

KERICHO COUNTY ASSEMBLY

THE HANSARD

Second Assembly

Fifth Session

Wednesday 1st December 2021

(The House met at 9.30 a.m)

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

PRAYERS

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

COMMUNICATUION FROM THE CHAIR

The Speaker (Hon. Dominic Rono): So honorable members we have received a report of the Auditor General on the Financial Statement of Kericho County Emergency Fund for the financial year ended 30th June 2019. I will commit this report by the Auditor general with respect to the emergency fund to the committee on Public Accounts. We have also received a report of the Auditor General with respect to Kericho County Executive Staff Mortgage Scheme Fund for the year ended 30th June 2019. I will therefore commit this report to the Public Accounts committee for them to look at and render a report to the House. Thank you. Next order!

NOTICES OF MOTION

The Speaker (Hon. Dominic Rono): Is there notice, the Hon Alex Bett?

Hon. Alex Bett (Member for Litein Ward, Chairman Finance and Economic Planning):

Thank you Mr. Speaker for giving me this opportunity that I may give a notice of the following motion; That this House adopts the report of Finance and Economic Planning Committee on the Kericho County Pending Bills as at 30th Nov 2021. Thank you.

The Speaker (Hon. Dominic Rono): Thank you, next order!

**THE KERICHO COUNTY FINANCE BILL 2021 SECOND
READING**

The Speaker (Hon Dominic Rono): The Hon. Hon Alex Bett!

Hon. Alex Bett (Member for Litein Ward, Chairman Finance and Economic Planning):

Thank you Hon. Speaker for giving me this opportunity once again that I may read the Finance Bill. The object of this Bill is to impose or various fees, cess and charges for various services provided by the county. Part one of the Bill provides preliminary provisions, part two provides for the licenses charges, plots or house rent cess or market fee to be paid to the county for services. It also provides for amendments to the act. Part three of this Bill provides for the appointment and duties of an agent in respect to collection of revenue for the county, it also provides for the mode of payment of revenue to the county. Part four of the Bill provides for general penalty for offences committed under the Bill, offences by the county staff and penalty of the offences. Part V of this Bill provides for miscellaneous savings and cessation of rates, fees, licences, cess or remit applicable before commencement of this Bill. Thank you.

The Speaker (Hon Dominic Rono): Thank you. Next Order!

**THE KERICHO COUNTY FINANCE BILL 2021
COMMITTEE OF THE WHOLE HOUSE**

(The Speaker Leaves the Chair)

(The Chairperson takes the Chair)

The Chairman (Hon. Josphat Rutto, Member for Soin Ward): Welcome Honorable Members so that we can go through the Finance and Economic Planning Bill that is **the Kericho County Finance Bill 2021 Bill No. 12**. I believe you have the soft copy that was sent yesterday to your phones. Hon. Chirchir!

Hon. Paul Chirchir (Member for Kapsoit Ward): Thank you Mr. Chairman for giving me an opportunity to raise an issue that I think is of importance to all of us. Finance Bill is a very important document that guides most of the activities for the whole year in our Assembly and at the Executive. I will request that if it is possible, you give us a few hours to go through it because you have just given it to us and you expect us to pass it. This is not a document that we can just pass it like that. We do not want to just rubber stamp it for the sake of it in the name of timelines. That is my humble request so that we do not bind ourselves with documents that we do not know the content. Thank you.

The Chairman (Hon. Josphat Rutto, Member for Soin Ward): Thank you Hon. Chirchir. May be for your information, I understand that this Bill was there five days ago since we did it in Kisumu which may be you were not present. But in case you have any amendment, you can take your time so that you can go through. Thank you.

Honorable members just in case you have anything to add or move any amendment, this is the right time for you to do so. There are some parts in this Bill that has no issue so I will make a proposal on this Clause 1 to Clause 15

(Question proposed)

(Question put and agreed to)

The Chairman (Hon. Josphat Rutto, Member for Soin Ward): Majority Leader!

Hon. Hezron Ngetich (Member Chilchila Ward, Majority Leader): Thank you Chairman for giving me this opportunity so that I can raise some amendments, remember last financial year when we were doing the same financial Bill, we did some amendments on the part pertaining the

zoning and what we did last which I think should remain is on the part of the zoning whereby we had proposed that Ainamoi and Fortenan be removed from zone B and be taken to zone C. I think that was the issue. Otherwise everything will remain the same. So am proposing that amendment and am requesting honorable Collins Biegon to second this amendment. Thank you.

The Chairman (Hon. Josphat Rutto, Member for Soin Ward): Honorable Collins Biegon!

(Hon. Collins Biegon (Member for Kapkugerwet Ward) bows in secondment)

(Question proposed)

The Chairman (Hon. Josphat Rutto, Member for Soin Ward): Any comment, that is a proposal;

(Question put and agreed to)

The Chairman (Hon. Josphat Rutto, Member for Soin Ward): Then we continue in page 9 (nine) part 1 that is Finance and Economic Planning.

PART I

THAT Part I of the Bill be amended by deleting the figures “2,400” and replacing with the figures “5,000” on Sale of CIDP

(Question proposed)

The Chairman (Hon. Josphat Rutto, Member for Soin Ward): I hope you are getting where we are right now, that is page nine (9) of the Bill (yellow).

(Question put and agreed to)

PART II

THAT Part II on Stock Local Movement Permits be amended by deleting the word “**instance**” and replacing with the word “**head**” on Cattle, Sheep/Goats ,pigs ,dogs and cats

THAT Part II on Stock Local Movement Permits be further amended by deleting the word “ **instance**” and replacing with the word “**head**” on poultry and fish and be further amended by deleting the figures “50” on poultry and fish and replace with figures “20”.

THAT Part II of the Bill on meat inspection fees be amended by deleting the figure “5” on poultry/rabbits and replace with the figure “10”

THAT Part II of the Bill on tea transportation permit be amended by deleting the figures “4,700” on pick up and replace with the figures “3,000”

THAT Part II of the Bill on tea transportation permit be amended by deleting the figures “7,000” on canter and replace with the figures “5,000”

THAT Part II of the Bill on tea transportation permit be amended by deleting the figures “20,000” on agricultural Aircraft/landing/spraying fee and replace with the figures “50,000”

THAT Part II of the Bill on hay sale be amended by deleting the figure “10” and replace with the figure “5”

THAT Part II of the Bill on hay sale using pick up be amended by deleting the figure “100” and replace with the figure “200”

THAT Part II of the Bill on coffee licensing fees be amended by deleting the figure “1,000” and replace with the figure “10,000” on pulping station licence

by deleting THAT Part II of the Bill on coffee licensing fees be amended by deleting the figure “50,000” and replace with the figure “100,000” on commercial coffee millers license-Over 10,000 MT CC

THAT Part II of the Bill on coffee licensing fees be amended the figure “25,000” and replace with the figure “50,000” on commercial coffee millers licence-5,000-9,999 MT CC

THAT Part II of the Bill on hay per bake be amended by deleting the figures “200” and replace with the figures “150” on Soin ATC Goods and Services

PATRICIA 17-24

THAT Part II of the Bill on hay sale using pickup be amended by deleting the figure “100” and replace with the figure “200”

THAT Part II of the Bill on coffee licensing fees is amended by deleting the figure “1,000” and replace with the figure “10,000” on pulping station license.

THAT Part II of the Bill on coffee licensing fees be amended by deleting the figure “50,000” and replace with the figure “100,000” on commercial coffee millers license-Over 10,000 MT CC

THAT Part II of the Bill on coffee licensing fees be amended by deleting the figure “25,000” and replace with the figure “50,000” on commercial coffee millers licence-5,000-9,999 MT CC

THAT Part II of the Bill on hay per bake is amended by deleting the figures “200” and replace with the figures “150” on Soin ATC Goods and Services.

The Chairman (Hon. Josphat Rutto, Member for Soin Ward): Chair you can respond to that amendment.

Hon. Alex Bett (Member for Litein Ward, Chair finance and Economic Planning):

Thank you chair for giving me this opportunity that I may respond to the various amendments.

Starting with the first one I would want to take members to page 9 of this Bill the yellow copy. If you go to page 9 the lower part where it talks about stock movement, in fact it's the last part on that page you will see where it is written stock local movements permit. Where we have said cattle 1-20, it's talking about per instance 50. Actually when we sat down and by good luck we were all there when we were discussing this, we saw that it was not making sense to say that we charge only 50 shillings for one to twenty cows, so we decided that instead of charging 50 shillings for 20 cows, we charge per head. Instead of per instance we will now remove where it talks about 1-20 and we will say per head we will be charging 50 shillings.

The other amendment we are talking about is by removing the word per instance and replacing it with the word per head. Then part 2 on stock movement where we are saying we are further amending by deleting the word instance and replacing it with the word per head.

On poultry the amendment is by deleting the word 50 and replacing it with the word 20 shillings. I think after looking at it if we were to charge for fish, if we are charging a cow 50 shillings I think it doesn't make sense to charge poultry also 50 shillings so we reduced for poultry from 50 to twenty shillings. I think that one we were just merging the figures so that if we are charging cows 50 shillings then for poultry and fish I think it makes sense to also reduce it to twenty shillings. Part 2 of the Bill on meat inspection fees is amended by deleting the figure 5 on poultry, rabbits and replacing with the figure 10 shillings. That one also is on the lower part, it's on page ten under the heading meat dispatch transport permit, where if you come there you will see where it is

indicated 5 shillings. I think 5 shillings members, after looking at it no longer makes sense so we removed the figure 5 shillings on poultry and rabbits and replace it with the figure ten shillings. Part 2 of the Bill on tea transport permit be amended by deleting the figures 4,700 on pick up and replacing with the figure 3,000 that is on page 11 the lower part also, on agricultural produce cess tea transportation permit green tea retailers. The first item there is pick up, initially we were charging 4,700 but after consulting with members who have knowledge on that industry, we decided that 4,700 was on a higher side so we reduced it from 4,700 to 3,000 that's on page 11 the lower part the last portion. Again part 2 of the Bill on tea transport permit be amended by deleting the figures 7,000 on canter and replace with the figure 5,000 its on number 2 after pick up we come to canter so 7,000 also we saw it to be on a higher proportion so we reduced it from 7,000 to 5,000. Part 2 of the Bill on tea transportation permit is amended by deleting the figures 20,000 on agricultural aircraft landing spray fee and replace the figures with 50,000 that is the first item on page 12. This are the charges that we usually charge those multi nationals for air craft landing and spraying fee, members saw that 20,000 for multi nationals were on a lower side so that one we raised it to 50,000. THAT part b of the Bill on hay sale is amended by deleting the figure ten and replacing with the figure 5. When we looked at hay say members saw that charges and taxes on hay, the profits that farmers make on hay sale was too low so to charge 10 shillings per hay was also on a higher side so we decided to reduce kit from ten shilling per hay to 5 shillings.

THAT Part IX of the Bill on monthly stickers due before 5th every month on Boda Boda in **Zones A, B& C** be suspended for a period of one year.

Hon. Alex Bett (Member for Litein Ward, Chairman Finance and Economic Planning):

THAT Part II of the Bill on hay sale be amended by deleting the figure “10” and replace with the figure “5”

We decided to reduce the hay sale from 10 to 5 shillings per hay

THAT Part II of the Bill on hay sale using pick-up be amended by deleting the figure “100” and replace with the figure “200”

On the same page that is page 12, after reducing hay sale from 10 to 5 we come to hay sale using pick-up and we did not saw it appropriate to charge 100 for transportation of a whole pick-up and we decided to charge 200

THAT Part II of the Bill on coffee licensing fees be amended by deleting the figure “1,000” and replace with the figure “10,000” on pulping station license

That is also the same line with coffee licensing fees we increased after consulting with members from coffee growing areas who advise us that 1000 for a pulping station is very low and we suggested that 10,000 for a pulping station is appropriate.

THAT Part II of the Bill on coffee licensing fees be amended by deleting the figure “50,000” and replace with the figure “100,000” on commercial coffee millers license-Over 10,000 MT CC

Same consultation was also done from the growing areas and 50,000 for commercial coffee millers license was under rate so we raised it to 100,000.

THAT Part II of the Bill on coffee licensing fees be amended by deleting the figure “25,000” and replace with the figure “50,000” on commercial coffee millers licence-5,000-9,999 MT CC

In the same way we raised the other to 100,000 we also raised these one from 25,000 to 50,000 on commercial coffee millers licensing.

THAT Part II of the Bill on hay per bale be amended by deleting the figures “200” and replace with the figures “150” on Soin ATC Goods and Services

Honorable members these are hay which are been sold through Soin ATC goods and services, so members were in an opinion that this is a profit making organization and it’s a Centre run by the county and it should be giving farmers those who want to sell at a minimal rate so we scale down the figures from 200 to 150 shillings, I think that all, thank you.

The Chairman (Hon. Josphat Rutto, Member for Soin Ward): Thank you honorable chair.

(Question proposed)

The Chairman (Hon. Josphat Rutto, Member for Soin Ward): Members, anything? Any contribution? Seems there is none.

(Question put and agreed to)

The Chairman (Hon. Josphat Rutto, Member for Soin Ward): Part III to part VIII had no amendments during the meeting at Kisumu, any contributions? It seems there is none,

(Question proposed)

(Question put and agreed to)

The Chairman (Hon. Josphat Rutto, Member for Soin Ward): Clerk!

PART IX

THAT Part IX of the Bill on monthly stickers due before 5th every month on Bodaboda in **Zones A, B& C** be suspended for a period of one year.

The Chairman (Hon. Josphat Rutto, Member for Soin Ward): Chair!

Hon. Alex Bett (Member for Litein Ward, Chairman Finance and Economic Planning):

Thank you Chair that part IX of the Bill on the monthly stickers due before 5th of every month on Bodaboda in **Zones A, B& C** be suspended for a period of one year. Chair, this was done after consultation with all the members and they were on the opinion that the Boda Boda business people have undergone a lot of strain especially this period of Corona and we suggested they be given a refrain so that they don't pay the stickers for the next one year and the members were on one unity that the stickers be suspended for one year. Thank you.

(Question proposed)

(Question put)

The Chairman (Hon. Josphat Rutto, Member for Soin Ward): We didn't have any amendment in Part 10- 11.

(Question proposed)

(Question put and agreed to)

The Chairman (Hon. Josphat Rutto, Member for Soin Ward): Chairman!

Hon. Alex Bett (Member for Litein Ward, Chairman Finance and Economic Planning):

Thank you chair. Honorable chairperson I beg to move that the committee do report to the Assembly its consideration on the Kericho County Finance Bill 2021 and its approval thereof with amendments. Thank you.

(Question put and agreed to)

(The Chairman leaves chair)

(The Speaker takes the Chair)

(House resumes)

The Speaker (Hon. Dominic Rono): Chairperson!

Hon. Josphat Rutto (Deputy Speaker): Thank you very much Mr. Speaker for giving me this opportunity. I beg to report that committee of the Whole House has considered the Kericho County Finance Bill 2021 that is Bill no.12 and its approval thereof with amendments.

I beg to move that the house do agree with the committee on the said report, thank you.

The Speaker (Hon. Dominic Rono): Who is seconding?

Mr. Speaker sir I want to request Hon Hezron Ngetich to second.

[Hon. Alex Bett (Member for Litein Ward, Chairman Finance and Economic Planning) bows in secondment]

(Question proposed)

(Question put and agreed to)

The Speaker (Hon. Dominic Rono): Mover!

Hon. Alex Bett (Member for Litein Ward, Chairman Finance and Economic Planning): Thank you Hon. Speaker I beg to move that the Kericho County Finance Bill 2021 be now read the third time. Thank you and I want to request Hon. Albert to second.

[Hon. Albert (Member for Soliat Ward) bows in secondment]

(Question proposed)

(Question put and agreed to)

The Speaker (Hon. Dominic Rono): Clerk you may read the long title.

The Kericho County Finance Bill 2021,

A Bill for the County Assembly of Kericho to provide for the imposition or variation of various permits, fees, licenses, cess or charges of services and connected purposes.

The Speaker (Hon. Dominic Rono): Next order!

**MOTION BY THE CHAIRMAN FINANCE AND
ECONOMIC PLANNING**

The Speaker (Hon. Dominic Rono): Chairman Finance and Economic Planning.

Hon. Alex Bett (Member for Litein Ward, Chairman Finance and Economic Planning):

Thank you Hon. Speaker for giving me this opportunity that I may move a motion on pending Bills. After consultation and also looking at the sensitivity of the document that is before us, I wish to seek for deferment of this motion and I would want to request Hon. Hezron Ngetich to second. Thank you.

*[Hon. Hezron Ngetich (Member for Chilchila Ward bows in
secondment)]*

(Question proposed)

(Question put and agreed to)

(Adjournment)

The Speaker (Hon. Dominic Rono): We adjourn till 2:30 pm this afternoon. Thank you

(The house rose at 10:15 am)