

**KERICHO COUNTY ASSEMBLY**

**THE HANSARD**

**Second Assembly**

**Fifth Session**

**Wednesday 24<sup>th</sup> March 2021**

*(The House met at 2.30 p.m.)*

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

**PRAYERS**

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

**COMMUNICATION FROM THE CHAIR**

**The Speaker: (Hon. Dominic Rono):** Honorable members we have now published the Kericho decentralized structures Bill 2021 by the Committee on Governance Labour and Social Welfare. I will commit this Bill to the Committee on Governance Labour and Social Welfare for purposes of processing.

We have also published the Kericho County Cess Bill of 2021. I therefore commit this Bill to the Committee on Finance and Economic Planning.

We have also published the Kericho County Early Childhood Education Bill of 2021. I commit this Bill to the Committee on Education and Child Welfare for processing.

We have published the Kericho County Housing Bill of 2021. I commit this Bill to the Committee on Lands and Housing and Physical Planning committee.

We have published the Kericho County Regularization Development Bill of 2021 I commit this Bill to the Committee on Land and housing and physical planning committee,

We have published the Kericho County Urban Areas Management Bill of 2021 I commit this Bill to Committee on Lands, Housing and Physical Planning.

We have published the Kericho County Agricultural Training and Mechanization Services Bill of 2021. I commit this Bill to Agriculture Livestock and Fisheries Committee for purposes of processing. Thank you.

Honorable members had requested for a few minutes to eulogize the Deputy Governor. If anyone is ready then we can start. Anyone who is ready? Hon. Alex Bett!

**Hon. Alex Bett:** Thank you Honorable Speaker for giving me an opportunity this afternoon that I may also give my sincere condolences to the family of our late Deputy Governor Hon. Susan Kikwai. I would like to register the condolences on behalf of the people of Litein whom I represent to give her condolences.

As we stand today though she might have been laid to rest, I think it will remain in our memories and in our lives for a long time that Susan was indeed one of the rare people we had in our County. She worked with us harmoniously she treated us in a way we did not expect from a person of her stature and indeed as we stand today I am one person who will miss her and I would want to say may she rest in peace.

**The Speaker (Hon. Dominic Rono):** Thank you, the Honorable Leader of Majority!

**Hon. Hezron Ngetich (Leader of Majority):** Thank you Mr. Speaker Sir for giving me this opportunity so that I can pay my tribute to the late Hon. Susan Kikwai who succumbed to Covid 19. As a County we are mourning a heroine. She was a mark of loyalty, intelligence, humility

and above all she was a woman of few words but great actions. As residents of Kipkelion where she hailed from, we mourn her and we are praying that may God rest her soul in eternal peace because Madam Susan Kikwai was not only a pillar but she was an engine behind the transformation and development in Kericho County.

So on behalf of the great people of Chilchila, on behalf of my family and on behalf of larger Kipkelion West and Kipkelion East, we want to say that may her soul rest in eternal peace thank you.

**The Speaker (Hon. Dominic Rono):** Thank you, Chief Whip!

**Hon. Gilbert Ngetich (Chief Whip):** Mr. Speaker, can I start by sanitizing?

**The Speaker (Hon. Dominic Rono):** Please do.

**Hon. Gilbert Ngetich (Chief Whip):** Ok thank you for giving me this opportunity. I just wanted to illustrate that we are supposed to be careful pertaining the disease which is really becoming a challenge. I take this chance to pass a word of condolence and also to remember a great lady who passed on due to the disease. I want to take this time to represent the good people of Kisiara ward to say sorry for the loss of our iron lady Hon. Susan who really made us proud for the many years she worked in our County. I really echo my colleagues by saying that the lady was really much development conscious because she could envisage a situation where we really export pineapple from Kisiara ward from the plan of one crop one ward. I was privileged to have pineapples emanating from Kisiara and she was really planning to make us export the commodity but because of her demise I don't know what will happen but I know God will open a way and I know someone will assist me to have the exportation of pineapple as our late Deputy Governor wanted it to happen. Thank you, may God bless Kericho and all of us as we progress. Thank you.

**The Speaker (Hon. Dominic Rono):** Hon. Erick Bii!

**Hon. Erick Bii:** Thank you Mr. Speaker for giving me his opportunity. I rise to pass a word of condolences to the family and to the County at large. I want to say that we have really lost an asset as a County. We have really lost a devoted lady who really worked to ensure that our County made great investment in terms of development. We are praying that God grants this County a lady like Hon. Susan Kikwai. I remember madam Deputy Governor when youth graduated at Kiptere Youth Polytechnic where she really took time to encourage them. I believe in a very short time his Excellency the Governor will be able to give an opportunity to people from Kipkelion where Susan Kikwai came from by appointing another great lady from Kipkelion Sub County. My condolences. Thank you.

**The Speaker (Hon. Dominic Rono):** Hon. Paul Chirchir!

**Hon. Paul Chirchir:** Thank you very much Mr. Speaker for giving me this chance to eulogize our late sister Susan Kikwai. She was a role model in our society having struggled to go to a local primary school, went to form 1 to form 4 secondary school in Nairobi then form 5 and 6 then to The United States for her first degree and her masters before she came back to come and work at the Investment promotion council before being made Kenya Investment Authority where she did very well. Remember we were told the retired president Mwai Kibaki awarded her the Order the Golden Warrior (OGW) which is a rare award even most of us doesn't have an award but she was among the first ones to be given. Initially our girls used to go for female genital mutilation but Susan choose the other side that she didn't undergo any female genital mutilation when that in those days female genital mutilation was the order of the day so she showed the Kipsigis nation that you do not have to go through female genital mutilation to be a real lady. I want to urge this Honorable house that we come up with a Bill so that we name one of the street after the late Her Excellency Kikwai so that she will be remembered for the good deeds. Susan Kikwai came up with her expertise from the private sector and set up structures in our county became a pillar of the County and was the real definition of a loyal Deputy. I should borrow from her so that next time am picked as the deputy Governor, I will become loyal to whoever will pick me otherwise we mourn her and we wish whoever will succeed her the best, thank you.

**The Speaker (Hon. Dominic Rono):** Thank you Hon. Cheruiyot Bett!

**Hon. Cheruiyot Bett:** Asante Sana Mheshimiwa Spika kwa kunipatia hii nafasi.

**The Speaker (Hon. Dominic Rono):** Sanitize the microphone!

**Hon. Cheruiyot Bett:** Nitoe rambirambi za kwangu na za watu ambao ninawawakilisha kumsataiki naibu wa gavana ambaye tumempoteza na kumziika jana. Naibu wa gavana alikuwa mtu wa bidii. Alifanya kazi yake bila kushurutishwa na mtu. Alikuwa mtiifu kwa kumstaiki gavana. Alikuwa mchapa kazi na naweza nikamfananisha na hayati rais wa Tanzania kwa sababu kazi yake ilionekana. Mheshimiwa naibu wa gavana hakuwa na shida sana kwa sababu anapotoka nje ya kaunti kikazi alikuwa anajua amewachaa kazi ....si dhani kama kuna siku alikula chakula cha mchana hoteli ni kwa sababu alikuwa anabeba chakula ofisini mwake na hio itakumbukwa kwa sababu kazi yake kuu ilikuwa kupanga ofisi kupangia Mheshimiwa gavana.

Tunaeza sema hakuoneka kwa shughuli ya huko nje kwenye siasa lakini siasa yake ilikuwa wa kuchapa kazi ofisini nakuona kwake kua kazi yote ambayo Mheshimiwa gavana imetekelezwa kwa njia ambayo inafaa. Kwa hivyo mimi nimefanya kazi na yeye mwaka wa 2014 mwisho mwisho tulikuwa tumetoa mswada wa kuweza kumng'atua Mheshimiwa gavana ofisini. Yeye ndiye alikuja hadi kwangu kunishurutisha kwamba iwapo mtatoa Gavana, kaunti hii hamtapata mwelekeo. Hata hivyo tunamshukuru Mwenyezi Mungu na tunamwomba ailaze roho yake mahali pema peponi. La mwisho Mheshimiwa Spika, hotuba hii haita kamilika bila kutaja kwamba nikielelezo bora cha viongozi ambao walifanya kazi yao bila kukula rushwa.

Mheshimiwa Spika kama kuna mfanyikazi wa serikali ambaye hajui hata kuchukua senti moja ya pesa za wananchi basi itakuwa aliyekuwa naibu hayati Susan Kikwai, yeye hakujishughulisha na kandarasi wa kaunti hii jinsi tunavyopata wafanyikazi wengine wa serekali wanavyofanya.

Iwapo kuna jambo kutakumbukwa kwake na hasa kwa viongozi wengine hapa kwa sababu nimesikia kwamba labda Mheshimiwa gavana anaweza chakua mmoja wetu hapa kuwa naibu lazima ajifunze kutegemea mshahara wake na asiwahi kuguza hata senti moja ya pesa za wafanyikazi. Kwa hivyo Mheshimiwa Spika la mwisho nataka niseme kwamba raha ya milele

umpe eeh Bwana mwanga mwangazie yeye kule mbinguni. Asanteni sana twamtakia asafiri salama,safari salama tutapatana kule mbinguni. Asante Sana.

**The Speaker (Hon. Dominic Rono):** Thank you, Honorable Grace Betty;

**Hon. Grace Betty Koech:** Thank you very much Honorable Speaker Sir I also rise to pass my condolences to the family and all the relatives and the entire people of Kericho on the passing of our late sister Susan Kikwai. I want to say that she was indeed a very industrious lady and as it has been said she was very loyal to her boss. To trust somebody, to give somebody the responsibility of being the head of the government business is not something small and Susan did it wholeheartedly. According to the 48 was of power, I think law number one which says that you should not outshine your boss was followed by Hon. Susan to the letter and I want to say we are so sorry for the great loss. It is God who gives and it is him who chooses when one is to rest. So Honorable members I want to say that the Covid 19 is real and it is really killing. I want to urge all of us to go for the vaccine and always remember that we have to keep the social distance and let's really observe because this thing is real and once it has attacked one mostly not everybody will be lucky. So I want to urge all of us to go for the vaccine and God will help us. We are so sorry and thank you.

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

### **NOTICE OF MOTION**

**The Speaker (Hon. Dominic Rono):** Chairman Budget and appropriation Committee!

**Hon. Albert Kipkoech (Chairman Budget and Appropriation Committee):** Thank you Mr. Speaker for this opportunity, Mr. Speaker as we continue giving tribute to our heroine Her Excellency Susan Kikwai, I wish to give notice of the following motion that this House approves the report of the Budget and Appropriation Committee on the Amendment to the Kericho County Supplementary Appropriation Bill No. 3, 2021. Thank you Mr. Speaker.

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

**MOTION**

**The Speaker (Hon. Dominic Rono):** Chairman Budget and appropriation Committee!

**Hon. Albert Kipkoech (Chairman Budget and Appropriation Committee):** Thank you once again Mr. Speaker and I wish to give the following motion that this House approves the report of the Budget and Appropriation Committee on the Amendments to the Kericho County Supplementary Appropriation Bill No. 3, 2021 and Mr. Speaker from the report allow me to start in page 5, 4.0

**The Speaker (Hon. Dominic Rono):** Yes please do.

**Hon. Albert Kipkoech (Chairman Budget and Appropriation Committee):** Thank you. The County Assembly received the Supplementary Budget estimates(2) for FY 2020/2021 from the County Executive Committee Member in Charge of Finance and Economic Planning on 16<sup>th</sup> March, 2021 and the same was committed to the County Budget and Appropriation committee for consideration.

The committee sat on various dates between 18<sup>th</sup> and 23rd March 2021 to deliberate on the proposed supplementary budget estimates for FY 2020/21.

**5.0 Revenue**

This supplementary 3 budget reflects the equitable share at Kshs. 5.38 Billion, own source revenue Kshs. 279.5 million, Unspent funds which form pending Bills brought forward from previous financial years of Kshs. 565 Million, conditional grants from national government at Kshs. 314.3 million this one comprising of Fuel levy of Kshs 273.4 million, development of youth polytechnics of Kshs 22.8 million and user fee reimbursement of Kshs 18 million), donor grants of Kshs. 708.5million (comprising of DANIDA at Kshs 17.062 million, KDSP of Kshs 132 million, ASDSP of Kshs 52.5 million and Transformative Health sector systems for universal care at Kshs 82.7 million, Kenya Urban Support Programme(UDG) Kshs 103.2 million

and Climate Smart Agriculture Kshs 284.2 million), Covid-19 allowances of Ksh 36.18 and Facility Improvement Fund at Kshs 374.5 million.

The total recurrent expenditure amounts to Kshs 4.39 Billion whereas the development expenditure stands at Kshs 3.23 Billion. This brings the total resource envelope to Ksh.7.6 Billion down from Ksh.7.79Billion, a shortfall of Ksh.169Million attributed to low local revenue collection.

Mr. Speaker on the Departmental considerations on supplementary 3 budget estimates FY 2020/2021

**County Assembly.**

In the county assembly, various items were adjusted within the department's line items on recurrent expenditure. The overall recurrent expenditure stands at Ksh 692.9 whereas development expenditure stands at Ksh 13.7 Million.

**A. Education, Youth Affairs, Culture and Social Services**

The recurrent vote was reduced to Kshs 307.9 million whereas the development vote was revised to Kshs 195.8 million.

**B. Agriculture, Livestock and Fisheries**

The recurrent vote has been revised to Kshs 155.8 million whereas the development vote was reduced to Kshs 414.5 million.

**C. Finance and Economic Planning**

The development vote was enhanced to Kshs 215 million, and the recurrent vote stands at Kshs 243million.



**D. Health Services**

The recurrent vote of health services stands at Kshs 2.09 Billion and the development vote was revised to Kshs 436.5 million.

**E. Land, Housing and Physical Planning**

The recurrent vote stands at Kshs 94 million whereas development vote was stands at Kshs 161 million.

**F. Public Service Management**

The recurrent vote stands at Kshs 319 million whereas the development vote is Kshs 25 million.

**G. Public Works, Roads and Transport**

The recurrent vote of this department is Kshs 87 million and the development vote was revised to Kshs 1.3 Billion.

**H. Trade, Industrialization, Cooperative Management , Tourism and Wildlife**

The recurrent vote of this department stands at Kshs 59.8 million and the development vote is at Kshs 23.9 million.

**I. Information, Communication and e-governance**

The recurrent vote of this department stands at Kshs 43 million and the development vote is at Kshs 20 million.

**J. Office of the Governor & Deputy Governor**

The recurrent vote of this department now stands at Kshs 116 million to cater for operating expenditures in the office of the Governor and Deputy Governor.

**K. Public Service Board**

The recurrent vote of this department stands at Kshs. 50.6 million to cater for operating expenses with no development vote.

**L. Water Energy, Forestry, Environment and Natural Resources**

The recurrent vote was reduced to Kshs 125 million whereas the development vote stands at Kshs 411 Million.

**7.0 Committee observations**

The Committee on Budget and Appropriation made the following observations:

- i. The supplementary budget estimates was prepared to factor in adjustments in local revenue and facility improvement fund (FIF) targets as projected in the report, it was also prepared to factor in pending Bills and departmental priority budget lines as advised by the controller of budget.
- ii. That it was evident that the departments were geared towards completing on-going projects before procuring new works due to budget constraints.
- iii. That the departments did not set realistic and feasible local revenue targets hence necessitating supplementary budget.
- iv. That a number of vote heads have been reviewed downwards to cater for the deficit in own source revenue.

**8.0 Committee recommendations**

The committee on budget and appropriations recommends as follows:

- i. The departments should endeavor to meet revenue collection targets.
- ii. That the CECM in charge of Finance and Economic Planning set targets to each receiver of revenue as efforts towards funding development projects in the county.
- iii. That due to shift in priority in budget lines, all projects budgeted for in the supplementary be procured and given priority in order to enable continuity and completion of projects. This includes projects highlighted in the attached schedule.
- iv. That the budget should be linked with the planning documents at all times.
- v. That the Contractual commitments should be prioritized in order to reduce pending Bills as advised by the controller of Budget.
- vi. That all the departmental committees be involved in monitoring and oversight of revenue collection targets.

**9.0 Acknowledgement**

The Committee wishes to thank the Offices of the Speaker and the Clerk of the Assembly for the necessary support extended to it in the execution of its mandate. Further the committee acknowledges the exemplary services rendered by the staff of the county assembly and county executive. Indeed their devotion and commitment to duty have made the work of the committee and production of this report successful.

**Mr. Speaker Sir, it is now** Pursuant to Standing Orders 224 (1) I do present the Report of the County Budget and Appropriation Committee on Supplementary Budget Estimates 3 for the FY 2020/2021 for consideration by this Honorable House. And I will request Honorable Alex Bett to second the report.

**The Speaker (Hon. Dominic Rono):** Thank you, Honorable Alex Bett!

**Hon. Alex Bett:** Thank you very much Honorable Speaker for giving me this opportunity that I may second the motion by our able chairman Honorable Albert Kipkoech. Indeed Mr. Speaker if there is something that we need to pass very fast, I think it is this supplementary budget. I think it is not a hidden fact that in this supplementary budget, we all made it consultatively, all of us and whatever is in this supplementary budget, we all consulted, we all ceded some part of our development money to finance some of the deficits in the budget. So Mr., Speaker mine today as I second my chairman for a good presentation and also for leading us as budget committee. I would want to urge Honorable members that we support the passage of this budget without further amendments. Mr. Speaker I think if there was any time that we were to make any amendment was that time when were in the meeting at Hills and at the Kamukunji that we had in the morning. So mine today as I second this motion by chairman budget is to urge this Honorable house that we pass this supplementary budget as fast as possible. Otherwise Mr. Speaker Sir.Thankyou. I second.

*(Question proposed)*

*(Question put and agreed to)*

**The Speaker (Hon. Dominic Rono):** Next order;

**THE KERICHO COUNTY SUPPLEMENTARY  
APPROPRIATION BILL NO. 3, 2021.**

**The Speaker (Hon. Dominic Rono):** Chairman Budget and Appropriation committee;

**Hon. Albert Kipkoech (Chairman Budget and Appropriation committee):** Thank you Mr. Speaker, I want to request that Kericho County Supplementary Appropriation Bill No. 3, 2021 be allowed to be read for the first time (First Reading) and I will to request the Honorable member from Kipchimchim (Hon. Benard Mutai) to second the motion.

**The Speaker (Hon. Dominic Rono):** The Honorable Benard Mutai!

*(Hon. Benard Mutai bows in secondment)*

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

**THE KERICHO COUNTY SUPPLEMENTARY  
APPROPRIATION BILL NO. 3, 2021.**

**The Speaker (Hon. Dominic Rono):** Chairman Budget and Appropriation Committee!

**Hon. Albert Kipkoech (Chairman Budget and Appropriation Committee):** Thank you Mr. Speaker, I want to request the Honorable house to allow Kericho County Supplementary Appropriation Bill No. 3, 2021 to be read for the second time. This is because it will authorize the issue of certain amount of money be issued out of the county revenue fund and its application towards the service of the year ending 30<sup>th</sup> June, 2021 and to appropriate those sum of amount to service and purposes and I will request Honorable member from Kapsoit (Hon. Paul Chirchir) to second .

**The Speaker (Hon. Dominic Rono):** Honorable Paul Chirchir!

*(Hon. Paul Chirchir bows in secondment)*

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

**THE KERICHO COUNTY SUPPLEMENTARY  
APPROPRIATION BILL NO. 3, 2021.**

**COMMITTEE OF THE WHOLE HOUSE**

*(The Speaker Leaves the Chair)*

*(The Chairman takes the Chair)*

**The Chairman (Hon. Josphat Rutto):** Thank you Honorable members, have a seat. Order Honorable members! Welcome to the committee of the whole House so that we can see some amendments.

**FIRST SCHEDULE**

That code number ‘**R4711**’ be amended by deleting the figures ‘**648,950,829**’ and substituting them with the figures ‘**692,950,829**’

That code number ‘**R4712**’ be amended by deleting the figures ‘**335,135,530**’ and substituting them with the figures ‘**319,835,530**’

**Hon. Grace Betty Koech:** Point of order!

**The Chairman (Hon. Josphat Rutto):** Order, Honorable Grace Betty you can stand and then say what you want to say;

**Hon. Grace Betty Koech:** Thank you very much Chairman, the figures are not clear they are not visible!

**The Chairman (Hon. Josphat Rutto):** Okay be Honorable Grace Betty when the Chairman will be going through , he will make it clear for the members because he has a clear one as we wait for the Clerks to prepare clear copies , may be the Chairman has to pin point where there are errors. I know that you have copies which are not clear but the chairman has it.

*(Low consultations)*

**The Chairman (Hon. Josphat Rutto):** May be Members where you cannot get, the Chairman can make that reply because he has a clear one. Clerk to continue reading them out.

That code number ‘**R4713**’ be amended by deleting the figures ‘**157,847,174**’ and substituting them with the figures ‘**155,847,174**’

That code number ‘**R4714**’ be amended by deleting the figures ‘**265,109,612**’ and substituting them with the figures ‘**303,959,612**’

That code number ‘**R4715**’ be amended by deleting the figures ‘**2,176,301,851**’ and substituting them with the figures ‘**2,096,301,851**’

That code number ‘**R4717**’ be amended by deleting the figures ‘**88,473,646**’ and substituting them with the figures ‘**87,073,646**’

That code number ‘**R4718**’ be amended by deleting the figures ‘**117,192,235**’ and substituting them with the figures ‘**125,134,316**’

That code number ‘**R4719**’ be amended by deleting the figures ‘**96,930,682**’ and substituting them with the figures ‘**94,330,682**’

That code number ‘**R4720**’ be amended by deleting the figures ‘**244,022,544**’ and substituting them with the figures ‘**243,022,544**’

That code number ‘**R4721**’ be amended by deleting the figures ‘**117,001,145**’ and substituting them with the figures ‘**116,001,145**’

That code number ‘**R4722**’ be amended by deleting the figures ‘**47,280,429**’ and substituting them with the figures ‘**43,280,429**’

The Class Subtotal be amended by deleting the figures ‘**4,404,795,912**’ and substituting them with the figures ‘**4,388,287,993**’

**The Chairman (Hon. Josphat Rutto):** Chairman!

**Hon. Albert Kipkoech (Chairman Budget and Appropriation Committee):** Thank you Chairman, so Honorable members I want us to go together because I am seeing that when we

will be in development expenditures there are errors in the report but I have a good copy which at least will assist all of us, so I want to go one by one at the recurrent.

The recurrent R4 4711 is County Assembly and you remember today we sat at the *Kamukunji* and there were certain changes, so after all those changes the figure that was published of Ksh. 648,000,000 will increase to Ksh.692,000,000 so I think that one is explainable.

The department of Public Service and Administration you realize that this one has gone down you remember that when during our sittings there are some figure that we reduced from this department and it touches mostly on legal fees and some other line items and that's the reason why you will see that this figure has reduced to Ksh 319, 000,000.

In the department of agriculture we also touched this one as we were looking for deficit by ksh 2, 000,000 that is why you will realize that it has gone down by ksh 2,000,000.

R 4711 is the department of education and we all know that we reinstated bursaries so after reinstating bursaries that figure of Ksh 265, 000,000 will increase to Ksh 303, 000,000. that is the reason why you will see that we have amended this figure because this figure is the figure that was sent to the publisher but after doing everything that we did in our meetings there is an increment and that is the reason you will see that it has increased to Ksh 303,000,000

The department of health services, you also remember members that we also did some adjustments especially on AIEs that is why you will see that it has gone down to ksh2,096,000

Department of trade it is correct that one was not touched.

The recurrent for the 717 this is the department of public works as we were doing also realignments Ksh 1, 000,000 was taken from recurrent to the department of public works and that's why you will see that it has gone down by Ksh 1,000,000

R 4718 which is the department of water so this one also increased and that is why it is in Ksh 125, 000,000



The department of lands also has gone down by ksh2, 000,000 and it's because of the realignment also.

The department of finance which is R 4720 has also gone down by ksh1, 000,000 and this is due to when we were looking at the deficit

Office of the Governor which is R 4721 Ksh1, 000,000 was taken from that department.

The department of ICT Ksh 4, 000,000 was taken from there that is why it has reduced to Ksh 43, 000,000

The department of Public Service Board was not touched.

After all those realignments you will realize that class subtotal must change and that's the reason you will see that it has changed Ksh 4, 388,297,993. Thank you chairman.

**The Chairman (Hon. Josphat Rutto):** Honorable Collins Biegon!

**Hon. Collins Biegon:** Thank you Chairman for this opportunity. I would like to push an amendment on ...

**Hon. Albert Kipkoech (Chairman Budget and Appropriation Committee):** Maybe Chairman, I would request that you go to recurrent by recurrent in every department so that if there is any amendment in each and every in maybe specific department it can be moved as an amendment on top of an amendment after you have put the question and the ones that I have just said because you cannot put an amendment in something that has not been approved by this House

**The Chairman (Hon. Josphat Rutto):** Honorable Collins, you still have got something or you have consulted with Honorable Chair? I think the chair was clear that we make amendment on this first schedule that is the recurrent the way he has put the amendments if you have another amendment maybe you can move it later on.

**Hon. Collins Biegon:** Okay I stand guided.

**The Chairman (Hon. Josphat Rutto):** Any other person?

*(Question proposed)*

**Hon. Albert Kipkoech (Chairman Budget and Appropriation Committee):** Maybe before the members had issues now in specific departments so you can allow them now at least to amend on top of the amendments because you cannot allow the first one not to be approved and then you allow another amendment before something that has not been approved so approve something first then you can allow amendments.

*(Low consultations)*

**The Chairman (Hon. Josphat Rutto):** Thank you Honorable members, thank you for allowing consultations to be done Honorable Collins say what you have.

**Hon. Collins Biegon:** Thank you Chairman for this opportunity I would like to move an amendment. This figures are so confusing even that they were all wrong. Yes I would like to move an amendment on, because we were on recurrent the code R 4714 that is on the department of education be amended by deleting Ksh 303, 959, 612 and substituting it with the figures Ksh307,959,612, do you have that? The reason is because there is Ksh 4, 000,000 that the wards of Chaik, Kapkugerwet, Kipchebor and Kapsuser had in development so later on we are going to amend it in development so that that money is moved to this, we were told by the CEC that it is not possible to purchase that equipment in development so it has to be moved to recurrent. I am therefore proposing that we substitute it to Ksh 307 million. Thank you. I will ask Honorable Erick Bett to second.

**The Chairman (Hon. Josphat Rutto):** Erick Bett!

*(Hon, Erick Bett bows in secondment)*

**The Chairman (Hon. Josphat Rutto):** Thank you.

*(Question proposed)*

**The Chairman (Hon. Josphat Rutto):** That is amendment from honorable Collins. Honorable Cheruiyot Bett!

**Hon. Cheruiyot Bett:** Thank you very much Chair it is a requirement. I have no problem because I can see the amount of money in education is increasing which is a plus to me as a chair. I just wanted a confirmation whether the money was meant for the purchase of equipment are they in the recurrent or development. They are in recurrent, if they are in recurrent...

**The Chairman (Hon. Josphat Rutto):** Honorable member representing the people of Kedowa

**Hon. Dennis Kirui:** Thank you Chairman for this chance that you have given me. Mr. Chairman, I stand here to support the amendment on top of an amendment that Paul Chirchir put in place. Though he has sat down I wanted to inform the Honorable member from Litein that if a figure was put in supplementary two, it can either be referred down or upward for example I can give a classical example, when you go to public service management and go to where it is written printing and publishing services it was four million in supplementary two now it is eight hundred thousand in supplementary three, it is the same to the County Assembly if we remove the figure of ten million Kenya shillings and put it a zero it is still in order. It is so unfortunate for a member to say that we agreed in a *Kamukunji* that we are going to pass this. *Kamukunji* is not formal and Chairman there was no need of sitting here going through this amendment. If we are not supposed to amend and put this amendment on top of the amendment, so it is in order and I support that this figure of purchase of motor vehicle be moved and according to how Honorable Paul Chirchir said after all these vehicles are not serving us to our expectations. Chairman Thank you, I support.

*(Question put and agreed to)*

*(Loud consultations)*

**The Chairman (Hon. Josphat Rutto):** Thank you. Order Honorable members you know this is a house of order so consultation is very important and paramount so before you decide on anything you must think and rethink. Cheruiyot Bett you just maybe contribute so that chair will have to...

**Hon. Cheruiyot Bett:** Yes I was saying that I want you to inform me chair, I was seeking clarification whether the monies that were meant for purchase of sport equipment for Kapsuser, Chaik, Kapkugerwet and Kipchebor ward were in development side. Now that they want to move to recurrent site that is only my clarification because the law does not allow anything on development to be moved to recurrent. That is the only clarification I want otherwise I have no problem because the monies are increasing in my department.

**The Chairman (Hon. Josphat Rutto):** Thank you Cheruiyot Bett. I think he has contributed to an insight. Yes, Leader of Majority. Now before we put a question maybe chairman can clarify so that honorable Cheruiyot can get it and then I will put the question.

**Hon. Albert Kipkoech (Chairman Budget and Appropriation Committee):** Thank you Chairman there is no problem as long as it will not affect the percentage of development and as you can see the general percentage for development is 42% and then we are only taking 4 million from development to recurrent so it will not affect it is allowed.

**The Chairman (Hon. Josphat Rutto):** Thank you.

*(Question put agreed to)*

**Hon. Paul Chirchir:** Thank you very much Chairman. I wish to move the following amendment. I hope we are all here the following amendment which is on top of an amendment that the code R4711 be amended and the following code which is in the estimates code 3110701 which is the purchase of motor vehicle at 11,891,851 the whole amount be moved to code 4110403 that is number one. On the same amendment number two that on the County Assembly Service Board which is 12,322,996, six million be moved from the 12,322,996 to the domestic

which is 210300. That is the amendment that I have moved and I am asking the honorable Cheruiyot Bett from Ainamoi to second. Thank you.

*(Hon. Cheruiyot Bett Bows in secondment)*

**The Chairman (Hon. Josphat Rutto):** Thank you. Members allow us we make consultation before we propose the question because honorable Chirchir has requested for more time so that we can consult. So as we wait also we might allow you to consult in low tones.

*(Low consultation)*

**The Chairman (Hon. Josphat Rutto):** Order honorable members, honorable Chirchir had requested for consultation maybe he can come and tell us the consultation that he has come up with.

**Hon. Paul Chirchir:** Let me repeat so that they note it down. Honorable Chairman I am moving an amendment on top of an amendment and I said that code R4711 be amended and the code which is in the estimate which is code 3110701 which has purchase of motor vehicle 11,891,851 be moved to code 4110403 in the same amendment I said the County Assembly Service Board moves 6 M...

**The Chairman (Hon. Josphat Rutto):** Honorable Chirchir there is a point of order.

**Hon. Collins Biegon:** Honorable Chair I think we are discussing this report and we are amending based on the amendments that honorable Chair budget had passed. Whatever Paul Chirchir is talking about I can't see in this report on amendments because am trying to look at those codes here on the report they are not here so maybe that should be clarified.

**The Chairman (Hon. Josphat Rutto):** Chirchir so maybe you can clarify so that honorable Collins can get you.

**Hon. Paul Chirchir:** Thank you Mr. Chair it's very important to be very keen. I said I am moving an amendment on top of an amendment which is procedural and I said code R4711 be

amended and the code in the estimates which is code 3110701 purchase of motor vehicles 11,891,851 moved to mortgages and staff which is code 4110403 and at the same time County Assembly Service Board moved six million to be moved to domestic and domestic is in code 2210300. Thank you.

**The Chairman (Hon. Josphat Rutto):** Thank you I think you are clear now honorable Chirchir.

*(Question proposed).*

**The Chairman (Hon. Josphat Rutto):** Hon Collins!

**Hon. Collins Biegon:** Thank you Chairman I think this proposal to amend in my own opinion is actually going back to this document which we were trying to look at the amendments *that* Chairman had proposed on the figures so even when you look at the amendment that I had brought is what changes the figures here but not in this document. This document we discussed in the budget committee and we agreed and even earlier we had a ‘Kamukunji’ that is why I think honorable Paul Chirchir is just being mischievous. We discussed in ‘Kamukunji’ and we had agreed that we are going to look for the 21 million in terms of priority, it is the Assembly to decide because some of these things have already been done....

**The Chairman (Hon. Josphat Rutto):** Order Honorable member! Allow Collins to say, I’ll give you the chance

**Hon. Collins Biegon:** ... in terms of priority it is the Assembly to decide because some of these things have already been done, so once you remove money anyhow from a line item, why are you changing the line item here and yet we had agreed I think Members should be aware because.....

**Hon. Sammy Rono:** Point of order!

**The Chairman (Hon. Josphat Rutto):** What’s the point of order?

**Hon. Sammy Rono:** Honorable Collins I am on point of order. How can Honorable member call another Member He is mischievous and yet He was actually contributing and doing amendment as by the Law of this house Mr. Speaker, let him withdraw and apologize!

**The Chairman (Hon. Josphat Rutto):** Maybe you can repeat that statement!

**Hon. Collins Biegon:** Maybe the member who has just risen should revisit his dictionary the word mischievous is not a bad word, he is trying to be smart, so mischievous means smart my friend.

**Hon. Sammy Rono:** Point of order I am an English literate!

**Hon. Collins Biegon:** How can I withdraw something that is not abusive?

**The Chairman (Hon. Josphat Rutto):** Honorable Rono, I have not given you a chance to rise on a point of order, just sit down first.

**Hon. Collins Biegon:** I have already responded to his point of order so we should proceed; let him not waste our time. What I was saying Mr. Chairman is that what we had agreed should stand. We should not come here and start moving amendments on things that we had already agreed on. these monies and where they are going to come from. So I don't think that is appropriate. I could be informed...

**Hon. Grace Betty Koech:** Point of information Mr. Chair!

**The Chairman (Hon. Josphat Rutto):** Yes!

**Hon. Grace Betty Koech:** Thank very much the Honorable Chair, Honorable members the word mischievous, the meaning of the word mischievous is harmful, injurious, forcing and able or tending to cause annoyance, trouble, costly playful!

*(Loud consultation and laughter)*

**The Chairman (Hon. Josphat Rutto):** Thank you Honorable Grace Betty. Maybe with that clarification Honorable Collins it won't cost you anything to withdraw that word mischievous.

**Hon. Collins Biegon:** Thank you but I think my English and that of the Honorable member is not far from each other I withdraw but I do not apologize!

*(Loud consultations)*

**The Chairman (Hon. Josphat Rutto):** Thank you, Honorable Alex!

**Hon. Alex Bett:** Thank you Chairman for giving me an opportunity also that I may contribute, Honorable members let's pay attention. On the point or amendment that has been raised by Honorable Paul Chirchir I wish to differ, as it has been said this document we contributed and debated on we even ceded some of our monies because of the needs at that particular time. I think it is not going to be very wise at this point in time to make amendments remember Mr. when this document was introduced at the committee level there were notes from the CEC finance defending every budget head that he proposed in the budget.

Chairman when we come for example, to slash a budget by half, it is like we are going to slash everything arbitrarily which I think it is not right. Secondly when we talk about removing a whole budget of eleven million Kenya shillings from a budget that was there in supplementary two, I am not going to buy that one. Remember when we had a deficit of sixty seven million Kenya shillings we contributed, I even contributed more than three million Kenya shillings from my development budget. Right now we are talking about again removing money which seems like there was money when we were looking for sixty seven million Kenya shillings I think that's not right, what I would want to say even as we think of removing this money is to go back, like now my ten million which I had appropriated for Litein, I ceded another three million from that budget, Honorable Hillary ceded from tarmac at Kapkatet from fourteen million to nine million on top of the three million that I ceded. Like everybody ceded an extra three million which makes to six million. When we come here and try to take the whole money which by that time if we were wise enough, we could have taken that money when we looking for one sixty seven



million Kenya shillings and then all of us would have agreed that we have eleven million for car purchase. We could have at least reduced the burden in our ward but now when you come here and now remove the same amount which seems to some of us who we were not there when we were discussing this thing that there is money for eleven million I think that is not proper. What I would like us to do today because we had discussed this thing, we even had a *Kamukunji* and nobody was mentioning this and by the way Chairman, when we talk about eleven million about the purchase of a car, this is not a personal car for your information, it is a car meant for the Assembly. There is nowhere this vehicle is going to be written ...

*(Loud consultation)*

**The Chairman (Hon. Josphat Rutto):** Order! Honorable Rono I will give you a chance to speak!

**Hon. Alex Bett:** Let me defend my point, and as you do that remember I had contributed a whole six million when you contributed only three million Kenya shillings, so even before you argue where you are taking this money, you will have to return my three million Kenya shillings, so that I will be on the same level with everybody. We all agreed, listen I went to school and I have a right to defend myself and my knowledge tells me when we are arguing and deleting figures are we really reasoning? When we are removing a whole budget for public service, seriously don't they have a department? Do you want to kill our departments? If that is our reasoning lets continue. Lets also get another department killing by bringing back my money, let's bring my three million also lets us not look at this thing like we are buying a vehicle for The Speaker No! Eleven million shillings, that vehicle is going to remain in the Assembly in fact the Speaker has only one more year to remain here. It will stay here for posterity, as you consider that I owe you three million Kenya shillings, Thank you.

**The Chairman (Hon. Josphat Rutto):** Thank you, Honorable Rono!

**Hon. Sammy Rono:** Mr. Speaker Sir, I want to second what Mr. Paul Chirchir had amended, I support.

**Hon. Cheruiyot Bett:** Point of order!

**The Chairman (Hon. Josphat Rutto):** There is an order from Cheruiyot Bett.

**Hon. Cheruiyot Bett:** You should refer to the members by the titles given to them by the Constitution of Kenya not Mister.

**Hon. Sammy Rono:** Honorable Paul Chirchir, I want to support you. The issue of car now is not a priority. I was previously serving as a board member and there is no place we approved the vehicle, and even the recent board members are different and are saying they have not approved the vehicle so kindly let's move the money for the vehicle to where the priority of this county is.

**The Chairman (Hon. Josphat Rutto):** Thank you, any other member? Honorable Bett!

**Hon. Erick Bett:** Thank you Mr. Chair, for giving me this chance I want to say that I have a concern on the amendment which has been moved by Honorable Paul Chirchir and the concern I have is that I could wish to inform my predecessor Honorable Sammy Rono that when you took over the reins, I have found the minutes that was minuted in the board whereby Honorable Sammy Rono and Bernard Mutai had approved the purchase of the car for eleven million shillings and that means it is available in the office of the Clerk and it can be availed to members after this. I want to say on the issue of the amount of the service board, before we decide we are going to slash by half, it is important to remember that there are two external members of the service board who are paid the salary whether they sit or not they are paid over one hundred and forty Kenya shillings every month. Slashing that amount by half means they will have to be paid in arrears, thereafter it's like the board is being punished in things that they have done and therefore I don't support this amendment I don't support the amendment because of that, Thank you.

**The Chairman (Hon. Josphat Rutto):** Honorable member representing the people of Kedowa

**Hon. Dennis Kirui:** Thank you Chairman for this chance that you have given me. Mr. Chairman, I stand here to support the amendment on top of an amendment that Paul Chirchir

said, I wanted to, though he has sat down I wanted to inform the Honorable member from Litein that if a figure was put in supplementary two, it can either be referred down or upward for example I can give a classical example, when you go to public service management and go to where it is written printing and publishing services it was four million in supplementary two now it is eight hundred thousand in supplementary three, it is the same to the County Assembly. If we remove the figure of ten million Kenya shillings and put it at zero it is still in order. It is so unfortunate for a member to say that we agreed in a *Kamukunji* that we are going to pass this. *Kamukunji* is not formal and Chairman there was no need of sitting here going through this amendments if we are not supposed to amend and put this amendment on top of the amendment. So it is in order and I support that this figure of purchase of motor vehicle be moved and according to how Honorable Paul Chirchir said after all these vehicles are not serving us to our expectations. Chairman Thank you, I support.

**The Chairman (Hon. Josphat Rutto):** Thank you, any other Member before I put the question, Thank you Honorable members.

*(Loud consultations)*

**The Chairman (Hon. Josphat Rutto):** We must actually decide wisely it is very important, that is why we wanted to consult from the mover of the amendment so that we think it wisely. You know it is better to take time so that you come up with a reasonable thing.

**Hon. Paul Chirchir:** Thank you Chairman. We are a house of rules and procedures chairman and we are always listening, we are always caring and listening and I wish to rescind the amendment on the section of the County Assembly Service Board, where I had proposed that Ksh. 6 million be moved to domestic and I withdraw that section on the amendment. But the amendment on top of an amendment, the code R4711 be amended and the code in the estimate which is code 3110701 which is the purchase of motor vehicle 11,891,851 be moved to code 4110403 which is the mortgages for staff, that is the amendment Mr. chairman.

**The Chairman (Hon. Josphat Rutto):** Thank you chair for that clarifications, then I put the question now. Thank you Honorable members

*(Question put and agreed to)*

That code number '**D4713**' be amended by deleting the figures '**409,368,045**' and substituting them with the figures '**414,026,952**'

That code number '**D4714**' be amended by deleting the figures '**253,317,358**' and substituting them with the figures '**303,959,612**'

That code number '**D4716**' be amended by deleting the figures '**23,964,621**' and substituting them with the figures '**20,432,683**'

That code number '**D4717**' be amended by deleting the figures '**1,275,238,997**' and substituting them with the figures '**1,316,887,084**'

That code number '**D4718**' be amended by deleting the figures '**383,707,136**' and substituting them with the figures '**414,408,061**'

The **Class Subtotal** be amended by deleting the figures '**3,218,034,512**' and substituting them with the figures '**3,234,542,431**'

**The Chairman (Hon. Josphat Rutto):** Chairman!

**Hon. Albert Kipkoech (Chairman Budget and Appropriation Committee):** Thank you Chairman. Honorable members I want us to use estimates especially a place written County Government of Kericho consolidated supplementary three column No. 2, so that we get accurate figures. Because you will realize that code D4714 which is education, the report says it has been increased to 303 but from consolidated, this figure was reduced to 195 so we are taking the one in the estimates which is the correct figure. But the first one on Agriculture is correct 414026952 and then this one on education is 195, 817, 058, then department of health nothing changes, then department of trade this one reduced by 3 million we all know it was because of deficit then

department of public works, this one increased because reinstated roads, we reinstated Boda Boda we reinstated Kapkugerwet Brook and also Litein that is the reason why this figure goes up to 1.3 Billion. Then Chairman also the department of water, we also reinstated but the figure there is not correct the 414 is not correct, the figure that is correct is 411,408,061 but not 414 that is in the report. The rest of the department is correct, otherwise thank you chairman for this opportunity.

**The Chairman (Hon. Josphat Rutto):** Thank you Chairman.

*(Question proposed)*

*(Question put and agreed to)*

**The Chairman (Hon. Josphat Rutto):** Chairman may be you can say something.

**Hon. Albert Kipkoech (Chairman Budget and Appropriation Committee):** Thank you Honorable members for everything that you have done and I want to request Chair that the report of the committee of the whole house be reported to the House.

**The Chairman (Hon. Josphat Rutto):** There is an oversight. Chairman has raised may be before I put the question, Hon. Collins say something.

**Hon. Collins Biegon:** Thank you Chairman, there is a balance in this codes I would wish to move an amendment on code D4714 that the code be amended by deleting the figures 195,817,058 and substituting it with figures 191,817,058, so I will ask Hon Eric Bett to second.

*(Hon. Erick Bett bows in secondment)*

*(Question put and agreed to)*

**The Chairman (Hon. Josphat Rutto):** Chairman!

**Hon Albert Kipkoech (Chairman Budget and Appropriation Committee):** Thank you Chairman, I want to thank members for the support that they have given to this committee and I

want to request Chair that the report of the committee of the whole house be reported to the house.

*(Question put and agreed to)*

*(The Chairman leaves the chair)*

*(The Speaker takes the Chair)*

*(The House resumes)*

**The Speaker (Hon. Dominic Rono):** Let's proceed, Chairperson!

**Hon. Josphat Rutto (Chairman Committee of the Whole House):** Thank you very much Mr. Speaker for giving me this opportunity. I want to report that the Committee of the Whole house has considered the Kericho County Supplementary Appropriation Bill No.3 that is 2021 with amendments Mr. Speaker sir. Thank you.

**The Speaker (Hon. Dominic Rono):** Thank you, chairperson!

**Hon. Albert Kipkoech (Chairman Budget and Appropriation Committee):** Thank you Mr. Speaker what Chairman Committee of the Whole House has reported is the true copy of what we discussed. I will request Hon. Rono from Kamasian to do the secondment. Thank you.

**The Speaker (Hon Dominic Rono):** Hon Rono!

*(Hon. Sammy Rono bows in secondment)*

*(Question put and agreed to)*

**THE KERICHO COUNTY SUPPLEMENTARY  
APPROPRIATION BILL NO.3 2021, THIRD READING**

**The Speaker (Hon. Dominic Rono):** Chairman!

**Hon. Albert Kipkoech (Chairman Budget and Appropriation Committee):** Thank you Mr. Speaker, I want to request the House that the Kericho County Supplementary Appropriation Bill no.3 2021, to be read the third time. And the reason is because the County Executive Committee member responsible for county treasury, the County Assembly and this is under clause two of the Bill provides for the issue of Kenya shillings 7,622,830,425 out of the consolidated fund for the services of the year ending 30<sup>th</sup> June 2021. Otherwise thank you Mr. Speaker and I would request Hon. Collins to second.

**The Speaker (Hon. Dominic Rono):** Hon Collins!

*(Hon. Collins Biegon bows in secondment)*

*(Question put and agreed to)*

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

**THE KERICHO COUNTY SUPPLEMENTARY  
APPROPRIATION (NO.3) BILL, 2021**

AN ACT of the County Assembly of Kericho to authorize the issue of certain sums of money out of the County Revenue Fund and their application towards the service of the year ending on the 30<sup>th</sup> June,2021 and to appropriate those sums for certain public services and for connected purposes.

*(Adjournment)*

**The Speaker (Hon. Dominic Rono):** Thank you, so Honorable members we adjourn till Tuesday next week in the morning.

*(The house rose at 4:15 pm)*