

**MACHAKOS COUNTY ASSEMBLY****OFFICIAL REPORT****Thursday, 19<sup>th</sup> May, 2016**

The House met at 2.30 p.m.

*[The Speaker (Hon. Mung'ata) in the Chair]***PRAYERS****Hon. Speaker:** Good afternoon Hon. Members.**COMMUNICATION FROM THE CHAIR****LEGISLATIVE SUMMIT**

**Hon. Speaker:** Hon. Members, there is this communication on the matter of legislative summit. The Constitution of Kenya provides for a devolved system of government, which is designed to promote democratic and accountable exercise of power and involve citizens in governance.

The County Assemblies Forum, in partnership with the Senate, has organized the First Legislative Summit under Devolution to be held at Flamingo Hotel in Mombasa County from 23<sup>rd</sup> to 27<sup>th</sup> May, 2016, where the Senate and the 47 County Assemblies of Kenya will share on the gains earned through their representation, legislation and oversight roles.

It will be an opportunity to develop strategic partnerships with key stakeholder as well as take stock of the achievements, opportunities and challenges faced in the last three years of devolution.

Therefore Hon. Members, pursuant to Standing Order 24 (3), which states that “the Assembly shall continue to be in session and may adjourn for such number of days as it may determine in its calendar,” I hereby proceed to adjourn the sittings of the House from 24<sup>th</sup> May 2016, to resume on 31<sup>st</sup> May, 2016 in order to enable all Members attend the legislative summit. Let us proceed.

**PAPER LAID****ESTABLISHMENT OF MILK CHILLERS****Hon. Speaker:** On the paper, Hon. Joseph Muli is absent. Proceed.*(Paper deferred)*

**NOTICE OF MOTION**  
ESTABLISHMENT OF MILK CHILLERS

**Hon. Speaker:** Joseph Muli again absent. Proceed.

*(Notice of Motion deferred)*

**STATEMENTS**

**Hon. Speaker:** Deputy Speaker, in view of communication on the business of next week

BUSINESS OF THE HOUSE FROM 31<sup>ND</sup> MAY TO 2<sup>ND</sup> JUNE, 2016

**Hon. Nganga:** I stand under Standing Order 41(2)(a) where during the statement hour, a member of the house business committee designated by the committee for that purpose shall every Thursday or on the last sitting day, for not more than ten minutes, present and lay on the table, a statement informing the House of the business coming before the house in the following week.

Mr. Speaker, Sir, the house business committee met today and balloted business for next week as follows:

- Tuesday, 31<sup>st</sup> May 2016 (Afternoon): In view of the adjournment, the dates shall change as prescribed in your statement such that on the Tuesday after that adjournment we shall have the motion on the establishment of a county tree planting day.
- The following Wednesday (Morning): we shall have *ad-hoc* committee report on conduct of CPSB secretary.
- Wednesday (Afternoon): Report of Labour, Public Service and ICT committee on petition by the inspectorate; the report of Agriculture and Cooperative Development committee on petition by Machakos County poultry farmers.
- On Thursday of that week (Afternoon), we shall have the report of Agriculture and Cooperative Development committee on establishment of milk chillers and also the report of Health and Emergency Services committee on benchmarking at Thika hospital in Kiambu County. Thank you Mr. Speaker, Sir.

**Hon. Speaker:** Thank you. The business of the week will be placed in the other week.

INVITATION TO ATTEND RADIO AND TV TALK SHOWS

**Hon. R. Mutuku:** Mr. Speaker, Sir, I stand under Standing Order 41 (1), where during statement hour, there shall be time to be designated statement hour, every Thursday, commencing not later than 3.00 p.m. Mr. Speaker, Sir, the committee of Broadcasting and

Library Services met on Wednesday, 18<sup>th</sup> May, 2016 and deliberated on an invitation to attend radio and TV talk shows hosted by Mbaitu FM and Cosmopolitan TV station. The committee resolved to nominate one member every week to attend the talk shows and they will be facilitated by the Assembly.

**Hon. Speaker:** I think members who will be interested with that subject will liaise with Hon. Raphael.

**Hon. Ngunzi:** Thank you, Mr. Speaker, Sir. I wish to issue statements that were requested before this House.

### LOST WATER TANKS

Mr. Speaker, Sir, I want to respond to a statement request that arose during the debate of censure motion of the Mr. Jeremiah Lemmy, regarding 10,000 litre water tanks reported to have been lost in Matungulu sub county, details of tanks delivered to Masinga police station and a response to the allegations that senior members of Machakos county were selling the tanks to unsuspecting buyers at Kshs. 40,000. Mr. Speaker, Sir, I hereby wish to state as follows:-

- That a total of 192 water tanks of 10,000 liters capacity were supplied to the Matungulu sub county water office on various dates between 16<sup>th</sup> December, 2014 and 12<sup>th</sup> March, 2015 by a contracted supplier by the name Astrol Industries Limited.
- That the said water tanks were meant to be issued to 24 public primary schools in Matungulu sub county and 84 village water projects which would benefit from two tanks per project.
- That the sub county water officer was responsible for sole safe custody of the tanks and was instructed to issue the said tanks as per guidelines and instructions of the chief officer, department of water.
- That despite the direction of the chief officer, the sub county water officer issued the water tanks, without following instructions, to various institutions and groups besides the 24 primary schools.
- That under no circumstances was the sub county water officer allowed to distribute more than one tank to a single public primary school, a guideline he personally failed to adhere to as can be seen in the attached document.
- That Mr. Mwanza, who was the sub county water officer, also issued water tanks against policy to churches, self-help groups, polytechnics and other projects.
- That upon scrutiny of the whereabouts of the tanks, 168 were found to have been issued without following due procedure as follows:

Tanks that were issued to unauthorized primary schools were 47, tanks issued to secondary were

25, and other recipients as can be seen from the attached list as appended to the report, totaling 92 and tanks that were unaccounted for were four totaling to 168.

- That 24 tanks were---

**Hon. Speaker:** Mr. Chairman, can you tell us where the attachment is?

**Hon. Ngunzi:** My report bears the attachment.

**Hon. Speaker:** The statement that I have...

**Hon. Ngunzi:** The clerks tell me that the attached list is---

**Hon. (Ms.) V. Mbithe:** Is it in order for the member to tell us to look for the attached copy when we don't even have the report with us?

**Hon. Speaker:** The point of order sustained. Hon chair kindly tell us, are you ready with your statement or you are not ready?

**Hon. Ngunzi:** I am ready, Mr. Speaker. The clerks are maybe failing the chairman.

**Hon. Speaker:** Order, order. Resume your seat.

**Hon. Nganga:** Mr. Speaker, further as we get supplied with the report, I don't find the essence why the chair should refer us to the document because in laying the document on the floor of the House, he is required to take the whole house through his document, so that whatever is contained in that document enters into the HANSARD of this House, Mr. Speaker. So he in telling us to look into the paper, he is trying to play some games and ensure some names or some funny elements do not enter in the official records of the House, Mr. Speaker.

If the report that he has is substantiated, I don't find the reason why he would fail to mention the elements mentioned there; those who have benefited, even if they are 200 so that this county and this House will be able to know the people who are the people who are implicated. Thank you, Mr. Speaker.

**Hon. Speaker:** Yes?

**Hon. Muthuka:** Mr. Speaker, Sir, I want to inform the House that I am the person who had requested for this statement together with the tanks which were stashed at the police station in Masinga sub-county. With the names of this House, the chairman should respond to my statements and if there are any other documents, he will be given leave to avail the documents to

this Hon. House so that I can be able to respond on the responses that the chairman is issuing to this House. Thank you.

**Hon. Speaker:** Thank you. Yes let us hear the point of order.

**Hon. Katela:** Mr. Speaker, Sir, I want to inform the immediate member that when he requested for the statement, it became the property of the House so each and every other member wants to see what is written in the paper not unless you have colluded with him to hide some people you did not want to appear---

**Hon. Speaker:** Address the Chair, Hon. Katela.

**Hon. Katela:** Thank you, Mr. Speaker. What I am saying, not unless the member also wants to hide some people as the Deputy Speaker has said, we should have copies of what is being read as we have always had. We want to know which church got what, which family got what, because it is a property of the House.

**Hon. Speaker:** Yes let us hear the information.

**Hon. Nduva:** Mr. Speaker, Sir, the document read by the chairperson, Environment committee is a very important document to this Hon. House. Mr. Speaker, through your Chair, we request each member to have a copy of this document. It is very vital for us to get the real information.

**Hon. Speaker:** I want to hear you again.

**Hon. Nduva:** I am saying the statement being read by the chair, environment is a very important document and information to this Hon. House, so we would like for each member to be supplied with a copy of this document so that we can be able to peruse.

**Hon. Speaker:** Hon. Ngunzi, I agree with the members; they are entitled to this document.

**Hon. Ngunzi:** We can supply the document to them, but with your leave, Mr. Speaker and for the HANSARD, allow me to take them through the list then after this sitting, we can supply them with copies.

**Hon. Speaker:** I think the view of the Speaker is that you supply them with the documents.

**Hon. Ngunzi:** After the sitting, with your leave, Mr. Speaker. I will take them through the rest.

**Hon. Speaker:** Let us hear Hon. Kasimu.

**Hon. Kasimu:** It is clear that the Chairperson, Environment committee is not ready with this report. We can wait until the time that he will be ready because we cannot be taken through a document that is not in our hands which means he does not trust the House or something else is fishy. So Mr. Speaker, we can wait until the time that the Chairperson will be ready. He is not ready.

**Hon. Speaker:** Hon. Members, I agree with the sentiments of most of the Members that the Chairperson is not ready with his document and that this answer will be considered a priority in our next sitting. Let us proceed with the next statement. Finally, Hon. Cecilia's statement. I hope you are ready. Hon. Edrick Ngunzi, it is as if you have an additional statement. You are again not ready.

*(Laughter)*

#### CURBING LAND GRABBING IN NDALANI WARD

**Hon. Ngunzi:** Mr. Speaker, I still have another statement. I would like to respond to a statement requested by Hon. Stephen Muthuka on 24<sup>th</sup> February, 2016 regarding what the County Government has done to curb land grabbing in Ndalani Ward.

**Hon. Speaker:** Yes, let me take the point of order

**Hon. Nganga:** Mr. Speaker, before I place my point of order, I would want to request that the Chairman be found out of order for canvassing, because when a Member rises on a point of order, there must be a reason they want to state. However Mr. Speaker, we have not also been supplied with the same statement and while the Chairperson is taking us through, Mr. Speaker, it has even taken your indulgence to remind him that he had a statement, implying that he is not ready for the business, Mr. Speaker, and these are some of the issues that we raised in our report last week.

May be either, Mr. Speaker, he takes us through both reports and we get copies of that or then he withholds his report and takes us through them only when he will have prepared himself well with copies for Members, Mr. Speaker.

**Hon. Speaker:** Yes, Hon. Edrick Ngunzi, I appear to agree. An answer for a statement ought to be supplied to the Members, at least two hours even before we sit, particularly to the

member who has requested for the statement. This answer ought to have been supplied to Hon. Stephen Muthuka; I don't know whether he has received the answer.

**Hon. Muthuka:** Mr. Speaker, I have the response.

**Hon. Speaker:** You have already received the answer?

**Hon. Muthuka:** Yes.

**Hon. Speaker:** Then I will allow the Hon. Member to proceed and take us through the answer and we shall give directions after that.

**Hon. Ngunzi:** Thank you, Mr. Speaker.

**Hon. Members:** Point of order.

**Hon. Ngunzi:** I think I need some protection, Mr. Speaker.

*(Laughter)*

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

**Hon. Kitheka:** Mr. Speaker, is it for both documents or it is for the document he has given later?

**Hon. Speaker:** For the current answer.

**Hon. Kitheka:** For the current answer?

**Hon. Speaker:** Yes, the answer on the question that was asked by Hon. Muthuka on 24<sup>th</sup> February, 2016.

**Hon. Kitheka:** We would wish to get the answers for the two statements so that the documents become properties of the House which cannot be changed on the way.

*(Applause)*

If he gives us the answer, we will only need the copies after but if he does not give us an answer and we do not have any copy, they may be changed on the way. We are requesting to be given the answers of both statements so that there can be no changes to the statement.

**Hon. Speaker:** Hon. Kitheka, the statement and answers have already been presented to the Speaker and they will be delivered to the House for communication. The answers are in my custody and they cannot be varied.

**Hon. Kitheka:** Thank you, your honour.

**Hon. Speaker:** Yes?

**Hon. Muthuka:** I do not see why I should be responded to on one statement while I sought the two statements. Why should we deliver one half-way waiting for documents and then allow for the other one to be delivered and besides, Mr. Speaker, according to the Standing Orders, I received the documents even more than two hours ago and on my part, I am prepared. Would you mind to allow the Chairperson, Environment committee to deliver the two statements then from there you can issue a directive?

**Hon. Speaker:** Are the statements related, Hon. Muthuka? Are they inter-related?

**Hon. Muthuka:** They are not related but they are related in one way because I am the person who sought the statements.

**Hon. Speaker:** You would wish to have your answers delivered at once?

**Hon. Muthuka:** Exactly, Mr. Speaker.

**Hon. Speaker:** Hon. Ngunzi, are you having difficulties in delivering your answers at once or at the future date that will be appointed?

**Hon. Ngunzi:** I think, Mr. Speaker, for the interest of time but the response is going to be captured by the answer HANSARD.

**Hon. Speaker:** Yes.

**Hon. Ngunzi:** Then I do not see why I cannot do it now.

**Hon. Speaker:** Proceed.

**Hon. Ngunzi:** Thank you.

*(Laughter)*



**Hon. Ngunzi:** Mr. Speaker, I was in number 8 of page 2 that goes with my report; that 24 tanks were procedurally issued to the appointed Public Primary Schools within Matungulu Sub-County and that due administrative is currently underway for the officer responsible for the loss of Government property to be brought to account. Mr. Speaker, Sir, concerning tanks in Masinga, I hereby wish to state as follows; and before I go to the Masinga tanks, I would want to take Members through the list of those who benefited from the Matungulu water tanks Mr. Speaker.

In Matungulu, 24 primary schools received tanks and that was a regular issue, and those were Katine S.A, Katine H.G.M, Syanthe H.G.M, Sengani Primary, Ngomeni Primary, Mukalwa Primary, Kithimani Primary all in Tala Ward. Katwanyaa Primary, Kanzalu Primary, Katuluni Primary, Mwatati Primary, Itheuni Primary, Kithaayoni Primary and Muumoni Primary, all in Matungulu East.

Uamani Primary, Kisitimani Primary, Kayatta Primary, Kiliku Primary, Kyanzave Primary, Itetani Primary, Ngunga Primary, Kyumbuni Primary, Donyo Coffee Primary and Kwamutu Primary, all in Matungulu North. That was procedurally.

There were tanks that were un-procedurally issued to secondary schools in Matungulu and these were; AIC Mwatate in Matungulu East, Sengani Secondary in Tala, Kyaume mixed in Tala, Kisukioni Secondary in Matungulu West, Katine SA in Tala, St. Martin Kithuiani Matungulu North, Katwanyaa Secondary in Matungulu East, Kyeleni Secondary in Kyeleni, Kiboko Secondary in Matungulu North, SA Nguluni Secondary in Tala, Kyumulendu Secondary in Tala, St. Mulumba Kikaatini Secondary in Tala, Syanthe Secondary in Tala.

St. Michael Kwa Ngii Secondary in Matungulu West, Mukalwa Secondary school in Matungulu West, Mukengesya Secondary in Matungulu West, Tala High in Tala, St. Joseph Kikuyuni Secondary in Matungulu West, St. Benedict Kimanza Secondary in Kyeleni, Kalandini Secondary in Matungulu West, Kambusu Secondary in Matungulu East, Kinyui SA day Secondary School in Matungulu East, Kathuiani Secondary School in Matungulu West.

There were also tanks, Mr. Speaker, that were unauthorized and procedurally issued to Primary Schools, and this means these are Primary Schools that got two tanks each like; Sengani A.I.C in Tala, Ndulya Primary is in Matungulu North, Kitambaasye Primary in Matungulu North, Itheuni Primary in Matungulu East, Katwanyaa Primary in Matungulu East, Kalandini Primary in Matungulu West, Kikuyuni Primary in Kyeleni, Kyumulendu Primary in Tala, Kisikioni Primary in Matungulu West, Matungulu DEB in Matungulu East.

Kithuiani Primary in Matungulu West, Mukaa Primary in Matungulu West, Wendano DEB Primary in Matungulu West, Tala SA Primary in Tala, Kiliku Primary in Matungulu North, Kyumulendu Primary in Tala, Koma ranch Primary is in Matungulu West, Kivani Primary in Matungulu North, Kwa Kisinga Primary in Matungulu West, Matungulu Estate Primary in Matungulu West, Kisekini Primary in Kyeleni, Nzambani Primary in Kyeleni, Kwa-Ngii Primary in Matungulu West, Kyeleni Primary in Kyeleni, Kambusu Primary in Matungulu East, Uamani Primary in Matungulu North.

Tala Boys Primary in Tala, Ndovoini Primary in Matungulu West, Tala Girls Primary in Tala, Kiamba Primary in Matungulu West, Kantafu Primary in Matungulu West, Muusini Primary in Matungulu West, Kathiiiani Primary in Kyeleni, Kanzalu Primary in Matungulu East, Kakulutini Primary in Matungulu East, Kinyui Primary in Matungulu East, King'oti Primary in Matungulu East, Kyekoko Primary in Matungulu East.

Katheka Primary in Matungulu East, Kithaayoni Primary in Matungulu East, Miseleni Primary in Matungulu East, Upways Academy in Matungulu East, Syanthi Primary in Tala, Kithimani Primary in Tala and Kituluni Primary in Kyeleni. That totals to 47.

There were also tanks, Mr. Speaker, Sir, that were issued to other beneficiaries as stated here. Kolooso Water project in Kyeleni---

**Hon. (Ms.) Ndawa:** On a point of information, Mr. Speaker.

**Hon. Ngunzi:** Ngwata Fuata Maji---

**Hon. Speaker:** Allow the Chairperson to proceed. I think it is becoming more interesting. Let us proceed.

**Hon. Ngunzi:** Ngwata Fuata Maji Water project in Matungulu West, Wendano Borehole Water Project in Matungulu West, Kisukioni Water Project in Matungulu West, Ngalalya Water Project in Matungulu West, Kwamating'a Farmer's Association in Matungulu West, Kwa Maitha Water Project in Matungulu West, Kimaka Water Project in Matungulu East, Syanthi Water Project in Tala, Mukalwa Water Project in Tala, Kambusu Farmers Factory in Matungulu East, Katuluni Water Project in Kyeleni, Mwatate Water Project in Matungulu East, Kaukiswa Farmers Factory in Matungulu East, Utisi Water Project in Matungulu West.

Kyamutwoo Polytechnic in Matungulu West, ABC Youth Polytechnic in Tala, Katine Polytechnic in Tala, GTC Matuu Estate in Matungulu West, Kituluni A.I.C in Kyeleni, A.I.C Kwa Mwaura in Matungulu North, Koma Rock Shrine in Matungulu West, Mukaa SA in Matungulu West, Kyamutwooi Citadel in Matungulu West, A.I.C Kisukioni in Matungulu West, Katine SA Church in Tala, A.I.C Kasinga in Tala, KBC Koma Church in Matungulu West, Ngunga Catholic Church in Matungulu North, AIC Kalandini in Matungulu West.

RGC Nguluni in Matungulu West, St. Joseph Nguluni in Matungulu West, Tala Central Catholic Church in Tala, Nunguni Catholic Church in Matungulu East, Kisukioni RGC in Matungulu West, New Life Church in Matungulu West, Kitunduni SA Church in Tala, Ndulya Catholic Church in Matungulu North, Kyumbuni RGC in Matungulu North, St. Paul Catholic Church Matakutha Matungulu West, Kisukioni Deliverance in Matungulu West, Kalandini RGC in Matungulu West, Sengani RGC in Tala.

AIC Katulye Church-Matungulu West, St. James Catholic Church Katulye- Matungulu North, Mbuni GNCA-Matungulu West, St. Lucia Joska- Matungulu West, New life Katine-Tala, AIC VoK-Matungulu West, Makuli-SA Church-Tala, Ngonda Catholic Church-Tala, Katuluni

S.A- Matungulu East, AIC Mathieini-Matungulu East, Church of the Lord- Mtungulu West, CCI Calvary Church-Matungulu North, Nzambani AIC Nunguni-Kyeleni, SA Wendano Matuu-Matungulu West, AIC Donyo-Matungulu North, St. Paul Catholic Church Kisukioni- Matungulu West.

Kyamulendu Church-Tala, Uamani Dispensary-Mtungulu North, Sengani Dispensary-Tala, Nguluni Health Centre- Tala, Matungulu Health center-Matungulu East, Kyeleni health center-Kyeleni, Kwanguu dispensary-Matungulu West, Nduu dispensary-Matungulu North, Kalandini health center- Matungulu West, Vai Mbaikya S.H.G-Matungulu North, Kitambya S.H.G- Matungulu North, Twailye Kwitu S.H.G- Matungulu West, Kyaa Katulu Wendo Museo S.H.G- Tala, Woni S.H.G- Matungulu West, New Pioneer S.H.G-Matungulu East.

Kyanduu C.B.O -Matungulu East, Ngomeni Ndauni S.H.G- Tala, Kyatunda villages S.H.G-Matungulu West, Mwanzo Mpya S.H.G-Matungulu West, Nduunduni Wendo S.H.G-Matungulu North, Wasyawa Anake S.H.G-Matungulu West, Mbite Ngwite S.H.G-Matungulu West, AP Chapel Church-Matungulu West, AIC Kyanzavi-Matungulu North, Katulye Catholic Church- Matungulu East, New Fishers of Men- Tala, Maximum Miracle-Tala. Total 92.

*(Applause)*

Mr. Speaker, that brings me to the end of Matungulu and I know take you through the Masinga report. Mr. Speaker Sir, concerning tanks in Masinga, I hereby wish to state as follows:- that a total of 250 water tanks of 10,000 liters capacity were supplied to the Masinga sub county water office by a contracted supplier-cum-manufacturer by the name Poly Tanks limited on various dates between 18th December, 2014 and 19th January, 2015.

That the said tanks were meant to be issued to public primary schools in Masinga sub county and 89 village water projects which will benefit from two tanks per project that the sub county water office has been responsible for safe custody of the tanks and has instructions to issue the said tanks as per guidelines and instructions of the chief officer, department of water.

That upon scrutiny of the whereabouts of the water tanks it has been found out that the tanks had been issued as follows:-

1. Authorized issues to primary schools got a total of 67.
2. Secondary schools got 4.
3. Issues to boreholes 38, as I will take you through the list
4. Other public institutions that benefited 7.
5. MCAs who received these tanks were 5.
6. Available tanks at the sub-county office 129.

All tanks have so far being procedurally issued to the recipients as provided the sub county water officer Masinga. Those who received tanks, Mr. Speaker, were Masinga Girls Secondary school, Masinga police station got two tanks, AIC Kitangani---

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

**Hon. Nganga:** Mr. Speaker, it appears now we have the document. So we can now request the chairperson, when it comes to those long lists, he can just use as stated and we will be comfortable. I hope the chairperson finds that with me.

**Hon. Speaker:** Yes let me take the other point.

**Hon. Kasimu:** Mr. Speaker, I did not get what the Deputy Speaker said but my point is, we have the summary of the institutions, the way they got the 250 tanks I do not see why the chairperson should take us through details of the primary schools or the institutions because we have the summary and we can go through the summary. Thank you, Mr. Speaker.

**Hon. Speaker:** I agree. The same point that has been raised by two other Hon. Members. Now that the members appear content, can you proceed and use the summary.

**Hon. Ngunzi:** So Mr. Speaker, they can see the list as appended now. So we have that and we have issues to boreholes and other public institutions, seven issues to MCAs, five available tanks at the sub-county office 129 totaling to 250.

#### LAND GRABBING IN NDALANI WARD

**Hon. Ngunzi:** Mr. Speaker, Sir, I rise to respond to a Statement requested by Hon. Stephen Muthuka on 24<sup>th</sup> February, 2016 regarding to what the Government has done to curb land grabbing and squatter issues in Ndalani Ward. I wish to state the following:-

Mr. Speaker Sir, during the initial allocation of plots in Yatta Haraka settlement schemes, there arose many problems such as double allocations, disputing claimants, double payments, sale of plots squatter problems---

**Hon. Speaker:** Order, there is a point of order there.

#### POINT OF ORDER

**Hon. Kitheka:** Mr. Speaker, I would have requested the member who has just left to remain in the House because I think in this document, there is a place where the MCA received 52 tanks. He would clarify here now. We will start looking for him next time. Can he be called back to the House? Thank you, Mr. Speaker.

*(Laughter)*

**Hon. Speaker:** Let us proceed. That point is over ruled.

*(Laughter)*

**Hon. Ngunzi:** This slowed down the documentation process. Several Divisional and District Committees were set up to resolve the squatter problems, but none of those committees' recommendations were ever implemented.

Mr. Speaker, during the financial year 2011/ 2012, through the District Settlers' Selection Committee (DSSC), in liaison with local leadership, conducted a ground status verification on the 746 plots identified as problematic by the MPC in the seven of the Yatta Haraka settlement schemes namely; Ndalani phase I and II, Mamba, Nzukini phases I, II, II and IV with the aim of establishing the ground occupancy *vis-a-vis* the MPC report in an attempt to implement the report.

Mr. Speaker, on 22<sup>nd</sup> March, 2011, the then Hon. Minister for Lands, while responding to a parliamentary question from the then Yatta Member of parliament on Ndalani Squatters made a commitment that the way forward on these squatter issues in Ndalani would be informed by the findings and recommendations of the then ongoing plots verification exercise undertaken by the DSSC and his office.

Mr. Speaker Sir, in the financial year 2012/ 2013, the department of Land Adjudication and Settlement, through the Settlement Fund Trustee, embarked on ground verification on all the plots in Ngoliba 'D' settlement scheme. The ground status verification report was presented to DSSC on 21<sup>st</sup> February, 013 and thereafter to the Director of land adjudication/ settlement with similar recommendations and requests as those for Ngoliba 'B' Settlement Scheme.

Mr. Speaker, Sir, the department recommends the following to be done as a way of bringing a lasting solution to the squatter issue in Ndalani location:-

1. Implement the ground status reports of 2011/2012 and 2012/2013.
2. Conduct ground status verification on the rest of the plots, about 1500 plots, not included in the MPC report, the 2011/2012 and 2012/2013 ground status reports in order to capture the new generation of squatters and implement the findings.
3. Repossess all abandoned plots which have no title deeds and re-allocate them to needy Kenyans.
4. Sensitize squatters against selling or sub-dividing settlement land before acquiring legal documents except for the specific plots recommended for subdivision.
5. Sensitize the local people on the importance of appreciating National diversity and embracing peaceful co-existence for development.

Thank you, Mr. Speaker.

**Hon. Speaker:** Thank you. Then the report will be circulated to the members. We shall allow a moment to interrogate the answers given. The Hon. Members ought to note that why answers are given is for the House to agree with them and state a policy on the matter or if a member is not satisfied with the answers, to raise issues on the answers and if need be, develop a motion to achieve.....(*inaudible*). Therefore, time will be allocated for the members to interrogate

the answers in the next Thursday we shall be sitting. I think that is well with the Hon. Stephen Muthuka.

**Hon. Muthuka:** Thank you Mr. Speaker. Most obliged.

**Hon. Speaker:** Then let us proceed.

**MOTION**  
ESTABLISHMENT OF MILK CHILLERS

**Hon. Speaker:** Hon. Joseph Muli. In his absence, then the motion will not be taken. To be deferred and returned to the House Business committee for further balloting.

**ADJOURNMENT**

**Hon. Speaker:** Hon. Members, the House adjourns till the next sitting.

The House rose at 3.20 p.m.