

BARINGO COUNTY ASSEMBLY

THE HANSARD

The House met on Thursday 6th October 2022 at 4:41 PM.

The Speaker (Hon. Kemboi) in Chair

PRAYERS

The Speaker (Hon. Kemboi): Hon. Members sorry we have started late today this was occasioned by the deliberations from the leadership of the House which I believe you were part of it since yesterday evening you proposed to have another motion for today. This necessitated the printing of another amended order paper and it brought the delay.

Next order!

NOTICE OF MOTION

APPROVAL OF MEMBERS TO SERVE IN THE SELECTION COMMITTEE

The Speaker (Hon. Kemboi): Majority Leader.

Hon. Kipchumba (Leader of Majority): Thank you Mr. Speaker I like to give notice of the following motion.

Pursuant to standing order number 46, I beg to give notice of the following motion;

Aware that Baringo County Assembly Standing Orders number 157 states that; 'there shall be a select Committee to be designate as Committee on Selection. Consisting of the leader of the majority party who shall be the Chairperson, the leader of minority party, not less than five and not more than seven members who shall be nominated by County Assembly parties and approved by the House'

Further recognizing the mandate of Committee on Selection as per standing order 159 as follows:

- i. The Committee on Selection shall nominate members to serve in Committees save for the membership of the House Business Committee and Committee on Appointments.
- ii. The Committee on Selection shall be appointed within ten days on Assembly of a new County Assembly.

Now therefore, in view of the foregoing, this motion urges the County Assembly of Baringo to consider and adopt the following proposed nominees to the Committee on Selection as per the standing orders.

1. Hon. Lawi Kipchumba Tallam
2. Hon. Ernest Kibet
3. Hon. Josphat Lagat Lokorio
4. Hon. Purity Tallam
5. Hon. Ben Koech
6. Robert Kiplagat Chemjor
7. Hon. Daniel Tuwit

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8. Hon. Maria Losile
9. Hon. Sam Limo

Mr. Speaker sir, I beg to give notice.

The Speaker (Hon. Kemboi): I direct as per my powers bestowed on me standing order number one, I direct the motion will be debated in this sitting because there is no House business Committee. Next order!

MOTIONS

PROCEDURAL MOTION

EXTENSION OF TIME FOR APPROVAL OF HOUSE BUSINESS COMMITTEE

& COMMITTEE ON APPOINTMENT

The Speaker (Hon. Kemboi): Majority Leader

Hon. Kipchumba (Majority Leader): Mr. Speaker I move the following motion;

That notwithstanding the provisions of standing order 156, of the Baringo County Assembly Standing orders, this House resolves to extend the approval period for the House Business Committee, Appointment and the Committee on Selection from seven (7) days twenty one (21) days.

I call upon Hon. Tuwit to second.

Hon Tuwit: Seconded

The Speaker (Hon. Kemboi): I direct the duration period be extended from seven days to 21 days. Majority Leader proceed.

APPROVAL OF MEMBERS TO SERVE IN THE SELECTION COMMITTEE

(By leave of the House)

Hon. Kipchumba (Majority Leader): Mr. Speaker I beg to move the following motion;

Aware that Baringo County Assembly Standing Orders number 157 states that; ‘there shall be a select Committee to be designate as Committee on Selection. Consisting of the leader of the majority party who shall be the Chairperson, the leader of minority party, not less than five and not more than seven members who shall be nominated by County Assembly parties and approved by the House’

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1. Hon. Lawi Tallam
2. Hon. Ernest Kibet
3. Hon. Josphat Lagat Lokorio
4. Hon. Purity Tallam
5. Hon. Ben Koech
6. Hon. Robert Kiplagat Cheruiyot
7. Hon. Daniel Tuwit
8. Hon. Maria Losile
9. Hon. Sam Limo

Mr. Speaker I call upon Hon. Tuwit to second.

Hon Tuwit: Seconded

(Question proposed)

Debate is open. Hon Ever

Hon. Ever: Thank you Mr. Speaker my point of order is that we do not have a stranger by the name Robert Kiplagat in this House. The word Hon should be added to one Robert Kiplagat. Thank you, Mr. Speaker.

(Laughter)

The Speaker (Hon. Kemboi): Thank you Hon. Ever will direct the office of the Clerk to amend accordingly. Hon. Keter

Hon. Keter: Thank you Mr. Speaker sir, he is called Hon. Robert Kiplagat Cheruiyot not Chemjor.

The Speaker (Hon. Kemboi): Thank you Hon. Keter the Clerk to deal with it accordingly. Hon. Kigen.

Hon. Kigen: Thank you Mr. Speaker we would want to know is he the Robert we know or he is a stranger?

The Speaker (Hon. Kemboi): Hon. Members I direct as follows the name Robert Kiplagat Chemjor be replaced with Hon. Robert Kiplagat Cheruiyot. Let the debate begin, Hon Symon Kiplagat

Hon. Symon: Mr. Speaker sir, I stand in support of the motion. It has been long overdue. We could have constituted this Committee by yesterday. I stand to support the motion and request members to support so that we can swing into action in order to enable members to get responsibilities as Chairs and Vice Chairs of Committees and get their allowances, the more we delay, the more we suffer I support.

(Applause)

The Speaker (Hon. Kemboi): Thank you Hon. Kiplagat, Hon. Lekakimon.

Hon. Lekakimon: Thank you Mr. Speaker sir for giving me this time. Mr. Speaker, when we look at the standing order 157 as stipulated on Selection Committee, there are some leaders who are supposed to be in this Committee; the Leader of Majority and Minority Leader who then will caucus with their parties to come up with Selection Committee. Mr. Speaker the leadership should look at the regional balance for instance I come from Baringo South and we have leaders from all the parties in the constituency. When you find a scenario where one region is not represented in Selection Committee it is not good. We need to balance because we represent our people of Baringo County. There are about 20 Committees in this House and each Member of this House is eligible to be in any Committee of interest. It is just the other day during induction that issues were highlighted that we need to consider when we need to come with Committees i.e. Agriculture, Transport, Tourism. They should also consider professionalism in those areas so that our people can get maximum representation when it comes to engagement with the CEC.

Mr. Speaker, I thought this one could have been balanced using your wisdom to see that regional balance is included in this Committee so that if any member has interest in any of the Committee then they should be free to air their interest. That is my concern because when I look at this Committee, it is constituted of all the Leadership in this House. All the Members here should get a chance to represent others in Leadership or any other Committee because this is a House that should balance all of us.

The Speaker (Hon. Kemboi): Hon. Alex

Hon. Alex: Thank you Mr. Speaker. I want to read Standing Order No. 157 clearly so that my friend Hon. Lekakimon may not introduce some strange words to the Standing Order.

(Laughter)

Hon. Lekakimon is talking about representation and distribution of these positions and the same is not captured here. Standing Order No. 157 states that there shall be a select Committee to be designated as Committee on Selection consisting of the Leader of the Majority Party who shall be the Chairperson, the Leader of Minority Party, not less than five and not more than seven Members who shall be nominated by County Assembly Parties and approved by the House.

During our caucuses, we elected our Leadership that is the Majority and Minority Leaders. I don't see anything out of order and anywhere that talks about representation and distribution of these positions as long as we have the Leader of Majority and minority and these other Members. As it has been said, this Committee is long overdue and we don't want to extend these further because we want to get this House into motion and we proceed. Thank you.

(Laughter)

The Speaker (Hon. Kemboi): Hon. Lolgisoi.

Hon. Lolgisoi: Thank you Mr. Speaker. The Standing Orders document is a voluminous and if you could include even the natural logical reasoning of a human being, then we could have a whole book that a lorry could not carry. So the inclusion of regional balance the spirit could have been constituencies represented in this House. Why should we not have representation in other avenues when people are being called upon. We know in this House that giving the Majority member who is representing Majority Party in the House comes from a certain region. He may not know the logistics and challenges in Baringo South so if we request the House to have the spirit of the

Constitution, that fairness should be applied so that when dealing with the House and the regions then deal with them fairly. So you can invoke your powers Mr. Speaker.

The Speaker (Hon. Kemboi): What is your point of order Hon. Lekakimon? And point out the Standing Order

Hon. Lekakimon: Mr. Speaker, my point of order is Standing Order No. 157 as read by Hon. Member for Kapropita.

The Speaker (Hon. Kemboi): What is not in order?

Hon. Lekakimon: What is not in order Mr. Speaker is that the Member was reading to me that the constitution of Selection Committee is in order and that order stipulates very clearly that Members should be five and not more than seven. We have more than seven Members in this Selection Committee so if we have to go by that order, those Members should not go more than seven if we are to stick by that...

The Speaker (Hon. Kemboi): Hon. Lekakimon let me direct you. You may assume your seat. Hon. Lekakimon and Hon. Alex you have given your opinion but all of you have given interpretation of the Standing Orders and it's only the Speaker who has an interpretation of the same. Members, allow me to read Standing Order No. 157 and to direct on the same.

(Loud Consultations)

Paragraph one...lets consult in low tones. Paragraph one states that there shall be a select Committee to be designated as Selection Committee consisting of the Leader of the Majority Party who shall be the Chairperson, the Leader of Minority Party and I want you to consider the word "and, not less than five and not more than seven Members" what that means is that we will have Majority Leader being number one, Minority Leader being two and plus five or seven. That brings us to either seven or nine Members.

(Loud Consultations)

Hon. Members, let me proceed further who shall be nominated by the County Assembly Parties. The key word is by the County Assembly Parties. I would like to bring to your information that we have two parties. The UDA side and Azimio. In addition to this, I have been provided with a list that has been signed by Azimio Coalition and UDA Coalition. Perhaps the only thing that I will say is you to allow me to exercise my discretion under Standing Order No. 1 paragraph 2. Hon. Lolgisoi I partially agree with you...

(Laughter)

Paragraph 2 states that the decisions made in paragraph 1...let me start in paragraph 1, in all cases where matters are not expressed provided by the Standing Orders or by the Orders of the County Assembly, any procedural question shall be decided by the Speaker. paragraph 2, and this is where I emphasize, the decision made in paragraph 1 shall be based on the Constitution of Kenya, Statute Law and Usage, forms, precedence, customs, procedures and additions of County Assemblies, Parliament of Kenya and other Jurisdictions to the extent that these are applicable to Kenya.

Hon. Members, the Constitution of Kenya gives various bodies several roles. The Speaker, the Majority Leader, the Minority Leader, Azimio Party and everybody is given some roles. My reading of the Standing Order No. 157 is clear that the people who determine Membership is the

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political party and it should be based on the political party strength. I am aware that the proportion of sharing 70 to 30 and have confirmed the same that UDA has six Members and Azimio has three Members in this Committee. However, allow me to exercise my discretion that I have noted two issues with the first being Majority Leader and Minority Leader. This is the last time I am directing you. When you bring me any list from now henceforth, ensure that you meet one-third gender rule. Any other list moving forward but I will exempt you from this one as it is the first session. I will give you a benefit of doubt. Secondly, regional representation I have noted with concern that Baringo South has been lefty out in this scenario and I am at a point where I have to sympathize with the Majority Leader and the Minority Leader in the sense that Baringo South have two Members in Azimio and there are three Members in UDA. I don't know how they became victims in this case...

(Laughter)

but Leaders of Majority and Minority, ensure that whenever you bring out any issue, you need to agree first who is going to put a Member in Baringo South in all the list that will come to this House. Members, let the debate proceed. Hon. Nixon Lemlem

Hon. Lemlem: Thank you Mr. Speaker. First of all I welcome the names and the Selection Committee. I am only worried that business of this House needs to move on. The people who elected us needs us to sit in the Committee and I think without fighting and pushing back and forth, we need to prove that this Selection Committee in the believe of our Leaders of Majority and Minority because we know that they are going to do a fair thing. Going forward, is an humble request that you protect Baringo South from tyranny of numbers because as we seat here, we are proud as Baringo South that we have the Deputy Speaker and it looks like his powers may not be able to protect Baringo South.

(Laughter)

We are proud that we have a Deputy Chief Minority Whip but the tyranny of numbers will mess with Baringo South. It is true that we are three and two but for now I will also beseech my brother Hon. Ernest from the larger Baringo Central. I think Hon. Member, going forward you may need to use your powers to protect the larger Baringo Central. In this case Mr. Speaker, you may need to make a ruling at the end of this that because of the tyranny a number of people from Baringo South may be allowed maybe to be friends to this Committee so that things can move on well. Thank you.

(Laughter)

The Speaker (Hon. Kemboi): Hon. Clement Lomaring'oria

Hon. Lomaring'oria: Mr. Speaker, I have noted that this list to us especially the Azimio team is strange. To bring to your attention, Tiaty as a Constituency is so diverse that we have Tiaty East and Tiaty West. The Azimio team which you have mentioned that are responsible for bringing Members did not consider regional balance as you have said. We feel that this list has favoured Tiaty West while ignoring Tiaty East. In this case, I won't support this list unless I am given direction by your office.

(Laughter)

The Speaker (Hon. Kemboi): What is it Minority Leader?

Hon. Tuwit: Thank you Mr. Speaker. I stand on a point of order from what the Member has said, this list is very much balanced and gender sensitive. Mr. Speaker sir, I want to tell Hon. Clement that we were given two Members, Hon. Maria Losile from Tiaty East, Hon. Sam Limo from Tiaty West so we are balanced. Thank you.

The Speaker (Hon. Kemboi): Hon. Clement Lomaringoria, I am guided by the Minority Leader by his virtue of the office that the two seats have been shared between Tiaty East and Tiaty West. Yes Hon. Cheboiwo.

Hon. Cheboiwo: Thank you Mr. Speaker. I also want to put my input on the list of Committees tabled. Mr. Speaker sir, I have observed these and saw it as drama because I have not participated in any way where the party has called us to consult so that our leader in the party can bring a list adopted by all the Members.

Secondly, Mr. Speaker, I totally oppose this list and I am considering three factors, one, this list is a leadership Committee according to me because Hon. Lawi Tallam is the Majority leader, Hon. Tuwit is the Minority leader, Hon. Kibet is the Chief Whip, Hon. Purity Tallam is the Deputy Chief Whip, Hon. Lokoroa is the Deputy Majority Leader.

Mr. Speaker sir, I also found that two sub-counties have three Members each, it is unfair, it is uncalled for and I oppose it. Mr. Speaker sir, being a leader of a party does not mean all the powers are vested on you; you have to consult with the Members and the constituents that make that leadership to be.

Mr. Speaker sir I also oppose this list because Mogotio sub-County caucus, we sat, decided and gave our proposals accordingly and we all signed, and for the record Mr. Speaker, I want to table the list from Mogotio, Mr. Speaker sir I have tabled and history will judge us.

The Speaker (Hon. Kemboi): What is your point of order Hon. Kiplagat and kindly state the standing order you are relying on.

Hon. Cheruiyot: Mr. Speaker, I am relying on standing order 157, Hon. Cheboiwo is bringing a strange list to this House which we don't have and it is not procedural and he never tabled it on your table.

The Speaker (Hon. Kiplagat): Yes Hon. Cheboiwo

Hon. Cheboiwo: Mr. Speaker sir he was seeking an order of what I was saying, Mr. Speaker sir in every strange list once a document is tabled then it is owned by the House, that is why I have tabled it, I didn't just state it but I tabled it because it is the truth that will set us free.

Mr. Speaker we cannot just speak without tabling what shows what we did and that shows that if we go like this you will realize that one day you will be sitting there as the Speaker and bowing to empty Chairs...

(Laughter)

Mr. Speaker consultations need to be done so that this House can stand, Mr. Speaker I will stand by that and personally I am free and I am not worried of anything but I just do the right things.

The Speaker (Hon. Kemboi): Hon. Cheboiwo kindly give your document to the clerk so that we can have a look on it. I will give direction on the same. Yes Hon. Kiprono, Member for Parkerra.

(Hon Cheboiwo tables the list)

Hon. Kiprono: Thank you Mr. Speaker sir. I stand on standing order 157, I think to me the Hon. Cheboiwo and first of all according to this standing order, it is the majority leader and the minority leader as I proceed also, Mr. Speaker I don't need the information...

(Laughter)

The Speaker (Hon. Kemboi): Order Hon. Cheboiwo. Hon. Kiprono is on the floor.

Hon. Kiprono: Mr. Speaker, I don't think it is in order when a Hon. Member threatens the Speaker by telling the Speaker that he will talk to empty Chairs, it is not fair, it is unparliamentarily and you need to come out and apologize and withdraw. Thank you.

(Laughter)

The Speaker (Hon. Kemboi): Hon. Ngotie.

Hon. Ngotie: Thank you Mr. Speaker sir for this opportunity to support the motion. Mr. Speaker, I think this list is well thought and I want to confirm that I am among those who signed as a UDA Members.

Mr. Speaker sir whenever I see the name of Hon. Purity Tallam in that list I always get excited...

(Laughter)

Mr. Speaker, this is a lady who went for elections fought hard and managed to be elected to this Assembly.

The Speaker (Hon. Kemboi): Yes Hon. Sote

Hon. Linah: Mr. Speaker the Hon. Member is referring Hon. Purity as a lady; we don't have ladies in this House.

(Laughter)

The Speaker (Hon. Kemboi): Hon. Ngotie

Hon. Ngotie: Mr. Speaker sir I know you are learned, I am not a learned friend myself but I know in English subject you know that a lady is a honorable name to any lady, that is it and it is parliamentary, you can call me a gentleman and I will be very happy, so when I say a lady, our sister here is happy and smiling ...

(Laughter)

So Mr. Speaker sir, even Hon. Sote is a powerful lady, to get nominated to this House is not a joke and in ODM twice, it is not a joke , it is a comeback and I think we should celebrate her. Mr. Speaker sir because of time and you know we have other things to transact in this House, we have other things like loans and so forth we should pass this motion.

Mr. Speaker there is one thing which I am very passionate about by Hon. Lemlem, in the previous Assembly we used to call him team sharpness and actually he is, I am sorry about that but you

know what, what Hon. Lemlem said that because of tyranny of numbers us in Baringo South we may feel that we are not represented there, but he has said that hopefully when the list is here we will see whether justice has been done and I am with him.

I believe that the Hon. Members who have been given this mandate will deliver names here and in 30 minutes we will be able to pass it. Thank you.

The Speaker (Hon. Kemboi): Hon. Linah our standing orders appreciates the use of the word lady and if you can take your time and read standing order number 100 , it talks about ladies Member's handbags which means the word lady is parliamentary language.

(Laughter)

Yes Hon. Mirriam Katurkana.

Hon. Katurkana: Thank you Mr. Speaker. I am referring to the complaints from Hon. Lekakimon, I think he wanted us as Azimio coalition to sit together then we provide the names and that is what Hon. Speaker you talked about the other time that next time when we have such an issue we sit together and share the positions equally. I see it in order to sit first and discuss before we submit the names because I can see there is a lot of confusion and it is not good at all.

The Speaker (Hon. Kemboi): Hon. Mirriam Katurkana with me is the list from the Azimio coalition signed today the 6th of October and I can see Hon. Mirriam Katurkana number 11 on that list has signed the list...

(Laughter)

Do you disown the signature?

Hon. Katurkana: Hon. Speaker I do not disown it but we were given the list without knowing what it was for, and we were asking what the list was for and they told us that the Speaker needed the list of all the coalition Members, the UDA Members and the Azimio Members. Thank you.

(Laughter)

The Speaker (Hon. Kemboi): Hon. Katurkana that is a serious allegation and I am tempted to refer that to the powers and privileges Committee so that they can punish the Minority Leader if indeed he prepared the list without getting the approval of the Members . Hon. Members let us await the powers and privileges Committee to be constituted and we shall table this document before them for further investigation if indeed it was a forgery. Yes Hon. Engineer Sioi

Hon. Sioi: Thank you Hon. Speaker. I arise to seek your guidance, Hon. Cheboiwo has tabled a list of Members from one sub-County, is it in order that we table list from a sub-County and we have a list signed by Members from UDA? I seek your guidance.

The Speaker (Hon. Kemboi): I will unleash my ruling shortly Hon. Sioi. Yes Hon. Mark Sialo.

Hon. Sialo: Thank you Mr. Speaker. I oppose the list that has been read to us and according to standing order 157; it states that the County Assemblies parties will provide the list of the Members to sit in the Selection Committee.

As a member of UDA I do not sit anywhere and I am not even aware of these names that are listed in this motion. I do not know what modalities or criteria that the leader of majority used to come

up with this list, as you go through the list you will realize that we have nine members and out of that Baringo South does not have a representation. Number two Eldama Ravine has three members in that list, Hon Lawi Tallam, Hon Ben Koech, and Hon Robert, Hon Speaker as party.....

(Loud Consultations)

The Speaker (Hon. Kemboi): Order Members! From Hon. Lawi and Hon, Kiprono, Hon Lawi go first.

Hon, Kipchumba (Majority Leader): Thank you Mr. Speaker, I would like to clarify to my neighbor Hon Sialo that Eldama Ravine Sub County has six wards and Mogotio has three wards so there is no way that you can compare representation of Eldama Ravine and Mogotio. Secondly Hon Robert Cheruiyot doesn't represent Eldama Ravine but the constituency of the nominated members Mr. Speaker. Thank you very much.

The Speaker (Hon. Kemboi): Hon, Kiprono.

Hon. Kiprono: Mr. Speaker sir, I think Hon Lawi has answered because Hon Robert is a nominated member of this Assembly for Baringo County not Eldama Ravine sub County

The Speaker (Hon. Kemboi): Is it a point of order Logisoi?

Hon. Logisoi: Yes I am still on standing order 157. We were not talking about Azimio but we as a region and when the majority referred that he was considering the six wards and Mogotio has three he actually used that to come up with the list. Why didn't they use the same to come up with a name from Baringo South? Thank you Mr. Speaker

The Speaker (Hon. Kemboi): Hon Sialo proceed

(Majority Leader stands in his place)

Over ruled Hon Lawi

Hon. Sialo: Thank you Mr. Speaker. The same standing order 157 talks about parties. In this House we have an independent member, I don't know if he is being considered as one of the members of the Selection Committee, Mr. Speaker as a UDA member I understand that the party has a constitution and it states clearly that we should have fair and just representation. If at all we were supposed to share these positions and previously we have always been having our normal way of doing our things as a party. We have been using sub counties to deliberate our issues. You remember when you were contesting for Speaker you went round seeking for votes in all the sub counties and we had members who were appointed in those sub counties to represent us as party members. The party also appreciates that we have those wards and units that are being recognized by the party. If at all we want to have just and fair representation then we as members of UDA should go back and amend the list and then bring it to the House.

As I conclude, if the other members feel that some of us are not supposed to be in the list then it must not be Purity always, we have other Honourable ladies.

(Loud consultations)

I withdraw.

(Laughter)

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We have Hon Members.

The Speaker (Hon. Kemboi): Hon Ernest is it on the same point? Is it on the issue of women? Then proceed.

Hon. Ernest: Thank you Mr. Speaker and I am happy that the Hon Member went and sat down, you know last time I was a victim when I stood to contribute and I was given a slap

(Laughter)

Thank you so much for that respect. I think we might end up degenerating into other aspects. Mr. Speaker we are not debating anything about parties. This is just about an issue of formation of the Selection Committee. I think we just.

The Speaker (Hon. Kemboi): Hon Ernest the Speaker has the final say so assume your seat.

Hon. Ernest: I just want to make my point.

The Speaker (Hon. Kemboi): Kindly assume your seat.

(Laughter)

Hon Sialo proceed.

Hon. Sialo: I was saying it would only be fair that we have other persons to represent us not always Purity. Already Hon Purity has been considered as Deputy Chief Whip; other members should be given an opportunity to also serve in these Committees. Then finally we have the consent from all the members of Mogotio on who is supposed to represent us. I seek your office to consider that. Thank you.

The Speaker (Hon. Kemboi): Hon Members, I have followed the discussions and it has taken another trajectory and I need to give directions. The first issue is the regional representation which has featured prominently in the debate this afternoon, I will direct as follows and I retreat my earlier directions that moving forward, I direct the Majority Leader and the Minority Leader that whenever you prepare a list that is supposed to be brought to this House it should include a member from Baringo South or if not that way the two of you agree who is going to put a member from Baringo South because Baringo South is in the middle. I also direct the Leader of Minority that whenever you come up with your list ensure that it is representative of Tiaty East and Tiaty West. Finally both of you to ensure that you maintain the one third gender rule in the entire list that will come to this House.

Secondly, I understand that parties have issues; some of the members of the parties disown their documents. Hon Members standing Order 157 is crystal clear as day and night that it is the political parties who come up with the list. Hon Members, I feel what you have been through unfortunately all political parties have constitutions, ways of doing their things; I wish you could come up with the constitution so that I will be referring to it and consider whether your leaders are following the constitution of the party when coming up with these lists. Without that I will not have a basis of interfering with a political parties document because my hands are tied, unless you come up with your constitution and tell me when you are preparing the list the majority or minority leader violated our party constitution which states a b c d, that is the only way I will be able to interfere with the running of political parties. Without that I will not be able to involve and entertain anything that deals with internal affairs of a political party.

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Finally, Hon Members with me is a document tabled by Hon Cheboiwo. I have looked at the document and I know it is written Mogotio Sub County UDA caucus, I don't know who is the author of the document, I cannot ascertain and as such I direct that if the Hon members feel that they needed this document to be part of the proceedings today I will expunge from the proceedings on the basis that there is no provision in the standing orders that allows me to accept documents from regions. It only allows me to accept documents from political parties. As such I expunge these documents from the proceedings. Hon members let me have two quick responses then we close. Hon. Lokorio.

Hon. Lokorio: Thank you Mr. Speaker I am glad that you gave already done your ruling that seem to be very good for most of us. My concern Hon Speaker is that reading from the mood of the members I want to suggest that you put the question so that we can be able to dispose off the matter. Thank you

The Speaker (Hon. Kemboi): What is it Hon Kimosop?

Hon. Kimosop (Deputy Speaker): Thank you Hon Speaker, I think I am raising to make my contribution as a member of this House. First of all members we must appreciate that we are finding ourselves at a time when we need to have the House running; because of the delay to be sworn in we are delaying on virtually everything else. Without the Selection Committee, the House Business Committee and Committee on Appointments it becomes almost difficult to run the House. I think let us appreciate that at least the majority, minority leader have managed to come up with this document and to rush this process so that we do not have another week of delay.

Mr. Speaker, I think you have given your direction and I think we are a House of rules and regulations once the Speaker has given his directives we are duty bound to follow those directives. I agree in Baringo South as my brother puts it I don't know whether we are victims of tyranny of numbers or we are beneficiary of tyranny of numbers. From the tyranny of numbers we have a commissioner who is going to serve in the County Assembly Service Board Hon Lekakimon. Because of the tyranny of numbers I think again we have Deputy Minority Leader which is a senior leadership position and I think let us appreciate that Baringo South were honored by this House to have me as the Deputy Speaker.

I think Mr. Speaker , there might have been a small miscommunication because in our meeting in Mombasa after members left there was an understanding that the Deputies are going to be in the Committees and as such the majority leader thought that Hon Logiso was going to be there and the understanding was that we are going to have Logiso from Baringo South. Since that is a mishap that has happened it doesn't mean and I don't think it is fair if anyone will want to create the impression that Baringo South is being looked down by these members. I think these members respect members from Baringo South.

Meanwhile, I think there is a notion that we have to address as a County and I think as leadership we must help each other to address this notion. That we should not all the time look at matters from our cocoon with 'our man'; 'our person' connotation, so that particular person will do it for us. Let us begin to also respect the abilities and competences of persons to function, because you know I know when we were voting for the Speaker the biggest debate in the whole County was not looking at competencies that we were electing but because the Governor and the Senator maybe

come from one region we should be able to distribute also the Speaker without looking at the regional balance.

Listening to the rulings that the Speaker has just made in less than one hour a House that appeared so tensed in the beginning is almost living happily because of his competence and ability to interpret the law. So we should not look at the majority leader or the Minority leader as bunch of tribal bigots who will go to the Selection Committee and just jam people from their sub counties. Let us give people room to function and if there would be any problem with what they will do we are here and we will be here to recall whatever they will have done. Thank you I beg to support.

The Speaker (Hon. Kemboi): I now call the mover to reply.

Hon. Kipchumba (Majority Leader): Thank you Mr. Speaker first and foremost I would like to appreciate members of this honorable House for the healthy debate they have exhibited. I would also want to congratulate all of them, I would say being the second term member of this County Assembly this is the most vibrant Assembly with Members who have solomonic wisdom, they can debate with very good intention. Mr. Speaker reading the mood of this House, I would wish you just put the question I can see majority of the members are very eager and waiting for you to put the question and pass this motion and we proceed to the Selection of members to committees Mr. Speaker, thank you very much.

The Speaker (Hon. Kemboi): Thank you I now put the question as a mended.

(Question on amendment put and agreed to)

(Question put and agreed to)

(Applause)

Next motion ... Hon. Lawi

THANKS FOR GOVERNOR'S ADDRESS

Hon. Kipchumba (Majority Leader): Thank you Mr. Speaker, having ruled over that very emotive motion Mr. Speaker, there was an adjournment of the motion on the address of the Governor on Wednesday afternoon and we would like members to resume and ventilate and deliberate on the address of the Governor Mr. Speaker, I personally on that date was very present in this chambers when the Governor opened the Assembly.

Mr. Speaker the Governor highlighted so many issues which if we all Hon. Members through our synergy with the Executive we will be able to serve our people well. Therefore, I call upon members to debate or contribute on the address of the Governor or the speech of the Governor, thank you Mr. Speaker.

The Speaker (Hon. Kemboi): Hon. Members the debate will resume from where we left yesterday, for the purpose of information, the following members had contributed; Hon. Diana Siriti, Hon. Sam Limo, Hon. John Tarus, Hon. Ernest Kibet, Hon. Simon Kiplagat, Hon. John Aengwo, Hon. Robert Cheruiyot, Hon. Paul Lolgisoi. As per our Standing Orders you will not be allowed to contribute on the same motion more than once, the debate is open... Hon. Clement Lomaring'oria.

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Hon. Lomaring'oria: Mr. Speaker sir, first, I would want to congratulate you for being elected and for your ruling today, I would wish also to thank the Hon. Members. Mr. Speaker, ventilating on the Governor's address, it was a good address, I noted that the Governor may have not included the major role to much of the devolved units, I noted that the ECDE sector did not get much attention in the Governor's address, yet it is our core mandate was not addressed and we may appeal to the County Government to focus majorly on our devolved unit.

Mr. Speaker sir, I also noted that when I get to the entire Tiati... the address focused so much on Agriculture and not much of the livestock, I don't know how the Governor will meet his objective having in mind that the entire Tiati Sub County is served with one Agriculture officer, so in my opinion and question is on how the Governor will meet what is in his manifesto while having unstaffed department... I noted that and I still don't understand how he will achieve in Agriculture when we only have one personnel to serve the entire Sub-County.

Mr. Speaker sir the now Governor was also the first Governor of Baringo County, some of these things are put in papers, if I see through our County we have some stale projects, the Government build very good structures and projects but they are not serving their purpose, a good example Mr. Speaker is what you see on your way to Marigat we have a very good cultural center called Kimalel which was built in the first term under the leadership of this current Governor, my point of concern Mr. Speaker is that why put much resources on a project that will not be utilized to serve its purpose, I will then wish that the Governor should relook on his administration to see how to put in use the projects which were initiated and completed and it is not serving the people.

Mr. Speaker, on top of that example is that we have many dispensaries which were constructed and they are not in use up to now, so I would wish to see these being included in the address showing how he can handle these challenges like how will he make the entire County have enough personnel so that the manifesto that has been unveiled be able to serve the people of Baringo. Thank you Mr. Speaker.

The Speaker (Hon. Kemboi): I will remind you Hon. Clement that you started by speaking in English and I have just heard you conclude in a strange language.

Hon. Lomaring'oria: Mr. Speaker, I withdraw and apologize and I hope you also know we are still in learning process, you know we are just back from campaigns where you use several languages, you could connect to both English, Kiswahili and the like but I will try my best, I withdraw and apologize, thank you Mr. Speaker sir.

The Speaker (Hon. Kemboi): Yes Hon. Kimosop

Hon. Kimosop (Deputy Speaker): Thank you Mr. Speaker, I listened to the speech of Governor Cheboi very clearly, I think I was seated very near to him so I was able to also observe his body language, eyes and observe the manner in which he was delivering the speech. Mr. Speaker, I saw a man who resonated well with his speech, you know it is possible to read a speech that you don't know when to connect but I saw a man that resonates very well with his speech, a person who had internalized the speech that he was reading, in some areas like... for me I was very keen on security matters and his plans for security matters and in the course of addressing that agenda I could see him carried away and expound more of what he plans even beyond the speech that had been written.

Mr. Speaker, I listened to him on Agriculture, climate change and variety of other agendas, I have stood here Mr. Speaker to only say one thing and I hope in future when we are debating the speech of the Governor I hope there would be a liaison officer in the gallery from the office of the Governor to take the notes that members are making so that it can be acted on real time.

The urge and the appeal that I have Mr. Speaker is implementation of this good intentions, that when the Governor says that we are not going to run away as a County from security matters, we are going to invoke the Inter-Governmental Relations Act so that we operationalize and inter-County Committee may help us address this matters, I expect to see that being operationalized. That when he talks about the raft of measures for project implementation then we have an implementation matrix or plan, I have confidence that the Governor that we have understands cooperate Governance, he resonated well with his speech, but I think it is good to use this floor to urge for faster and speedy implementation of the ideas that he has, thank you Mr. Speaker.

The Speaker (Hon. Kemboi): Hon. Michael Chebon.

Hon. Chebon: Thank you Mr. Speaker, may I take this opportunity first of all to congratulate you, to congratulate the leadership of the House for being elected to serve the Assembly and may I also take this opportunity to thank my people of Saimo Soi for electing me and trusting me with the leadership of that Ward.

Mr. Speaker coming to the Governor's address to the County Assembly, I saw a Governor who was really rejuvenated and seem to have learned a lesson and a big lesson outside there, he knew what he was saying, he mentioned all the areas and it was like he knows Baringo very well. His speech touched some areas like the youth and sports and I was expecting the Governor to mention something to do with getting a budget for sponsoring our own youths especially those who are athletes, we should emulate Counties like Elgeiyo Marakwet or Nandi which used to be having very resounded athletes, so I think the Governor should give a budget about this and we shall approve.

(The Speaker (Hon. Kemboi) left the Chair

the Deputy Speaker (Hon. Kimosop) took the Chair)

Mr. Speaker I also saw him talk of energy, in Baringo we have a big amount of Geothermal Energy in Baringo so maybe I would urge the Governor to negotiate with them so that when we have the industrial park we can negotiate with them to give us energy with lower prices and we can get investors and we will get good revenue for the County Government.

Mr. Speaker the Governor also mentioned something on Tourism, the Geo-park, I happen to come from a Ward where the oldest man in the world comes from that is Saimo Soi... the *Arorin Tugenesis* the only human being that we currently know in the world that he is 6.5 million years, I think he is the Adam that is mentioned in the Bible so if we were to build on that and we move as a County and recover that fossil and bring to our County then it will bring to our County a lot of resources, income and employment.

Another thing is the issue of insecurity. It is good that the Governor mentioned about the Intergovernmental Committee. I will really urge the House and Hon. Speaker sir that members be included in the Committee, those of us who are coming from the affected areas so that we liaise

with the National Government and see how we can really help our people especially now that we are realizing some resemblance of peace.

How can we help to resettle our people? Can the County Government give them something small like building houses as they plan to build their own homes? And also maybe we can plan to look for land for them then we plough for them.

Finally, he mentioned about land issue. Someone like me I represent a Ward which has never seen a title deed and we really want this House to take that initiative and we move fast so that we do adjudications in areas like Saimo Soi, Bartabwa Ward where I know the Member is here and also other wards in Tiaty. I think all of us have never seen a title deed.

Mr. Speaker, we really need to budget and allocate some money for these areas so that our land can be put into use for us to get value for our land. Otherwise I support the Motion on the Governors speech, thank you so much.

The Deputy Speaker (Hon. Kimosop): The Member for Bartabwa Hon. Sitoi.

Hon. Sitoi: Thank you Mr. Speaker, first allow me to take this opportunity to congratulate you and the leadership for your election and also for allowing me this chance to give my maiden speech. I want to congratulate the Hon. Members for their election to Third Assembly. Mr. Speaker I listened to the Governor's speech and touched on most of the sectors.

I don't know whether my brother Hon. Clement is still here, His Excellency the Governor mentioned something that excited me on education and ECD and I don't know how it escaped my brother but nonetheless, he mentioned and said we will put more funds towards the development of ECD Classes and more funds to establishing a system for our ECD teachers.

The other issue Mr. Speaker which I took note of, is our Governor is really passionate about food security and he is thinking about even education in some parts of our County. He touched almost all sectors and on my areas of roads he mentioned that we can consider in future putting more resources to even doing low volume roads within our major towns.

When I heard that Mr. Speaker and our Governor talking about building synergies and working with other Government Organizations, it came to my mind that in all the Counties, I happened to have worked in the road department in an organization dealing with roads and I know for example in Uasin Gishu, all the main towns, they have their roads being supported by the Kenya Urban roads.

In Baringo County, we only have Kabarnet town being supported by the Kenya Urban Roads Authority. It is something as a House we should be keen to see that we get support from the Kenya Urban Roads Authority to construct our roads in Marigat, Mogotio, Eldama Ravine, Kabartonjo and probably in all our other small towns like Tenges.

Mr. Speaker sir, listening to our Governor and considering that very soon he will table a list of members to work in the Executive to deliver his manifesto, I want to request this House that even going forward we try as much as possible, today and congratulation Members, we just passed a Motion to have a Selection Committee to select Members of various Committees. Those of us who will have an opportunity in the Appointment Committee, please as we vet the CECs and Chief Officers, I want to request Members that the people of Baringo are looking up to us.

Let's get people who will work and help the Governor to deliver on his manifesto and ultimately our manifestos too because if the Governor is not able to deliver the promise that he made to the people of Bartabwa; to have all ECD teachers employed on permanent basis with improved benefits then it will not be realized if we don't have the right people taking care of that Department of Education and the same will apply to the Department of Water and others including health.

Mr. Speaker even as we consider Members, those of us who will have the opportunity to be in the Health Department, will have a huge task to resuscitate our dead and buried health sector and Mr. Speaker I think... the health sector for example, the Hon. Member who just talked before I came mentioned about ..., I think that is Hon. Clement that we have Health Centre's which were constructed but are not serving our people. We have Health Centre's which has medicine but have no personnel. We have health sectors who have personnel who are 24 hours' drunkards. Mr. Speaker given opportunity in future I will be able to mention some of those Health Centre's that have alcoholic health officers.

Mr. Speaker I support the Motion, the speech by our Governor and request this House that we avail ourselves to support the Governor in checking his administration and to make sure that we deliver to the people of Baringo, thank you Mr. Speaker.

(Hon. Kibet Stands in his place)

The Deputy Speaker (Hon. Kimosop): The Member for Kabarnet Hon. Ernest Kibet and also the Majority Chief Whip.

Hon. Ernest: Thank you Mr. Speaker sir, I rise on Standing Order No. 52 (3). Mr. Speaker, reading the mood of the House and I want to ask that you defer this debate till next week so that... I think Members have had a very long debate and we cannot address Members when they are so exhausted, thank you Mr. Speaker sir.

The Deputy Speaker (Hon. Kimosop): Thank you Hon. Majority Whip. The Standing Order that the Majority Whip has pointed to us is Standing Order 52 sub section 3 but if you read it together with subsection 1 and 2, it talks about a Motion and the circumstances that we can defer putting a question to it and that is subsection 3, that despite paragraph 2, the Speaker may, on the request of a Member, defer the putting of the question to the following day in which case the Speaker shall thereupon nominate a time at which the question shall be put.

What we are actually debating Members is a Motion which touches on the address by the Governor and ideally in all Motions we are supposed at the end of it to put a question and we can defer putting the question when a Member so request and in this case it has been properly requested by the Majority Whip and in my capacity now as the Speaker here, it means I will have to defer putting a question to this so that we continue with the discussion in the next session.

Members, I want to thank you so much for your contributions and the session that we have made and I urge that we continue making this House vibrant. The people of Baringo are watching and waiting upon us and the deliberations we are making here are on their behalf.

ADJOURNMENT

Order Members! This House stands adjourned until Tuesday the 11th October 2022 at 2:30pm

The House rose at 6:08 PM

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