

REPUBLIC OF KENYA
MANDERA COUNTY ASSEMBLY

THE HANSARD

Tuesday, 18th February, 2020

*The House met at the Assembly Chambers
County Assembly Buildings, at 9.02 am*

[The Speaker (Hon. M. A. Khalif) in the Chair]

PRAYER

The Speaker (Hon. M. A. Khalif): Quorum, confirm the quorum. Sergeant at arms, ring the quorum bell.

(Quorum bell rang)

(Quorum obtained)

MOTION

APPOINTMENT OF MEMBERS TO HBC

Hon. Abdi Adan (Neboi): Thank you, Mr. Speaker. Pursuant to the provision of Mandera County Assembly Standing Order 154 (1) (d), in addition to those honorable Members specified under Standing Order 154 (1) (a, b, c), 154 (3), and Standing Order 187(2) in addition to those honorable Members specified under Standing Order 187(1), this County Assembly approves the Appointment of the following Honorable Members to the following Committees; -

1. Hon. Umul-ker Kassim Sheikh
2. Hon. Yakub Hassan Emoi
3. Hon. Sahara Mohamed Ali
4. Hon. Ahmed Rashid Mohamed
5. Hon. Fatuma Issack Osman
6. Hon. Mohamed Ibrahim Yussuf
7. Hon. Zamzam Abdullahi Ali
8. Hon. Abdinoor Dakane Rafat
9. Hon. Bishar Maalim Abdullahi
10. Hon. Mohamed Rashid Ali
11. Hon. Hussein Adan Haji

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12. Hon. Hindia Hussein Ibrahim
13. Hon. Abdiaziz Dakat Maalim
14. Hon. Halima Billow Omar
15. Hon. Abdullahi Siyad Adan
16. Hon. Abass Abdille Mohamed
17. Hon. Rahma Ibrahim Issack
18. Hon. Shankaron Ibrahim Sheikh
19. Hon. Shamsa Ibrahim Maalim

Those are the names both the parties of Economic Freedom Party and Jubilee forwarded to the House Business Committee (HBC) for this session.

COMMITTEE ON APPOINTMENTS

1. Hon. Issack Dahir Abdi
2. Hon. Abdirashid Maalim Osman
3. Hon. Halima Billow Omar

APPOINTMENT OF MEMBERS TO THE COMMITTEE ON SELECTION

Mr. Speaker, I request to move the second Motion-

Pursuant to the provision of Mandera County Assembly Standing Order 155(1), this Assembly approves the Appointment of the following Honorable Members to the Committee on Selection; -

1. Hon. Abdi Adan Ali
2. Hon. Jimale Abdi Hassan
3. Hon. Shamsa Ibrahim Maalim
4. Hon. Fatuma Omar Kasai
5. Hon. Yakub Hassan Emoi
6. Hon. Abdinoor Diisow Teno
7. Hon. Amran Adan Abdirahman
8. Hon. Hussein Adan Haji
9. Hon. Farah Abdi Abdinoor
10. Hon. Ibrahim Ali Wariyo
11. Hon. Noor Mahmud Abdinur
12. Hon. Nasra Noor Mohamed
13. Hon. Rahma Ibrahim Issack
14. Hon. Adan Maalim Mohamed
15. Hon. Yussuf Maalim Dakane
16. Hon. Saad Sheikh Ahmed
17. Hon. Issack Dahir Abdi

Mr. Speaker, according to the Standing Orders you are aware that we are to constitute the House Business Committee (HBC), the Selection Committee and the Committee on Appointments. We have deliberated over this issue and that is how we constituted these committees according to parties; both parties; Jubilee Party and Economic Freedom Party.

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I will ask the Minority Leader to second me.

Hon. Jimale Abdi (Guba): Thank you, Mr. Speaker. I rise to second the Motion moved by the Majority Leader. As you know, the three committees are those committees that need the selection committee to constitute its Members according to the Standing Orders.

I second.

Thank you.

(Question proposed)

The Speaker (Hon. M. A. Khalif): Hon. Kullow.

Hon. Kullow Alio (Rhamu): Thank you, Mr. Speaker. I have seen the Motion on the floor of the House. The Motion is rightly in order. If there is one thing that you should not deny me and Hon. Bishar Maalim Abdullahi who is not in this House, is to ventilate our concerns on the floor of the House. That is my prayer.

We need to borrow a leave from the Parliament of South Africa where the few Members who are allied to one political party were given time to ventilate on the floor of the House. There are two groups of politicians as what is happening in the national arena. There are those allied to 'TangaTanga' and those allied to 'Kieleweke.' The ones allied to 'TangaTanga' might be very few unlike those allied to 'Kieleweke.' Before we went for recess, there were seventeen like-minded comrades but out of the seventeen only seven remained and the rest were either, captured, jailed or killed. I am just giving you a background.

The Speaker (Hon. M. A. Khalif): Hon. Kullow, comment on the Motion.

Hon. Kullow Alio (Rhamu): I am just giving you background of where I come from. Only four remained and the rest have been captured. The four who are now in this Assembly are denied the right to speak.

Mr. Speaker, having said that, while we were on recess, in the spirit of handshake, the few 'TangaTanga' were removed from the handshake forum hence denied access to information under Article 35 by none other than the shadow Member for Neboi.

The Speaker (Hon. M. A. Khalif): Order Hon. Member!

Hon. Abdi Adan (Neboi): On a point of order Mr. Speaker, I think the Member is out of his sense. We have to take him for medical checkup.

The Speaker (Hon. M. A. Khalif): Order!

Hon. Abdi Adan (Neboi): We are debating on the Motion which is on the floor of the House. Honorable Kullow should contribute to the Motion.

The Speaker (Hon. Mohamed Adan): We do not have a shadow Member. Withdraw and apologize.

Hon. Kullow Alio (Rhamu): off the mic

The Speaker (Hon. M. A. Khalif): Order Hon. Kullow! You are out of order.

Hon. Abdi Adan (Neboi): Mr. Speaker, I will not take those words lightly. Honorable Kullow is going overboard. I think this issue must be handled seriously because he is out of order. That is an insult. I am an honorable Member and a leader of this House. You can have a dissenting voice but not insult me.

The Speaker (Hon. M. A. Khalif): I agree with the honorable Member. You have been given the floor. Contribute to the Motion and do not insult any Member. Now withdraw that statement. We do not have a shadow Member here and then you said they are gun for hire. I think we do not have gun for hire. Can you withdraw and apologize.

Hon. Kullow Alio (Rhamu): Mr. Speaker, as per the rules of this House, because this House must be guided by rules and regulations, when we first came to this Assembly, the composition of each committee was based on clans. That one I can say.

Hon. Ahmed Rashid (Gither): Point of order Mr. Speaker!

The Speaker (Hon. M. A. Khalif): Order honorable Members! Order Majority and Minority! You said this is the House of rules and you are saying the composition of the committee is based on clans. I have not come across that. The composition is based on parties. Just stick to the Standing Orders.

Hon. Kullow Alio (Rhamu): off the mic

The Speaker (Hon. M. A. Khalif): Proceed. It is based on parties.

Hon. Kullow Alio (Rhamu): A whole community has been left out. The Asare community has been left out from the House Business Committee. I just wanted to say the fact Mr. Speaker.

The Speaker (Hon. M. A. Khalif): Order!

Hon. Kullow Alio (Rhamu): All the other clans have been represented but we are not represented in that crucial committee. I want that to come to your attention Mr. Speaker. Again, the Committee on Selection is a one-time affair unlike the House Business Committee which is supposed to be reconstituted after every session and we have not seen House Business Committee being reconstituted after every session for the last two years that we are here in this Assembly.

Hon. Yakub Hassan (Derkhale): Point of order Mr. Speaker!

The Speaker (Hon. M. A. Khalif): Yes, honorable Yakub.

Hon. Yakub Hassan (Derkhale): Mr. Speaker, it is not in order for the honorable Member representing Rhamu ward to say that the House Business Committee has not been reconstituted. Whether it is reconstituted or not whether the same names are brought in this session or not, the fact is that the names were brought and approved by this House. That is the fact of the matter.

Thank you.

The Speaker (Hon. M. A. Khalif): Honorable Kullow, you said that the Motion is rightly before the House. Is there anything that contradicts our Standing Orders? Just stick to that. Because you started by saying the Motion is rightly before the House.

Hon. Kullow Alio (Rhamu): I just request for the HANSARD because every deliberations we make in this House---- (*Mic goes off*). It is the one that is going off because I am tangatanga and somebody somewhere is interfering with it.

The Speaker (Hon. M. A. Khalif): Can you proceed.

Hon. Kullow Alio (Rhamu): Mr. Speaker, I need direction because the Member for Derkhale said that this was how it was done in every session. I need a copy of the HANSARD of the same for the last two years, if that has been the case.

Hon. Ahmed Rashid (Gither): Point of order Mr. Speaker.

The Speaker (Hon. M. A. Khalif): Yes honorable Ahmed Rashid.

Hon. Ahmed Rashid (Gither): Mr. Speaker, the Member representing Rhamu town has been told to stick to the Motion several times. I do not know on which ground or Standing Order or capacity he is demanding for the HANSARD report. His justification that the committee was not constituted and why it has been constituted now is not there because this committee is constituted at the discretion of the Assembly. I do not see why the issue of clans is coming up. He is saying that this House is guided by rules and one of the persons who has been the custodian of those rules is Mr. Kula. I do not know why he is bringing this issue and he understands the Standing Orders. Let him stick to the Motion.

The Speaker (Hon. M. A. Khalif): Honorable Kullow, you are asking me to provide you with the HANSARD. I do not see why I should do that because you said the Motion is rightly before the House. Unless you have any other reason why this Motion should not be here, just proceed with your contribution since your time is up. You have some two minutes to summarize.

Hon. Kullow Alio (Rhamu): Mr. Speaker, under Article 35 of the Constitution, any citizen of this country including me is entitled access to any information.

The Speaker (Hon. M. A. Khalif): Yes, but there is a procedure to be followed.

Hon. Kullow Alio (Rhamu): That is why I was demanding for a copy of the HANSARD because a member suggested on the floor of the House that the last two years---

The Speaker (Hon. M. A. Khalif): Order! Your time is up. Contribute to the Motion. There is a procedure to be followed to get what you are asking for. So, do not complicate this issue.

Hon. Kullow Alio (Rhamu): Majorities have their way. When the composition of committees was done; it is normally based on parties. Yesterday, the purported Majority Whip called for a meeting.

The Speaker (Hon. M. A. Khalif): I think you are---

Hon. Kullow Alio (Rhamu): Mr. Speaker, I have not finished, can I continue?

The Speaker (Hon. M. A. Khalif): You cannot continue inciting Members.

(Loud consultation)

Hon. Adan Maalim Abdullahi (Township): Mr. Speaker, this man is confused and misled.

The Speaker (Hon. M. A. Khalif): Order! Order! Hon. Rafat.

Hon. Abdinoor Dakane (Khalalio): Thank you, Mr. Speaker for giving me this opportunity to contribute to the Motion. On the issue about the committees, I thank the leadership of the House for doing what they can to make sure that they bring both the parties together to suggest a way out for this to be brought together on the table. It has taken time and we have to appreciate them for doing that. The committee was constituted and brought on the table today. We thank the people who contributed to come up with these names. We are not here

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to say these names cannot be in this committee and it is based on clans. That issue is not there. The two parties have done their best and they have brought it.

I support the Motion.

Thank you.

The Speaker (Hon. M. A. Khalif): Hon. Mohamed.

Hon. Mohamed Ibrahim (Guticha): Mr. Speaker, judging the mood of the House and because these names are based on parties and I am sure wider consultation has been done by the three parties that submitted these names, I would like you to put the question.

Thank you.

Hon. Abdi Adan (Neboi): Thank you, Mr. Speaker. I appreciate that all the honorable Members present except honorable Kula have not raised any objection to these names although I have not heard even honorable Kula opposing the Motion.

The Speaker (Hon. M. A. Khalif): Which one?

(Technical hitch)

Hon. Abdi Adan (Neboi): Hon. Kullow comes from my party. I take his concerns seriously but I would request him to stop using insults and other words in this honorable House. I would guide him so that he comes to the system and works with the party. Maybe he has a lot of stress. I do not know. I will consult and see him. Anyway I thank you and request you to put the question.

The Speaker (Hon. M. A. Khalif): Majority, you said he has stress. Can you withdraw that? We do not have machines to *(Technical hitch)*. He has confirmed that he has no stress.

Hon. Abdi Adan (Neboi): Mr. Speaker, I have been with honorable Kula for the last two and a half years and I know how he reacts.

The Speaker (Hon. M. A. Khalif): Just withdraw.

Hon. Abdi Adan (Neboi): I withdraw the word stress, maybe you can say he is under pressure or something like that.

The Speaker (Hon. M. A. Khalif): Order Hon. Member!

Hon. Abdi Adan (Neboi): I withdraw.

The Speaker (Hon. M. A. Khalif): Can you withdraw and apologize.

Hon. Abdi Adan (Neboi): I withdraw and apologize to Honorable Kula. I beg you to put the question.

(Question put and agreed to)

ADJOURNMENT

The Speaker (Hon. M. A. Khalif): The House stands adjourned to today at 2:30 pm.

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