

# MACHAKOS COUNTY ASSEMBLY

## OFFICIAL REPORT

Wednesday, 24<sup>th</sup> August, 2016

The House met at 10.00 a.m.

*[The Speaker (Hon. Mung'ata) in the Chair]*

### PRAYER

**Hon. Speaker:** Good morning, Hon. Members. Let us proceed.

### COMMUNICATION FROM THE CHAIR

#### DECLARATION OF COMMITMENT TO THE LEADERSHIP AND INTEGRITY CODE

Hon. Members, the Ethics and Anti-Corruption Commission is mandated to enforce and ensure compliance with the provisions of Chapter Six of the Constitution, 2010 and the Leadership and Integrity Act, 2012. Under section 37 of the Act, each public entity with state officers is obliged to develop a specific leadership and integrity code which all the state officers serving in that entity must subscribe to.

The Speaker together with 38 Members of the County Assembly made a declaration of commitment to the Leadership and Integrity Code yesterday, at the Assembly chambers. The exercise has been extended to allow the remaining 21 Members sign the oath.

All Hon. Members who are yet to make a declaration of commitment to the code should liaise with the office of the Clerk within the next seven days to arrange for the earliest date when the same shall be done, to ensure compliance with Section 40 of the Leadership and Integrity Act, 2012.

Members who did not have an opportunity to take it yesterday will now liaise with the office of the Clerk and appropriate arrangements will be made. The exercise is voluntary. The duty of this assembly is to make a return of those who took the oath. Those who will not have taken the oath, their names will be stated and then the authority will process the report. Let us proceed.

### MOTION

#### IMPLEMENTATION OF DEVELOPMENT PROJECTS

*(Hon. (Ms.) Ndumi on 10.08.2016)*

*(Resumption of Debate on the Motion tabled on 10.08.2016)*

**Hon. Nduva:** The Trade, Planning and Industrialization Committee tabled the report on Implementation of Development Projects for the Department Of Trade, Economic Planning, Investment and Industrialization. The department implemented a total of 42 projects in the financial year 2015/2016. Most of these projects were market sheds which were started in 2014/2015 financial year. The department has been able to complete 19 projects out of which 18 were market sheds and the other project was purchase of office car.

There are six market sheds that were not started or were terminated at the initial levels. These markets include Ikalaasa, Kikambuani, Tala, Kinyui, Muumandu, Mlolongo and Mutituni. The department has been in the process of preparing Bills of Quantities for in-house construction. The department has not been able to pay in full the contractors who have completed their projects.

Mr. Speaker, Sir, the committee undertook a site visit on a fact-finding mission to confirm the accuracy of the report. The committee noted that toilets in most of the markets were not working and they did not have water. Water tanks for some of the markets were yet to be installed. Some of these markets where toilets were not in operation are Joska and Kyumbi among others. The occupancy level of the market sheds was very low and some of the market sheds with low occupancy levels were Kathome, Katangi and Tumba.

The committee also noted that some of the projects that had been earmarked for implementation and budgeted for were yet to be implemented. These projects include fruit processing plant in Masii and jaw crusher for Ikombe Ward.

**Hon. Speaker:** Hon. Sammy Nduva, I don't know what report you are reading?

**Hon. Nduva:** Mr. Speaker, this report was already laid.

**Hon. Speaker:** And the House taken through the report?

**Hon. Nduva:** Yes, Mr. Speaker.

**Hon. Speaker:** Now you are refreshing our minds on the report?

**Hon. Nduva:** Yes, so that members can go through the initial report discussion.

**Hon. Speaker:** So that is where we are. We had gone through the report and the Hon. Chairperson is just doing a recap of what he had presented.

**Hon. Nduva:** Yes, Sir.

**Hon. Speaker:** Proceed. I think members have the initial report. The report has again been circulated. It had been circulated before and fresh copies have also been given.

**Hon. Nduva:** Mr. Speaker, I wish to continue.

**Hon. Speaker:** Please do.

**Hon. Nduva:** The committee also noted that some of the projects that had been earmarked for implementation and budgeted for were yet to be implemented. These projects include fruit-processing plant in Masii and jaw crusher for Ikombe Ward.

The committee also noted that there was no public participation before the market sheds were constructed. This has led to the low occupancy level of the sheds and the committee recommends that future projects to be taken for public participation. The committee also urges for dialogue among traders, the Executive and local leaders to ensure that the complete sheds were utilized.

Mr. Speaker, Sir, I therefore urge the House to approve this report to ensure that departments are effective in their service delivery to the public, improve accountability and responsibility of the officers in the County. Thank you, Mr. Speaker Sir.

**Hon. Speaker:** Let us take contributions on the report.

**Hon. Nzoka:** Mr. Speaker, I support the report, although on my side, the toilet in Donyo-Sabuk was constructed by the former County Council of Kangundo and it had some problems so it was repaired by the County Government of Machakos and that should be noted because we are still waiting for the toilet to be constructed because the BQ says the contractor was given a BQ of Kshs. 5 million to build market sheds and a toilet. So on my side, the toilet was just renovated. It was roofed.

I also agree with what the chairperson has said; the person who came up with these market sheds, traders were not consulted, public participation was not done. That is why people do not know what to do because things go with fashion. What the traders on my side wanted is a market shed; the normal sheds, not the ones which were constructed. Like the ones in Tala, those are the market sheds which can occupy many people, but the ones we have now is limited in terms stock and occupancy.

Like now, my traders who need the sheds are more than 200 and the shed can accommodate only 42 traders, so we have a problem. I say the idea was not good and it is not benefiting the community. Thank you.

**Hon. Speaker:** I want Hon. Nzoka to be clear; you said you have 100 people who need the sheds?

**Hon. Nzoka:** More than 200. And I have counted the portions on that shed; they are only 42. So it is funny because they are on the road; if you bring 42, the rest will remain on the road and those who are here---

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

**Hon. Nduva:** I want to inform the immediate contributor that the idea was good, but he could have said, the facility that was constructed is not enough for the traders but not to mislead this House that the idea was not good. In fact, Mr. Speaker, the size of the market sheds are not big enough to accommodate all the traders but the idea was good. The point here should be, we should construct bigger market sheds than the ones we are constructing. Thank you, Mr. Speaker.

**Hon. Speaker:** Yes, let us hear chairman, finance committee.

**Hon. Nzeki:** I want to contribute about the market shed which were constructed in my area. The idea was good, but you happen to go to Machakos Market where there are retail traders, you will find that it is quite different from what was constructed at Kathome Market. In my area the market was constructed, there is no water, there is toilet, no one was employed to wash the toilets with water which is supposed to be drawn from the river---

**Hon. Speaker:** Let us hear the point of order.

**Hon. Katela:** Mr. Speaker, while supporting the report, it is like my colleagues are speaking Greek because if they are complaining that their sheds are not enough for their people while we are complaining of unfinished sheds, this is Greek. Somebody is talking of a toilet which has no water and I have never seen one in Muthetheni. They should first thank the government for giving them the sheds. I have never seen any in my place, so I don't know what these members are talking about. They must be living in another county, not where we are living. These guys have been worked for.

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

**Hon. Nzeki:** Yes, the shed was constructed and I was just commending the government that it constructed the shed. You have never gone to complain that you wanted a shed at your place. I went to the CEC member and I told him---

**Hon. Speaker:** Order, Hon. Nzeki, address the Chair.

**Hon. Nzeki:** Mr. Speaker, I was complaining that he should not blame me, Mr. Speaker, Sir.

*(Loud consultations)*

**Hon. Speaker:** Order, Hon. Members. Hon. Nzeki is allowed to proceed.

**Hon. Nzeki:** Mr. Speaker, I am saying that the work was commendable and I pray that market sheds can be constructed in the other wards, but I am commenting about my area; the

shed there is just but a white elephant. If you happen to pass there, you will find nobody there because we were not consulted.

*(Loud consultations)*

Save me, Mr. Speaker.

**Hon. Speaker:** Proceed, Hon. Nzeki.

**Hon. Nzeki:** What I am complaining about is that it is there, but it is not functional. What we need is somebody to come and be employed by the department of decentralized units to be cleaning the toilets and the markets---

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

**Hon. (Ms.) Ndumi:** Mr. Speaker, Hon. Nzeki is out of order.

**Hon. Speaker:** You have not told us why he is out of order.

**Hon (Ms.) Ndumi:** He cannot say the market is ready, nobody is there, the toilets are ready, and nobody is cleaning them. Mr. Speaker, Hon. Nzeki did not to go to the CEC member so that they can go and open the market sheds for the women. Thank you, Mr. Speaker.

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

**Hon. (Ms.) R. Nduku:** Thank you Mr. Speaker. I want to raise a concern to the chairman of this committee because I think this is the second report concerning our market sheds and I request him, for the market sheds which are not complete like in Mlolongo which has been terminated, I think Mlolongo should be given the first priority because of the population there and the traders are suffering. I would wish Mr. Speaker, if the chairman could have a quick action plan for the markets in Mlolongo to be completed so that the traders can have them.

Also, I want to appreciate them for the report. Even though it has taken too long for this market sheds to be completed, I would also wish to ask them to visit my ward to see how people there are suffering without the market sheds. Thank you, Mr. Speaker.

**Hon. Speaker:** Yes, Hon. Manyolo

**Hon. Manyolo:** Mr. Speaker, I congratulate the committee for the work they have done. I know it was so tedious for them to go through all the wards to come up with this report. Mr. Speaker, within their recommendations, it seems that there is laxity in the departments because you hear most of the sheds are not plastered or finished, for example in my ward, Matuu shed is half-built; no toilet and nothing has been going on.

Mr. Speaker, Sir, I urge the other committees to go around and bring reports within the wards in their departments. What has been implemented and what has not been done for the House to come up with recommendations on what to do with the Executive because most of the departments are not performing and without discussing these things in the Assembly, it means that nothing is going to take place.

Mr. Speaker, I support the documents and urge members to come up with the proper recommendations on what is to be done. Thank you.

**Hon. Speaker:** We can hear the Majority Leader.

**Majority Leader (Hon. Mwonga):** Mr. Speaker, I am dismayed by this report. On the status of Masinga market shed, I am not agreeing with the committee report on number 35. What is here is not what is actually on the ground. Masinga market shed is not on the roofing stage, it is not even done 20 per cent. I don't know who was compiling this report. That is an area which I represent and what is here is quite irrelevant. Maybe they confused it for another project from another ward, Mr. Speaker. Thank you.

**Hon. Speaker:** Let us hear the point of information from Hon. Muthuka.

**Hon. Muthuka:** Mr. Speaker, Sir, I wish to inform the Majority Leader that in our report, if you go to page 12, number 17, it is very clear, the status of Masinga market shed, in Masinga Central Ward. We do not have two seventeens in page 12.

**Hon. Speaker:** Hon. Stephen Muthuka, you address the House.

**Hon. Muthuka:** Page 12, number 17, Masinga market shed, Masinga Central ward, the project was not complete; the contractor did slabs of the shed halfway and deserted the project. That is the actual status from when we came to the site. The other report is the one from the Department. That is why we are saying there are a lot of lies on that area; maybe during my contribution, I will address that. Thank you.

**Hon. Speaker:** I now urge you to contribute. Proceed, Hon. Muthuka. I am sure the Majority Leader is adequately informed.

**Hon. Muthuka:** Mr. Speaker, it is unfortunate since 2013 we started with market sheds. Now it is 2016/2017, we are still talking about market sheds. Mr. Speaker, the benefits that we thought our people would gain from these markets, I would go with what Hon. Nzoka has said: always markets go with fashion. The fashion we thought this market would bring to our people is now gone, and that is why you find even the completed markets, the occupancy is less than 10 percent, giving an example with Katangi ward.

I was there personally and the people have deserted the market simply because if you go to the market, you are off your strategic area, so you better go back to where you were because

you can get something from there. Reason, they were not consulted when those markets were being put up and again, in every market you find that we have more than 100 traders and you can only accommodate 40 and because of some personal relationships, you find some people are taken from home to be given those sheds. So you find the initial beneficiaries don't benefit.

Mr. Speaker, being a good idea to have markets, I think in future, we should not do things for them to be seen. If you go to Kathome, the shed was completed, but where it is located, you would wonder who trades there. I thought we were trying to assist our people. One day Hon. Nzeki carried the women from up the hill so that they can start trading there, and I think that was the only day they visited that shed.

*(Laughter)*

Mr. Speaker, we may do things to be seen but at the end of the day, they are white elephants. If you go to most of them, I went to Mlolongo and Kinanie, Mr. Speaker, you will find that only one side of the shed which is facing the road is being occupied, because when selling their wares, they should be displayed for everybody to see. If you are somewhere where your wares cannot be displayed, by the end of the day you will go home without anything and that is why the people have deserted those sheds and they are moving to open areas.

Mr. Speaker, I recommend that we approve this report and we follow up to make sure that the report is implemented to have those sheds which are incomplete completed because we already had a budget for that and next year we are going for elections. We should not use the same sheds to garner votes. Let us finish business for this financial year of this term, so that we may start new arrangements come 2017. Thank you, Mr. Speaker.

**Hon. Speaker:** Hon. Members, it is a little bit fair to allow Hon. Nzeki to tell us more about Kathome sheds.

**Hon. Nzeki:** Thank you once more. Mr. Speaker, I would urge you to protect me from Katela; he seems to have something hidden towards me because whenever I stand he makes a lot of noise and---

**Hon. Speaker:** Hon. Nzeki, next time remember to call him Honourable.

**Hon. Nzeki:** Yes, thank you Mr. Speaker. Now, I was commenting about Kathome Market; it is a white elephant as we talk. You will find miraa boys seated there eating miraa and it is not even sold there.

**Hon. Speaker:** Order! Proceed.

**Hon. Nzeki:** So, Mr. Speaker, you can even hear Hon. Katela is making that noise.

**Hon. Speaker:** Proceed.

**Hon. Nzeki:** So, Mr. Speaker, I say that initially I thought the market sheds would be constructed in a very fashionable way whereby the sheds are not divided inside but if you happen to see the shed which is at Kathome, you will find it is divided. Other traders are supposed to face the bush and others at the road side. I talked to the CEC, Trade and he went to open the market and the minister assured the residents that there will be a person who will be cleaning the market, toilets and more so the toilet is supposed to be cleaned twice per week. Nobody was brought there.

*(Consultations)*

Yes, let us say twice per week because there is a flash toilet.

**Hon. Nduva:** Point of clarification, Mr. Speaker.

**Hon. Speaker:** Allow Hon. Nzeki to finish.

**Hon. Nzeki:** So Mr. Speaker, I complained and the CEC member said that he will bring somebody to be doing the cleaning and no one came. I have been complaining about that market because it is where the Governor passes all the time, every evening and every one sees that market.

I thought the market could be fashioned such that everybody could be admiring and see that county Number one, Machakos is doing what it is supposed to do to the residents. The CEC member is supposed to come to Kathome market because the eyes of everyone are passing there. The report is good; it has unearthed so many things, but those markets that are incomplete, let them be done satisfactorily.

**Hon. Speaker:** Let me hear Hon. Mueni.

**Hon. (Ms.) Mueni:** Mr. Speaker, Sir, I stand to support the report but the bad thing with the whole report is that the people were not consulted. Even where my chairman is missing to say is that his people were not consulted to say where the market would have been built. That is the worst thing which was done. The markets have used a lot of money and most of them are very useless because the people cannot use them.

They are located somewhere where they cannot have customers to buy their things. They are said to be fashionable but you know, you cannot go for a cloth which is fashionable but it cannot fit you. You look like a flower, so I think for the markets, the people wanted to use the money but not to help the people.

I think our Executive made a very big mistake even not calling the *waheshimiwas* to go and show them where their people wanted those sheds to be. Mr. Speaker, our Executive did a big mistake and made money to be useless to our people. I think the Executive should be calling

*waheshimiwas* to go and show them where they can make something for their people. Thank you, Mr. Speaker.

**Hon. Speaker:** Let me hear Hon. Kitheka. You can be brief now.

**Hon. Kitheka:** As a member of the committee for Trade, I overwhelmingly support our document. Secondly, for the time we have discussed the issue of sheds, it has come to my realization that it has been turned political because as you can see in the entire document, there is nowhere Machakos Central Ward is reflecting in terms of the sheds. I have tried for the last two to three years to bring it on board but it seems to be a political issue. I have tried with a letter written to the Chief Officer in that department, she has assured me but nothing is forthcoming.

Mr. Speaker, I wish to point out some issues within Machakos Central Ward. It is the ward which has the biggest retail market within the county and to make matters worse, part of the retail market is halfway a shed which was done by CDF. I consulted with the area MP Hon. Munyaka, he told me because the money for CDF was not available, we can as well complete the project because it is half of the project. I sent that message to the Department concerned but all was in vain. I tried it again; I told them we can as well do in the wholesale market where there is need for a shed, but it was all in vain. I have tried for the last bit of my existence in this House but it has proved to be political.

Mr. Speaker to make matters worse, we collect money from that retail market on daily basis which can be used to make sheds for the same market. Two months ago, the people doing business denied the county the collections for about one week because there was no toilet; the toilets had no doors. We had to intervene with our money to make doors within the retail market. I had to persuade the people to pay. Now they have given an ultimatum of one month. If those issues will not be solved, they will paralyze everything on issues of payment.

Now, Mr. Speaker, my question is very simple, will we push these people to the wall until the time that they riot, they make all kinds of noise and then we start saying that Kitheka is not supporting the government? In the issue of initiation of projects, there is no political alignment, and that can sink very clearly in our minds because the people down there are the people who voted us into this government.

I kindly urge this Assembly to stand up and do what is necessary to our people simply because our people are suffering; there is no initiation of projects. We can see other projects, like in other wards, you find goats on those sheds, like the one in Kathome, it is very evident and it is very clear; goats on the shed while people in Machakos are suffering. Seriously, what are we doing Mr. Speaker? I think we have to rise to the occasion because we are doomed to sink if we are not going to take precautions on this matter. Thank you, Mr. Speaker.

**Hon. Speaker:** Let us hear hon Kathinzi.

**Hon. Kathinzi:** Mr. Speaker, I would like to contribute positively on this document that some of the projects have satisfactorily been completed and handed over, and on that matter, I would like to highlight project number 37 which belongs to my ward which is Kithyoko Market

shed. Even when the project is complete, the views which have been passed by all members, it is just a copy of what was done in Kathome.

I was not consulted by the chairman of the market committee and his members; I just saw a contractor coming with officers from the trade department and they started works. Mr. Speaker, we called for a meeting and things were brought back to course, but the design of the project is where I want to dwell on, because that is where the big problem lies. You find in the morning, the sun is already inside the sheds; at around 2 p.m. it is back already, and you see these markets were constructed basically to host grocery ladies, especially those selling *sukumawiki* and cabbages which when exposed to sunlight, their business will not be doing well in that scenario.

So, the design was not properly articulated to the purpose of the sheds. Secondly, when we are talking about the design, the roofs are too high allowing a lot of wind to blow inside, across the sheds.

The other issue I would also want to highlight is, when you go to the expenditure report especially for those contracts that have been completed, you find like in Kithyoko market, this contract was given to a person and was supposed to be paid Kshs. 4.6 million shillings and expenditure of the same is around Kshs. 2.9 million, so the county owes this contractor close to Kshs. 1.7 million, Mr. Speaker and it is clearly indicated that this project is completed and handed over.

This means the contractor should have been paid in totality, so that is something I would like to propose. When we are adopting this report, maybe you can suggest that an ad-hoc committee be formed to investigate whether these people were paid because the report which has been cleared by Hon. Muthuka shows the true position that for instance in Masinga Central ward, this shed is on the slab area, but the report from the ministry indicates that the same thing is on the roofing stage, and you have heard the voice of the Hon. Member who is elected there. He is denying the report from the Executive side of the government while the correct position is being discussed on the floor. So forming an ad-hoc committee to investigate who is saying the truth because we are adopting a report which has discrepancies from the two arms of the government, Mr. Speaker.

Lastly, item number 42 talks about purchase of motor vehicle. I think the motor vehicle was used to facilitate movement of officers who were working in this department. This one is totally paid and complete but for the others which are complete like Mavoko trading offices, the completion of ground floor and partitioning of Mavoko trade offices, this contractor has never been paid even a single cent and they are saying something has been done. That is why I am requesting, we may now go to the next stage and hand over the report to the Implementation committee, and maybe form an ad-hoc committee out of that sub section to investigate the truth about this report so that we can proceed as a house with unanimity. Thank you.

**Hon. Speaker:** Maybe before we proceed, we can hear the chair on that matter.

**Hon. Nduva:** Mr. Speaker, the matters that have been raised by members like Hon. Kitheka and Hon. Kathinzi, are a true picture of what is happening and I think the role of this House is to ascertain and check whether the government is doing what is required by our

electorate. When it comes to the report that was presented by the department to this House, it is different from what the committee got from the ground. It means the true position is what the committee has brought to the Assembly and now the role of the committee is to follow up whether they got the vehicle and whether they are doing their mandate.

Mr. Speaker, the matter of market sheds is a lame issue in our government and I want to concur with my fellow Hon. Members that, let us put our hands and minds together to see that these projects are completed.

Mr. Speaker, it is a big issue and I want to stand with my fellow members that the department has not been doing what it is required to and as a committee and a chairperson, I will sit with my committee and make what we deserve so that these projects are completed and the point is that those which have not been started like Machakos Central, are done, because I remember during our supplementary when we were supplementing monies for the Ward Development Fund, we gave a lot of money to the department of Trade, because we wanted these projects to be completed.

I also want to point out that it is not really on a political position for a member in this House had said, because if you look at Kithimani ward Mr. Speaker, the projects in Kithimani ward have not been completed; the toilet has not been constructed and I am the chair. So we point the laxity on the department side and that is why we need as a committee and this House to push and chase them to make sure that these projects are completed. Thank you, Mr. Speaker.

**Hon. Speaker:** Thank you. But you have not told us about the suggestion that there be a select committee between yourself and the committee on Implementation to oversee the variances in the two reports.

**Hon. Nduva:** Mr. Speaker, I will not object to that. I think to the satisfaction of these Hon Members, the decision or the way we should take to make sure that all is done, I will support that.

**Hon. Speaker:** Let us hear Hon. Muli, then Hon. Kitheka.

**Hon. Muli:** Mr. Speaker, the initiative for this project was to bring a good image to this county of Machakos and the issue of the sheds was to bring the small earning business women to uplift the economy of our wards within those markets where the sheds were located, but according to the report brought by the Executive, I will urge the chairman to follow up some of these reports which have already been tabled and also request the chairman when they are going to the wards, to make sure they attend the site so that they can give a proper report on the situation.

I am concerned about Kiatineni which is within my ward. According to the report the Executive has indicated that is pending in IFMIS, I would like to inform the House that I talked with the contractor and that from 31<sup>st</sup> March up to now, the money is still pending. I am now wondering how IFMIS is pending for the contractor of Ndithini ward for all this time, Mr. Speaker.

Also what the committee is indicating on page 12 on Kiatineni market sheds, the committee has indicated that the project has been completed and handed over to the community. The situation is, the shed has not been completed as per the report and it has not been handed over to the community, Mr. Speaker.

Therefore, it may seem that, in Ndithini, which is the furthest corner of Machakos County, maybe the committee just deleted, according to the Executive report, but I would request Mr. Speaker to be making follow ups to make sure they attend all the wards and give a proper report. I support the documents but with amendments on Ndithini ward, whereby the shed is not completed and is very far from completion. Thank you.

**Hon. Speaker:** Yes, Hon. Matheka.

**Hon. Matheka:** Mr. Speaker, Sir, I am a member of this committee and I fully support the report. However, I would like to dwell on the recommendations which we have been discussing here. Recommendation (1) talks about public participation inclusive of all leaders, which is the local MCA and the other leaders down there.

Mr. Speaker, Sir, recommendation (2) talks about what happened in my ward; I advised the then director of Trade, Mr. Robert, that there was no land in Kikambuani and the right place to construct the market was Kawauni but he went against that. Number (3) indicates about dialogue between the Executive and the MCAs on how to occupy these markets. Mr. Speaker on those three, I would like to point out some few issues about this County government of Machakos. I am happy nowadays I am not wondering alone; I have a friend by the name Hon. Muli.

Mr. Speaker, what is happening here is that our government, and I wish the Majority Leader was here because he is the government in this House, our government should have ears and eyes. They should listen to the local leaders and they should listen to the MCAs. The MCAs know the ground very well. I know all the corners of Kangundo North and I know where you can get land and where you cannot get, and if somebody, a director who does not know Kangundo North, can purport to know my area more than me and I am advising and he goes against my advice, Mr. Speaker, Sir, this is not a government; it is a government that cannot listen to the local leaders and our work is to represent our people and if what we want to represent to our people cannot be put into action, Mr. Speaker, Sir, allow me to say we have a government which has no ears and we are going nowhere.

Mr. Speaker, Sir, we know very well that public participation is key. If an officer can purport to do something in a ward and you are skipping that vital thing called public participation, we are going nowhere. The Executive and the local leaders who are the MCAs should work hand in hand while doing projects. We are seeing them, even right now, rushing down to the wards, trying to do this and that and it will not work because the local leaders who are the MCAs know the area more than anyone else.

Mr. Speaker, I would urge the government to have ears and to open their eyes and listen to what the local leadership is saying and this government will be moving in the right direction.

Failure to that, we will fight in this House, we will move out and other people will come and they will still continue fighting because the government will still be closing their ears.

The other thing Mr. Speaker, Sir, I am still wondering, Hon. Rachael, member for Mlolongo, is complaining that her market sheds were never started yet 46 percent of the amount was paid. Where did the money go, Mr. Speaker? To whose pocket? The market was never started. The money is paid 46 per cent and I believe 46 per cent of that money is close to Kshs. 4 to 5 Million, Mr. Speaker. This is outright corruption, Mr. Speaker. Where is this government heading if somebody can pocket close to that amount?

Mr. Speaker, on recommendation (6), the accounting officer of that department who is the chief officer could not account for Kshs. 93 Million, yet we are here complaining some few markets were not finished and they could not take up to that much money. Where did the money go? Mr. Speaker, Sir, if in each and every department money goes missing up to the tune of Kshs. 100 million, I think as local leaders, as MCAs, we are not doing our right work because our work is oversight and if these monies cannot be accounted for, what are we doing here?

Mr. Speaker on page nine, the first paragraph, the last line, we can see right away there, the government is adapting another system of trying to do business by doing the market sheds themselves and the National government tried to do business and they said it cannot work, yet we are seeing the county government of Machakos going to the same trend which the National government is trying to run away from.

Mr. Speaker, I urge this House to adopt this report and recommend that the county government should give contracts for those sheds; they should not attempt to do them because who will be supervising who here, Mr. Speaker, Sir? You cannot be the contractor, you cannot be the supervisor and you cannot be everything; you have to be either of this.

Mr. Speaker, Sir, I urge the government, and I know it is well represented here, to look into some things, such that it does not dig ..... (*inaudible*) to its people or to itself; that is wrong, Mr. Speaker. We need a clear separation of roles here. They should be the implementers of the projects but not the contractors themselves, otherwise there will be no supervisor here. With that Mr. Speaker, Sir, I wish to support the report and also urge there be a joint ad-hoc committee from both Implementation and the Planning committee to see into these things and push the recommendations to go through so that we can at least have something.

Mr. Speaker, it is funny that since 2013/2014 when we came to this House, the department has done nothing else other than sing to us one chorus called sheds, sheds, sheds, and now we are in the final year. Then the other Assembly will come and start singing the same chorus, sheds. Mr. Speaker, when will they do the other things? They need to move forward and if they cannot move forward, we kick them forward; they move, then we move our people forward.

My last contribution Mr. Speaker, every member is complaining over the location of the sheds and they are small; they can only accommodate between 40 to 50 members. We need to have the market sheds located in the appropriate areas where the people are. There is a popular Kikamba saying '*ndunyu ni andu.*' You cannot locate a market far away from the people. Get 40 people, group them somewhere, then there is another 100 somewhere; obviously, when people

go to the market they will go to where the majority are, not where the minority are. So Mr. Speaker we need to have proper consultations when doing some things. Thank you.

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

**Hon. Ngunzi:** Mr. Speaker, I want to applaud the committee for the nice work that they did but I still cannot tell my people what went on here because as you can see from the report, Ikalaasa market has never started and in another report, it is indicated that materials and equipment are being assembled by the department.

Can I get a commitment from the chairperson that this project will be done and whether any money was factored during this financial year? This report has taken quite some time to get to this House, because in one of the recommendations, they are urging the Executive to make sure the projects are completed before the end of 2015 /2016 financial year. That means the report has taken quite some time to get into this House.

Can we get a commitment from the chair that any money has been set aside and whether these projects will be done so that we go down to the people and tell them the truth. They keep calling to ask, when the market sheds will be done. Do we have any budgetary allocations in the financial year 2016/2017? And that would make our people aware of what exactly is happening. Thank you.

**Hon. Speaker:** Yes, the chair will respond to that as he exercises his right of reply. Let us hear that Member.

**Hon. Kasimu:** Mr. Speaker, I want to support the report before the House today and I will concur with what the chair has been saying. The report says that the Kinyui market shed in my area, Matungulu East ward, has not yet started and it has not been constructed although there is a foundation that has been dug.

I would say that I am lucky that the chair, Hon. Nduva is also a member of the budget committee and I am sure we have set money aside for the Department of Trade to finish the projects that are not yet finished. So I urge all the members of this County Assembly to know that money has been set aside and Mr. Speaker, Sir, blame game will not help this county to move to the next level. I will urge all the members to be united and we support the chair of Implementation because we want the projects implemented; we have very little time left and we have to support one another and work together and be united and see that we move this county to the next level.

Members underline that we have very little time left; we cannot keep blaming each other saying the markets are in the right place or not occupied. We have to sit and talk and see the way forward; united we stand and help our people. Thank you, Mr. Speaker.

**Hon. Speaker:** Hon. Katela, I think in my view debate has been exhausted. The issue that was raised by Hon. Ngunzi, I think the chair, Budget has alluded to it. Unless the chair has anything to say, I would wish to express the question. May I proceed to express the question?

**Hon. Nduva:** Yes, Mr. Speaker, because I think what Ngunzi was asking, the chair Budget has responded.

*(Question put and agreed to)*

**Hon. Speaker:** I give additional directions that the two chairs, the chair Trade, Hon. Sammy Nduva and the chair, Implementation will co-chair an ad-hoc committee that will agonize over the two reports and make additional recommendations. They are at liberty to present the names to the office of the clerk.

### **ADJOURNMENT**

**Hon. Speaker:** The House adjourns.

The House rose at 11.07 a.m.