

Thursday, 7th May, 2020 COUNTY ASSEMBLY OF SIAYA DEBATES

REPUBLIC OF KENYA
SIAYA COUNTY ASSEMBLY
THE HANSARD

Second County Assembly - Fourth Session

Thursday, 7th May, 2020

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

[The Deputy Speaker (Hon. Odongo) in the Chair]

PRAYERS

MOTION

REPORT OF TOURISM COMMITTEE ON THE STATUS OF THE WARD SPORTS BUDGETARY ALLOCATION
AND EXPENDITURES FOR FY 2017/2018, 2018/2019 AND 2019/2020

Hon. Deputy Speaker: Chair Tourism Committee.

Hon. Wamwai: Thank you, Hon. Deputy Speaker. As chair of Tourism, I will not take long and I think I just need 10 minutes then am done. I believe everyone has a copy so you can go through it as I proceed.

Acknowledgements

The committee on Tourism, Wildlife Conservation and Sports wishes to sincerely thank the office of the Speaker and the Clerk of the County Assembly for the necessary support extended to it in the execution of its mandate. I wish to express my appreciation to the Honorable Members of the Committee who made useful contributions towards the preparation and production of this report.

It is therefore, my pleasant duty and privilege, on behalf of the Committee on Tourism, Wildlife Conservation and Sports, to table this report and recommend it to the Assembly for Adoption.

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Background Information

Hon. Speaker, The County Government of Siaya has been allocating funds meant for advancing sporting activities and development in all the wards annually. In FY2017/18 ward sports activities was allocated a total of Kshs. 3,250,000. The allocations were meant for only 7 wards which included; East Ugenya –Kshs. 500,000, Sigomre –Kshs. 500,000, South East Alego –Kshs. 450,000, North Alego –Kshs. 500,000, East Asembo –Kshs. 500,000, West Gem –Kshs. 300,000 and West Sakwa –Kshs. 500,000.

Consequently, in the FY2018/19, 24 out of 30 wards had allocation for ward sporting activities totaling to Kshs. 13,000,000 –with all wards getting Kshs. 500,000 each except Sigomre and East Yimbo, which both got Kshs. 1,000,000 each. In the FY2019/2020 –varying amounts totaling to Kshs. 5,461,400 were allocated for 13 Wards for sporting activities –most of which are yet to be utilized as at the time of this report.

It is worth noting that the utilization of these budgetary allocations for the sporting activities in various wards have not been realized in many instances with funds being earmarked for rollovers with little success.

In the FY2017/18, no amount of money was utilized in the entire budget for ward sports and nothing was equally rolled over. In the FY2018/19, out of the total Kshs. 13,000,000, only Kshs. 2,279,000 was utilized with the balance of Kshs. 10,721,000 being earmarked for rollovers albeit unsuccessfully.

The wards in which the funds were utilized include; Sigomre Ward, Usonga, South East Alego, West Gem, North Gem, Yala Township and Yimbo East. In the ongoing financial year 2019/2020, the entire ward sports budget of Kshs. 5,461,400 has not been utilized by the third quarter of the Financial Year.

The focus of this committee oversight on the status of the budgetary allocations and expenditures for ward sporting activities was therefore borne by a statement request by Hon. Maurice Aringo who sought to know the whereabouts of ward sports funds as budgeted in FY2018/19.

Consequently, the committee while acting on the statement request also by its own motion expanded the investigations to include the status of the said allocations and expenditures

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–if any- for the financial years 2017/18, FY2018/19 and the current FY2019/2020. This report therefore documents the findings of the committee and the recommendations thereof with regards to the status of ward sports budgetary allocations and utilizations for the FY2017/18, 2018/19 and fy2019/2020.

Committee Review of Executive Responses

The committee engaged the executive department responsible for sports on a foregoing issues and got varied responses on the utilization of the budgetary allocations for ward sports for the years 2017/18, 2018/19 and FY2019/2020. The executive department of sports provided documentary evidences including but not limited to departmental memos and cabinet papers as evidences of attempts made to utilize the funds for sports activities as budgeted.

The responses were unsatisfactory and needed the clarifications from the CECM Finance thus prompting a joint committee meeting with the CECM Finance and the CECM Sports on the 28th February 2020 at the Lesavana Hotel, Kisumu.

While appearing before the committee in the aforementioned meeting dated 28th February 2020, the CECM Tourism and Sports and the CECM Finance jointly indicated that;

- i. THAT since the advent of devolution, the directorate of sports was domiciled at the department of Education until the FY2018/19 when it was transferred to the department of Tourism, Wildlife Conservation and Sports
- ii. THAT in FY2017/18 only 7 wards had allocations for wards sports –East Asembo, East Ugenya, North Alego, Sigomre, South East Alego, West Gem and West Sakwa
- iii. THE CECM Finance indicated that in FY 2017/18 the department indeed failed to roll over the ward sport funds.
- iv. THAT the department of Tourism and Sports has made various attempts to utilize the sports allocations unsuccessfully because of two reasons; in FY2018/19 the department uploaded the procurement plan late thus occasioning the elapse of the financial year before utilization of the funds and the wrongful budgeting of the sports funds under development instead of recurrent in FY2019/2020.
- v. THAT in the FY2019/2020 –there has been a challenge from the office of Controller of Government Budget owing from the fact that sports allocations have been under the development vote that has proved difficult to absorb because the activities were majorly

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recurrent and it is legally impossible to charge recurrent functions from a development vote. It must also be noted that it is also not legally possible to transfer funds from a development vote to recurrent vote but it is possible to transfer funds from recurrent to development votes.

- vi. The executive indicated that the activity is under the ward development projects and that the recurrent budget ceilings for the department of sports is overstretched and cannot hold much more in terms of recurrent funds thus making it only possible to continually put the ward sports funds under the development ceilings. However, the CECM Finance advised that going forward they shall devise a way in which the funds can be budgeted partly as development to handle the aspect of procurable equipment and recurrent to handle facilitation fees for the activities.
- vii. The CECM Finance committed before the committee that the un-utilized part of the kshs. 13,000,000 worth of funds that were not utilized shall be included in the upcoming supplementary budget for the FY2019/2020 budget (*see commitment letters attached as Annexures I and II*).
- viii. The executive team led by the CECM Finance and CECM Sports however committed to the committee (*see commitment letters attached as Annexures I and II*) to; rectify the budgeting a normally and ensure that the funds are budgeted as recurrent to facilitate ease of access during need AND to ensure that all the previously unutilized ward sport funds shall be included in the upcoming supplementary budget (*see annexures attached*).

Findings

Following a foregoing presentation by the executive before the committee and a review of documentary evidences on this matter and the consequent consultative meetings with the executive, the committee makes the following findings,

1. THAT in the FY 2017/18, the sports directorate was under the department of Education, Youth Affairs, Gender and Social Services and that the total allocation for ward sport activities was Kshs. 3,250,000 allocated as follows;
 - i. Allocations

Table 1: Ward sports allocations and expenditures for FY2017/18

No.	Ward	Allocation (Kshs)	Expenditure (Kshs)	Balance (Kshs)
1	West Ugenya	0	0	0
2	East Ugenya	500,000	0	500,000
3	North Ugenya	0	0	0
4	Ukwala	0	0	0
5	Ugunja	0	0	0
6	Sigomre	500,000	0	500,000
7	West Alego	0	0	0
8	Usonga	0	0	0
9	Siaya Township	0	0	0
10	South East Alego	450,000	0	450,000
11	North Alego	500,000	0	500,000
12	South Uyoma	0	0	0
13	East Asembo	500,000	0	500,000
14	West Asembo	0	0	0
15	West Uyoma	0	0	0
16	West Gem	300,000	0	300,000
17	North Gem	0	0	0

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18	South Gem	0	0	0
19	Central Gem	0	0	0
20	Yala Township	0	0	0
21	East Gem	0	0	0
22	West Sakwa	500,000	0	500,000
23	South Sakwa	0	0	0
24	Yimbo East	0	0	0
25	Yimbo West	0	0	0
26	North Sakwa	0	0	0
27	North Uyoma	0	0	0
28	Central Sakwa	0	0	0
29	Central Alego	0	0	0
30	Sidindi	0	0	0
	TOTAL	3,250,000	0	3,250,000

- ii. THAT none of the kshs.3,250,000 ward sports funds allocated in the fy2017/18 was utilized
- iii. Only 7 wards had allocations for ward sports in fy2017/18 and they included; East Ugenya, Sigomre, South East Alego, North Alego, East Asembo, West Gem, and West Sakwa.
- iv. The other 23 wards did not have allocations for ward sports in the fy2017/18
- v. THAT the reasons advanced for non-utilization of the ward sports funds in fy2017/18 was that apart from the funds being erroneously budgeted for under development vote thus making it difficult to access for such recurrent functions,

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the funds were eventually processed up to the IB stage but were not actually paid-up by the elapse of the financial year. This therefore made it difficult for any of the wards, which had allocations for ward sports to utilize the same for any of the planned sporting activities.

- vi. The entire Kshs. 3,250,000 un-utilized funds meant for ward sports in fy2017/18 budget was not rolled over into the next budget.
- 2. In the FY2018/19, 24 out of 30 wards were allocated funds for ward sports each at the tune of Kshs. 500,000 except Sigomre and Yimbo East, which were allocated Kshs. 1,000,000 each for the same. This totaled up to Kshs. 13,000,000 as detailed below;
 - i. The table below shows ward sports fund allocations for fy2018/19

Table 2: Ward sports allocations for FY2018/19

No.	Ward	Allocation (Kshs)	Expenditure (Kshs)	Balance (Kshs)
1	West Ugenya	500,000	0	500,000
2	East Ugenya	500,000	0	500,000
3	North Ugenya	500,000	0	500,000
4	Ukwala	500,000	0	500,000
5	Ugunja	500,000	0	500,000
6	Sigomre	1,000,000	611,100	388,900
7	West Alego	500,000	0	500,000
8	Usonga	500,000	121,800	378,200
9	Siaya Township	500,000	0	500,000
10	South East Alego	500,000	50,100	449,900
11	North Alego	500,000	0	500,000

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12	South Uyoma	500,000	0	500,000
13	East Asembo	500,000	0	500,000
14	West Asembo	500,000	0	500,000
15	West Uyoma	500,000	0	500,000
16	West Gem	500,000	151,800	348,200
17	North Gem	500,000	308,200	191,800
18	South Gem	500,000	0	500,000
19	Central Gem	500,000	0	500,000
20	Yala Township	0	52,500	-52,500
21	East Gem	500,000	0	500,000
22	West Sakwa	500,000	0	500,000
23	South Sakwa	500,000	0	500,000
24	Yimbo East	1,000,000	788,100	211,900
25	Yimbo West	500,000	0	500,000
26	North Sakwa	0	0	0
27	North Uyoma	0	0	0
28	Central Sakwa	0	0	0
29	Central Alego	0	0	0
30	Sidindi	0	0	0
	TOTAL	13,000,000	2,279,000	10,721,000

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- ii. A total of ksh.13,000,000 was allocated for ward sports in the fy2018/19
- iii. Of the total allocations, only ksh.2,279,000 were utilized leaving a balance of ksh.10,721,000
- iv. The funds were utilized as; Yimbo East –Kshs. 788,100, Yala township –Kshs. 52,500 (despite the ward having no budget for ward sports), North Gem –Kshs. 308,200, West Gem –Kshs. 151,800, South East Alego –Kshs. 50,100, Usonga – Kshs. 121,800 and Sigomre –Kshs. 611,100.
- v. The remaining balance of the un-utilized funds of Kshs. 10,721,000 were earmarked by the department for rollovers into the subsequent financial year budget
- vi. The department indicated that the Kshs. 2,279,000 were utilized in procuring various sports equipment for sporting activities during the festive season of 2018/19 and was charged on the allocation of respective wards.
- vii. In an attempt to spend the remaining balance of ksh.10,721,000, the department made additional attempts to procure more sports equipment estimated at ksh.5,986,200 for use during the ward sports activities (tournaments) and an imprest request made of ksh.4,734,800 for facilitation of the recurrent aspect of the tournaments/ sports including; payment of referees, transport reimbursement for players, communication and coordination (*see attached annexures 03, and 04 on imp rests request memos and cabinet concept paper for ward sports*). However, the payments were not made since the County Department of Finance was not able to process the payments indicating that ward sports funds had been flagged down (marked red) by the CoB for being recurrent activities that cannot be charged from a development budget allocation. Additionally, the procurement process could not be concluded since the procurement plan had not been uploaded by June 2019 making it difficult to procure.
- viii. The unused funds of ksh.10,721,000 were therefore earmarked by the department for rollovers into the subsequent budget for the fy2019/2020 (*see annexures for memos that were done by the department of sports for rollovers*). The funds were however not rolled over and the department of Finance owned up to the mistake.

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3. In the fy2019/2020, varying amounts totaling to ksh.5,461,400 were allocated for 13 wards as detailed below;

- i. The table below shows ward sports fund allocations for fy2019/2020

Table 3: Ward sports allocations for fy2019/2020

No.	Ward	Allocation (Kshs)	Expenditure (Kshs)	Balance (Kshs)	Missing Roll Overs
1	West Ugenya	6,000	0	6,000	500,000
2	East Ugenya	232,000	0	232,000	500,000
3	North Ugenya	0	0	0	500,000
4	Ukwala	500,000	0	500,000	500,000
5	Ugunja	500,000	0	500,000	500,000
6	Sigomre	500,000	0	500,000	388,900
7	West Alego	237,200	0	237,200	500,000
8	Usonga	0	0	0	378,200
9	Siaya Township	0	0	0	500,000
10	South East Alego	0	0	0	449,900
11	North Alego	500,000	0	500,000	500,000
12	South Uyoma	0	0	0	500,000
13	East Asembo	0	0	0	500,000
14	West Asembo	0	0	0	500,000
15	West Uyoma	65,200	0	65,200	500,000
16	West Gem	0	0	0	348,200

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17	North Gem	0	0	0	191,800
18	South Gem	500,000	0	500,000	500,000
19	Central Gem	500,000	0	500,000	500,000
20	Yala Township	0	0	0	-52,500
21	East Gem	0	0	0	500,000
22	West Sakwa	0	0	0	500,000
23	South Sakwa	200,000	0	200,000	500,000
24	Yimbo East	1,721,000	0	1,721,000	211,900
25	Yimbo West	500,000	0	500,000	500,000
26	North Sakwa	0	0	0	0
27	North Uyoma	0	0	0	0
28	Central Sakwa	0	0	0	0
29	Central Alego	0	0	0	0
30	Sidindi	0	0	0	0
	TOTAL	5,461,400	0	5,461,400	10,721,000

- ii. It is noted that in the FY2019/2020 only 13 wards had allocations for ward sports totaling up to kshs.5, 461,400.
 - iii. A total of kshs.10,721,000 were supposed to be rolled over for ward sports from the previous financial year
 - iv. As of the date of this report, no funds have been utilized from the ward sports allocations
4. The executive team led by the CECM Finance and CECM Sports however committed to the committee (*see commitment letters attached as Annexures I and II*) THAT going

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forward, the budgeting anomaly shall be rectified in order to ensure that the ward sports funds are correctly budgeted for in the right vote heads (recurrent as appropriate and development as appropriate) in order to facilitate ease of access during need.

5. The department of Finance additionally committed to ensure that the un-utilized Kshs. 10,721,000 of ward sports funds from the previous budget is rolled over into the upcoming supplementary budget for the current FY2019/2020 (*see annexures for a commitment letter to this effect*).
6. The committee had reservations with the fact that the Finance department has been annually budgeting for sports activities under the development budget while well aware of the fact that the said funds would be difficult to access if not budgeted as recurrent. The executive department, however, owned up to the anomaly and promised to rectify it going forward. This anomaly was also noted in the FY2018/19 and FY2017/18.

It is noted that in the FY2019/2020 only 13 wards had allocations for ward sports totaling kshs. 5,461,400.

- i. A total of Kshs. 10,721,000 were supposed to be rolled over for ward sports from the previous Financial Year
- ii. As of the date of this report, no funds have been utilized from the ward sports allocations
7. The executive team led by the CECM Finance and CECM Sports however committed to the committee (*see commitment letters attached as Annexures I and II*) THAT going forward, the budgeting anomaly shall be rectified in order to ensure that the ward sports funds are correctly budgeted for in the right vote heads (recurrent as appropriate and development as appropriate) in order to facilitate ease of access during need.
8. The department of Finance additionally committed to ensure that the un-utilized Kshs. 10,721,000 of ward sports funds from the previous budget is rolled over into the upcoming supplementary budget for the current FY2019/2020 (*see annexures for a commitment letter to this effect*).
9. The committee had reservations with the fact that the Finance department has been annually budgeting for sports activities under the development budget while well aware of the fact that the said funds would be difficult to access if not budgeted as recurrent. The executive department however owned up to the anomaly and promised to rectify it going forward. This anomaly was also noted in the FY2018/19 and FY2017/18.

RECOMMENDATIONS

Following the foregoing findings, the committee makes the following recommendations,

1. THAT the CECM Finance immediately initiates and actualizes the inclusion of the kshs. 10,721,000 un-utilized ward sports funds from the previous budget into the current

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budget as roll overs in the upcoming supplementary budget failure to which the House takes appropriate action on the supplementary budget on fy2019/2020 budget.

2. THAT the CECM Sports, Tourism, ICT and Wildlife Conservation immediately uploads the procurement plan for the utilization of ward sports funds and proceeds to procure sporting equipment in good time for the ward sports/ tournaments before June 2020.
3. THAT going forward, the CECM Finance and CECM Sports must ensure that the ward sports funds are correctly budgeted for partly under development –for procurable equipment and as recurrent for other facilitative functions of ward sports activities such as payments of allowances and reimbursements. This shall ensure that the funds are easily accessed in times of need without CoB restrictions.

I call upon Hon. Omwende, to second.

Hon. Omwende: Seconded

(Question proposed)

Hon. Opanga: Thank you, Hon. Deputy Speaker. I rise to support the report of the Committee on Tourism, Wildlife, Conservation and Sports. Having been in one of the Wards allocated the money for the sports and personally I submitted my work plan as per the communication from the department on what the teams needed in terms of material.

If I check the annexure, within North Ugenya, the balance is nil, there was a requisition of Kshs. 500,000 in two tranches and this was in form of imprest where one person was taking Kshs. 200,000 and another one Kshs. 300,000. But in the real sense, nothing was delivered on the ground.

I think what the sports committee has captured, the department needs to come out clearly on how to procure this, they need to know what the team wants, their requirements.

I can see payment for referees and transport reimbursement to the teams but in our previous meeting when I met the Ward sports committee and Ward admin. ---we will not give out money but we will provide essential goods the team would have requested.

As a committee we sat down and did a draft budget with the requirement of the teams based on what they need but to my surprise here that was not the procedure. I am happy that the committee has recommended that going forward the CECM Finance and CECM Sports must ensure that the Wards Sports Fund are correctly budgeted. I think this will also give them the platform to procure and be able to utilize.

As I had said, I support the report and the committee has clearly communicated that before June 2020 this money should be utilized but with the Covid -19, this might not be attainable because as things stand right now the Government is abit reluctant on development or certain expenditures.

Hon. Deputy Speaker: Yes, Hon. Shirley!

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Hon. Oyuago: Thank you, Mr. Deputy Speaker. I am going to support the report based on the recommendations although the report has a number of anomalies. Kshs. 4m was used to pay referees and allowances. It is a very serious concern.

I am a patron of some club in West Yimbo and the club has participated in Ward sports which was sponsored by the County Government and the winner of the tournament was to be awarded Kshs. 10,000 but up to this moment, we have never been given that money. Based on this report, I am going to petition the committee and the Executive

Hon. Odhiambo: Point of order! I think the Hon. Member was not prepared to contribute, she should be given time.

Hon. Olasi: Point of order!

Hon. Deputy Speaker: Yes, Hon. Olasi!

Hon. Olasi: I think the Hon. Member should be reminded that the department did not use Kshs. 4m, they were attempting to use but did not use.

Hon. Deputy Speaker: I will give the Hon. Member time to scrutinize the document then we will give her time later.

Hon. Okwiry: Thank you, Mr. Deputy Speaker. Let me first commend the committee for the good work despite some anomalies pertaining my Ward. Going by this report from the background information, let it come out clearly that West Gem did not allocate this money that is indicated here. It was a rollover.

That is the year, FY 2017/2018. Come FY 2018/2019, it is stated here that the money was utilized, of which I didn't see, or even hear about it, and even if it was done, can I see the document? How it happened, when it happened and who procured the deal?

If you look at table two, to what sparked the allocation expenditure for the FY 2017/2018

Table 3, FY 2018/2019 number 16, if you move to the expenditure column, it says that West Gem spent Kshs 151,800. From this Table if you look at the allocation FY 2018 /2019, we had an allocation of Kshs 500,000 plus the rollover it is supposed to be Kshs 800,000, and I am only seeing Kshs 300,000. Where is the other Kshs 200,000?

Mr. Speaker, if at all this money was spent, where was it spent as I have said before? Can the Committee through your chair give an explanation to this? Thank you.

Hon.Omoro: Thank you Mr. Speaker. It is very clear that East Ugenya represented by me, was allocated Kshs 500,000 but now the major problem is in the FY 2019/2020. The moneys are captured as not spent, and I want to know where these moneys disappeared to.

If I go through the recommendations here, they state as follows;

That the CECM Finance immediately actualizes the use of the 10.72 million un utilized Ward based funds of the previous budgets, the current budget as rollovers in the upcoming supplementary budget, failure to which the House takes appropriate action on the supplementary budget of FY 2019/2020.

The reason why I am doing this is that we had already passed the Supplementary budget. This is the problem with presenting documents that have been passed with time, because

otherwise it would have been okay if we had not passed the Supplementary Budget. I support the document. Thank you.

Hon. Deputy Speaker: Yes Hon. Kinyanyi.

Hon. Kinyanyi: Thank you Hon. Speaker. It's only that it is surprising me that Yala didn't request me for this money. The Chair knows very well that I had requested for this money even before.

There is a very smart person in that department called San Mark. All the request for Yala Township were there, and even the Kshs 52,000 eaten by the Ward Admin, and you know about it. So when you say others had not requested shame on those people. I support.

Hon. Deputy Speaker: Are you telling these people that the Chair of this Committee was aware that the money was misappropriated?

Hon. Kinyanyi: when I was complaining, he heard about it not that he was aware. Otherwise I support, but there are somethings which need to be checked.

Hon. Deputy Speaker: Yes Hon. Edwin.

Hon. Odhiambo: Thank you Mr. Speaker. I want to say that it is very bad that the County Government of Siaya may not have its House in order.

Hon. Deputy Speaker: Hon. Member you are out of order. Go straight to the point. We have two arms of Government in the County Government of Siaya. Be specific which one you are talking about.

Hon. Odhiambo: I am talking about the County Government of Siaya which might even include the Honorable Members of this House.

(Laughter)

Hon. Olasi: Hon. Speaker, is it in order for the Hon. Member to say that us Members locating the money in sports is not interested in sports? If a Member with Kshs 15million, could allocate Kshs 5 million plus, some Wards having Kshs 1 million to cater for the sports and Talents in our Wards. Is the Hon. Member even listening to himself? He needs to come out clear. Thank you.

Hon. Deputy Speaker: In fact, that is why I asked him to come out clear on which arm of the County Government because already the Honorable Member knows the importance of Sports in this House. Yes, Hon. Shirley. Are you contributing or is in a point of order?

Hon. Oyuago: Mr. Speaker, I am rising on a Point of Order. The Statement made by the one Honorable Member of South Sakwa that some Hon. Members do not take Sports to be important and even checked how the Wards used the sports money allocations; it is only Hon. Oriaro and Hon. Otiato who almost utilized the allocations well, including himself are one of the people who are not serious. He did not utilize the money; he did not present the budget on time.

Again the fact that Hon. Edwin played football up to the finals does not mean that---

Hon. Omwende: Point of Order Mr. Speaker.

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Hon. Omwende: The Hon. Member stood on a Point of Order and now she is contributing! Is it in Order?

Hon. Deputy Speaker: Hon. Shirley? Are you contributing?

Hon. Oyuago: Mr. Speaker, as the Chair of Welfare, I kept on saying that the Hon. Speaker of this Assembly should take us back to induction. I was on a Point of Order and I was highlighting my points, not that I was contributing. Hon. Omwende, you are a second term Member in the County Assembly, you should be on the know.

(Laughter)

Hon. Omwende: Point of Order Mr. Speaker.

Hon. Deputy Speaker: Yes Hon. Omwende

Hon. Omwende: Mr. Speaker, if you give me an opportunity, I know on which grounds I don't speak, and being that I am now shouting for the second time, I know that I don't just yap. I know on the grounds to which that Member is talking. She should have asked from which point of order she is speaking, not just start contributing! That was my Point of Order.

Hon. Deputy Speaker: Hon. Omwende you have confirmed to the Hon. Member that she is still a toddler in this House. I request that you allow the Hon. Member to finish her point of order.

Hon Oyuago: Thank you Mr. Speaker. I was still on my point of Order before I was interrupted.

Hon. Deputy Speaker: Yes, Hon. Edwin.

Hon. Odhiambo: Mr. Speaker, allow me to continue. When I speak of the County Government I speak of the Executive and the Assembly. I want you to refer to one of the annexures; where by one of the Members did allocate money. I am aware that they allocated us money to be utilized. It is not us to utilize money with the Executive, and therefore the Member who said I placed my request late is very wrong. I think I did what I could to purchase what I wanted in good time but all was in vain.

In reference to the actual report, you people see the column of people I represent, that is South Sakwa, and you just move with it from FY 2018 to FY 2019/2020, there were some rollovers.

For FY 2018/2019, I think I allocated Kshs 500,000 for Sports in my Ward which was never utilized, the reason being the County Government employed a Director who is very functional but when it comes to implementation, he does very little.

So I don't know whether he is the person who is not advising the CECM or the CO in a manner that these activities should happen in good time. If you go to 2019 I think the money which was allocated from 2018/19 to 2019/20 should be a roll over and if you check on that last table fy-2019/20 on North Sakwa Ward.

The allocation is Kshs. 200,000 but the balance was Kshs. 200,000 and again towards the end missing rollover it appears as Kshs. 500,000. I encourage it to be passed because what

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we pass here will also give us easy time during the follow up of the implementation status of this Report.

I request Hon. Members to support those amendments. If this money cannot be used within the next Financial Year then we should get a clear Report.

Hon. Omwende: I start by supporting this Report of the Committee on Tourism and Wildlife. I only have one area which I want to stress on; I do agree with Hon. Odhiambo. It's good to pass it with amendments and on that ground I was requesting on the recommendation...

Hon. Deputy Speaker: Yes, Hon. Oyuago.

Hon. Oyuago: I am requesting that you inform the Hon. Member on the procedure for amending a Report.

Hon. Deputy Speaker: Go on Hon. Omwende

Hon. Omwende: I was requesting that other Members who didn't budget for their Wards their money be deducted.

Hon. Audi: I stand to support what Hon. Omwende has brought; there are some of the things that are not very clear in this Report though I am also a Member of the Committee. There are some Wards which didn't allocate anything for their Wards and they have used monies meant for other Wards. The recommendation doesn't cover that so I am forced to support what Hon. Omwende has submitted.

Hon. Deputy Speaker: I will therefore propose the question that this House adopts the Report with amendments as proposed by the Hon. Member.

Hon. Adala: Mr. Deputy Speaker, Sir; you have proposed amendments which up to now have not been preserved. I wonder if it is right for him to propose something which is not... We cannot change a House of Rules to a village set up where somebody just rises and talks then we move it.

Hon. Deputy Speaker: Hon. Member it is in line within our Standing Order that a Hon. Member is entitled to an amendment if at all he asked a seconder on the same amendment on whatever Motion that is being discussed.

Hon. Adala: We all know that is allowed but at until this point you have proposed an amendment that is non-existing.

Hon. Deputy Speaker: Hon. Member the area that was to be amended has been already aired out and already updated.

Hon. Adala: Mr. Deputy Speaker, Sir; as a House a rules we can only work with a printed document. This Report was shared yesterday. If somebody felt that there was a section which was not right by now they should have had his amendment but we will not reason in terms of rumors or stories being raised in the House as amendments which don't exist.

Hon. Ochieng: On matters pertaining to the debate on the part of the Sports Committee I want to believe that this is a report that touches on home based and Hon. Omwende has really raised an important issue. That there are some Wards that used monies that they didn't budget for and some Ward's monies have been used to benefit other Wards.

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This is something that should be harmonized in a manner that when this Report passes; it passes with the clear recommendations that will save the Wards that were affected. If a Member of the same feels that we should do things forthright then it is high time we advocate for rejecting this Report so that those recommendations are taken care of before we pass this Report.

Hon. Otieno: I am in concurrence with the Hon. Member for Yimbo West; based on the report in deed Hon. Omwende raised certain issues that we cannot rule out. One of them being some Wards were allocated money while some weren't and that lies with the Committee.

The exchanges are coming from Members from the same Committee; most of the Members have talked are from the Tourism Committee. These things should have been concluded in the Committee Sitting. I will concur with Member for Yimbo West that we give them more time and that doesn't mean that we won't pass the Report.

Hon. Olasi: As we speak, already the procurement of the sports items is in process and if you visit the website of the Siaya procurement you will find that Wards that didn't budget for sports items but have already been given items.

The CECM Finance told us that they procured before the IB failed in FY 2018/2019 they had already procured some items. There are some Wards who went to present the request and managed to pick the items. I think it is those items that were quantified not that those Wards raised the requisitions.

As we speak the whole world because of Covid-19, these people are trying to meet the deadline of the Financial Year 19/20 to get the items so that this time around the whole county or the Wards that in one way or the other allocated money for sports is going to get the equipment for the sport come November. That was their intention and if you think am lying kindly visit the website of procurement office Siaya.

Hon. Omoro: Point of Order!

Hon. Omoro: Thank you, Mr. Deputy Speaker, Sir. Is it in order for the Hon. Member as much as he is in Committee on Tourism to convince us that the procurement process is ongoing and yet it was supposed to go on immediately after we passed this Report?

Is it also important for the Hon. Member to convince us that the procurement is going on and that we should visit the website and yet the report states properly in recommendation 1 that the CECM Finance should immediately make sure that the money that was unutilized that is out of the budget be in the budget through a supplementary the 10.7 million. Where are we heading? Let us not cheat ourselves here please!

Hon. Adala: Point of Order!

Hon. Adala: Thank you, Mr. Speaker, Sir. I sit with the Hon. Omoro in the Committee on Health. He is aware that we resolved that UHC stays put. He is also aware that the Executive moved ahead and registered.

In simple terms what I am saying is the announcement of tender awards of both does not in any way link to this report. Unless there was a Sitting that we said should not review anything until such a time that this report will have been looked at here but that is not there. So at it is it is

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something that has already been advertised. Endorsement or otherwise of this report will not resolve it.

Hon. Oyuago: Point of Order!

Hon. Deputy Speaker: Yes Hon. Shirley Oyuago

Hon. Oyuago: Thank you, Mr. Speaker, Sir. Hon. Omwende raised very weighty issues that need to be included in the report. Everything that we are saying here is going to the Hansard so we need to be very careful as the speaker and even the Clerk knows that what he was trying to do was not procedural. We agreed that the things that he raised were very weighty and they need to be included in the recommendations.

I stand guided, can we move an amendment of motion adjournment as we wait for Hon. Omwende to bring in the amendment? If we reject the report it means that we are going to wait for 6 months and that will be after the financial year. Thank you.

Hon. Odhiambo: Point of Order!

Hon. Odhiambo: Thank you, Mr. Deputy Speaker, Sir. Exactly what Hon. Shirley is speaking on, we cannot work on what is in the process. We are working on the report, It starts now whether the procurement process is on or not, we don't want to know! This could even stall on the way so as much as we realize the gaps in this report of can we do some connections so that we pass it. Thank you.

Hon. Olasi: Thank you, Mr. Deputy Speaker, Sir. I am not in the business of misguiding this House at all. Not as a member of the Committee on Tourism and Sports or as the Whip of this House.

Let's face facts. It is the naked truth that when the committee called the CECM Finance I have never seen an honest CECM like the one in Finance whom on consultation said sorry and he went ahead and procured these things through the normal list. This is a fact as we speak and that is why the board of this Assembly thought it wise to buy for us phones of this calibre. It is a fact!

We need not repeat ourselves as if we are pleading for mercy. We are not! We allocated money for these phones and equipment and they are coming. I rest my case.

(Loud consultations)

Hon. Odhiambo: Point of Order!

Hon. Deputy Speaker: Yes Hon. Odhiambo

Hon. Odhiambo: Thank you, Mr. Deputy Speaker, Sir. Whether the process is on but the write up in this document must be right because what we are going to pass here is what we are going to hang on so we have to rectify it here. I am very much sorry that we have an Hon. Member who is ...

(Loud Consultations)

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Hon. Deputy Speaker: I believe that the two Members Hon. Olasi and Hon. Omwende are members of this committee. Going by the discussions in the House I believe that there it is a confirmation with Hon. Members that the report before us was not well discussed in the committee that is why the amendment cannot come. I believe that Hon. Olasi is aware that we are not allowed to discuss what is in the open. We can only discuss what has been brought to us in a report.

I therefore urge Members on behalf of Hon. Omwende to pinpoint the exact areas so that we can get advice. The Wards that did not allocate money but the money was spread in the Wards and put it in writing so that we can make the decision. As we continue debating on the same you can draft amendments. The Mover can reply.

Yes Hon. Nancy Wamwai.

Hon. Wamwai: Thank you, Mr. Deputy Speaker, Sir. I want to thank the Hon. Members for supporting our report. I am really shocked with Hon. Omwende. He was there when we were writing this report. I don't know why he is complaining and he was there. I think we should do something concerning him. He is becoming too much.

(Laughter)

Hon. Deputy Speaker: This is a House of Rules. Let us have some order please. The Mover should reply. I have not given you a chance to criticize a Member who was airing out his views. So please reply.

(Loud consultations)

Hon. Wamwai: Thank you, Mr. Deputy Speaker, Sir. Concerning Hon. Opanga's issue, we were told that there is no money that would be given to any Ward except those with sports equipment. The department came out clearly on the issue of re-tendering the Ward sports equipment I think it is ongoing so we should just wait to see what will happen.

Hon. Susan from West Gem had an issue concerning FY 17/18 and 18/19. Concerning FY 17/18, funds were never rolled over according to the budget that we had because in 2018 sports was under the Department of Education and not Tourism. I think they had some issues that we don't know up to now.

There was an issue that came up about having equipment without ... The CECM told us that when they went there they took those things and went away. But in my thinking there is always this budget so I think they used that kitty they were squandering money before budget though it was put in their own budget from the Wards.

In conclusion all the gaps that we are having in our report we will work on them as time goes. God bless everyone.

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(Question put and agreed to)

MOTION

ADJOURNMENT

Hon. Deputy Speaker: There being no other Business this House adjourns until next week Tuesday, 12th May, 2020 at 2.30 p.m. in the Chambers.

The House rose at 4. 37 p.m.