

Thursday 23rd March, 2023 COUNTY ASSEMBLY OF SIAYA DEBATES

REPUBLIC OF KENYA

COUNTY ASSEMBLY OF SIAYA

THE HANSARD

Third County Assembly - Second Session

Thursday 23rd March, 2023

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

[The Speaker {George Okode} in the chair]

PRAYERS

NOTICE OF MOTION

ALTERATION OF THE ASSEMBLY CALENDAR

Hon. Okello: Thank you, Mr. Speaker. **Aware** that Assembly Standing Order 25(1) stipulates that the House Business Committee shall with the approval of the House determine the Calendar of the Assembly.

Further aware that the Assembly Standing Order 25(3) stipulates that on a day when the County Assembly is scheduled to adjourn to a day other than the next normal Sitting day in accordance with the County Assembly Calendar, the Leader of the Majority Party or the Leader of Minority Party or another Member of the County Assembly Business Committee shall move a Motion of adjournment which shall be debated for not more than three hours after which the County Assembly shall adjourn without question put.

Noting that according to the Calendar (Regular Session) 2023, this House is supposed to proceed for a short recess from Friday 24th March, 2023 and resume its Sitting on Tuesday 4th April, 2023.

Further noting that on Thursday 16th March, 2023 this House approved a Motion for the removal from office of Dr. Julie Caroline Phoebe Adhiambo Akinyi Onyango, the County Executive Committee Member for Water, Sanitation, Environment, Climate Change and Natural Resources.

Cognizant of the fact that on Thursday 16th March, 2023 this House in line with section 40(3) of the County Government Act, 2012 read together with County Assembly Standing Order no. 73 passed a Motion moved by the Leader of Majority to form a Select Committee to

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Thursday 23rd March, 2023 COUNTY ASSEMBLY OF SIAYA DEBATES

investigate the allegations against the CECM and report its findings to the House within ten days which is still in progress.

Pursuant to Standing Order 25(4) which stipulates that the House may by resolution alter its calendar or the adjournment date, this **Assembly resolves** to alter the Calendar of the Assembly (Regular Session), 2023 and extend its sittings to Thursday 30th March, 2023 in order to allow the Select Committee enough time to undertake its mandate and report to the House its findings on impeachment of CECM Water, and the House to proceed on recess from Friday 31st March, 2023 and resume its Sittings on Tuesday 11th April, 2023 at 2.30 p.m.

NOTICE OF MOTION

APPEARANCE OF THE DEPUTY GOVERNOR BEFORE THE HOUSE

Hon. Otiato: Mr. Speaker, I beg to give Notice of the following Motion under Standing Order...

Hon. Booker: The Member is not properly dressed in the House. The Mover of the Motion is not properly dressed. Hon. Adala, is not properly dressed, Hon. Okeyo, has no tie, Hon. Seth is not properly dressed.

Hon. Speaker: Hon. Members, I will urge all the Members who are not properly dressed to do so because we will not allow you to sabotage debate. Mover, give the Notice and Members who are not properly dressed to please do so.

Hon. Booker: Even the Mover is not in a coat!

Hon. Speaker: Hon. Members, I want to adjourn this Sitting for about 10 minutes so that you put your House in order. But I will still be here, I am not leaving.

(The House adjourned for 10 minutes)

(Several Members walked out)

(Several Members walked in)

(Debate resumed)

Hon. Otiato: Thank you, Mr. Speaker. I beg to give Notice of the following Motion: **THAT, AWARE** that one of the key tenets of devolution as espoused in Article 174(f) of the Constitution of Kenya, 2010 is promoting social and economic development and the provision of proximate, easily accessible services throughout Kenya.

FURTHER AWARE of the important function of a County Government in implementing County and National Government legislations.

COGNIZANT of the important roles played by the County Governor and Deputy County Governor as the Chief Executive and Deputy Chief Executive of the County respectively in

Thursday 23rd March, 2023 COUNTY ASSEMBLY OF SIAYA DEBATES

managing and coordinating County administration and its departments; and therefore ascertaining that the objectives of devolution are realized in Siaya.

NOTING the key citation of the oath of office of the Deputy Governor sworn by himself in the presence of a Chief Magistrate stating thus... *that I shall at all times, when so required, faithfully and truly give my counsel and advice to the Governor...*

CONCERNED that in the recent past, the Deputy Governor made comments in the Siaya Political Forum social media to the effect that:

- (i) the administration in which he is the Deputy Chief Executive would be a worse administration than past administration of the former Governor,
- (ii) the Governor is a hands-off administrator who has given questionable characters opportunity to steal county resources unabated
- (iii) the Governor is taking Siaya down the wrong path

NOTING with concern, again that the Deputy Chief Executive of the County insinuated openly in a certain funeral ceremony that;

- (i) There are discriminatory Budget re-allocations to disadvantage residents of Alego-Usonga
- (ii) Current bursary allocations and maize-seed distributions are riddled with corruption
- (iii) Certain officers are targeted for removal from the county service because they come from Alego-Usonga
- (iv) Funds for finishing Siaya Stadium have been reallocated to build Migwena Sports Center
- (v) There are people in the County Service who want him, the Deputy Governor, out of the office because of his stand against corruption in Siaya County Executive.

DEEPLY CONCERNED that the uncensored allegations by the Deputy Governor signify his lack of confidence and mistrust in the county leadership, and if not explored would give negative connotations about the role of the Assembly in checking the Executive, besides implanting hopelessness in the people of Siaya who may misconstrue a moribund County Government;

This House **RESOLVES** as follows;

That, the Siaya Deputy Governor, William Oduol, be invited to appear before the Committee on General Oversight to shed light into the import of his utterances about the Governor and his administration within fourteen days.

That, during his appearance before the Committee, the Deputy Governor tables documentary evidence or otherwise to prove his allegations.

STATEMENT

PENDING BILLS FOR FY2020/2021 AND FY2021/2022

The Deputy Speaker: Thank you, Mr. Speaker. I rise to seek a Statement from the Chairperson Sectoral Committee on Finance regarding the status of the pending Bills for various

Thursday 23rd March, 2023 COUNTY ASSEMBLY OF SIAYA DEBATES

departments within the County Executive. In the Statement, the CECM Finance and Economic Planning should respond to the following concerns;

1. Provide a report on the status of the pending bills for FY2020/2022 and FY2021/2022 for the Executive and World Bank based projects for each of the 30 Wards.
2. The plans and timelines put in place by the County Treasury to ensure that pending Bills are settled.

Thank you.

MOTION

ALTERATION OF THE ASSEMBLY CALENDAR

Hon. Okello: Thank you, Mr. Speaker. I beg to move a Motion:

Aware that Assembly Standing Order 25(1) stipulates that the House Business Committee shall with the approval of the House determine the Calendar of the Assembly.

Further aware the Assembly Standing Order 25(3) stipulates that;

on a day when the County Assembly is scheduled to adjourn to a day other than the next normal Sitting day in accordance with the County Assembly Calendar, the Leader of the Majority Party or the Leader of Minority Party or another Member of the County Assembly Business Committee shall move a Motion of adjournment which shall be debated for not more than three hours after which the County Assembly shall adjourn without question put.

Noting that according to the Calendar (Regular Session) 2023, this House is supposed to proceed for a short recess from Friday 24th March, 2023 and resume its Sitting on Tuesday 4th April, 2023.

Further noting that on Thursday 16th March, 2023 this House approved a Motion for the removal from office of Dr. Julie Caroline Phoebe Adhiambo Akinyi Onyango, the County Executive Committee Member for Water, Sanitation, Environment, Climate Change and Natural Resources.

Cognizant of the fact that on Thursday 16th March, 2023 this House in line with section 40(3) of the County Government Act, 2012 read together with County Assembly Standing Order no. 73 passed a Motion moved by the Leader of Majority to form a Select Committee to investigate the allegations against the CECM and report its findings to the House within ten days which is still in progress.

Pursuant to Standing Order 25(4) which stipulates that the House may by resolution alter its calendar or the adjournment date, this Assembly resolves to alter the Calendar of the Assembly (Regular Session), 2023 and extend its sittings to Thursday 30th March, 2023 in order to allow the Select Committee enough time to undertake its mandate and report to the House its findings on impeachment of CECM Water, and the House to proceed on recess from Friday 31st March, 2023 and resume its Sittings on Tuesday 11th April, 2023 at 2.30 p.m.

I therefore call upon Hon. Omoro to second.

(Hon. Omoro Seconded)

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Hon. Speaker: I therefore propose the question which is that aware that County Assembly Standing Order no. 25 (1) stipulates that the Business Committee shall with the approval of the House determine the Calendar of the County Assembly.

Further aware that the County Assembly Standing Order no.25 (3) stipulates that *on a day when the County Assembly is scheduled to adjourn to a day other than the next normal Sitting day in accordance with the Assembly Calendar the leader of majority or the leader of minority party or another Member of the Business Committee shall Move a Motion of adjournment which shall be debated for not more than 3hours after which the County Assembly shall adjourn without question put.*

Noting that according to the Calendar Regular Session 2023 this House is supposed to proceed for a short recess from Friday 24th March, 2023 and resume its Sittings on Tuesday 4th April, 2023.

Further noting that on Thursday 16th March, 2023 this House approved a Motion for the removal from office of Dr. Julie Caroline Odhiambo Akinyi Onyango, the County Executive Committee Member for Water, Environment Climate change and Natural Resources.

Cognizant of the fact that on Thursday 16th March, 2023, this House in line with section 40 (3) of the County Governments Act altogether with The County Assembly Standing Order no. 73 passed a Motion for removal by Leader of Majority to form a Select Committee to investigate the allegations against the CEC Member and report its findings within 10days which is still in progress.

Pursuant to Standing Orders no. 25(4) which stipulates that the House made a resolution to alter its Calendar on the adjournment date.

This House resolves to alter the Calendar of the County Assembly 2023 and extend its Sittings to Thursday 30th March, 2023 in order to allow the Select Committee enough time to undertake its mandate and report to the House its findings on impeachment of the CEC Member and the House to proceed on recess from Friday 31st March, 2023 and resume its Sittings on Thursday 11th April, 2023 at 2.30 p.m.

(Question put and agreed to)

MOTION

INVITATION OF THE DEPUTY GOVERNOR

Hon. Otiato: Thank you, Mr. Speaker, Sir; I wish to Move the Motion:

THAT aware that one of the key tenets of Devolution as espoused in Article 74 (f) of the Constitution of Kenya 2010 is promoting Social and Economic Development and provision of easily accessible services throughout Kenya.

Further aware of the important function of the County Government in implementing County and National Government legislations.

Cognizant of the important role played by the County Governor and the Deputy Governor as the Chief Executive and Deputy Chief Executive of the County respectively in

Thursday 23rd March, 2023 COUNTY ASSEMBLY OF SIAYA DEBATES

managing and coordinating County administration and its departments and therefore ascertaining that the objectives of devolution are realized in Siaya.

Noting that the key citations of the oath of the Deputy Governor sworn by himself in the presence of a Chief Magistrate stating that *I shall at all times when so required faithfully and truly give my advice to the council and Governor.*

Concerned that in the recent past the Deputy Governor made comments in the Siaya political forum to the effect that the administration in which he is the Deputy Chief Executive will be a worse administration than the administration of the former Governor.

That the Governor is a hands-off administrator who has given questionable characters opportunity to steal County resources unabated. That the Governor is taking Siaya down the wrong path.

Noting with concern again that the Deputy Chief Executive County insinuated openly in a certain function that there are discriminatory budgetary allocations to disadvantage the residents of Alego Usonga.

Current bursary allocations and maize seed distributions are riddled with corruption; certain officers are targeted for removal from the County service because they come from Alego Usonga. Funds for finishing Siaya stadium have been re-allocated to build Migweni sports center.

That there are people in the County service who want him out of the office because of his stand against corruption in Siaya County Executive.

Deeply concerned that unconfirmed allegations by the Deputy Governor signifies his lack of confidence and mistrust in the County leadership and if not explored will give negative connotations about the role of the Assembly in checking the Executive besides planting hopelessness in the people of Siaya who may misconstrue the County Government to be moribund.

This **House resolves** that the County Deputy Governor, Hon. William Oduol be invited before the Committee on General Oversight to shed light into import of his utterances about the Governor and his administration within 14days.

During his appearance before the Committee the Deputy Governor should table documentary evidence or otherwise to prove allegations.

Allow me to say the following; that the Deputy Governor is a CEO and in the event that the Governor is outside the Country the persons who runs then county is the Deputy Governor.

If there is a possibility going by the sentiments, it's like the two are not thinking in one direction and a vote of no confidence is being given against the Governor then I don't know how as Siaya we are going to run in the event the Governor is outside of the Country.

When the Deputy now takes the mantle; the Deputy who didn't believe that the Governor is taking Siaya in the right direction. If that is the situation we are in Siaya then we are in a very awkward situation.

From the statements given by the Deputy Governor; a man we really love and voted for with the Governor in one unit to lead us as Siaya not as per Sub County but Siaya as a whole; is telling us that there is a problem in the Executive and I am concerned that for a learned friend who has led various institutions.

Thursday 23rd March, 2023 COUNTY ASSEMBLY OF SIAYA DEBATES

If it reaches a point where the Deputy Governor frustrated to a level that he now prosecutes his matters in social media; its proof that there is possibly total breakdown of communication between the two offices.

The allegations are weighty and it is our role as the Assembly to do oversight. The statement by the Deputy Governor was indicting the Assembly that it's doing nothing. When the Deputy Governor says that there is a team of people who want to remove him because he is fighting corruption in Siaya and we have nothing as a House to not help him.

Let him come and explain to us what is happening then we will see how to go about protecting him and any other person. I won't talk much but I want to say that when an offence has been committed in either way quite a number of us go home.

The rate of MCA turnover is so high and we have to ensure what needs to be done is done for us to be reelected. As we talk today, there are a lot of documents floating around with evidences of money being stolen.

It will be so shameful that we suspend this discussion; let us get it when it's hot so that we handle it. It should matter along this House that whatever we have heard is the truth and for sure we are not going to let Siaya go to the dogs.

To make it worse this is happening just within 6 months when we are here for the next 5 years, what if we hear a statement like "I will not leave this Government but I must rock it from within?"

They say when two bulls fight the grass suffers and in politics, the grass in the cadre of politicians is the MCA. Maybe just to jog the memory of Members, last time I moved a Motion of impeachment of a CECM Health well aware the CECM is from Sakwa Bondo.

The next CECM to be taken home was CECM Finance from Yimbo and therefore in the last regime the 2 CECMs who went home were from Bondo while Otiato is also from Bondo. It never mattered when it came to serious issues pertaining to loss of public funds and it should not matter today when we are discussing a serious matter like this where money is lost by bringing issues of clan.

We have a perfect example of a mention that today if we do not do it right and there is a video we need to play when the Deputy Governor before us where he says that the CECM is being chased because she is a Nya Alego.

Now you are appointing us as a House and approved me to go and chair an Ad hoc Committee for a CECM who is being targeted, who is targeting her? If such mentions are made and the person who made them cannot be brought to the House to tell us for sure that that CECM you chased or saved was being targeted for being Nya Alego.

I think that is one of the weighty matters that when it comes from the Deputy Governor it needs to concern all of us. I want to urge the House that moving on when prosecuting matters whether it is my daughter or my son or brother, whoever it is and I am in a position to oversight I should separate our personal relationships and the offices to what role that person is supposed to play.

For instance, I have a brother who is a doctor, so when he messes up and he is brought here will I tell this House that this is my brother and it will be a shame when I go home because I will be asked how I let my brother to be sent away while he has made a mistake?

Thursday 23rd March, 2023 COUNTY ASSEMBLY OF SIAYA DEBATES

So when we do that everybody will know that when you mess up you will not be protected based on your background. When you are elected, you are a servant of the people and expected to do what is right.

With those many remarks, I beg to call CPA Mark Okeyo to second.

Hon. Okeyo: Thank you, Mr. Speaker, Sir. I want to second the Motion by stating some few facts that the Deputy Governor is a holder of the office second in command in the County. I want to address myself on two points;

The Deputy Governor has a fiduciary duty as the office holder and this is the morally and ethically duty to protect and give the office the respect it deserves. What the Deputy Governor addressed were weighty issues and I want to support the Motion that he should be called to shade more light.

The issues addressed on the social media are material in nature and we cannot wish them away as the representatives of the people.

I beg to support.

(Question proposed)

The Speaker: Any contributions before I put the question?
Yes, Hon. Madingu.

Hon. Madingu: Thank you, Mr. Speaker, Sir. I stand to support the good Motion by Hon. Otiato. This is going to bring sanity to this House so that we do not get into war that we do not understand its genesis just as CPA Okeyo has put it.

I therefor support this Motion because it is never fair to reason out of hearsays. So when we give him a chance to speak to us and explain his getting to the social media, I think we are doing justice to this great County because Hon. Deputy Governor will not say that he was not given a chance to come and shade light to the matter.

We took an oath to serve and protect the rights and lives of the people we represent. We are saying that this is our constitutional mandate to do an oversight role and the words or the statements that are going to be aired here what we can only term as allegations can be able to help us unearth something that is happening to this great County that we don't understand.

I support that this honorable House finds it right to give the Deputy Governor a chance to come and air his worries or complains in a House of records instead of social media. I therefore beg that we give the motion a chance so that we are not judged harshly that we denied him a chance to come to this House. I support! Thank you.

Hon. Speaker: Yes, Hon. Arika.

Hon. Arika: Thank you, Mr. Speaker, Sir. I rise to also support the Motion and let's start by saying that to whom much is given much is expected. Deputy Governor is a very important person and a very senior person in the County Government of Siaya and therefore his utterances in the public cannot be taken lightly.

Thursday 23rd March, 2023 COUNTY ASSEMBLY OF SIAYA DEBATES

Someone of the Deputy Governor's stature uttering in the public how a certain region out of six is being marginalized by removing people who are perceived to be coming from these regions then it is a bad precedence.

I believe that the Deputy Governor is a Governor in waiting and therefore if now he believes that whatever any person that is called to answer to any query it is because of where that person comes from!

That is a bad precedence, that is why I urge us to set a good precedence by calling him to come and explain himself, and the word here is that he is being invited not summoned. How respectful are we as an Assembly and I think that does not mean that we do not reorganize that the Deputy Governor is His Excellency Oduol.

This is going to set an example that if the Deputy Governor can also be called to answer on his utterance in public then I believe that whoever is going to follow by this would have to be careful whenever they are given a chance to address the public.

I therefore support and urge the House to give the Motion a chance by inviting the Deputy Governor to come and shade light on his utterances.

Hon. Speaker: Hon. Simon Angule, Member for West Yimbo.

Hon. Angule: Thank you, Mr. Speaker, Sir. I stand to support the Motion but let me first say that there is a saying down near the lake where I come from that:

When a hippopotamus comes out of the lake and tells you that a crocodile is sick then be rest assured that the crocodile is seriously ill and you should not doubt it.

Therefore, when number two says that number one is messing up with maybe public funds I think it is prudent to call the number two to come and explain to us because we may learn a thing or two that is going on at the Executive.

We might be seated here thinking that things are okay while public funds are being misused. I therefore support and urge fellow Members to support and invite our beloved Deputy Governor Hon. Oduol to come and shade light on his utterances so that we come to know the truth. Thank you.

Hon. Speaker: Hon. Omwende.

Hon. Omwende: Thank you, Mr. Speaker, Sir. If I cannot add my voice to this Motion then I do not qualify to be a Hon. Member. I now take the opportunity to appreciate the Mover of this Motion.

The matter that we are dealing with is a serious one and I believe that if it is taken to any court of law it can hold water only that we thought it wise as a House through the advice of Mr. Speaker to invite the senior Deputy Executive officer to come and shade light maybe in other counties this matter could just be taken the way it is and they just move with it and there are repercussions that you can even give to somebody leaving the office.

I have been a member of the Committee on Budget and what I know is that in the Budget there is allocation that still stands at Kshs. 100 million set aside for Siaya Stadium. This will also give me an opportunity in those committees and I am not aware there is corruption in Bursary allocation.

Thursday 23rd March, 2023 COUNTY ASSEMBLY OF SIAYA DEBATES

Like today we were having a meeting with CECM Education and that didn't feature there. I didn't hear any Executive members crying for misuse of funds. This will also give me an opportunity to now take this matter up. I am in support. Thank you.

Hon. Speaker: Yes, Hon. Seth Ochieng Baraka.

Hon. Baraka: Thank you, Mr. Speaker, Sir. I stand to support the Motion as tabled by Hon. Otiato. I want to put it very clear that we are not witch-hunting anybody. Let it be on record that we are doing our roles. Sometime back we were advised to stick to our roles and we are sticking to our roles and we are maintaining our lanes.

However, I also have to say that as Hon. Members, let us not be so emotive when it comes to such serious issues. There is no need of a certain section of people or Members trying to claim that they are being targeted because they are coming from a certain region.

If it is that the Hon. Deputy Governor is found liable and maybe being impeached, we still have somebody from Alego region who can still be a Deputy Governor. However, truth has to be told in that we let so be judged.

As I told you initially these wars at the end of the day we are going to be affected because we will not be able to deliver our mandate to the people.

Somebody wrote something just the other day, he posted my photo and said this is the owner of East Gem and another person countered it by asking it is 100 days since he got to the office, what has he done?

What do they want me to use to do what has to be done if the Executive are already fighting and we can't have the resources trickling down?

We are almost at the end of the Financial Year, not even a single road has been done. Right now there are almost 3 boreholes in my ward that were supposed to have been done the other Financial Year. Nothing has been done! Yet we are here. People are busy talking in funerals and also on social media instead of delivering our mandate to the people that elected us.

I want to stand firmly without fear of contradiction and say that we shall be judged by the actions that we take today. Our tomorrow depends on the decision that we are going to take today. Nobody is here to be victimized.

Everybody has a right to be heard. You may think that you are being brought here to be judged yet the information that he is going to give is going to open doors or more avenues because if they talk about allegations of corruption in their evidences then that is good for us as a House to investigate.

Maybe that is why our programmes cannot move well because the funds that are supposed to be used are being used somewhere else. I want to tell this House that let us stop being emotional over non issues. This is within our line of duty. As we were told, the Executive should remain the Executive and the Assembly should remain an Assembly.

We are here as an Assembly and thank you very much because as Hon. Angule is saying the truth may be there and maybe the crocodile is really sick because the hippo has come out of the water and told you that.

Otherwise I want you to support and let us debate on this. Let us articulate it well without putting political considerations on any of this but with the aim of trying to salvage our beloved county. Thank you.

Hon. Speaker: Yes Hon. Gordon Onguuru, Member for East Asembo.

Hon. Onguuru: Thank you, Mr. Speaker, Sir. I rise to support the Motion and thank the Mover. It is really a bright one. I was elected to do 3 roles which have been given to me by electorates.

One is to legislate. The second one is representation which anybody can. Legislation anybody can. The greatest one is oversight. I am the watchman of my people concerning the county operations and the county coffers.

I happen to be a member of Siaya Political Forum where the Deputy Governor, the second in command of Siaya County Executive arm of government made these utterances. I want to treat the Deputy Governor as the angel, as a gift Siaya has got to know what is happening in the Executive.

I want to treat him as a whistle blower who has given us the lead to dig deeper and find if all he promised to speak. He said when he will speak, it will be messy and people will be surprised.

There are adverts or the paper cuts or the articles from each and every corner showing how Kshs. 8 million was withdrawn, Kshs. 6 million was withdrawn another Kshs. 7 million was withdrawn from an imprest account. There are allegations that these monies were channelled to the CEO of the county who is the Governor. These are alluded to by the team which is in support of the Deputy Governor.

I want to believe that he knows much about these monies and all these accusations. In the interest of the people of Siaya, we have a mandate of this House to invite him so that we cannot continue waiting as the people are also waiting there. Let him come and speak now because when he speaks now he will have helped the people of Siaya.

We can't wait, when the people are crying that the seats were not enough, when my friend and colleague was called names for being a pest simply because given to a ward which has a number of farmers which has 24 main turn over and you are given about 1000 packets of 2kg seeds then the Deputy Governor can proudly and loudly speak in a funeral but the seeds acquisition were corrupt. Some are also kept somewhere being sold.

He must table it here and bring proof so that we go and look for the right person when he comes but money used for Agriculture was not well used. He needs to bring evidence.

When the Governor said the Deputy Governor means that the Bursary which was awarded was riddled with corruption then he has to speak and table evidence because at long last it is not the Deputy Governor who is suffering, it is us and our people who are going through a lot of emotional moments when the kids are sent out of school. This Deputy Governor knows where the money has gone to.

He cannot run the Executive arm then later says let them fight. The truth must come out. We agree that where there is smoke, there must be fire. Let the Deputy Governor spill the beans and let us salvage our county.

If this administration of Nyalore Government fails, the first people who will see the effect of the failure is the MCA. One, nobody knows what the Governor does. If you go to the village they will tell you "we vote you to bring development". We can't be sitting here and protecting the Executive while there is no development taking place in our Wards.

We passed a Supplementary Budget up- to- date everything is fixed at the procurement process no road is being made. Nothing is being done. Then the only thing you can be served is

Thursday 23rd March, 2023 COUNTY ASSEMBLY OF SIAYA DEBATES

the funeral shenanigans from the leaders of this county. We cannot sit while the people gave us mandate to watch, to help them, represent them, oversight on their behalf. These are privileges donated to us by our residents.

I support the Motion and I believe as a House, nobody, we are not claiming that the Deputy Governor is wrong! We are thanking him for coming out boldly and speaking out, saying it the way it should be. The only awaiting part for him is to prove, everything he has said is right because he has a duty as a Deputy Governor.

It is not us to impeach him. If he cannot substantiate the allegations he has made publicly then the only honourable thing, Hon. William Oduol Denge and CPA should do is resign. It is not us to force him to go home.

If he can substantiate and prove to us that money is being embezzled in the Executive and so and so is doing so then you know where you are taking the war to because we must safeguard Siaya County.

We cannot be reluctant when 10 years went and the stadium was not finished and money was being allocated. Then again we are talking about a stadium and the Deputy Governor is saying the money which was allocated by this House to complete the stadium which is the pride of Siaya County has been removed and re allocate to Migwena in Bondo. We can't sit as a House which makes Budget and say everything is okay.

I stand to support the Motion and I really thank my brother Hon. Otiato for finding it necessary and urgent. I am happy to say that we finish the issue of Dr. Julie not important! The issue of the Deputy Governor and his utterances are more important for this county than impeaching a mere CECM.

We can even stop it's only that the law is binding us to the timings. We can even stop the proceedings of how to impeach the CECM Water and listen to the Deputy Governor. As a leader holding an office and the second in command he has to come clean. I beg to support. Thank you.

Hon. Speaker: Yes Hon. Lorna Adida.

Hon. Adida: Thank you, Mr. Speaker, Sir. Allow me to also add my voice in supporting this Motion. How I wish our fellow colleagues from Alego would have looked at this Motion with a different lens because actually it is not all about impeachment Hon. Speaker.

It is all about invitation and I want to say that by inviting the Deputy Governor, the Speaker even asked us both nominated and elected may be at peace because right now even on the ground people are looking at us differently because it is like we have forgotten our oversight roles.

Therefore it is very prudent if the Deputy Governor will come to sanitize these allegations so that even us as an Assembly we can also know the truth of the matter. There are still many more allegations how money is being squandered in Siaya and by him coming, I want to believe that as an Assembly we shall always be informed.

I want to support Hon. Otiato for bringing this Motion and it is going to be an eye opener for us. Thank you.

Hon. Oluoch: I stand to support this Motion by Hon. Otiato. This is the time that we can get the facts right. It is unfortunate that our Brothers from Alego are not in the House because I have never seen them in the WhatsApp group that the Deputy Governor has been airing his views.

Thursday 23rd March, 2023 COUNTY ASSEMBLY OF SIAYA DEBATES

This is the right platform for the Deputy Governor to tell us the truth, we want facts and the right place to air his views is this Honorable House. So we are being told that it is alleged that there are monies that have been misappropriated by the Deputy Governor.

This is a very senior person in this Government, and they are conjoined at the hip. The Governor and the Deputy Governor. I think we should handle this matter with a lot of sobriety. There is no witch hunt on this matter. What is evident is that we want to give the Deputy Governor the right channel to air his views so that he is heard by the entire County. I beg to support.

Hon. Speaker: Yes, Member for Ukwala, Hon. Joseph Peter Oduor.

Hon. Oduor: I rise to support this Motion. We are lucky that we have a Deputy Governor that knows what he should do at what time. It is important that the Deputy Governor comes before us and put the records right.

I was in the other Assembly where we were using Kshs 75 million that had been allocated to Bursary. At no point have I ever heard of that money being misused because this money has always been taken to the Ward level, and it has been Kshs 75 million ever since.

Maybe this time the allocation was more and what we were given was little. So I support that Deputy Governor comes here and gets clearance so that when we go back we will tell our people that the allocation was little and that is why they are crying. It is very important for all of us to summon the Deputy Governor to this House so that he clears the issue.

Another thing is about the distribution of seeds. This one I heard when we were in a gathering somewhere. He said that the allocation was more than what was given. This one I can also remember that people really fought when the seeds were being distributed and it went viral where women and children were caught on camera collecting seeds on the ground.

Now I am very happy that we have a whistle blower who will clarify, so that when I go back home I will tell them what actually happened. I support.

Hon. Speaker: Okay Members, time is not on our side, I also want to leave early. You never know with these political Motions. So I am only giving one or two people chances to talk. So first of all I will give Hon. Fredrick Omoro, Member for East Ugenya

Hon. Omoro: Thank you Mr. Speaker. As an oversight arm of the Government, there should be no matter that is weightier than the Assembly to tackle, because it is within our jurisdiction to even call the Governor over, to clarify issues.

So the numerous allegations by the Deputy Governor are weighty and they are matters that can wreck Siaya from within. Therefore, if we don't get it right now, let me assure you that hence forth we will not have the audacity to call anybody here to answer questions. Let us set a precedence where the law will treat everyone equally, because what I saw today, where MCAs from Alego Sub County walked on such a matter, let us bite the bullet, let us call a spade a spade, let us call the Deputy Governor here, let him be given a chance to shed light on his numerous allegations.

Otherwise, let it be known that we are not impeaching the Deputy Governor, we are setting a precedence, of which if we miss it now, then it will come to haunt you later on. Thank you.

Hon. Speaker: Hon. Michael Adiala, Member for South Uyoma. I think that will be the last.

Thursday 23rd March, 2023 COUNTY ASSEMBLY OF SIAYA DEBATES

Hon. Adiala: Thank you, Mr. Speaker, Sir. First of all, I want to thank the Mover of the Motion for the courage. Matters brought here are weighty and should not be taken just casually. They are matters of oversight and that is what brought us here.

I support this Motion because I want the Deputy Governor to come here and shed light on these allegations, because there is no better place as this Honorable House. So I support this Motion and I encourage Members to debate these matters without fear, because they touch on our beautiful County. Thank you.

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

Hon. Otiato: Mr. Speaker, I want to thank all Members for a wonderful debate. I want to say that that is the way to go. For the purposes of records, sometimes when we make these very hard decisions in our political lives it is better for all of us. Mr. Speaker, I just want to say as I urge the House, that the election periods were done with, and now we are not in election and therefore any sentiment cannot be treated as political sentiment.

We are at a period of doing work, and all of us are now working. This is not the first time we are doing this and this is not going to be the last time.

I thank the House and I hope that the Honorable Deputy Governor will come and give us full information that we can take back home to explain why we are where we are today, why we may not be able to even absorb a single shilling, and also that if we are not able to absorb supplementary, what about the Kshs 8 billion that is coming.

If we can misuse the ones we found, remaining from the last Government, what about when we get our own coffers? So I thank the House and as we vote, let us vote for the sake of Siaya and not individual. Thank you.

(Question put and agreed to)

Hon. Speaker: Hon. Members there is order on petitions, I said that you passed it onto the next. There is a petition here which I have received, but because we are here until Tuesday, I will commit it to the relevant Committee. It is petition on bribery allegations in the County's Public Service.

I will avoid reading the names now, but it is talking about allegations bribery and that a matter has been reported with the DCI in Siaya criminal case number 3 of 2023, on the ongoing recruitment in the County Public Service, and the matter is committed to the Assembly with prayer that the Assembly investigates and takes appropriate actions.

I will commit this to the Committee on Governance and a copy also be shared with the Governor for action.

MOTION
ADJOURNMENT

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

Hon. Members, there being no other Business, this House adjourns until Tuesday 28th March, 2023 at 2.30 p.m. in the Chamber.

The House rose at 6.11 p.m.