

REPUBLIC OF KENYA
MURANG'A COUNTY ASSEMBLY
THE HANSARD

Wednesday, August 22, 2018

The House met at 2:50p.m.

[Temporary Speaker (Hon. Morris Thuku) in the Chair]

PRAYER
PETITIONS

Temporary Speaker (Hon. Morris Thuku): Members we have several petitions that I am going to read;

PUBLIC PETITION ON CONSTRUCTION OF GACHUHA RIVER BRIDGE

Pursuant to Standing Order 214 (2) (b), I wish to report that on August 07, 2018 the County Assembly received a public petition submitted by residents of Kiawaihiga, Gatanga Ward, Gatanga Sub-County.

The petitioners draw the attention of the Assembly to the matter Gachuha river bridge which poses danger to pupils as they go to school.

I further wish to state that the Petition is signed by 21 petitioners. The petitioners confirm that the issues in respect of which the petition are not pending before any court of law. The petitioners prayer is that the Assembly;

1. Allocates funds to construct an all-weather bridge.
2. To facilitate the construction of a modern and safe bridge.
3. To inform the community on the progress of the process.

Pursuant to the provisions of Standing Order 216 (1), the petition is hereby committed to the Sectoral Committee on Public Works, Roads and Transport Committee.

Further, pursuant to Standing Order 216 (2) the Committee shall in not more than 60 calendar days from today, respond to the petitioners by way of a report addressed to the petitioners and laid on the Table of the Assembly.

PUBLIC PETITION ON PROVISION OF SANITATION FACILITIES, CLEAN
WATER AND GENERAL MAINTENANCE OF MANGOTO B NURSERY
SCHOOL

Pursuant to Standing Order 214 (2) (b), I wish to report that on August 07, 2018 the County Assembly received a public petition submitted by residents of Mangoto Kimorori/Wempa Ward, Maragua Sub-County.

The petitioners draw the attention of the Assembly to the matter of incomplete class, lack of latrines and lack of clean source of water at Mangoto B Nursery.

I further wish to state that the Petition is signed 26 petitioners.

The petitioners prayer is that the Assembly;

1. Allocates funds to improve the said nursery.
2. Facilitates the nursery school to have its own title to safeguard it.
3. To inform the community on the progress of the process.

Pursuant to the provisions of Standing Order 216 (1), the petition is hereby committed to the Sectoral Committee on Education and Child welfare, Research, Information Technology and E-government.

Further, pursuant to Standing Order 216 (2) the Committee shall in not more than 60 calendar days from today, respond to the petitioners by way of a report addressed to the petitioners and laid on the Table of the Assembly.

**PUBLIC PETITION ON ROAD CONSTRUCTION FROM KAMUKABI TEA
BUYING CENTER TO IRATI RIVER**

Pursuant to Standing Order 214 (2) (b), I wish to report that on August 07, 2018 the County Assembly received a public petition submitted by residents of Kigumo Sub-County Kinyona Ward, Kamukabi Location.

The petitioners draw the attention of the Assembly to the matter of road construction from Kamukabi tea buying centre to Irati River.

I further wish to state that the Petition is signed by 100 petitioners. The petitioners confirm that the issues in respect of which the petition are not pending before any court of law. The petitioners prayer is that the Assembly;

1. Informs the community whether there is money allocated for the construction of this road and if not allocate funds.
2. To inform the community when the construction will commence.

Pursuant to the provisions of Standing Order 216 (1), the petition is hereby committed to the Sectoral Committee on Public Works, Roads and Transport Committee.

Further, pursuant to Standing Order 216 (2) the Committee shall in not more than sixty calendar days from today, respond to the petitioners by way of a report addressed to the petitioners and laid on the Table of the Assembly.

**PUBLIC PETITION ON CONSTRUCTION OF ECDE CLASSROOM IN
NGURUNGA PRIMARY SCHOOL**

Pursuant to Standing Order 214 (2) (b), I wish to report that on August 07, 2018 the County Assembly received a public petition submitted by residents of Gatanga Sub-County, Ithanga Ward.

The petitioners draw the attention of the Assembly to the matter of ECDE classroom construction in Ngurunga Primary School.

I further wish to state that the Petition is signed by 29 petitioners. The petitioners confirm that the issues in respect of which the petition are not pending before any court of law or constitutional or legal institution. The petitioners prayer is that they request the Assembly to;

1. Allocate funds for new classroom and hire another teacher to reduce the ratio of teacher to pupils.
2. To inform the community of the progress.

Pursuant to the provisions of Standing Order 216 (1), the petition is hereby committed to the Sectoral Committee on Education and Child welfare, Research, Information Technology and E-government.

Further, pursuant to Standing Order 216 (2) the Committee shall in not more than 60 calendar days from today, respond to the petitioners by way of a report addressed to the petitioners and laid on the Table of the Assembly.

PAPERS

**REPORT OF TRADE, INDUSTRIALIZATION, CO-OPERATIVE
MANAGEMENT, TOURISM AND WILDLIFE ON A PETITION BY FARMERS OF
KANGUNU CO-OPERATIVE SOCIETY**

Hon. Jecinta Ng'ang'a: Thank you Mr. Speaker, I beg to lay the following Paper;

That the report of Committee on Trade, Industrialization, Co-operative Management, Tourism and Wild Life on Kangunu Farmers' Co-operative Society Petition be laid on the Table of the Assembly today August 22, 2018.

Mr. Speaker, the petition was received by the office of the clerk on 21st June 2018. It was then tabled in the House after which in line with the standing order 216 (2) the Petition was committed to the Co-operatives committee. Pursuant to Standing Order 216 (2) the Committee was expected to finalize and Table a report before the House on the Petition within a duration of 60 days.

Mr. Speaker the Petition issues of concern were as follows; That Kangunu Co-op Society management committee have in unclear circumstances made a 4.7% deduction from each member with a claim that it was a contribution toward a Sacco they intend to form.

That the secretary manager have failed to manage the co-operative diligently where he have allowed illegal procurement procedures in the co-operative, whereby the committee members award themselves tenders.eg the procurement of fertilizer.

That each member had been deducted Kshs1000 which was claimed to be a registration fee in the alleged Sacco.

That the 4.7% deduction had been effected twice in the advance payment and the final payment.

That the co-operative members had not approved the deductions in a general meeting in-line with the co-operatives by-laws.

That no receipts were issued in support of the deductions.

That the secretary manager step aside for investigations.

That a forensic audit be conducted in the co-operative society.

That the management committee step aside for investigations and an interim committee take over.

The Committee resolved to invite the parties involved which included the petitioners, the respondents and the County Co-operatives department officials. It is vital noting that the petitioners appeared on 5th June 2018 and made their oral submissions. However the Committee was not able to continue with the probe as the respondents failed to show up before the Committee.

Mr. Speaker, the petitioners appeared before the Committee on 5th June 2018 and made the following submissions: that there was no general meeting that approved the deductions and hence the deductions were illegal.

That the management committee alleged that the deductions were in-line with a deliberation that was made to form a Sacco.

That on 9th April 2018, the farmers wrote to the County Co-operative commissioner but no assistance was accorded.

That the management Committee claimed that the deducted money was used to buy farm inputs.

That the Secretary Manager and the Management Committee have not been adhering to the procurement procedures as stipulated by the Public Procurement and Disposal Act 2015.

That one of the petitioners Mr. Samuel Mwangi was a Committee Secretary from the year 2002-2008.

That fertilizer was sold to farmers in an inflated price of Kshs2050 having bought with a subsidized price of Kshs1500.

That there was an enquiry conducted in the year 2014 by the ministry and a report released on the same.

Mr. Speaker, the Committee however made the following observations: that Kangunu is the best performing Coffee Co-operative Society in Murang'a and ranked third country wide. The petitioners therefore failed to convince the members on the mismanagement allegation.

Mr. Speaker these were the committee's recommendations; noting that the spirit of co-operatives is to bring together the members to achieve strong bargaining power, further noting that the County Government bears the role of overseeing good management of the same, the Co-operatives department should develop a uniform policy frame work on the common best practices to guide all the co-operatives.

In the spirit of harnessing the well-being of the farmers any given Co-operative Management should provide adequate leadership by giving guidance and advice to the members on the best practices. In this note the Kangunu Management Committee is in-order to propose and oversee formation of a sacco in line with the Co-operatives by-laws to protect their members from being exploited by the opportunistic Sacco's.

The County Government have a role to accord all the due support to all the Co-operatives within the County by providing incentives such as subsidies to support their growth. Thank you Mr. Speaker.

REPORT ON PUBLIC PETITION BY KIHARU RESIDENTS ON DESTRUCTION OF KIHARU TARMAC ROAD.

Hon. David Macharia: Thank you Mr. Speaker, I beg to lay the following Paper on the Table of the Assembly today Wednesday 22 August 2018;

The report on a public petition by Kiharu residents regarding the destruction of Kiharu tarmac road.

Mr. Speaker, I have tabled this report on public petition from Kiharu residents regarding destruction of Kiharu tarmac road by Murang'a University of Technology pursuant to Standing Order 216 (2).

Mr. Speaker, the Standing Order provision requires that the Committee after consideration of the Petition to respond to the petitioners by way of a report addressed to them and laid on the Table of the Assembly.

The Petition from Kiharu residents regarding destruction of the tarmac road was committed to the Committee on March 21, 2018. The Committee was supposed to Table a report out of the Petition consideration on May 9, 2018 which was the date for expiry of 60 days.

Mr. Speaker, I tender my apologies to this House and the petitioners for failing to meet the above deadline due to the following challenges encountered by the Committee; Committee could not Table the report on May 9, 2018 as the two County Executive Committee Members (CECM's) for Transport and Infrastructure and Land, Housing and Physical Planning who had been invited on various dates could not attend the meetings as Members of County Assembly were out on official engagements for several weeks.

The Committee in the Assembly sitting on June 5, 2018 sought for extension of time by 21 days to complete the Petition and was required to Table the Petition report on June 26, 2018; however, the Committee normal sitting dates were again disrupted and could not engage the said two County Executive Committee Members on completion of the matter.

The Committee again in a sitting held on July 2, 2018 sought for extension of time by another 21 days towards finalizing discussion on the Petition. The Committee was again requested to Table the report on Petition on July 24, 2018.

The Committee could not meet the July 24, 2018 deadline as it required ample time to compile submissions from the Petitioners and various views and recommendations from County Executive Committee Members and site visit observations.

Mr. Speaker, allow me to thank you for granting this Committee extension of time on consideration of the Petition twice. This is due to the fact that the Committee felt heavily indebted as it had promised the Petitioners that an amicable solution to the problems presented in the Petition would be addressed within a reasonable time.

Mr. Speaker, the Committee received submissions from the petitioners which were recorded and outlined in page 11 and 12 of the report. You have the report with you.

The Committee then resolved to conduct a field visit to actual site on where Kiharu tarmac road had been destroyed by the contractor who was constructing the boundary wall: this was in order to verify on the ground, claims made by the Petitioners.

Mr. Speaker, the Committee during the field visit on which it had been accompanied by the County Executive Committee Member (CECM) for Transport and Infrastructure found out that all the claims made in the Petition were a true reflection on the ground as outlined on page 14 of the report. And because i am sure you have the report with you, I do not need to go through whatever the CEC recommended.

Mr. Speaker, the Committee generated findings out of the inquiry as listed on page 25 of the report. Recommendations were thereafter generated out of the findings as follows;

1. The County Executive Member for Transport and Infrastructure should liaise with the contractor who was awarded the Murang'a University boundary wall construction works and ensure that the dug trench was filled up and further open the side drains to avoid clogging of the same with silt during rainy season.
2. The County Executive Members for Transport and Infrastructure and Land, Housing and Physical Planning should ensure that re-surveying of the land parcel on which Kiharu tarmac road was constructed is done according to an advisory plan prepared by the department of Land, Housing and Physical Planning. The exercise should take into consideration of a space on which Kiharu tarmac road is already constructed on.
3. The County Executive Member for Transport and Infrastructure should ensure that Kiharu tarmac road is reinstated back to its original position. This was in order to effectively serve its users such as Kiharu estate residents, University fraternity, Murang'a High School fraternity, boda boda riders and Catholic cathedral church of Murang'a among others.
4. The County Executive Member for Land, Housing and Physical Planning should in future ensure that Murang'a University of Technology submits an application to the department on Land, Housing and Physical Planning prior to further construction of the perimeter fence. The department should also ensure that the land parcel on where the road is constructed was re-surveyed first before resumption of perimeter fence construction.
5. The County Executive Member for Transport and Infrastructure should instruct the County Works Officer who was the project team leader to ensure that the original width of the carriage way along the affected area was maintained. This was in order to reduce cases of possible accidents as a result of pedestrians being knocked down by motorists.
6. The County Executive Member for Transport and Infrastructure should ensure reconstruction of the demolished refuse chamber on the road side which had been constructed by the defunct Murang'a Municipal Council. This was to facilitate in proper disposal of waste by Kiharu residents.

Mr. Speaker, it is the Committee's hope that the Petitioners prayer will be answered through the generated recommendations of this report. Thank you Mr. Speaker

Temporary Speaker (Hon. Morris Thuku): Honourable members Standing Order 216 (2) which reads

“Whenever a Petition is committed to a Sectoral Committee, the Committee shall, in not more than sixty calendar days from the time of reading the prayer, respond to the petitioner by way of a report addressed to the petitioner or petitioners and laid on the Table of the Assembly and no debate on or in relation to the report shall be allowed, but the Speaker may, in exceptional circumstances, allow comments or observations in relation to the Petitions for not more than twenty Minutes.

Honourable members pursuant to that standing order I will give a few minutes for any member who has a contribution to this petition to do so.

(No contributions made)

PAPERS

REPORT OF AGRICULTURE, LIVESTOCK AND FISHERIES COMMITTEE ON A PUBLIC PETITION BY THE TEA FARMERS AND SHAREHOLDERS OF KANYENYA-INI TEA FACTORY LIMITED AND RESIDENTS OF KANGEMA SUB-COUNTY REGARDING NON DELIVERY OF MANURE.

Hon. Charles Kahoro: Thank you Mr. Speaker Sir. I beg to lay on the Table of the Assembly;-

The report of the Agriculture, Livestock and Fisheries Committee on a public petition by the tea farmers and shareholders of Kanyenya-ini tea factory Limited and residents of Kangema sub-county regarding non delivery of manure.

The Committee undertook consideration of the Petition by tea farmers and shareholders of Kanyenya-ini Tea Factory Limited and residents from Kangema Sub-County arising from failure to be supplied with special treated goat/sheep manure mixed with lime to enhance their tea production. The petitioners paid for the manure between the period November 2016 and January 2017 which has never been delivered.

Mr. Speaker, the background of the findings is that, the promotion of food security to ensure a food secure County is part of the core mandate of the Agriculture, Livestock and Fisheries Department. Part of the programs that the County Government department of Agriculture has put in place to promote food security and boost production of crops is the farm inputs distribution program. Crop and Animal husbandry is a major devolved function of Agriculture anchored in part 2 (1) of the fourth schedule of the Constitution of Kenya, hence the need for development and implementation of interventions and programs for enhancement of food security.

On 18th June, 2018 the County Assembly received a public Petition from tea farmers and shareholders of Kanyenya-ini Tea Factory Limited in Murang'a County. Pursuant to Article 15 of the County Governments Act, 2012 and Standing Order 209 (1) (a), the Petition was submitted to the Clerk of the County Assembly by the petitioners. The Petition entailed the matter of failure by the County Coffee Director to deliver two trucks of special manure to the tea farmers of Kanyenya-ini Tea Factory Limited even after they paid for the manure since the Year 2016 to date.

This committee called down the witnesses and most of them were the---the witnesses which were called to the committee or the petitioners were; the Coffee Director Officer, Chief Officer who is in charge of the Agriculture in the County Executive.

After hearing all from these three witnesses, the committee findings having considered all the submissions regarding the Petition made by the respective parties who appeared before the committee, the committee's findings are as follows;

1. The Committee finds that there was no formal contract entered between the County Government Directorate of Coffee and the tea farmers for the payment and delivery of the subsidized manure.
2. The Committee finds that the petitioner did not make any formal complaint to the County Executive Committee Member (CECM) Agriculture, Livestock and Fisheries department and also there was no evidence tabled before the committee indicating that the County Government communicated to the tea farmers specifying the period within which the subsidy program was to be undertaken or by which period the farmers should have made deposits to the bank for payment of manure.
3. The Committee also finds that if there was a specific timeframe for making payments to the bank and the farmers went ahead and made deposits to Amica on 3rd January, 2017 beyond the timeframe claimed by the Chief Officer then the prudent thing to do was the Directorate to direct the bank to refund the farmers money until another timeframe for payments is announced; or at the onset direct the bank not to accept any deposits from the tea farmers after 30th December, 2016.
4. That inspite of the challenges of procurement, availability of manure, weather, distance, payment of transporters among others alluded to by the Chief Officer, the committee finds that subjecting the farmers to a waiting period of 21 months since when they paid for the manure is too long and unjustified by all means.
5. That since an aggrieved farmer by the name James Githaiga from Kiawambogo was refunded Kshs24,000 for one truck of manure that he had paid for but was never supplied, the Committee finds no fault in the petitioners seeking for a refund of their money paid for two trucks of manure. For the peasant farmers, Kshs48,000 is a lot of money which they had mobilised in difficulty to pay for the two trucks hence they find no reasons why the County Directorate of Coffee should be resonalated not to refund their money having failed to honour their part of the subsidy.
6. Predominant challenge in the manure distribution program is the delay in payment of suppliers and transporters some whom have been crippled financially due to the pending debts owed to them.
7. The Committee finds that the farmers are cognizant of the importance of the day to day application of manure for boosting their tea farm production and would require it even more than the money, however having been subjected to a long period of waiting and frustration, they are no longer in need of the manure and would be content with having their hard earned money refunded to them.

The committee made the following recommendations;

1. That for better implementation of the manure distribution program in future, it is important to have a formal contract signed between the farmers and the County Government implementing agency. This model can be borrowed from the Kenya Tea Development Agency (KTDA) system where all registered farmers are required to sign green leaf supply agreements in order to access commodities like fertilizer.
2. That to avoid mistrust of farmers by demanding the original bank receipts in future, the Directorate in charge should stamp and retain copies of the original slips certifying that the copies given by farmers are true copies of the original.
3. That in future, subsidy programs there should be a clear and timely communication to farmers stipulating the period when distribution of manure will take place and when they should or should not make deposits to bank for payment of manure.

4. That the County Executive Member in charge of Agriculture, Livestock and Fisheries should prioritize payment of pending bills of suppliers and transporters involved in the program.

After consideration of the petitioners' prayers of the Committee acknowledges that the petitioners may have spent more money than they paid for the manure pursuing the matter and would wish that the farmers be paid for the manure. However since the petitioners have maintained that they are no longer interested in the manure and noting the frustration of the peasant farmers in pursuing the matter, the Committee hereby recommends that the petitioners be refunded the total amount of money they paid to the County Government for a special program.

In conclusion, the Committee appreciates the intervention by the County Government to support crop husbandry and promote food security in the County. However even as a department of Agriculture continues with this noble program of distribution of manure and other farm inputs, it is necessary to ensure that the program is anchored on paper policy and guidelines to avoid such mishaps. Since the program is still an on-going program. The Committee encourages the Director to continue making improvements on the program to the satisfaction of our hardworking and beloved farmers.

Thank you Mr. Speaker, this report shall be transmitted to the petitioners and the CEC for implementation. Thank you.

Honourable members Pursuant to Standing Order 262 I will give only one member to contribute and then we go to the next order.

Hon. Ruth Wambui: Thank you Mr. Speaker Sir. First, mine is to appreciate the good work that was done by the Agriculture committee. I happen to be visiting their committee I know it is a very challenging thing to listen to the petitioners and understand the challenges that they are going through. But my concern is, this is one of the Petitions that has been brought to the House by farmers, we have 10 factories in Murang'a County and farmers are eagerly waiting on what will happen to this petitioners so that they can bring their Petition. I wish to request the Agriculture Committee to come with a solution that will be able to cater for all the 10 factories so that by the end of the day we don't take a lot of time going to the same Petition.

The other concern is, when it comes to such issues, though it is time for politics it is always good to do something that will give a good and a positive image. Like now I was going through the observations and one of them is number six, whereby a Director in KTDA they are collaborating, it is an observation may be they made, that is the really destroying the image of KTDA because also for them they are looking for all solution so that they can have so that by the end of the day the farmers who are not delivered with manure so that it can be delivered. So it can always be good for us to make sure even though we have a certain subsidy that we are doing, we understand about the image of our farmers and the people who surround us so that our farmers can have trust with each and every one of us.

As I said I was to give only one member to comment so that we can go to the next order.

STATEMENTS

RESPONSE ON DEFILEMENT AND KILLINGS OF MINORS IN THE COUNTY

Hon. Waithira Ndung'u: Thank you Temporary Speaker, on behalf of the Education and Child welfare, Research, Information Technology and E-government Committee, it is my pleasure and duty to present to this honorable House the report of the response to statement request on defilement of minors in the County by Hon. Lucy. Ngugi, Nominated MCA.

The background, pursuant to Standing Order 46 (2) (c), Hon. Lucy Ngugi requested for a Statement from the Chairperson Education and Child Welfare, Research,

Information Technology and E-Government Committee in an afternoon Assembly sitting held on July 5, 2018, on the following:-

1. Is the Chairperson cognizant of the rampant cases of defilement and killings of minors in various parts of the County?
2. Can the Chairperson establish and furnish this Assembly with accurate data on reported cases of defilement and killings of minors in the County and the impact that these vices have had on families?
3. Further to this, can the Chairperson follow up on the status of reported cases and any legal action that has been taken up on the issue and report to this Assembly?
4. Finally, will the Chairperson inform this House, what the County Government Department of Education and Child welfare is doing to ensure the safety of children enrolled in ECDE centres and if there are there any interventions being put in place to curb the vices?

The Chairperson in response requested for 14 working days to report back to the Assembly on the same. The office of the Clerk wrote correspondences of the same MCA/EDUCATION/3/Vol. III (24) dated July 10, 2018 to the County Executive Committee Member in charge of Education, Youth and Sports to respond on or before July 25th, 2018. The County Executive Member (CECM) submitted the response on the same on July 24th, 2018 to the office of the Clerk which was later forwarded to the Committee for scrutiny and adoption.

The Committee held a meeting on July 26th, 2018 August and scrutinized the content of the response. The Committee adopted the response report as follows. First response: the department has received information on the defilement cases that particularly affect the ECDE learners.

As the Committee on Education, we will ensure that we liaise with the CECM and the entire department of Education to come up with strategies and new measures on how to curb this inhuman immorality by raising proposals that will work for the parties involved including parents, school management and our children more so early Childhood Education Development Education (ECDE) pupils and even the general public. We must as a society learn to take care of the safety of our own children.

Second Response: the department is aware of some of the incidences that have been reported across the County in the recent past. As the department we wish to ensure justice is served to the affected and the guilty face the full wrath of the Law. Among the cases reported are:

- 1) Kahumbu Ward - a mentally challenged class six girl abducted for two days and the culprit arrested
- 2) Kanyenya-ini Ward – a three year old girl raped and killed
- 3) Kakuzi / Mitumbiri Ward – A three years old girl raped, eyes gouged out and killed
- 4) Gatari Ward – A girl raped
- 5) In Kangema Sub- County two cases were reported.
 - a) Lucy Njeri May 2018 - Ichichi ECDE.
 - b) Lilian Njeri May 2018 – Mukarara ECDE.
- 6) In Mathioya Sub -County one case has been reported; Joyce Wangari Wangechi – Gitugi ECDE.
- 7) In Gatanga Sub- County; Mercy Njoki – PEFA day care.
- 8) In Kigumo Sub- County, A girl was raped and killed from Thamara primary school class 3.

The impact on the families is both psychologically and emotionally especially where the culprits remain at large and never brought to book.

Third response: the cases have been reported at the respective police stations. However as you are aware the issue on security is not a devolved function of the County Government. In this case the whole department of ECDE together with the Committee Members on Education and Child welfare is in the process of booking an appointment with the County Commissioner and establish the status of reported cases and the legal action taken against the culprits.

Fourth response: as a department of Education and Child welfare we are ensuring on the safety of children enrolled in ECDE centres and is in the process of executing the following: capacity building of ECDE stakeholders on the enforcement of ECDE Service Standard Guidelines 2008 on safety of learners, establishment emergency contacts at every centre i.e. parent/guardian contacts, fire, police, hospital departments, providing first aid kits in all centres, fencing the centres, enforcing children being escorted to and from the centres by adults or older siblings, adherence to arrival and departure times at the centers. Thank you.

Temporary Speaker (Hon. Morris Thuku Gathoni): Hon. Lucy Ngugi, is response satisfying? Do you have a point of order Hon Lilian Kabaya? Please go on.

Hon. Lilian Kabaya: Thank you Temporary Speaker, my point of information is on revealing the names of the minors who have been defiled, I do not think that is proper practice, even in criminal cases they are usually referred to by their initials and thus I do not think that is in order. Thank you.

Temporary Speaker (Hon. Morris Thuku Gathoni): Chairperson Education and Child welfare, Research, Information Technology and E-government Committee, it is not in order to name the culprits so with amendments review on that. Yes please.

Hon. Waithira Ndung'u: Thank you Temporary Speaker, thank you Hon. Lilian Kabaya, some of the names are among that were in the public domain, I followed closely and they were mentioned over in the newspaper, radio and the social media. If we come to correct there were many that were brought from the department of Criminal Investigating Department (CID) which we cannot put across here, what I have just mentioned are few which were in public domain, like the one for Thamara Muthithi ward is still followed closely now and again thus still on our check. There are more than 63 cases for the last three months which we did not disclose.

Temporary Speaker (Hon. Morris Thuku Gathoni): Thank you Chairperson, with consultation with the legal department it important to establish whether it is in order to reveal or not. Hon. Lucy Ngugi please go ahead.

Hon. Lucy Ngugi: Thank you Temporary Speaker, I wish to thank the chairperson Education, Child Welfare, Research, Information Technology and E-government Committee for the response on Statement I had hoped they would capture that most ECDE centres are far from the villages and children have to walk for long distances. I had hoped they would capture the commitment of The County Government executive office on allocating ECDE centres near the villages. The other thing is the security around the school may not do much more than bringing the ECDE centre close to the children would. All the same I know they have noted that and they will bring to the attention of the chief executive officer for education.

Temporary Speaker (Hon. Morris Thuku Gathoni): Hon. Lucy Ngugi, is the response satisfying?

Hon. Lucy Ngugi: Thank you, yes.

Temporary Speaker (Hon. Morris Thuku Gathoni): Next Order.

RESPONSE ON ESTABLISHMENT OF THE ALCOHOLIC DRINKS CONTROL
FUND

Hon. Wambui Njoki: Temporary Speaker, I request the Committee to be given 14 days as the CECM is not ready with the report.

Temporary Speaker (Hon. Morris Thuku Gathoni): The person who had requested for the Statement, Hon. Peter Mweri. Is he with us? Permission granted.

RESPONSE ON THE USE OF
WOOD FUEL IN TEA PRODUCTION IN THE COUNTY

Hon. Charles Kahoro: Thank you, response to a statement requested by Hon. Caroline Njoroge, MCA on July 18, 2018 from the Chairperson Agriculture, Livestock and Fisheries Committee on the use of wood fuel in tea production in the County has not been received from the CECM thus I seek more time to engage with the CECM and then report immediately we come from recess. Thank you.

Temporary Speaker (Hon. Morris Thuku Gathoni): I cannot see Hon. Caroline Njoroge, that means permission granted, please ensure you adhere to your timelines. Next order.

RESPONSE ON TECHNICAL
AND VOCATIONAL TRAINING INSTITUTES (TVET's)

Hon. Waithira Ndung'u: Thank you Temporary Speaker, I stand here to answer question on vocational institute. I would want to know whether to proceed because the person who required the Statement Hon. Sarah Njoroge, I cannot see her around. Can I go on with the Statement?

Temporary Speaker (Hon. Morris Thuku Gathoni): Since the report will be available in the member's files please go ahead. On behalf of the Education and Child welfare, Research, Information Technology and E-government Committee, it is my pleasure and duty to present to this honorable House---

(Hon. Milkah Ngare rose on a point of order)

Temporary Speaker (Hon. Morris Thuku Gathoni): Order! What is it Hon. Milkah Ngare? Is it a point of order?

Hon. Milkah Ngare: Thank you Temporary Speaker, in the papers it has been written the response of Statement is by Hon. Sarah Njoroge, MCA Kinyona Ward. I do not appreciate the fact that the MCA Kinyona Ward is not recognized here, Hon. Sarah Njoroge, is a nominated MCA, the correction which is causing some tension amongst some members. Thank you.

Temporary Speaker (Hon. Morris Thuku Gathoni): Who requested for Statement?

Hon. Milkah Ngare: It is Hon. Sarah Njoroge, but it is written MCA Kinyona Ward but she is not the MCA Kinyona Ward. Probably the member of Kinyona ward feels that as some form of threat.

Temporary Speaker (Hon. Morris Thuku Gathoni): May be we should ask Hon. Ruoho Wangechi, do you allow the Committee for Education to go on with the report?

Hon. Ruoho Wangechi: Thank you Temporary Speaker \, it is not a threat but I think it is just a typo error so we can just proceed.

Temporary Speaker (Hon. Morris Thuku Gathoni): Agreed, permission granted. Go on Hon. Waithira Ndung'u, but I hope next time you shall be keen on that.

Hon. Waithira Ndung'u: I know where the mistake is coming from because he is so much interested with vocational training and we had to put a lot of input in that but being a

member of Education Committee he cannot place it on the Floor. I have said he had so much input maybe in guiding Hon. Sarah Njoroge but Hon. Ruoho Wangechi from Kinyona is a member of Education Committee he cannot put any Statement or any question towards Education Committee.

Pursuant to Standing Order 46 (2) (c), Hon. Sarah Njoroge---- Hon. Flasia Nduta can I go on? requested for a Statement from the Chairperson Education and Child Welfare, Research, Information Technology and E-Government Committee in an afternoon Assembly sitting held on July 11, 2018, on the following:-

1. Can the Chairperson provide this Assembly with information on the number of Youth Polytechnics and vocational education institutes in the County?
2. What is the number of students enrolled in the polytechnics and vocational institutes?
3. What is the spread/equitable distribution of the polytechnics and vocational training centres by Wards?
4. Can the Chairperson furnish this Assembly with a catalogue of courses offered in these institutions?

(Hon. Lilian Kabaya rose on a point of order)
(Several members rose on points of order)

Temporary Speaker (Hon. Morris Thuku Gathoni): Order! members we cannot have more people----

(Hon. Stanley Muhia rose on a point of order)

Hon. Stanley Muhia: A point of correction honorable members do not make noise instead we consult quietly. It was a misinformation; you should actually apologize; telling members they are making noise.

Temporary Speaker (Hon. Morris Thuku Gathoni): Order! members let us not distract whoever is reading the Statement. I request Hon. Stanley Muhia to please consult quietly as Hon. Waithira Ndung'u takes us through. Are you okay Hon. Lilian Kabaya?

Hon. Lilian Kabaya: The member behind me I think I am the one on the Floor---

Temporary Speaker (Hon. Morris Thuku Gathoni): As I have said, you and your team, please consult quietly so that we can have order in the House

Hon. Waithera Ndung'u: Thank you Mr Speaker and thank you Hon. Kabaya, it is an honourable House where we require respect and listen what is happening in an honourable way if there is something you put it on the Floor, I had gone to point five, what is the number of teaching and non-teaching staff in the polytechnics and vocational institutes? Six, which challenges are being faced by these institutions and how can they be addressed?

The Chairperson in response requested for 14 working days to report back to the Assembly on the same. The office of the Clerk wrote correspondences of the same ref: MCA/education/3/VOLIII (25) dated July 11, 2018 to the County Executive Committee Member in charge of Education, Youth and Sports to respond on or before July 31st, 2018. The CEC Member submitted the response on the same on July 24th, 2018 to the office of the Clerk which was later forwarded to the Committee for scrutiny and adoption.

The Committee held a meeting on July 26th, 2018 and deliberated on the content of the response. However members resolved to invite the County Executive Committee Member to appear before the Committee on Thursday August 2nd, 2018 to further discuss and clarify on some issues raised by the Members in the response via letter ref: MCA/education/3/vol. iii (29) dated July 27, 2018. The Chief Officer in charge of Technical Training appeared before the Committee representing the CEC Member on August 2, 2018 and clarified on some of the issues members had raised in the response.

The members however adopted the report as follows; currently, the number of Youth Polytechnics which are registered by Technical Vocational Education and Training Authority (TVETA) and are in operation are 65. There is an appendix attached in the file. There are another four new Youth Polytechnics which are planned to be opened this financial year 2018/19; they are as follows, Mung'aria in Ruchu ward requires electrification, water, urinal, fencing, training equipments. Kariua in Gaichanjiru requires, renovation/ construction of workshops, tools and equipments. Muti in Kakuzi ward requires, renovations/ construction of workshops, tools and equipments, Ng'araria in Ngararia ward (completely new) land was donated by the community. b) waiting for clearance so that construction can start.

Each Polytechnic offers different courses depending on its facilities and capabilities ranging from three to 10. With availability of resources we have purposed to offer the following courses which are in market demand: cabros making and fixing, tiles making and fixing, leatherwork, security guards training, video shooting and photography, driving courses, domestic workers (house girls and boys, panel beating (vehicle sprays), phone repairs and CCTV cameras installations.

Response number two, the number of trainees currently enrolled in Youth Polytechnics is 5300 for regular trainees and 9980 for short courses trainees of which 5025 completed in February 2018 and 4955 completed end of July, 2018 awaiting graduation proposed on 24th August 2018. See appendix attached in your files. Regular trainees train for two years after which they sit for grade tests while short course trainees train for a maximum of six months after which they are awarded internal certificates.

Response number three, almost all the wards in the County have at least one Youth Polytechnic except some few wards like Ng'araria Ward where there are plans to establish one soon. See appendix attached in your files.

Response number four, the following are the courses offered currently offered all our 65 Youth Polytechnics; hair and beauty, ICT, welding, plumbing, dressmaking and embroidery. motor cycle repair, tile making and fixing, soap making, baking, knitting, yogurt making, wiring, bead work, shoes repair, Motor Vehicle Mechanic (MVM), Motor Vehicle Wiring (MVW), tailoring, food processing, masonry, agribusiness, carpentry and joinery,

Response number five, currently, there are 414 instructors for Youth Polytechnics out of which, 140 are on permanent employment while 274 are on casual employment. There are also three officers who are in-charge of various Sub-Counties. For the non-teaching staff, the total number is 136, and these are mostly watchmen and cooks and hence two employees per YP. The exception is in Kiranga and Ndunyu Chege YPs which have boarding facilities and hence needs more non-teaching staff. Distribution of the instructors basically depends on the number of courses offered in that polytechnic. See the appendix attached in your files. Response number six, the main challenges confronting the Youth Polytechnics include: inadequate funding, poor terms of employment for most of the instructors as they are casual employees, inadequate tools and equipment, Inadequate and dilapidated infrastructure in most YPs, Negative attitudes towards YPs by the local communities, white collar job attitude,

Some of the solutions to the above challenges include; sufficient funding from the County and National Governments. The National Government has allocated 84 million to Murang'a County as conditional grant for Youth Polytechnics in the last financial year. These funds will go a long way in revitalizing the training in these institutions. There are plans to procure more tools and equipment for YPs by the County Government. Plans are also in place to construct workshops in some of the youth polytechnics and renovate workshops in others.

Sensitization meetings have been organized to sensitize the local communities the importance of vocational training especially to the youth. e) We have embarked on creating production units in all our Youth Polytechnics through partnering with local schools and

other organizations. Already Gaitega youth polytechnic has constructed 30 lockers and chairs for Gaitega primary school class 8. This will enhance skills competence among our trainees and create independence of the polytechnics. Thank you Mr Speaker sir, I beg to sit

Temporary Speaker (Hon. Morris Thuku Gathoni): Hon. Ruoho, will you respond on behalf of Hon. Sarah Njoroge now that you have been mentioned, well

Hon. Ruoho Wangechi: Thank you Mr Speaker for actually recognizing that I had an interest in the answers that the Committee has submitted, also, I would want to state it clearly, that I think Hon. Milkah was in order to raise a typo error because it was visible by every person who is in this House.

In regard to the Statement that has been tabled by my Committee which I am a member, I think this Statement does not only necessitate to be the answer that Hon. Sarah had requested but I think it concerns every member who is in this House and interested with education in our respective wards.

If you look at our very welcoming but also interesting, but maybe the polytechnics we were able to verify as a Committee never covered the polytechnics in your ward and we as a County Government in devolution era we are supposed to be looking at the polytechnics, I would urge the members to take this response to this Statement with you and ensure that whatever we have indicated here is what is happening in your respective wards. If the number of teachers we have stated here be it five or 10 are supposed to be in your respective polytechnics ensure that they are there because we may not have indicated whether the names of the teachers are there, maybe your ward has a polytechnic here on paper. We have several teachers and maybe only one is there. Let us not do disservice to our people by just accepting such kind of a report and yet we do not follow, So I just want to demystify the fact that it is an answer to Hon. Sarah or Hon. John Ruoho who was interested but it is an answer to this House, thank you Mr Speaker.

RESPONSE ON MURANG'A COUNTY MUSICIANS SACCO SOCIETY

Hon. Jecinta Ng'ang'a: Mr. Speaker, the Committee is still working on the response, it is yet to finalize the same. I therefore ask to be added 14 more days to enable the committee come up with a comprehensive report. Thank you Mr. Speaker.

Hon Wangari Kigo: It is in order Mr. Speaker

(Hon. Milkah Ngare rose on a point of order)

Hon. Milkah Ngare: Thank you Mr. Speaker, I am concerned that we have not given timelines, the response that we were given, we do not know how many days we were given. Thank you

SUPPLEMENTARY ORDER PAPER

PAPERS

REPORT OF POWERS AND PRIVILEGES COMMITTEE ON THE BREACH OF PRIVILEGE BY HON. CATHYRN WANJIKU MWANGI

Hon. Lillian Kabaya: Mr. Speaker Sir, I beg to lay on the Table of the Assembly the report of the Powers and Privileges Committee on breach of privilege by Hon. Cathyrn Wanjiku Mwangi. Thank you Mr. Speaker.

REPORT OF POWERS AND PRIVILEGES COMMITTEE ON BREACH OF
PRIVILEGE BY HON. JOYCE WAMBUI NJOKI

Hon. Pelagiah Muthoni: Mr. Speaker Sir, I beg to lay on the Table of the Assembly the report of the Powers and Privileges Committee on breach of privilege by Hon. Joyce Wambui Njoki. Thank you Mr. Speaker.

NOTICES OF MOTION

ADOPTION OF REPORT OF POWERS AND PRIVILEGES COMMITTEE ON
BREACH OF PRIVILEGE BY HON. CATHYRN WANJIKU MWANGI

Hon. Lillian Kabaya: Mr. Speaker Sir, I beg to give notice of the following Motion;- that this Assembly adopts the report of the Powers and Privileges Committee on breach of privilege by Hon. Cathyrn Wanjiku Mwangi laid on the table of the Assembly on Wednesday August 22nd 2018. Thank you Mr. Speaker.

ADOPTION OF REPORT OF POWERS AND PRIVILEGES COMMITTEE ON
BREACH OF PRIVILEGE BY HON. JOYCE WAMBUI NJOKI

Hon. Pelagiah Muthoni: Mr. Speaker Sir, I beg to give notice of the following Motion;- That this Assembly adopts the report of the Powers and Privileges Committee on breach of privilege by Hon. Joyce Wambui Njoki laid on the Table of the Assembly on Wednesday August 22nd 2018. Thank you Mr. Speaker.

ADJOURNMENT

Temporary Speaker (Hon. Morris Thuku Gathoni): The House stands adjourned until August 23rd 2018 at 2:30 p.m.

The House rose at 4:05 p.m.