

REPUBLIC OF KENYA
MURANGA COUNTY ASSEMBLY

THE HANSARD

Wednesday, 21st March 2018

The House met at 2:42 p.m.

[The Speaker (Hon. Nduati Kariuki) in the Chair]

PRAYERS

PETITION

**PUBLIC PETITION ON DESTRUCTION OF KIHARU TARMAC ROAD IN TOWNSHIP
WARD, KIHARU CONSTITUENCY.**

The Speaker (Hon. Nduati Kariuki): Yes Honorable members, I have received a Petition report on a Public Petition on the destruction of Kiharu tarmac road in Township ward, Kiharu constituency

Pursuant to Standing Order 214 (2) (b), I wish to report that on March 19, 2018, the County Assembly received a public petition submitted by residents of Kiharu Estate, Township Ward in Kiharu Constituency.

The petitioners draw the attention of the Assembly to the matter of destruction of Kiharu tarmac road in Township Ward, Kiharu Constituency by Murang'a University.

I further wish to state that the Petition is signed by 24 petitioners. The petitioners confirm that the issues in respect to the Petition are not pending before any court of law or constitutional or legal institution. The petitioners' prayer is that;

The County Assembly of Murang'a passes a resolution that the construction of the University perimeter wall along Kiharu Tarmac road be stopped or the University be forced to use the existing barbed wire boundaries. It is to be appreciated that Kiharu roads form part of Town's bypass and should not be destroyed or downgraded but given priority.

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

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. Thank you.

BILLS

**THE MURANG'A COUNTY SUPPLEMENTARY APPROPRIATION BILL NO. 1 OF
2018- FIRST READING.**

(The Bill was read for the First Time)

THE MURANG'A COUNTY SUPPLEMENTARY APPROPRIATION BILL NO. 1 OF
2018- SECOND READING.

Hon. Ruth Wambui: Mr. Speaker I beg to move the following Motion;-

That, the Murang'a County Supplementary Appropriation Bill No. 1 of 2018 be read a second time.

Mr. Speaker, this House is aware that effective budget implementation of financial year 2017/2018 has faced various drawbacks including prolonged period and national budget deficit. The effect led to need for reallocation of votes in the approved budget so as to service unavoidable expenditure requirements thus the need for submission of a supplementary budget. The committee noted that the fiscal emergencies in this financial year such as reduction in local revenue target by Kshs35 million and a grant by Kshs273 million.

Mr. Speaker, the committee has discussed this Bill and identified that the total additions to the budget is amounting to Kshs421,013,155 while the total reductions amount is Kshs 729,924,700 thus reducing the total budget by Kshs308,911,545. The Bill is therefore in line with the approved report.

It is worth noting Mr. Speaker that both the County Treasury and the County Assembly have continued to expend money subject to the proposed supplementary budget as per the legal requirements. In this case Mr. Speaker, some votes in the approved report were found to have been overdrawn beyond the available money for re-allocation thus need for making amendments to the Appropriation Bill.

In this view Mr. Speaker, the Supplementary Appropriation Bill will pass with the following amendments;-

- a. To reduce the County Assembly Car Loan and Mortgage by Kshs60 million from Kshs 120 million to Kshs60 million as the amount cannot be accessed in by the end of June 2018.
- b. The amount should be reallocated to Agriculture, Livestock and Fisheries Kshs. 30 million, Early Childhood Development Education (ECDE) feeding program Kshs30 million

Mr. Speaker, the Budget and Appropriations committee is satisfied with the above amendments as they entail fiscal rationale and responsibility. I, therefore, urge members of this House to adopt this Bill as failure to pass it may halt service delivery and development in our Murang'a County.

I call upon Honorable Charles Kahoro to second the Motion.

Hon. Charles Kahoro: I rise to second the Motion and Mr. Speaker I understand that this Supplementary Budget is aimed at improving the process of budget implementation. The proposed reduction has resulted from lapse of time for spending for specific programs. The additions to the development programs which comes at a time when there is need to increase agriculture output in the County.

Mr. Speaker, members of this House also understands the impact of education and intervention programs that lift those unfortunate in the society. It is therefore in order money for bursaries in the Supplementary Budget.

The amount which has been adjusted is very minimal and the committee has also taken the considerable effort to realign the Supplementary Budget as it was brought. From the adjustment you will find that the committee has done very good work and diligently looked at the figures. I support this Motion, for its approval is directed for continuity of County Government including the County Assembly. Thank you.

(Question proposed)

The Speaker: If there are contributions I will put the question.

(Question that The Murang'a County Appropriation Bill No.1 of 2018, be read a Second time put and agreed to)

COMMITTEE OF THE WHOLE ASSEMBLY

THE MURANG'A COUNTY APPROPRIATION BILL NO.1 OF 2018

[The Speaker (Hon. Nduati Kariuki) left the Chair]

[The mace was lowered]

[The Assembly converted to the Committee of the Whole]

[Temporary Chairperson (Hon. Lucy Ngugi) in the Chair]

The Chairperson (Hon. Lucy Ngugi): We are going to consider the Bill clause by clause. We will start by clause two.

CLAUSE TWO

(Question proposed)

Hon. Ruth Wambui: I propose the following amendments that Clause Two be amended by deleting Kshs391,013,155 and substituted with the words 421,013,155 appearing between the words shilling and out.

Two, that the figure that Kshs391,013,155 be deleted by substituting with the figure Kshs421,013,155.

(Question that Clause Two be amended proposed)

The Chairperson (Hon. Lucy Ngugi): Hon. Lilian Kabaya.

Hon. Lilian Kabaya: Thank you, Temporary Chairperson, may the Mover of the Motion kindly explain the difference in the proposed amendments from the figures to the figures proposed.

Hon. Ruth Wambui: The reason why we are having a variance is because our budget was affected from the one passed on the Floor of the House. If you check the second page of the Murang'a County Appropriation Bill No.1 of 2018, you will find that when we were allocating the money for Agriculture they had a grant and this was affected by some figure of Kshs30,000,000 on the recurrent expenditure.

The other one that was affected was Energy, Transport with Kshs30,000,000 that is why you are seeing the difference from the Kshs391, 013,155 to Kshs421, 013,155. There was a letter that was addressed to Budget and Appropriations Committee dated 19th, by the County Executive Committee Member (CECM) Finance on the following; there was an effect on Livestock and

Fisheries, Early Childhood Development Education (ECDE) saying that they have overdrawn and that they had a deficit. For Livestock they had Kshs 26,445,658 for the ECDE they had a deficit of Ksh28, 421,747. That is why we are having that difference.

Hon. Lilian Kabaya: Madam Speaker an increase in Livestock and Fisheries of 30 million will increase the total sum to 421 million so where is the increase for the ECDE going to be factored in?

The Chairperson (Hon. Lucy Ngugi): Thank you Honourable member she is just getting the figures and she will post the correct figures. Honourable Member, the Chair Budget please respond to the Honourable Member with the right figures.

Hon. Ruth Wambui: Sorry for that, Honourable Lilian Kabaya has asked why the changes in the figures. One, we are reducing Members of County Assembly (MCA's) mortgage from 120 million to 60 million and this money will be allocated in Agriculture and Livestock that is 30 million and ECDE feeding 30 million. That is why you see page two D04 55 million you add 30 million that will give you 85 million, when you go to D10 on page three the ECDE from 51254216 you add 30 million that is where the difference is.

The Chairperson (Hon. Lucy Ngugi): Thank you Honourable member I now put the question as amended be part of the Bill.

(Question put and agreed to)

CLAUSE 3

The Chairperson (Hon. Lucy Ngugi): I propose the Question that Clause three be part of the Bill

(Question put and agreed to)

CLAUSE 4

Chairperson (Hon. Lucy Ngugi): I propose the Question that Clause 4 be part of the Bill.

Hon. Ruth Wambui: Madam Speaker I propose the following amendment to the Bill; that Clause 4 of the Bill be amended by deleting the figure 391,013,155 and substituted thereof with the figure 421,013,155.

(Question on amendment proposed)

(Question that Clause Four as amended be part of the Bill put and agreed to)

CLAUSE 5

Chairperson (Hon. Lucy Ngugi): I propose the Question that Clause 5 be part of the Bill.

Hon. Ruth Wambui: Madam Speaker I propose the following amendment to clause 5; That, Clause 5 of the Bill be amended by deleting the figure 699,924,700 and substituting thereof with the figure 729,924,700.

That is on page three when it comes to total reduction we reduce the 120 million with 60 million on mortgage then we have added on ECDE 30 and above there on D10 we have added 30 million that is why the difference from 689924700 to 702924700

(Question on amendment proposed)

Hon. Lilian Kabaya: I will ask the Budget committee, either the Chair or Member to kindly explain to this House because according to what we can see in the second schedule, the amount that had been reduced for salaries and expenses was Kshs129,000,000, the mover of the Motion is however referring to this amount as the mortgage fund amount, she is referring to the Kshs129,000,000 as loans for mortgages. What we can read is a reduction that had been proposed in respect to salaries and expenses.

Madam Speaker, when we were at our conference in Kasarani, they explained that part of the reduction was because our salaries and allowances had been reduced according to an Salaries and Remuneration Commission (SRC) directive, However, we are aware that the directive has been cancelled and we are entitled to our full benefits and allowances so we would like to understand whether this figure of Kshs129,000,000 is in respect to mortgages or with respect to salaries and allowances for the expenses of members. Thank you.

Another question, as the mover responds is if the amount Ksh120,000,000 is in respect of mortgages and whether the proposed reductions in respect to salaries and expenses was only the 9,000,000 on top. Thank you.

The Chairperson (Hon. Lucy Ngugi): Before the Chairperson Budget responds, I would like to let the House know that we are in the Committee of the Whole and I am the Chairperson of the committee. Thank you Hon. Members.

Hon. Ruth Wambui: Madam Chair, to explain why we have the differences, if you check R02 on County Assembly salaries and expenses, we have 129, 657, 329. We had a mortgage of 60 million, if you had 129 million, you add 60, you will get 189 million, so we are adding mortgage which is separate from recurrent from the salaries, 60 is separate from mortgage, it is not there but the letter that I read from the CEC where the effect is on the County car mortgage, reduction from 120 to 60 million, the 60 that was deducted was taken to Livestock, 30 million and ECDE 30 million.

The Chairperson (Hon. Lucy Ngugi): Thank you Hon. Member

(Question on Clause 5 as amended put and agreed to)

FIRST SCHEDULE

(Question on the first schedule proposed)

Hon. Ruth Wambui: Madam Chair, that the First Schedule be amended as follows; that, Vote D04 be amended by deleting the figure 55,000,000 and substituting thereof with the figure 85,000,000, meaning we have added 30 million to Agriculture (b)that, Total Development Additions , below D12 be amended by deleting the figure 286,013,155 and substituting thereof with the figure 316,013,155, because we have added the 30 million on Agriculture (c) that, Total Additions be amended by deleting the figure 391,013,155 and substituting thereof with the figure 412,013,155 because we have added 30 million

(Question on First Schedule as amended proposed)

(Question on First Schedule as amended put and agreed to)

*SECOND SCHEDULE**(Question on the Second Schedule proposed)*

Hon. Ruth Wambui: Madam Chair, I propose that the Second Schedule be amended as follows;

- a. That Vote R-02 be amended by deleting the figure 129,657,329 and substituting thereof with the figure 189,657,329 because we have added 60 million on mortgage
- b. That, the total recurrent reductions be amended by deleting the figure 138,970,484 and substituting thereof with the figure 198,970,484 because of the effect of the 60 million
- c. That, Vote D10 be amended by deleting the figure 51,254,216 and substituting thereof with the figure 21,254,216.
- d. That the total development reduction be amended from the figure Kshs560,954,216 and substituting thereof with Kshs530,954,216 because of the effect of Kshs30 million on Early Childhood Development Education (ECDE).
- e. That, the total reduction be amended by deleting the figure Kshs699,924,700 and substituting thereof with the figure Kshs729,924,700 because of the impact of ECDE.

*(Question on the amendment proposed)**(Question on the amendment put and agreed to)**CLAUSE 1**(Question, that Clause 1 be part of the Bill, proposed)**(Question, that Clause 1 be part of the Bill, put and agreed to)**LONG TITLE**(Question, that the Long Title be part of the Bill, proposed)**(Question, that the Long Title be part of the Bill, put and agreed to)*

Hon. Ruth Wambui: I beg to move that the Committee do report to the Assembly its consideration of the Murang'a County Supplementary Appropriation Bill number one of 2018 and its approval thereof with amendments.

*(Question proposed)**(Question put and agreed to)**(Mace was raised)**(The House resumed)**[The Speaker (Hon. Nduati Kariuki) in the Chair]*

CONSIDERATION OF REPORT AND THIRD READING

Hon. Lucy Ngugi: I am the Chairperson of the Committee of the Whole House and I beg to report that the Committee of the Whole Assembly has considered the Murang'a County Supplementary Appropriation Bill No. 1 of 2018 and its approval thereof with amendments.

Hon. Ruth Wambui: Hon. Speaker, I am the Vice- Chairperson of the Budget and Appropriation Committee and I beg to move that the Assembly do agree with the Committee in the said Report and I call upon Hon. Jecinta Ng'ang'a to second.

Hon. Jecinta Ng'ang'a: Thank you Mr. Speaker, I am the Member of County Assembly (MCA) for Township Ward and a Member of the Budget and Appropriations Committee. I rise to second the Report of the Committee of the Whole House. The Committee of the Whole House has gone through the Bill and the amendments therein and I, therefore, request the Hon. Members to support it so that our County can make progress. Thank you, Mr. Speaker.

(Applause)

The Speaker (Hon. Nduati Kariuki): Thank you very much. I will now propose the question.

(Question proposed)
(Question put and agreed to)
(Applause)

Hon. Ruth Wambui: Hon. Speaker, I beg to move that the Murang'a County Supplementary Appropriation Bill No. 1 of 2018 be now read a third time and I call upon Hon. Dinah to second.

Hon. Dinah Muthoni: Thank you Mr. Speaker, I am a nominated MCA and I second that the Murang'a County Supplementary Appropriation Bill No.1 of 2018 be now read a third time. It is very important to pass and adopt this Supplementary Appropriation Bill to enable the County access funds. I second.

The Speaker (Hon. Nduati Kariuki): Thank you, I will now propose the question.

(Question proposed)
(Question put and agreed to)
(Applause)

ADJOURNMENT

The Speaker (Hon. Nduati Kariuki): There being no other business, the House is now adjourned until tomorrow 2:30 p.m. Thank you very much.

The House rose at 3:20p.m.