

MACHAKOS COUNTY ASSEMBLY**OFFICIAL REPORT****Thursday, 10th March, 2016**

The House met at 3.02 p.m.

*[The Speaker (Mr. Mung'ata) in the Chair]***PRAYERS****Hon. Speaker:** Good afternoon Hon. Members. Let us proceed, Clerk.**COMMUNICATION FROM THE CHAIR
SUIT ON LEADERSHIP**

Hon. Speaker: Hon. Members, there is this communication from the Chair dated 10th March, 2016. Hon. Members, I am informed that four Members of the County Assembly had filed a suit in court challenging the election of a new Majority and Minority leadership comprising of Hon. Isaac Muinde, Hon. Dominic Maitha, Hon. Francis Matheka and Hon. Stephen Muthuka.

I am further informed that the Members have since withdrawn the matter and we have been served with a notice of such withdrawal. The orders effectively lapsed today and we have not been served with any further orders. The meaning of this is that my previous communication on the leadership of the County Assembly stands.

(Applause)

However, at around 2.10 p.m, I received another communication from the Majority and Minority parties on change of leadership. I therefore proceed to make the following communication.

*(Several Hon. Members stood up in their places)***Majority Leader (Hon. Muinde):** Point of information, Mr. Speaker---**Hon. Speaker:** I therefore, proceed to---

Majority Leader (Hon. Muinde): Point of information, Mr. Speaker---

Hon. Speaker: Sorry, I am not taking any interruption.

Majority Leader (Hon. Muinde): Point of information, Mr. Speaker---

A Hon. Member: No.

Hon. Speaker: You are out of order, Hon. Muinde.

Majority Leader (Hon. Muinde): Point of information, Mr. Speaker. This matter is still in court. This is a mischief that has been taking part---

Hon. Speaker: Order!

Majority Leader (Hon. Muinde): This matter is still in court until 18th.

(Loud consultations)

Hon. Speaker: Wait until I finish.

Majority Leader (Hon. Muinde): Mr. Speaker, no. The matter is still lying in court until 18th. We are not proceeding on a matter that is in court. This is *sub-judice*.

Hon. Speaker: Order, Hon. Muinde.

A Hon. Member: No.

Majority Leader (Hon. Muinde): Mr. Speaker, you cannot order us when yourself, you are out of order.

(Loud consultations)

This is shameful. Mr. Speaker---

Hon. Speaker: Order!

(Loud consultations)

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Majority Leader (Hon. Muinde): It is a no. A matter that is lying in court.....(inaudible). This is *sub-judice*. You have been in bed with our rivals. We will not allow this. You can go to the Governor's office and take all the money but you will not force the leadership on us. I want to be quoted. You can always take all the money from the Governor's office but you will not force leadership on us. This is a matter that will be returning on 18th. We were in court, you cannot make a statement on matter that is in court.

(Hon. Koki spoke off the record)

The matter will be finalised on the 18th. Mr. Speaker, you are not neutral.

(Loud consultations)

Hon. Speaker: Order! Order, Hon. Members.

Majority Leader (Hon. Muinde): Mr. Speaker, No order. Mr. Speaker, you are taking sides.

Hon. Muthuka: Let us adjourn.

(Loud consultations)

Hon. Kitheka: Why are you being compromised? Mr. Speaker, you are taking us for a ride and we cannot accept this.

Majority Leader (Hon. Muinde): You can also join the Governor's office and take all the money but we will not allow it.

(Loud consultations)

Hon. (Ms.) Koki: Adjourn the assembly.

Majority Leader (Hon. Muinde): Under your watch, this assembly has lost its independence. You are dining with the executive.

Hon. Speaker: Order! Order!

Majority Leader (Hon. Muinde): You are out of order yourself.

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(Loud consultations)

I told you not to do this and you are doing it. You should not proceed beyond that. Don't proceed beyond that.

Hon. (Ms.) Koki: No.

Hon. Kitheka: We cannot let that, Mr. Speaker.

Majority Leader (Hon. Muinde): This House will not be governed remotely. Toa hii kitu hapa *(Pointing at the Mace)*

A Hon. Member: Tutavunja hii.

(Loud consultations)

Hon. Kasimu: We expected the outcome of the court, Mr. Speaker.

Hon. (Ms.) R. Nduku: He had said he is going to adjourn now he is communicating.

(Loud consultations)

Majority Leader (Hon. Muinde): Mr. Speaker, we will not allow you to continue with that communication.

Hon. Speaker: I will proceed.

Majority Leader (Hon. Muinde): You would rather.... Mr. Speaker, we are saying no.

(Loud consultations)

Mr. Speaker, we will not allow you to continue with a communication that is biased, that is..... *(inaudible)* and we know what happened.

Hon. Speaker: This is the---

(Loud consultations)

Order! Order, Hon. Members. The communication dated 10th March, 2016 is deemed as read and will be circulated to members.

ADJOURNMENT

Hon. Speaker: The House adjourns.

The House rose at 3.08 p.m.