



**OFFICIAL HANSARD REPORT**

**COUNTY ASSEMBLY OF BOMET**

**THIRD COUNTY ASSEMBLY**

**ASSEMBLY DEBATES**

## DAILY HANSARD

*The Assembly met at the Main Assembly Chamber,*

*Dr. Joyce Laboso Centre at 9:30 a.m*

Third County Assembly- Second Session

Wednesday Morning 18<sup>th</sup> October, 2023

*(The Assembly met at 9:30 a.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 you are welcome for this sitting. I want to remind you that on Friday it will be *Mashujaa* Day in English Heroes Day. It is a very special day for us as Kenyans and I want to urge all of us to participate. I know you have heroes and heroines in your life but as a country we have heroes. We have heroes as county and as great assembly we have heroes. On Friday, H.E. the President Dr. William Samoei Ruto will be in Kericho to lead the celebrations and we have been invited among other Kenyans to grace the occasion in Kericho Stadium. Please be present on time. The seats have been reserved but still under consideration. Just know that being there on time will be of benefit to you personally. Thank you very much.

### QUESTIONS AND STATEMENTS

**Hon. Speaker (Hon. C. Korir):** Hon. members, the following questions and statements are due today, Wednesday 18<sup>th</sup> October 2023 9.30 am:

1. The comprehensive statement sought by Hon. Richard Ruttoh who is also the majority whip on 21<sup>st</sup> September 2023 from the chairperson Committee on Administration Legal Affairs and Citizen Engagement concerning the disbursement of compassionate funds under the county compassionate assistance program. In the statement, the committee should state the current composition of the county compassionate assistance committee and confirm whether the committee is operational by supplying copies of minutes held in the last financial year.
2. Provide details of all applicant and beneficiaries of the funds including the hospitals involved in the provision of healthcare services, the amount allocated to each and disbursement from July 2022 to date.
3. State the plans by the county government if any to review and adjust the funding to facilitate more budgetary allocations o assist the county in managing the significant rise in cases requiring compassionate assistance within the county.

4. Outline the strategies that the government has implemented to enable county public referral hospitals to benefit more from the fund.

Committee on administration.

**Hon. C. Chelangat (Nominated MCA, UDA):** Thank you Hon. Speaker. I am seeing our chair on Administration is not around and we have not yet sat and deliberated on this question. I request for 10 more days to be able to handle this question. Thank you.

**Hon. Speaker (Hon. C. Korir):** I want to remind you Hon. Caroline that this question, you are a member of administration right?

**Hon. C. Chelangat (Nominated MCA, UDA):** Yes Hon. Speaker.

**Hon. Speaker (Hon. C. Korir):** This question was raised on 21<sup>st</sup> September 2023. Is it that you have not sat to deliberate on this matter?

**Hon. C. Chelangat (Nominated MCA, UDA):** Thank you Hon. Speaker. Our chair was away on a special mission. (*Murmurs*) so and we had sat and our chair is mandated to...

*point of order*

**Hon. Speaker (Hon. C. Korir):** What is the point of order Hon. Charles?

**Hon. C. Langat (Boito ward, UDA):** Thank you very much Hon. Speaker for allowing me to raise a point of order. Once the committee has sat and prepare the report, it is either the chair who can move or a vice chair or any member can update the Assembly. Thank you very much.

**Hon. Speaker (Hon. C. Korir):** I think Hon. member you are actually in order. I want to ask you, have you sat? But where is the report?

**Hon. C. Chelangat (Nominated MCA, UDA):** We forwarded the question to the department for action.

**Hon. Speaker (Hon. C. Korir):** I want to caution Hon. Victor Rop. That when you are addressing the chair, you rise up. You do not answer when you are sitting. Hon. Caroline who is a member of committee on Administration, Legal Affairs and Citizen Engagement, do you have a report on this?

**Hon. C. Chelangat (Nominated MCA, UDA):** No.

**Hon. Speaker (Hon. C. Korir):** So you have not sat?

**Hon. C. Chelangat (Nominated MCA, UDA):** I think the chair is answerable.

*(Murmurs)*

**Hon. Speaker (Hon. C. Korir):** Hon. Peter Langat who serves also as the chair Administration, Legal Affairs and Citizen Engagement, there was a question which was raised by the Majority

Whip Hon. Richard Ruttouh on 21<sup>st</sup> September 2023 concerning compassionate funds. It is now evident that from your members that you do not have a report. Do you have a report Hon. Chair?

**Hon. P. Langat (Merigi, INDEPENDENT):** Thank you very much Hon. Speaker. I think we were given this statement and we have it with our clerk. We are not yet ready. Give us a period of one week so that we can actually table.

**Hon. Speaker (Hon. C. Korir):** Hon. Chair, the time that you were given at that time was how much?

**Hon. Speaker (Hon. C. Korir):** If I remember very well, it was 30 days and you were supposing to report back today 18<sup>th</sup>. Please let us take our...

**Hon. P. Langat (Merigi ward, INDEPENDENT):** Because I have not met with the clerk...

**Hon. Speaker (Hon. C. Korir):** You have not met who?

**Hon. P. Langat (Merigi ward, INDEPENDENT):** With our clerk.

*(Murmurs)*

**Hon. Speaker (Hon. C. Korir):** Hon. Chair you see you are the chair. Issues to do with the clerk do not come to this Assembly. You are supposed to deal with it at the committee level. What comes to this Hon. Assembly is a full report. You either tell this Assembly that there is no report and you are not able to dispense with it and you want assistance from a sister or a brother committee to assist you to dispense that duty.

**Hon. P. Langat (Merigi ward, INDEPENDENT):** Thank you Mr. Speaker sir, I besiege that we be given a period of one week.

**Hon. Speaker (Hon. C. Korir):** Hon. Chair that means that you have not discussed the duty which was given to you. By the look of things, I want to caution all the chairs to be in charge of your committees and dispense any matter that is within your jurisdiction within the time stipulated. This is a Hon. Assembly and when directions are given, it is expected that it will be followed to the latter. And that is why you bear the name of Hon. member. Kindly dispense the duties as Hon. members. For today, I will allow you, just only today. Please let us not get any excuses again next week. I expect that next week on 24<sup>th</sup> we have that report in the afternoon. 7 days. Will it be enough to you chair?

**Hon. P. Langat (Merigi ward, INDEPENDENT):** It will be enough.

**Hon. Speaker (Hon. C. Korir):** I have come to think of it and it may not be enough because tomorrow is Thursday and Friday is a holiday. You will only have one day. I will extend it to 26<sup>th</sup>, Thursday to come up with the report.

**Hon. P. Langat (Merigi ward, INDEPENDENT):** Thank you.

**Hon. Speaker (Hon. C. Korir):** Thank you very much. All the members of this committee. It is very important that you dispense with this matter expeditiously. I believe Hon. Richard Ruttoh expected this question to be answered today and it is a great disservice to him considering that he has been waiting for the last one month for this statement please let us take seriously any matter that is within our purview. Let us proceed to question number 2. The comprehensive statement sought by Hon. Richard Ruttoh again on 21<sup>st</sup> September 2023 from the chairperson committee on administration, legal affairs and citizen engagement on the preparedness of the county government in mitigating the effects of the anticipated El-Nino induced climate extremes expected between the months of September and December 2023.

In the statement, the committee should highlight the cross-sectorial preparedness by the County Government in mitigating the adverse effects of the anticipated El-Nino rains to alleviate human suffering and prevent potential environmental degradation. Outline measures and policies put in place on disaster intervention through capacity building for early warning and disaster preparedness and how the same is being applied to mitigate climate-related disasters. State any substantial public sensitization that has been carried out on the impending impact of the anticipated El-Nino weather phenomenon, particularly on vulnerable populations; and ascertain whether the County Government in collaboration with National Government agencies has instituted cross-sectorial collaborative teams to manage any potential adverse effects of the anticipated El-Nino, considering past lessons.

Honourable chair committee on administration, legal affairs and citizen engagement honourable Peter Langat.

**Hon. P. Langat (Merigi ward, UDA):** Hon. Speaker I think we shall still be availing this report after a period of 2 weeks. The grievances that...

**Hon. Speaker (Hon. C. Korir):** Hon. Chair do you think or...kindly retract that statement of I think.

**Hon. P. Langat (Merigi ward, UDA):** I withdraw; we shall actually give the report at the period of...

**Hon. Speaker (Hon. C. Korir):** You were supposed to give the report today, so you don't have the report.

**Hon. P. Langat (Merigi ward, UDA):** We don't have it because this effect of adjournment really affected our sitting. Thank you.

*(Point of order)*

**Hon. R. Ruttoh, Majority Whip (Chemamer ward, UDA):** Hon. Speaker, I am a disturbed man. When I see the committee which I believe they are seriously working on the request or the question raised by honourable members are not even aware that I raised the statement on 21<sup>st</sup> because I thought the first one needed some more time but when it comes to the second statement it is a matter of urgency. We are expecting any time El-Nino and I had requested the committee to give us comprehensive report on the preparedness on how we can mitigate this El-Nino and as we speak today I came late because the route where I was using was totally destructed by heavy rain yesterday and as we speak he is still for 2 more weeks. This time round I want to say that we should honour your directive because this is also one way of failing you as our Speaker.

We need the committee to come back again and give us enough reason not even me alone because I know part of Sigor and the entire Chepalungu are part of the areas which has been identified to be the hotspot of this El-Nino. It is not only me who is demanding for a comprehensive report because very soon the county government will be requesting this Assembly to support in one way or another in facilitating the emerging issue so this time round I don't think it will be vital for honourable chair to request more 2 weeks, he should tell us even in 1 week, it should not exceed 1 week because this is very crucial. Even though the other one is also crucial this is serious which we need to have a comprehensive report. Thank you very much.

*(Point of order)*

**Hon. V. Mutai (Nominated MCA, UDA):** Thank you Hon. Speaker. I wish we also check the Hansard because the same report when honourable Richard Ruttoh asked the statement, the same report that was tabled here from the executive. It was as good as answered.

**Hon. Speaker (Hon. C. Korir):** When was the report availed?

**Hon. V. Mutai (Nominated MCA, UDA):** At the same date hon. Richard Ruttoh was seeking the statement. The same report on disaster preparedness, this El-Nino preparedness was tabled here by the majority leader, kindly check

**Hon. Speaker (Hon. C. Korir):** On disaster preparedness?

**Hon. V. Mutai (Nominated MCA, UDA):** Yes Mr. Speaker.

**Hon. Speaker (Hon. C. Korir):** Alright.

*(Point of order)*

**Hon. P. Langat (Sigor ward, UDA):** Hon. Speaker, the information raised by hon. Vincent Mutai, he is a member on administration and I if the information given in that response answers the question the it was very easy for the committee to retrieve and give us the report today. Is it in

order for the member to give us an excuse that it was tabled? Tabling means that it was given by the majority on request on financial disaster management requested by the majority, it was not actually what was asked by the majority whip. I ask that you give the direction and direct the committee to give us the preparedness of the executive based on the question raised by hon. Ruttoh. Thank you.

**Hon. Speaker (Hon. C. Korir):** Thank you very much, you were rising on a point of order and I think it is not in order for the honourable Vincent, just to ask are you a member of the committee honourable Vincent?

**Hon. Speaker (C. Korir):** Just remember that when a member sought for a statement from executive it should come as a report. Many a times the departments will give their report. It is expected, I believe when the department was giving their report it was not for them, they were not answering the question I believe it was a point of information to this honourable Assembly on the status or what they intend to do however the question asked by honourable Richard deserves a decent answer from the department, if it comes back as a report then well and good if they have another way of responding. However, I am alive to the fact that there was a report actually touching on this El-Nino, the contents are what I am not sure.

Just to be fair to this Assembly I want to request that I'll give a ruling on this in the afternoon at 2:30 pm concerning this question.

*(Point of order)*

**Hon. J. Kipkirui (Singorwet ward, INDEPENDENT):** Hon. Speaker I still find that we often find ourselves in a very awkward situation when a question raised by a member comes in the order paper and the member is not even aware that the question is supposed to be answered in the due date. In my humble submission, it will be very fair if perhaps instead of giving us in the order paper let it come in advance at least a week that a particular chair is supposed to report to the Assembly in maybe a week's time. Alongside that I think the tracking system is not very clear because I remember there was question by hon. Eric Kirui the MCA from Kimulot ward and I believe it must have been due but we have not heard the report from the chair.

**Hon. Speaker (Hon. C. Korir):** The report on pending bills or what?

**Hon. J. Kipkirui (Singorwet ward, INDEPENDENT):** It was a question from the chair that required the chair on labour and public service to report on the following;

- i) Criteria used in ensuring job grades are equitably distributed across all the county wards to ensure county opportunities are equally shared and others.

The question was asked on 6<sup>th</sup> of September, 2023

**Hon. Speaker (Hon. C. Korir):** What was my ruling on that?

**Hon. J. Kipkirui (Singorwet ward, INDENDENT):** You had given 30 days.

**Hon. Speaker (Hon. C. Korir):** Meaning 6<sup>th</sup> of November.

**Hon. J. Kipkirui (Singorwet ward, INDENDENT):** Of October.

**Hon. Speaker (Hon. C. Korir):** And it has not been answered.

**Hon. J. Kipkirui (Singorwet ward, INDENDENT):** Yes Mr. Speaker.

**Hon. Speaker (Hon. C. Korir):** So clerk you look into that matter.

**Hon. J. Kipkirui (Singorwet ward, INDENDENT):** Thank you Hon. Speaker.

**Hon. Speaker (Hon. C. Korir):** Also on your earlier concern every time that I make a ruling kindly use your gadgets, you have in the tablet there is a diary there I don't know whether you know how to use it. Note it somewhere that such and such is required. Again as a chair once the chair has given a direction that you were supposed to give this report on this particular date please adhere to it.

I will also ensure on the part of the clerk section that they remind you on time as you suggested honourable member but it is prudent for all of us to be aware that such and such a question will be ready on this particular date but I would want, clerk, if there is a question or statement that has been sought by any member at any given point of time. Members should be informed a week earlier before they come to this honourable Assembly and the chair to be alert on when to give the statement or the question to be answered.

**Hon. M. Manyei (Nominated MCA, UDA):** Hon. Speaker, sincerely speaking we don't know how to use these gadgets. We are requesting training so that we may understand how to operate it well.

**Hon. Speaker (Hon. C. Korir):** We had training a few weeks ago, how can you purport not to know? Your concern has been noted honourable Monica.

**Hon. R. Ruttoh, Majority whip (Chemamer ward, UDA):** Hon. Speaker, I welcome the request by the honourable member Hon. Monica but also I decline. The reason is that recently you had allowed us to be trained on the same in Nairobi two weeks ago. The team from the ICT department came and trained us but some Hon. Members failed to attend the meeting.

**Hon. Speaker (Hon. C. Korir):** Hon. Monica, did you attend the training?

**Hon. M. Manyei (Nominated MCA, UDA):** Hon. Speaker, Sir, I did attend but I am a slow learner.

*(Laughter)*

*(Hon. C. Langat rose on the point of order)*



**Hon. C. Langat (Boito ward, UDA):** Hon. Speaker, it is not true that Hon. Members did turn up during the training. It could be that most of the Hon. Members were not concentrating but it was a full house, Hon. Speaker.

*(Applause)*

*(Hon. Deputy Speaker rose on a point of order)*

**Hon. L. Rotich (Chesoan ward, UDA):** Hon. Speaker, as you prepare to give a ruling in the afternoon on the Statement that was sought by Hon. Richard Ruttoh to the Committee on Administration, Legal Affairs and Citizen Engagement, the Chairperson of the Committee indicated that he has not met with the clerk of the Committee. It means that the report may be ready. If it is simply meeting and picking the report from the clerk of the Committee, we could perhaps ask the Chairperson to table the report in the afternoon.

**Hon. Speaker (Hon. C. Korir):** Hon. Chairperson, is it just a matter of meeting the clerk of the Committee and picking the report?

Before you answer that, I would like to dispense on the issue of training on the use of iPads. On your iPads, there is a diary on the ‘calendar’ icon. Can you see it, Hon. Josphat?

**Hon. J. Kipkirui (Singorwet ward, INDEPENDENT):** My iPad does not have that icon, Hon. Speaker. That training is important to us to be shown where the calendar is and be assisted to know how to draw the diary.

**Hon. Speaker (Hon. C. Korir):** Clerk-at-the-Table, get me the Hon. Member’s iPad. Let me check whether you have a calendar. Unlock the iPad first before you hand it over.

*(Hon. Member’s iPad handed to the Hon. Speaker)*

Hon. Member, here is the icon. Today is 18<sup>th</sup> October and there is no event marked for today. Note that the calendar in your iPad, acts as your diary. Whenever you have business on a particular day mark it on your calendar so that the iPad can remind you automatically. However, as Hon. Monica had suggested that she is a slow learner, I direct the Clerk-at-the-Table to give you in-house training.

**Hon. S. Changmorik (Longisa, ward UDA):** Hon. Speaker, thank you. I was listening to the proceedings of this Assembly. There are ways of responding to Questions asked by Hon. Members. The Committee after receiving a response from the Executive, should give it out in a report form. If it is unsatisfactory, they can summon the CECM to visit the Committee and answer the Questions verbally.

Regarding the issue of iPads, we all have them. We just need to be serious about these Statements because they will assist us in the oversight role that we have been given as an Assembly. Hon. Speaker, thank you.

**Hon. Speaker (Hon. C. Korir):** Communication is not a challenge. As Hon. Changmorik has suggested, it just boils down to seriousness.

Hon. Chairperson, Committee on Administration, Legal Affairs and Citizen Engagement you were supposed to answer a question by Hon. Deputy Speaker.

**Hon. P. Langat (Merigi Ward, INDEPENDENT):** Hon. Speaker, Sir, thank you. My stand still remains the same. I still request that we be given two weeks...

**Hon. Speaker (Hon. C. Korir):** Hon. Chair, the concern of the Deputy Speaker is that the report could be ready and that if it is just a matter of meeting the clerk of the Committee then probably by today's afternoon sitting you will have the report.

**Hon. P. Langat (Merigi, INDEPENDENT):** Let me confirm from the clerk. If he has the report, we will table it in the afternoon.

*(Hon. C. Langat rose on a point of order)*

**Hon. C. Langat (Boito, UDA):** Hon. Speaker, I think the chair is not serious. The report belongs to the Committee and not the clerk of the Committee.

**Hon. P. Langat (Merigi, INDEPENDENT):** Hon. Speaker, we met the Executive with the Hon. Member who asked the Question. He was present. We have developed a report and we were to have a special sitting to ...

*(Hon. R. Ruttoh rose on a point of order)*

**Hon. R. Ruttoh, Majority Chief Whip (Chemaner, UDA):** Hon. Speaker, Sir, is it in order for the chair to suggest that just because I joined him as a friend to the Committee, I deserved not to be answered. I went there on my private mission. Fortunately, I found the Chair seated alone while expecting members of his Committee. I saw it necessary to give him company and not because I was seeking for the answers to the Question that I asked. It is unfair. Ask him to withdraw that statement.

**Hon. Speaker (Hon. C. Korir):** Hon. Chairperson, withdraw that statement.

**Hon. P. Langat (Merigi, INDEPENDENT):** He was invited but I withdraw. Thank you.

**Hon. Speaker (Hon. C. Korir):** Hon. Members, I urge you to take these businesses seriously. I expect all the Committees that have Questions to seek responses with all the zeal because it affects the great people of this county. We are failing them when we fail to follow directions. Time is also of the essence.

Hon. Peter Langat, you have two assignments and it looks like your Committee is not serious enough. I direct that you give the response to the Question on County Compassionate on Thursday 26<sup>th</sup> October 2023 whereas this one on El Nino preparedness, you will give a response tomorrow afternoon.

Hon. Richard, is that in order with you?

**Hon. R. Ruttoh, Majority Chief Whip (Chemaner ward, UDA):** It is in order, Hon. Speaker.

***ADJOURNMENT***

**Hon. Speaker (Hon. C. Korir):** There being no other business, this Assembly stands adjourned to today Wednesday 18<sup>th</sup> October 2023 at 2:30 p.m.

*The Assembly rose at 10:20 am*