

REPUBLIC OF KENYA
SIAYA COUNTY ASSEMBLY
THE HANSARD

Second County Assembly - Second Session

Thursday, 15th March, 2018

The House met at the County Assembly Chamber at 2.30 p.m.

[The Temporary Speaker (Hon. Madialo) in the Chair]

PRAYER

COMMUNICATION FROM THE CHAIR

The Temporary Speaker (Hon. Madialo): Hon. Members, we have the honour to host form four history students from St. Robert Ndigwa Secondary School. They are at the Gallery and are led by Mrs. Christine Omollo, the head of humanities department, Mr. Maurice Ngude and Mr. Justus Osoro. They are from South Uyoma Ward and are constituents of Hon. Simeon Ousa Nyalji. Hon. Members, in our usual way, could we welcome the students.

(Applause)

Karibuni sana! Next Order!

PAPERS

BUDGET IMPLEMENTATION REVIEW REPORT

Hon. Oor: Mr. Temporary Speaker, Sir, I wish to lay the following document on the Table of the House; The County Government Budget Implementation Review Report – First Quarter FY 2017/2018.

(Hon. Oor laid the document on the Table of the House)

The Temporary Speaker (Hon. Madialo): Hon. Members, the County Government Budget Implementation Review Report – First Quarter FY 2017/2018, is hereby committed to the Budget, Appropriations, Planning and Vision 2030 Committee for action.

Hon. Ochola: Mr. Temporary Speaker, Sir, on behalf of the Budget, Appropriation, Planning and Vision 2030 Committee, I wish to lay the following documents on the Table of the House:-

1. Progress Report of the Committee on Budget, Appropriation, Planning and Vision 2030 on the Siaya County Integrated Development Plan, 2018-2022
2. Budget, Appropriation, Planning and Vision 2030 Committee Report on the Siaya County Annual Development Plan, 2018/2019

3. Budget, Appropriation, Planning and Vision 2030 Committee Report on the County Fiscal Strategy Paper, 2018

(Hon. Ochola laid the documents on the Table of the House)

Hon. Otieno: Where is the Fiscal Strategy Paper?

The Temporary Speaker (Hon. Madialo): Serjeant-at-Arms, ensure that all Members have copies of the Reports.

Hon. Booker: Point of Order, Mr. Temporary Speaker, Sir! It appears like the Budget, Appropriation, Planning and Vision 2030 Committee is not prepared for this!

The Temporary Speaker (Hon. Madialo): You are out of order! Next Order!

NOTICES OF MOTIONS

Hon. Ochola: Mr. Temporary Speaker, Sir, I wish to give notice of the following Motions:

1. THAT, this House adopts the progress Report of the Budget, Appropriation, Planning and Vision 2030 Committee on the Siaya County Integrated Development Plan, 2018-2022
2. THAT, this House adopts the Report of the Budget, Appropriation, Planning and Vision 2030 Committee Report on the Siaya County Annual Development Plan, 2018/2019
3. THAT, this House adopts the Report of the Budget, Appropriation, Planning and Vision 2030 Committee on the County Fiscal Strategy Paper, 2018

The Temporary Speaker (Hon. Madialo): Serjeant-at-Arms, ensure that copies of the County Fiscal Strategy Paper are available to all Members even as debate on the other Papers continues. Next Order!

MOTION

CIDP 2018 – 2022

Hon. Ochola: I wish to move a Motion:

THAT this House adopts the progress report of the Committee on Budget and Appropriation on the Siaya CIDP 2018 – 2022 laid on the Table of the House today 15th March, 2018.

Hon. Temporary Speaker: Next!

Hon. Ochola: Mr. Speaker Sir, I also wish to give a Notice of Motion on the report of the Committee on Budget, Appropriation, Planning and Vision 2030 on the Siaya ADP 2018 – 2019, that this House adopts the report of the Committee on Budget, Appropriation

and Vision 2030 on the Siaya County ADP 2018 – 2019 laid on the Table of the House today Thursday 15th March, 2018.

Lastly, I wish to give a Notice of Motion on the report of the Committee on Budget and Appropriation, Planning and Vision 2030, that this House adopts the report of the Committee on Budget and Appropriation, Planning and Vision 2030 on Fiscal Strategy Paper 2018 laid on the Table of the House today Thursday 15th March, 2018.

Hon. Temporary Speaker: Next order! Hon. Nick Ochola!

Hon. Ochola: Mr. Speaker, Sir, the report on the CIDP that was laid today before this House---

Hon. Temporary Speaker: Mheshimiwa, move your Motion!

Hon. Ochola: Mr. Temporary Speaker, Sir, I stand to move the Motion that this House adopts the progress report of the Committee on Budget on Siaya CIDP for 2018 – 2022 that has been laid on the Table today. I wish to state that this CIDP was laid in this Assembly and was committed to the Committee on Budget and Appropriations on Thursday, 1st March, 2018 for consideration and reporting back to this House.

Upon the commitment of the CIDP, 2018-2022, this Committee immediately began the consultations with the relevant stakeholders on how best to consider this Plan. It must be noted that during the same time, this Committee was considering the Siaya Annual Development Plan, 2018/2019 and the Siaya County Fiscal Strategy Paper, 2018. This was done to ensure a proper linkage amongst these documents as required by the provisions of the Public Finance Management Act, 2012.

The above consultations culminated into a 3 – day meeting attended by H.E. The Governor, the Hon. Speaker, the County Executive Committee Members, the Members of this County Assembly and the Secretariat of both sides from 12th – 14th March, 2018 at Sovereign Hotel, Kisumu. During the meetings, different sectors made presentations of the respective proposed CIDP, 2018-2022.

Open discussions were also held so as to ensure mutual understanding by all parties regarding the programmes and priorities as contained in the proposed CIDP. Following the above engagement with all the departments and given the resolutions passed therein, the Committee held further meetings so as to consider the available options of ensuring this House is well informed of the proposed CIDP before it's adopted for implementation.

The Committee has therefore resolved to inform this Assembly and request the following to be adopted as the way forward in considering the proposed Siaya CIDP, 2018-2022.

Moving Forward, following the previous engagements as enumerated above, this Committee reports the following;

1. That this Assembly's Sectoral Committees do engage the respective Sectoral Officers with a view to having in-depth appreciation of the proposed strategies and programmes in the respective sectors.
2. That the Sectoral Committees do make reports on their relevant sectors and lodge the said reports with the Committee on Budget and Appropriations not later than Friday 30th March, 2018.

3. That upon the receipt of the Sectoral Committee reports, the Budget and Appropriations Committee will compile the reports and after seeking the opinion of the CECM for Finance and other relevant stakeholders, table before this House a comprehensive report on the Siaya CIDP, 2018-2022 not later than Tuesday 10th April, 2018.
4. That prior to the tabling referred to herein above, there shall be a validation workshop in the form of public participation to which key stakeholders shall be called upon to participate and add their views to the CIDP.
5. That given the limited period available for the Sectoral Committees to consider and report on their various sectors and given the shared membership of the MCAs in such Committees, the Office of the County Assembly Clerk, in consultation with the Liaison Committee do prepare a schedule of Committee meetings that shall ensure the contributions of Members in the Committees is maximized as much as possible.

In conclusion, having considered the above issues, this Committee has adjourned its Sittings pending the submission of the various Sectoral Committee reports on the proposed CIDP, 2018-2022. I wish to call Hon. Andiego to second.

Hon. Andiego: I second.

The Temporary Speaker (Hon. Madialo): Hon. Adala.

Hon. Adala: I support the Motion as laid, it is a key area that we have in our County. As much it has been laid on the very last day its fine because we are still within the law. I have gone through it and I want to say that I am happy with the Executive for having acknowledged our needs as the County of Siaya.

It is my hope that what has been suggested there will actually come to pass and having read of the House I think we are all in agreement that a question be put.

The Temporary Speaker (Hon. Madialo): May I call on the Mover to reply.

Hon. Ochola: Thank you so much, Mr. Temporary Speaker, Sir; I pray that the Hon. Member has correctly read the mood of the House so that I have this Motion passed. It is in our understanding that the C.I.D.P document which is the guide for Siaya County in the next 5 years in terms of development.

It is a document which really requires a lot of in-depth understanding by Members and that is why we had to call the meeting of the Executive and the Committee of the Whole House to be given a bit of overview and understand this document.

We gave a further proposal that it wouldn't be enough for us to pass this document as it is but we get enough time so that the Sectoral Committees can now interrogate the document into details and get very ample opportunity to get responses from the concerned.

It was in mind that we urge this House to pass this Report as it is so that we get ample time to interrogate the document in our various Sectoral Committees and with timelines that we have promised as given in the Report. I am happy that the House is in a very good mood and I urge my colleagues to pass the Motion.

May I propose the question that this House adopts the progress Report of Committee on Budget Appropriations on the Siaya County Integrated Development Plan 2018/19 laid on the Table of the House today, Thursday, 15th March, 2018.

(Question put and agreed to)

MOTION

REPORT OF THE COMMITTEE ON BUDGET APPROPRIATION ON ADP ON 2018/19

The Temporary Speaker (Hon. Madialo): Hon. ...

Hon. Member: Mr. Temporary Speaker, Sir; I wish to Move a Motion:

THAT this House adopts the Report of the Committee on Budget Appropriation on Siaya ADP on 2018/19 laid on the Table of the House, today 15th March, 2018.

The Temporary Speaker (Hon. Madialo): I propose the question that this House adopts the Report on the Committee of Budget Appropriation on Siaya ADP on 2018/19 laid on the Table of the House, today 15th March, 2018.

Hon. Ochola: I want to believe Members have the copy of the ADP; I'm going to give a brief version of Report that we have but it's important to note that the Report has been informed by the proposed C.I.D.P. which is in line with the provision of the P.F.M Act 2015 revised under Article 234 of the Constitution 2010.

Mr. Temporary Speaker, Sir; this month having drawn it from the C.I.D.P, it was committed to the Committee after which the Committee on Budget sat on several meetings to reveal the A.D.P. In reviewing this plan so that it would inform us that it's observe the County Development Agenda as highlighted by the CECM Finance and ensure that it's relevant with the Constitution and Acts there in.

The Committee had various sittings and looked at the A.D.P and came up with some findings and observations from the plan. During the sitting to consider this plan the Committee made the following findings and observations as contained in page 7 of the Report.

No. 1 that the plan was submitted to the County Assembly on 4th September 2017 contrary to the provision of section 126 (3) of the PFM Act 2015 revised which states that the plan should be submitted to the County Assembly not later than 1st September of every year.

In responding to this; the County Treasurer demonstrated an attempt to submit the plan on Friday 1st September as stipulated by the law which was not administratively possible as the Assembly secretariat were attending a workshop in Kisumu hence the document was submitted the next working day.

It was very important to point out that to the Members so that they understand the hiccups of having tabled the document late. The Committee also observed that this plan may not be expressly informed by the CIDP FY- 2018/2022. As we are aware that this document must come from the bible but it wasn't informed by the CIDP. We engaged the CEC Finance over this and the Executive Member said that the ---.

Hon. Oriaro: Yes. Mr. Speaker, Sir; is the Member in order to keep on referring to or using the word bible yet we Quran and other religious books and the diversity of our County also reflects---

The Temporary Speaker (Hon. Madialo): Hon. Ochola, kindly desist from assigning religious dominance to the product of an exercise authorized by the Assembly.

Hon. Member: Most obliged Mr. Temporary Speaker, Sir; I was just passionate about the CIDP the way I'm passionate about the bible.

The Temporary Speaker (Hon. Madialo): Perhaps you might leave to engage with Hon. Oriaro to establish whether ---. Proceed!

Hon. Member: Most obliged, I will engage him at a later time. In response the CEC Finance said that the cause of the delay in finalization of the 3rd medium term plan was done by the National Treasurer to which the CIDP should be linked.

We attached copies of the responses which came from the County Treasurer as supplied to as by the CECM Finance. I want to believe Members got copies of the response that was received from the Treasury. We further observed that the County Treasury while giving back ground information on roads, rail network and airstrips; they gave the data based on the year 2013. This indicates that there may be no updated data on the sector.

The plan has also omitted background information on fishing and livestock, ICT, Education, youth affairs, gender & social services, sanitation, public health and access to family planning services and irrigation.

The Committee further observed that there is a general uniform of 15% and 5% of staff earmarked for promotion and equipment respectively across most departments. This may not have logic behind it and only indicates that the County doesn't have a policy on staff recruitment. The Committee further observed that programmes and sub programmes in some sectors except for the County Health and County Assembly did not have the indicative budget so as to enable the Committee consider value attached to such projects. The Committee further observed that the plan doesn't indicate the location of most of the programmes and sub programmes so as to enable the Committee establish equitable distribution of resources across the Country.

Lastly, the Committee observed that most the strategic priorities and the programme departments do not address the challenges reported to have been faced in the implementation ADP 2016/17. Having observed that the Committee gave some several recommendations which I may want to go through very quickly; One, in the subsequent County Annual plans; the County government should always adhere to the provision of section 126 while (b) of the Public Finance Management Act 2015 revised.

By clearly indicating how the County Government response to both financial and economic changes in the initial plans this should include factors that affect the implementation of budget as well as the previous development plan and the County's response there to. The Committee recommended that in planning of the Annual development the County Government is obliged to ensure equity across the County.

This should expressly be clear in the fourth coming County FSB informing the 2018/19 budget and County Expenditure framework 2018/19. It is the Committee's recommendation that recruitments and promotion of staff should only be done based on departmental needs and availability of resources. The human resource management should therefore first establish such needs through the respective departments before the exercise is considered for allocation of funds.

Lastly, it I the recommendation of this Committee that having considered the proposal as made by the County government incorporating the views of various accounting officers of

the County department and the Executive Member for Finance; this Committee recommends that the development projects as contained in the annexure here be approved as incorporated in the Siaya County Annual Development Plan 2018/19.

In conclusion, the Committee requests this Assembly to adopt the Report and further resolve that the proposed recommendations as contained in this Report on the Siaya County Annual Development Plan 2018/2019 be adopted. I request Hon. Andiego to second.

Hon. Andiego: Mr. Temporary Speaker, Sir, in seconding this Report, I want to go to the section containing the general findings and observations. You find that the observations are being addressed by the recommendations. The Committee observed some anomalies and has recommended how they should be addressed. I support.

(Question proposed)

Hon. Otiato: Mr. Temporary Speaker, Sir, I equally join the chorus because we have to support. Whatever we are doing here is to help our people and all these developments is anchored on the budget. This is where sectorial plans get their root. Today, is the first time I am meeting the ADP yet I cannot get the best information that I was hoping for. Then it means that I will say that for the sake of Siaya and for things to move, I will support and oversight later.

(Laughter)

I don't know whether it is proper to do the ADP without budget estimates. I know the past regime had issues with this, but moving forward, we need to change how we do things. We need to emphasize more on our sectorial strengths. I beg to support.

Hon. Oriaro: Mr. Temporary Speaker, Sir, I rise to speak on behalf of the people of Central Alego Ward and say that I support the Motion. First, I am very happy that the Committee has stood its ground on behalf of the Plenary in regard to the letter written by the CECM Finance. The matter in question is greatly a reply to this letter.

What I want to observe on behalf of the Central Alego people is that the CECM for Finance is ill informed in so far as his attempt to answer the public is concerned. We do not know if the public had petitioned the Executive because the law allows them to do so. The CECM attempts to respond to some basic three questions in the letter and it is clear that these are total lies. The CECM being new, maybe he is not conversant with established principals of law, and in effect, he is misinforming the House.

I want to support the Motion on behalf of the Central Alego people on the mere fact that circumstances are forcing us to bite the bullet. We just want to accept things the way they are on matters of legitimacy. So, I just support, but just to underscore the provisions of participatory governance and the provisions of Sections 98 all the way to 102 that anchors the hand of the public because governmental practices aimed at production of services is aimed at meeting the needs of the public.

So we will just accept it, but other processes like annual development plan as observed by the Committee, had there been credible participation, and credible existing to a linearly existing CIDP, even their suggestions as to matters of development as pointed out in

the Annual Development Plan, they wouldn't have made those mistakes, that the Assembly on representative scale and the oversight scale, and indeed the legislative scale are now out to streamline. So let us just support it, hoping that such a mistake will never occur. I support.

The Temporary Speaker(Hon. Madialo):Hon. Adalla.

Hon. Adalla: Thank you Mr. Speaker, I have had a look at the ADP, and I want to say that the Committee has again done a good job. I rise to support, and having read the mood of the House, I request the mover now to reply.

Hon. Olasi: Point of order.

The Temporary Speaker(Hon. Madialo):what is your point of order Mheshimiwa Olasi?

Hon. Olasi: Mr. Speaker, I don't know which parameters the Honorable Member is using to measure the mood of the House. It is now becoming his trend to read the mood of the House. Is it in order Mr. Speaker?

The Temporary Speaker(Hon. Madialo):The Honorable Member, it is quite in Order to read the mood of the House. The reading of the mood of the House is provided for even in our Standing Orders. Otherwise it would seem that Hon. Audi is not in agreement with Honorable Adalla, What is it Hon. Audi?

Hon. Audi: Mr. Speaker. Thank you for giving me this chance. I have just risen to support this document. Members, I have a bit of a concern. Committees go round and do some findings from various projects, and I don't know where they are put especially in this ADP, where are their findings put and recommendations?

If you look at page 3, there is 55 million shillings put for construction of amenity block, actually from their findings, it is completion of amenity, page three. I think the health Committee had a different recommendation. It was written completion of amenity which does not exist.

The Temporary Speaker(Hon. Madialo):Order! When you talk about the health Committee having a recommendation, you must tell us in respect to which facility, because they must have been having a recommendation for a specific facility.

Hon. Audi: In respect to Siaya County Referral Hospital.

The Temporary Speaker(Hon. Madialo): Is it referred to there as Siaya County Referral Hospital?

Hon. Audi: Yes. SCRH

The Temporary Speaker(Hon. Madialo):Okay. Proceed.

Hon. Audi: So Members, if you look at this document, and this amount of money, it will be going towards constructing a facility which will be benefitting a few Members of the Community. Like those at a certain level or those at a higher level like those who are actually of a higher magnitude in life, while money as per the recommendation, I thought it would be better if the other facilities in our Wards would have been given some amount of money for improvement.

Look at the Sub County Hospitals, they have some money, but these smaller hospitals need more improvement, even the Sub County Hospitals, if you look at County referral for example, it has a problem with the oxygen plant. It was operating at forty seven percent, of which it is lacking some cylinders.

The Temporary Speaker(Hon. Madialo):Hon. Audi, sorry for disrupting you, I don't want to interrupt your contribution, but do I understand you to be saying that you are a Member of Committee of Health?

Hon. Audi: I am not, but we debated on that Report.

The Temporary Speaker(Hon. Madialo):Thank you, but just for guidance, the way Hon. Otiato was putting it that there should be a way of the Sectorial Committees putting their necks into the recommendations. Ofcourse these are not budget estimates; something bigger is coming, which will go to each Sectorial Committee as a result of this.

So I just wanted to engage you so that you look at this, as just general programme. The specific programme coming after you agree with this Report. I know Mheshimiwa Adalla will read the mood and support it.

(Laughter)

Hon. Audi: Members actually, that had been my feeling, that we needed actually to put the recommendations of the Committee, I agree with you Mr. Speaker as of the whole team, but also this Report should have reached us as early as yesterday, so that we also go through it, and also put a kind of other recommendations towards approving it. Thank you Mr. Speaker, I support it.

The Temporary Speaker(Hon. Madialo):Yes, Hon. Edwin.

Hon. Odhiambo: Thank you, Mr. Speaker Sir, I stand to support the document but I would like to cite some recommendations in the ADP. It has been a tendency of bringing such documents at the eleventh hour which is not right for us, some other Members have also complained about it, but I would request you pull up your socks.

You know it is very much in order to meet this document here, and I may not understand it and just walk outside.

The Temporary Speaker(Hon. Madialo):Hold on Mheshimiwa, just be on your feet. I want to plead with the Membership of the Assembly, what we are doing, is Constitutional mandatory. I would not want myself to be in a situation, where we pass a document without a quorum. A Constitutional document. So could we please, those who are still here, concentrate on the quorum. Could we be patient a bit, so that we approve this document that is in our House? In other words, Mheshimiwa Edwin, don't contribute and then walk out.

(Laughter)

Hon. Odhiambo: Thank you, Mr. Speaker. As I was going through this document, I could see some sectors had been allocated some funds, but other sectors, I can only see blank spaces, I don't know whether there will be money for them because it's the ADP but it could have been better if all the sectors were given some amount but for the sake of timelines I will just support the documentbut next time I beg that the document be brought early.

Hon. Otare: I would like to support this Report and the reason why I'm supporting the Report is because of the observations by the Committee Members, findings and recommendations.

Looking at the observation we find that even the Committee Members had a concern that is similar to Members and even if you go to observation number two that even the Committee Members realized that this plan was not derived from the CIDP and is part of our observation that the Executive should make sure that they pull up their socks and I think that's why the Executive realized the mistake that they did and started doing the CIDP and brought to this Assembly.

On remuneration number 5, the program observed orders in all sectors except the County Assembly which did not have the indicated budget so as to enable the Committee considers the value... the program. On paragraph number 3. You will find that there is a recommendation that we cannot have promotion and recruitment to be same percentage every year and every department and sector should consider the promotion of the Members of staff according to the needs of the department.

Looking at the recommendation; the Committee on Budget has done its best and I just pray that Members of the Whole House to approve this Report because they are well indicated and they are going to consider our needs as Members of this House.

Hon. Ochola: I won't delve much into replying because I am happy that Members here are agreeing that indeed we did some very pertinent observations in this document.

I only wish to point out that this document came late because of the reason which was given here and it was beyond the control of the Executive and we whole heartedly understood and the reason why we have given this Report and we have clearly shown the observation that we saw there and actually there is an opportunity to correct all the anomalies which are there and also to allocate appropriately.

I urge this House to adopt this Report also with an understanding that the budget estimate which is a document which will come later and which really has specific information. I urge my colleagues that we adopt this Report.

Hon. Member: Hon. Member I would kindly request and as the Speaker had put it clearly we might lack quorum in passing this entire document and the way things are people are moving out; what is the Speaker's guidance on that.

The Temporary Speaker (Hon. Madialo): The Speaker has got the option of standing up and while standing up Members can't stand up or move out. Why dint you spare me the pain of standing. There is a way for stopping Members from walking out; when I am on my feet the Sargent at Arms are allowed to forcefully get you out.

This is a constitutional matter and the reason why we are where we are was explained to all of us in Kisumu. It is not something that we kept to ourselves; the speaker did not keep it to himself and even the Budget Committee. Members exercise patience.

(Question put and agreed to)

MOTION

REPORT ON THE COMMITTEE ON BUDGET APPROPRIATION, PLANNING & VISION 2030 ON
FISCAL STRATEGY PAPER 2018

Hon. Ochola: Mr. Temporary Speaker, Sir; I wish to Move a Motion:

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THAT this House adopts the Report of the Committee on Budget & Appropriation Fiscal Strategy Paper 2018 laid on the Table of this House today, Thursday, 15th March 2018.

I think Members were given copies of the same Report. Just but to give a highlight of this Report; this strategy paper is developed from the ADP's which we have just looked into.

Hon. Otiato: I don't have a copy of the same.

Hon. Ochola: Thank you, Mr. Temporary Speaker, Sir; I give lots of focus to Hon. Madam Shirley for considering time for this. Mr. Speaker sir,

The Temporary Speaker (Hon. Madialo): Hon. Ochola, you have exactly 4 minutes.

Hon. Ochola: Mr. Speaker I really want to take less than that, this CFSP, we developed it from the ADP. Actually it's more of a policy Statement which gives broader objectives that we intend to achieve this next financial year. Ideally this paper is divided into 5 chapters.

It gives an overview of the present Fiscal outlook, details of strategic priorities and interventions for the various economic activities that we want to undertake in the County, it gives us Fiscal policy and budget framework including our own resource revenue projection and departmental savings, and lastly it gives us an overview of the medium terms of expressive framework and the resource element.

In ensuring that the entire above are actually achieved and observed within the Committee ventilated through the proposals, from which observations and recommendations were drawn. The Committee observed that all the information that was given in the highlight areas that are mentioned, and we looked at the strategic priorities which were given and the interventions given, in terms of Sector by sector.

I urge Members to look for page seven going onwards, these priorities per sector are based on their set out in the ADP, and the priorities are anchored on 4 broad pillars, Social Transformation through Investment in Healthcare Services, Education, Youth and Social Services and Water, Irrigation, Environment and Natural Resources; Improvement of Governance and Administration through Investment in Devolution Structures for Effective Service Delivery; Transformation of County Infrastructure and Communication through Investment in Road Network and ICT Services; and Agricultural Transformation for Improved Food Security through Investment in Crop, Fisheries and Livestock Production.

Under Social Transformation through Investment in Healthcare Services, Education, Youth, Culture and Social Services, we have given every sector; that is;

County Health, the Report gives us what has been done in the past, and what the department is envisaging to undertake moving forward in the FY 2018/2019. The same applies to Education. The Report gives us the amount of money that was passed to them and what was done in the previous financial year, and what they expect to do in the next Financial Year. Under Education, we look at even having flagship projects like the Barack Obama University.

Under Water, Environment and Natural Resources and Pipeline, the Report gives us the number of Boreholes that they sank, the number of wells that they sank, the number of the km of the pipeline that were put, as well as now going forward, the sectors that were put in

this Financial Year. That applies to all the sub sectors as listed in the Report up to page fifteen of the CFSP.

Having said that, the findings and the observations were as follows:

That there was a greater attempt to comply with the general legal requirements. To this effect, this paper was submitted to the County Assembly on Wednesday, 28th February, 2018 pursuant to Section 117 (1) of the PFM Act, 2012. The pillars of the Siaya County Fiscal Strategy Paper, 2018 are also linked to the pillars set out by the Kenyan Budget Policy Statement, 2018 as per the requirement of Section 117 (2) of the PFM Act, 2012.

During the FY 2018/2019, the County projects to receive a total of over 20 billion, out of which Kshs 275 million will be collected locally while CRA Equitable Share is expected to be Kshs 6,028,800,000. The County also expects to receive over Kshs 415 million as conditional grants and Kshs over 288 million as other loans and grants.

It is the Committee observation that these loans and grants need to be broken down in future so as to enable the Committee give an objective consideration. Upon receipt of the above revenue, the County plans to spend Kshs 2.1 billion which is equivalent to (31%) on development,

The Temporary Speaker (Hon. Madialo): Hon Nick I believe these people all know how to read, so if I were you I would proceed like this; the County intends that 1% goes to development, 1% for this, etc.

Hon. Ochola: Thank you for the guidance Mr Speaker sir. As indicated in the observation No.2, the County intends to spend finances as indicated.

Hon. Olasi: Point of Order Mr. Speaker Sir.

The Temporary Speaker (Hon. Madialo): Yes Mheshimiwa?

Hon. Olasi: Mr. Speaker you gave the Hon. Member 4minutes. It is beyond 4minutes. Then you reminded him again that we all know how to read. Why doesn't he summarize this thing given that Hon. Shirley indicated that it is time to pack, we need to go home.

(Applause)

The Temporary Speaker (Hon Madialo): We got that.

Hon. Ochola: I am guided well, Mr. Speaker Sir. I want to take Members straight to page 20, where we have a summary of what the sector recommends in Sector ceilings in development, where it is enumerated right from the County Assembly from the Tourism, and it summarizes as well as page 19, where we have a summary of the recurrent ceiling. That basically forms the summary of the detailed information which is contained in our recommendation.

In conclusion I ask that this Assembly adopts this Report and further resolve that the proposed recommendation as contained in this Report on the Siaya Fiscal Strategy Paper 2018 be adopted. Thank you.

Hon. Temporary Speaker: Yes, Hon. Andiego. Before you start, nobody goes beyond two minutes.

Hon. Andiego: Mr. Temporary Speaker, as I said before that when you want to understand what we are here for, you simply go to observations, that is what we looked and found maybe good or bad and then go to the recommendations.

The recommendations will now address how we want to solve the problems that we have observed. If you allow me, I will just go straight to recommendation number 7 in page 19 which is very and it will help Hon. Members. We have recommended that each and every Ward be given Kshs. 35million for the Ward development and when giving you Kshs. 35million, you will go down to your people and they will give the projects that they want to do. There is an issue that is key there.

Number 7 says that when preparing the Fiscal Strategy Paper there is a tune that you as Hon. Members understand what projects your people want you to do. Immediately your people give you the projects, they might give you projects that will cost Kshs. 100million but you now know that in your envelope you have Kshs. 35million.

You should understand those projects so that when the Assembly will be visiting your Ward to identify which projects, be keen because you will not be allowed after the passing of that project to be changed. We have learnt that when that window is given changes are made.

(Applause)

Be very keen on those projects because once they are passed in this Assembly there will be no window for change. I support the report.

Hon. Temporary Speaker: Hon. Olasi!

Hon. Olasi: Thank you, Mr. Temporary Speaker. I am attracted to recommendation number 6, page 18. How I wish that this particular recommendation will be implemented. If we can manage in anyway and convince the Executive to implement everything that we pass here, that we devolve Kshs. 35million per Ward.

If my people will sit down and propose projects that are worth Kshs. 35million and the projects are implemented then I believe we will be somewhere. This being the 1st Fiscal Paper in the CIDP of 2018 – 2022, I would support it. This is the Paper which forms the Budget Estimates. With Kshs. 35million, who am I not to support this report? Thank you.

(Laughter)

Hon. Temporary Speaker: Member for Central Alego!

Hon. Oriaro: Thank you, Mr. Temporary Speaker, Sir. In a nutshell, the same way we had dealt with the Motion on CIDP followed by ADP, I also wish to align my contributions on a similar note. Hon. Whip and the Hon. Member who has just spoken Hon.

Olası have carried the day. This one has made us to be philosophy philosophers of health. --- what is important is that food is on the table.

That which they have mentioned as captured in the report, our crosscutting allocations to the Wards Kshs. 35million to me carries the day and it is all about sovereignty that belongs to the people. One thing we must understand is that minus the CIDP these other documents may not have been anchored in law but we are now going for legitimacy, let us have it, meanwhile we will be panel beating the CIDP.

Lastly, I would appeal to this House, Hon. Members that going by our contributions, the CEC Finance, Hon. Warega, ought to be cautioned and he needs to retract the letter he had written to the County Assembly Clerk on 5th of March. His letter is legally erroneous and the letter may come to haunt him later on.

The oath in our office affirmation, we are going to obey the constitution, statutes and even conventions. Matters of new governments are anchored in the 2010 constitution and the laws. So going by it means he doesn't understand the law. I support.

Hon. Temporary Speaker: Hon. Adala!

Hon. Adala: Thank you, so much Mr. Temporary Speaker. Having looked at the Fiscal Strategy Paper, I want to commend the Committee on Budget for having done a very wonderful job. Indeed, ever we started looking at reports this afternoon, this is the best.

(Applause)

I rise to support and with the gift that is bestowed upon me, I hereby recommend that having read the mood of this House, you may now invite the mover to reply. Thank you.

Hon. Temporary Speaker: Hon. Adala, soon or later you will be having masters in the moods.

(Laughter)

Member for North Ugenya!

Hon. Opanga: Mr. Speaker, allow me to take this opportunity to support the good work of the Committee on Budget and Appropriation. On the recommendation of this Committee, recommendation number 5 has touched me. The Committee has put it the way people feel it on the ground.

You know, agriculture is fully devolved, and being a fully devolved activity, our people have not felt the much input it needs to bring. I think as a department of agriculture we need to do more so that as we claim, the people's basket needs to receive fully what that department has to offer.

As Majority Leader and Hon. Olasi put it, on recommendation number 6, despite all that is there, if you get something small that you can also cling on, you better cling on that thing that you have rather than that which you don't have. In this case if I have 35million in my bag to budget with, it will give me much easy time, rather than chasing something that I do not have. I stand to support this Report, thank you.

The Temporary Speaker(Hon. Madialo): Hon Otiato.

Hon Otiato: Thank you Mr. Speaker. On this one, I want to say that as much as we keep saying that its better we keep the record straight, this document ought to have been here not later than 28th February. Being that it is brought today, being that we are seeing it exactly on the date we are passing it over. Again, the Members, mostly some have not been aware, of what this document is, and what it entails.

Let me say that, Hon. Members, this is the document that you can always be using to punish non-performers, the departments which are not performing, by ensuring that if they cannot be able to implement the moneys that have been allocated to them; this is the document where we avail these moneys to these particular sectors.

Of course we do not even know. I thought that with this from 28th to this day that we are supposed to be passing this, we were to look at the performance. You were given this money last time, you absorbed this, why do you want more? Why do you want less? But because of what it is, that is how it is.

When we look at our expenses, there is no any other business that Siaya is doing more than Agriculture, and look at the allocation for Agriculture; less than 10%! Is it really good to give agriculture less than 10% in an agricultural area? But because this is what makes us happy, we walk in here and use fuel after we have been told to come to this Assembly, and elected by the people representing nothing, I beg to support.

(Laughter)

The Temporary Speaker (Hon. Madialo): Hon. Member for South Gem?

Hon. Audi: Hon speaker, I stand to support this document. You are aware that I came as an independent candidate and this document is really protecting me and my Ward will be happy that they will get equal shares, as Members of the ODM. I beg to support.

The Temporary Speaker (Hon. Madialo): Mheshimiwa Audi you might try a handshake. Hon. Shirley?

Hon. Oyuago: Mr. Speaker, it is the first time Members of this Assembly have got out recommendations because a number of these recommendations have really touched them directly, more so the elected Members. Now I am requesting the implementation Committee to follow up on these recommendations to ensure that they are fully implemented as indicated by the budget Committee. I support.

(Laughter)

The Temporary Speaker(Hon. Madialo):Yes, Majority Leader

Hon. Oor: Thank you Mr. Speaker. I stand to support the document. My worry is, agriculture side is not well protected and the amount that was given is less as one of the Members has indicated, and in area of agriculture, some of the crops were not included, which can prove Siaya to be stable.

So I don't know what we can do if this document is not yet approved to see how we can include some crops to be added so that we can plant more cash crops to improve Siaya. I

propose that the document be approved but the sector for agriculture reviewed. Thank you Members who have contributed, this is a good document and I urge all of you to support.

The Temporary Speaker (Hon. Madialo): I call upon the Mover to reply in exactly one minute.

Hon. Ochola: Mr. Speaker sir, I am overwhelmed by the mood and the responses that the Report has received and the Members of the Committee of Budget know that the issue of the agriculture being allocated very little fund I guess is the driving force. It was really discussed at large and we hope that when we are going to have the budget estimate, that anomalies must be corrected. I urge my colleagues that they adopt this Motion.

(Question put and agreed to)

The Temporary Speaker (Hon. Madialo): Will you be standing for adjournment? There being no other Business, this House stands adjourned until Tuesday Next week at 2.30 p.m.

The House rose at 4.30p.m.