

KERICHO COUNTY ASSEMBLY

THE HANSARD

Second Assembly

Fifth Session

Wednesday 10th March, 2021

(The House met at 2.30 p .m.)

[Deputy Speaker (Hon. Joshat Rutto) in the Chair]

PRAYERS

The Deputy Speaker (Hon. Joshat Rutto): Honorable members welcome to this afternoon session.

NOTICES OF MOTION

The Deputy Speaker (Hon. Joshat Rutto): Honorable Eric Bett!

Hon. Eric Bett: Thank you Mr. Speaker. I beg to give Notice of the following Motion:

That aware that Schedule 4 Part 2 of the Constitution of Kenya 2010 under the eight functions bestows the County Government with a role of County Planning among other functions;

Further aware that Article 62 Sub Article 2 states that a *public land shall vest in and be held by a county government in trust for the people resident in the county, and shall be administered on their behalf by the national land commission...*

Concerned that the County Government of Kericho has not been able to take charge of the assets inherited from the defunct county councils despite the transfer of assets by the Inter-Governmental Relations Technical Committee (IGRTC);

Rehabilitation land located within Kericho Town adjacent to the Prisons and along John Kerich road is a property of the county Government of Kericho previously owned and held by the Defunct County Council of Kipsigis;

Noting that there is an intention by the Judiciary to take over the Land and premises of the Rehabilitation Centre without the consent of the County Government of Kericho in this case the County Assembly approval has not been sought nor any public participation done with the users/beneficiaries of the Kericho town Rehabilitation Centre.

Further noting that the Rehabilitation Centre is a land in dispute between the County Government of Kericho and the National Government department of Social Services and that the County has done little to reclaim back the said land now in dispute.

I urge this Honorable House to resolve that:-

1. The County Executive Committee Member Lands, Physical Planning, Housing and Settlement notifies the County Assembly of the ownership of the Kericho town rehabilitation land within 7 days upon the approval of this motion;
2. The County Executive Committee Member Lands, Physical Planning, Housing and Settlement informs the County Assembly on the procedures and intention to take over by the Judiciary on Kericho Town Rehabilitation land;
3. The County Executive Committee Member Lands, Physical Planning, Housing and Settlement inform the County Assembly on the progress of registration of all public land belonging to the County Government of Kericho;
4. The Persons Living With Disabilities (PLWDs) living, working and occupying the land

should not be evicted either by the judiciary or any other agency/ies before approval of the County Assembly is sought.

Thank you Mr. Speaker;

The Deputy Speaker (Hon. Josphat Rutto): Thank you Honorable Eric Bett. Next order.

**MOTION (CHAIRMAN BUDGET AND APPROPRIATION
COMMITTEE.)**

The Deputy Speaker (Hon. Josphat Rutto): Chairman with the interest of time you can start from page six.

Hon. Collins Biegon: Thank you Mr. Speaker. I urge that this house adopts the report of the Budget and Appropriation Committee on the Kericho County Fiscal Strategy Paper 2021. The County Fiscal Strategy Paper is a Government policy document that sets out the broad strategic priorities and policy goals that will guide County government in preparing the budget for the next financial year. The policy direction of the CFSP is typically informed by the policies outlined in the various government policy documents such as the Vision 2030, Medium term plans, and Sectoral Strategic plans as well as the strategic interventions. The County Fiscal Strategy Paper (CFSP) therefore provides broad strategic direction that will guide the County government in formulating their annual budget for a given financial year.

Mr. Speaker Sir, for the County Fiscal Strategy Paper to provide strategic policy information, it requires the annual development plan to be provided and disseminated so as to link the budget to our county development agenda. In future, the departments should endeavor to cooperate with the committee by submitting programmes and other supporting documents on time and when requested.

Adherence to the Legal Framework for the County Fiscal Strategy Paper

Mr. Speaker Sir, the format and content of the County Fiscal Strategy Paper should be in line with provisions of the various relevant legal instruments such as the Public Finance Management Act 2012, the Public Finance Management Regulations, 2015, the Standing Orders and any other relevant policy. In reviewing the CFSP, the committee established that to a large extent, the 2020 CFSP has complied with the provisions of the law and has provided most of the required information. However, there were concerns with regard to some information not being provided.

Furthermore, Mr. Speaker, the County Assembly is the budget making institution of this county constitutionally. As such, any recommendations on the budget should be taken seriously especially if these are tied to existing legal provisions. Since failure to provide this information inhibits County Assembly review of CFSP and estimates, the House must take necessary measures, including censuring the relevant departments, to ensure that the failures are addressed.

The CFSP should at all times conform to the following legal provisions and principles:

- i. Compliance with Articles 201 of the Constitution of Kenya 2010;
- ii. Compliance with section 117 of the Public Finance Management Act, 2012;
- iii. Demonstrate linkages to other planning documents namely C-BROP, CIDP, ADP;
- iv. Should show priority areas that the county undertakes;
- v. Revenue sources;
- vi. Ceilings and programmes of the various departments;
- vii. The proof that public participation on CFSP was done; and
- viii. The proof of county executive committee approval.

We move to Resource Envelope; The County Government of Kericho is earmarked to receive Kshs.. 6.4 billion from National equitable share. Other sources of revenue include, local revenue of Ksh.299.5 million, FIF of Kshs. 184.4 million, DANIDA fund Kshs. 15.3 million, Transformative health system Fund(World Bank) Kshs. 71.5 million, Kenya Climate Smart Agriculture Project(World bank)Kshs. 294.5

Other conditional grants include RMLF of Kshs. 162.2 million, User fee reimbursement of Kshs. 18 million and Development of Youth Polytechnic fund of Kshs. 22.8 million.

The total revenue amounts to Kshs. 7.5 billion. The recurrent expenditure stands at Kshs. 4.83 billion which represent (64%) of the total amount and Kshs. 2.68 billion as development vote (36%).that means we are within the law with regard to that.

Mr. Speaker Sir, allow me to highlight details of sectoral ceilings as per the committee observations:-

Public Works, Roads and Transport

The departmental development and recurrent ceilings amount to Kshs. 780 million and Kshs. 86 million respectively.

Agriculture, Livestock and Fisheries

The new ceilings for the department as are Kshs.373 million and Kshs. 171 million for development and recurrent expenditure respectively.

Water, Environment, Energy, Forestry and Natural Resources

Mr. Speaker Sir, The department was allocated Ksh.230 million for the development expenditure while Kshs. 124.9million is for recurrent expenditure respectively.

Trade, Industrialization, Tourism, Wildlife and Co-operative.

The departmental development ceiling is Kshs. 52 million and recurrent ceiling is Kshs. 70.9 million as per the CFSP 2020/2021.

Health

The department's development ceiling has been set at Kshs.229.9 million and the recurrent ceiling was set at Ksh. 2.25 billion.

Education, Child Welfare and Vocational Training

The department was allocated Kshs.156 million and Kshs.378.8 million for development and recurrent expenditures respectively.

Land, Housing, Physical Planning and Settlement

Mr. Speaker Sir, The department was allocated Kshs.152 million and Kshs. 80.7 million for development and recurrent respectively.

Municipal Boards

Kericho and Litein Municipal boards have been allocated Kshs. 14 million and Kshs. 10 million to be shared equally for recurrent and development respectively.

Information, Communication and E-Government

The development vote ceiling was retained at Kshs. 30.7 million and the recurrent vote ceiling was set at Kshs. 64.8 million.

Public Service Management and Administration

The public service Management and administration was allocated Kshs.6.4million for development and Kshs.386 million for recurrent expenditure.

County Public Service Board

The County Public Service Board's recurrent expenditure ceiling was capped at Kshs. 58 million. As we all know that the department has no development.

Finance and Economic Planning

The departmental ceiling for development and recurrent expenditure amount to Kshs.87.8 million and Kshs. 300 million respectively

Office of the Governor and the Deputy Governor

The recurrent vote ceiling has been allocated Kshs.127 million.

County Assembly

The County Assembly development amounts to Kshs. 7.4 million. The recurrent expenditure stands at Kshs. 719.7 million for personal emoluments and operations.

The Committee introduced a line item for construction of an office block and chambers for County Assembly.

Mr. Speaker, I wish to thank the Offices of the Speaker and the Clerk for the support and the entire County Assembly for their trust to the committee and by extension the committee members for their tireless effort and commitment in production of the report. So thank you Mr. Speaker Sir, I want to urge Hon. Cheruiyot Bett to second.

Hon. Cheruiyot Bett: Thank you very much Mr. Speaker for giving me this opportunity to second this motion that is sponsored by the Chair Budget and Appropriation Committee concerning the Kericho County Fiscal Strategy Paper 2021. Let me begin by applauding the good work that was done by Hon. Collins Biegon together with the honorable members of the budget and appropriation committee. I think this is one of the best CFSP report that has been tabled in recent years, why I am saying so Mr. Speaker is because each and every Member of the County Assembly or each and every ward has their issues captured differently unlike the other years where things were not captured properly. I want to urge the Budget and Appropriation committee once we approve this CFSP, you know this is a document that informs the appropriation act or budget making process for next financial years when we will be doing our budget. I know it will be very simple because I know already ceilings has been set in every department and those ceilings are not there for decorations at least for once when it comes to the ceiling for example ceiling for agriculture we know each and every ward will get how much in that department of agriculture. This is because there is a very good schedule there at the back of this report where each and every ward has been captured especially concerning the development

expenditure. I want to inform the honorable members that this should be the last budget that we are going to implement as a County Assembly so if we follow this schedule properly Mr. speaker and the county executive also implement the budget that we are going to approve probably towards the end of June, I know we will get our re-election but otherwise this is a good paper and when we approve things here the executive must also follow, we need to fast track each and every development that has been put here. I can see there are a lot of programmes that have been introduced for example maybe the Kerenga airstrip. If it is possible let the department fast track so that at least you know it is a contentious issue but now that we are in agreement that the Kerenga airstrip is going to take shape then it is the work of the county executive to make sure that, that airstrip now comes to reality. I saw the Honorable Speaker was posting yesterday in our group that there is a plane that he wants to buy and we all commented that the airstrip is now very important because we've already seen that someone is planning to buy a plane, so maybe I will also buy one Mr. Speaker who knows? Otherwise I want to urge the honorable members to support this report the way it is and we follow it up to its conclusion. When it comes to the appropriation, I want to thank most sincerely as the chair for committee on education, the Member of County Assembly representing the good people of Kipchebor because I can see he added Ksh. 9 million in education department and that will not go unnoticed. Of course I have Ksh. 6 million. I was the one to congratulate Tendeno Mca for putting Ksh. 6 million and another one here Litein ward, Honorable Alex for at least making sure that he have Fifty two extra. There are people who want us in education to have Fifty two extra from the one that they sent from the executive and that's a positive move Mr. Speaker. Otherwise I do second this very important report. Thank you, Mr. Speaker.

The Deputy Speaker (Hon. Josphat Rutto): Thank you Honorable Cheruiyot Bett the representative member of Ainamoi ward.

(Question put and agreed to)

The Deputy Speaker (Hon. Josphat Rutto): Honorable members you can now debate on it. Any member? Member from Kipchebor?

Hon. Erick Bett: Thank you Mr. Speaker, being a member of the budget committee, I wish to thank the secretariat and all the members because we have gone through this entire document and I don't want to take a lot of time because I have just confirmed that this is what we agreed in safe and speed, and therefore I wish to say that I put my support on this document and being the chair on committee and Implementation we will ensure that all this programmes, all this money will be implemented together with the sectorial committees that will be in charge of oversighting the departments. I wish to say that this is the last budget that we will be able to really implement before our time comes to an end. So I fully support this report and I say this particular ceiling have an impact in our wards. Thank you Mr. Speaker.

The Deputy Speaker (Hon. Joshat Rutto): Thank you Hon. Bett, any other member? Hon Chief whip.

Hon. Gilbert Ngetich (Majority Whip): Thank you Mr. Speaker for this opportunity you have given unto me. Could be to applaud the team on budgetary committee for the work well done, I have seen the allocation which we really discussed, it is well done. On behalf of the chair let me just applaud the vice chair who is here for the good work done. I think this CFSP we are now seeing each and every ward is really feeling happy, because our main theme of existing here as leaders is to make each and every part of this County of ours feel better and for the consideration we really placed in this CFSP, we are really proud and I am sure that each and every MCA will have something to take home. So without much ado let me urge the honorable house that we endorse this particular document and we have it implemented immediately after June. Thank you very much Mr. Speaker.

The Deputy Speaker (Hon. Joshat Rutto): Thank you Honorable Chief Whip. Any other member? Honorable member representing people of Kapsoit?

Hon. Paul Chirchir: Thank you very much Mr. Speaker for giving me this opportunity. I rise to support this report. Budget making process is a very important exercise that we really need to pay a lot of attention. The County Fiscal Strategy Paper informed the budget that we are passing

in June, and resources are shared equitably and I want to urge all the other honorable members that we support and adopt this report as tabled by honorable chair budget, thank you.

The Deputy Speaker (Hon. Josphat Rutto): Thank you, any other member may be before I give the mover of the motion to reply, if there is none I will give to Hon Chair budget.

Hon. Collins Biegon (Vice Chair Budget): Thank you Mr. Speaker, I think I want to appreciate all the members who made input in the Budget Committee more so for the tireless work. We were given this CFSP with a deadline and I am happy we were able to achieve that dead line, may be just to inform members who might be having this document and have not perused through all of it, at the back page is a schedule for all the wards and the allocations and what we agreed upon. So thank you Mr. Speaker sir.

(Question put and agreed to)

(Adjournment)

The Deputy Speaker (Hon. Josphat Rutto): Since we don't have any other business, this House stands adjourned till Tuesday next week at 9:30 in the morning.

(The house rose at 3pm)

