

**REPUBLIC OF KENYA**  
**MANDERA COUNTY ASSEMBLY**

**THE HANSARD**

Wednesday, 16<sup>th</sup> September, 2020

*The House met in the Assembly Chambers  
County Assembly Buildings at 2:30 pm*

[Temporary Speaker (Hon. Amran Adan) in the Chair]

**PRAYER**

**STATEMENTS**

**Temporary Speaker** (Hon. Amran Adan): Majority Leader, any statements? Minority leader, any statement! House Business Committee!

**Hon. Halima Billow** (Nominated): Thank you, Madam Temporary Speaker, there is no business scheduled for next week.

Thank you.

**Temporary Speaker** (Hon. Amran Adan): Statements to be issued.

SOIL EROSION ALONG THE RIVERINE

**Hon. Shankaron Ibrahim Sheikh** (Nominated): Thank you, Madam Temporary Speaker. Pursuant to the provision of the Standing Order No. 44 (2) (c), I wish to seek statement from the Chairperson Agriculture, Livestock and Fisheries Committee on the following;

1. Whether the department is aware that the farmers along River Daua all the way to Malkamari and BP1 have experienced soil erosion along the river bank resulting to poor crop harvesting.
2. Why there have been little fund for the farmers along the riverine?
3. Any measures by the department to mitigate the above.

Thank you.

**Temporary Speaker** (Hon. Amran Adan): Hon. Shankaron, indicate if the statement is yours or you are issuing it on behalf of another Member.

**Hon. Shankaron Ibrahim Sheikh** (Nominated): I am issuing the statement on behalf of Hon. Adan.

**Temporary Speaker** (Hon. Amran Adan): Chairman Agriculture.

**Hon. Bashir Ibrahim** (Kiliwehiri): Thank you, Madam Temporary Speaker. We are going to respond to the statement in two weeks' time.

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**Temporary Speaker** (Hon. Amran Adan): We move to the statement to be responded to, Chairperson for the Committee on Agriculture, Livestock and Fisheries.

**Hon. Bashir Ibrahim** (Kiliwehiri): We talked about this response last time before we went for recess. Question 3 is where the member who brought the statement asked about. They want to see if it has been factored in the budget. El-wak slaughter is factored in the Budget.

**Temporary Speaker** (Hon. Amran Adan): Chairman, can I stop you?

**Hon. Bashir Ibrahim** (Kiliwehiri): Yes.

**Temporary Speaker** (Hon. Amran Adan): Do you have the response?

**Hon. Bashir Ibrahim** (Kiliwehiri): As a committee we have not sat because the Committee on Budget took up the committee room since we came back from recess. I am just giving background information on the statement.

**Temporary Speaker** (Hon. Amran Adan): I am the Speaker of the House and I have not given him direction.

**Hon. Bashir Ibrahim** (Kiliwehiri): I am just giving background information on the statement but we are going to respond next week.

**Temporary Speaker** (Hon. Amran Adan): You said next week?

**Hon. Bashir Ibrahim** (Kiliwehiri): Next week because the committee will be sitting on Monday and we will give response after that.

**Temporary Speaker** (Hon. Amran Adan): Next week is ok. Hon. Kulow!

**Hon. Kulow Alio (Rhamu)**: Madam Temporary Speaker, when this response was read on the floor of the House by the able chair of Agriculture, I was the one who raised certain concerns in regards to Rhamu slaughter house. One of the issues I raised was whatever the statement responded to are not the real issues affecting Rhamu slaughter house.

Two, the able Chair told us that the same will be captured in the current budget. I want to confirm to you because I am in possession of the budget document that nothing of the kind has been captured for Rhamu slaughter house. I want the Chair to confirm to this House before the budget document is tabled next week, whether as the department alleged, the slaughter house at Rhamu will be captured in the current budget because he promised us on the floor of the House when he was responding and that was the response from the department. When I look at the document, that budget line is not there. Can he confirm to us whether he will provide the same budget that he has promised through the department because if we give him two weeks then the budget will be tabled and the people of Rhamu will be locked out? That is my fear.

Thank you.

**Temporary Speaker** (Hon. Amran Adan): Hon. Bashir!

**Hon. Bashir Ibrahim** (Kiliwehiri): Thank you, Madam Temporary Speaker. I was together with honorable Kulow and we got a response from the department. I have read the way I have seen it.

It is true that the budget is here with us. There are two slaughterhouses they were asking for. He is now making me to talk about the response. We have seen the one for El-wak has been captured and the one of Rhamu was left out as said by honorable Kulow. So, ours is to follow up with the department. We have returned the first response. Now we have got the second response but we have not sat as a committee. We shall see what is there in their response. I think the best answer he is talking about is next week.

**Temporary Speaker** (Hon. Amran Adan): Hon. Bashir, I think I will give your committee one week to respond.

**Hon. Kulow Alio** (Rhamu): Madam Temporary Speaker, it is just a concern that the budget has got deadline; they have given all the Sectoral Committees a deadline of Friday.

**Temporary Speaker** (Hon. Amran Adan): On Friday?

**Hon. Kulow Alio** (Rhamu): Yes, as per the document that I have. Did the Sectoral Committee sit and put that as a proposal to the Budget and Appropriations Committee? I want that from the Chair whether they have done that. If they tell us that they have not been sitting—we know that we had a sitting on Monday, Tuesday and Wednesday. We know Committee Room 1 is occupied but we have been using Committee Room 2. So, there is no excuse of saying that the Sectoral Committee did not sit. I want that assurance from the Chair for Agriculture, Livestock and Fisheries Committee whether the Sectoral Committee has put that as a proposal to the Budget and Appropriations Committee whose able Chair is in this House.

**Temporary Speaker** (Hon. Amran Adan): Hon. Bashir, you heard that. Can you elaborate more?

**Hon. Bashir Ibrahim** (Kiliwehiri): As a Committee, if we put this thing 100 times it will not be followed but we have captured Rhamu slaughter house.

**Temporary Speaker** (Hon. Amran Adan): Are you saying that whatever your committee does is not taken on board?

**Hon. Bashir Ibrahim** (Kiliwehiri): What I am saying is that we are not the last resort and the last resort is the Executive. As a Committee we have captured both Rhamu and El-wak Slaughter houses.

**Temporary Speaker** (Hon. Amran Adan): So, it is in your proposal?

**Hon. Bashir Ibrahim** (Kiliwehiri): Yes. I will present it to the Budget and Appropriations Committee by Friday.

**Temporary Speaker** (Hon. Amran Adan): Ok. I repeat again. I have given your committee one more week to get the response.

We proceed to the next statement for the Chair for Water, Energy, Environment and Natural Resources, Vice-Chair and any member of that committee? Are we saying that members in the Chamber do not belong to any committee?

**Hon. Yakub Hassan** (Derkhale): I am not on social media. Madam Temporary Speaker there is a chairman and there is also a vice chairman.

**Temporary Speaker** (Hon. Amran Adan): I called for them and there was no response. That is why I asked for a member of that committee. Are you a member?

**Hon. Yakub Hassan** (Derkhale): I am a member but psychologically I am not prepared to answer this Madam and I am not even properly dressed to answer this.

**Temporary Speaker** (Hon. Amran Adan): Hon. Yakub, since you have confessed that you are not dressed well---

**Hon. Yakub Hassan** (Derkhale): Madam Temporary Speaker, I have just found myself that I have not dressed properly sincerely speaking.

**Temporary Speaker** (Hon. Amran Adan): Are you not aware you had a session today?

**Hon. Yakub Hassan** (Derkhale): No! I am aware but I am not aware that---

**Hon. Ahmed Rashid** (Gither): Madam Temporary Speaker, I think the speaker has no ear to hear or eyes to see. I think honorable Yakub is just drawing your attention to avoid responding to the question.

**Temporary Speaker** (Hon. Amran Adan): So, are you saying that honorable Yakub was misleading me?

**Hon. Ahmed Rashid** (Gither): No Madam Temporary Speaker.

**Temporary Speaker** (Hon. Amran Adan): Was he misleading me?

**Hon. Ahmed Rashid** (Gither): Madam Temporary Speaker, I am saying he is drawing your attention so that he is ejected and that is what he wants. So, we want a response from him.

**Temporary Speaker** (Hon. Amran Adan): Is he misleading me? That is the question I am asking.

**Hon. Ahmed Rashid** (Gither): Yes.

**Temporary Speaker** (Hon. Amran Adan): Okay, honorable Yakub, respond please.

**Hon. Yakub Hassan** (Derkhale): Madam Temporary Speaker, on behalf of my committee, I ask for another one week to bring a substantive response to this statement.

Thank you.

**Temporary Speaker** (Hon. Amran Adan): Okay. We proceed, chairman Finance and Economic Planning! Vice chair!

**Hon. Mohamed Rashid Ali** (Kutulo): Madam Temporary Speaker, due to budgetary concern, we did not have time to sit. God willing, we will respond next week.

**Temporary Speaker** (Hon. Amran Adan): Hon. Member, what do you mean due to budgetary concern?

**Hon. Mohamed Rashid Ali** (Kutulo): You know the budget committee was busy. There was only one committee room which was available. So, the Budget Committee has misplaced a lot of Sectoral Committees and we could not sit.

Thank you.

**Temporary Speaker** (Hon. Amran Adan): Hon. Member, it looks like the only room that we had was used by the Budget Committee and the other room we do not know who used it for the last one week. If everybody said that Budget Committee did not sit and you could not sit, who was sitting in the other committee room? Anyway, Hon. Kulow!

**Hon. Kulow Alio** (Rhamu): Thank you, Madam Temporary Speaker. This is a question I asked, as a matter of urgency, on the floor of the House two weeks before we went for recess. Madam Temporary Speaker, my ward is occupied by more than three hundred Internally Displace People (IDP's) and the same IDP's are suffering. I wanted the plight of these people to be covered in the budget.

Madam Temporary Speaker, I am in possession of the document and nothing of such has been covered in the budget and now if the able deputy chair of Finance and Economic Planning is telling us he is going to bring a response in another one week then this statement will be overtaken by event because if the budget is going to be tabled this week or next week, then what is the purpose of the deputy chair bringing a response after the budget has already been tabled? My people are going to suffer for the next one year again just because the deputy chair has slept on his job.

There is no shortage of space for a committee to sit. I had a committee meeting this morning and my room was room one and I had to use room two to do the sitting and most of the

day room two is not actually occupied. There is no excuse that the committee was not able to sit two weeks before and two weeks after recess. This is total negligence by the committee whose chair has never been seen in this Assembly for some time now and the deputy chair was away and he just came yesterday.

Madam Temporary Speaker, we cannot work like this. When an honorable member stands and asks a pertinent question on the floor of the House it is prudent for the Chair or Deputy Chair or even the Committee to take that matter seriously and respond. Otherwise, it is going to affect the lives of the people of my Ward. It is not right at all for the committees not to sit for a whole month or even two months. Why are we in this House? I do not see the reason as to why we are in this House if our statements are to be taken lightly and of no substances. We want to add value to the people of Mandera County through the statements and yet the Chair is telling us that he is going to respond in one or two weeks. I think we are not going to take up this lightly and I am very disappointed with the committee.

**Temporary Speaker** (Hon. Amran Adan): Hon. Kulow, I think the whole House can see how aggrieved you are. Honorable Members, it is my humble advice that each one of us has to take committee business seriously.

When I go through the Order Paper, we do not have any other response. In that regard, I will give each committee chairperson one more week to make sure that they finish the business that they have with their committees. As for now, we proceed to the next Order.

## MOTION

### ADOPTION OF REPORT OF THE COMMITTEE ON SELECTION

**Hon. Abdi Adan** (Neboi): Madam Temporary Speaker, I rise to move the report of the Committee on Selection; -

On behalf of the members of the Committee on Selection and pursuant to the provisions of Standing Order No. 155 (1) (2) and 156 (1), it is my pleasure and duty to present the report of the County Assembly's Committee on Selection.

The Committee on Selection is one of the committees to designate members to serve in committee except for the membership of County Assembly Business and Committee on Appointments pursuant to the provision of Standing Order No. 155 (2).

Standing Order No. 156 (1) requires that; -

“Unless otherwise provided by any written law or these Standing Orders, the Committee on Selection shall, in consultation with the County Assembly parties, nominate members who shall serve on a select committee”.

Standing Order No. 157 requires the Committee on Selection to ensure that the membership of each committee reflects the relative majorities of the seats held by each county assembly party in the County Assembly.

Composition of the Selection Committee is there Madam Temporary Speaker.

On 11<sup>th</sup> September, 2020 the Committee on Selection received communication from the Jubilee Party through its Deputy Minority Party Whip with regard to resolution of the Party of replacement of a member to the Committee on Budget and Appropriations following discharge of honorable Yussuf Maalim Dakane from the committee.

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The Party through a resolution of the letter dated 19<sup>th</sup> August, 2020 nominated honorable Abdirashid Maalim Osman to serve in the Budget and Appropriations Committee. Similarly, the Jubilee Party filled the vacant positions in Finance and Economic Planning and Public Service, Conflict Management, Cohesion, Integration and Devolved Units

The Committee occasioned by the discharge of one honorable Abdirashid Maalim Osman and honorable Ahmed Gabnan Ali from Finance and Economic Planning and Public Service, Conflict Management, Cohesion, Integration and Devolved Units respectively on 10<sup>th</sup> March, 2020, the Party nominated honorable Abdirashid Maalim Osman to Public Service Committee and Ahmed Gabnan Ali to Finance and Economic Planning Committee.

Madam Temporary Speaker that is majorly what the report entails. It is just the Party recommendation following the resolution of the Jubilee Party and in compliance with the provision of Standing Orders No. 156 (1) and (2) and 157 the Committee on Selection recommends that the County Assembly approves the nomination of honorable Abdirashid Maalim Osman to serve in the Budget and Appropriations Committee and Public Service Committee and Hon. Ahmed Gabnan Ali to serve in Finance and Economic Planning Committee.

Madam Temporary Speaker, attached are the copies of the minutes and the resolution of the Jubilee Party and communication from the party whip to the office of the Clerk. These committees have been having quorum hitches and so by placing these members we are going to solve some of those problems.

We have settled the issue of Jubilee and NARC-KENYA Parties by filing the vacant positions that was occasioned by the discharge of the NARC-KENYA member.

I urge the House to approve the report.

I would request Hon. Minority Leader to second the report.

Thank you.

**Hon. Jimale Abdi** (Guba): Thank you, Madam Temporary Speaker. I rise to second the Motion. The placement of these members to various committees was long overdue. You can recall the way Hon. Member for Rhamu was agitating for his statement to be responded to. One of the issues that led to the delay in responding to the statement was quorum hitches in the Finance Committee. That is why we requested the Office of the Clerk to facilitate the sitting of the Selection Committees so that they place members in those committees.

Secondly, as Jubilee party we had one slot which was initially held by Nark-Kenya. We asked for our slot in the Budget and Appropriations Committee. Madam Temporary Speaker, as you have heard from the chair of the Select Committee who happens to be the Majority Leader that that is the position of Jubilee Party.

I take this opportunity to thank the Committee on Selection. I request the Hon. House to pass the report of the Selection Committee.

Thank you, Madam Temporary Speaker.

*(Question proposed)*

**Temporary Speaker** (Hon. Amran Adan): Hon. Members, the floor is open for debate. Hon. Wariyo!

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**Hon. Ibrahim Ali Wariyo** (Shimbir-Fatuma): Thank you, Madam Temporary Speaker. I stand to support the report of the Selection Committee that is before the House today. We are in the third year of the Second Assembly and by that some of the rearrangements done by Jubilee carries its own wisdom and that is the true position of the party as has been alluded to by the party leader for Jubilee.

I request you to put the question because this matter has been discussed thoroughly before.

Thank you.

**Temporary Speaker** (Hon. Amran Adan): Reading the mood of the House, I will now put the question.

*(Question put and agreed to)*

#### ADJOURNMENT

**Temporary Speaker** (Hon. Amran Adan): Hon. Members, having exhausted the order of the day, the House is now adjourned to Tuesday 22<sup>nd</sup> September, 2020 at 2.30 pm.