Speaker:** Allow him to finish. Proceed.

**Hon. Kilonzo:** Yes, Mr. Speaker, whether to go and check those unwanted breweries. Mr. Speaker, I was proposing our work can be better to check those Chiefs who have not done what the President has said and not to let us go and do what the Chiefs are doing, Mr. Speaker.

**Hon. Speaker:** Yes. Can I get the point of information?

### POINT OF INFORMATION

**Hon. Maitha:** Mr. Speaker, I want to tell the Hon. Majority Whip that the prerogative of issuing permits and licenses for liquor is under the County Government. So, in spite that the President issued an order, it is us who are the licensing authority to ensure we enforce the same because even by so doing by giving the Security Officers Mr. Speaker, Sir, the authority that is the Inspectorate, will be able to identify those outlets which do not have permits. Mr. Speaker, Sir, yesterday I happened to have travelled to Kirinyaga County and I spoke to one guy and he told me, the other day the Sub-County Administrator from one of the Sub Counties who was saying they cannot send their Inspectorate Officers to go and enforce the law because the County Assembly has not enacted such law or given them the mandate.

So, I want to tell the Hon. Majority Whip that it is the prerogative of this Assembly to issue a directive to the Inspectorate such that they can go and impound even those people who are selling liquor without a permit because by selling without the permits, they are denying the County revenue. Mr. Speaker, Sir, he needs to be informed. Thank you, Mr. Speaker.

**Hon. Speaker:** Thank you. The point of information is sustained. Now proceed in that understanding.

**Hon. Kilonzo:** Mr. Speaker, I wanted to give these Members an example. This morning at 5, in the morning, I was here in town, Mr. Speaker, and there are some people selling those bad drinks along Mwenda Andu Kinyozi, they know it, they know it, Mwenda Andu Kinyozi they know it. Mr. Speaker, I called the Chief at night and I told him that there is this thing that is sold here and there and Mr. Speaker, we went there early this morning and we found those people selling those bad drinks and Mr. Speaker, we found that even the licenses they have, are to sell 24 hours, Mr. Speaker, which is illegal. So Mr. Speaker, I was trying to say there is no need of us; we can work with the Chiefs, involve them where those brews are being sold and Mr. Speaker support them. It is not for us to go and look for those things, Mr. Speaker. I rest my case.

**Hon. Speaker:** Let us hear the Majority Leader.

**Majority Leader (Hon. Mwonga):** Thank you, Mr. Speaker. I want to start by applauding the mover of this motion, Mr. Speaker, and say it is timely. I also want to thank the President of the Republic of Kenya and Commander In Chief of the Armed Forces for the directive which he gave about two weeks ago when he had a meeting of all the elected leaders and Commissioners and Co-coordinators from Central Province, Mr. Speaker and Mr. Speaker, when I heard that he had a meeting with people from Central, I thought he was dealing with this menace in the former Central Province which was not. I also want to thank the Minister for Interior Major General Nkaissery for having sacked 99 Chiefs and Assistant Chiefs---

*(Applause)*

.....who have been condoning this menace. Mr. Speaker, it is only a Member who has no sober mind who will stand and oppose this motion.

*(Applause)*

**Hon. Kilonzo:** Point of order, Mr. Speaker.

**Hon. Speaker:** There is a point of order. Yes.

*(Laughter)*

**Hon. Kilonzo:** Mr. Speaker, my Majority Leader has talked as though he is trying to abuse me Mr. Speaker. My mind is sober and clear, Mr. Speaker.

**Hon. Speaker:** Thank you. I direct unless you want to state that he is indeed of unsound mind but Hon. Majority Leader, you may have to withdraw. The insinuation that---

**Majority Leader (Hon. Mwonga):** Mr. Speaker, I was not addressing the Majority Whip and Mr. Speaker, I know he is the Majority Whip and he can whip me. He has the whip and the carrot but I was not addressing him. I was addressing this Hon. House and you have heard the Member applaud me of what I have said. All the Members of this House are sober but if we get anyone opposing this motion we may think otherwise. I have not said he is not sober. With your permission I want to---

**Hon. Speaker:** I think the Chair is not comfortable with your statement.

**Majority Leader (Hon. Mwonga):** Thank you. I do withdraw then.

**Hon. Speaker:** Because any Member has a right to oppose.

**Majority Leader (Hon. Mwonga):** I do withdraw.

**Hon. Speaker:** You either paraphrase or withdraw.

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

**Hon. Speaker:** Then proceed and apologize to the Majority Whip.

**Majority Leader (Hon. Mwonga):** Mr. Speaker, I was not addressing the Majority Whip. I was addressing the House.

**Hon. Speaker:** You are now getting out of order.

**Majority Leader (Hon. Mwonga):** I do apologize, I do apologize---

**Hon. Speaker:** Then proceed.

**Majority Leader (Hon. Mwonga):** Thank you, Mr. Speaker. Back to my contribution, I want to urge this Hon. House we pass this motion as it is. One, Mr. Speaker, it is going to give the Inspectorate Officers powers to inspect and cancel licenses for those who are selling second generation liquor, Mr. Speaker. We cannot just sit here and say the President has issued orders. We are seeking.....the motion is seeking for powers. It is only the regular Police, the AP, the County Commissioner, the Deputy Commissioners, who are moving around arresting the people who are selling this second generation liquor whereas our Inspectorates who we are paying a lot of money and they have been trained, they have no powers.

Mr. Speaker, the motion also is going to give powers to the liquor Board, Mr. Speaker, which is in place and to know who to license and who not to licence, Mr. Speaker. So Mr. Speaker, I want to rest my case by urging this Hon. House not to dwell much on this motion; this is a motion that we should come together and speak in one voice and approve it in a record of the shortest time possible. Thank you, Mr. Speaker.

**Hon. Speaker:** Okay. Let us hear Hon. Ndumi and then we come to this side.

**Hon. Ndumi:** Thank you, Mr. Speaker, Sir and I stand to support this motion, Mr. Speaker and I want to thank Hon. Katela for seeing this is good in Machakos County and you know with our young boys, when they drink, sometimes the transformers do not work.

*(Laughter)*

Mr. Speaker, Sir, in this world, there is one thing which is very bad. If you can sleep with your husband and the transformer is not working, it is like death. So Mr. Speaker, Sir----

**Hon. Speaker:** I will take the point of order---

**Hon. Ndumi:** Protect me Mr. Speaker, Sir.

*(Laughter)*

**Hon. Speaker:** Order, order, Hon. Ndumi. I am also wondering....I do not know but let us take the point of order.

### **POINT OF ORDER**

**Hon. Kilonzo:** Mr. Speaker, can that Member tell us what transformers are because we are men and we do not have transformers, Mr. Speaker---

*(Laughter)*

**Hon. Speaker:** Yes, please Hon. Ndumi, kindly guide us on what transformers are.

**Hon. Ndumi:** Thank you, Mr. Speaker, Sir. You know our Majority Whip is my age and Mr. Speaker, Sir, where the age reaches where I am and the Chief Whip, sometimes you do not feel any nerves.

*(Applause)*

Mr. Speaker, Sir, I can ask somebody like Hon. Alphonce because he is not my age and I know he knows what a transformer is.

*(Laughter)*

So Mr. Speaker, Sir, I want to tell the House, last week in my village, one man called me Mr. Speaker, Sir and told me 'Mheshimiwa Ndumi, my wife has been taken by a *bodaboda* man and when I called them for the case, it was because of the liquor.' So Mr. Speaker, Sir, as I am a woman and I know how women feel and Mr. Speaker, Sir, I know you watch on the TV and you have seen even like Nyeri what the women are doing to their men because of this liquor, they cut off their transformers because you see there is no need to stay with the transformer which is not working---

**Hon. Alphonce Wambua:** Point of order Mr. Speaker.

**Hon. Ndumi:** So, Mr. Speaker, Sir, I want to urge the Hon. Members to pass this motion so that we can give powers to our electorates to work for our children because the coming generation we need it and you know, Mr. Speaker, Sir in Ukambani---

**Hon. Wambua:** Point of order, Mr. Speaker----

**Hon. Ndumi:** Protect me, Mr. Speaker, I finish.

**Hon. Speaker:** Let us hear the order from Hon. Alphonce.

### POINT OF ORDER

**Hon. Wambua:** Thank you. Mr. Speaker. I also stand to be guided, what is a transformer because I am a man and I do not know it. Can she substantiate?

**Hon. Speaker:** Order. Hon. Alphonce you are out of order. I think we all now understand how transformers....

**Hon. Ndumi:** Thank you, Mr. Speaker, Sir. I want to congratulate you because you are not my age, you are young. Thank you.

*(Laughter)*

So, Mr. Speaker, Sir, I want to ask the House, Hon. Men and women of this House to pass this motion so that....in fact many times we Kambas we are seen like we are not many and we want our women to have more children. When we want to go for voting, Mr. Speaker, Sir, we can have many people to vote. So, Mr. Speaker, Sir, I ask you to guide the House because you are also young like the House. Thank you, Mr. Speaker, Sir.

*(Laughter)*

**Hon. Speaker:** Okay. Let us hear the first bench first. Alright.

**Hon. Raphael Mutuku:** Thank you, Mr. Speaker, Sir. I am in support of the motion because it has brought a lot of menace more so to the youth, but Mr. Speaker, I want to raise a few points of concern. Mr. Speaker, the word second generation, emanated from the President and up to date, nobody can stand and tell us the number of second generation liquors that are being sold. Mr. Speaker---

*(Loud consultations)*

I am seeking your protection, Mr. Speaker.

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

### POINT OF INFORMATION

**Majority Leader (Hon. Mwonga):** Mr. Speaker, I do not know whether that Member has been following what has been happening since the President issued that directive. The KEBS, Mr. Speaker, that is Kenya Bureau of Standards has issued and published a list of second generation liquor. Thank you, Mr. Speaker.

*(Applause)*

**Hon. Speaker:** Hon. Raphael, stand guided. Proceed.

**Hon. R. Mutuku:** Mr. Speaker, my concern is, there are those certain liquors or even brews that are made---

**Hon. Speaker:** Hon. Raphael, why can't you first appreciate that knowledge that you now have?

(Laughter)

**Hon. R. Mutuku:** Mr. Speaker, may I appreciate the knowledge from the Leader of Majority---

**Hon. Speaker:** Then now proceed.

**Hon. R. Mutuku:** Mr. Speaker, the move that is being taken by the Country is in good direction but Mr. Speaker, some of the manufacturers have been issued with the licences by the Government. Some of the manufacturers have been producing the brews that are licenced for. But Mr. Speaker, we only have other manufacturers who are only producing counterfeit of what they are producing and Mr. Speaker, from the advent of the move by the President, we have witnessed some of the brews that have been manufactured the right way being destroyed at the expense of 'it is a second generation liquor'.

Mr. Speaker, I am in support of this motion but again I would also like the Inspectorate, before they carry this exercise out, to also be keen to establish which are the counterfeit and which are the original makes. We have found a situation whereby we are destroying liquors that have been made in the right way, that have been approved by the KEBS---

**Hon. Speaker:** I think I will declare the Hon. Raphael out of order. He does not appear to have been properly prepared. Let us proceed.

**Hon. Muli:** Thank you, Mr. Speaker. First and foremost, let me appreciate the mover of the motion because Mr. Speaker, this is the right time this motion was to be presented. Mr. Speaker, we are very much aware that the whistle has been blown and issues of illicit beers and also this second generation. It is for our good we support this motion in totality due to the fact that it remains, we need our County also to be very clean and we also present a picture that we support the issue of finishing the issues of the illicit beer. Mr. Speaker, sure enough our County has Inspectorate Unit whereby we need total enforcement within our County to mitigate this mission of eradicating illicit beer.

Mr. Speaker, I would like to give an example. On Saturday, I was in a meeting within our area called Tumutumu which has totally been affected by that issue and Mr. Speaker, my electorates did not believe if the illicit beer will be eradicated from that area. It is one of the big manufacturing area of *chang'aa* within that area, let us say in my ward and also bordering Murang'a and also Kiambu counties.

Mr. Speaker, you find that, some areas, interior within our County, do not have enough staffs, let us say the Officers, Administration whereby you, the Police or the Administration Police who are within my ward are inadequate and you find to mitigate such a big area needs total reinforcement whereby we need also to involve our inspectorate unit within our County to also help them. Therefore, Mr. Speaker, I totally support this motion and believe, by the end, if we come together we shall win the goal. Thank you, Mr. Speaker.

**Hon. Speaker:** Thank you.

**Hon. Kalunde:** Mr. Speaker, Sir, I stand to support this motion in totality but I have got one concern that when some of our Administration Police and the Police itself, when they find this second.....what they are calling generation drinks, they carry them instead of destroying them where they find them. Where do they take them?

*(Applause)*

It has been established that when they take this brews, in their police stations or in there places, they again re-sell the drinks to the same people whom they found the drinks with.

*(Applause)*

For example, in my area, there is someone who had so many cartons of that brew and they had kept our Chief there to watch. After some time, they came and carried the drinks after they were given Ksh.100, 000. Where did they take the brew? It must be an organization whereby after this exercise goes down, they will start selling the drinks to the same people whom they had taken the drinks away from. So it has to be known that, and we have to put pressure on this people that, when you find the drinks, destroy them where you have found them.

*(Applause)*

That is the only way we can get rid of them, not for the police to carry them. Thank you, Mr. Speaker.

*(Applause)*

**Hon. Speaker:** Thank you.

**Hon. Mueni:** Thank you, Mr. Speaker, Sir. I stand to support the motion and to thank the mover. I say like Mheshimiwa, those police and the Sub chiefs are the ones who encourage people to have those drinks, so the Government has to get in because our men are sleeping under the bed instead of sleeping on the bed---

*(Laughter)*

So Mr. Speaker, Sir, in our Ukambani region we need population because we need our women to get children and when they take those things as Mheshimiwa Ruth has said, those things of theirs go down---

*(Laughter)*

So we need to have children so that we can have people to vote for the Waheshimiwas who are here they come to the *bunge*. Mr. Speaker, Sir, those people who are called the Police and the Chiefs, they are very bad, they do not do anything. They are also the drinkers, even Mheshimiwa Kitheka if he is here, he knows where all those things are sold and they can take the people of the County to go and take those drinks. Even if now it is stopped, you are meeting a man not standing and the legs are twisting. So you ask him, where has he got those beers from and you hear that, it has already been stopped. President Uhuru has done so good not for his Nyeri but even in Ukambani. Thank you, Mr. Speaker, Sir.

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

**Hon. Alexander Kathinzi:** Thank you, Mr. Speaker. Mr. Speaker, I would like to start by congratulating the mover of this motion, Hon. Katela from Muthetheni that at least now we can see some light at the end of the tunnel for our people especially men. Mr. Speaker, in my area there is one brewer of *chang'aa* and the *karubu* told Katoma because he has been nicknamed by the residents. That is where the Assistant Chief takes his own revenue from and his followers. Mr. Speaker, I would like also to guide Mheshimiwa Ndumi and Hon. Mueni, that in that place of Mr. Katoma, there is another section of prostitutes. H has a selling section and another section of young girls who are brought there for selling. So this men are not.....when they come home and they are not functioning Mheshimiwa Ndumi, it is that, they are already satisfied.

*(Applause)*

They are already exhausted. They are already serviced. So this is what I am saying, if we get rid of this liquor, I think we will have controlled many things. Uhuru Muigai Kenyatta, the President of Kenya, has said 'let us get united and destroy that destroys our people.' And then if we destroy the bad liquor, Mr. Speaker, I think by extension, we will also have destroyed the prostitution which goes and accompanies that particular business. So I am in total support and also request for civic education for our people to be accompanied by this particular issue so that at least they can know the damages and extension at which it is destroying the men and women.

It is even by the same extension in.....when you check the elderly women, ladies who have taken a lot of what we call the pills. The men are also affected indirectly. So this is a lose-lose situation for all genders and Mr. Speaker, I rest my case and say 'let us join our hands and say enough is enough, we need population for 2017 and 2022, so I think it is by this way we can also gain that particular agenda. Thank you, Mr. Speaker.

**Hon. Speaker:** Thank you. I hope the Chairman of culture committee is here. There is a lot agenda coming up for his committee. What Hon. Kalunde stated, that is a fact that the committee should go and verify. Those are serious allegations. Where is the Chairman, Culture? The Vice Chairperson, Culture, kindly note. I think you need to take up the matter for Hon. Kalunde and visit and verify those allegations because they are serious allegations. So you can convene a committee as soon as practicable. Let us hear the back bench. Hon. Rachel, Hon. Ndeto and Hon. Alice. Let us hear that and then you come.

**Hon. Rachel Nduku:** Thank you Mr. Speaker. Mine is to raise a concern to the members of this House because I heard sentiments from Hon. Raphael and he was talking like he is not supporting the motion and according to the standard today, there is a Member of County Assembly of Kiambu in Rabai Ward, who was prosecuted because of hiding illicit brews under the bed.

*(Applause)*

So I want to raise alarm to my fellow Hon. Members, if they might be running those businesses, they are in danger. Thank you, Mr. Speaker.

**Hon. Speaker:** Thank you.

**Hon. Ndeto:** I take this opportunity. May I say first *pole* Hon. Katela who has lost a sister in an accident and also congratulate him for this motion and tell this House, when I was a Pastor, of which I am also am, just a minute. When I was a Pastor, in quotes, and I will explain. I mean this, when I was fully in the Ministry, if there is a problem I faced is this issues of liquor. These women, they will always come to the Pastor and they will tell you ‘Pastor, Pastor can you assist me and you know how difficult it is as a Pastor because a matter arises, this woman is not satisfied sexually by the husband the husband is not able and you cannot advice her to go our because it will be immorality.

*(Applause)*

So I am saying this---

**Hon. Speaker:** Order, order Hon. Members. Proceed.

**Hon. Ndeto:** If there is a team that will have an advantage of clearing this, it is the Pastors. Secondly, this motion is a very good motion and at the same time it can be abused. Therefore, as we pass it, because I believe we will, we also need to look on a way in which the Inspectorate can work with the Chiefs and also the Administration Police.

For one, the young boys who are doing our Inspectorate work, are not fully conversant with the villages but the Chiefs are and they need to collaborate and work together. Another issue is coming up, Mr. Speaker, and this one I was told by one of the young men who used to take this second generation, whatever, drinks. He told me, now they have embarked to taking hard drugs and this young man told me, a single tablet is going at Ksh. 35 and they break it into four portions and that portion, takes them for a day.

Therefore, as we ban these things, as we do away with them, we also need to do some investigations over these drugs because they are all over. One thing is known of Machakos Town, and maybe the environments of Machakos, when this are banned like we have the tiger

batteries which were burnt some years back, but in Machakos you could get them. The Hon. Majority Whip said this morning, he found the same just within Machakos.

The business men of Machakos are very crafty because they may pocket these guys and they continue selling the same. And going to inspect the premises, we may not get the cartons and whatever hidden in this premises but they have already been moved to other places and therefore as I support this motion, if we can amend and also include inspection to be done in any other place in which we may suspect the same has been taken to.

Therefore Mr. Speaker, I fully support the motion and possibly we amend to extend not only the premises but to any other place in which the same could have been taken. I would request Hon. Members to be serious on this because, as Hon. Ndumi said, it is not only affecting the people of Nyeri, it is surely affecting us. Now go the villages and you will see what damages have been done. Boys who are at the age of marriage, they are not getting married because of this and I have quite a number within me who are affected by this and it is a serious one. Thank you.

*(Applause)*

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

**Hon. Alice Nzioka:** Asante sana Bw. Spika, nasimama kumuunga mkono Mheshimiwa Katela kwa huu mswaada ambao ameleta, pia nimshukuru Rais wa Jamuhuri ya Kenya kwa kusema kwamba hizi pombe haramu zimalizike. Bw. Spika, ni shida kubwa ni vile wanawake wengi hawawezi tangaza adharani kwamba wako na shida---

*(Applause)*

Sisi kama viongozi, sana sana viongozi wa kina mama, ukienda sehemu za.....tuseme mitaa ambayo tumetoka usiku, mchana unakutana na akina mama wako na shida, bwana hafiki nyumabani, akifika ni kama hayuko. Yuko na hayuko.

*(Applause)*

Bw. Spika, wakati unaskia mtu ameolewa ama ni mume na mke kuna muungano uwa mahali wameshikana na kama hakuna huo muungano hakuna upendo kwa boma. Hizi pombe haramu zimefanya hata familia zimevunjika. Wanawake wengi zaidi wamepatwa na maradhi hasa ukimwi sababu ya kuenda kufanya ngono nje sababu wanaume hawapatikani, wakipatikana wamekua wanawake pia. Bw. Spika, sisi viongozi tuko na shida kubwa juu ya hizi pombe za haramu. Namshukuru sana Mheshimiwa Katela. Machifu na wadogo wao ndio wale ambao wamepatiana kibali pombe haramu ziuzwe kwenye mitaa.

*(Applause)*

Wakati Mheshimiwa Rais aliposema mambo ya pombe haramu zimalizike, wakati kunaenda kufanywa msako, hao machifu ndio wanaambia wale ambao wanatengeneza 'ficheni

pombe kuna watu wanakuja'. Sisi kama Kaunti, tukiweka nguvu idara yetu ya maaskari ambayo wanaeza angalia nafikiria tutafaulu na tutaokoa Machakos na pia tutaokoa Kenya. Imekua shida kwa vijana sisi akina mama ambao tuna vijana imekua shida. Wewe umezaa kijana na yeye hana familia. Akienda kunywa hiyo pombe haramu hana shughuli, nerves zimeisha, yeye hayuko, ukiongea hasikii, akiona mwanamke anapita ni kama kijana. Bw. Spika, tuko na shida. Naunga tupitische huu mswaada ili tuokoe Machakos na tuokoe Kenya. Asante.

*(Applause)*

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

**Hon. Benson Kasyoka:** Thank you, Mr. Speaker. I am a victim of the same because I normally dwell in the same business but when I came to understand this business is dealing with our young people, and I understand I am among the people who need a lot of population in the 2030 because I think I will be in politics while some of us like Kamitu will be away.

*(Laughter)*

So Mr. Speaker, I support this motion. If there is something---

**Hon. Speaker:** Order Hon. Member, you have not seen Kamitu is Honourable?

**Hon. Kasyoka:** Honourable. He is my friend. I am saying by that time the age of Hon. Kamitu will be---

*(Laughter)*

I will not finish, Mr. Speaker. So, I will support this motion saying that, we should do something more so we Kamba people as we know that our population is low. We do not have bargaining power when it comes to the National cake. So we should do as much as we can so that we can have population in coming days. So, Mr. Speaker, I support Hon. Katela for this motion. Thank you, Mr. Speaker.

**Hon. Speaker:** Thank you. Then we can hear now Hon. Kamitu, the third bench.

**Hon. Alex Kamitu:** Thank you very much Mr. Speaker. Mr. Speaker, Sir, I stand here to echo and to applaud Hon. Katela for having thought well to bring up this motion and I am in full support and total support that the illicit generation brew should be banned. Mr. Speaker, as I always stand in this House and I give out some experiences that, whenever a Presidential directive has been given, and especially now that the indicators are that we were a drinking Nation and because of this illicit brew, it should be immediately stopped, and stopped by who? Us, Mr. Speaker, we are the Hon. Members, we are the Legislators. We should make a quick move and see to it that these illicit brews are completely banned.

Good examples, Mr. Speaker, Sir, as I said, we are all Hon. Members, we have families and we come from the same villages where this dangerous practice has been going on and now that our beloved President has noticed that Kenya instead of growing, was going to be made in record as a drinking nation. We should come up collectively stand up and support and come out very seriously to ban this dangerous move. Mr. Speaker, Sir, as I said, we come from the villages and on a very sincere note and as Hon. Kasyoka said, if you look at my age and the like age of Hon. Kasyoka, there was going to be a very big gap because I have got sons same age with Hon. Kasyoka and my worry was, if I go, what will become of this young generation because as we sit down here on a very serious note, there is that gap.

Within the next five years, as we are medically, there are those young boys of us who are medically affected and who have been medically affected by this dangerous illicit brew. So, I urge Members, because I have heard some sentiments from Hon. Members asking, ‘What are we going to do? It is not what we are going to do. Collectively, we have all those responsibilities to come out strongly and support this motion so that if there is any legislative policies that, may bear or may stand to protect our young generation, and again even to protect and give strength to those old wazees who are also in that practice, I stand here to support and tell my collectively responsible Hon. Members that we should come out strongly and support this motion to save our Nation, to save our Counties and to save our youth. Thank you, Mr. Speaker, Sir.

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

**Hon. Veronica Mbithe:** Thank you, Mr. Speaker, Sir, for this opportunity that you have given me and the entire House. It pains me as a parent, surely to see what is happening in our society. Our sons are being sold for money because when a Sub-Chief, when a Police Officer receives bribes so that our sons can continue dying and the generation becoming useless, Mr. Speaker, Sir, it is a great point of concern and Mr. Speaker, Sir, these Hon. Members and the community members know the exact people who are dealing with this and the chiefs that are adamant. Mr. Speaker, Sir, we want to see a scenario whereby the chiefs and the sub chiefs and the police officers are going home, Mr. Speaker, Sir.

*(Applause)*

Because, there are people who are looking for those jobs and they are willing to serve without opening other ATMs other than their salaries, Mr. Speaker, Sir. These guys, the chiefs and the sub chiefs and the police officers have made those places where the illicit brew is being sold and brewed their ATMs, Mr. Speaker, Sir, and that is why it is just like the corruption it is fighting back. When you are telling them to go and arrest those people where they earn from, it is like telling the dog to bring the meat.

It cannot bring the meat Mr. Speaker, Sir. So the law has to be enforced. Mr. Speaker, Sir, I would urge the Hon. Members to pass this motion and law to be followed to the letter. Mr. Speaker, Sir, it pains me to see that it is only in Kenya, Mr. Speaker, Sir, where the laws are only

followed for one month and things are forgotten. This is a serious issue Mr. Speaker, Sir, which needs to be taken with all concern it as should be. Thank you Mr. Speaker, Sir.

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

**Hon. Cornelius Kitheka:** Thank you Mr. Speaker. In the fourth schedule of the constitution, it displays clearly that this is a duty of the County Government to license issues of liquor and other issues which are outlined there. Mr. Speaker, I wish first to congratulate the Hon. Member for coming up with this motion after seeing the destruction in himself after taking the drink for so long.

*(Laughter)*

Mr. Speaker, it is very bad for what is happening within Machakos. Mr. Speaker, I am quite aware that the people and the Hon. Members, in this house know very well we have a very corrupt society where it is encouraging the sale of these illicit brews. Mr. Speaker, there is a member who talked about other issues of sex and whatever. We should address the issue of illicit brews with the issue of illicit sex workers because it is all one and the same because what is happening is the same thing. Mr. Speaker, there is, here in Machakos, the drinks which have been permitted by the Government to be sold in the bars. Some of them are being brought in Machakos and I tell openly, the only dumping site for illicit brews is Machakos. Mr. Speaker, last two months, I confiscated some brews which had been hidden somewhere in a room in my ward, somewhere called Cameo.

I came to the police and we went there with a lorry we carried all the beer and we brought it to the police station. After few days, I learnt that the guy was given all the entire stock to sell to my people. So Mr. Speaker, if we want to eradicate this issue of these illicit brews let us address the issue of bribery and corruption within the agents who are carrying on the duty. Mr. Speaker, there is an inspectorate vehicle, blue in color, which goes around Machakos collecting Ksh. 100 from every bar within Machakos. I have accosted them three times. Now, I am tired of them. I may end up telling the wananchi to take action. You cannot believe, an officer from the County Government of Machakos and even from the police---

**Hon. Speaker:** I will take the point of order.

**Hon. Kitheka:** Okay. Thank you.

**Majority Leader (Hon. Mwonga):** Mr. Speaker, I would like to know from the member, whether he has reported this case because if it is true, it should not be wished away, Mr. Speaker. Can he tell this house whether he has reported this case and where so that we can make a follow up.

**Hon. Speaker:** Thank you. Even before the member reacts, I would say that you are now digressing from the matter at hand. If you have an issue outside the motion, you know the procedure.

**Hon. Kitheka:** Mr. Speaker, just to answer that member---

**Hon. Speaker:** Order, Hon Kitheka. I am saying, concentrate on the matter at hand. If you have an issue, then you can bring a separate motion and we deal with it.

**Hon. Kitheka.** Okay, so I can still not answer that question.

**Hon. Speaker:** Proceed.

**Hon. Kitheka:** Thank you. So Mr. Speaker, I was trying to address and say that there are those drinks that have been allowed by the Government. So Mr. Speaker, let us strictly deal with the drinks which have been authorized by the Government. Mr. Speaker, there are some dens where these illicit brews are hidden. We may end up cleaning every bar to make sure that the drinks are not there but Mr. Speaker, you can witness guys coming into our building and after a few minutes, you will find that they have a very different language and there is no bar open and you will notice that there is somebody just giving them a drink getting the money and going without opening a shop.

So that is exactly what has happened and this morning, I have talked to the chief of Machakos, I have shown him, I have told him just; watch this place. This guy has gone to that room he has taken something. Ask him whether he is drunk or not. He has confiscated three licenses. Today, this morning. So Mr. Speaker, I think if we can be vigilant enough, we can curb this menace in Machakos. Thank you very much.

**Hon. Speaker:** Thank you. Yes from there we will hear Hon. Chairman of Finance committee.

**Hon. Nzioki:** Mr. Speaker, I would like to start with applauding the mover of the motion. Actually, this is the right time for this motion to have come to the floor. Mr. Speaker, other than making babies and other issues, Mr. Speaker, we are losing workers. We have no manpower. Mr. Speaker, a week ago or several days ago, you could go through our towns. You find young men and men sitting around and maybe, Mr. Speaker, if you ask for some people you want to, if you want workers to go to your farm or to do some job, they are not ready to work, Mr. Speaker, because most of these men are drunk and they cannot perform any work. Mr. Speaker, it is in the right direction that we guide our people because Mr. Speaker, the young generation is dying and Mr. Speaker, there is a clause, a word in *kikamba* which says “*woona kituu kite tutena, manya uithyo nueendee na uthela.*” Mr. Speaker.

*(Laughter)*

If we do not take care of these people Mr. Speaker, our generation is going to go and behind us we will not have people to move this country ahead. Mr. Speaker, the other day I interviewed a young lady whose husband is one of those bad drinkers, Mr. Speaker. She told me as one of the members Hon. Ndumi said, the man is there he comes very drunk, he does not know what is happening. Sometimes he sleeps on the floor. Sometimes he sleeps on the bed facing the other side. Mr. Speaker, the man has no feelings and whenever it happens, Mr. Speaker, the lady was telling me, whenever they meet with the husband before she starts rising to the occasion the man is done, Mr. Speaker.

*(Laughter)*

So, Mr. Speaker---

**Hon. Speaker:** Let me take the point of order.

**Hon. Member:** Mr. Speaker, Sir, I would like to know from the Hon. Member, Muthesya what moral authority does he have to interview a woman in the absence of the husband and where was the interview done. I would like to know so that he can elaborate and what business is he doing interviewing women in the absence of their husbands?

*(Laughter)*

**Hon. Speaker:** Yes Hon. Member for Muthesya, I declare the rules that you are in order. Proceed.

*(Laughter)*

**Hon. Nzioki:** Thank you Mr. Speaker, for your protection. Mr. Speaker, I would also want to tell the member that I am a leader, I am a father and I am a responsible person. Mr. Speaker, we need, as leaders, to take and guide our people to the right direction. But at the same time, as we push the Government to destroy these illicit brews, you heard the other day some people died because of not having the beer. Mr. Speaker, we need also to build centers, rehab centers for counseling the drunkards. Thank you. Mr. Speaker.

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

**Hon. Nzeki:** It is as though Hon. Muthesya, Peter Nzioki has read my mind. First, I congratulate member for Muthetheni for having brought this motion. First, the former larger Central Province was prepared when they started this operation because we know the President comes from that area. They were prepared and they had started their rehabilitation centers. So in Machakos or in larger Eastern Province, you find there just people are staying at home, dormant and they are not doing anything because they do not take beer. Please we are supposed to have rehabilitation centers for those who were very much affected by this second generation brew.

Another thing is that the chiefs, the assistant chiefs are not doing their jobs well. So because we have a place, we are supposed to employ the ward administrators, village elders and if we happen to employ those, you will not find that there is beer somewhere and it is hidden. You are going to catch somebody who is selling the beer and you find the chief is telephoning the owner of the bar.

The chiefs are also in that business and most of our members here, are also selling that illicit brew. In fact, when I heard that operation started I had pity on some of our members. They know themselves I am not going to mention them. So Mr. Speaker, Sir, I am not naming them. So Mr. Speaker, Sir, chiefs and assistant chiefs let them be replaced with village administrators in our county government. Thank you Mr. Speaker, Sir.

**Hon. Speaker:** Thank you. Let us hear.....but Hon. Dominic, we will hear lastly on this side. Let us hear Hon. Nzoka and then you will be heard.

**Hon. Nzoka:** Thank you Mr. Speaker, Sir. Let me say it is thank you for the mover of this motion. I appreciate. He has brought it in the right time although the people have diverted from their duties earlier. What I can say apart from what we are talking of failing to honor what they have to do in their homes, I talked to a doctor and I managed to rehabilitate two people and take them to rehab and it is very expensive. It cost the parents Ksh. 80,000 per one person and apart from their weaknesses after being in that intoxicated that one, if you are addicted by that one, it is also causing cancer. It is causing both problems apart from that one. When you continue with it, I think this month I have buried three people. Yes, one died on the spot of the area.

*(Applause)*

One died on the spot. Even the villagers were crying when they were carrying that body. They came and stopped where the sellers were just by the road side. They started making noise, crying and dropped that body there. So what I am saying to rehabilitate these people who have been in this brew for long, who are addicted, is also costing a lot of money, more money than what caused that one. So what I like to say is this; let us say zero tolerance to illicit brews in Machakos County and let us see the ways in which we can move because the people we are dealing with, the chiefs have been, in fact in Kenya we have a problem you can get money from anywhere. 'Get me this money and continue with your business.' You can see even police officers; you can see the vehicles parked well so when they go to the *chang'aa* and whatever they pay monthly. It is paid monthly or after 15th. So it is a trend.

So we have to see how we can cut out that trend from those people who do that. What I can say is let us come with a format, laws which will see other people doing the same. Like now, if we have ward administrators, let us have our wazees, let us have the village elders employed by the county. It is the duty of that village elder to make sure in his area or her area is zero tolerance and if it is not zero, he or she goes home because when we rely on National Government, it will be terrible. So those people have been that way and in fact they have commercialized, it is a business. So when you are telling them not to do it *wanaona wewe*, they

see you are bad. So can we have our people on the ground employed by the county government to work on the villages? Thank you Mr. Speaker, Sir.

**Hon. Speaker:** Let us now hear, yes Hon. Dominic.

**Hon. Maitha:** Mr. Speaker, I wish the majority whip would have been here---

**Hon. Speaker:** Just a moment, I will notify you immediately he is in.

**Hon. Maitha:** I would have read to him what the Constitution talks about. I just want to read section 6 of the Constitution which says---

**Hon. Speaker:** Order Hon. Dominic. Maybe, I can give you an occasion when he is in.

**Hon. Maitha:** Thank you Mr. Speaker. So what I want to say is this, Mr. Speaker; as the Hon. Members have said, the issue of illicit brews is not new to anyone. Majority of us Hon. Members here, have victims of the same. We have either brothers or sisters, close family members who have been affected adversely by these illicit brews, Mr. Speaker. If the licensing function is under the County Government, the powers to ensure enforcement is done is under the County Government, we need to ensure that the inspectorate team which is going to undertake this function of enforcement act swiftly and to the best interest of our County and our people.

The blame is coming much to men but Mr. Speaker; to date drinking has become almost a 50/50 percent situation. Our women are drinking on a day to day basis. Our young men we are getting lost. So we do not need to talk as if we are targeting the men only. Anybody who is engaged in this activity of taking illicit brews must be saved from this. Let us not argue about two or three people who have lost their lives, Mr. Speaker, because for the last one week they cannot be able to drink. We will better lose five people because they cannot be able to drink and be able to save a million Kenyans through the same.

So Mr. Speaker, this crackdown must be done effectively. Our people need to move as immediate as possible in coordination with the chiefs bearing in mind that, Mr. Speaker, the County Government can work even far much better without even the chiefs and the sub chiefs by consulting and going close to the Hon. Members who are in this house, Mr. Speaker. The major menace this County is facing is the inability of our administration, to undertake their duties and roles. If already 99 chiefs and sub chiefs have already been sacked, how many are hiding these people who are doing this illicit business, Mr. Speaker. So we also need to come to the issue where the Hon. Member for Muthesya has said the County Government was supposed to have employed village elders, Mr. Speaker.

These are the people who are supposed to enforce what has been passed by this assembly, Mr. Speaker, and we need to move with speed with that so that the village elders and the ward administrators can start now putting into function the rules and the laws we pass in this house because if we adopt this motion today, it is the work of the village elder and the ward administrator to ensure that it is enforced because we are the licensing authority, Mr. Speaker. So I wish to say that the menace is before us and there is no way we can go about it, Mr. Speaker. If

you see what was brought in the media yesterday, Mr. Speaker, school boys have started engaging in bad behaviors in schools, Mr. Speaker. I do not want to speak about it. It was in the media.

Mr. Speaker, every single day we are receiving, in the media whereby men have gone ahead and inflicted a lot of pain and injury to their young daughters; reason being most of them are under the influence of either alcohol or drugs, Mr. Speaker. Do we continue condoning this behavior, Mr. Speaker? We must move with speed, cancel licenses for people who are not adhering to the regulations and ensure that we do not give it a second chance.

Even our inspectorate officers who will be engaged in this business, Mr. Speaker, in case any of them will be found to be supporting the continuity of the sale of the impounded liquor, Mr. Speaker, they should be immediately relieved of their duties and taken to court because they are hindering a Presidential directive which is directly being trickled to the County Government for effective. So Mr. Speaker, I think it is in the best interest of this house, as you can see Hon. Members are moving and the motion has got a 100 percent in totality support, just put the question then, Mr. Speaker, we can prepare for the second session. Thank you. Mr. Speaker.

*(Applause)*

**Hon. Speaker:** Thank you. I think I agree. I will need to put the question unless you feel there is something more and different you want to say. Something different? Let us take a point of information.

### POINT OF INFORMATION

**Hon. Kathinzi:** Mr. Speaker, once again I would like to request you to see because, the speaker is not supposed, to see but to be informed that the Chief Whip is around so the Mheshimiwa Muthwani to read the constitution for him because he was away and you instructed that he can stop.

**Hon. Speaker:** Thank you. Alright. Maybe I take the point you can now read the constitution.

**Hon. Maitha:** Mr. Speaker, thank you very much. I wish not to notify the Majority Whip, can I be given the constitution. My brother assist me with the constitution so that he understands the functions of the County Government as per the National Government. Because Mr. Speaker, if you go to Article 6 of the constitution it is very clear Mr. Speaker. I am happy that the Majority Whip is here.

It says clearly 'the Governments at the national and county level are distinct and interdependent and shall conduct their mutual relations on the basis of consultation and cooperation.' If you go to chapter 1 article 174 of the constitution, it is very clear. It states clearly that 'to foster, to give powers of self governance to the people to recognize right of communities and to facilitate decentralization of state organs, their functions and services from capital of Kenya and to enhance checks and balances and separation of powers.'

Hon. Majority Whip, with all due respect, you are trying to object to the mover of this house on the basis that a Presidential directive was issued but the constitution is very clear. A directive that has been issued by the President must be, as per this constitution, exercised at both levels. National Government and the County Government level. So we are in the right track and the mover of the motion is guided by this constitution. Thank you Mr. Speaker, Sir.

**Hon. Speaker:** Thank you. Let us hear briefly or one word from Hon....Yes the Whip may appreciate the knowledge.

**Hon. Kilonzo:** I think I do not want to be seen as so alone opposing this one. I now join the other members of the assembly to support this.

*(Applause)*

But Mr. Speaker, as we go down to close this and take the licenses, we should accompany those people because, one thing I am afraid of, Mr. Speaker, bribes have been too much. You send somebody, he gets bribed and still that continues. Why don't we accompany those people like the MP for Kabete. Yes, Waititu destroyed the liquors and actually, it should be seen as though we are doing it as a community. We should join the community to declare this thing, Mr. Speaker. So Mr. Speaker, I am now supporting it with my full force Mr. Speaker, Sir.

**Hon. Speaker:** Thank you. Yes, point of information.

### POINT OF INFORMATION

**Hon. Kitheka:** Mr. Speaker I wish to inform the Chief Whip that yesterday we did go to Katoloni in his ward. Women had demonstrated because of alcohol brew. Thank you.

**Hon. Speaker:** Thank you. Let us hear the chairman of justice and legal affairs committee and then we hear the Hon.....

**Hon. Itumo:** Thank you Mr. Speaker. Mr. Speaker, I can see now you have done a regional balance because sometimes you were worried when so many hands there and people getting a lot of opportunity to contribute and I thank God know that you have see chairman of legal affairs committee. Mr. Speaker, to contribute on this, I do support the motion with amendments also. Mr. Speaker, there is one sensitive thing that I wanted to say in this Hon House, Mr. Speaker. I do not know whether it is from where I come from or it is happening in every place, Mr. Speaker. Mr. Speaker, you find these police officers and the other officers call them administration officers, they are serving in one place even over 10 years, Mr. Speaker. And you find those people are there and know the village or the place as though they were born in that particular place.

Mr. Speaker, if we were changing these people a times call it six months time, they would not be free with the community as they are, Mr. Speaker. That is one reason why this people are being bribed because they have been free with this people who brew this illicit brews or sell this illicit brews and they feel as if they are brothers and sisters, Mr. Speaker. Mr. Speaker, it is my opinion, if we had all this powers, because I believe the powers of this house it is of the same as that of the high court, for these people to be transferred and not to stay at one station throughout, Mr. Speaker. Mr. Speaker, I feel that I should also inform the house that this particular motion could have included the chewing of this *mira* (Khat) because I feel is the one that is also contributing to this kind of infertility, Mr. Speaker.

Another thing that is making these illicit brew takers not to be active in their homes is not taking sufficient food, Mr. Speaker. Mr. Speaker, I am an example I do not have a single wife Mr. Speaker and I have many children, Mr. Speaker.

*(Applause)*

One member here shocked me when he said the wives of those who take a lot of these illicit brews, the pastor is on the safe side, Mr. Speaker, because the wives are taking their needs to the pastors. Mr. Speaker, it is because not so much on the brew but they are not taking sufficient food, Mr. Speaker.

Again Mr. Speaker, through the powers of this house, Mr. Speaker, we look for ways and means on how to reduce the price of Senator Keg we come up also with brews like African beer like *karubu* because if it means all the expensive beers to be sold, also the common mwanachi want to taste of the beers. You know it is well written on the bottle *Baada ya kazi* (after work). So now when they are sold expensive as others like Viceroy, this kind of people will not be able to take the brews. So we also want to discuss about the prices that be reduced for every citizen to be able to take something, Mr. Speaker.

**Hon. Speaker:** Order. You are getting out of context. You are out of order, Hon Chairman. Let us go to Hon. Ndalana.

**Hon. Margaret Ndalana:** Mr. Speaker, Sir, I am telling members of this assembly that this issue is sad because women have not seeing their men so they are going to the market to buy bananas and carrots which can fit them so that they can come.

*(Laughter)*

This is true story because I normally talk with youth and women so they are complaining so much and I request the assembly to do this operation the way Central Province is doing. Thank you Mr. Speaker, Sir.

**Hon. Speaker:** Let us hear Hon. Ngunzi. Maybe he can guide us about bananas.

*(Laughter)*

**Hon. Ngunzi:** Mr. Speaker, Sir, I do not have information concerning women that is known better to them but I want to take an issue Mr. Speaker, with the chairman in charge of liquor in the county. I think it is Hon. Kanui because it is a year down the line since we passed the County Liquor Licensing Act.

*(Applause)*

There was to be formed a board under a director. That board is not in place as we speak today. So bars are operating in Machakos County without licenses not because people running the business are not able to pay but there is nobody to be paid and there is nobody to ask for the licenses. So can I plead with the committee in charge of liquor in the county to move with speed and have the board formed? This is a function which has been withdrawn from the National Government. We are, as a county, running it independently.

Secondly, as we do the inspections, Mr. Speaker, I am an expert in beer markets, we should also consult widely on the Alcoholic Drinks and Control Act. It is not anybody. I hear members talk here about inspectorate officers going to inspect bars. That is illegal. There are those authorized by the Act to handle issues of beer. So Mr. Speaker, unless we want to collide with the law, then it is not that hooliganism that we saw---

**Hon. Speaker:** Let us get the point of information.

### POINT OF INFORMATION

**Hon. Katela:** Thank you Mr. Speaker, I want to inform the immediate contributor, member of Kibauni who is my good neighbor that this motion is to dig for that purpose. This motion is to give us powers to work for what he is saying we do not have. I am sorry because Hon. Maitha was just seated next to him when he read the constitution so well. So I will guide him again even when we leave the house.

**Hon. Speaker:** Proceed, Hon Ngunzi.

**Hon. Ngunzi:** So I am saying again as we also move out, the Kenya Bureau of Standards again released an 18 page list of what we are calling second generation brews. Maybe members are not versed with that. So if we moved out without knowledge of what we are going to look for, we will again be seen to do what is not right. So members should consult the Kenya Bureau of Standards website and see those that we are calling second generation brews so that we move out as a well-versed team. Thank you. Mr. Speaker.

**Hon. Speaker:** I think the point you are raising was raised perhaps you were not in the house at the time. Let us hear Hon. Mutuku and the Hon. Geoffrey and we conclude.

**Hon. M. Mutuku:** Thank you Mr. Speaker, Sir. Let me, first, applaud the chairman who has moved the motion. Truly, it is a good motion. As we have witnessed many people die because of illicit and second generation beers. Therefore, in view of that I am in support of the motion. However, Mr. Speaker, Sir, I wish to concur with the Hon. Ngunzi that as we try to crack down on the illicit beer and second generation brews, we need also to be conscious that this house it is the custodian of our tradition. It is the custodian of our constitution. Kamba community has its own traditional beer *Karubu*. It is our identity, it is the beer also we use when we are paying dowry. 80 percent of the communities, actually when they are paying dowry, when they are doing many things, *karubu* has to be used.

Secondly, we need also to understand our traditional beer. It is not sold but it is actually taken by the old *wazees* at home it has been there in the history and we cannot actually say we are burning our tradition because it has been there for many years. However, our traditional beer it is not recommended to be sold in urban areas and also in urban setting so Mr. Speaker, Sir, as we move to crack down, we should crack within set standards. It is also good as we also try to crack down it has to be orderly not the hooliganism we had seen in Nairobi and part of Central. In view of that, I hereby support the motion. Thank you.

**Hon. Speaker:** Finally Hon Geoffrey.

**Hon. Geoffrey Munyao:** Thank you Mr. Speaker, Sir. I first of all thank the mover of this motion for this is one of the best motion in this assembly. Mr. Speaker, Sir, we have seen and we do not need to be told. Mr. Speaker, our youth, I think they are no more. Mr. Speaker, last week I happened in my area to give some of our youth some work to do. To offload one pick up, four youth managed to do it in one hour to offload one pick up. To offload cement. Mr. Speaker, if four youth can offload one pick up in an hour, Mr. Speaker, I think we are finishing our county. Mr. Speaker, this is a clear show that the liquor is finishing our youth.

Mr. Speaker, without taking this illicit brew, the youth especially in the morning the youth, they are shivering. They cannot do anything without taking this illicit brew. That shows that it has messed them. Mr. Speaker, when I am doing my final contribution, it is to request this hon. house, through the ministry of health, to offer free services to the affected and infected people of this illicit brew because this brew has consequences. Thank you Mr. Speaker, Sir.

*(Applause)*

**Hon. Speaker:** Thank you Hon. Members. Let us allow the mover to quickly sum up.

**Hon. Katela:** Thank you, Mr. Speaker, Sir. I want to applaud the house for supporting this motion because as you have heard, Mr. Speaker, Sir, they have captured the sense of the motion and also thank the contribution of Hon. Members, all of them. If you heard Hon. Kitheka well, he told us that Machakos is a dumping area. We have no brewer in Machakos County but these beers are dumped here and my fear is, when these people will be bought in their counties, they will dump the beers here.

Again on the issue of chiefs, no askari will arrest himself. As Hon Ndumi said, these chiefs have been there since before even we were born and most of them are the owners of these bars. So you can not close your business. They need to be counterchecked by our inspectorate. Again you have no authority on the chiefs. Our positions are defined, our roles are defined. It is better when you are calling an inspectorate askari in our county to arrest somebody because you can give orders and you can follow it from that point but a chief you cannot follow it.

The DC or the DO will always tell you *hii ni siasa tu* just to quote. So please thanks a lot and I hope as Hon. Mutuku has put it, we will invoke sobriety when we are introducing this and go further in our wards if we really want to save our youth. Thank you. Mr. Speaker. I also wish to thank the office of the Clerk and that of the Speaker for helping me in generating this motion. Thank you. Mr. Speaker.

**Hon. Speaker:** Thank you very much. Before I proceed to put the question, some serious issues have emerged in the debate. A statement has been raised by Hon. Ngunzi about the Liquor Licensing Board. The office of the Clerk will communicate to the Chair so that he reports on the progress of the matter. The other issue that has openly come up in the debate is that the exercise should be conducted in an orderly manner. I direct that the chairperson of culture committee that is related to the affairs raised in motion will file reports progressively to confirm compliance. That will involve, perhaps, the committee visiting and listening to the stakeholders in the affected areas. Then I proceed to put the question.

*(Question put and agreed to)*

## ADJOURNMENT

**Hon. Speaker:** Any other matter? There being no more business, Hon. Members, we will meet later in the afternoon. Thank you.

The House rose at 11.40 a.m.

