

## KERICHO COUNTY ASSEMBLY

### THE HANSARD

Third Assembly

Third Session

Tuesday 8<sup>th</sup> May, 2024

(The House met at 9.30 a.m.)

(The Deputy Speaker (Hon. Eric Bett) in the chair)

### PRAYERS

**The Deputy Speaker (Hon. Eric Bett):** Welcome Honourable Members to today's session, being Tuesday 14<sup>th</sup> May 2024. I will ask the Clerk to read the Business in the Order Paper.

### NOTICES OF MOTION

#### REPORT OF THE LIAISON COMMITTEE ON HALF YEAR REPORTS OF COMMITTEES

**The Deputy Speaker (Hon. Eric Bett):** I will ask the acting Vice Chair Liaison Hon. Philip Mutai to give the Notice of Motion.

**Hon. Philip Mutai (Member for Kipchinchim Ward):** Thank you Mr. Speaker, Sir, for giving me this opportunity to give a Notice of Motion on Liaison Committee Report.

### MOTION

#### REPORT OF THE LIAISON COMMITTEE ON HALF YEAR REPORTS OF COMMITTEES

**The Deputy Speaker (Hon. Eric Bett):** Hon. Philip Mutai you can proceed to table your motion.

**Hon. Philip Mutai (Member for Kipchimchim Ward):** Thank Mr. Speaker, Sir. With me is Liaison Committee Report.

The Committee on Liaison was established pursuant to Kericho County Assembly Standing Order 206 and approved by the Kericho County Assembly in February 2023 by following the laid down procedures provided by the County Assembly Standing Orders.

**The Deputy Speaker (Hon. Eric Bett):** Hon. Chair since that is the introduction; I would like you to proceed to 2.0, that is, the agenda of this report, on the progress report of all the sectoral committees.

**Hon. Philip Mutai (Member for Kipchimchim Ward):** Thank you Mr. Speaker.

## 2.0 COUNTY ASSEMBLY COMMITTEES PROGRESS REPORTS

This report outlines the business conducted by the County Assembly Committees from 1<sup>st</sup> July, 2023 to 31<sup>st</sup> December, 2023. The report is prepared in accordance with the provisions of Kericho County Assembly's Standing Order 195 (1) which requires that each Select Committee prepares and submits half year progress reports to the Liaison Committee. To prepare this report, the Committee retreated to Kisumu where each Committee Chairperson submitted a report on what Committee had undertaken during the period (1<sup>st</sup> July, 2023 to 31<sup>st</sup> December, 2023).

### 2.1 Sectoral Committees

- i. Education and Child Welfare
- ii. Health Services
- iii. Agriculture, Livestock and Fisheries
- iv. Trade and Industrialization
- v. Cooperative Management, Tourism and Wildlife
- vi. Land, Housing, Physical Planning and Settlement
- vii. Water and Sanitation
- viii. Environment, Energy, Forestry, and Natural Resources
- ix. Youth, Culture & Social Services
- x. Public Works, Roads and Transport
- xi. Governance, Labour and Social Welfare
- xii. Finance & Economic Planning
- xiii. Research, Information Technology and E-government
- xiv. Justice and Legal Affairs

### 2.2 House Committees

- i. Budget and Appropriations

- ii. Public Accounts and Investment
- iii. Implementation
- iv. Selection
- v. House Business
- vi. Appointments
- vii. Rules and Procedures
- viii. Powers and Privileges
- ix. Delegated County Legislation
- x. Liaison

### 2.3 Key Areas Considered by the Committee

In compiling this Report, the Committee considered the following areas:

- i. Number of Committee meetings (sittings)
- ii. Statements raised
- iii. Reports
- iv. Bills
- v. Policies
- vi. Site visits
- vii. Petitions
- viii. Engagement with the respective County Executive Committee Members
- ix. Benchmarking
- x. Trainings/Capacity Building

## 3.0 BUSINESSES CONSIDERED BY COMMITTEES

### 3.1 SECTORAL COMMITTEES

#### 3.1.1 EDUCATION AND CHILD WELFARE

##### **Mandate of the Committee**

The Committee on Education and Child Welfare was established pursuant to the provisions of the Standing Order 205 which outlines its mandate as follows amongst others;

*“All matters related to pre-primary education, village polytechnics, home-craft centres, and children’s welfare including child care facilities.”*

##### **Membership of the Committee**

The Committee membership is as follows;

1. Hon. Cheruiyot Bett - MCA, Chairman

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2. Hon. Mathew Korir - MCA, Vice chairman
3. Hon. Dr. Naaman Rop - MCA, Member
4. Hon. Irene Langat - MCA, Member
5. Hon. Philip Mutai - MCA, Member
6. Hon. Evaline Chebwogen - MCA, Member
7. Hon. Kibet Bosuben - MCA, Member
8. Hon. Dorah Keino - MCA, Member
9. Hon. Gladys Bett - MCA, Member

The Committee evaluated its performance for the period under review having undertaken considerable number of activities stipulated in the Committee's Work Plan as shown below:

Business	No	Description
Sittings	35	The Committee held thirty five sittings within and outside the precincts of the Assembly to consider Committee business.
Reports	2	<ol style="list-style-type: none"> <li>i. Report on Request for Approval of Prescribed</li> <li>ii. Bursary Application Forms for Financial Year 2023/2024 Status: Approved</li> </ol>
Engagements with CECM	3	<ol style="list-style-type: none"> <li>i. Bursary Allocations and Disbursements</li> <li>ii. Scholarships program for Vocational Training Colleges</li> <li>iii. ECDE teachers welfare</li> </ol>
Bills	2	Pre-publication scrutiny on the following legislative proposal <ol style="list-style-type: none"> <li>a. Kericho County Vocational Training Bill, 2024</li> <li>b. Kericho County Scholarship Bill, 2024</li> </ol>
Review of Acts and Bills	2	Review of Act and Bill on: <ol style="list-style-type: none"> <li>i. Kericho County Bursary Act, 2016</li> <li>ii. Kericho County ECDE Bill, 2021</li> </ol>

### Challenges encountered by the Committee

- Lack of training to the Committee and;
- Lack of quorum.

### Recommendations

- The Assembly should consider allocating additional budget to the Committee to enable it undertake all the activities outlined in the work plan and;
- Members of the County Assembly should initiate more legislation especially in devolved

functions regarding Education and Child welfare.

### 3.1.2 HEALTH SERVICES

#### Mandate of the Committee

The Committee on Health Services is established pursuant to the Kericho County Assembly's Standing Order 205 which states the subject area to be:

*All matters relating to county health services, including, in particular county health facilities and pharmacies, ambulance services, promotion of primary health care, licensing and control of undertakings that sell food to the public, cemeteries, funeral parlours and crematoria.*

#### Committee Membership

The Committee on Health Services was constituted on February, 2023 and the membership of the Committee is as follows:-

1. Hon. Erick Bii - Chairman
2. Hon. Matkeir Issack - Vice chairman
3. Hon. Edina Tonui - Member
4. Hon. Moses Rotich - Member
5. Hon. Philip Rono - Member
6. Hon. Dominic Mutai - Member
7. Hon. Maritim David - Member
8. Hon. Kipkoech Albert - Member
9. Hon. Gilbert Ngetich - Member

The Committee evaluated its performance for the period under review having undertaken considerable number of activities stipulated in the Committee's Work Plan as shown below:

Business	No	Description
Sittings	28	The Committee held Twenty Eight sittings within and outside the precincts of the Assembly to consider Committee's business.
Reports	1	<ul style="list-style-type: none"> <li>Report on the statement raised concerning Linda Mama program.</li> </ul>

Statements	3	<ul style="list-style-type: none"> <li>• Statement raised by Hon. Peter Kemoi on the Linda Mama programme</li> <li>• Statement raised by Hon. Eveline Chebwogen concerning the food hawking in Kericho town.</li> <li>• Statement raised by Hon. Vincent Korir on the NHIF rebates on all the sub county hospital.</li> </ul>
Retreats	2	<p>To write various reports to be tables on the floor of the House.</p> <ul style="list-style-type: none"> <li>• Statement raised by Hon. Peter Kemoi on the Linda Mama programme</li> <li>• Statement raised by Hon. Evaline Chebwogen concerning the food hawking in Kericho town.</li> <li>• Statement raised by Hon. Vincent Korir on the NHIF rebates on all the sub county hospital.</li> </ul>
Pending business	3	<ul style="list-style-type: none"> <li>• Proposed Kericho County Community Health Bill, 2023</li> <li>• Report on statement raised by Hon. Vincent Korir on the NHIF rebates in all the sub county hospital.</li> <li>• Report on the statement raised by Hon. Evaline Chebwogen about food hawking town</li> </ul>

### Challenges

The Committees face the following challenges during the period under review: -

- Failure to adhere to Committee work plan due to upcoming business in between the stipulated time and;
- Lack of capacity building to members.

### Recommendations

- Members of the county assembly should initiate more legislation especially in devolved function regarding health service Committee and;
- The assembly should consider allocating additional budget to the Committee to enable it undertake all the activities outline in the work plan.

### 3.1.3 AGRICULTURE, LIVESTOCK AND FISHERIES

### Mandate of the Committee

The Committee on Agriculture, Livestock and Fisheries is contained in the second schedule of the Kericho County Assembly Standing Orders and concerns ‘all matters related to agriculture, including crop and animal husbandry, irrigation, livestock sale yards, county abattoirs, plant and animal disease control and fisheries, animal control and welfare, including licensing of dogs and facilities for the accommodation, care and burial of animals and veterinary services (excluding regulation of the profession).’

### Membership of the Committee

The Agriculture, Livestock and Fisheries Committee was established and approved by the Kericho County Assembly on February 2023 as per the laid down procedures provided by the Kericho County Assembly Standing Orders 205 with the following membership;

1. Hon. Julius Siele - Chairman
2. Hon. Beatrice Chepkemai - Vice Chairman
3. Hon. Erick Bett - Member
4. Hon. Cheruiyot Bett - Member
5. Hon. Rogony Kiprotich - Member
6. Hon. Richard Langat - Member
7. Hon. Francis Terer - Member
8. Hon. Kipngeno Kirui - Member
9. Hon. Anthony Ruto - Member

The Committee evaluated its performance for the period under review having undertaken considerable number of activities stipulated in the Committee’s Work Plan as shown below:

Business	No	Description
Sittings	23	<ul style="list-style-type: none"> <li>The Committee held Twenty three (23) sittings within and outside the precincts of the Assembly to consider Committee business.</li> </ul>
Reports	3	<ul style="list-style-type: none"> <li>Report on statement raised by Hon. Rogony Kiprotich concerning Loitering Livestock in Kericho Town.</li> <li>Statement by Hon. Mathew Korir in regard to multinational Companies.</li> <li>Progress report (Adopted by Liaison Committee)</li> </ul>
Bills	1	<ul style="list-style-type: none"> <li>Did publication scrutiny on CASSCOM Bill.</li> </ul>
Retreats	3	<ul style="list-style-type: none"> <li>Retreated to Nakuru-Empolos Hotel for report writing on Committee progress and work plan.</li> <li>Retreated to Eldoret EKA Hotel to do publication scrutiny on</li> </ul>

		<p>CASSCOM Bill committed to the Committee.</p> <ul style="list-style-type: none"> <li>Retreated to Nakuru-Epashikino Hotel to write report on approval of intergovernmental financial agreements on ASDSP II and NAVCDP.</li> </ul>
Statements	2	<ul style="list-style-type: none"> <li>Statement by Hon. Mathew Korir in regard to Multinational Companies in Kericho County.</li> <li>Statement by Hon. Kiprotich Rogony on Loitering Livestock.</li> </ul>
Field Visits	1	<ul style="list-style-type: none"> <li>Visited James Finlay's and Ekattera Companies to inquire more on statement raised by Hon. Mathew Korir in regard to multinational companies.</li> </ul>
Pending business	2	<ul style="list-style-type: none"> <li>Pending report on approval of intergovernmental financial agreements on ASDSP II and NAVCDP and;</li> <li>Pending report on CASSCOM Bill.</li> </ul>

### Challenges

- Delays to raise quorum in time to consider Committee business
- Recommendations**
- Fast track responses on statements pending before the Committee and;
- That the Committee conduct field visits in order to meet the oversight role.

### 3.1.4 TRADE AND INDUSTRIALIZATION

#### Mandate of the Committee

As provided for in the second schedule of the standing orders, the Committee specific mandate will be:

“all matters related to trade development and regulation, including markets, trade licences (excluding regulation of professions), fair trading practices, betting, lotteries, casinos and other forms of gambling, racing and liquor licensing.”

#### Membership of the Committee

The Committee Members are as follows: -

- Hon. Martin Cheruiyot - MCA, Chairman
- Hon. Jesca Chepngeno - MCA, Vice Chairperson
- Hon. Francis Terer - MCA, Member
- Hon. Winny Chepkoech - MCA, Member
- Hon. Peter Kemoi - MCA, Member



6. Hon. Richard Langat -MCA, Member
7. Hon. Kiprotich Rogony - MCA, Member
8. Hon. Lily Sirma - MCA, Member
9. Hon. Vincent Koskey - MCA, Member

The Committee evaluated its performance for the period under review having undertaken considerable number of activities stipulated in the Committee's Work Plan as shown below:

Business	No	Description
Sittings	19	<ul style="list-style-type: none"> <li>The Committee held Nineteen sittings within and outside the precincts of the County Assembly to consider various Committee business</li> </ul>
Reports	2	<ul style="list-style-type: none"> <li>Report on statement raised by Hon Phillip Mutai regarding status of Kericho Main market co-funded by the County Government of Kericho and the World Bank</li> <li>Joint report with the Committee on Tourism and Wildlife Committee on Approval of vetting of nominee to the position of Chief officer in charge of Trade, Industrialization, Tourism and Wildlife Ms. Jackline Langat</li> </ul>
Bills	0	<ul style="list-style-type: none"> <li>There was no bill considered during the period under review</li> </ul>
Retreats	2	<ul style="list-style-type: none"> <li>To write Report on vetting of nominee to the position of Chief officer in charge of Trade- Jackline Langat</li> <li>Report on statement raised by Hon Fancy Korir regarding status of implementation of Alcoholic Drinks Control Act, 2014</li> </ul>
Engagement with the CEC	1	<ul style="list-style-type: none"> <li>Engaged the County Executive Committee Member in charge of Trade in Nakuru on County Aggregated Industrial Park on 14<sup>th</sup> September 2023</li> </ul>
Pending business	1	<ul style="list-style-type: none"> <li>Review of the Kericho County Alcoholic Drinks Control Act, 2014</li> </ul>
Site visits	3	<ul style="list-style-type: none"> <li>The Committee conducted site visits to:</li> </ul>

		<ul style="list-style-type: none"> <li>• Kapsuser</li> <li>• Kapsoit and</li> <li>• Nyagacho Markets to ascertain the status of the markets.</li> </ul>
Pending	1	<ul style="list-style-type: none"> <li>• Review of Alcoholic Drinks Control Act, 2014</li> </ul>

### Challenges

- i. The Committee faced the following challenges during the period under review: -
- ii. Failure to adhere to Committee work plan due to upcoming business in between the stipulated time;
- iii. The scope of the Committee was greatly affected by delineating the aspect of Co-operative Management Tourism and Wildlife as an independent Committee and;
- iv. Logistical issues due to limited number of official vehicles.

### Recommendations;

- i. Adhere to the Committee work plan
- ii. There was need for commitment to the Assembly's core mandate of legislation, oversight and representation.
- iii. Acquire more support vehicles to be attached to the Committees.

### 3.1.5 COOPERATIVES MANAGEMENT, TOURISM AND WILDLIFE

The Committee on Cooperative Management, Tourism and Wildlife was established pursuant to Standing Order number 205 and approved by the County Assembly in February 2023.

#### Mandate of Committee

The mandate of the Committee on Cooperative Management, Tourism and Wildlife is contained in the second schedule of the Kericho County Assembly Standing Orders and concerns *'all matters related to cooperative societies, local tourism, museums, county parks, beaches and recreational facilities;*

#### Committee Membership

The Committee members are as follows:

1. Hon. Philip Mutai - Chairperson
2. Hon. Gladys Bett - Vice Chairperson
3. Hon. Amos Birir - Member
4. Hon. Edna Tonui -Member
5. Hon. Fancy Korir -Member
6. Hon. Mercy Gikonyo -Member

7. Hon. Monica Chelangat -Member
8. Hon. Philip Rono -Member
9. Hon. Bavina Serem -Member

The Committee evaluated its performance for the period under review having undertaken considerable number of activities stipulated in the Committee's Work Plan as shown below:

Business	No	Description
Sittings	22	<ul style="list-style-type: none"> <li>The Committee held Twenty Two (22) sittings within and outside the precincts of the Assembly to consider Committee business.</li> </ul>
Reports	2	<ul style="list-style-type: none"> <li>Joint report with the Committee on Trade and Industrialization on Approval of vetting of nominee to the position of Chief officer in charge of Trade, Industrialization, Tourism and Wildlife Ms. Jackline Langat</li> <li>Committee Progress report January to June 2023.(Adopted by Liaison Committee)</li> </ul>
Bills	0	✓ No bills approved by the Committee during the period.
Statements	0	<ul style="list-style-type: none"> <li>There was no statement committed to the Committee during the period under review.</li> </ul>
Field Visits	3	<p>The Committee conducted oversight visit in the following cooperative Societies:</p> <ul style="list-style-type: none"> <li>Tilolwet Ngeny Farmers' cooperative society</li> <li>Mugumoini Cooperative Society</li> <li>Subukia Farmers' cooperative society.</li> </ul>
Pending report.	1	<ul style="list-style-type: none"> <li>Report on approval of construction of milk processing plant at Kabianga tea farm.</li> </ul>

### Challenges.

- i. Delays and failure to raise quorum in time to consider Committee business.
- ii. Inadequate provision of requested information by Executive

### Recommendations;

- i. Adhere to the Committee work plan
- ii. There was need for commitment to the Assembly's core mandate of legislation, oversight and representation.

### 3.1.6 LANDS, HOUSING, PHYSICAL PLANNING AND SETTLEMENT

#### Mandate of the Committee

*The Committee on Lands, Housing, Physical Planning and Settlement is established pursuant to the Kericho County Assembly's Standing Order 205 which states the subject area to be:*

*All matters relating to land surveying and mapping, housing, boundaries and fencing.*

#### Membership of the Committee

The Committee Members are as follows: -

1. Hon. Hezron Kipngeno -Chairman
2. Hon. Dominic Mutai -Vice Chairperson
3. Hon. Haron Rotich -Member
4. Hon. Vincent Korir -Member
5. Hon. Bavina Serem -Member
6. Hon. Martin Cheruiyot -Member
7. Hon. Kipngeno Kirui -Member
8. Hon. Eric Bii -Member
9. Hon. Vincent Kirui -Member

The Committee evaluated its performance for the period under review having undertaken considerable number of activities stipulated in the Committee's Work Plan as shown below:

Business	No	Description
sittings	44	<ul style="list-style-type: none"> <li>The Committee held Forty Four (44) sittings within and outside the precincts of the Assembly to consider Committee business.</li> </ul>
Reports	6	<ul style="list-style-type: none"> <li>Report on approval request for use of Kericho/Kapsorok/676 and 677 for County Aggregated industrial park.</li> <li>Report on statement raised by Hon. Cheruiyot Bett concerning status of Kericho Modern market.</li> </ul>

		<ul style="list-style-type: none"> <li>• Report on statement raised by Hon. Isaack Matkeir concerning status of Residential houses owned by defunct Local Authorities</li> <li>• Report on statement raised by Hon. Isaack Matkeir concerning operation of Kericho and Litein municipalities</li> <li>• Report on statement raised by Hon. Philip Mutai concerning plots set aside for Cooperatives societies in Kericho County</li> </ul>
Bills	0	No bill was generated during the period
Retreats	5	<p>To write various reports to be table in the House as follows</p> <ul style="list-style-type: none"> <li>✓ Report on approval request for use of Kericho/Kapsorok/676 and 677 for County Agregated industrial park.</li> <li>✓ Report on statement raised by Hon. Cheruiyot Bett concerning status of Kericho Modern market.</li> <li>✓ Report on statement raised by Hon. Isaack Matkeir concerning status of Residential houses owned by defunct Local Authorities</li> <li>✓ Report on statement raised by Hon. Isaack Matkeir concerning operation of Kericho and Litein municipalities</li> <li>✓ Report on statement raised by Hon. Philip Mutai concerning plots set aside for Cooperatives societies in Kericho County</li> <li>✓ Report on statement raised by Hon. Isaack Matkeir concerning status</li> </ul>
Statements	5	<ul style="list-style-type: none"> <li>✓ Statement raised by Hon. Isaack Matkeir on 6<sup>th</sup> September, 2023 concerning the number of housing units that were formerly owned by defunct local Authority</li> <li>✓ Statement raised by Hon. Isaack Matkeir on 6<sup>th</sup> September, 2023 concerning the number of employees serving in Kericho and Litein Municipal Boards, measures to ensure autonomy of Municipal boards and measures taken by department to ensure the municipal</li> </ul>

		<p>board operate optimally</p> <ul style="list-style-type: none"> <li>✓ Statement raised by Hon. Philip Mutai on 13<sup>th</sup> September, 2023 concerning the number of plots owned by Cooperative societies in Kericho County, location of the said plots and whether the plots are available for use by the cooperatives societies</li> <li>✓ Statement raised by Hon. Mathew Korir on 13<sup>th</sup> September, 2023 concerning Kazi Mtaani project, number of people recruited for Kazi Mtaani</li> <li>✓ Statement raised by Hon. Cheruiyot Bett on 20<sup>th</sup> September, 2023 concerning the Kericho modern market project, total budget, total amount contributed by World Bank and County Government of Kericho, Scope of works, Contractor awarded the tender, How many stalls will be constructed</li> </ul>
Oversight visits	2	<ul style="list-style-type: none"> <li>• Oversight visit to Mama Ngina, Moi Estate, Belgut and Staff houses, housing schemes and;</li> <li>• Oversight visit to Kericho Modern Market</li> </ul>

### Pending business

- i. Report on Vetting of Mrs Mercy Mutai nominee to be appointed as member Kericho Municipal Board;
- ii. Report on proposed construction of tissue factory in Mortgage area and;
- iii. Statement raised by Hon. Gilbert Ngetich concerning the number of land parcels handed over by the national Government to Litein municipality.

### Challenge

The Committee faced the following challenge during the period under review: -

- i. Failure to adhere to Committee work plan due to upcoming business in between the stipulated time

### 3.1.7 WATER AND SANITATION

#### Mandate for Water and Sanitation Committee

*All matters related to implementation of specific county government policies on water distribution, management, regulation; sewerage and sanitation services;*

#### Membership of the Committee

The Committee Members are as follows: -

1. Hon. Peter Kemoi	Chairman
2. Hon. Lily Sirma	V/Chairman
3. Hon. Vincent Korir	Member
4. Hon. Dr. Naaman Rop	Member
5. Hon. Fancy Korir	Member
6. Hon. Anthony Ruto	Member
7. Hon. Anita Mibey	Member
8. Hon. Martin Cheruiyot	Member
9. Hon. Mathew Korir	Member

The Committee evaluated its performance for the period under review having undertaken considerable number of activities stipulated in the Committee's Work Plan as shown below:

Business	No	Description
Committee Sitzings	25	<ul style="list-style-type: none"> <li>The Committee held Twenty Five (25) sittings within and outside the precincts of the Assembly to consider Committee business</li> </ul>
Reports	1	<ul style="list-style-type: none"> <li>Half year progress report for the period August, 2022 to June 2023</li> </ul>
Bills	0	
Statements/Motions	1	<ul style="list-style-type: none"> <li>The Committee considered a motion on operations of Kericho Water and Sanitation Company</li> </ul>
Oversight visit	3	<ul style="list-style-type: none"> <li>Oversight visit to Duka Moja Water project;</li> <li>Oversight visit to Kapcheptoror treatment plant and;</li> <li>Oversight visit to Kipkobob Water project</li> </ul>

#### Challenges

The Committees face the following challenges during the period : -

- ii. Failure to adhere to Committee work plan due to upcoming business in between the stipulated time and;

### 3.1.8 ENVIRONMENT, ENERGY, FORESTRY AND NATURAL RESOURCES

#### Mandate of the Committee

The Committee on Environment Forestry and Natural Resources is established pursuant to the Kericho County Assembly's Standing Order 205 which states the subject area to be:

*All matters relating to implementation of specific county government policies on natural resources and environmental conservation, including soil and water conservation and forestry and control of air pollution, noise pollution, other public nuisances and outdoor advertising, refuse removal, refuse dumps and solid waste disposal and all matters related to electricity and gas reticulation and energy regulation.*

#### Membership of the Committee

The Committee Members are as follows: -

1. Hon. Richard Langat - Chairman
2. Hon. Mercy Gikonyo– Vice Chair
3. Hon. David Maritim\_ Member
4. Hon. Dorah Keino -Member
5. Hon. Irine Langat -Member
6. Hon. Gabriela Chepngeno -Member
7. Hon. Kipngetich Koskey -Member
8. Hon. Issack Matkeir – Member
9. Hon. Anita Mibey -Member

The Committee evaluated its performance for the period under review having undertaken considerable number of activities stipulated in the Committee's Work Plan as shown below:

Business	No	Description
sittings	20	<ul style="list-style-type: none"> <li>The Committee held twenty sittings within and outside the precincts of the Assembly to consider Committee business</li> </ul>
Reports	2	<ul style="list-style-type: none"> <li>Report writing on statement raised by Hon. Moses Rotich, on saw millers in Kericho</li> </ul>



		County and; <ul style="list-style-type: none"> <li>Report on progress report from September 2022 to June 2023.</li> </ul>
Bills	0	
Retreats	2	<ul style="list-style-type: none"> <li>The members retreated to Nakuru to write report on saw millers over a statement that was raised by Hon. Moses Rotich and;</li> <li>The members retreated Nakuru to write yearly progress report</li> </ul>
Statements	2	<ul style="list-style-type: none"> <li>Statement raised by hon. Moses Rotich on saw millers committed to the Committee during the period and;</li> <li>Statement raised by hon. Mathew Korir on dumpsites in Kericho County committed to the Committee during the period.</li> </ul>
Pending business	2	<ul style="list-style-type: none"> <li>Statement raised by Hon. Mathew Korir on dumpsites in Kericho County committed to the Committee during the period and;</li> <li>Statement raised by Hon. Moses Rotich on Herbicides and fertilizers</li> </ul>
Field visit	1	<ul style="list-style-type: none"> <li>There was one field visits conducted by the Committee during the period.</li> </ul>

## Challenges

The Committee faces the following challenges during the period under review: -

- i. Failure to raise quorum in time to consider Committee business.
- ii. Lack of facilitation of transport during site visit and;
- iii. Executive delay/no response in responding to statements

### 3.1.9 YOUTH, CULTURE & SOCIAL SERVICES

#### Mandate of the Committee

All matters relating to youth ,persons with disabilities, orphans, vulnerable person, cultural activities public entertainment and public amenities including sport and cultural activities and facilities control of drugs and pornography cinemas video show firefighting services and disaster management.

## Committee Membership

The membership of the Committee is as follows:-

- |                             |                |
|-----------------------------|----------------|
| 1. Hon. Anthony Ruto        | -Chairman      |
| 2. Hon. Kipngeno Kirui      | -Vice chairman |
| 3. Hon. Gabriella Chepngeno | -Member        |
| 4. Hon. Dorah Keino         | -Member        |
| 5. Hon. Evalyne Chepwogen   | -Member        |
| 6. Hon. Edna Tonui          | -Member        |
| 7. Hon. Noela Opile         | -Member        |
| 8. Hon. Peter Kemoi         | -Member        |
| 9. Hon. Vincent Kosgey      | -Member        |

The Committee evaluated its performance for the period under review having undertaken considerable number of activities stipulated in the Committee's Work Plan as shown below:

Business	No.	Description
<b>Sittings</b>	26	<ul style="list-style-type: none"> <li>The Committee held 26 within and outside the precincts of the Assembly to consider Committee business.</li> </ul>
<b>Statements</b>	0	
<b>Reports</b>	1	<ul style="list-style-type: none"> <li>Report on County Assemblies Sports Association held on 19<sup>th</sup> – 27<sup>th</sup> August 2023 in Nakuru County</li> </ul>
<b>Acts</b>	0	<ul style="list-style-type: none"> <li>No Bills Approved by the Committee.</li> </ul>
<b>Retreat</b>	1	<ul style="list-style-type: none"> <li>Retreated to EKA hotel for Bill scrutiny on Kericho County Internship Bill, 2023</li> </ul>

## Challenges

The Committees face the following challenges during the period under review: -

- i. Lack of quorum;
- ii. Lack of training for members and staff on specific mandates of the Committee and;
- iii. Failure to adhere to Committee work plan

### 3.1.10 PUBLIC WORKS, ROAD AND TRANSPORT

#### Mandate of the Committee

*The Committee on Transport, Roads and Public Works is established pursuant to the Kericho County*

*Assembly's Standing Order 205 which states the subject area to be:*

All matters relating to transport, including County Roads, street lighting, traffic and ferries and harbours, excluding the regulation of international and national shipping and matters related thereto; county public works and services including storm water management systems in built-up areas and water and sanitation services.

### **Membership of the Committee**

The Committee Members are as follows: -

- |                         |                 |
|-------------------------|-----------------|
| 1. Hon. Gilbert Ngetich | - Chairman      |
| 2. Hon. Paul Bii        | - Vice Chairman |
| 3. Hon. Paul Chirchir   | - Member        |
| 4. Hon. Haron Rotich    | - Member        |
| 5. Hon. Moses Rono      | - Member        |
| 6. Hon. Hezron Ngetich  | - Member        |
| 7. Hon. Simon Koskei    | - Member        |
| 8. Hon. Albert Kipkoech | - Member        |
| 9. Hon. Siele Julius    | - Member        |

The Committee evaluated its performance for the period under review having undertaken considerable number of activities stipulated in the Committee's Work Plan as shown below:

Business	No	Description
sittings	19	<ul style="list-style-type: none"> <li>The Committee held nineteen sittings within and outside the precincts of the Assembly to consider Committee business</li> </ul>
Reports	2	<ul style="list-style-type: none"> <li>Report writing on statement raised by Hon. Francis Terer was done in Eldoret on Korongoi –Bosco- Kapnyakoba Roads and;</li> <li>Report writing on half yearly progress report was done in Nakuru</li> </ul>
Bills	0	
Retreats	2	<ul style="list-style-type: none"> <li>The Committee members retreated to Eldoret to write report on statement raised by hon. Francis Terer Korongoi –Bosco- Kapnyakoba Roads and;</li> <li>The Committee members retreated to Nakuru write half yearly progress report</li> </ul>
Statements	1	There was one statements committed to the

		Committee during the period.
Pending business	1	There was one pending business on statement raised Hon. Anthony Ruto regarding various Roads i.e Ngendalel centre- Kipsimbol Nursery Primary, Seguton Primary round road (road around seguton pry school) ,Tuyobei-Karap Ngeno road, Mocheisok- Kap Edward road during the period
Field visit	1	There was one field visits conducted by the Committee to various Roads i.e Ngendalel centre- Kipsimbol nursery primary, Seguton primary round road (road around seguton pry school) ,Tuyobei-Karap Ngeno road, Mocheisok- Kap Edward during the period.

## Challenges

The Committees face the following challenges during the period under review: -

- i. Lack of capacity building of the committee.
- ii. Lack of facilitation of transport during site visit and;
- iii. Delay of information by CECM

### 3.1.11 GOVERNANCE, LABOUR AND SOCIAL WELFARE

#### Mandate of Committee

The mandate of the Governance Labour and Social Welfare is stipulated in the Kericho County Assembly Standing Order 205 and concerns *“all matters relating to labour, trade union relations, manpower or human resource planning, gender, culture and social welfare, county heritage, County public Service and ensuring and coordinating the participation of communities and locations in governance at the local level and assisting communities and locations to develop the administrative capacity for the effective exercise of the functions and powers and participation in governance at the local level.”*

#### Committee Membership

The Committee membership is as follows:

1. Hon. Francis Terer - MCA Chairman
2. Hon. Gabriela Chepngeno -MCA V. Chair

- |                            |              |
|----------------------------|--------------|
| 3. Hon. Beatrice Chepkemai | -MCA Member  |
| 4. Hon. Irene Langat       | - MCA Member |
| 5. Hon. Winny Langat       | - MCA Member |
| 6. Hon. Simon Koskei       | -MCA Member  |
| 7. Hon. Mercy Gikonyo      | - MCA Member |
| 8. Hon. Opile Noela        | - MCA Member |
| 9. Hon. Paul Bii           | -MCA Member  |

The Committee evaluated its performance for the period under review having undertaken considerable number of activities stipulated in the Committee's Work Plan as shown below:

Business	No.	Description
<b>Sittings</b>	29	<ul style="list-style-type: none"> <li>The Committee held 29 meetings both in and out of the precincts of the County Assembly.</li> </ul>
<b>Statements</b>	1	<ul style="list-style-type: none"> <li>Statement by Hon. Moses Rotich pertaining the trained Chebwagan trainees</li> </ul>
<b>Engagement with the CEC</b>	1	<ul style="list-style-type: none"> <li>Consultative meeting with County Executive Committee Member Public Service Management</li> </ul>
<b>Reports</b>	2	<ul style="list-style-type: none"> <li>Report on Statement raised by Hon. Fancy Korir on the status of County fire engines and;</li> <li>Report on the Kericho County Revised Organizational Structure and Staff establishment 2022.</li> </ul>
<b>Pending Bills</b>	0	<ul style="list-style-type: none"> <li>Kericho County Gender Equality and Women Empowerment bill 2023 – Under scrutiny stage</li> <li>Kericho County Internship Bill 2023- Under scrutiny stage</li> </ul>
<b>Retreats</b>	2	<ul style="list-style-type: none"> <li>Retreated to Epashikino Hotel in Nakuru for bill scrutiny on Kericho Gender Equality and women empowerment bill, 2023</li> <li>Retreated to EKA hotel for Bill scrutiny on Kericho County Internship Bill, 2023</li> </ul>
<b>Pending business</b>	1	<ul style="list-style-type: none"> <li>Report on Statement by Hon. Moses Rotich pertaining the trained Chebwagan trainees</li> </ul>

## Challenges

The Committee identified the following challenges encountered in the course of their work:

- i. Delay in responses to statements by the County Executive and Public Service Board;

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- ii. Delay in consensus building between the Committee and the County Executive on matters sent to the Committee and;
- iii. Failure to adhere to Committee work plan due to upcoming business in between the stipulated time.

### 3.1.12 FINANCE & ECONOMIC PLANNING

#### Mandate of the Committee

The Committee on Finance and Economic Planning is established pursuant to the Kericho County Assembly's Standing Order 205 and schedule two which states the subject area of this Committee to be all matters relating to management of public finance and economic planning.

#### Membership of the Committee

The Committee Members are as follows: -

1. Hon. Hillary Kibet –Chairperson
2. Hon. Noela Opile -Vice Chairperson
3. Hon. Eric Bett –Member
4. Hon. Paul Chirchir –Member
5. Hon. Amos Birir – Member
6. Hon. Kiprotich Rogony -Member
7. Hon. Anita Mibey -Member
8. Hon. Jesca Chepngeno -Member
9. Hon. Monica Chelangat -Member

The Committee evaluated its performance for the period under review having undertaken considerable number of activities stipulated in the Committee's Work Plan as shown below:

Business	No	Description
sittings	24	<ul style="list-style-type: none"> <li>The Committee held Twenty four sittings within and outside Assembly to consider Committee business.</li> </ul>
Reports	2	<ul style="list-style-type: none"> <li>Report on the statement raised by Hon Philip Rono regarding Kimologit water project and;</li> <li>Report on the Kericho County Finance Bill, 2023</li> </ul>
Pending business	2	<ul style="list-style-type: none"> <li>Report on the County Annual Progress for the period 1<sup>st</sup> July 2022 to 30<sup>th</sup> June 2023</li> <li>Quarterly reports and Financial statements for</li> </ul>

		the quarter ended Sept 30 <sup>th</sup> , 2023.
Bills	1	<ul style="list-style-type: none"> <li>• The Kericho County Finance Bill, 2023.</li> </ul>
Engagement	1	<ul style="list-style-type: none"> <li>• The Committee engaged with CECM in charge of Finance and Economic Planning concerning status of revenue in the County</li> </ul>
Statements	2	<ul style="list-style-type: none"> <li>• Statement raised by Hon Philip Rono regarding Kimologit water project</li> <li>• Statement raised by Hon. Mathew Korir regarding the financial institutions lending loans to small scale traders in Kericho County</li> </ul>
Oversight visits	11	<ol style="list-style-type: none"> <li>i. Senetwet Borehole in Cheplanget ward;</li> <li>ii. Talatany/Tabain Water project (Construction of Pipelines) in Kapsaos ward;</li> <li>iii. Kapkormom FCS (supply and installation of a 2 disc pulping machine in Soin ward</li> <li>iv. Construction of ECDE Classroom at Chepkoiyo in Ainamoi ward</li> <li>v. Upper Kautet Water Project (Construction of spring protection, cattle trough, fencing and installation of 10m<sup>3</sup> uPVC water tank for Upper Kautet in Kaplelartet ward</li> <li>vi. Chepkoiyo ECDE classroom in Ainamoi ward;</li> <li>vii. Proposed construction of twin culvert in Moburo river in Kapkatet ward;</li> <li>viii. Proposed fencing with a gate and construction of 4 No. door toilet at Itoik Dispensary in Kapkatet ward;</li> <li>ix. Leberer ECDE centre pit latrine in Chepseon ward;</li> <li>x. Construction of Septic tank at Kipkelion Sub County Hospital in Kipkelion ward;</li> <li>xi. Kaplemeiywet ECDE classroom in Kapsuser ward;</li> </ol>

## Challenges

The Committee faced the following challenges during the period : -

- i. Failure to adhere to Committee work plan due to upcoming business in between the stipulated time
- ii. Logistical challenge vehicles and facilitation;
- iii. Delay from department in giving feedback and;
- iv. Delay of submission of quarterly reports by executive

## Recommendation

- i. Members to commit themselves to adhere to the work plan and;
- ii. More engagements with the County Executive Members on committee matters.

### 3.1.13 RESEARCH, INFORMATION TECHNOLOGY AND E-GOVERNMENT

#### Mandate of the Committee

*All matters related to county communication, information, broadcasting, development and management, and hiring, libraries, research and county technological advancement*

#### Membership of the Committee

The Committee on Research, Information Technology and E-Government was established pursuant to Kericho County Assembly Standing order 205.

The Committee members are as follows;

1. Hon. Vincent Kirui – Chairperson
2. Hon. Winny Langat - Vice Chairperson
3. Hon. Bavina Serem - Member
4. Hon. Mathew Korir - Member
5. Hon. Gladys Bett - Member
6. Hon. Lily Sirma - Member
7. Hon. Jesca Chepngeno - Member
8. Hon. Dominic Mutai - Member
9. Hon. Vincent Korir - Member

The Committee evaluated its performance for the period under review having undertaken considerable number of activities stipulated in the Committee's Work Plan as shown below:

Business	No	Description
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Sittings	17	<ul style="list-style-type: none"> <li>The Committee held seventeen (17) sittings within and outside the precincts of the Assembly to consider Committee business.</li> </ul>
Reports	0	No report was tabled during the period
Retreat	0	No retreat by the Committee during the period

### Challenges

- A challenge encountered by the Committee in execution of its mandates was inadequate Committee capacity building.

### Recommendations

- The Assembly should consider allocating additional budget to the Committee to enable it undertake all the activities outlined in the work plan.
- Members of the County Assembly should initiate more legislation especially in devolved functions regarding ICT.
- The County Assembly should consider organizing more bench marking visits to other County Assemblies and the Senate of Kenya to learn from their experiences.

## 3.1.14 JUSTICE AND LEGAL AFFAIRS

### Mandate of the Committee

The mandate of the Committee on Justice and Legal Affairs is established pursuant to the Kericho County Assembly Standing Order 194 whose mandates amongst others include to investigate, inquire into and report on all matters and operations with regards to: Constitutional affairs, the administration of law and justice including the election.

### Membership of the Committee

The Committee on Justice and Legal Affairs was established and approved by the Kericho County Assembly on February 2023 following laid down procedures provided by the Kericho County Assembly Standing Orders.

The Committee members are as follows;

- Hon. Simon Koskei – Chairman
- Hon. Amos Birir - Vice chairman

3. Hon. Kirui Vincent - Member
4. Hon. Fancy Korir - Member
5. Hon. Hezron Ngetich - Member
6. Hon. Kiptoo Paul - Member
7. Hon. Moses Rotich - Member
8. Hon. Eric Bett - Member
9. Hon. Naaman Rop - Member

The Committee evaluated its performance for the period under review having undertaken considerable number of activities stipulated in the Committee's Work Plan as shown below:

Business	No	Description
Sittings	7	<ul style="list-style-type: none"> <li>• The Committee held seven sittings with and outside the precincts of the Assembly to consider Committee business</li> </ul>
Reports	0	
Pending business	1	<ul style="list-style-type: none"> <li>• Petition by Jemily Contruction Company Limited</li> </ul>
Statements	0	<ul style="list-style-type: none"> <li>• No statement was raised during the period</li> </ul>
Bills	0	No bill was generated

## Challenges

The Committee faces the following challenges during the period under review:-

- i. Failure to adhere to Committee work plan due to upcoming business in between the stipulated time.
- ii. Lack of quorum in most of the scheduled meetings.
- iii. Capacity building for members on matters Justice and legal Affairs.

### 3.1.15 BUDGET AND APPROPRIATIONS

#### Mandate of the Committee

The Kericho County Assembly Standing Order 201(1) established the Budget and

Appropriation Committee whose mandate is as follows:-

- (a) Investigate, inquire into and report on all matters related to coordination, control and monitoring of the county budget,*
- (b) Discuss and review the estimates and make recommendations to the Assembly;*
- (c) Examine the County Budget Policy Statement presented to the Assembly;*
- (d) Examine Bills related to the county budget, including Appropriations Bills; and*
- (e) Evaluate tax estimates, economic and budgetary policies and programmes with direct budget outlays.*

#### Membership of the Committee

Mr. Speaker Sir, the County Budget and Appropriation Committee was reconstituted in February, 2023 and the membership of the Committee is as follows:-

- |                           |                  |
|---------------------------|------------------|
| 1. Hon. Albert Kipkoech   | -MCA. Chairman.  |
| 2. Hon. Kiprotich Rogony  | -MCA, Vice Chair |
| 3. Hon. Simon Koskei      | -MCA, Member     |
| 4. Hon. Vincent Korir     | -MCA, Member     |
| 5. Hon. Mathew Korir      | -MCA, Member     |
| 6. Hon. Julius Siele      | -MCA, Member     |
| 7. Hon. Peter Kemoi       | -MCA, Member     |
| 8. Hon. Francis Terer     | -MCA, Member     |
| 9. Hon. Phillip Mutai     | -MCA, Member     |
| 10. Hon. Anita Byegon     | -MCA, Member     |
| 11. Hon. Martin Cheruiyot | -MCA, Member     |
| 12. Hon. Vincent Kirui    | -MCA, Member     |
| 13. Hon. Kipngeno Kirui   | -MCA, Member     |
| 14. Hon. Hezron Kipngeno  | -MCA, Member     |
| 15. Hon. David Maritim    | -MCA, Member     |
| 16. Hon. Haron Rotich     | -MCA, Member     |
| 17. Hon. Dominic Mutai    | -MCA, Member     |
| 18. Hon. Antony Ruto      | -MCA, Member     |
| 19. Hon. Hillary Bosuben  | -MCA, Member     |
| 20. Hon. Moses Rotich     | -MCA, Member     |
| 21. Hon. Gilbert Ngetich  | -MCA, Member     |
| 22. Hon. Eric Bett        | -MCA, Member     |
| 23. Hon. Amos Birir       | -MCA, Member     |
| 24. Hon. Julius Siele     | -MCA, Member     |

- |                         |              |
|-------------------------|--------------|
| 25. Hon. Paul Chirchir  | -MCA, Member |
| 26. Hon. Erick Bii      | -MCA, Member |
| 27. Hon. Richard Langat | -MCA, Member |
| 28. Hon Phillip Rono    | -MCA, Member |
| 29. Hon. Dr. Naaman Rop | -MCA, Member |
| 30.                     |              |
| 31. Hon Cheruiyot Bett  | -MCA, Member |

As provided for in the second schedule of the standing orders, the Committee specific mandate will be:

*“all matters related to trade development and regulation, including markets, trade licences (excluding regulation of professions), fair trading practices, betting, lotteries, casinos and other forms of gambling, racing and liquor licensing.”*

The Committee evaluated its performance for the period under review having undertaken considerable number of activities stipulated in the Committee’s Work Plan as shown below:

Business	No	Description
Sittings	16	<ul style="list-style-type: none"> <li>The Committee held Sixteen sittings within and outside the precincts of the County Assembly to consider various Committee business</li> </ul>
Reports	1	<ul style="list-style-type: none"> <li>The Committee retreated to write report on the Annual Development Plan for FY 2024/2025.</li> </ul>
Bills	1	Appropriation bills
Retreats	1	The Committee retreated to write the following report on Annual Development Plan, FY 2024-2025

### **Challenges**

The Committee faced the following challenges during the period under review: -

- i. Failure to adhere to Committee work plan due to upcoming business in between the stipulated time

### **Recommendation**

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- i. The Committee should strictly adhere to the work plan and the budget cycle timelines

### 3.1.16 PUBLIC ACCOUNTS AND INVESTMENT

#### Mandate of the Committee

2) The County Public Investments and Accounts Committee shall be responsible for-

(a) The examination of the accounts showing the appropriations of the sum voted by the Assembly to meet the public expenditure and of such other accounts laid before the Assembly as the Committee may think fit.

(b) the examination of the reports, accounts and workings of the county public investments;

(c) the examination, in the context of the autonomy and efficiency of the county public investments, whether the affairs of the county public investments, are being managed in accordance with sound financial or business principles and prudent commercial practices:

i. matters of major County or National Government policy as distinct from business or commercial functions of the public investments;

ii. matters of day-to-day administration; and,

iii. Matters for the consideration of which machinery is established by any special statute under which a particular county public investment is established.

#### Committee Membership

The Committee on Public Accounts and Investment was constituted on February ,2023 and the membership of the Committee is as follows:-

- |                            |                  |
|----------------------------|------------------|
| • Hon. Vincent Korir       | Chairman         |
| • Hon. Monica Chelangat    | Vice Chairperson |
| • Hon. Erick Bii           | Member           |
| • Hon. Gabriella Chepngeno | Member           |
| • Hon. Hillary Basuben     | Member           |
| • Hon. Julius Siele        | Member           |
| • Hon. Dorah Keino         | Member           |
| • Hon. Paul Chirchir       | Member           |
| • Hon. Albert Kipkoech     | Member           |

The Committee evaluated its performance for the period under review having undertaken considerable number of activities stipulated in the Committee's Work Plan as shown below:

Business	No	Description
Sittings	19	<ul style="list-style-type: none"> <li>The Committee held nineteen sittings within and outside the precincts of the Assembly to consider Committee business.</li> </ul>
Reports tabled	1	<ul style="list-style-type: none"> <li>The report of the Auditor general on the Kericho County Executive for the financial year 2020/2021.</li> </ul>
Reports pending waiting for responses	7	<ul style="list-style-type: none"> <li>Report of the Auditor General on County Executive of Kericho for the year ended 30<sup>th</sup> June 2022.</li> <li>Report of the Auditor General on Kericho County executive staff Mortgage scheme fund for the year ended on 30<sup>th</sup> June 2020.</li> <li>Report of the Auditor General on Kericho County Agricultural Development fund for the year ended 30<sup>th</sup> June 2022.</li> <li>Report of the Auditor General on the Litein Municipal Board for the year ended 30<sup>th</sup> June 2022.</li> <li>Report of the Auditor General on Kericho Municipal Board for the year ended 30<sup>th</sup> June 2022.</li> <li>Report of the Auditor –General on County Revenue fund-County government of Kericho for the year ended 30<sup>th</sup> June 2022.</li> <li>Report of the Auditor General on Kericho county executive staff car and mortgage scheme fund of the year ended 30<sup>th</sup> June 2021.</li> </ul>
Report under review waiting for interrogation.	6	<ul style="list-style-type: none"> <li>Report of the Auditor General on KEWSCO for the financial year ended on 30<sup>th</sup> June 2020.</li> <li>Reports of the Auditor General on KEWSCO for the financial year ended on 30<sup>th</sup> June 2021.</li> <li>Reports of the Auditor General on KEWSCO for the financial year ended on 30<sup>th</sup> June 2022.</li> <li>Report of the Auditor General on County assembly of Kericho for the year ended 30<sup>th</sup> June 2022.</li> </ul>

		<ul style="list-style-type: none"> <li>• Report of the Auditor General on County assembly of Kericho for the year ended 30<sup>th</sup> June 2021.</li> <li>• Report of the Auditor General on County assembly of Kericho for the year ended 30<sup>th</sup> June 2020.</li> </ul>
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### Challenges

The Committees face the following challenges during the period under review: -

- i. Failure to adhere to Committee work plan due to upcoming business in between the stipulated time
- ii. Lack of training to the Committee on the interrogation of Committee.
- iii. Lack of capacity building to Committee members.

### Recommendations

- i. Members of the county assembly should initiate more legislation especially in the examination of the accounts showing the appropriations of the sum voted by the Assembly to meet the public expenditure.
- ii. The assembly should consider allocating additional budget to the Committee to enable it undertake all the activities outline in the work plan.
- iii. Lack of cooperation from members of the Committee.

## 3.1.17 IMPLEMENTATION

### Mandate of this Committee

The mandate of the Committee on *Implementation* is stipulated in the *Kericho County Assembly Standing Order 203* and “involves scrutinizing the resolutions of the assembly (including adopted Committee reports), petitions and the undertakings given by the County Executive Committee and examine:-

- a) *Whether or not such decisions and undertakings have been implemented and where implemented, the extent to which they have been implemented: and whether such implementation has taken place within the minimum time necessary; and*
- b) *Whether or not legislation passed by the Assembly has been operationalized and where operationalized, the extent to which such operationalization has taken place within the minimum time necessary.*

### Committee Membership

The Committee membership is as follows:-

- Hon. Dr. Naaman Rop - MCA Chairman
- Hon. Issack Metkeir -MCA V. Chair
- Hon. Cheruiyot Bett -MCA Member
- Hon. Evaline Chepwogen - MCA Member
- Hon. Beatrice Chepkemai - MCA Member
- Hon. Philip Rono -MCA Member
- Hon. Haron Rotich - MCA Member
- Hon. Gilbert Ngetich - MCA Member
- Hon. Anthony Ruto -MCA Member

The Committee evaluated its performance for the period under review having undertaken considerable number of activities stipulated in the Committee's Work Plan as shown below:

Business	No.	Description
<b>Sittings</b>	35	<ul style="list-style-type: none"> <li>The Committee meetings were held both in and out of the precincts of the County Assembly.</li> </ul>
<b>Engagement with the CECM</b>	1	<ul style="list-style-type: none"> <li>Having a consultative meeting with Cec Health</li> </ul>
<b>Retreats</b>	2.	<ul style="list-style-type: none"> <li>Retreat EKA Hotel Report on Status of operations of the Assembly</li> </ul>
<b>Reports</b>	2	<ul style="list-style-type: none"> <li>Report on Status of operations of the Assembly and;</li> <li>Report on status of Implementation of Health Report through a statement which was raised by Honourable Fancy Korir</li> </ul>
<b>Bills</b>	0	No bill was generated during the period

### Challenges

The Committee identified the following challenges encountered in the course of their work:

- i. Delay in responses to enquiries by the County Executive Committee Members
- ii. Lack of necessary support by sectoral Committees on matters within their mandate that comes for consideration by the Implementation Committee
- iii. Lack of quorum
- iv. Logistical challenge vehicles

### Recommendations



- i. Follow up on the report's recommendations, motion tracker, statement tracker, bills tracker and enacted legislations for CECM to do regulations

### 3.1.18 SELECTION

#### Mandate of the Committee

The mandate of the Committee on Selection as stipulated in the Kericho County Assembly Standing Order 167 is to nominate members to serve in Committees, save for the membership of the Assembly Business Committee and Committee on Appointments.

Further, Standing Orders 195 (1) of the Kericho County Standing Orders provides that '*Unless a more regular interval is prescribed under any written law or these Standing Orders, each select Committee shall submit half yearly Progress reports to the Liaison Committee.*'

#### Committee Membership

The Committee membership is as follows:

- Hon. Philip Rono Chairperson
- Hon. Gilbert Ngetich Member
- Hon. Eric Bii Member
- Hon. Martin Cheruiyot Member
- Hon. Albert Kipkoech Member
- Hon. Richard Langat Member
- Hon. Hezron Kipngeno Member
- Hon. Peter Kemoi Member
- Hon. Beatrice Chepkemoi Member

#### Committee Business during the Period under Review

The Committee had no business to undertake during the period under review

Business	No.	Description
Sittings	0	<ul style="list-style-type: none"> <li>There were no meetings held both in and out of the precincts of the County Assembly.</li> </ul>
Reports	0	<ul style="list-style-type: none"> <li>No reports tabled during the period</li> </ul>

## 3.2 HOUSE BUSINESS COMMITTEES

### 3.2.1 HOUSE BUSINESS

#### Mandate of the Committee

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The mandate of the House Business Committee as stipulated in the Kericho County Assembly Standing Order 166 which is to prepare and if necessary, from time to time adjust the Assembly Calendar with the approval of the County Assembly; Monitor and oversee the implementation of the Assembly Business and programmes; Implement the Standing Orders respecting the scheduling or programming of the business of the Assembly and the functioning of the Committees of the Assembly; determine the order in which the reports of Committees shall be debated in the assembly; may take decisions and issue directives and guidelines to prioritize or postpone any business of the assembly acting with the concurrence of the Leader of the Majority Party or the Leader of the Minority Party as the case may be; and consider such matters as may from time to time arise in connection with the business of the Assembly and shall have and perform such powers and functions as are conferred on and ascribed to it by these standing orders or from time to time by the Assembly.

Further, Standing Orders 195 (1) of the Kericho County Standing Orders provides that ‘*Unless a more regular interval is prescribed under any written law or these Standing Orders, each select Committee shall submit half yearly Progress reports to the Liaison Committee.*’

### Committee Membership

The Committee membership is as follows:

- Hon. Dr. Patrick C. Mutai (PhD) Speaker of the County Assembly/Chairperson
- Hon. Irene Langat -Vice Chairperson
- Hon. Philip Rono -Leader of the Majority Party/Member
- Hon. Cheruiyot Bett -Member
- Hon. Dorah Keino -Member
- Hon. Moses Rotich --Member
- Hon. Winny Langat -Member
- Hon. Kipngeno Kirui -Member
- Hon. Gladys Bett -Member

### Committee Business during the Period under Review

The Committee evaluated its performance for the period under review having undertaken considerable number of activities stipulated in the Committee’s Work Plan as shown below:

Business	No.	Description
Sittings	27	<ul style="list-style-type: none"> <li>• The Committee meetings were held in the Assembly to schedule Assembly’s business</li> </ul>

### 3.2.2 APPOINTMENTS

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### Mandate of the Committee

The Committee on Appointments was established pursuant to Kericho County Assembly Standing Order 199. Standing Order 199 provides that *the Committee on Appointments shall consider for approval by the Assembly, appointments under Article 179 (2) of the Constitution of Kenya (County Executive Committee Members).*

Further, Standing Orders 195 (1) of the Kericho County Standing Orders provides that ‘*Unless a more regular interval is prescribed under any written law or these Standing Orders, each select Committee shall submit half yearly Progress reports to the Liaison Committee.*’

### Committee Membership

The Committee membership is as follows:

- Hon. Dr. Patrick C. Mutai-(PhD) Speaker of the County Assembly/Chairperson
- Hon. Philip Rono Leader of the Majority Party
- Hon. Cheruiyot Bett Member
- Hon. Paul Chirchir Member
- Hon. Rogony Kiprotich Member
- Hon. Anthony Rutto Member
- Hon. David Maritim Member
- Hon. Anita Mibey Member
- Hon. Dominic Mutai Member

### Committee Business during the Period under Review

The Committee evaluated its performance for the period under review having undertaken considerable number of activities stipulated in the Committee’s Work Plan as shown below:

Business	No.	Description
Sittings	0	<ul style="list-style-type: none"> <li>There were no Committee meetings held both in and out of the precincts of the County Assembly.</li> </ul>
Reports	0	<ul style="list-style-type: none"> <li>No reports tabled on the period</li> </ul>

### 3.2.3 POWERS AND PRIVILEGES

#### Mandate of the Committee

The mandate of the Committee on Powers and Privileges as stipulated in the Kericho County Assembly Standing Order 18 is to exercise all the powers and privileges bestowed by the constitution and statute, including the power to summon witnesses, receive evidence and to request for and receive papers and documents from the Government and the public.

Further, Standing Orders 195 (1) of the Kericho County Standing Orders provides that ‘*Unless a more regular interval is prescribed under any written law or these Standing Orders, each select Committee shall submit half yearly Progress reports to the Liaison Committee.*’

### **Committee Membership**

The Committee membership is as follows:

- |                           |                    |
|---------------------------|--------------------|
| 1. Hon. Dr. Patrick Mutai | -Speaker, Chairman |
| 2. Hon. Chebwogen Evaline | -MCA, Vice Chair   |
| 3. Hon. Eric Bett         | -MCA, Member       |
| 4. Hon. Phillip Rono      | -MCA, Member       |
| 5. Hon. Haron Rotich      | -MCA, Member       |
| 6. Hon. Anita Mibey       | -MCA, Member       |
| 7. Hon. Paul Chirchir     | -MCA, Member       |
| 8. Hon. Fancy Korir       | -MCA, Member       |
| 9. Hon. Bavina Serem      | -MCA, Member       |

### **Committee Business during the Period under Review**

The Committee evaluated its performance for the period under review having undertaken considerable number of activities stipulated in the Committee’s Work Plan as shown below:

Business	No.	Description
Sittings	0	<ul style="list-style-type: none"> <li>There were no Committee meetings held both in and out of the precincts of the County Assembly.</li> </ul>
Reports	0	<ul style="list-style-type: none"> <li>No reports tabled on the period</li> </ul>

### **3.2.4 SPEAKERS PANEL**

#### **Mandate of Committee**

The Speaker’s Panel is stipulated in the Kericho County Assembly Standing Order 27 which is a panel consisting of the Speaker and four other members of the County Assembly to be known as the First, Second, Third and Fourth Panellist who shall be entitled to exercise all the powers vested in the Chairperson of Committees of the Whole.

#### **Committee Membership**

The Committee membership is as follows:

- |                          |                     |
|--------------------------|---------------------|
| • Hon. Dr. Patrick Mutai | - Speaker, Chairman |
| • Hon. Paul Chirchir     | -MCA Member         |
| • Hon. Evaline Chebwogen | -MCA Member         |
| • Hon. Anita Mibey       | - MCA Member        |

- Hon. Dorah Keino - MCA Member
- Hon. Vincent Koskey -MCA Member

### **Committee Business during the Period under Review**

The Committee evaluated its performance for the period under review having undertaken considerable number of activities stipulated in the Committee's Work Plan as shown below:

<b>Business</b>	<b>No.</b>	<b>Description</b>
<b>Sittings</b>	11	<ul style="list-style-type: none"> <li>• The Committee meetings were held both in and out of the precincts of the County Assembly.</li> </ul>

### **3.2.5 POWERS AND PRIVILEGE**

#### ***Mandate of the Committee***

The mandate of the Committee on Powers and Privileges as stipulated in the Kericho County Assembly Standing Order 18, is to exercise all the powers and privileges bestowed by the constitution and statute, including the power to summon witnesses, receive evidence and to request for and receive papers and documents from the Government and the public.

Further, Standing Orders 195 (1) of the Kericho County Standing Orders provides that '*Unless a more regular interval is prescribed under any written law or these Standing Orders, each select committee shall submit half yearly Progress reports to the Liaison Committee.*'

#### ***Committee Membership***

The committee membership is as follows:

1. Hon. Dr. Patrick Mutai -Speaker,Chairman
2. Hon.Chebwojen Evaline -MCA,Vice Chairperson
3. Hon.Eric Bett -MCA,Member
4. Hon.Phillip Rono -MCA,Member
5. Hon.Haron Rotich -MCA,Member
6. Hon.Anita Mibey -MCA,Member
7. Hon.Paul Chirchir -MCA,Member
8. Hon.Fancy Korir -MCA,Member
9. Hon.Bavina Serem -MCA,Member

#### ***Progress Report***

This Report details all the Business conducted by the Select Committee on Powers and Privileges for one year from July to December 2023 in line with the County Assembly Calendar. The Report is prepared pursuant to Standing Order 195 of the Kericho County

Standing Orders.

***Key areas Considered by the Committee***

In compiling this Report, the committee considered the following areas:

- i) Number of Committee meetings
- ii) Statements
- iii) Reports

***Challenges***

- i) Breach of privilege by Honourable Members including members of Powers and Privileges Committee

**Committee Business during the Period under Review**

The Committee during the period under review did not conduct committee business

**3.2.6 PROCEDURE AND RULES**

***Mandate of the Committee***

The mandate of the Committee on Procedure and Rules as stipulated in the Kericho County Assembly Standing Order 202 is to consider and report on all matters relating to the Standing Orders. It further provides that the committee may propose amendments to the Standing Orders and any such amendments shall upon approval by the Assembly, take effect at the time appointed by the Assembly.

Further, Standing Orders 195 (1) of the Kericho County Standing Orders provides that ‘*Unless a more regular interval is prescribed under any written law or these Standing Orders, each select committee shall submit half yearly Progress reports to the Liaison Committee.*’

***Committee Membership***

The committee membership is as follows:

- |                           |                     |
|---------------------------|---------------------|
| 1. Hon. Dr. Patrick Mutai | -Speaker, Chairman  |
| 2. Hon Vincent Koskei     | -MCA, Vice Chairman |
| 3. Hon Gladys Bett        | -MCA, Member        |
| 4. Hon. Dorah Keino       | -MCA, Member        |
| 5. Hon. Paul Chirchir     | -MCA, Member        |
| 6. Hon. Chebwogen Evaline | -MCA, Member        |
| 7. Hon. Edina Tonui       | -MCA, Member        |
| 8. Hon. Winny Langat      | -MCA, Member        |
| 9. Hon. Anita Mibey       | -MCA, Member        |

**Committee Business during the Period under Review**

The Committee didn't conduct any business under the period under review

**3.2.7 DELEGATED COUNTY LEGISLATION****Mandate of the Committee**

Whenever a statutory instrument is submitted to the Assembly pursuant the Constitution, any law or these Standing Orders, the statutory instrument shall, unless a contrary intention appears in the relevant legislation, be laid before the Assembly by the Chair of the relevant Departmental Committee, or any other member and shall thereafter stand referred to the Committee on Delegated Legislation.

The Committee shall consider in respect of any statutory instrument whether it :-

1. is in accord with the provisions of the Constitution, the Act pursuant to which it is made or other relevant written law;
2. infringes on fundamental rights and freedoms of the public;
3. contains a matter which in the opinion of the Committee should more properly be dealt with in an Act of Parliament;
4. contains imposition of taxation;
5. directly or indirectly bars the jurisdiction of the Courts;
6. gives retrospective effect to any of the provisions in respect of which the Constitution or the Act does not expressly give any such power;
7. involves expenditure from the Consolidated Fund or other public revenues;
8. is defective in its drafting or for any reason the form or purport of the statutory instrument calls for any elucidation;
9. appears to make some unusual or unexpected use of the powers conferred by the Constitution or the Act pursuant to which it is made;
10. appears to have had unjustifiable delay in its publication or laying before Parliament;
11. makes rights, liberties or obligations unduly dependent upon non-reviewable decisions;
12. makes rights, liberties or obligations unduly dependent upon insufficiently defined administrative powers;
13. inappropriately delegates legislative powers;
14. imposes a fine, imprisonment or other penalty without express authority having been provided for in the enabling legislation;
15. appears for any reason to infringe on the rule of law;
16. inadequately subjects the exercise of legislative power to parliamentary scrutiny; and,

17. Accord to any other reason that the Committee considers fit to examine.

### Membership of the Committee

The Committee Members are as follows: -

1. Hon. David Maritim -Chairperson
2. Hon. Edina Tonui –Vice Chair
3. Hon. Vincent Koskei -Member
4. Hon. Issack Metkeir -Member
5. Hon. Fancy Korir -Member
6. Hon. Kiprotich Rogony -Member
7. Hon. Noela Opile -Member
8. Hon. Bavina Serem -Member
9. Hon. Mercy Gikonyo -Member

### Committee Business during the Period under Review

The Committee evaluated its performance for the period under review having undertaken considerable number of activities stipulated in the Committee’s Work Plan as shown below:

Business	No.	Description
Sittings	19	<ul style="list-style-type: none"> <li>The Committee meetings were held both in and out of the precincts of the County Assembly.</li> </ul>

### Challenge(s)

The County Executive Committee members have not generated subsidiary regulations to operationalize Acts approved by the County Assembly.

### 3.2.8 POWERS AND PRIVILEGES

#### *Mandate of the Committee*

The mandate of the Committee on Powers and Privileges as stipulated in the Kericho County Assembly Standing Order 18 is to exercise all the powers and privileges bestowed by the constitution and statute, including the power to summon witnesses, receive evidence and to request for and receive papers and documents from the Government and the public.

Further, Standing Orders 195 (1) of the Kericho County Standing Orders provides that ‘*Unless a more regular interval is prescribed under any written law or these Standing Orders, each select committee shall submit half yearly Progress reports to the Liaison Committee.*’



***Committee Membership***

The committee membership is as follows:

10. Hon. Dr. Patrick Mutai	-Speaker,Chairman
11. Hon.Chebwoen Evaline	-MCA,Vice Chairperson
12. Hon.Eric Bett	-MCA,Member
13. Hon.Phillip Rono	-MCA,Member
14. Hon.Haron Rotich	-MCA,Member
15. Hon.Anita Mibey	-MCA,Member
16. Hon.Paul Chirchir	-MCA,Member
17. Hon.Fancy Korir	-MCA,Member
18. Hon.Bavina Serem	-MCA,Member

**Committee Business during the Period under Review**

The Committee evaluated its performance for the period under review having undertaken considerable number of activities stipulated in the Committee's Work Plan as shown below:

<b>Business</b>	<b>No.</b>	<b>Description</b>
<b>Sittings</b>	0	<ul style="list-style-type: none"> <li>There were no Committee meetings held both in and out of the precincts of the County Assembly.</li> </ul>
<b>Reports</b>	0	<ul style="list-style-type: none"> <li>No reports tabled on the period</li> </ul>

***Challenges***

i) Breach of privilege by Honourable Members including members of Powers and Privileges Committee

**3.2.9 LIAISON*****Mandate of the Committee***

The mandate of the Committee on Liaison is contained in standing order 206 (2) and (3) and states that, the Liaison Committee shall-

2. (a) guide and co-ordinate the operations, policies and mandates of all Committees;
- (b) deliberate on and apportion the annual operating budget among the Committees;

- (c) consider the programmes of all Committees, including their need to travel and sit away from the precincts of Assembly;
  - (d) ensure that Committees submit reports as required by these Standing Orders;
  - (e) determine, whenever necessary, the Committee or Committees to deliberate on any matter; and
  - (f) give such advice relating to the work and mandate of select Committees as it may consider necessary
3. The Liaison Committee shall consider reports of Committee that have not been deliberated by the Assembly and shall report to the Assembly on the consideration of such reports.

### ***Committee Membership***

Standing Order 206(1) states that, there shall be a select Committee to be known as the Liaison Committee which shall consist of the Chairperson of Committees as the chairperson and the chairpersons of all Committees of the Assembly.

### **The following is the membership of the Committee:**

1. Hon. Erick Bett - Chairperson
2. Hon. Dr. Patrick Mutai -Member
3. Hon. Philip Rono – Member
4. Hon. Hezron Ngetich -Member
5. Hon. Albert Kipkoech -Member
6. Hon. Cheruiyot Bett -Member
7. Hon. Anthony Rutto -Member
8. Hon. Julius Siele – Member
9. Hon. Philip Mutai - Member
10. Hon. Francis Terer - Member
11. Hon. Erick Bii -Member
12. Hon. Gilbert Ngetich –Member
13. Hon. David Maritim -Member
14. Hon. Dr. Naaman Rop - Member
15. Hon. Vincent korir –Member
16. Hon. Peter Kemoi –Member
17. Hon. Richard Langat –Member
18. Hon. Kibet Bosuben –Member
19. Hon. Simon Koskei –Member
20. Hon. Martin Cheruiyot –Member
21. Hon. Vincent Kirui - Member

### Committee Business during the Period under Review

The Committee evaluated its performance for the period under review having undertaken considerable number of activities stipulated in the Committee's Work Plan as shown below:

Business	No.	Description
Sittings	8	<ul style="list-style-type: none"> <li>The Committee meetings were held both in and out of the precincts of the County Assembly.</li> </ul>

### Challenges

Liaison Committee's mandate undermined by Committees getting approval to hold meetings outside the precincts without the approval by liaison Committee.

### 4.0 COMMITTEE OBSERVATIONS

The Committee made the following observations from the various Committee progress reports that:-

1. No bills were passed by various Committees during the time under review save for money bill (Kericho County Finance Bill, 2023);
2. Few sectoral Committees conducted site visits, yet it is an important oversight tool to measure departmental performance more so in the implementation of budgeted programmes and projects. This was occasioned by lack of adequate logistical support in terms of transport;
3. Though a number of statements raised and committed to various Committees have been responded to, others were still pending due to delay or no response at all from the County Executive Committee Members in charge of various County's departments;
4. The Committee members and secretariat did not have trainings on specific mandates of each Committee during the period;
5. Most of the Committees during the period experienced challenge of quorum occasioned by overlapping schedule of meetings and lack of space to conduct Committee meetings at the precincts of the Assembly;
6. The County Executive Committee Members do not develop regulations on the Acts in place for subsequent approval by the relevant Assembly's Committee for better running of the devolved functions;
7. The County Executive Committee Members in charge of various departments fail or delay in acting on the recommendations of the County Assembly as contained in several Committee reports.
8. Most Committees of the County Assembly did not receive the Quarterly Reports

from the departments of the County Executive as well as the County Assembly as contained in Section 166 of the Public Finance Management Act;

9. At some instances, the Committees during execution of their mandates were not facilitated in terms of relevant personnel such as Legal Officers, Research Officers and Serjeant-At-Arms among others though the Committees required technical advice among others in the execution of their mandates.

## 5.0 COMMITTEE RECOMMENDATIONS

The Liaison Committee recommends that:-

1. The Committees of the County Assembly should fast track, generate and where necessary the existing Acts and regulations that are under their jurisdictions for better running the devolved functions;
2. The Sectoral Committees conduct site visits on projects implemented by the County Executive as a means of exercising oversight role and ensuring funds allocated to projects are utilized appropriately and efficiently for the intended purpose.
3. The County Assembly Service Board ensures that there is availability of motor vehicles and a fully constituted secretariat for Committees during oversight visits. This implies that the County Assembly vehicles be reserved and given priority for use by the Committees on their oversight role and any other work assigned to them;
4. The Committees of the County Assembly finalize any pending business and be presented to the House for dispensation as soon as practically possible;
5. Each Assembly Committee's Chairpersons and members enforce Standing Order 182 on members who fail to attend the Committee sittings;
6. The County Assembly Service Board conducts regular training of Committee members and secretariat on specific areas for better performance of their mandate;
7. Standings Orders 177 and 206 be adhered to by all the County Assembly's Committees on meetings outside the precincts of the Assembly;
8. The Committee on Implementation enforces the provisions of Section 39 of the County Government Act, 2012 and Kericho County Assembly Standing Order Number 196 in compelling the County Executive to act on the County Assembly's resolutions.

## 6.0 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.

Mr. Speaker Sir,

It is my pleasant duty, pursuant to Standing Order 195 to present the progress report of the various Committees for the period 1<sup>st</sup> July to 31<sup>st</sup> December 2023 for consideration by this House.

Chairman Liaison Committee and Deputy Speaker.

I call up the member of liaison committee Hon. Peter Kemoi to second the report.

*(He stands and bows down in secondment)*

**Hon. Eric Bett (Deputy Speaker):** Thank you.

*(Question proposed)*

### 3.1.15 BUDGET AND APPROPRIATIONS

#### Mandate of the Committee

The Kericho County Assembly Standing Order 201(1) established the Budget and Appropriation Committee whose mandate is as follows:-

- (a) Investigate, inquire into and report on all matters related to coordination, control and monitoring of the county budget,*
- (b) Discuss and review the estimates and make recommendations to the Assembly;*
- (c) Examine the County Budget Policy Statement presented to the Assembly;*
- (d) Examine Bills related to the county budget, including Appropriations Bills; and*
- (e) Evaluate tax estimates, economic and budgetary policies and programmes with direct budget outlays.*

#### Membership of the Committee

Mr. Speaker Sir, the County Budget and Appropriation Committee was reconstituted in February, 2023 and the membership of the Committee is as follows:-

- Hon. Albert Kipkoech -MCA. Chairman.
- Hon. Kiprotich Rogony -MCA, Vice Chair
- Hon. Simion Koskei -MCA, Member
- Hon. Vincent Korir -MCA, Member
- Hon. Mathew Korir -MCA, Member
- Hon. Julius Siele -MCA, Member
- Hon. Peter Kemoi -MCA, Member

- Hon. Francis Terer -MCA, Member
- Hon. Phillip Mutai -MCA, Member
- Hon. Anita Byegon -MCA, Member
- Hon. Martin Cheruiyot -MCA, Member
- Hon. Vincent Kirui -MCA, Member
- Hon. Kipngeno Kirui -MCA, Member
- Hon. Hezron Kipngeno -MCA, Member
- Hon. David Maritim -MCA, Member
- Hon. Haron Rotich -MCA, Member
- Hon. Dominic Mutai -MCA, Member
- Hon. Antony Ruto -MCA, Member
- Hon. Hillary Bosuben -MCA, Member
- Hon. Moses Rotich -MCA, Member
- Hon. Gilbert Ngetich -MCA, Member
- Hon. Eric Bett -MCA, Member
- Hon. Amos Birir -MCA, Member
- Hon. Julius Siele -MCA, Member
- Hon. Paul Chirchir -MCA, Member
- Hon. Erick Bii -MCA, Member
- Hon. Richard Langat -MCA, Member
- Hon Phillip Rono -MCA, Member
- Hon. Dr. Naaman Rop -MCA, Member
- Hon Cheruiyot Bett -MCA, Member

As provided for in the second schedule of the standing orders, the Committee specific mandate will be:

*“all matters related to trade development and regulation, including markets, trade licences (excluding regulation of professions), fair trading practices, betting, lotteries, casinos and other forms of gambling, racing and liquor licensing.”*

The Committee evaluated its performance for the period under review having undertaken considerable number of activities stipulated in the Committee's Work Plan as shown below:

Business	No	Description
Sittings	16	<ul style="list-style-type: none"> <li>The Committee held Sixteen sittings within and outside the precincts of the County Assembly to consider various Committee business</li> </ul>
Reports	1	<ul style="list-style-type: none"> <li>The Committee retreated to write report on the Annual Development Plan for FY 2024/2025.</li> </ul>
Bills	1	Appropriation bills
Retreats	1	The Committee retreated to write the following report on Annual Development Plan, FY 2024-2025

### Challenges

The Committee faced the following challenges during the period under review: -

- ii. Failure to adhere to Committee work plan due to upcoming business in between the stipulated time

### Recommendation

- ii. The Committee should strictly adhere to the work plan and the budget cycle timelines

### 3.1.16 PUBLIC ACCOUNTS AND INVESTMENT

#### Mandate of the Committee

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2) The County Public Investments and Accounts Committee shall be responsible for-

(a) The examination of the accounts showing the appropriations of the sum voted by the Assembly to meet the public expenditure and of such other accounts laid before the Assembly as the Committee may think fit.

(b) the examination of the reports, accounts and workings of the county public investments;

(c) the examination, in the context of the autonomy and efficiency of the county public investments, whether the affairs of the county public investments, are being managed in accordance with sound financial or business principles and prudent commercial practices:

i. matters of major County or National Government policy as distinct from business or commercial functions of the public investments;

ii. matters of day-to-day administration; and,

iii. Matters for the consideration of which machinery is established by any special statute under which a particular county public investment is established.

### **Committee Membership**

The Committee on Public Accounts and Investment was constituted on February ,2023 and the membership of the Committee is as follows:-

- |                            |                  |
|----------------------------|------------------|
| • Hon. Vincent Korir       | Chairman         |
| • Hon. Monica Chelangat    | Vice Chairperson |
| • Hon. Erick Bii           | Member           |
| • Hon. Gabriella Chepngeno | Member           |
| • Hon. Hillary Basuben     | Member           |
| • Hon. Julius Siele        | Member           |
| • Hon. Dorah Keino         | Member           |
| • Hon. Paul Chirchir       | Member           |
| • Hon. Albert Kipkoech     | Member           |



The Committee evaluated its performance for the period under review having undertaken considerable number of activities stipulated in the Committee's Work Plan as shown below:

Business	No	Description
Sittings	19	<ul style="list-style-type: none"> <li>The Committee held nineteen sittings within and outside the precincts of the Assembly to consider Committee business.</li> </ul>
Reports tabled	1	<ul style="list-style-type: none"> <li>The report of the Auditor general on the Kericho County Executive for the financial year 2020/2021.</li> </ul>
Reports pending waiting for responses	7	<ul style="list-style-type: none"> <li>Report of the Auditor General on County Executive of Kericho for the year ended 30<sup>th</sup> June 2022.</li> <li>Report of the Auditor General on Kericho County executive staff Mortgage scheme fund for the year ended on 30<sup>th</sup> June 2020.</li> <li>Report of the Auditor General on Kericho County Agricultural Development fund for the year ended 30<sup>th</sup> June 2022.</li> <li>Report of the Auditor General on the Litein Municipal Board for the year ended 30<sup>th</sup> June 2022.</li> <li>Report of the Auditor General on Kericho Municipal Board for the year ended 30<sup>th</sup> June 2022.</li> <li>Report of the Auditor –General on County Revenue fund-County government of Kericho for the year ended 30<sup>th</sup> June 2022.</li> </ul>

		<ul style="list-style-type: none"> <li>• Report of the Auditor General on Kericho county executive staff car and mortgage scheme fund of the year ended 30<sup>th</sup> June 2021.</li> </ul>
Report under review waiting for interrogation.	6	<ul style="list-style-type: none"> <li>• Report of the Auditor General on KEWSCO for the financial year ended on 30<sup>th</sup> June 2020.</li> <li>• Reports of the Auditor General on KEWSCO for the financial year ended on 30<sup>th</sup> June 2021.</li> <li>• Reports of the Auditor General on KEWSCO for the financial year ended on 30<sup>th</sup> June 2022.</li> <li>• Report of the Auditor General on County assembly of Kericho for the year ended 30<sup>th</sup> June 2022.</li> <li>• Report of the Auditor General on County assembly of Kericho for the year ended 30<sup>th</sup> June 2021.</li> <li>• Report of the Auditor General on County assembly of Kericho for the year ended 30<sup>th</sup> June 2020.</li> </ul>

### Challenges

The Committees face the following challenges during the period under review: -

- iv. Failure to adhere to Committee work plan due to upcoming business in between the stipulated time
- v. Lack of training to the Committee on the interrogation of Committee.
- vi. Lack of capacity building to Committee members.

### Recommendations

- iv. Members of the county assembly should initiate more legislation especially in the examination of the accounts showing the appropriations of the sum voted by the Assembly to meet the public expenditure.

- v. The assembly should consider allocating additional budget to the Committee to enable it undertake all the activities outline in the work plan.
- vi. Lack of cooperation from members of the Committee.

### 3.1.17 IMPLEMENTATION

#### Mandate of this Committee

The mandate of the Committee on *Implementation* is stipulated in the *Kericho County Assembly Standing Order 203* and “involves scrutinizing the resolutions of the assembly (including adopted Committee reports), petitions and the undertakings given by the County Executive Committee and examine:-

- c) *Whether or not such decisions and undertakings have been implemented and where implemented, the extent to which they have been implemented; and whether such implementation has taken place within the minimum time necessary; and*
- d) *Whether or not legislation passed by the Assembly has been operationalized and where operationalized, the extent to which such operationalization has taken place within the minimum time necessary.*

#### Committee Membership

The Committee membership is as follows:-

- Hon. Dr. Naaman Rop - MCA Chairman
- Hon. Issack Metkeir -MCA V. Chair
- Hon. Cheruiyot Bett -MCA Member
- Hon. Evaline Chepwogen - MCA Member
- Hon. Beatrice Chepkemoi - MCA Member
- Hon. Philip Rono -MCA Member
- Hon. Haron Rotich - MCA Member
- Hon. Gilbert Ngetich - MCA Member

- Hon. Anthony Ruto -MCA Member

The Committee evaluated its performance for the period under review having undertaken considerable number of activities stipulated in the Committee's Work Plan as shown below:

Business	No.	Description
<b>Sittings</b>	35	<ul style="list-style-type: none"> <li>The Committee meetings were held both in and out of the precincts of the County Assembly.</li> </ul>
<b>Engagement with the CECM</b>	1	<ul style="list-style-type: none"> <li>Having a consultative meeting with Cec Health</li> </ul>
<b>Retreats</b>	2.	<ul style="list-style-type: none"> <li>Retreat EKA Hotel Report on Status of operations of the Assembly</li> </ul>
<b>Reports</b>	2	<ul style="list-style-type: none"> <li>Report on Status of operations of the Assembly and;</li> <li>Report on status of Implementation of Health Report through a statement which was raised by Honourable Fancy Korir</li> </ul>
<b>Bills</b>	0	No bill was generated during the period

### Challenges

The Committee identified the following challenges encountered in the course of their work:

- v. Delay in responses to enquiries by the County Executive Committee Members
- vi. Lack of necessary support by sect oral Committees on matters within their mandate that comes for consideration by the Implementation Committee
- vii. Lack of quorum
- viii. Logistical challenge vehicles

### Recommendations

- ii. Follow up on the report's recommendations, motion tracker, statement tracker, bills tracker and enacted legislations for CECM to do regulations

### 3.1.18 SELECTION

#### Mandate of the Committee

The mandate of the Committee on Selection as stipulated in the Kericho County Assembly Standing Order 167 is to nominate members to serve in Committees, save for the membership of the Assembly Business Committee and Committee on Appointments.

Further, Standing Orders 195 (1) of the Kericho County Standing Orders provides that ‘*Unless a more regular interval is prescribed under any written law or these Standing Orders, each select Committee shall submit half yearly Progress reports to the Liaison Committee.*’

#### Committee Membership

The Committee membership is as follows:

- Hon. Philip Rono                      Chairperson
- Hon. Gilbert Ngetich                Member
- Hon. Eric Bii                          Member
- Hon. Martin Cheruiyot               Member
- Hon. Albert Kipkoech                Member
- Hon. Richard Langat                 Member
- Hon. Hezron Kipngeno               Member
- Hon. Peter Kemoi                     Member
- Hon. Beatrice Chepkemoi            Member

#### Committee Business during the Period under Review

The Committee had no business to undertake during the period under review

Business	No.	Description
<b>Sittings</b>	0	<ul style="list-style-type: none"> <li>• There were no meetings held both in and out of the precincts of the County Assembly.</li> </ul>
<b>Reports</b>	0	<ul style="list-style-type: none"> <li>• No reports tabled during the period</li> </ul>

### **3.2 HOUSE BUSINESS COMMITTEES**

#### **3.2.1 HOUSE BUSINESS**

##### **Mandate of the Committee**

The mandate of the House Business Committee as stipulated in the Kericho County Assembly Standing Order 166 which is to prepare and if necessary, from time to time adjust the Assembly Calendar with the approval of the County Assembly; Monitor and oversee the implementation of the Assembly Business and programmes; Implement the Standing Orders respecting the scheduling or programming of the business of the Assembly and the functioning of the Committees of the Assembly; determine the order in which the reports of Committees shall be debated in the assembly; may take decisions and issue directives and guidelines to prioritize or postpone any business of the assembly acting with the concurrence of the Leader of the Majority Party or the Leader of the Minority Party as the case may be; and consider such matters as may from time to time arise in connection with the business of the Assembly and shall have and perform such powers and functions as are conferred on and ascribed to it by these standing orders or from time to time by the Assembly.

Further, Standing Orders 195 (1) of the Kericho County Standing Orders provides that ‘*Unless a more regular interval is prescribed under any written law or these Standing Orders, each select Committee shall submit half yearly Progress reports to the Liaison Committee.*’

##### **Committee Membership**

The Committee membership is as follows:

- Hon. Dr. Patrick C. Mutai (PhD) Speaker of the County Assembly/Chairperson
- Hon. Irene Langat -Vice Chairperson
- Hon. Philip Rono -Leader of the Majority Party/Member
- Hon. Cheruiyot Bett -Member
- Hon. Dorah Keino -Member
- Hon. Moses Rotich --Member
- Hon. Winny Langat -Member

- Hon. Kipngeno Kirui -Member
- Hon. Gladys Bett -Member

### Committee Business during the Period under Review

The Committee evaluated its performance for the period under review having undertaken considerable number of activities stipulated in the Committee's Work Plan as shown below:

Business	No.	Description
Sittings	27	<ul style="list-style-type: none"> <li>• The Committee meetings were held in the Assembly to schedule Assembly's business</li> </ul>

### 3.2.2 APPOINTMENTS

#### Mandate of the Committee

The Committee on Appointments was established pursuant to Kericho County Assembly Standing Order 199. Standing Order 199 provides that *the Committee on Appointments shall consider for approval by the Assembly, appointments under Article 179 (2) of the Constitution of Kenya (County Executive Committee Members).*

Further, Standing Orders 195 (1) of the Kericho County Standing Orders provides that '*Unless a more regular interval is prescribed under any written law or these Standing Orders, each select Committee shall submit half yearly Progress reports to the Liaison Committee.*'

#### Committee Membership

The Committee membership is as follows:

- Hon. Dr. Patrick C. Mutai-(PhD) Speaker of the County Assembly/Chairperson
- Hon. Philip Rono Leader of the Majority Party
- Hon. Cheruiyot Bett Member
- Hon. Paul Chirchir Member
- Hon. Rogony Kiprotich Member

- Hon. Anthony Ruto                      Member
- Hon. David Maritim                      Member
- Hon. Anita Mibey                      Member
- Hon. Dominic Mutai                      Member

### Committee Business during the Period under Review

The Committee evaluated its performance for the period under review having undertaken considerable number of activities stipulated in the Committee's Work Plan as shown below:

Business	No.	Description
Sittings	0	<ul style="list-style-type: none"> <li>• There were no Committee meetings held both in and out of the precincts of the County Assembly.</li> </ul>
Reports	0	<ul style="list-style-type: none"> <li>• No reports tabled on the period</li> </ul>

### 3.2.3 POWERS AND PRIVILEGES

#### Mandate of the Committee

The mandate of the Committee on Powers and Privileges as stipulated in the Kericho County Assembly Standing Order 18 is to exercise all the powers and privileges bestowed by the constitution and statute, including the power to summon witnesses, receive evidence and to request for and receive papers and documents from the Government and the public.

Further, Standing Orders 195 (1) of the Kericho County Standing Orders provides that '*Unless a more regular interval is prescribed under any written law or these Standing Orders, each select Committee shall submit half yearly Progress reports to the Liaison Committee.*'

#### Committee Membership

The Committee membership is as follows:

- Hon. Dr. Patrick Mutai                      -Speaker, Chairman
- Hon. Chebwogen Evaline                      -MCA, Vice Chair



- Hon. Eric Bett -MCA,Member
- Hon. Phillip Rono -MCA,Member
- Hon. Haron Rotich -MCA,Member
- Hon. Anita Mibey -MCA,Member
- Hon. Paul Chirchir -MCA,Member
- Hon. Fancy Korir -MCA,Member
- Hon. Bavina Serem -MCA,Member

### Committee Business during the Period under Review

The Committee evaluated its performance for the period under review having undertaken considerable number of activities stipulated in the Committee's Work Plan as shown below:

Business	No.	Description
Sittings	0	<ul style="list-style-type: none"> <li>• There were no Committee meetings held both in and out of the precincts of the County Assembly.</li> </ul>
Reports	0	<ul style="list-style-type: none"> <li>• No reports tabled on the period</li> </ul>

### 3.2.4 SPEAKERS PANEL

#### Mandate of Committee

The Speaker's Panel is stipulated in the Kericho County Assembly Standing Order 27 which is a panel consisting of the Speaker and four other members of the County Assembly to be known as the First, Second, Third and Fourth Panellist who shall be entitled to exercise all the powers vested in the Chairperson of Committees of the Whole.

#### Committee Membership

The Committee membership is as follows:

- Hon. Dr. Patrick Mutai - Speaker, Chairman
- Hon. Paul Chirchir -MCA Member
- Hon. Evaline Chebwogen -MCA Member
- Hon. Anita Mibey - MCA Member

- Hon. Dorah Keino - MCA Member
- Hon. Vincent Koskey -MCA Member

### Committee Business during the Period under Review

The Committee evaluated its performance for the period under review having undertaken considerable number of activities stipulated in the Committee's Work Plan as shown below:

Business	No.	Description
Sittings	11	<ul style="list-style-type: none"> <li>• The Committee meetings were held both in and out of the precincts of the County Assembly.</li> </ul>

### 3.2.5 POWERS AND PRIVILEGE

#### *Mandate of the Committee*

The mandate of the Committee on Powers and Privileges as stipulated in the Kericho County Assembly Standing Order 18, is to exercise all the powers and privileges bestowed by the constitution and statute, including the power to summon witnesses, receive evidence and to request for and receive papers and documents from the Government and the public.

Further, Standing Orders 195 (1) of the Kericho County Standing Orders provides that '*Unless a more regular interval is prescribed under any written law or these Standing Orders, each select committee shall submit half yearly Progress reports to the Liaison Committee.*'

#### *Committee Membership*

- The committee membership is as follows:
- Hon. Dr. Patrick Mutai -Speaker,Chairman
- Hon. Chebwogen Evaline -MCA,Vice Chairperson
- Hon. Eric Bett -MCA,Member
- Hon. Phillip Rono -MCA,Member
- Hon. Haron Rotich -MCA,Member
- Hon. Anita Mibey -MCA,Member
- Hon. Paul Chirchir -MCA,Member

- Hon. Fancy Korir -MCA,Member
- Hon. Bavina Serem -MCA,Member

### ***Progress Report***

This Report details all the Business conducted by the Select Committee on Powers and Privileges for one year from July to December 2023 in line with the County Assembly Calendar. The Report is prepared pursuant to Standing Order 195 of the Kericho County Standing Orders.

### ***Key areas Considered by the Committee***

In compiling this Report, the committee considered the following areas:

- iv) Number of Committee meetings
- v) Statements
- vi) Reports

### ***Challenges***

- ii) Breach of privilege by Honourable Members including members of Powers and Privileges Committee

### **Committee Business during the Period under Review**

The Committee during the period under review did not conduct committee business

## **3.2.6 PROCEDURE AND RULES**

### ***Mandate of the Committee***

The mandate of the Committee on Procedure and Rules as stipulated in the Kericho County Assembly Standing Order 202 is to consider and report on all matters relating to the Standing Orders. It further provides that the committee may propose amendments to the Standing Orders and any such amendments shall upon approval by the Assembly, take effect at the time appointed by the Assembly.

Further, Standing Orders 195 (1) of the Kericho County Standing Orders provides that '*Unless a more regular interval is prescribed under any written law or these Standing Orders, each*

*select committee shall submit half yearly Progress reports to the Liaison Committee.'*

### ***Committee Membership***

The committee membership is as follows:

- Hon. Dr. Patrick Mutai -Speaker, Chairman
- Hon Vincent Koskei -MCA, Vice Chairman
- Hon Gladys Bett -MCA, Member
- Hon. Dorah Keino -MCA, Member
- Hon. Paul Chirchir -MCA, Member
- Hon. Chebwogen Evaline -MCA, Member
- Hon. Edina Tonui -MCA, Member
- Hon. Winny Langat -MCA, Member
- Hon. Anita Mibey -MCA, Member

### **Committee Business during the Period under Review**

The Committee didn't conduct any business under the period under review

## **3.2.7 DELEGATED COUNTY LEGISLATION**

### **Mandate of the Committee**

Whenever a statutory instrument is submitted to the Assembly pursuant the Constitution, any law or these Standing Orders, the statutory instrument shall, unless a contrary intention appears in the relevant legislation, be laid before the Assembly by the Chair of the relevant Departmental Committee, or any other member and shall thereafter stand referred to the Committee on Delegated Legislation.

The Committee shall consider in respect of any statutory instrument whether it :-

- is in accord with the provisions of the Constitution, the Act pursuant to which it is made or other relevant written law;

- infringes on fundamental rights and freedoms of the public;
- contains a matter which in the opinion of the Committee should more properly be dealt with in an Act of Parliament;
- contains imposition of taxation;
- directly or indirectly bars the jurisdiction of the Courts;
- gives retrospective effect to any of the provisions in respect of which the Constitution or the Act does not expressly give any such power;
- involves expenditure from the Consolidated Fund or other public revenues;
- is defective in its drafting or for any reason the form or purport of the statutory instrument calls for any elucidation;
- appears to make some unusual or unexpected use of the powers conferred by the Constitution or the Act pursuant to which it is made;
- appears to have had unjustifiable delay in its publication or laying before Parliament;
- makes rights, liberties or obligations unduly dependent upon non-reviewable decisions;
- makes rights, liberties or obligations unduly dependent upon insufficiently defined administrative powers;
- inappropriately delegates legislative powers;
- imposes a fine, imprisonment or other penalty without express authority having been provided for in the enabling legislation;
- appears for any reason to infringe on the rule of law;
- inadequately subjects the exercise of legislative power to parliamentary scrutiny; and,
- Accord to any other reason that the Committee considers fit to examine.

### **Membership of the Committee**

The Committee Members are as follows: -

Hon. David Maritim                      -Chairperson

Hon. Edina Tonui                      -Vice Chair

Hon. Vincent Koskei                      -Member

Hon. Issack Metkeir                      -Member

Hon. Fancy Korir	-Member
Hon. Kiprotich Rogony	-Member
Hon. Noela Opile	-Member
Hon. Bavina Serem	-Member
Hon. Mercy Gikonyo	-Member

### Committee Business during the Period under Review

The Committee evaluated its performance for the period under review having undertaken considerable number of activities stipulated in the Committee's Work Plan as shown below:

Business	No.	Description
Sittings	19	<ul style="list-style-type: none"> <li>The Committee meetings were held both in and out of the precincts of the County Assembly.</li> </ul>

### Challenge(s)

The County Executive Committee members have not generated subsidiary regulations to operationalize Acts approved by the County Assembly.

## 3.2.8 POWERS AND PRIVILEGES

### *Mandate of the Committee*

The mandate of the Committee on Powers and Privileges as stipulated in the Kericho County Assembly Standing Order 18 is to exercise all the powers and privileges bestowed by the constitution and statute, including the power to summon witnesses, receive evidence and to request for and receive papers and documents from the Government and the public.

Further, Standing Orders 195 (1) of the Kericho County Standing Orders provides that '*Unless a more regular interval is prescribed under any written law or these Standing Orders, each select committee shall submit half yearly Progress reports to the Liaison Committee.*'

### *Committee Membership*

The committee membership is as follows:

19. Hon. Dr. Patrick Mutai	-Speaker, Chairman
20. Hon. Chebwogen Evaline	-MCA, Vice Chairperson
21. Hon. Eric Bett	-MCA, Member
22. Hon. Phillip Rono	-MCA, Member
23. Hon. Haron Rotich	-MCA, Member
24. Hon. Anita Mibey	-MCA, Member
25. Hon. Paul Chirchir	-MCA, Member
26. Hon. Fancy Korir	-MCA, Member
27. Hon. Bavina Serem	-MCA, Member

### Committee Business during the Period under Review

The Committee evaluated its performance for the period under review having undertaken considerable number of activities stipulated in the Committee's Work Plan as shown below:

Business	No.	Description
<b>Sittings</b>	0	<ul style="list-style-type: none"> <li>There were no Committee meetings held both in and out of the precincts of the County Assembly.</li> </ul>
<b>Reports</b>	0	<ul style="list-style-type: none"> <li>No reports tabled on the period</li> </ul>

### Challenges

- i) Breach of privilege by Honourable Members including members of Powers and Privileges Committee

### 3.2.9 LIAISON

#### Mandate of the Committee

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The mandate of the Committee on Liaison is contained in standing order 206 (2) and (3) and states that, the Liaison Committee shall-

2. (a) guide and co-ordinate the operations, policies and mandates of all Committees;
  - (b) deliberate on and apportion the annual operating budget among the Committees;
  - (c) consider the programmes of all Committees, including their need to travel and sit away from the precincts of Assembly;
  - (d) ensure that Committees submit reports as required by these Standing Orders;
  - (e) determine, whenever necessary, the Committee or Committees to deliberate on any matter; and
  - (f) give such advice relating to the work and mandate of select Committees as it may consider necessary
3. The Liaison Committee shall consider reports of Committee that have not been deliberated by the Assembly and shall report to the Assembly on the consideration of such reports.

### ***Committee Membership***

Standing Order 206(1) states that, there shall be a select Committee to be known as the Liaison Committee which shall consist of the Chairperson of Committees as the chairperson and the chairpersons of all Committees of the Assembly.

### **The following is the membership of the Committee:**

- |                              |               |
|------------------------------|---------------|
| 22. Hon. Erick Bett          | - Chairperson |
| 23. Hon. Dr. Patrick Mutai   | -Member       |
| 24. Hon. Philip Rono         | – Member      |
| 25. Hon. Hezron Ngetich      | -Member       |
| 26. Hon. Albert Kipkoech     | -Member       |
| 27. Hon. Cheruiyot Bett      | -Member       |
| 28. Hon. Anthony Rutto       | -Member       |
| 29. Hon. Julius Siele        | – Member      |
| <b>30. Hon. Philip Mutai</b> | - Member      |



### Committee Business during the Period under Review

The Committee evaluated its performance for the period under review having undertaken considerable number of activities stipulated in the Committee's Work Plan as shown below:

Business	No.	Description
Sittings	8	<ul style="list-style-type: none"><li>The Committee meetings were held both in and out of the precincts of the County Assembly.</li></ul>

### Challenges

Liaison Committee's mandate undermined by Committees getting approval to hold meetings outside the precincts without the approval by liaison Committee.

### 4.0 COMMITTEE OBSERVATIONS

The Committee made the following observations from the various Committee progress reports that:-

10. No bills were passed by various Committees during the time under review save for money bill (Kericho County Finance Bill, 2023);
11. Few sectoral Committees conducted site visits, yet it is an important oversight tool to measure departmental performance more so in the implementation of budgeted programmes and projects. This was occasioned by lack of adequate logistical support in terms of transport;
12. Though a number of statements raised and committed to various Committees have been responded to, others were still pending due to delay or no response at all from the County Executive Committee Members in charge of various County's departments;
13. The Committee members and secretariat did not have trainings on specific mandates of each Committee during the period;
14. Most of the Committees during the period experienced challenge of quorum

occasioned by overlapping schedule of meetings and lack of space to conduct Committee meetings at the precincts of the Assembly;

15. The County Executive Committee Members do not develop regulations on the Acts in place for subsequent approval by the relevant Assembly's Committee for better running of the devolved functions;
16. The County Executive Committee Members in charge of various departments fail or delay in acting on the recommendations of the County Assembly as contained in several Committee reports.
17. Most Committees of the County Assembly did not receive the Quarterly Reports from the departments of the County Executive as well as the County Assembly as contained in Section 166 of the Public Finance Management Act;
18. At some instances, the Committees during execution of their mandates were not facilitated in terms of relevant personnel such as Legal Officers, Research Officers and Serjeant-At-Arms among others though the Committees required technical advice among others in the execution of their mandates.

## **5.0 COMMITTEE RECOMMENDATIONS**

The Liaison Committee recommends that:-

9. The Committees of the County Assembly should fast track, generate and where necessary the existing Acts and regulations that are under their jurisdictions for better running the devolved functions;
10. The Sectoral Committees conduct site visits on projects implemented by the County Executive as a means of exercising oversight role and ensuring funds allocated to projects are utilized appropriately and efficiently for the intended purpose.
11. The County Assembly Service Board ensures that there is availability of motor vehicles and a fully constituted secretariat for Committees during oversight visits. This implies that the County Assembly vehicles be reserved and given priority for use by the Committees on their oversight role and any other work assigned to them;
12. The Committees of the County Assembly finalize any pending business and be

presented to the House for dispensation as soon as practically possible;

13. Each Assembly Committee's Chairpersons and members enforce Standing Order 182 on members who fail to attend the Committee sittings;
14. The County Assembly Service Board conducts regular training of Committee members and secretariat on specific areas for better performance of their mandate;
15. Standings Orders 177 and 206 be adhered to by all the County Assembly's Committees on meetings outside the precincts of the Assembly;
16. The Committee on Implementation enforces the provisions of Section 39 of the County Government Act, 2012 and Kericho County Assembly Standing Order Number 196 in compelling the County Executive to act on the County Assembly's resolutions.

## 6.0 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.

Mr. Speaker Sir,

It is my pleasant duty, pursuant to Standing Order 195 to present the progress report of the various Committees for the period 1<sup>st</sup> July 2023 to 31<sup>st</sup> December 2023 for consideration by this House.

I call upon the member of Liaison Committee Hon. Peter Kemoi to second the Report.

*(Hon. Peter Kemoi seconded the Motion)*

**The Deputy Speaker (Hon. Eric Bett):** Thank you.

*(Question proposed)*

The floor is now open for contribution; I will give to Hon. Peter Kemoi, Hon. Hezron Ngetich, and Hon. Weldon Rogony in that order

**Hon. Peter Kemoi (Member for Kapsuser Ward):** Thank you Mr. Speaker, Sir, for the opportunity that you have granted me. I want to echo the Liaison Committee for the commendable work they have done and based on the recommendation from each and every committee, you will realise that the committees are facing a lot of challenges in terms of

facilitation. We are struggling, when it comes to site visits, or may be even to have time to do a report we normally have a lot of challenges. So as much as we are struggling on this, I think we are facing challenges in terms of facilitation. So we urge the concerned that when there is need of facilitation be provided on time so that we accomplish our work on time.

Mr. Speaker, you realise also that there was a statement that I was following as the Chair for water and following the progress report I was to give the Report to the floor of the house, but the clerk of this county assembly denied that the report should not be tabled here because there was no statement which was raised on the floor of the House. So, I'm asking, what is the mandate of the committee until the statement is raised so that the committees are given the opportunity to work on the plans, or is it the mandate of each and every committee to do follow up pertaining their programs in their line committee? So I'm urging we should up our game and give the right direction, because if we go under the direction of one person in this assembly, I think we are heading nowhere and it's like we are not having the right direction as the committee. So I'm urging through you the chair you give us clear information to this house so that we know is it because when a statement has been raised so that we do our work or we can do our work pertaining departments? Thank you, Mr. Speaker.

**Hon. Eric Bett (Deputy Speaker):** Thank you! Alright, that is noted. I will report to that inquiry as the chair today. Hon. Hezron Ngetich, your contribution!

**Hon. Hezron Ngetich (Member for Chilchila Ward):** Thank you Hon. Speaker, Sir, for the opportunity that you have granted me so that I can rise to support the Motion before us and to use the platform to echo the committee on liaison for a well prepared report, it is a comprehensive well detailed report. This report on the half year progress report is an eye opener to various committees; I think this report should always be done so that we can gauge on our performance. I want to thank the membership of lands, housing, physical and planning committee for being really formidable team who have demonstrated they have the ability, the calling and they have commitment in whatever we are doing, for the second time consecutively, we have been leading, last report we had almost 42 sittings and agendas to deliberate on, the second report is 44 sittings, the second one following is 35. So it shows how we are committed and we are not just sitting for the sake of sitting, if you see the agendas it is well stipulated. Although we have done such, we are disappointed at some point on the administration of the assembly, there is one report which is still haunting us, and there was a statement which was sort by Hon. Mathew Korir on Kazi Mtaani, we were facilitated to go and do a report outside the precincts of assembly, we came up with the report it pass through the liaison, it went through the house business, the house business approved and it was put on the order paper, but when we wanted to table the report it was unfortunate that we were denied to table that report, my big question any report which has been developed it has passed through house business , it has put in the order paper, should be allowed to be tabled in the house, it is the business of debaters to

either accept or reject the report. So in fact that was a breach of the procedures and rules of this honourable house, because if it was not meeting the thresholds from the word go it should not be allowed to go through the house business, how can you allow from the house business, you put in the order paper and you don't allow it to be debated in the floor of the house. I think that is one thing that should be looked at and I wish the legal department of this house should guide the table office on how the procedures of this honourable house. Another thing is the fact that the honourable chair for water committee, you know it is not suppose only that after we raised the statement is when we bring the report, and we can deliberate on a matter even without a statement and come out with a progressive report of the department, it is not necessarily should be a statement, so those are some of things which prejudice the work and demoralise the work of the various committee. I think Mr. Speaker and table office and your office Mr. Speaker should look at those issues. Another challenge which we're facing as a house is that we are incapacitated in the process and procedures of bills I think it is so shameful that we have never passed any substantive bill in this house. So I urge your office to facilitate the members and the legal office and the various committees on development of various bills because most of the bills at the committee stages need to be processed so that at least we have several businesses within this house. There is one committee although I am a member in that committee I am so ashamed to be in that committee. The committee on Justice and Legal Affairs, I think that is a committee which has lost focus completely because there is no commitment from the chair and vice chair, It is so wrong to come and tell us here that there is no quorum in that committee. Quorum has always been there but the problem is the chair and the vice and it should be kept in record, there is no commitment from the chair and the vice chair. Even yesterday when we had a serious deliberation on a petition which has lying in the house there was no commitment from the chair and the vice chair. I think it is high time that the leader of the majority should re-look at the composition and the leadership of that committee because from the last report they only sat for seven sittings. This time again it is seven, and I am so sure if it looked at keenly, I think it is one or two times. There has never been an agenda because the agendas of a committee are developed by the chair and the vice chair, If the chair and the vice chair are always absent, there is no commitment I think the committee will lack direction. So it is high time we shame the leadership of that committee and if they have no business in leading that committee, they should relinquish because we have honourable nominated members who are willing to be chairs and to develop business in that committee. It is not just being just chair and vice chair, having allowances without any business because right now, we have almost twenty one petitions in that committee lying we have a lot of business in that committee but why don't we dispend because of the leadership. So it is high time, we cannot continue in that direction, so it is high time they relinquish their position and be spectators so they can be led and be shown how business should be transacted and they should be ashamed of themselves.

There are some committees that have business, like Public Accounts and Investment Committee, they have a lot of business and it is high time they are facilitated again because they have a lot of

business. Another committee which should be leading is the committee which is led by you, Liaison. It is the second last eight and when you see how it has compiled this thing I think it is ironical. So I think the membership of that committee should pull up their socks because if you see, in fact the businesses in this report, all are generated and passed through the Liaison. So I think it is high time that we should up our game in that committee and facilitate members. Otherwise Mr. Speaker this progressive report is an eye opener, it assists the members to see their performance and I think you should introduce, the chair Liaison should introduce a way of motivating the best performing committees so that it can at least activate other committees. In fact going forward you should motivate so that at least even that committee should be facilitated to go to benchmark outside the country so that it will be a motivation to other committees. Otherwise thank you Mr. Speaker for the opportunity.

**The Deputy Speaker (Hon. Eric Bett):** Alright thank you. I will give to Honourable Weldon Rogony, then I will give to the vice chair Justice and Legal Affairs Honourable Amos Birir, so you will be next.

**Hon. Kiprotich Rogony (Member for Sigowet Ward):** Thank you Mr. Speaker. I also rise to support the report before the house tabled by the committee on Liaison. Mine is really very short and I want to thank the member who has just spoken because he has been very candid. He has spoken a number of things that I felt ought to have been said before this house. One, if you look at the recommendations or the challenges for the various committees, it is either lack of quorum, lack of training or even lack of facilitation to attend those site visits. I will not talk about the committee Justice and Legal Affairs because it has been evident. One time Mr. Speaker we had a dispute and we still have a dispute between Sondu and Kisumu and the committee on Justice and Legal Affairs from Kisumu, wrote to this house to the committee of Justice and Legal Affairs. I am surprised even when we raised the issue even the chairman of that committee had no idea that there was a communication from our counterpart from Kisumu so that we talked about the boundaries. So it means that committee has not been able to do its work and as the member has said, we invite the majority leader to reconstitute that committee because if the committee is not doing what it is supposed to do and it is out of the failure by the chairperson or the vice chairperson to be able to take the lead then the same individuals have no business running that committee because we have other able members who can do the job.

Mr. Speaker, on the CEC failing to give information, that is required, because you could see even from the ICT, even from the youth, the committee on Youth Affairs, it is said that; One, the CECs take time to give the information that the committee wants. We need to summon these CECs because we have a duty as a house to be able to roll out the business of this house, and where information is not given by the executives then there is nothing other than summoning them Mr. Speaker.



Number two on the issue of failure to facilitate members, either by providing the motor vehicles that we are supposed to use to be able to go on site visits; it is the duty of the County Assembly Service Board to ensure we have the vehicles that are required for the members to be able to undertake their duties. Lastly Mr. Speaker, through your committee, it's about time that also Liaison, whenever there is a request committee to be able to conduct its business outside of the precedents of the House, maybe outside of this county, it should be provided for. But as I said before, I must congratulate the committee on Lands because they have had a number of sittings and the reports are there. Maybe it is because of the nature of the kind of work they are doing, but for the other committees, like we have a committee on Finance, a committee on trade. We have regulations, and we have Acts without regulations and we have proposed even in my own committee on Trade that we need to go out and we look at those regulations so that we can come and table before the House for those Acts to be able to be used. So sometimes we are not given time because we are told we cannot be facilitated to go and do this. I want to request your committee Mr. Speaker that you act with speed help, support these committees, if we are required to go to Nakuru for instance, get us that opportunity.

Lastly I want to urge the members here that whenever this County Assembly-the leadership- has facilitated us to go and do something, it is because we are using money, and the work we are supposed to do, let us do the work commensurate to the money that we have been given at our disposal. It is also wrong for us to have been given a chance to conduct our business outside this Assembly, and when it comes, the report is so shallow and doesn't meet the threshold like the one the that the chairman Lands has talked about. But we came up with a comprehensive report that has far-reaching ramifications from the other side. So I support what the chairman has said but at the same time, let us also be serious, let us table facts, it will help us. With this Mr. Speaker, I support the report. Thank you.

**The Deputy Speaker (Hon. Eric Bett):** Thank you. Honourable Amos Birir, the vice chair Justice and Legal Affairs.

**Hon. Amos Birir (Member for Kapkatet Ward):** Thank you Mr. Speaker for this opportunity that you have given me so that I can contribute and support the Motion.

Actually I was standing to answer what the honourable member has said. I was surprised when the honourable member said the committee on Justice and Legal Affairs is feeling ashamed and he is among the members. How can an honourable member who is among the committee members be surprised and ashamed and he is part of that committee? If he has more knowledge, he should assist us because he is more civilized than us and he is somebody who is senior and more knowledgeable than others. He should sit down and give us assistance. Allow me because my chairman is not around, to take action. I want the members for Justice and Legal, I want to call them, sit them down and give direction, including the honourable member who is feeling

ashamed. He is a senior and instead of giving advice, he is feeling ashamed. Mr. Speaker, thank you for this chance you have given me.

**The Deputy Speaker (Hon. Eric Bett):** Thank you so much Hon. Birir. As you sit down, I want to inform you that as the vice chair, you have the power to write to any member to show cause as to why he or she is not attending meetings or participating. You have the power so make sure you utilize it as the chair or vice chair of that committee on any member who is not responsible. Your remarks have been noted and please be guided accordingly. Hon. Hillary Kibet.

**Hon. Hillary Kibet (Member for Cheplanget Ward):** Thank you Mr. Speaker for giving me this opportunity to support the Motion before us today. Before I proceed, allow me to pass my condolences to Mama Alice, mother to one of our colleagues, Hon. Francis Terer and inform the members that tomorrow we shall be having a fundraising and the funeral will be on Saturday. And on the same note, I want to air my condolences to the family of Hon. Monica who lost a cousin.

The Report before us today is so good and comprehensive but the challenges it is quite unfortunate that among them we have facilitation. One of the key roles of the honourable members is oversight, meaning we have to visit places to see what has been done by the departments. It is so unfortunate that we have vehicles here and we usually put a budget to facilitate the members to do oversight. But again, you realize that up to date among all the committees, we have a lot of challenges on matters facilitation. We want to urge the County Assembly Service Board members to guide us on the same and tell us why we are not being facilitated to attend on the core agendas of this House.

Number two Mr. Speaker is the implementation in the department. You find, and especially when I say this, I am referring to the committee I am a member which is Lands and Physical Planning. We have had a lot of discussions, site visits, and I know that we have been in and out of this business premises. But again you realize that the reports and recommendations that we are coming up with are not being implemented. So we are urging the Committee on Implementation to enforce the provisions of the County Governments Act and the County Assembly's Standing Orders to compel the department to act on the same and if they do not act Mr. Speaker, we urge the committee to summon those people and guide us on the same.

On the same note, I want to thank the Secretariat for the good work they are doing. Personally, the Secretariat we have in our committees is doing a good job. They are guiding us on the same and I want to thank them Mr. Speaker. We have gone through the report and we have realized that a lot of the committees are having a lot of business but I want to say that business is not a guarantee to success. You find that there are some committees that have had more than 26 sittings and have done more than 16 site visits but they are yielding no fruits Mr. Speaker. But you find a committee like this one on Liaison, they have no site visits, they do not have many



businesses but they have come up with a comprehensive report. So we want what we are doing to be correlated with what we are coming up with. With those many remarks I want to support this Motion. Thank you Mr. Speaker!

**The Deputy Speaker (Hon. Eric Bett):** Thank you so much. Hon. Gladys and then I will give to the mover of the Motion to reply.

**Hon. Gladys Bett (Nominated Member Representing Women):** Thank you so much honourable Speaker for granting me the opportunity to concur with my colleagues on the comprehensive and well written report by the Liaison committee. If I can remember very well, I sat on the committee for Cooperative as the vice chair. And from the onset, we used to be very active, we used to make good reports, do field visits but it was until we were told that we cannot do site visits until a statement is raised. I concur with Hon. Peter Kemoi that it is not a must that we wait for a statement to be raised on the floor of the house so that we make a field visit. We have done many visits to some corporative societies including Tilolwetng'eny in Londiani Ward, Mugumoini in Tendeno/Sorget Ward and Subukia Farmers' Cooperative Society. We have the reports and we have what the people on the ground told us. We were to do a report and table the on the floor of the House but we were afraid because we were told that we cannot do that until the statement is raised. My concern is, if a statement is not raised to a committee, what are the mandates of the committee? It is my plea that Hon. Speaker, that we look into that. As the committee on Cooperative Management, we feel that doing a field visit will allow us to do some good oversight and see what the people on the ground are going through. Thank you Mr. Speaker!

**The Deputy Speaker (Hon. Eric Bett):** Thank you Hon. Gladys. I will pronounce myself on that issue. There are two questions that have been raised; one by Hon. Hezron Ngetich and the other one by Hon. Peter Kemoi which has been echoed by Hon. Gladys Bett. After this motion I will make a ruling and give a way forward on these particular issues that you have raised. I have seen the hand of the vice chair Roads Hon. Kiptoo Bii, before I give to the mover of the motion to reply.

**Hon. Paul Bii (Member for Kapsaos Ward):** Thank you Mr. Speaker for allowing me to support this report. But before then, I would like to commend the good work that the Liaison Committee did, to table such a comprehensive report to this honourable House. This report is actually cutting across all the committees in this House; they have almost the same challenges. One of the challenges pointed out is lack of quorum. Almost all and it is very true that we have had challenges in terms of lack of quorum in most of the committee meetings. When it comes to retreats, and I know that we are saying that we lack facilitation, but this is an area where almost all the members like because you know they get something out of it. But Hon. Speaker, we really want to ask ourselves; why are we here? My colleague mentioned something on the committee on Legal and Justice Affairs and I want to really support what he said is that it is high time that

the majority leader re-look at the composition of this committee. Because one, we have so many petitions it happened that I am a member. Yesterday we had one petition coming to see us but this petition came way back. So it shows that the chair and the vice chair to relinquish their position. It is not about coming here to defend themselves but us as members we always try to push them. We have been trying to do anything to support them but they really don't measure up the seriousness of this committee. So my take as Hon. Member representing great people of Kapsaos is that it is high time that you take up this matter and maybe we reconstitute this justice and legal committee because, having in mind that we have over 20 petition and there is nothing we are doing we are not pushing them. We are not saying that they don't have capacity what we are saying is maybe they are engaged elsewhere; don't even time to sit with us. So we are not pushing you but we are saying voluntarily just relinquish and then let others and as chair we will see way forward. Otherwise I support the document and thank you very much for availing time the entire Liaison committee team for getting us such a wonderful report. It is an eye opener let us pull up our socks and then we move forward I support thank you.

**The Deputy Speaker (Hon. Eric Bett):** Thank you Hon. Paul Bii. Before I give the mover of the Motion to reply, what is your Point of Information Bwana Hezron Ngetich?

**Hon. Hezron Ngetich (Member for Chilchila Ward):** Mr. Speaker, I wanted to inform the honourable House that it wasn't the first time that we are discussing the issue of Justice and Legal Affairs Committee. There are two petitioners who raised a petition in August and they have been following and then there was no response in the Assembly. Those petitioners have been coming here to the Assembly almost daily. I think you have seen that woman asking what the process of the petition we sent. So I think it will be so shameful because this is a mandate we are mandated to do. A member of the public is seeking answers from us and we are not responding until the member of the public comes to the Assembly to meet the secretariat to ask who are the members and who the chairman is and when are they sitting and when are they deliberating because the recommendation that voters requires is the recommendation of the committee so that they can get answers to the prayers. So that is the reason why we are saying it is high time because apart from that Justice and Legal Affairs, we are dealing with things which touches on the justice and services to the people. So if the members of the public have seen it well that they go and seek prayers from this honourable House. Then here we come and we are not giving the solution.

I think now the members of the public will lack confidence on the Assembly and the operations. Apart from that, I petition we have other 20 petitions lying. It is not that we don't have the agendas and it is not that we don't have members because members are there. Even you as the Deputy Speaker, you are a member, I am a member too, Hon. Paul Bii is a member also. We are ready but you know we cannot call a meeting without the chairman and the vice chairman calling and setting the agendas. So that is why we were saying I think the chair and the vice chair-we are

not saying they don't have the capacity, they have the capacity-but they are committed or they are busy elsewhere. So it is high time we do something so that at least the people of Kericho can get justice.

**The Deputy Speaker (Hon. Eric Bett):** Thank you so much. The mover of the Motion, you can reply.

**Hon. Philip Mutai (Member for Kipchinchim Ward):** Thank you Mr. Speaker, Sir. I just want to sincerely thank this honourable House for giving quite a big consideration and deliberation on this report. I just want to urge members of each and every sectorial committee to take this recommendations and observation to their sectorial committees. I think if they go and deliberate more on this report it will be turning around to our committees' thank you for this opportunity.

**The Deputy Speaker (Hon. Eric Bett):** So Hon. Members I now rise to put the question.

*(Question put and agreed to)*

So Hon. Members, I want to respond to the queries raised this morning on two matters which are very important to this House today. One is the one raised by Hon. Hezron Ngetich concerning the statement which was raised on *Kazi Mtaani* and which has been scheduled for debate. Hon. Members we have a committee called the Speakers Panel which comprises of the Speaker, the Deputy Speaker and four other members and also we have a secretariat on matters of rules of the house and since this matter is touching on procedures, the committee on Speaker's Panel will sit down and view that particular procedure which was held and report to the House as soon as they are able to look at that matter and have it as a learning lesson. We shall review and look at it on how it should have happened and we shall report to the House on a date that I will communicate to the House.

Secondly in on the issue of the role of the committee on doing the oversight as has been raised by Hon. Peter Kemoi and Hon. Gladys Bett on the issue of a committee using its own mandate to investigate and inquire, Hon. Members, I want to pronounce myself very clearly that this as per Standing Order number 205, and I want to read just for the avoidance of doubt, because this is very clear. Standing Order number 205 is about Sectoral Committees and it talks about functions of the committees of the House. This is where we draw our mandates and we have seven roles of sectoral committees, but I want to read part (a). If you have your Standing Order 205 part (v) (a) and also part (d) and I want to read so that I will make myself very clear on that matter. So the functions of sectoral committees shall be to:

- (a) *Investigate, inquire into and report on all matters relating to the mandate, management activities, administration, operations and estimates of the assigned departments; and*
- (d);

*(d) Study, assess and analyse the relative success of the departments as measured by the results obtained as compared with their stated objectives.*

And part (e) is where I want you to pay attention which *is to investigate and inquire into all matters relating to the assigned departments as they may deem necessary, and as may be referred to them by the Assembly.*

This is where I want to make it very clear because this part (e) says as it may deem and as may be referred to them by the Assembly. This part as by the Assembly is where now it directs the chairman of that committee to inquire. This is where we ask you to give us the number of days like for example a statement raised on a committee on I will ask the chair to tell the House how many days he requires for he or she to give a report to the House. This is where we say now as it may be referred to them by the Assembly. The Assembly in this case is the House whereby we have raised a statement and therefore we refer to you to give us feedback. But remember again part (d) says that you investigate and inquire as deemed necessary. So you have the powers as a committee to do your investigation on a matter that you feel you need to inquire and report to the House.

So I want to say that it is very clear that every committee therefore has powers and chances to inquire all matters affecting your committee and report to this House. Using the same Standing Order number 205 that is why members whenever we are tabling a report, we normally quote and say pursuant to Standing Order number 205. I table the report on committee on roads on the following; why do we say so? It is because we are referring to the same Standing Order. So again, you can still investigate and say pursuant to standing order number 205. I table a report on committee on cooperative and you say that we did an oversight tour and we were able to get to know about this problem which we have in our cooperatives across the county and so that is very clear.

I think for the incident that happened previously, I will have the legal team of the County Assembly plus also the Office Clerk and the Speaker, we shall also have a meeting to review that particular case of Water Committee, Cooperatives and Lands because I believe if there were challenges, this House will be able to learn from them moving forward we will be able to support the committees. I think I have myself clear on that matter and therefore I expect that moving forward we will be having a clear way forward.

### ADJOURNMENT

Hon. Members, there being no other business this Assembly stand adjourned until today at 2.30 P.m. Thank you!

*[The house rose at 11:30 a.m.]*