

KERICHO COUNTY ASSEMBLY

THE HANSARD

Second Assembly

Thursday, 12th September 2019

(The House met at 2.30p .m.)

[Speaker (Hon. Dominic Rono) in the chair]

PRAYERS

The Speaker (Hon. Dominic Rono): Let's proceed.

NOTICES OF MOTION

The Speaker (Hon. Dominic Rono): I have received notice of motion from Hon. Edith Kaptich maybe she can give the notice.

Hon. Edith Kaptich Thank you Mr. Speaker for giving me an opportunity so that I can give this honorable House a notice of motion. I beg to give this notice of motion that aware that as per Standing Order 229 provides that

(a) A member intending to travel outside Kenya whether in an official capacity should give to the Assembly a written notice indicating the destination they are intending to visit,

(b) The Date of the intended visit,

(c) The email, Telephone contact, postal or Physical address of the member during the period of absence from Kenya;

Further aware that Honorable Paul Chirchir Member of the County Assembly representing Kapsoit Ward travelled to Singapore. Concerned that the said member failed to give a written Notice to the Speaker with that effect indicating the destination intended to be visited, the dates

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of the intended travel and period of absence from Kenya, the email, Telephone Contact, postal or Physical address of the member during the period of absence from Kenya.

Noting that the said member failed to comply with the rules and procedures which governs this honorable House I urge this honorable House to resolve that the following member be removed from his leadership position one Honorable Paul Chirchir, Chairman Public Works Roads and Transport. Thank you Mr. Speaker.

The Speaker (Hon. Dominic Rono): Thank you. Sergeant at arms please remove the Honorable member. So the Honorable Caroline Soi there is a paper you need to table with respect to the calendar next week.

Hon. Caroline Soi: Thank you so much Mr. Speaker for giving this chance so that I may table the order of business for the coming week. Before that I want to take this chance to welcome everyone back from the recess. I am sure we all enjoyed and we thank God for bringing us back and again. I would like to pass a message of condolence to the family of Honorable Erick Koskei of Kapsaas for the loss of his brother thank you very much.

Tuesday afternoon that is 17th September 2019 is when the committee on Governance, Labour and Social Welfare status report on the abolition and establishment of offices in Agriculture, Livestock and Fisheries. Health Department Bills, Kericho County Taxi Cabs Bill 2019, second reading, Committee of the Whole House and the third reading. Also the County Inspectorate Service Bill 2019 second reading and Committee of the Whole House and the third reading.

The Speaker (Hon. Dominic Rono): Yes Hon. Sammy Rono.

Hon. Sammy Rono: We are not safe here Mr. Speaker, we cannot be sitting...

The Speaker (Hon. Dominic Rono): The Sergeant At Arms is dealing with the issue, please proceed Hon. Caroline Soi.

Hon. Caroline Soi: So, thank you very much. On Wednesday morning, 18th September 2019, we shall have the bills, Kericho County Enforcement of Social Economics Rights Bill 2019,

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second reading, Committee of the Whole House and the third reading. On Wednesday afternoon, 18th September 2019, we shall have Bills that is the Kericho County Lake Region Economic Bill 2019 second reading, the Committee of the Whole House and the third reading. On Thursday 19th September 2019, we shall have the report on statements raised by Hon. Esther Tonui on the status of Muhoroni Sugar Company. We shall also have reports on statements raised by Hon. Erick Bett on the status of revenue collection in chemists and private hospitals in Kericho County. Thank you very much.

The speaker (Hon. Dominic Rono): Thank you please lay the paper on the table, Hon. Caro Soi, you lay the paper on the table. The paper is deemed to be laid on the table.

The Speaker (Hon. Dominic Rono): Just one second the Clerk. There was a statement that was to be raised by Hon. Paul Chirchir, Member of the County Assembly of Kapsoit with respect to tea bonus.

Hon. Hezbon Tonui: Point of Order Hon. Speaker.

The speaker (Hon. Dominic Rono): Yes Hon. Hezbon Tonui?

Hon. Hezbon Tonui: Thank you Hon. Speaker Sir, I heard Hon. Soi tabling whatever it is proposed in the House Business. I did not hear the report on rules and procedures. Maybe the Vice Chair can clarify that.

The Speaker (Hon. Dominic Rono): The Vice Chair House Business Committee, what is the report on rules and procedures?

Hon. Caro Soi: Thank you very much we are going to have that one next week Hon. Hezbon.

The Speaker (Hon. Dominic Rono): Thank you, so as I was saying, there was a statement to be raised by Hon. Paul Chirchir. So Paul Chirchir? Next order then! Hon. Grace Koech you had the statement? Please raise it.

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Hon. Grace Koech: Thank you so much Hon. Speaker for giving me this opportunity to raise this statement.

Mr. Speaker Sir, Pursuant to Section 9 of the County Government Act, 2012 and Kericho County Assembly Standing Order number 45(2) (c) I wish to seek a statement regarding the Kericho County Enterprise Fund:-

- i. How much money has been appropriated as the Kericho County Enterprise Fund since inception?
- ii. How many women have benefited from the Kericho County Enterprise Fund loans?
- iii. How much money has been loaned out to women? How much has been recovered in terms of repayment?
- iv. How much money is in the account of the Kericho County Enterprise Fund?
- v. What plans has the department put in place to ensure that the women of Kericho County benefit from the Kericho County Enterprise Fund and that the revolving fund is grown to benefit more women especially at the Sub - County level?

Thank you very much.

The Speaker (Hon. Dominic Rono): Thank you, the Chairman Trade and industrialization?

Hon. Joseph Kirui (Chairman Trade and Industrialization): Thank you Mr. Speaker Sir for giving me this opportunity so that I can respond to this statement of Honorable Grace Betty Koech. Within fourteen days I will respond to it.

The Speaker (Hon. Dominic Rono): Within fourteen days Chairman will respond, thank you. Next order!

THE KERICHO COUNTY REVENUE ADMINISTRATION AND MANAGEMENT BILL 2019 SECOND READING

The Speaker (Hon. Dominic Rono): Chairman Finance and Economic Planning; this is the second reading, the first reading is deemed to have been done when we committed the Bill to the Committee. So maybe we can have the highlights of the bill.

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Hon. Alex Bett: Thank you Honorable Speaker for giving me this opportunity so that I can present the Kericho County Revenue Administration and Management Bill 2019.

The Speaker (Hon Dominic Rono): Please proceed

Hon. Alex Bett: Allow me to go to page 9 that is The Memorandum of Objects and Reasons. A principle object of devolution under Article 174 of The Constitution of Kenya is to promote social and economic development. Sustainable development is a national value under Article 10 of the constitution which binds all persons in Kenya. Article 175 of The Constitution of Kenya requires County Governments established there under to reflect the principles of devolved government that includes the principle that they shall have reliable sources of revenue to enable them to govern and deliver services effectively a major and principle of government revenue is taxation and levying of fees and charges for the services delivered. Article 209 2 of the constitution reserves to County Government the power to impose the taxes stated in Article 209, iii, further, Article 209 IV of the constitution of Kenya read together with part two of the forth schedule there to gives counties the power to impose fees and charges for services provided and for regulatory purposes in respect to certain licensed activities. The taxes, fees and charges imposed and levied ought to be prudently used for service delivery to a transparent and accountable process. This bill provides a system for collecting, receiving and accounting for taxes, fees and charges in the county it converse the general power and responsibility for administration of county revenue law, on a public official who is to be held accountable for that administration. To achieve the above purpose the bill sets out additional relevant administrative and enforcement provision relating to revenue legislation. The enactment of this bill into law does not occasion additional expenditure of public funds. Thank you, Honorable Speaker.

The Speaker (Hon. Dominic Rono): Thank you. So next order. There is The Kericho Rating Bill 2019. Chair Finance and Economic Planning.

THE KERICHO RATING BILL, 2019 (SECOND READING)

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Hon Alex Bett: Thank you once again Honorable Speaker for giving me this opportunity so that I can present Kericho Rating Bill, 2019 for Second Reading.

Memorandum of Objects and Reasons, Article 209(iii) of the Constitution provides for imposition of property rates by the County Government. The Bill gives effect to that exclusive county taxing power by providing for the imposition and collection of the property rates. The Bill relies on the property valuation in place under the national valuation for rating Act Chapter 266 the enactment of this Bill does not occasion additional expenditure of public funds. Thank you Honorable Speaker.

(Adjournment)

The Speaker (Hon. Dominic Rono): Thank you honorable members there being no other business the Assembly stands adjourned until Tuesday 17th at 2:30 in the afternoon. Thank you.

(The House rose at 2.55 pm)

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