

Wednesday, 4<sup>th</sup> March, 2019 COUNTY ASSEMBLY OF SIAYA DEBATES

## REPUBLIC OF KENYA

### SIAYA COUNTY ASSEMBLY

#### THE HANSARD

#### Second County Assembly – Fourth Session

**Wednesday, 4<sup>th</sup> March, 2020**

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

*[The Speaker (Hon. Okode) in the Chair]*

#### PRAYER

#### PAPER

#### NOMINEES OF THE COUNTY SERVICE BOARD

**Hon. Madialo:** Mr. Speaker, Sir; I rise to lay on the Table of the House the Report on the vetting of nominees, the position of the Chairperson and members of the Siaya County Service Board; a Report by the Committee on Appointments.

While I am still on my feet; related to the paper I have just laid I wish to lay on the Table of the House the following papers, a duly stamped copy of the daily Nation newspaper advertisement calling on applications for the post to which we discuss nominees dated 16<sup>th</sup> September 2019.

A duly stamped long list of applicants for the positions of Chairperson to the Public Service Board and the applicants to that position numbering 12 and applicants to the position of County Public Service Board numbering 58, a duly stamped report of the shortlisting of the 12 applicants for the position of Chairperson and 48 applicants the position of members of the Public Service Board presented to the Assembly by the acting County Secretary.

A duly stamped copy of the interview schedule for the shortlisted candidates and a duly stamped and signed copy of the recruitment list of the Siaya County Public Service Board presented to the acting County Secretary by the County Secretary to the Assembly.

#### NOTICE OF MOTION

#### CHAIRPERSON AND MEMBERS OF THE COUNTY PUBLIC SERVICE BOARD

**Hon. Madialo:** Mr. Speaker, Sir; I rise to give a Notice of my intention to move the Motion:

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THAT this House adopts the Report on the Committee on Appointments on the vetting of nominees to the positions of Chairperson and members of the Siaya County Public Service Board laid on the Table of the House today Wednesday 4<sup>th</sup> March, 2020 at 2.30pm.

**MOTION**

**REPORT ON THE VETTING OF NOMINEES OF THE S.C.P.B**

**Hon. Madialo:** Mr. Speaker, Sir; I rise to Move the Motion that this House adopts the Report on the Committee on Appointments on the vetting of nominees the position of Chairperson and members to the Siaya County Public Service Board laid on the Table of the House today Wednesday 4<sup>th</sup> March, 2020 at 2.30p.m. Mr. Speaker, Sir; the Committee on Appointments is one of the Select Committees established under the Standing Order no.125 and its role is to consider by approval by this House, Appointments under Article 179 to be on the Constitution of Kenya 2010.

The Governor is enabled under section 58 of the County Government Act 2012 to nominate members and the Chairperson of the Siaya County Public Service Board. In exercise of this power H. E the Governor vide a letter dated 5<sup>th</sup> February, 2020 forwarded to this House a list of his nominees to the membership of the County Public Service Board and the Chairmanship thereof.

Mr. Speaker, Sir; for the position of Chairperson, the Governor forwarded for vetting the name of Dr. Elijah Ochieng Achoch. Dr. Elijah Ochieng Achoch is a resident of Alego Usonga Sub County, Siaya County. Mr. Magaga Alot was forwarded for vetting to the position of membership; he hails from Bondo. Joseph Rading Otieno for membership hails from Gem. Joan Atieno Odawa for membership, she hails from Rarieda. Ann Akinyi Ludenyo hails from Ugenya and Dr. Margaret Akinyi Oloo from Ugunja Sub County.

Mr. Speaker, Sir; the balance of representation in terms of gender is 50/50; this having been done the Assembly caused to be advertised the names of the persons whose names had been forwarded for vetting in the Daily Nation newspaper of wide circulation within the County of Siaya.

By that advertisement the nominees were invited to present their C.V.s together with documents that would be proof of their academic qualifications and their compliance with the integrity and suitability requirements of both the Constitution and the statutes that guide appointments of members of the public within the County Government.

As earlier said this is provided for under section 58 of the County Government Act 2012 with guidance from Article 73 (2a) of the Constitution of Kenya 2010. Buttressing the forgoing is also the Public Appointments, County Assemblies approval of 2017 an Act of the Kenya Senate.

Section 8 of the 2017 Public Appointments County Assemblies Approval Act confirms that an approval hearing shall focus on a candidate's academic credentials, professional training and experience and personal integrity and background. I emphasize that provision because it is a requirement under section 58 of the County Government Act 2012 that these nominees be

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graduates and I wish to Report to this House that the nominees that were presented to the Assembly for vetting are all graduates.

The approval hearing was held on the 3<sup>rd</sup> March, 2020 and it was a public hearing. The general stakeholders, the media, the public were present and it was an open hearing in Board room number 3 of the County Assembly.

The Committee didn't close its eyes to the second schedule of the Public Appointments County Assemblies Approval Act, 2017 which required there be an assessment form in arriving at suitability of the nominees but the Committee opted not to employ the form in the approval process because the specifications required of all the nominees are enumerated in Articles and sections of the Constitution of Kenya and the County Government Act read together with the Public Appointment County Assemblies Approval Act, 2017.

The Committee was awake that the assessment form doesn't prescribe pass marks and therefore lacks reliable and objective assessment standards. An assessment of the individual persons born of the hearings and their presentations and submissions of both the documents and oral presentations before the Committee are as here under.

Dr. Elijah Ochieng Achoch presented his I.D., C.V., K.R.A compliant, had a valid clearance certificate from HELB, had a duly self-declaration form on leadership and integrity, valid certificate on good conduct from the CID, the CRB clear due and a duly filled questionnaire form.

This nominee is the holder of a PHD in human resource management awarded by Jomo Kenyatta University of Agriculture and Technology. He is the holder of a master's degree in Education awarded by Victoria University of Manchester.

He is the holder of Bachelor of Arts degree from the University of Nairobi and has been in employment since the 1984 in various positions and public sectors including secretary to public transportation between the years 2015 to 2018. Secretary or CEO of the National Police Service Commission.

He was the director of transformative leadership within the office of the Prime Minister and he was a Senior Deputy Director of manpower planning within the same office and the office of Ministry of Devolution and planning between 2013 and 2015. I enumerate this to demonstrate that he has experience in public service.

An issue arose from the public; a perception that is widely held and to which we cannot pretend to close our ears and this arose even within the Committee that there is a perception generally that the Sub County known as Alego Usonga is dominant in the apex of administration of the County in terms of personnel and the nomination of Dr. Achoch to the Chairmanship of County Public Service Board would render the holding of another key position to the occupation of a person from the same Sub County.

This was presented to the nominee and was considered by the Committee as a major issue but the nominee having been determined as best candidate by the interview panel was of the position and which the Assembly didn't have the mandate to challenge that his nomination to the position of Chairmanship was not of his own making and he believed that merit was the key

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principal and he volunteered in case there was evidence of a better person having been qualified competitively then he was willing to relinquish the position to that candidate.

At that juncture I wish to point out to the House that the Committee was cognizant of the fact that the law requires specifically that appointments to the public service board be competitive. There was evidence as will be exhibited by the papers already on the Table of the House that these positions were advertised, applications were made, the nominee was one of the applicants, the nominee was interviewed, shortlisted, emerged number one among the 3 persons who were presented as the best qualified to the Governor for nomination.

This nominee undertook that if this House recommends him for appointment then he is going to undertake an exercise that would ensure that action is taken deliberately to move the County towards balanced regional representation within the administration.

He was, however, quick to point out that the fact alone that a few people are at the apex does not mean that that region is dominant in all echelons of the administration within the County Government Administration.

The mandate of the Committee was not to look at the competence of the nominee, the Committee concerns itself, confines itself with suitability, the parameters within which you measure suitability are described. Academic qualifications we were directed to look at, were look at and this nominee satisfied those conditions.

The recommendation of the Committee is that Dr. Achoch be appointed the chairperson of the Siaya County Public Service Board.

**MAGAGA ALOT – NOMINEE FOR THE POSITION OF MEMBER, SIAYA COUNTY PUBLIC SERVICE BOARD**

Magaga Alot appeared before the Committee on Tuesday, 3<sup>rd</sup> March 2020.

He submitted the following documents:

A valid passport; Curriculum Vitae; Application for Compliance Certificate from KRA; Clearance Certificate from Higher Education Loan Board (HELB); Duly filled self-declaration form on Leadership and Integrity; Certificate of good conduct from CID; Clearance from Credit Reference Bureau; Duly filled vetting questionnaire

The Committee observed from the documents at its disposal that;

1. He holds a Master of Science in Management and Organizational Development from the United States International University, 1980
2. He holds a Diploma in Journalism, from the University of Nairobi, 1972
3. He also holds a Certificate in Corporate Communications, from the Marcus Evans International Corporate Communications Excellence Forum in Bali Indonesia, 2008

He was along serving public servant, and has served in the following positions;

1. He held various positions in the United Nations, including Information Officer of the United Nations in Nairobi, Geneva, and New York serving for 12 years
2. He worked as the Public Relations Manager of the Kenya Commercial Bank for 10 years where he was involved in developing and implementing strategy for the first re –

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branding of the bank and promoting the bank's first public sale of its shares, which was Kenya's first privatization of a state corporation.

3. The nominee held several positions at the East African Community, where he worked for 10 years, and rose to be the Head Corporate Communications and Public Affairs of the East African Community, where he was involved in;
  - Spearheading the Negotiations of the Treaty for the Establishment of the East African Community
  - Launching the major activities of the organs and institutions of the EAC, including the East African Legislative Assembly, East African Court of Justice, Inter – University Council for East Africa and Lake Victoria Basin Commission.
  - High Level Taskforce on Fast Tracking East African Federation, and the process of admission of Rwanda and Burundi into the EAC.

There was an issue touching on his age; Mr. Magaga Alot is 71 years. His age was not in dispute but he came out as mentally lucid. He was challenged as to what his thinking was about the youth and he answered satisfactorily so feels the Committee that all the youth can be employed in the county public service and therefore there was need for the Board to assist the County Develop policies that will enable creation of employment situation in the County.

On inclusion in employment of youth and persons with disability, he insisted that there was need for merit and interest that were to be looked into for employment. He further opined that with his background and assignments as the African Representative in the International Youth NGO Forum, and the Chairman of the United Nations Youth Association of Kenya; he had vast experience on challenges facing the youth both locally and internationally.

It is also important to note that whether one was youth or persons with disability the requirement under the law is that these positions be competitively field and so the youth would have to compete.

The youth as well as persons with disability did come for the interview and in deed, 3 of them reached the level of shortlisting and interview, but were not successful. Considering the key guiding principle for the nomination was competitiveness and meritocracy as provided by the law and EACC circulars these youths were not successful.

Confining ourselves to professional, suitability, integrity, education qualification and experience Mr. Magaga Alot is suitable for the office of the CPSB. The Committee recommends that Mr. Magaga A lot so be appointed by the Governor.

**JOSEPH OTIENO RADING – NOMINEE FOR THE POSITION OF MEMBER, SIAYA COUNTY PUBLIC SERVICE BOARD**

Mr. Joseph Otieno Rading appeared before the Committee on Tuesday 3<sup>rd</sup> March 2020 and submitted the following statutory requirements;

ID card, Curriculum Vitae; Valid Compliance Certificate from KRA; Valid Clearance Certificate from Higher Education Loan Board (HELB); Duly filled self-declaration form on Leadership and Integrity; Valid Certificate of good conduct from CID; Valid Clearance certificate from Credit Reference Bureau and Duly filled vetting questionnaire.

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From the documents submitted, the committee noted the following;

1. He did not belong to any professional body and he had only done Certified Public Accounts up to part three and hence was not registered as a certified public accountant.
2. He holds a Master of Business Administration in Finance from the University of Nairobi, 2012
3. He holds a Bachelor's Degree in Business Administration from Maseno University, 2007
4. He holds Certified Public Accountant II Part 3 from the Kenya Accountant and Secretaries National Examination Board.

The nominee had worked in the public service, holding different positions in the defunct local authority holding positions;

1. Accountant in Town Councils of Yala, Oyugis, Siaya, Kakamega, Kisumu
2. Town Treasurer in Nakuru Municipality, Siaya, Matuu, Bungoma Chuka
3. Transition Chief Finance Officer – County Government of Homabay

During the vetting process, the nominee informed the committee that he responded to a newspaper advert that called for applicants to the position, that after the application process he was called for an interview and then for vetting.

1. The nominee explained to the committee that he had seen the advertisement for the position of Member of the CPSB, where he applied, and then saw another advert on for interviews where he attended and another advert calling him for the vetting.
2. On functions of the CPSB, the nominee seemed to have general knowledge of these functions such as recruitment and appointment of staff to the county public service, and confirmed to the committee that he was integral enough not to violate any recruitment processes.
3. He nominee further asserted that despite his background of having actively run for a political position and therefore a politician, he could not violate the employment code and will advise the Chairman and the county on best practices and regulations.
4. On the issues of youth unemployment and inclusion, he will ensure that youths within the county shall be adequately cared for with no bias whatsoever.
5. He further confirmed to the committee that despite having actively participated in political competition, he was not aware whether he currently holds any position within his political party and hence could not be conflicted.
6. He described his twenty-four years' experience as having imparted on him necessary skills on human resource management that will see him help steer the board to great levels.
7. On the issues of wage bill, unemployment and Labour turn out the nominee seemed to have basic knowledge of key strategic issues that could be undertaken to solve the problems attendant to them.
8. The nominees expressed the need for meritocracy and competitiveness and appreciated his appointment as based on these principles and even if he were not nominated fairly, he would have had no qualms with the matter.

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9. On inclusion on Persons with Disability (PWD), and the youth in employment, the nominees confirmed that he would ensure that they are given the first priority, by developing deliberate strategies.
10. The nominee informed the committee that given the position he would embrace teamwork, and consult widely and ensure that he does not disappoint the committee of the County Assembly by following all regulations and laws.
11. On concern, whether the nominee was actively involved in politics, he stated that he had once vied for an elective position, but was not currently holding any political position. To this regard, he could not be politically influenced to make any irregular decision as a member of the Board.

Confining ourselves to professional, suitability, integrity, education qualification and experience Mr. Joseph Otieno Rading is suitable for the office of the CPSB. The Committee recommends that Mr. Joseph Otieno Rading so be appointed by the Governor for the position of Member of CSPB.

**JOAN ATIENO ODAWA – NOMINEE FOR THE POSITION OF MEMBER, SIAYA COUNTY PUBLIC SERVICE BOARD**

Joan Atieno Odawa appeared before the Committee on Monday 22<sup>nd</sup> January 2018 and submitted the following statutory requirements;

ID card; Curriculum Vitae; Valid Compliance Certificate from KRA; Valid Clearance Certificate from Higher Education Loan Board (HELB); Duly filled self-declaration form on Leadership and Integrity; Valid Certificate of good conduct from CID; Valid Clearance certificate from Credit Reference Bureau; Duly filled vetting questionnaire

The committee made the following observations from the scrutiny of the documents and interactions with the nominee;

1. He holds a Bachelor Degree in Economics and Sociology (Second Class, Upper Division) from the University of Nairobi, 1981
2. He holds a Master of Business Administration from catholic University having graduated in 2011
3. She is currently pursuing a PhD in Entrepreneurship, at the Jomo Kenyatta University of Agriculture and Technology

The nominee highlighted to the committee her work experience as follows;

1. She has been a Member – Advisory Board Catholic Justice and Peace in Nairobi 2015 – 2018
2. She was a Member of Advisory Board Caritas Nairobi in the Year 2006 – 2018, where she was involved in Humanitarian Programs including peace building and provisions of social economic support. In addition, she participated in programs, which seek to promote Equity and Equality for all men and women.
3. She worked at Bless International as the Manger between 2009 – 2013. And Geonne Enterprises as an Administrator between 1998 – 2008

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4. She has served as Board of Governors for Yala High School, Mary Hill School, Kilimambogo College, Huruma Girls and Queen of Apostles Seminary.

During the vetting process, the nominee informed the committee that she responded to a newspaper advert that called for applicants to the position, that after the application she was called for an interview and then for vetting.

1. Considering that the nominee was appearing before the committee for the second time for the same position, she confirmed that she was not aware of the reasons where the previous vetting did was not successful, but agreed that the process should be highly integral
2. She further confirmed to the committee that despite having vied for a political position, he currently did not hold any position within his political party and hence cannot be politically compromised
3. She displayed adequate knowledge of the functions of the Board and her role as a member of the board and committee that he experiences in previous boards will aid her in performing exceptionally at the County Public Service Board.
4. On affirmative action, the nominee committed to put in place deliberate a stringent measure that will enable the Board and the County Government achieve inclusion for women, men, youth and persons with disability in employment both within the county establishment and through county sponsored entrepreneurship programs.
5. The nominee further confirmed that with her knowledge in entrepreneurship, she would together with the CPSB, develop succinct entrepreneurship programs that will see youth engaged in meaningfully to earn decent living.

Confining ourselves to what is required of the Committee and this House, Joan is academically qualified and experienced. Joan Atieno Odawa is suitable for the office of the CPSB. The Committee recommends that Joan Atieno Odawa so be appointed by the Governor for the position of Member of CSPB.

**ANNE AKINYI LUDENYO – NOMINEE FOR THE POSITION OF MEMBER, SIAYA COUNTY PUBLIC SERVICE BOARD**

Anne Akinyi Ludenyo appeared before the Committee on Tuesday, 3<sup>rd</sup> March 2020 and submitted the following statutory requirements;

ID card; Curriculum Vitae; Valid Compliance Certificate from KRA; Valid Clearance Certificate from Higher Education Loan Board (HELB); Duly filled self-declaration form on Leadership and Integrity; Valid Certificate of good conduct from CID; Valid Clearance certificate from Credit Reference Bureau; Duly filled vetting questionnaire

The committee made the following observations from the scrutiny of the documents and interactions with the nominee;

1. She holds a Master of Science in Agricultural Production Value Chain Management from Larenstein/ Wageningen University in the Netherlands, where she graduated in 2007



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2. She holds a Bachelor of Science in Horticulture from Egerton University, where she graduated in 1996
3. She holds a Diploma in Horticulture from the Egerton College where she graduated in 1985.

The nominee highlighted to the committee her work experience as follows;

1. She had worked as Lecturer in the Department of Horticulture at Bukura Agricultural College, where she administered lectures in agriculture and horticulture courses.
2. She has also worked as a District Extension and Training Office, for the Ministry of Agriculture – Siaya District, where she monitored and evaluated projects and programs, coordinated stakeholder activities
3. She worked as the County Coordinator – Agricultural Sector Development Support Program, for the Ministry of Agriculture – Homabay County where she assisted in support the linkage to National Agricultural Training, Research and other sector service institutions within the county as per need and request.

During the vetting process, the nominee informed the committee that she had responded to a newspaper advert that called for applicants to the position, and that upon application she was called for an interview and then for vetting.

1. On the inclusion of youth and PWDs in employments and engagement, the nominee was of the opinion that youth unemployment was an economic malady in the county and committed to undertake deliberate actions, plans and policies that will ensure that it is addressed.
2. The nominee further concurred with the issues raised by the petitioners; the youth and PWDs where they called for their inclusion in employment as she confirmed that this was their right to petition and employment.
3. The nominee further informed the committee that having worked as District Extension Officer; she has a wealth of experience in performance management and appraisal system since she had dealt with several staff under her supervisions.
4. The nominees being a professional in Agriculture. Having knowledge in skill development committed to provide visionary leadership in the board and help redefine agriculture as a means of solving youth unemployment.

Confining ourselves to what is required of the Committee and this House, Ann is academically qualified and experienced. Ann Akinyi Ludyenyo is suitable for the office of the CPSB. The Committee recommends that Ann Akinyi Ludyenyo, so be appointed by the Governor for the position of Member of CSPB.

**DR. MARGARET AKINYI OLOO – NOMINEE FOR THE POSITION OF MEMBER, SIAYA COUNTY PUBLIC SERVICE BOARD**

Dr. Margaret Akinyi Oloo appeared before the Committee on Tuesday, 3<sup>rd</sup> March 2020 and submitted the following statutory requirements;

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ID card; Curriculum Vitae; Valid Compliance Certificate from KRA; Valid Clearance Certificate from Higher Education Loan Board (HELB); Duly filled self-declaration form on Leadership and Integrity; Valid Certificate of good conduct from CID; Valid Clearance certificate from Credit Reference Bureau; Duly filled vetting questionnaire

The nominee provided the following certificates as a corroboration of his suitability for the position;

- I. Bachelor of Medicine and Bachelor of Surgery, 1983, University of Nairobi
- II. Master of Medicine in Pediatrics, 1989, University of Nairobi
- III. Diploma in Health Care Management, 2007, Kenya Institute of Management
- IV. Certificate in Tropical Medicine and Hygiene, 1988, University of Nairobi

During the vetting process, the committee observed that;

1. The nominee has held various position in the medical field in both Government and Private Hospitals. She is also the Chief Executive Officer and Founder of St. Luke Medical Center, Kisumu.
2. The nominee was a member of the Kenya Pediatrics Association, Kenya Medical Women Association, Kenya Medical Association and had accreditation of the Kenya Medical Practitioners and Dentist Council. The nominee had also served as a member of Board of various schools and learning institutions.
3. On whether she had any relation with the Governor, considering that she was born in Alego Usonga, the nominee accepted being related to the Governor by virtue that her step – mother in law is a biological sister to the Governor, a relation she described as distant.
4. The nominee further inquired from the committee if it was illegal for the any relative of the appointing authority to be nominated for appointment, an assertion that the chair, responded to that the key consideration to this was declaration of interests and meritocracy as provided for by the law.
5. In addition, she appreciated that the youth and persons with disability ought to be given opportunity to display their skill and talent and it would be important to establish strategies and programs aimed at ensuring inclusivity of these groups of persons.

The Committee recommends that Margaret Akinyi Oloo be appointed by the Governor for the position of Member of CSPB. We have spoken about some Members appearing for the 2<sup>nd</sup> time in the Committee. I am hastened to add, that as much as these people especially Dr. Elijah Ochieng Achoch, Hezbon Gondi Olum who was not re nominated, Consolata Adhiambo Onguto who was not re nominated, Joan Atieno Odawa and Dr. Margaret Akinyi Oloo have had their nominations rejected before, not because of their unsuitability.

It is the previous nomination that the process was not demonstrated to be competitive and the process was not demonstrated to be of integrity. The Committee was not satisfied that meritocracy was the basis of arriving at the nominees.

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The Committee therefore wishes to observe that the process that led to this nomination as demonstrated in the papers already laid in the table of the House, those are Papers that belong to our House and each Member is at liberty to walk into the registry and take a look and satisfy themselves one day, but the committee has looked at them on your behalf, and demonstrated that this time round, competitiveness was observed, integrity was there in the process, and merit overruled any other consideration.

Allow me in concluding to observe the following;

The Youth are of the opinion that there isn't sufficient consideration of their interest when recruiting Memberships, recruiting people to responsibilities, and engaging people to jobs. The youths are right in having those fears.

They went further to present the petitions, but the hands of the Committee and the hands of the appointing authority, and the hands of the approving authorities are both tied and free to determine, but the Constitution requires that public recruitment to public office be competitive, to the extent to which a circular, a copy to which is attached to the annexure of the report, came from the EACC, directing that this Assembly considers competitiveness in all recruitments, and they were specific to the recruitment of Members to the County Public Service Board across the Country.

The Committee did not close its eyes to the concerns of the youths, and also to the people living with disability. What came out as a factor, is that they were given an opportunity, they competed and we are happy to report that from the Sub counties, a youth came as close as being number 2 in the merit list.

We cannot suggest that the youths and the people living with disability are so insignificant to an extent that they can be ignored. That is why the Committee has recommended that one of the activities that must be undertaken by the Board if they are approved by this House, is to undertake a survey and lay on the Table of this House.

The steps that they want to take to ensure that the youth and the people living with disability are included in all processes that require engagement of the employment process within the County, so much that this House directs them to take positive action, touchable action to ensure that in their advertisement, in the process of recruitments, there is a process that can be seen that is aimed at affirmative action that directs the County towards engaging the youth and people living with disability on equal pedestals with any other persons.

I emphasize that because both our Constitution and any other law in this Kenya describe people living with disability, the Youth and women as special interest groups. I would like to finish my presentation by stating that the Board is going to be 3 female and 3 male. Fortunately for us also that when there is Chairman as a man, the Vice chairperson must be a woman. So that is taken care of.

We want to encourage the Executive and specifically the Board, if they are approved to move with that spirit, a spirit that walks towards ensuring that women and men have equal opportunities in all activities employment within the County. May I request Hon. Oriaro to second?

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**Hon. Oriaro:** Mr. Speaker sir, I want to strongly support the Motion at hand being privileged to doing so, though I do not belong to the appointments Committee. I want to second it based on the nature of the presentation itself. Our mandate as a House is 3 fold. Away from representation, away from legislation to which this Motion is remotely addressing itself to, the area of over sighting, which in this case squarely rests on the field of vetting, Mr. Speaker sir, you are the Chair of this Committee.

From the remarks of the Don of opposition, Jaramogi Oginga Odinga, when he was being challenged by the international reporters why he was not ready to take the leadership of this country as the British had proposed, his remarks were that ‘you cannot challenge your master. Kenyatta was his master, so he left it for Kenyatta. Mr. Speaker sir, you are our Master here, and I will not subjectively want to challenge your able stewardship, but I want to support it based on evidential facts.

1. I want to support it based on evidential facts.

**Hon. Olasi:** Thank you Mr. Speaker. My Senior Hon. Oriaro is trying to support and second the Motion. He is saying that who is he to question the Committee that you chair, that’s one of the reasons. Is that really a reason enough?

**Hon Speaker:** You are free to debate and reject a matter before this House, without considering the fact that the Speaker is the Chair, and the Speaker has no feelings about a matter before the House whether you reject it or pass it is your Business. Feel free Members to debate. Yes, Hon. Oriaro.

**Hon Oriaro:** Thank you Mr. Speaker. I said my seconding is based on certain evidential grounds.

1. The House does vetting not interviews. Chapter six has been underscored in the Motion itself
2. Their integrity, the process itself. We can recall an earlier Motion in this was flawed because they never met the process of doing it. You and I can recall that some names appeared, but never went even for long listing and short listing.
3. If Members are keen, then the current law which is on the Public Officers Appointment Act, the requirements are stated, the qualifications and the experience, one of which qualifications and experience, the names we are having before us, are powerful names, or they have got the historical credentials and profession, personally I don’t know them except for Rading whom we were with in the National Vision Party when we had Biwott.

Those names are powerful, those names are genuine country men, and we need to give them space to serve in one background. Excuse has been there, we are being used as a punching bag that’ I want to recruit ECD teachers, of course there is the budgetary allocation for that, officers to Mann our ECDs, and we are continuing to construct them, but my hands are tied, because we don’t have the Board, and is the Assembly is the problem.

We know that service providers left this County or intended to doing so, the health sector where hundreds of caregivers who were sponsored by them, they gave us notice to withdraw their service, meaning health sectors is at its lowest because we don’t have caregivers, and our

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excuse is, we cannot employ them, new facilities cannot run because we don't have the Public Service Board, because Assembly is not ready to approve them.

Of late if you look through the newspapers, there is a lot of corruption, meaning a problem is somewhere. Didn't we have proper officers to help the Governor in negating that? This is the chance that will enable Siaya County to have credible officers.

**Hon. Odongo:** a point of order Mr. Speaker. Is it in order for Hon. Oriaro to say that new facilities cannot run without the creation of this Board, yet the facilities have not been equipped?

**Hon. Oriaro:** As we speak, my colleague is a Member of Public Accounts Committee, and we are learning that those who are being pinned were illegally in office because of the loophole of following the right channel to have people in those offices. We have been having acting fellows in the name of COs.

Even this House resolved that it would not be dealing with acting officers. So this is the time when we have the Board, because the Board has got powers, even advisory powers, we learnt that the County Government recruited these officers through the Kenya School of Government. The Board can substitute that, and we can know for sure what we can save when such processes arise.

My prayer is, this House on a very special note, if we had other secondary issues to run away from the philosophy of the end justifying the means but means justifying the end because the process started well and of course it has ended well.

We really need to have these people more so that this is the lot which will serve even during transition when we will be having a new Governor. The new County Government will be having powerful people in the office, I second.

**Hon. Odongo:** Mr. Speaker, I am not satisfied with Hon. Oriaro's, response. He has just mentioned that after the constitution of this Board, new facilities will be in operation. Whether passing the Board or not, the monies in the Budget do not indicate any allocation for equipping these dispensaries.

**Hon. Speaker:** The Mover of the Motion, kindly address that concern while moving the Motion.

**Hon. Odinga:** Thank you, Mr. Speaker, Sir. As much as I am going to support the list, I am very concerned and worried about our youth. Everywhere we sing a song of our youths being the leaders of tomorrow.

**Hon. Odongo:** Mr. Speaker, I am sorry. Is it in order for a Member to contribute before you propose the question?

*(Question proposed)*

**Hon. Speaker:** The Speaker thought you rose on a point of order. Will you proceed!

**Hon. Odinga:** Thank you, Mr. Speaker, once more. As much as I am going to support the list, I am also very concerned and worried about our youth whom we sing every day that they

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will be our leaders tomorrow. I don't really understand what Hon. Madialo, said that one of the youths was very close to being number one.

How I wish he could elaborate what prevented this youth to be number one. Is it because the youth is not a PHD holder or a master's degree? I remember Hon. Madialo, saying that the list consists of powerful names.

I suggest that next time we should really look into the fate of these youths based on the fact that they could not be having the same experience with a 70yr old man. I think it's unfair to put our young youths to compete with our citizens who have acquired PHD and Masters considering the age of our youths. I support, thank you.

**Hon. Opanga:** Thank you, Mr. Speaker. I rise to support the report. When the names were brought and the nominees didn't pass at the first stage, it wasn't about the merit but the procedure and how everyone was brought and how the interview was conducted. I am happy today, the Committee has been able to furnish us with the Committee that conducted the interview and how each and every member performed so that we are able to understand that if the people who wanted to be the chairmen for this Board, you are able to understand how the vetting went and how each member scored.

On the issue of the chairman of the board, he is a man that I have interacted with previously before and I believe he is capable of transforming this County with the experience he has. I believe that this is a man that when they work together as a County we will achieve a lot.

The last Board didn't perform to the expectation of Siaya people simply because the team was not united, it was so much divided that towards the end we had a lot of court cases and issues within the Board. My prayer to this Board if they are confirmed is that they should work as a team for Siaya to move ahead.

In our previous Budget, we were not able to employ within different departments, I am happy today that if we pass this Board, one of the issues that has been a thorn in our flesh is the issue of ECDE teachers. The other issue is our dispensaries, we have built a lot of dispensaries but the excuse is that we don't have a Board to employ. I believe that today, it will something of the past.

As I conclude, it is my wish that the incoming Board will look into the issue of wage bill. As a County, we have had serious issues in terms of wage bill. I believe that this Board will be able to advise the Executive so that we be able to understand how our current wage bill, be able to remove the ghost workers within the system and have a clean wage bill in order to help us when we are budgeting so that that issue we are doing auditing every time should be a thing in the past. Otherwise I support.

**Hon. Ousa:** Thank you, Hon. Speaker. I rise to support the report from the Appointments Committee. I want to state clearly that as a County we have been in a lot of troubles more so in the health sector whereby we need a number of nurses and COs. Just as the Hon. Chair had stated, the first nominees which were brought sometimes back had no big issue but small issues.

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This time round as per what has been brought in this House today, I can see the recruitment team really did their work and if you go through the annexure, the Kenya School of Government gave us a clear picture of how the nominees performed. Therefore it was very easy for the Committee to come up with their report as per the merit. I want to state clearly that if you check on the report, the recruitment was detailed whereby the Wards which the nominees come from were stated.

I would wish that if the Members of the Board were brought from all the Wards or the Sub Counties, it could be better. When doing recruitment of employees in the County, I wish they use the same method to shortlist the employees according to the Wards they are coming from so that if somebody performs well in his Ward, it is clear and above board.

Secondly, I also noted that it was not about the youth, people living with disability being brought down but it was just because they didn't meet the threshold of what was required in the interview, that is why they have been brought down and they cannot be among the listed Members of the Public Service Board.

According to the recruitment done and even the report undertaken by the Committee on Appointments, it clearly states that the procedures followed during this exercise were done in the right way.

I only wish that the Public Service Board members are going to do their work as required by the law and they are not going to be partisan. Otherwise I support and I would also encourage other Members to support this report and the county government to move ahead.

**Hon. Otiato:** Thank you, Mr. Speaker, Sir. I support this report but with a lot of reservations. For the last two Financial Years we have not been able to recruit the ECDE teachers just because of the conflict within the Board and therefore their inability to execute this wonderful function.

I equally take this opportunity to remind the gallant men of Siaya who are coming in to take over the Board that it is a daunting task ahead of them; they really need to do a lot of their research because I believe that the whole committee or the whole House will be able to support us on this.

I am supporting this with a heavy heart because though noted by the Chair or the Motion Mover on the age differences that the youngest person in this Board is 51 years old, followed by 61, 62, 62 and 70 years.

The trend of the world has changed to a level where currently Finland is boasting of a Prime Minister aged 34 years. What does that mean? Look at the category of even those economies. New Zealand is taking pride of having a Prime Minister aged 39 years. Ukraine is proud of their President at the age of 35 years. El Savado also has Naib Bukele at 38 years.

Where we are now we are taking keen interest to be recruiting retirees whom the system itself has rendered not serviceable. We really need to in the near future look at what has happened to us today and this trend is worrying in Siaya.

Our President Uhuru Kenyatta is trying to include the youths in almost all cadres in the last cabinet there was a youth. In Siaya even when we had a cabinet list here we did ask did we

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have any youth representation. Take a look at Siaya from the cabinets you come to the higher levels of maybe COs and this is not maybe to the youths only PWDs.

We acknowledge the fact that the EACC at that competitiveness there is always a compromise especially when dealing with special conditions. Our special condition here is youths and PWDs just like when we coming here as MCA we had an opportunity to have what we call a gender top up which was not based on any competition but gender.

The other time you gave us guidance and said the only reason to prove the only way that you can prove that this particular patient. We took number 4 or 5 and left number one was on the mere fact that we can reason you were trying to meet some threshold.

If you look at the long list and shortlist there is proper classification of youth and PWDs for that to have happened then there was an idea of somebody appreciating that we have actually considered PWDs and the youths.

The basic requirements and it is in the law, is a degree. For these people to have qualified to be long listed they met the basic qualification which was a degree. I am talking about this because I can see one member here who is coming from Yimbo East, a PWD who struggled from almost a grade D+ and currently is a graduate from lower levels of education and has grown currently is pursuing her Masters and some of these are very crucial members that we need to actually give them because they are strugglers.

I will not belabour much on this list but I want to say that we have a number of people who are here. Members of the Committee on Governance who are present here can bear me witness that we have had a challenge with the 6 members of the Board.

The Board operates like any other commission which operates on odd numbers. It is only the Public Service Board that we are having an even number which brings us a lot of problems when it comes to decision making.

This happened last year when you realize that our Chairman, Mr. Donde had a team of two more so they were 3 and the vice-chair also had another team of two more so they were divided in the middle and so they could not transact any business and that led to an illegal action by the Chairman which we rendered here illegal of suspending some other people from the meeting so that they can move.

When the law says that the Board is composed of a chair of at least 5 members it does not mean you must take 3 or 5; you can take 4 so that you have odd number 5. The Mover had one thing that he wanted to say and he spoke very well and I will support this because he persuaded.

We reached a point where we are going for regional balancing, we will not shy away and close the fact that Siaya is a political system composed of regions and that informed even the election of the last election from 2013 -2017 where we have our Deputy Speaker coming from Ugenya not because of anything but it was regional.

In this therefore as long as we are going to have the Chair from Alego, the Vice chair who should be a woman should go to where it belongs which should be common knowledge that this is South of River Yala as usual and we have a responsible woman there who can be the deputy.



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We don't need to negotiate about that and those people who are listening who are going to elect this should know that we know otherwise we will consider their case in this in the near future.

In the last Board there were decisions made that were not very good. I recall there was a day I made a lot of noise here; I was getting a lot of phone calls because in my committee of legal and justice we follow a lot of other things.

Interviews have been done and the grading is there; I was even able to get some the awards because when they were awarding I was getting screenshots on how the marks were being awarded so a list was being altered at Namsagale and I made noise here that we know the list is being altered by so and so. That list was suspended.

Now the list of people who were supposed to be recruited which was suspended by the Governor through a letter some of them ended up being employed even after that letter of suspension but we were never informed of how that letter was lifted so we are requesting this board that is coming in, let us do our work diligently.

The board should realize that they are not subject to anybody else it is an independent board that should open up should give us all this opportunity.

One of the key assignments I am giving them to do if they are sworn in tomorrow in Siaya we have high wage bill we made a ruling as a Committee on Governance. God has powers within it to review some of the decisions so that if there was an illegal recruitment they can rectify and ensure that the right thing is done.

We made a ruling here the Board has never acted on it. They sued the Assembly to overturn the Assembly's decision. The court ruled in our favour but the Board has not acted on it. We still believe that the report of the Assembly ought to have been acted on on the illegal recruitment of 8 people to the Public Service Board of Siaya.

As they are coming in they must know that we have a good number of population earning and not working in this county reason being that because they had a disagreement with some of the leadership they are on suspension.

Some have been on suspension for 2 years, it can only be for 6 months; those cases and ensure that if somebody commits an offense they should be fired. They should not earn money from the county government of Siaya but not to have them earning money and they are not working.

**Hon. Ochola:** Thank you, Mr. Speaker, Sir. I support this Motion as it is. I have perused this documentation and all the paper works by the Committee on Appointments for a job well done with thorough scrutiny. Mr. Speaker, Sir; I will add my voice to say that the process that these applicants were taken through was fair, above reproach and followed the law. As such I will not have any reservation to support the Report as brought by the Committee on Appointments.

Before I point one or two things out, allow me to extend my congratulations to one of the nominees who hails from Gem; one Rading Otieno Omollo. I saw he tried his hand in the

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Chairmanship position but he became number last but that did not deter him; he also tried his hands in membership position but now he scored.

Allow me to express very sincere appreciation and congratulation to one youth who comes from North Gem who was the youngest among all the interviewees from the list that I have here. A 28year old one, Elsie Aurelia Ochieng who managed a total of 55 points and actually was listed among the 3 best to be picked from Gem.

If it were my way the House would have given a standing ovation but since I don't have my way I will express those congratulatory messages on behalf of Gem and on behalf of the people of North Gem. She is a lady to watch and probably the next time we will see what comes out.

I was a concerned person that the previous holder of this office; Chair of this Board was coming from Gem and as a Member had alluded to some of these things is a question of juggling the lever putting one Alego and one Bondo. I was going to take an offence not in a bad way that we lost that opportunity of getting the Chairmanship but when I look at the documents which have been presented.

I have swallowed my pride because I have seen really the candidate from Alego gave us a run for our money. He gave us very good competition and I must congratulate the person who got the Chairmanship, Dr. Achoch because the papers are very impressive and with no doubt suited the position and the responsibility that he was given.

When the Chair was Moving the Motion actually pointing out the factor which we cannot hide and run away from, the Alego dominance but honestly when I went through the dominance was justified; we were given a run for the money and we will only have to pull our socks next time.

Mr. Speaker, Sir: allow me to also add my voice on the issue of the youth and the PWDs'; this board is created by Article 235 of the Constitution of Kenya, 2010. I looked at the Article but I found that nothing ties down the team that does the recruitment. I find that Article not very friendly; I must say that we are in a very good time where we are having BBI and we are recommending changes we may want to the Constitution.

The House should seriously look into an inclusion I know we have presented our position as Assembly but this Act should be amended in a way that we have expressly provision for inclusion for PWDs' and youth in the composition of the board.

I want to buy into the idea that Hon. Otiato was bringing that this thing should come into an odd number because its saying not more than 5 and at least 3 or there about. Something should be done and this is food for thought for Members so that we make changes so that it goes to odd numbers but expressly mention the youth. If this was there I can assure that Aurelia would be a Member of this Board based on the performance that she did here. Also looking at the same Article 235; it also gives the functions of these boards and there are two or three functions which expressly relates with this Board submitting to this Assembly on certain functions directly.

I will emphasize that this board if passed by this House; what is required of the board to report to Assembly should be dutifully and diligently done because we have had passed cases

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where the Executive sometimes don't bother or they ignore duty by giving information or reports which is required by this Assembly. I will not belabor much and those are my observations but once again will congratulate your team and I support this Motion that we pass this list as presented, thank you.

**Hon. Oyuago:** I am here to support the Motion and before I give out my points allow me to respond to some few calls not as the Motion Mover but a Vice Chair of the Committee. I want to tell the Hon. Member for Yimbo East that the bigger posts that he was mentioning were elective posts. You cannot compare an elective post with a position given based on merit; he should get to know that as much as the Countries elected youth leader but this one...

**Hon. Opanga:** Mr. Speaker, Sir; we appreciate the Hon. Member being part of that Committee but is she in order to reply another Member which is not part of what is supposed to be discussed.

**Hon. Oyuago:** As I proceed, the first thing that should ring in our minds as we debate on this Motion is that we have had a list in this House which was sent by the appointing authority and the list was returned based on some facts. The main reason why the list was returned was because a due process was not followed and when they brought back the list the Committee felt that the process that they followed was right and that's the key reason why we sent the first list.

As I support this Motion right now the Country is debating on the BBI; I got a privilege some meeting where the women of this Country were presenting their views on what to be included in the BBI and the most important thing that was there as their first point was that when a male person is elected as Chairperson the Vice chair should be a female.

We should start practicing that as a House or maybe we should advise the board to practice the same. When they will be electing their Vice Chair; our humble request as women is that they elect a woman as the Vice Chair.

When we were looking into the Report I was the first person to raise the issue of youth in the Committee and we had a youth who applied for this job and the lady was number two. She was from Alego Usonga but there was nothing we could do as a Committee because our hands are tied.

There was a circular which was released and clearly indicated here on our Report on Committee observations and findings no3. That states considering that the key guiding principal for the nomination was competitiveness and meritocracy as provided by the law and the EACC.

We had no option or we had nothing to do by taking number two to be number one because the youth was number two. I wish as a Committee that the youth could be represented in that board but there is nothing we could do.

**Hon. Otiato:** Mr. Speaker, Sir; is it right for Hon. Shirley to mislead the House that meritocracy means number 1,2,3 and that there is no provision in law where we can take over. Based on some other Constitutional requirement?

**Hon. Speaker:** I agree with Hon. Otiato; meritocracy doesn't mean it has to be number 1. Affirmative action is part and parcel of meritocracy but just proceed Hon. Shirley.

**Hon. Oyuago:** I don't have much but just to support the Report, thank you.

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**Hon. Ochieng:** Thank you, Mr. Speaker, Sir; having looked at the Report in front of us I want to first congratulate the Hon. House for having rejected the first Report and that has made got a very elaborate Report. On the same note I want to congratulate the Executive team more so the Governor for having been a good student who follows the teacher's instructions. I want to say that I support this with the following reason.

As we are seated here, I know and a number of us has said this, ECDE instructors in our ECDE schools are not yet employed and I believe that we had allocated money for that yet, up to now, there is no any recruitment that has taken place. When we ask why, we are told that there is no Board in place to employ. Nevertheless, with the Board in place now I believe this will be a thing of the past.

On the same note, on the issue of Village Administrator Units, which we have a Bill in front of us now, I want to urge the Chairperson Committee on Governance to move with speed and bring us the Bill so that we pass it. Because for one, we will be having the Board, which will help us, do the recruitment of the village Administrators.

I want to say that the persons who are here are qualified people and having read their submissions when they were being vetted, I want to say they were really genuine and were speaking only truth from their hearts. For instance, when Mr. Magaga Alot was responding in his submission number 2, he said that there was need for the Board to assist the County Develop policies that will enable creation of employment situation in the County.

This is very genuine, and true that as much as the youth of this County want employment, and it is true that not all the youths of this County or Nation can be employed by the Government.

If at all, they are trying to bring this idea to help the County to create a way of how to accommodate these youths in other employment activities other than just being employed in the County. So even though we are crying of the wage bill if this is done then we will be the luckiest County to have solved the issue of unemployment of the youths.

I would request that that submission be part of the recommendations that they also help us because looking at the report I do not see where that appears as much as he has said it when he was being vetted. I want it to come out in the report that that should be one of their mandates to advice the County on how to create job opportunities to the youths. Otherwise, thank you and I support.

**Hon. Ochola:** On the speaker who has just left the floor I find it misleading or misleading to the House because the report we have in the House in my understanding is that we want to pass the report just the way it is. However, the speaker is suggesting that we give a recommendation that they also put a policy to employ the youth. As it were, I do not think the two ties together as it is.

**Hon. Speaker:** There is an avenue even within the House and I want to also enlighten you that what will be taken to the Executive should you approve or even reject this is the report itself and votes and proceeding. The votes and proceeding contains your deliberations and

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discussions, so if the appointing authority is keen they will not only read the report but also votes and proceedings.

So that will be taken care of. Hon Adallah.

**Hon. Adallah:** Asante sana Bwana Spika, niko hapa kuunga kamati ya Uteuzi kwa ripoti ambayo wameleta leo hii katika Bunge letu wengi tumezungumuza maneno ya vijana nah hii si mara ya kwanza....

**Hon. Oduor:** I believe it's unparliamentary to mix languages. Is the Member in Order to speak Kiswahili while calling Speaker Spika?

*(Laughter)*

**Hon. Adallah:** Bwana Spika kwa masomo nilionao na vile najua, yule anaka hapo tuna muita Spika ni jinsi tunayoandika ndio tofauti na vile si kazi yangu si kuelimisha mwenzangu.

Wengi tumezungumuza sana juu ya swala la vijana na si mara ya kwanza, si ya pilili wala si la mwisho lakini natumai hii ni ya mwisho. Kati imesema vizuri ya kwamba wanaomba kua uteuzi za mbeleni vijana na watu wenye ulemavu wazingatiwe na hiyo ni sawa. Lakini Bwana Spika naona ikiwekwa na ulegevu Fulani. Ningekua wingi wa furaha mungeweka makata ya kwamba baada ya miezi tatu, nne ama sita tupate ripoti jinsi ambavyo hawa tunaowaidhinisha wataangalia maneno ya wale wamelema na vijana kwa jumla.

Nadhani ya kwamba kuna kijana mmoja hapa kwa jina Martin Ngonga Omollo kutoka Alego na mwenyekiti alipokua akizungumiza alisema kua alikua karibu awe hata nambari moja. Nadhani labda ni uzoefu wa kazi ndio ilifanya awe namba mbili. Ya mungu ni kusema ya kwamba wakati mwengine hakuna sharia inayosema kwamba nambari moja ndio lazima apewe kazi. Tunajua ya kwamba kuna watu hapa kenya walikua nambari tano lakini sahizi hao ndio wenyekiti wa IEBC.

Kwa hivyo, nyakati nyingine tunapona kua uzoefu wa kazi ndio inakua kizingiti, fadhali naomba Kaunti hii ya Siaya ilegeze Kamba kidogo maanake kijana ndio jana amehitimu na leo hii ako hapa na mnataka uzoefu. Atatoa wapi kama hana kazi?

Nikimaliza, najua ya kwamba wakati ni saa kumi na moja na dakika arubaine na tano na tukizingatia kanuni zetu za Bunge, ifikapo saa kumi na mbili itabidi twende manyumbani ama uanzishe hoja ambayo itahakikisha kwamba leo hii kikao hiki kina endelea. Na ninavyona nyuso na taabasamu ya wenzangu katika Bunge hili leo hakuna mtu anayepinga. Ningomba kwa unyenyekevu ya kwamba tupitize hii ripoti ili wale madaktari ambao ni nadra sana waajiriwe, zahanati zetu ziko na shida.

Kwa hivyo naomba tupitishe ili kazi iendele. Nashukuru na Mwenyezi mungu mwenye neema ndogo, haraka, tele na Rabuka mwenye zote awabariki. Asanteni.

**Hon. Speaker:** Am a proud person today because the induction we did in Mombasa was very helpful.

*(Laughter)*

Yes, I do not know as he has requested if we can allow the Mover to reply or we give you

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Chance to debate? Ok, some of you still want to contribute. Let us limit then in the interest of time.

Hon. Odongo and I think I will only allow two more then I give the Mover chance to reply.

**Hon. Odongo:** Thank you Mr. Speaker Sir. Allow me also to support the Report that has been brought before this House by the Appointment Committee. I want to appreciate the Committee for working tirelessly as well as the appointing authority that has realized that regional balancing is also important this time round.

In supporting this report, I had some concerns that were very dear to me that arose during the response by Mr. Magaga and I would request him not to have this kind of perception in his reasoning next time and even when this Board has been constituted.

**Hon. Speaker:** Hon. Adallah, you are rising on appoint of Order!

**Hon. Adallah:** On a point of Order, I think Hon. Odongo rose on a point of Order but reading from his submission it appears that he is contributing. So I don't know which is which.

**Hon. Speaker:** I gave him chance to contribute, he didn't rise on appoint of Order. Hon. Odongo, you had a point of Order.

**Hon. Odongo:** Thank you Mr. Speaker Sir for that protection. I was on my feet to support but not on a point of Order.

Mr. Magaga said clearly and this was during his response to the Committee that not all the youth can be employed in the county public service. Therefore, I would only urge him not to move on with this perception during employment because he might go on to tell us during application of jobs that it is not a must that youths be employed in the County. Thank you very much, that was my concern and I support. Thank you.

**Hon. Speaker:** Yes, Hon. Olasi.

**Hon. Olasi:** Thank you Chair. Mine will be very brief, while supporting this list; how I wish the people we call the Liaison officers of the Executive could be here. Most of the time, much as we pass Motions in this House, we don't know whether they are always implemented. The list that we have and to be specific the Chair of the Board, if approved by the House and the one Mr. A lot Magaga, given his age, he is 71 years. Okay if we say, he is somebody who has worked with Kofi Annan in the same office; he produced the papers to confirm the institutions that he has worked for.

If those are the brains that even given their age could be part of the Service Board of Siaya, without interference from the appointing authorities and his team, then I believe that Siaya can be somewhere. If the team of ladies and gentlemen that appeared before the Appointing Committee yesterday could be given the free will to do their works then I believe this House is going to pass the right people.

Allow me to talk about this old man of 71 years, Allot Magaga. When asked about the Youths and Disability, this is what he said;

On the inclusion of the employment of the youths and people living with disability, he insisted that there was need for merit and interest to be looked at in employment. He further opined that with his background and assignment as the African Representative in the

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International Youth N.E.O forum and as the Chair of the United Nations Forum Youth Association of Kenya, the vast experience on the challenges facing the youth both locally and internationally. Just from that line alone. Such a person given the opportunity without or with little interference would perform well.

Hon. Willis quoted what he talked about on his second point. Let's go to point number 6 on what he told us. It says the nominee informed the Committee that he had in his work experience has mentored young people whenever they were employed and even used his contact to help the people especially the youths and people living with disability.

My Senior Hon. Willis talked about the Policies. There used to be a cry that we cannot move because there is lack of a Board. Now close to one year, because of lack of a Board, we cannot have ECDE instructors. Because we lacked that Board, we could not have the health workers, but we can get the contractors.

With these people in place we can take Siaya somewhere. Some of these things should go directly even before they are signed from the office of the clerk to reach the Executive. The liaison officers; I don't know what they are paid for. They should always be here when we are passing these important Motions in this House, so that they take our messages straight away without any delay. Thank you.

**Hon. Speaker:** Yes, Hon. Jane. This is the best list of appointees I have seen. Usually we are struggling to get the 3<sup>rd</sup> gender balance. This one we have achieved half and half. This is great! We are moving somewhere. This is why I'm really supporting this Motion today. We need to ask a question. I know many people have talked about the representation of the youths. Maybe the way the advertisement was made that these people may serve on a part time basis.

Maybe that is why we did not find many qualified youths applying because if you are a youth, and you want a full employment and here they are saying you are going to serve on a part time basis, surely many youths who are qualified may not apply for these kinds of jobs.

If it would have been a full time job maybe we would have found a number of qualified youths applying for the job. Maybe next time we should take this into consideration because the youth is looking for something to do full time. So you find that most of the people applying for the jobs are retirees, and they are looking for what to do part time, so we find that more retirees are applying for the jobs but not the youths.

We are doing a good job and we hope that the people who have been appointed are going to do a good job, than the previous lot. I support the Motion.

**Hon. Speaker:** Hon. Odero Oor, Majority Leader.

**Hon. Oor:** I rise to support this Motion and I would like to say that, once somebody has retired, he should do a business, or join politics or do other activities but not Government office. Also the youths and the people living with disability should be considered in any employment opportunity in this County.

The people coming in the new board should sit down and balance how they are going to employ people per Sub County. The incoming service board should consider giving priority to

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trained ECD teachers for employment because the foundation of a child cannot be recovered after it's lost.

**Hon. Speaker:** I would like to ask the Mover to reply.

**Hon. Madialo:** Thank you Mr. Speaker. Allow me to thank my colleagues for supporting the document 100%. That we transfer that to voting 100%. I do not wish to belabor our time, in challenging some of issues talked about, because the issues are valid. In reply I wish to reiterate the commitment of the Committee and by extension, of the House, to the welfare of the youth.

In stating that I want to thank Hon. Jane for stating a fact that escaped our attention or concentration. The fact that the job of Membership, save for the Chairmanship for the County Public Service Board is a part time job and it is encouraged that our youths being the current wealth creators, they have the energy, they retain the skills.

They are modern, they are digital and should be engaged in full time jobs, well creations and occupations. That notwithstanding, the youths have got a right to be represented in all the agencies within the County and within the Country, and the youths were within their rights, so goes PWDs and so goes Women to be represented in the agency that is the Public Service Board.

My other concern is to persuade the Hon. Members to support these gentlemen and ladies to the office of the County Public Service Board. The other details are best addressed by the sectorial responsibilities.

I wanted to answer only one, that as much as Hon. Andericus Oduor Odongo had issues with what Hon. Oriaro stated, may I withdraw the word Mheshimiwa before Hon. Odongo challenges it, The Hon. Oriaro had a right to address the House and prefer his view, and that was his view, and it is not within us to challenge his view, because he had a right to present it. Otherwise I would like to thank my brothers and sisters and urge them to support the Motion.

*(Question put and agreed to)*

## **MOTION**

### **ADJOURNMENT**

**Hon. Speaker:** Hon. Members, there being no other Business, will you be upstanding for adjournment.

Hon. Members, there being no other Business, this House stands adjourned until tomorrow Thursday, 5<sup>th</sup> March at 2.30 p.m.

The House rose at 4.56p.m.