

Wednesday 12<sup>th</sup> January, 2022 COUNTY ASSEMBLY OF SIAYA DEBATES

## REPUBLIC OF KENYA

### SIAYA COUNTY ASSEMBLY

#### THE HANSARD

**Second County Assembly-Sixth session**

**Wednesday 12<sup>th</sup> January, 2022**

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

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

#### PRAYER

#### COMMUNICATION FROM THE CHAIR

VISITING MEMBER OF THE PUBLIC

**Hon. Speaker:** Hon Members, we have a member from the public, who is part of us this afternoon, he is seated at the Speaker's gallery. His name is Ambrose Nyawalo, he comes from west Asembo. Will we welcome him in a special way?

*(Applause)*

**Hon. Speaker:** Hon. Members, Nyawalo we were with in Majango Secondary school and I was with him in Karate club. For that reason, Hon. Mboha and Hon. Oduor Odongo, you can always invite me in those your physical escapades. I will give reinforcements. Next Order.

*(Laughter)*

#### PAPER

THE REPORT OF THE BUDGET AND APPROPRIATIONS COMMITTEE ON SUPPLEMENTARY BUDGET ESTIMATES FOR FY 2021/2022

#### NOTICE OF MOTION

THE REPORT OF THE BUDGET AND APPROPRIATIONS COMMITTEE ON SUPPLEMENTARY BUDGET ESTIMATES FOR FY 2021/2022

Wednesday 12<sup>th</sup> January, 2022 COUNTY ASSEMBLY OF SIAYA DEBATES

**Hon. Madialo:** Mr. Speaker I rise to move:

THAT this House adopts the Report of the Committee on Budget, Appropriations and Vision 2030

### **MOTION**

THE REPORT OF THE BUDGET AND APPROPRIATIONS COMMITTEE ON SUPPLEMENTARY BUDGET ESTIMATES FOR FY 2021/2022

**Hon. Speaker:** I think the House stands guided, that we debated on the report extensively, maybe the Chair can just highlight some of the recommendations. I have also been asked by the Member for North Ugenya, the assurances that we have in terms of the commitment that we have made. So you can just, in terms of the record, you can just highlight them before we go to Order number 9.

**Hon. Madialo:** Mr. Speaker, having debated and elucidated on the contents of the report this morning and even yesterday, the following emerged as discussed by our Members.

There emerged an Act that was a trend that was cutting across the bounds of the County, that several projects were partially done, are incomplete and are not actively being undertaken.

There emerged that several issues were pertinent touching on the byproducts of personal emoluments and several executive generated at critical stages which have sucked in money but cannot be put to use. An example is that there are several box culverts which are meant to be put in several areas that are side streams which are either done halfway or 1/3 done with the effect that public money has been spent but those box culverts are of no use and are of no utility to the targeted communities.

It has also emerged that mid implementation of this running Budget, communication has come from the relevant agency that this County will be able to access fuel levy enablement by way of grant to the extent of Kshs 87 million.

KSDP as a grant has also been communicated for purposes of devolution support.

The Committee has recommended that there shall be effort to complete the half done projects and priority given to those half-done projects and by an amended report, the Committee has directed that the department of Roads shares to the Membership the projects as identified before being awarded to the Kenya Roads Board for consideration to be implemented utilizing the fuel levy fund.

By that same amended Report, the Committee recommends and urges that the Members identify those relevant roads that should be financed using the fuel levy funds and forward them to the Committee so as this report is being submitted to the Executive, the list of those projects is an annexure to that report.

We need also an assurance to Members that where somebody is able to identify within their Ward and with consultation with the relevant Committees that identify projects, the Committee undertakes to be available tomorrow in the afternoon and on Friday so that those recommendations from the Ward Committees can be taken into consideration to be attached to the reports to be forwarded to the Executive before implementation. Thank you.

Wednesday 12<sup>th</sup> January, 2022 COUNTY ASSEMBLY OF SIAYA DEBATES

**Hon. Speaker:** I just wanted that to go on record that we agreed as expressed. Next order!

**PROCEDURAL MOTION**  
SUPPLEMENTARY APPROPRIATIONS BILL 2022

**Hon. Madialo:** Mr. Speaker, I rise to move the Motion:  
THAT pursuant to the provision of Standing Order no. 125, this House resolves to reduce the publication period for Siaya County Supplementary Appropriation Bill 2022, County Assembly Bill no. 1 of 2022 from 7 days to 6 days. I call upon Hon. James Otare to second.

**Hon. Otare:** Seconded

*(Question proposed)*

*(Question put and agreed to)*

*(1<sup>st</sup> Reading of the Bill)*

2<sup>nd</sup> Reading

**Hon. Madialo:** Mr. Speaker, by a report earlier adopted and via consultations between the Membership of this House, the Budget Committee and the leadership of the County Assembly, issues pertinent and are revealable, perhaps exhaustively, in brief, Article 224 of the Constitution of Kenya 2010 read together with Section 135(6) of the Public Finance Management Act 2012 dictates that this procedure be undertaken before authorization is given to either the County Public Service Board, the County Assembly Service Board or the Executive arm of our County Government to spend monies appropriated by this Assembly.

Going by its Title, this is a bill on this Floor for purposes of this House giving permission as constitutionally mandated to the spending agencies or departments to proceed and spend monies that belong to people of Siaya County.

It is proposed collectively that a total of Kshs. 8.970294579 billion be spent during the remainder of this Financial Year towards meeting both the recurrent and development vote heads within the county. Out of this money Kshs. 760, 610 million is capital expenditure due to the county assembly.

The total recurrent expenditure across the board is Kshs. 5.356 billion for the remainder of the financial year. The subtotal for purposes of development is Kshs. 3, 299, 553, 599. That is a colossal sum and parliament plus the framers of our constitution which we then endorsed found it in their wisdom that this Assembly be enabled to check how those monies are spent. In fact to give authority before those monies are spent.

I therefore move that this Bill be read a second time. Hon. Olasi to second.

**Hon. Olasi:** I second.

*(Question proposed)*

Wednesday 12<sup>th</sup> January, 2022 COUNTY ASSEMBLY OF SIAYA DEBATES

**Hon. Oriaro:** Thank you, Mr. Speaker, Sir. In the observation that it is the duty of any legitimate government to spend in the best interest of the public towards the delivery of the democratic goods. It is inherent upon this legislative body to give them a legal team so that matters of governance are demonstrable such that issues of accountability are exercised. But above all our time is up.

The time of this government is coming to an end and the cry of many years has been that cry of lack of financial absorption capacity. It is our duty to enhance that absorption by way of this legislation. I support.

**Hon. Speaker:** I call upon the Mover to reply.

**Hon. Madialo:** Thank you. Nothing further.

*(Question put and agreed to)*

## **BILL**

*Second Reading*

APPROPRIATIONS BILL 2022  
(COUNTY ASSEMBLY BILL NO. 1 OF 2022)

## **COMMITTEE OF THE WHOLE**

*(Order for committee read)*

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

## **IN THE COMMITTEE**

*[The Chairperson (Hon. Odongo) took the Chair]*

APPROPRIATIONS BILL 2022  
(COUNTY ASSEMBLY BILL NO. 1 OF 2022)

**Hon. Madialo:** I wish to move:

THAT, Clauses 3, Schedule 1 and Schedule 2, the Title and Clause 1 be part of the Bill.

*(Question proposed)*

*(Question put and agreed to)*

**Hon. Madialo:** Mr. Chair, I Move:

THAT the Committee do report to the House its consideration of the Siaya County Supplementary Appropriations Bill and its approval thereof with amendments.

---

Disclaimer: *The electronic version of the official Hansard report is for information purposes Only. A certified version of this report can be obtained from the Hansard Editor.*

*(Question put and agreed to)*

*(The Deputy Speaker (Hon. Oduor) left the Chair)*

*(The Speaker (Hon. Okode) took the Chair)*

**Hon. Oduor:** Thank you, Mr. Speaker Sir, I beg to report that the Committee of the Whole House has considered the Siaya County Supplementary appropriations Bill 2022 and approved the same with amendments.

**Hon. Madialo:** Mr. Speaker Sir, I beg to Move:

THAT the House do agrees with the Committee in the said Report.

*(Question proposed)*

*(Question put and agreed to)*

**Hon. Speaker:** Yes, Chairman.

**Hon. Madialo:** Mr. Speaker Sir, I beg to Move:

THAT the Siaya County Supplementary Appropriations Bill 2022 be now read for a third time.

*(Question proposed)*

*(Question put and agreed to)*

*(Third reading)*

## **MOTION**

### **ADJOURNMENT**

**Hon. Speaker:** Hon. Members, there being no other business would we be upstanding for adjournment.

The Chair Budget and the entire committee is guided to try in the largest extent to capture the views of Members in the Supplementary Appropriations Bill.

There being no other business, this House stands adjourned until the Thursday, 13<sup>th</sup> January 2022 in the Chambers at 2:30 p.m.

The House rose at 3.43 p.m.