



REPUBLIC OF KENYA
FIRST ASSEMBLY- (THIRD SESSION)
MURANGA COUNTY ASSEMBLY
VOTES AND PROCEEDINGS
TUESDAY JULY 14, 2015

1. The House assembled at Forty Seven minutes past Two O'clock.
2. The proceedings were opened with a prayer.
3. **PRESIDING – The Speaker (Hon. Leonard Nduati)**

4. **COMMUNICATION FROM THE CHAIR**

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 reemphasizing 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 2:30 p.m. the House will assemble and will either pass the Appropriation Bill with amendments proposed by the Governor or without amendments, thank you.

2. PAPERS LAID

The following papers were laid on the table of the Assembly

- a) The Report on verification of Assets and Liabilities of the Defunct Local Authorities in Murang'a County.

(Chairperson Public Investment and Accounts Committee)

- b) The Murang'a County Alcoholic Drinks Control (Licensing) Regulations 2015.

(Chairperson Committee on Delegated Legislation)

- c) The report of the Committee on Implementation, on the implementation status of resolutions adopted by the Assembly for the department of Land, Housing and Physical Planning.

(The Vice Chairperson Committee on implementation)

3. NOTICE OF MOTION - (Vice Chairperson Committee on Implementation)

THAT, this Assembly adopts the report of the Committee on Implementation, on the implementation status of resolutions adopted by the Assembly for the department of Land, Housing and Physical Planning, laid on the table of the Assembly on Tuesday July 14, 2015.

4. STATEMENTS - PURSUANT TO STANDING ORDER 45 (2) (C)

Pursuant to the provisions of Standing Order 45 (2) (c), the following statements were issued,

- a) The Vice Chairperson Water, Energy, Forestry, Environment Natural Resources and Cooperative Committee requested for five (5) more days to respond to the request for statement by Hon. Joseph Njoroge Mwangi, MCA Mbiri Ward from the Chairperson on the existence of Karii Waste Disposal Site in Mbiri Ward.
- b) Response to request for statement by Hon. Peter Kariuki Njogu, MCA Nominated from the Chairperson for Education and Child Welfare, Research, Information Technology and E-government on the Development of ECD facilities for disabled children in Nursery Schools was issued by the

(Chairperson Education and Child Welfare, Research, Information Technology and E-government on the Development Committee)

5. HOUSE ROSE – at Twelve minutes past Three O'clock.

MEMORANDUM

The Speaker will take the Chair on
Wednesday July 15 2015 at 2.30 p.m.

---X---