

BARINGO COUNTY GOVERNMENT

**THIRD ASSEMBLY
(No. 060)**

**SECONED SESSION
(155)**



BARINGO COUNTY ASSEMBLY

THIRD ASSEMBLY – (SECOND SESSION)

*(Convened pursuant to Standing Order 28 and notification made vide
Gazette Notice No. 3842 of 24th March, 2023)*

ORDERS OF THE DAY

SPECIAL SITTING

TUESDAY, 28TH MARCH, 2023 AT 9:30 AM

ORDER OF BUSINESS

PRAYERS:

- 1.** Administration of Oath
- 2.** Communication from the Chair
- 3.** Messages
- 4.** Petitions
- 5.** Papers
- 6.** Notices of Motion
- 7.** Statements
- 8.** Motions/Bills

6. NOTICE OF MOTION

CONSIDERATION OF THE NOMINEE MR. JACOB CHEPKWONY KURUI FOR APPOINTMENT AS COUNTY SECRETARY

(The Chairperson, Committee on Appointments)

THAT, this House **adopts** the Report of the Committee on Appointments the vetting and approval hearing of the County Secretary Mr. Jacob Chepkwony Kurui.

8. MOTION

HON. DAVID SITOI TELIENY, MCA, BARTABWA WARD

AWARE THAT, Article 29 of the Constitution provides that every person has the right to freedom and security of the person, including the right not to be:

- (a) deprived of freedom arbitrarily or without just cause;
- (b) subjected to any form of violence from either public or private sources;
- (c) subjected to torture in any manner, whether physical or psychological;
- (d) treated or punished in a cruel, inhuman or degrading manner;

APPRECIATIVE of the provisions of the Constitution of Kenya enshrined under Article 26 (1) which protects the sanctity of life and Article 28 which guarantees human dignity.

NOTING THAT, H.E President William Samoei Ruto recently stated that the dangerously misguided idea that people acquire illegal arms and mobilize to commit criminal acts must stop,

FURTHER NOTING THAT, the government has put in place measures to classify bandits as terrorists so that the government can deploy its machinery to

combat the menace and it is also imperative to note that cattle rustling is classified

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as “modern day robbery with violence” and that the law need to be applied as such for all bandits and their sponsors,

ALARMED THAT, in the recent past, heavily armed cattle rustlers have ruthlessly and mercilessly invaded many parts of Baringo County notably Bartabwa ward, Mukutani ward, Saimo Soi ward and Mochongoi ward and caused terror, killings and vandalism of property;

FURTHER CONCERNED THAT, similar attacks have also occurred resulting to enormous destruction of property, massive deaths, displacement of people and closure of learning and health facilities;

DEEPLY CONCERNED THAT, the fierce gun wielding bandits have so far killed several innocent Kenyans, many are yet to be buried leaving residents in parts of Baringo extremely devastated, impoverished, displaced and schooling disrupted in the said volatile wards;

FURTHER CONCERNED THAT, the criminal activities orchestrated by these bandits have led to school drop outs as pupils and students drop out of school due to lack of school fees as their sole providers have been killed and their livestock stolen,

DISTURBED THAT, should the situation not be arrested at the earliest instance, more damage and suffering will continue and people will continue living in fear of the attacks which has led to some students not going to college due to lack of school fees;

NOW THEREFORE; this Motion urges the County Government of Baringo through H.E the Governor and the County Speaker to:

- 1) utilize the emergency fund kitty to contain the escalating humanitarian crisis in Bartabwa ward and other affected wards in Baringo and further

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engage non-governmental organizations, civil society organizations and other agencies to supplement efforts by the County Government.

- 2) consider setting up a special bursary kitty to cater for the funds to students from the affected families since their livelihoods have been destroyed by the perennial devastating effects of the deadly cattle rustling.
- 3) come up with data of all the affected families so that the County Government can be able to analyze and look for ways to assist them,
- 4) come up with an affirmative action to employ victims of banditry who have completed college and other tertiary institutions so as to fend for their families.
- 5) create a fund that will go a long way to help the victims of banditry in terms of food, water and medical care as most of them are living in camps,
- 6) County Government to petition National government to initiate a security operation in the said area in order to flush out the perpetrators/bandits by forcefully conducting disarmament.
- 7) To County Government of Baringo in collaboration with the National Land Commission to urgently allocate funds for land demarcation in the five sub locations of Bartabwa ward and all other affected areas in the County so that each community may realize its own boundary to prevent displacement of other members of the public and provide a legal framework for conflict resolution.

ADJOURNMENT