

MURANGA COUNTY ASSEMBLY

THE HANSARD

Tuesday July 14, 2015

The House met at 2:47 p.m.

(The Speaker Hon. Nduati Kariuki in the Chair)

PRAYERS

COMMUNICATION FROM THE CHAIR

The Speaker: Hon. Members, I wish to communicate that the Transition Authority has submitted the report on verification of assets and liabilities of the defunct local authorities in Murang'a County. The verification of the entities thereof is ongoing. Considering the importance of this exercise to the county, the Chair directs that the Public Investment and Accounts committee examines the report with a view of ensuring that the final report on the assets and liabilities is as comprehensive as possible.

Hon. Members, in matters of the Appropriation Bill recently passed by this House, I have now received a memorandum on Murang'a County Budget and Appropriation Bill from the Governor within the stipulated 14 days which were ending today and this is the memorandum; We refer to the above matter, we wrote to you as follows; on 30th June 2015, the County Executive Member for Finance wrote a letter Ref MCG/FIN&PLN/63/27 raising our concern on the above matter. On 1st July, I wrote my memorandum on the same issue re-emphasizing our inability to continue with the approval process. To date, we have not received any response on the matters raised. Key among the highlights was that;-

1. The submitted budget was completely mutilated resulting into an entirely new budget emanating from the Assembly
2. A new item called the Ward Development Fund was introduced into the budget without any breakdown as to what specific project it was supposed to fund, contrary to the provisions of the Public Finance Management Act.
3. Key projects like roads development were grossly underfunded and this will automatically lead to stalling of ongoing projects.

Kindly, but urgently provide us with your response to these matters. Please be informed that by delaying the proper passage of the budget, the county will from next week ground to a halt and we will no longer be able to offer services to the citizens, including but not limited to health services.

Hon. Members, the procedure for passing any law or Bill is contained in standing order number 138 of our which reads as follows; (1) the Speaker shall, within 14 days, forward a Bill passed by the Assembly to the Governor.(2) The Governor shall within 14 days after receipt of a Bill—

- a. Assent to the Bill; or
 - b. Refer the bill back to the Assembly with a memorandum outlining reasons for the referral. This is the memorandum that we have now received.
- (3) If the Governor refers a Bill back to the Assembly, the Assembly may, following the appropriate procedures under this section either
- a. Amend the Bill taking into account the issues raised by the Governor; or
 - b. Pass the Bill without amendments.

(Applause)

(4) If the Assembly amends the Bill taking into consideration the issues raised by the Governor, the Speaker shall within 14 days submit the Bill to the Governor for assent.

(5) If the Assembly passes the Bill a second time, without amendments, or with amendments which do not accommodate the Governor's concerns by a vote supported by two-thirds of members of the Assembly, the Speaker shall within seven days re-submit the Bill to the Governor and the Governor shall within seven days assent to the Bill.

(Applause)

(5) If the Governor does not assent to a Bill or refer it back within the period referred to under this section, the Bill shall be taken to have been assented to on the expiry of that period

I hope that is clear, Hon Members. Because of the urgency of this matter to do with Appropriation as explained by the Governor that the County may grind to a halt, I would request this House to debate this issue and dispense with it tomorrow at 2: 30p.m.

As stated by the section that I have read, in order to pass it, you require two thirds of the members of the Assembly, which means attendance will be crucial. So tomorrow at 2:30p.m. the House will assemble and will either pass the Appropriation Bill with amendments proposed by the Governor or without amendments, thank you.

PAPERS

REPORT ON THE VERIFICATION OF ASSETS AND LIABILITIES OF THE DEFUNCT LOCAL AUTHORITIES IN MURANG'A COUNTY

Hon. Erick Kimani: Thank you Mr. Speaker, I am the Chairperson of the Public Investment and Accounts committee and on behalf of that committee, I wish to lay on the table of this House, the report on the verification of assets and liabilities of the defunct local authorities in Murang'a County.

(Hon. Erick Kimani laid the paper on the table)

MURANG'A COUNTY ALCOHOLIC DRINKS CONTROL REGULATIONS REPORT

Hon. Bernard Kariuki: Thank you Mr. Speaker, I beg to lay the following paper on the table of the Assembly today Tuesday July 14, 2015; the Murang'a County Alcoholic Drinks Control Regulations report.

(Hon. Bernard Kariuki laid the paper on the table)

Thank you Mr. Speaker.

The Speaker: Next

REPORT OF COMMITTEE OF IMPLEMENTATION ON THE IMPLEMENTATION STATUS OF THE RESOLUTIONS ADOPTED BY THE ASSEMBLY FOR THE DEPARTMENT OF LANDS, HOUSING, PHYSICAL PLANNING AND SETTLEMENT

Hon. Esther Nyakio: Thank you Mr. Speaker, I am the Vice-Chair of the Implementation committee. On behalf of the other members of the committee, I beg to lay the following paper on the table of the Assembly;-

The report of the committee on Implementation on the implementation status of the resolutions adopted by the Assembly for the Department of Lands, Housing, Physical Planning and Settlement.

Thank you Mr. Speaker.

(Hon. Esther Nyakio laid the paper on the table)

The Speaker: Thank you.

NOTICES OF MOTION

ADOPTION OF REPORT OF THE COMMITTEE OF IMPLEMENTATION ON IMPLEMENTATION STATUS OF THE RESOLUTIONS ADOPTED BY THE ASSEMBLY FOR THE DEPARTMENT OF LANDS, HOUSING, PHYSICAL PLANNING AND SETTLEMENT

Hon. Esther Nyakio: Thank you Mr. Speaker, I beg to give the following notice of motion;-

That, this Assembly adopts the report of the committee on implementation on the implementation status of the resolutions adopted by the Assembly, for the Department of Lands, Housing, Physical Planning and Settlement.

Thank you Mr. Speaker.

(Hon. Esther Nyakio laid the notice on the table)

STATEMENTS

KARII WASTE DISPOSAL SITE IN MBRIRI WARD

Hon. Francis Kamande: Thank you Mr. Speaker, I request the House to give us five more days so that we can be in a better position to respond. We are yet to receive any letter from the County Executive Member (CEC) on the same. We will be in a position to answer this question in about five days, thank you Mr. Speaker.

The Speaker: Hon. Njoroge.

Hon. Joseph Njoroge: Mr. Speaker, I doubt why the committee has not done the work because it is now three weeks since I asked that question. The area I asked about is in a very bad state and were you to visit the place today, the flies would pop into your car.

(Laughter)

I therefore urge the committee to do the necessary because the residents of that area are complaining a lot. The road is also impassable because of waste disposal along the road. Let them not exceed the five days they have said. We need to see something happening in that area within five days.

The Speaker: Are you certain that you will get the answer in five days?

Hon. Francis Kamande: Mr. Speaker, our committee will liaise with the CEC Member so that he can give us the answer. I therefore request the House to give us five days so that we can be in a position to answer this question, thank you Mr. Speaker.

(Hon. Francis Kamande remained standing)

The Speaker: I am asking so that you can be sure, please sit down.

(Hon. Francis Kamande resumed his seat)

It has taken three weeks and no answer has been forthcoming. Therefore, it will be taken very seriously if you ask for another five days only come and say that there is no answer forthcoming. That is why I am telling you that I want you to be very sure that you will have the answer in five days. It remains five days as you have said failure to which you will be censured by this House. Next

Hon. Francis Kamande: Thank you Mr. Speaker sir.

(Laughter)

EARLY CHILDHOOD DEVELOPMENT EDUCATION (ECDE) FACILITIES FOR
DISABLED CHILDREN IN NURSERY SCHOOLS IN THE COUNTY

The Speaker: Chairperson Education, Child welfare, Research and Information Technology and E-government committee?

Hon. John Gitau: Thank you Mr. Speaker, I am the chair of the committee on Education, Child welfare, Research and Information Technology and E-government. In the Assembly sitting held on 24th March 2015, Hon. Kariuki Njogu, MCA nominated, requested for a statement from my committee. His questions were as follows:-

1. Is the Chairperson aware that there are no early childhood development education facilities for disabled children in nursery schools in the County?
2. Is he aware if the development of the curriculum and supporting facilities was factored in the County Integrated Development Plan?
3. What are the plans towards developing of the curriculum and supporting facilities for children with disabilities in the County?

Mr. Speaker, on 26th March 2015, a letter was written to the CEC Member for education, technical training requesting for the response to above statement. On April 14, 2015 the early childhood development county co-ordinator wrote a response which was received in the Assembly and then forwarded to the committee by the Clerk to the Assembly.

It was then resolved that a more detailed response, because this response was not detailed so the committee sought for a more detailed response. Consequently Mr. Speaker the committee wrote a second letter on July 2, 2015 requesting for a detailed response. This was forwarded to the Clerk on July 7, 2015.

In a committee sitting held on July 8, 2015, members discussed the response and after few deliberations on the response they approved the same response for presentation to this Hon. House. It is my pleasure to present the same response to Hon. Peter Kariuki Njogu and the whole Assembly.

In response to whether the office is aware of lack of the disabled children's facilities in the ECDE centres in the county, I want to bring to your attention the fact that Murang'a school for the hearing impaired is equipped with the appropriate facilities for use by the children with hearing impairment. Further, Donn Orrion special school for the mentally challenged which is located in Gatari ward also offers special services to children in this category.

The children with special needs are identified by our trained ECDE teachers in various centres and referred to special units which are run by qualified staff in all Sub-county education assessment and resource centres for appropriate placement.

According to the existing ECDE national policy guidelines 2008, ECDE curriculum development is a national government function through the Kenya Institute for Curriculum Development. The implementation of ECDE curriculum is done by our qualified ECDE teachers. Curriculum supervision is done by our very experienced officers

This office is aware of the fact that supporting facilities factored in the county integrated development plan, in the year 2014 all ECD in the county received learning and teaching aids to supplement the already existing ones.

In line with the existing policy guidelines the ECDE curriculum is developed by the Kenya Institute of Curriculum Development (KICD) a syllabus and workbook done by KICD is available for use by all ECDE centres in the county.

The said syllabus takes care of all children including those that have special needs. The ECDE teachers are trained to domesticate the contents of the syllabus and apply materials which are locally found. Thank you Mr. Speaker.

The Speaker: Hon. Njogu

Hon. Peter Kariuki: Thank you Mr. Speaker, I will say that I am not satisfied by some of the answers given. If you look about the physically handicapped they are different from the mentally challenged people, those who have mental problems and the deaf. So I was asking about the physically handicapped, those people whose only problem is that they cannot walk properly, they cannot be able to do tasks but in their mind they are just like other people. Thank you Mr. Speaker.

The Speaker: Chairman

Hon. John Gitau: Thank you Mr. Speaker, I think I have understood what the member has said but we wanted to answer that question holistically. I think we have looked at more than that, but your question as far as I am concerned I think is answered.

The Speaker: Anything else to add Hon. Njogu.

Hon. Peter Kariuki: I will accept but because now I have joined the committee on education, I will have to pursue that so that people who are physically challenged should have a school. Like now I have a child who is almost six years, will I take her to Joy Town where I was? I am supposed to take her in Murang'a County where I work.

Hon. John Gitau: Thank you very much Hon. Speaker, I now get his concern and I want to assure him that we have already factored in this 'contentious' budget a school for physically disabled

(Applause)

And we have specifically put in figures for that, t thank you Mr. Speaker.

The Speaker: Thank you, next

ADJOURNMENT

The Speaker: The House now adjourns until tomorrow at 2:30 p.m. thank you.

The House rose at 3:12 p.m.