



OFFICIAL HANSARD REPORT

COUNTY ASSEMBLY OF BOMET

THIRD COUNTY ASSEMBLY

ASSEMBLY DEBATES

Vol. 2 NO. 64

DAILY HANSARD

The Assembly met at the Main Assembly Chamber,

Dr. Joyce Laboso Centre at 2:30 p. m

Third County Assembly- Second Session

Thursday Afternoon 8th June, 2023

(The Assembly met at 2:30 p. m in the

County Assembly Mini Chamber at County Assembly Buildings)

[Hon. Speaker (Hon. C. Korir) in the Chair]

PRAYER

COMMUNICATION FROM THE CHAIR

Hon. Speaker (Hon. C. Korir): Hon. Members, I have a communication to make today, and the subject matter is the resignation of members from committees. I have received the resignation letters from various select committee memberships of the following members of the United Democratic Party (UDA) and the Independent member. The first one to the signed working agreement that I am going to read to you right now. One is Hon. Charles Langat who was on the committee of Trade, Tourism and Cooperatives.

The second member is Hon. Caroline Chalangat who has resigned from the Committee on Education, Youth and Sports, Hon. Roseyne Cheptoo; the Committee on Administration, Legal Affairs and Citizen Engagement, Hon. Eric Kirui from the Committee on E-Government and Innovation. Hon. Benard Langat has resigned from the Committee on Education, Youths and Sports, and Hon. Anne Mutai has resigned from Gender, Culture, and Social Service. Hon. Bernard Rotich, Committee on E-Government and Innovation. Honorable Mutai Peter was assigned to the Committee on Administration, Legal Affairs, and System Engagement.

The party and their committee of selection and therefore, few references occasioned by the resignation. The first one to standing Order 1663 of the county assembly Standing Orders. The Majority Whip we want to thank you for the good work that you've done. We appreciate. It is a good thing that has happened. Hon. Majority Leader, do you want to say something?

Hon. P. Kirui, Leader of the Majority (Ndanai/Abosi Ward): Thank you very much, Hon. Speaker...

Hon. Speaker (Hon. C. Korir): What is it, Hon. Members?

Hon. C Langat (Boito Ward, UDA): Hon. Speaker. At this juncture allow me to welcome the students and the teachers of Kaptepeng'wet High School. I am an alumnus of the school and Kaptepeng'wet is a County School.

Hon. Speaker (Hon. C. Korir): Hon. Member, I want to cut you short because I am still "blind" to them, I am waiting for a report from the Serjeant-at-arms to tell us who these students are then I give you the chance. Thank you.

Serjeant-at-Arms kindly give me the names of the people who are in the speakers' gallery and the public gallery. Meanwhile, we will proceed. Yes. We will proceed, yes.

STATEMENTS

Hon. Speaker (Hon. C. Korir): Yes, so there were questions which were made, that was; One was asked by Hon. Felody Chepkirui on 28 April 2023 at 2.30 pm. The Hon. Member of sort answers the following question concerning the status of implementation of youth programs and activities as contained in the approved annual development plan ADP at the budget for the financial year ending 30th June, 2023.

The total number of youth, that was the first question, the total number of youth and teams that the department has supported with sporting equipment. The sporting tournaments that have been conducted so far by the department and the planned sporting activities, the financial expenditure of the sporting activities undertaken and the plans the department has put in place to ensure continuous implementation of sporting activities targeting the youth in the county.

Before we proceed, is the Hon. Member who sought this question present? Is she within the precincts? Well, as I had earlier mentioned in my communication that the person who is seeking the statement should actually be present as well as the chair for youths and sports. I don't see him in the Assembly. Members of that committee? Members of that committee.

Chair Education? Members of education? There is no member of education?

Hon. E. Kipkemoi (Mogogosiek Ward, UDA): The members of the committee are present.

Hon. Speaker (Hon. C. Korir): Do you have the answers to this question from the hon. member of education?

Hon. E. Kipkemoi (Mogogosiek Ward, UDA): Not yet.

Hon. Speaker (Hon. C. Korir): You don't have?

Hon. E. Kipkemoi (Mogogosiek Ward, UDA): Yes.

Hon. Speaker (Hon. C. Korir): What is the explanation?

Hon. E. Kipkemoi (Mogogosiek Ward, UDA): The chairman had information about it and he had not dedicated it to anyone. The issues of this particular youth and vocational training in terms of teams and the likes had not yet been given. Chairman had that information and he was supposed

to give us the date that he had agreed with the CEC in charge. Maybe under your leadership we can ask for two more days. We can bring the report on Tuesday.

Hon. Speaker (Hon. C. Korir): That request is granted. Kindly get the chair to be present on that day and also the mover of this statement should be there. That is Hon. Felody Chepkirui

Hon. E. Kirui (Kimulot ward, UDA): Point of order Mr. Speaker.

Hon. Speaker (Hon. C. Korir): What is your point of order Hon. Member from Kimulot ward?

Hon. E. Kirui (Kimulot ward, UDA): Hon. Speaker, according to standing order 38, you have raised a question on the availability of the member who raised the question.

Hon. Speaker (Hon. C. Korir): Yes.

Hon. E. Kirui (Kimulot ward, UDA): According to the standing order, it says that the order of the day should be published 12 hours before the sitting and it is then notable that the Hon. Member who raised the question is not in the Assembly today because she may not have seen the orders of the day. It is then very important for this Assembly to note it so that we, on a future date, on a future engagement, do the order of day 12 hours as per the standing order so that they will be available. This is because it disenfranchises a member if they don't have the order of the day 12 hours as per the standing order.

Hon. Speaker (Hon. C. Korir): Hon. Member, may I remind you that that is applicable only when you are moving a motion. As for this, it was dedicated to this day, today. It was here that that direction was given that today he would answer that question. Let me leave it that way. The chair is here and he will tell us why he was not in, yes.

Honorable Chair, there's been a question that was asked by an Hon. Member.

Hon. Hon. F. Chepkirui (Nominated MCA, UDA): On the 20th, it was directed that the answer would be given today. Hon. Ernest, what is your response? Your able Vice Chair has communicated that you've not given any reason why it should not be discussed today, and he has requested for two more days.

Hon. W. Kiprotich (Chepchas ward, UDA): Point of order, Hon. Speaker. I am not the Vice Chair. I am only a member of that committee.

Hon. Speaker (Hon. C. Korir): Oh, just a member, okay. Fine.

Hon. E. Rotich (Mogogosiek Ward, UDA): Yes, thank you very much, Hon. Speaker, for the opportunity. I am sorry for coming in late, only that I would ask for more days since we have the report but we have not invited the seeker of the statement and it would not be for us to present the report without inviting her so that she can also embrace herself with the report and in case of any clarification we can make. So maybe an extension of seven days Mr. Speaker, just to have an Hon.

Member to come to our committee so that we can familiarize her with the report. Thank you very much Hon. Speaker.

Hon. Speaker (Hon. C. Korir): As you are still standing, have you engaged the CEC?

Honorable Ernest: Already we have engaged the CEC. Only that it is a good practice that we invite the seeker so that when we come to the floor of the Assembly we shall be reading from the same script.

Hon. Speaker (Hon. C. Korir): If you have finished then there must be a report.

Hon. E. Rotich (Mogogosiek Ward, UDA): There is a report Mr. Speaker.

Hon. Speaker (Hon. C. Korir): Can it be tabled?

Hon. E. Rotich (Mogogosiek Ward, UDA): Not now. Seven days because you wanted to incorporate.

Hon. Speaker (Hon. C. Korir): She is the seeker of the statement so she cannot make her input.

Hon. E. Rotich (Mogogosiek Ward, UDA): Hon. Speaker, we have the report yes, but we have to involve her. So that we are going to enrich the report before we get to the floor of the Assembly. Thank you. Seven days Mr. Speaker is enough for us.

Hon. Speaker (Hon. C. Korir): No, next Tuesday in the afternoon. So just note it, it will be on... Is that 12th? On 19th, 20th. It will be on the 20th. So, Hon. Eric, we are expecting his report on the 20th. He must share with these Hon. Members 12 hours before coming. By Monday, you should have shared it with the other members. Now, I have also received and I think that was the matter there. In front of me, I have the visitors from Kaptebegwet Boys High School from Konoin constituency, Boito Ward. They have come here on an academic visit. There are 52 students, one teacher, and one driver. You are welcome. You have to observe in silence and learn. The teachers welcome and thank you for bringing the students to this assembly for them to learn. And therefore, I grant this chance to the Honorable Member from Boito, who had earlier arisen. I understand that it is a good privilege also to have. I want to encourage members to also do the same. If you have students from home, you can bring them around to learn. Honorable Charles.

Hon. C. Langat (Boito Ward, UDA): Thank you very much, Honorable Speaker. First, I must apologize for the earlier mishaps. Let me welcome the teachers and the students from Kaptebegwet High School, where it's good. Kaptebegwet is a County school. It's a very good school. Colleagues, if you have your children, take them to Kaptebegwet High School. I would want to encourage students that work hard. Inside this Assembly, we have various professionals from different disciplines. So, if you work hard, the sky is the limit. So welcome.

Hon. Speaker (Hon. C. Korir): Thank you very much. Any other member who wants to welcome the students? I know we have teachers in this Assembly. Honorable Ernest

Hon. E. Rotich (Mogogosiek Ward, UDA): Thank you very much, Mr. Speaker. Thank you for the opportunity that you've accorded me to welcome the students to this Honorable Assembly. I am so happy that we have these students coming to learn what we do here, and how we conduct our business here. It's a learning process, Mr. Speaker, by observation. So, I want to welcome the students to this August Assembly. What you would only tell the student through you, is that by working hard in life, you will be able to achieve the dream that you have set for yourself. Being the Chair of Education, Mr. Speaker, my encouragement to them is that they need to work hard without looking at the background that they come from. In the current government, Mr. Speaker, they are normally supported by way of bursary. They are working hard. The current government will hold their hands by supporting them financially through a bursary. We welcome them and we wish them well as they study in their school. And as you go back, take greetings to your colleagues who are in school and be encouraged. You should look at how we do things here. I know, going to the future, you will also be here at some time or at the national assembly or even the dream that you have. It's our encouragement that we encourage these learners to do well in school. Thank you very much, Hon. Speaker.

Hon. Speaker (Hon. C. Korir): Thank you very much. Chair for Education, Hon. Ernest. Learners, you are welcome. Work smart and the sky is the limit. Now, again, today, members, there was a question by Hon. Stephen Changmorik on February 2023 at 2:30. The Hon. Member members would answer the following question concerning the status of vocational training centers across the county. In response, the chairperson was asked to indicate the total number of VTCs in the county, the number of instructors and principals in the same institutions, the number of students in each VTC, and the courses being offered in the VTCs. How often are elections of members of the Board of Management and the last time such elections were held, the account signatories of the VTCs? This question was asked in February, which is a very long time ago. It has been moved two times. Honorable Chair, Committee on Education and Sports, please rise.

Hon. E. Rotich (Mogogosiek Ward, UDA): Thank you very much, Mr. Speaker. Indeed, This question was committed to our committee, and we have been able to report on this. We have also engaged the seeker of the statement, Mr. Speaker, who is not in the Assembly today. I would request, Mr. Speaker, so that we can avail the seeker of the statement on Tuesday, we do with the one that you had already assigned to us. Both of them on Tuesday.

Hon. Speaker (Hon. C. Korir): Hon. Chair, I hope you notice that these are all your questions and you have not been able to expeditiously commit your committee to deliberate on this issue. I have seen the member who sought the question on the implementation of youth programs and activities is not in. Hon. Felody. You are the one who has a question, but when the question came

up to be answered by the Hon. Member, you are not in. I want to question members, when you are the one who had a taken to seek a question or a statement on a given issue and it is mentioned, I would encourage you to use your tablets, and create a reminder on the dates. When I make commitments here, I expect you to note particular dates at a particular time, a certain statement or a question that you asked or you want the answer sought from is actually in your diaries or your tablets. Today it was your turn, Hon. Ernest. I would urge you that by Tuesday... It's also Tuesday afternoon, the two statements. So kindly share with them on Monday so that by afternoon, Tuesday afternoon, we'll be done with this and then ensure that those who sort the question are there. Thank you very much.

Hon. E. Kirui (Kimulot Ward, UDA): Mr. Speaker I am rising; I was just watching you give your direction on the answering question that has been raised in the floor of the Assembly and I want to further request you ask Mr. Speaker you direct that honorable members who are charge with the responsibility of answering question that has been raised in the floor of the Assembly they take it more seriously than what they are showing. I know we have been to this part Mr. Speaker on other questions that have not been answered in the floor of the Assembly on good time and we continue like this I think it will degenerate into nonperformance on the floor of the Assembly and even the conduct of our business in the Assembly. Hon. Speaker I want to seek even your indulgence in our performance too so that an issue that was raised two months ago if it was suppose, like this one that has been raised by honorable Felody this will be overtaken by events because one we are in the final month of the financial year and most of the issues that was raised issues on sports are very important and if the committee is not auctioning an issue in good time then we ran a risk of not getting good feedback and also loose an opportunity to check what the department are doing Mr. Speaker I want to really request you become very firm even when giving instruction. I was even looking at your facial expression Mr. Speaker you are a bit easy on I want you to be a bit though so that we take our business seriously that on going forward we all know that any member seeking a question on the floor of the Assembly be serious and we want to get answers on it thank you.

Hon. B. Langat (Kembu ward, UDA): Point of information Mr. Speaker

Hon. Speaker (Hon. C. Korir): You want to inform who honorable member

Hon. E. Kirui (Kimulot Ward, UDA): Honorable Eric Kirui.

Hon. Speaker (Hon. C. Korir): Honorable Eric do you wish to be informed

Hon. E. Kirui (Kimulot Ward, UDA): I don't wish to be informed

Hon. P. Mutai (Sigor Ward, UDA): I want to clarify that as we put earlier that this Assembly is actually guided by the rules principles and the precedence which may be set today by honorable

Chair education on the issue of involving the seeker of the question in the department level Mr. Speaker is not in order. I think it is this Assembly through your table Mr. Speaker you give the seeker of the question a right to reply in this Assembly not to involve him or her in the department. I seek clarification through you Chair whether that is in order so that we don't set a wrong precedence

Hon. C. Langat (Boito ward, UDA): Is it in order for Hon. Mutai, MCA for Sigor ward to refer to you as a Chair?

Hon. Speaker (Hon. C. Korir): You are actually out of Order honorable member for Sigor. I am the Speaker.

Hon. P. Mutai (Sigor Ward, UDA): I withdraw Mr. Speaker.

Hon. Speaker (Hon. C. Korir): Thank you very much. Now, to get back on your issue, Honorable Felody, with all due respect, the Chair for Education, Youths, and Sports has told this Honorable Assembly that they are yet to get your response in terms of the question that you asked. Same with Honorable, but I want to state it clearly that when a question is sought, the answers are supposed to come from the executive. We will all get the answers on the floor of the Assembly. I think there is some laxity, and from your answers, Chair, I can just say the Committee on Education, you have been lax on the responsibility. that you've been given by the whole citizens of Bomet County. I had once stated before that if you are given a question and you defy it more than two times, then it is high time you need to be replaced as the chair. Can we all agree that this is a matter? Again. If a question, because it looks like the question that was sought by the Honorable Member, the Honorable Felody, is overtaken by time, it will be of no essence to still ask the same question. Let us now agree that if it goes more than 30 days, then the chair will also be the same. We'd rather get somebody who can move faster. rather than having questions that have to be answered. There are questions for next Tuesday, there are questions for next Wednesday and Thursday, and the year is coming to an end. So, let us all agree. And I want to ask the members, all of you, to let us be here so that as we expedite these issues, we are present so that we can delve seriously into the matters that come up that require our attention. So, to all the chairs, vice chairs, please. expedite on issues that affect this financial year, let's finish before we close the other year. I will therefore direct the Clerk here, kindly develop a program on the questions that are before this Assembly, and share it with all the members who are here so that we know which questions are coming up on which dates.

Hon. R. Cheptoo (Rongena/Manaret ward, UDA): Point of order honorable speaker.

Hon. Speaker (Hon. C. Korir): Yes, Honourable Rosaline.

Hon. R. Cheptoo (Rongena/Manaret ward, UDA): I have a concern. Yes. Concerning the question for Felody, remember we have a tournament on Saturday and one of the questions is concerning the issue of the tournament. So, we were expecting the answer to be given today before the day of the tournament. So, as you are directing and giving out the instructions. I think you should give the chair for education a punishment because this is a serious issue and yet we are expecting to get an answer three months ago. So, I think it is a serious issue that we should take seriously.

Hon. Speaker (Hon. C. Korir): The honorable member from the Chemaner ward.

Hon. R. Ruttoh (Chemaner ward, UDA): Thank you very much, Mr. Speaker. When you will be giving direction on the same Mr. Speaker, though I do not think that you keep punishment. But Mr. Speaker, we also need a sort of clarity on some of the pending questions because the other time I have been rising to ask the same Mr. Speaker. Honorable Benard Mutai from the Chebunyo ward was supposed to respond to a question asked by Honorable Dance Kirui from the Ndaraweta ward but to date, Mr. Speaker, we don't know the fate of those answers, which were supposed to be given to this Honorable Assembly, Mr. Speaker, because earlier on, I indicated that the question was beneficial to all of us. and up to date Mr. Speaker, the answers are still pending before this also Mr. Speaker. Thank

Hon. Speaker (Hon. C. Korir): What is your point of order?

Hon. W. Kiprotich (Chepchas ward, UDA): Order of statements. First members are asking you to give a ruling over what they term and what I insinuate some of the members could be asking for punishment. I don't know to be directed to whom but as far as what Hon. Cheptoo has mentioned concerning the tournaments that are already in place and when we now revert to the question asked by Hon. Felody over the same. Let it be known through your leadership that the answer that the Committee on Education, Youth, and Sports is supposed to bring to this Assembly is as per the date of the statement. so, it will not affect any other thing that came thereafter. Because in effect, when the Honorable Fellow asked the question, the Committee on Education, through the Office of the Clerk, did a communication to the CEC in charge, informing the CEC and the department that a question arose in the floor of the Assembly, which in effect, the Chairman has indicated that it has been discussed, it's only that, previous order. And we will now go as per your order because your chair is respected. You have already ruled that when a member seeks a statement, we should all hear it from this Assembly. In other words, the answer should come to this Assembly directly. But what we were using earlier is the earlier precedence which was made by your predecessors that when a question is sought, it will not be able to come to this particular Assembly. And if the legal team can say, first of all, the seeker of the statement was supposed to

be invited to the committee level, which we were using. But I'm saying you need not punish us because of the ruling that has just come. We are using the earlier precedence that we are following to have leniency.

Hon. Speaker (Hon. C. Korir): What is your point of order Hon. Mutai?

Hon. P. Mutai (Sigor Ward, UDA): Hon. Speaker, the question that you had earlier ruled, that Hon. Kiprotich from Chepchabas ward had mentioned, some of these questions guide us on some issues to plan in this Assembly. For example, the question asking the sporting tournament that has been conducted so far by the department and the plan of sporting activities. That there were no tournaments planned, and we had waited for the department had fail to provide to this Assembly. So, in our guesswork, there is another tournament that has been planned, which was also raised by Hon. Cheptoo for the Rongena/Manaret ward. The expenditure of the department up to now we don't know, and we are now guessing that we still have a small amount in the account. That is why there is a budget for the coming tournament. What am I trying to say is that once we seek an honorable member of this Assembly, and seek information, it guides the whole Assembly and words on some preparation for future tournaments and activities. Thank you, Mr. Speaker. Thank you very much.

Hon. Speaker (Hon. C. Korir): Thank you Hon. Member. This is a lot for a lot for this afternoon. You were seeking clarification? I think that was under power. The honorable member from Sigor, and I think I've directed correctly. Now, honorable Felody, I want to give you a chance. Tell us, were you part of the committee?

Hon. F. Chepkirui (Nominated MCA, UDA): Hon. Speaker, I was not.

Hon. Speaker (Hon. C. Korir): So, let me then direct that. If a member seeks a statement or a question, the committee, like what has been mentioned before, that is Honourable Bernard, you are the chair for Labour. You are supposed to call Hon. Dancel Kirui on that day so that when the questions can be clarified it can be clarified and the report shared with all honorable members so that we save time. All right? I need a chair education. I've been asked by the Honorable Member to punish you. I just want to caution you. This is a caution. Next will come a strong caution, otherwise, you risk missing out on any other engagement for a period of 90 days. That will be serious on your end. Kindly expedite. By Tuesday we'll have this. Clerk, kindly note that chair education has been given a caution. in writing. So, I'll develop a question for you. If there comes a point where you will get another strong caution, just know that the salary is almost sacrificed. So that one goes for all of the chairs of the different committees so that we take this seriously. I will not want you, I know you are still learning, we are still young in this Assembly. It's only on that assumption that we are still young. Mr. Speaker... Yes member.

Maybe I rise to say that you tamper justice with Mercy so that it doesn't look like it's a caution. It's a warning so that I can improve coming on the next week. If it becomes a warning, then you will not survive, my brother. The next will be to send you out. So... Yes, don't worry, my brother.

Hon. W. Kiprotich (Chepchas ward, UDA): Thank you Hon. Speaker, following your words keenly, you have said that this extends to all the chairs. I think I got you right. And so, it means that, therefore, all the chairs are already cautioned, not only my chair honorable Ernest. And I think you are just applying the rule. There is a rule in basketball if, I'm not wrong, that if a yellow card is given to a player, it applies to the team. So, thank you very much for cautioning all the chairs. Thank you very much.

Hon. Speaker (Hon. C. Korir): Somebody was seeking to know them, I think it was Richard, Hon. Richard who wanted to know all the pending questions which are there. I've just directed the clerk to give us the list and when we should be getting those answers. Thank you, I saw someone raise a hand. Hon. Manyei.

Hon. M. Manyei (Nominated MCA, UDA): Thank you, Mr. Speaker. I present to say as a mother, honorable Ernest, just warn him verbally, let it not be written. Thank you, Mr. Speaker. Honorable Speaker, point of order.

Hon. C. Langat (Boito ward, UDA): This is an Assembly of rules and procedures. My memory serves me well and I heard the Hon member talking to you as a mother. Do we have mothers here hon. Speaker? *(Laughter)*

Hon. Speaker (Hon. C. Korir): The honorable member is out of order by referring to a member as a mother. There are no fathers or fathers here but Hon. Members.

Hon. M. Manyei (Nominated MCA, UDA): I withdraw. Honorable members, how do I say?

Hon. Speaker (Hon. C. Korir): Just request that I be lenient with the honorable and when you say it is verbally. So that it gets on record and so that everybody is aware, we will make it written. Just know that the other chairs it is still verbal on your end.

point of order

Hon. W. Kiprotich (Chepchas Ward, UDA): Hon Speaker I want to come on defense of honorable Monica.

Hon. Speaker (Hon. C. Korir): Yes. Let's hear from honorable Kiprotich.

Hon. W. Kiprotich (MCA Chepchas): She has used preferably only a different term otherwise in the event we may not be able to challenge your ruling. Already you have given it and it cannot be taken back. Now that it cannot be taken back, and for the mercy that honorable Moica is having, then Honorable Kipkemoi has a leeway to appeal your ruling and to be discussed in this Assembly. *(Celebrations)*.

Hon. Speaker (Hon. C. Korir): If he so wishes to do so, then in the next sitting, he will appeal and he will appeal in writing.

Hon. E. Kipkemoi (Mogogosiek ward, UDA): Hon. Speaker I have not received any written letter Hon. Speaker so far, but before it gets there since we don't want to revert the ruling which you already made, the only thing that I wanted to plead with your chair Mr. Speaker is that the intrigues of coming up with a report Mr. Speaker is that there are some things that we need to work on in terms of inviting the seeker of the motion which has been said is the President and it has been a norm in the Assembly so these are some of the challenges Mr. Speaker that the chair cannot carry full responsibility over the same and Mr. Speaker without looking like I want to cut my cake and take it, I only want to say that I appeal for leniency.

Hon. D. Busienei (Chemagel ward, UDA): Hon. Speaker.

Hon. Speaker (Hon. C. Korir): Yes, Honorable Busienei.

Hon. D. Busienei (Chemagel ward, UDA): Hon. Speaker, Hon. Kipkemoi does not deserve any leniency at all. (Laughter). Hon. Speaker the two questions.

Hon. Speaker (Hon. C. Korir): Which Point of order?

Hon. E. Rotich (Mogogosiek ward, UDA): Order number 30 on statements. Is Hon. Busienei in order to discuss something that has been dealt with and the ruling has been delivered? We were only trying to have. So we should not refer to honorable Kipkemoi Gin now that you have given out the ruling.

point of order

Hon. Speaker (Hon. C. Korir): Yes Hon. Chair. Under which standing order?

Hon. E. Kipkemoi (MCA Mogogosiek ward, UDA): 30. The honorable members cannot discuss me without a proper motion. I want you to restrain the members Hon. Speaker from discussing me as the Chair of Education.

Hon. P. Mutai (Sigor ward, UDA): Point of correction Hon. Speaker. We were not discussing Hon. Kipkemoi as Hon. Kipkemoi.

Hon. W. Kiprotich (Chepchas ward, UDA): Do we have any point of correction Hon. Speaker in this Assembly?

Hon. P. Mutai (Sigor ward, UDA): We were discussing Hon. Chair in the department of... (interruption from the speaker).

Hon. Speaker (Hon. C. Korir): Is it a point of correction? There is no point of correction

Hon. P. Mutai (Sigor ward, UDA): Point of order Mr. Speaker.

Hon. Speaker (Hon. C. Korir): Under which standing order?

Hon. P. Mutai (Sigor ward, UDA): Standing order number one. Mr. Speaker (*Laughter*). We were not discussing... (Interruption from the speaker).

Hon. Speaker (Hon. C. Korir): Standing order number one is a preservation of the speaker. (*Murmurs*) those are my powers. Do you want to assert the powers of the speaker? Honorable Busienei, I will grant you this because you are also new and once a ruling has been made it cannot be further deliberated upon so that you know next time, I will grant you this chance but I also caution you next time a ruling has been made, you don't go back to discuss on it.

Hon. P. Mutai (Sigor ward, UDA): Hon. Speaker.

Hon. Speaker (Hon. C. Korir): Yes.

Hon. B. Langat (Kembu ward, UDA): It will not be in order Hon. Speaker for honorable Busienei to just talk as you have already ruled. So make it has been ruled out, let's stop this game of honorable chair here.

Hon. Speaker (Hon. C. Korir): For the benefit of the other members who wanted to hear what you wanted to say, understanding order number one, I have given him space. (*Celebrations*) kindly be sited Hon. Member.

Hon. D. Busienei (Chemagel ward, UDA): Thank you Hon. Speaker for protecting me. I never intended to discuss Hon. Kipkemoi.

Hon. Speaker (Hon. C. Korir): Kindly refer to him as the chair of Education, Youth and Sports.

Hon. D. Busienei (Chemagel ward, UDA): Hon. Chair of Education, Youths, and Sports. What I wanted was just information on Hon. Bernard. I observed when you were giving directions and advice to him, he was not nodding in affirmative as to how he should conduct himself when he was supposed to be responding to the person who sought questions but as you know Mr. Speaker, there were some questions that was tabled sometimes back by honorable Bernard and he wanted to be there personally when we were interrogating that issue of the land of Kaboson and he knew then but today he seems to be ignorant of the procedure. He was nodding as if he didn't know how it was supposed to be done but for Kipkemoi honorable chair, everybody has been lenient to you and I am also lenient to you. (*Laughter*). Thank you, Hon. Speaker.

Hon. Speaker (Hon. C. Korir): Honorable Deputy Speaker.

Hon. L. Rotich (Chesoan ward, UDA): Thank you Hon. Speaker Sir, I also rise to thank you for invoking such kind of rule because actually what we discuss about the committees can fall under my committee compliance and it precedes very many verbal warnings that I have given to chair committees and I will not hesitate Mr. Speaker sir if you'd ask me to give you more chairs who are supposed to receive warnings. (*Laughter*). The Warning letters you said you'll write to the chair of education. We rested yesterday a question that was asked a long time ago pertaining duda

weed and I wish that we could also have the chair of agriculture receive the same warning letter Hon. Members including others whom I will give you the list. *(Laughter)*. Thank you, Hon. Speaker.

Hon. Speaker (Hon. C. Korir): Thank you very much, Hon. Deputy Speaker. I want to rest this matter by again amending my earlier ruling where I was very lenient with the Hon. Chair *(Interruption from Member rising on a Point of order)* Committee of Education and Sports.

Hon. Speaker (Hon. C. Korir): What is it honorable Kiprotich?

Hon. W. Kiprotich (Chepchas ward, UDA): In a court of law when you see the judge wanting to give a ruling on a matter or a degree of that matter, then you see the ruling may be hard and harsh to the respondents. Hon. Speaker, I do not know what you want to rule next but because of the preceding earlier, your deputy has beseeched you to apply the law retrogressively. Mr. Speaker let it be known in this Assembly that the law does not apply retrogressively. If it is started today, let it be started and go forth. Let it not start and go back. I am trying to make your ruling to be lenient that is coming.

Hon. Speaker (Hon. C. Korir): You are trying to place the rule of the chair which puts you again out of order nonetheless I will be lenient to you too for that but I want to make it clear this way, honorable DS, you have mentioned that you have problems from chairs, kindly service me with the list then all the chairs know that you have been cautioned verbally. We want to be serious in this Assembly and I have said any question that comes before this August Assembly must be dealt with not more than 30 days. A month should be enough to get, you are the ones who have been saying members don't come, the executive is not doing this and doing that so this is the time to all of us rise and this one is done in good spirit. How does a member who has asked a question, his or her question is not answered and he has sought for an answer? I know there are chairs here who have slept on their job, this is a wake-up call to ensure all of us rise to the occasion. Hon. Chair for Labour and Public Service, do you have something to say?

Hon. B. Rotich (Chebunyo ward, INDEPENDENT): Thank you, Hon. Speaker. I just want to clear my name from the list of shame if I can say so. I am the chair from Labor. The statement that has been raised by honorable Dancel. I invited the honorable member to our committee, I read the statement here but honorable Dancel wasn't around. I was told to read that statement another time and I had requested your office to put it on the order paper so that I can repeat it. It has not been done so. Thank you.

Hon. Speaker. C. Korir: Noted. So Table office kindly ensures what has been minuted or what has been brought to this Assembly is dealt with. Now, I want also to direct, whether you are there the mover of the question, your statement will be read in your absence. Later, don't complain.

(Murmurs). Actually, in all respects, it means that when you are seeking an answer to a question or a statement, it is for the benefit of the whole Assembly. That brings this to an end. The Hon. Deputy Speaker will bring the list of the Chairs that he feels have not done a good job then I will make a communication again on Tuesday on that.

ADJOURNMENT

This Assembly has been adjourned to Tuesday next week at 2.30 PM.

Assembly rose at 3.25 pm.