



County Hall
 Along Mwatu wa Ngoma Rd
 P O Box 1168 – 90100
 MACHAKOS – KENYA
 Third Assembly
 (No. 084)

**REPUBLIC OF KENYA
 COUNTY GOVERNMENT OF MACHAKOS
 COUNTY ASSEMBLY OF MACHAKOS**



Email: assemblymks@gmail.com

Second Session
 (382)

**THE COUNTY ASSEMBLY
 ORDER OF THE DAY
TUESDAY, 21ST NOVEMBER, 2023 AT 10.00 A.M.
ORDER OF BUSINESS**

PRAYERS

1. Administration of Oath
2. Communication from the Chair
3. Messages
4. Petitions
5. Papers (As listed in the Appendix)
6. Notices of motion(As listed in the Appendix)
7. Statements (As listed in the Appendix)

8*MOTION – APPROVAL OF REPORT OF PROCEDURE AND HOUSE RULES COMMITTEE ON PROPOSED AMENDMENTS TO STANDING ORDERS**

(Hon. Annastacia Mutevu: Member, Procedure and House Rules Committee)

Honorable Speaker, that aware that Standing Orders are written rules under which a Legislative House conducts its business; further aware that the Standing Orders regulate the way Honorable Members conduct their business and how debates are organized and that they are unique to the legislative body they govern;

Informed that the Procedure and House Rules Committee as established under Standing Order 187 is mandated to propose amendments to Standing Orders; aware that under Standing Order 226, the Procedure and Rules Committee may at any time, propose amendments to these Standing Orders; further aware that the Committee considered a proposed amendment and compiled a report to that effect;

Honorable Speaker, I wish to move the Motion **THAT** this Honorable House discusses and approves the report of Procedure and House Rules the Committee on Proposed amendments to Standing Orders.

The House adjourns to Tuesday 21st November, 2023 at 2.30 p.m.

 Denotes Order of the Day

APPENDIX (I)

TUESDAY, 21ST NOVEMBER, 2023 AT 10.00 A.M.

1. PAPERS

(a) Paper laid – Hon. Anastacia Mutevu, Member, Procedure and House Rules Committee

Honorable Speaker, I wish to lay the following paper on the floor of the House today Tuesday 21st November, 2023;

Report of the Procedure and House Rules Committee on proposed amendments to Standing Orders.

(b) Paper laid - Hon. Muoki Musila, Chairperson, Transport, Roads and Public Works Committee

Honorable Speaker, I wish to lay the following paper on the table of the House today Tuesday 21st November, 2023;

Report of the Transport, Roads and Public Works Committee on the status of contracted Rural Roads Projects FY 2022/2023.

2. NOTICES OF MOTION

(a) Notice of motion-Hon. Anastacia Mutevu, Member, Procedure and House Rules Committee

Honorable Speaker, that aware that Standing Orders are written rules under which a Legislative House conducts its business; further aware that the Standing Orders regulate the way Honorable Members conduct their business and how debates are organized and that they are unique to the legislative body they govern;

Informed that the Procedure and House Rules Committee as established under Standing Order 187 is mandated to propose amendments to Standing Orders; aware that under Standing Order 226, the Procedure and Rules Committee may at any time, propose amendments to these Standing Orders; further aware that the Committee considered a proposed amendment and compiled a report to that effect;

Honorable Speaker, I wish to give notice of the Motion **THAT** this Honorable House discusses and approves the report of Procedure and House Rules the Committee on Proposed amendments to Standing Orders.

(b) Notice of motion - Hon. Muoki Musila, Chairperson, Transport, Roads and Public Works Committee

Honorable Speaker, that aware that the County Assembly's oversight function is one of the cornerstones of democracy; Aware that oversight is a means for holding the County executive

accountable for its actions and for ensuring that it implements policies in accordance with the laws and budget passed by the County Assembly;

Acknowledging that Article 183(3) of the Constitution of Kenya, 2010 provides that the County Executive Committee shall provide the County Assembly with full and regular reports on matters relating to the County; further aware that Article 185(3) states that the County Assembly while respecting the principle of separation of powers, may exercise oversight over the County Executive Committee and any other County Executive Organs;

Cognizant that the Transport, Roads and Public Works Committee is established under second Schedule Standing Order 190 and is mandated to deal with all matters related to county transport, including county roads; Aware that the Transport, Roads and Public Works Committee received report on status of rural roads projects from the Department of Roads and Transport, conducted several site visits to ascertain the status of the sampled roads as indicated in the report, held meetings with the County Executive Committee Member and compiled this report;

Honorable Speaker, I wish to give Notice of Motion **THAT**, this Honorable House discusses and approves the Transport, Roads and Public Works Committee report on the status of contracted Rural Roads Projects FY 2022/2023.

3. STATEMENTS

(a) Statement on Business of the House – Hon. Nicholas Nzioka, Majority Leader / MCA, Machakos Central Ward

Honorable Speaker, the House Business Committee met on Monday 20th November, 2023 to prioritize business for the House as forwarded by Committees and Honorable Members pursuant to the provisions of the Standing Order No. 151 (6) (d) . The Committee balloted business as follows:

<p>Tuesday, Morning 21st November, 2023 at 10.00 a.m.</p>	<p>(a) Response to a statement on Muthwani wards floodlights (Hon. Daniel Ndwiki: Chairperson, Lands And Energy Committee)</p> <p>(b) Response to a statement on what the County Government is doing to ensure access to water by residents of Matungulu West Ward (Hon. Daniel Muindi: Chairperson, Committee on Water and Irrigation)</p> <p>(c) Report by the Procedure and House Rules Committee on the proposed amendments for Standing Orders (Hon. Annastacia Mutevu: Member, Procedure and House Rules Committee)</p>
<p>Tuesday, Afternoon 21st November, 2023 at 2.30 p.m.</p>	<p>(a) Response to a statement on human wildlife conflict in Matuu Ward (Hon. Ann Ndilo: Chairperson, Committee on Devolution and Intergovernmental relations)</p>

	(b) Report on status of contracted rural roads projects FY 2022/2023 (Hon. Muoki Musila: Chairperson, Committee on Transport, Roads and Public Works)
Wednesday, Morning 22 nd November, 2023 at 10.00 a.m.	(a) Report of Budget and Appropriations Committee on Machakos County Supplementary Budget Estimates for FY 2023/2024 (Hon. Dominic Ndambuki, Chairperson Budget and Appropriations Committee) (b) The Machakos County Supplementary Appropriation Bill, 2023 - First reading (Hon. Dominic Ndambuki, Chairperson Budget and Appropriations Committee) (c) The Machakos County Supplementary Appropriation Bill, 2023 - Second reading (Hon. Dominic Ndambuki, Chairperson Budget and Appropriations Committee)
Wednesday, Afternoon 22 nd November, 2023 at 2.30 p.m.	(a) The Machakos County Supplementary Appropriation Bill, 2023 - Committee of the Whole House (Hon. Dominic Ndambuki, Chairperson Budget and Appropriations Committee) (b) The Machakos County Supplementary Appropriation Bill, 2023 - Third reading (Hon. Dominic Ndambuki, Chairperson Budget and Appropriations Committee)

(b) **Response on statement on Muthwani floodlights - (Hon. Daniel Ndwiki; Chairperson, Lands and Energy Committee)**

Hon. Speaker, Standing Order 41 (2) (c) states that *a member may request for a statement from the Committee chairperson relating to matters under the mandate of the Committee and the Speaker may either appoint a day for the statement or direct that the statement be issued on the same day.*

Hon. Speaker, during an Assembly sitting dated 11th October 2023, Hon. Dominic Maitha, MCA, Muthwani Ward sought a Statement on the following;

- i) Why the Department has never implemented provision of flood lights in Muthwani Ward in the Financial years of 2021/2022, 2022/2023 and FY 2023/2024.
- ii) The plans which the Department has to ensure a 24-hour economy in Muthwani Ward as per H.E, The Governor’s Speech delivered in this Assembly on 27th September 2022,

Hon. Speaker, the Statement was committed to Lands and Energy Committee to inquire and report within 14 days. On 19th October 2023, the Committee via a letter reference MKSCA/PCS/AMM/L&E/VOL.1/33 wrote to the Chief Officer, Department of Energy and Electrification seeking a response on the stated matter whose deadline was on Wednesday 25th October 2023

Hon. Speaker, during an Assembly sitting on 25th October 2023, the Chairperson Lands and Energy Committee sought a Statement of extension of timelines for reporting on the said statement since the Committee had not received a response from the Chief Officer, Energy and Electrification and the Committee was granted a further 14 days to report back to the Assembly.

Hon. Speaker, on 6th November 2023, the Committee received a response on the Statement from the Department and the following were the submissions;

i) Why the Department has never implemented provision of flood lights in Muthwani Ward in the Financial years of 2021/2022, 2022/2023 and FY 2023/2024

Response: In the FY 2021/2022, projects on floodlights were funded through Ward funds and each Member of County Assembly submitted priority projects for the Ward. In this year, the Hon. Member representing the Ward at that time **never gave floodlights** as a priority project and hence in those two financial years no projects were done by the Department of Energy and Electrification on floodlights installation.

ii) The plans which the Department has to ensure a 24 Hour economy in Muthwani Ward as per H.E, The Governor's Speech delivered in this Assembly on 27th September 2022,

The Chief Officer submitted as follows:

- a) That the Department has a great plan for all Wards in the County including Muthwani ward and so far it has done a milestone in various projects across the County.
- b) That for Financial Year 2023/2024 the Department has a plan to install 1 solar floodlight in Muthwani Ward.
- c) That the Department has installed solar floodlights which are now fully functional along Catholic road and Airways road
- d) Further, the Department is currently undertaking works on solar floodlight project which are about 75% complete and are awaiting the lights to be fitted in Githunguri and Betefta
- e) That the Department has beefed up repair and maintenance across all Wards and also there is collaboration with Municipalities and other stake holders for funding of more streetlights and Muthwani ward will be prioritized.

(c) Response on Statement on Access of Water to Matungulu West residents - (Hon. Daniel Muindi; Chairperson, Water and Irrigation Committee)

Honorable Speaker, I rise to respond to a statement that was sought on 18th October, 2023 by Hon. Raphael Lucky Nzau (MCA, Matungulu West Ward) and referred to the Water and Irrigation Committee: The Member sought the following:

1. The initiative the County Government is doing to ensure the people of Matungulu West has access to safe and clean water for domestic use within reasonable distance.
2. What the County Government is doing to revive these boreholes and reticulate to water points nearer to the residence.
3. Whether the County Government has considered in this financial year 2023/2024 to initiate any water projects within the wards to increase access to water for the residents.

I therefore wish to state that the Department of Water and irrigation responded as follows;

The Department of Water and Irrigation has put in place the following measures to ensure that the residents of Matungulu West Ward have access to water:

- I. Repairs on Makutano Borehole in the Financial Year 2022/2023 were undertaken
- II. Extension of pipeline at Our Lady of Assumption for 3KMS and Installation of two 10,000 Litres Tanks
- III. Extension of Ngalalya Borehole pipeline for 8KMS from Kisukioni to Tala with water Kiosks along the pipeline
- IV. Drilling of Komarock shrine borehole in the Financial Year 2023/2024
- V. Desilting of Kwa Muisyo Dam and Isooni Dam in Financial Year 2023/2024