

COUNTY ASSEMBLY

HANSARD REPORT

Wednesday, 26th April 2023

The House met at 2.30PM

*[The Speaker,
(Hon. (Mr.) Edin Wario) in the Chair]*

PRAYERS

MOTION

PROCEDURAL MOTION

Hon. Bernard Leakono (Majority Leader): Thank you Mr. Speaker. Pursuant to the provisions of the Standing Order 118 (1), I request this County Assembly to allow the business appearing as Order No. 9 and 10 be taken at the same sitting of Wednesday 26th April, 2023 at 2.30 P.M.

(Secoded by Hon Mohammed Issack)

(Question proposed)

(Question put and agreed to)

BILLS

(Then)

COMMITTEE OF THE WHOLE HOUSE

(Order for Committee read)

[The Speaker (Hon. Edin Wario) left the Chair]

IN THE COMMITTEE

[The Chair (Hon. (Mr. Joseph Leruk)) took the Chair]

THE MARSABIT COUNTY FINANCE BILL, 2022

Hon Daud Tamasot Arakhole: Mr Speaker, we tabled the report yesterday and today we are the stage of the Committee of the whole House which will be chaired by the Deputy Speaker.

Chairman: Order Members, Order...! now considering the Marsabit County Finance Bill, 2022.

{Read by the Clerk at the Table}

CLAUSES WITHOUT AMENDMENTS

Clause 3, Clause 4, Clause 5, Clause 6, Clause 7, Clause 8, Clause 9, Clause 10, Clause 11, Clause 12, Clause 13, Clause 14, Clause 15, Clause 16, Clause 17, Clause 18, Clause 19, Clause 20, Clause 21, Clause 22, Clause 23, Clause 24, Clause 25, Clause 26, Clause 27, Clause 28, Clause 29, Clause 30, Clause 31, Clause 32, Clause 33, Clause 34, Clause 35 and Clause 36.

(Question proposed)

(Question put and agreed to)

SCHEDULES WITHOUT AMENDMENTS

Schedule 5, 7 and 8.

(Question proposed)

(Question put and agreed to)

PROPOSED AMENDMENTS TO THE FIRST SCHEDULE PART 1

{Part 1 (a), (b), (c), (d), (e), (f) and (g) no proposed amendments}

(Question proposed)

(Question put and agreed to)

{PART 1 (A), (B), (C): PROPOSED AMENDMENTS BY THE CHAIR, BUDGET COMMITTEE.

Hon. Daud Tamasot Arakhole: Part 1, General Charges: Mr Speaker, that 2 (a) of the first schedule be amended with fourth column by deleting Kenyan Shillings eight thousand (8,000) and thereof substituting it with five thousand (5,000).

That 2 (b) of the First Schedule be amended in fourth column by deleting Kenyan Shillings three thousand five hundred (3,500) and thereof substituting it with two thousand (2,000).

That Paragraph 2 (c) of the First Schedule be amended in fourth column by deleting Kenyan Shillings twenty thousand (20,000) and thereof substituting it with eighteen thousand (18,000).

(Question proposed)

(Question put and agreed to)

PART 2 (1) (A), (B), (E), (N), (M), (O), (P), (Q), (R), (S), (U), (V), (W), (X), (Y), (Z). (AA), (BB), (CC),(DD).

{NO PROPOSED AMENDMENTS}

(Question proposed)

(Question put and agreed to)

PART 2 (1) (C), (D), (F), (G), (H), (I), (J), (K), (L), (T).

{PROPOSED AMENDMENTS}

Hon. Daud Tamasot Arakhole: Paragraph 1 (c) of the first schedule be amended in fifth column by deleting Kenyan shilling ten thousand (10,000) and thereof substituting with five thousand shillings (5,000).

Paragraph 1 (d) of the first schedule be amended in fifth column by deleting Kenyan shilling fivethousand (5,000) and thereof substituting with three thousand five hundred shillings (3,500).

Paragraph 1 (f) of the first schedule be amended in fifth column by deleting Kenyan shilling five thousand (5,000) and thereof substituting with two thousand five hundred shillings (2,500).

Paragraph 1 (g) of the first schedule be amended in fifth column by deleting Kenyan shilling five thousand (5,000) and thereof substituting with three thousand shillings (3,000).

Paragraph 1 (h) of the first schedule be amended in fifth column by deleting Kenyan shilling five thousand (5,000) and thereof substituting with two thousand five hundred shillings (2,500).

Paragraph 1 (l) of the first schedule be amended in fifth column by deleting Kenyan shilling four thousand (4,000) and thereof substituting with three thousand (3,000).

Paragraph 1 (j) of the first schedule be amended in fifth column by deleting Kenyan shilling four thousand (4,000) and thereof substituting with two thousand (2,000). 19:04

Paragraph 1 (a) on the first schedule be amended in the 5th column by deleting 17000.....(*inaudible*)

Chairman: Honourable Members, I now propose the question that part 3 (1), a, c, d, 2, a, b, c, d, e be part of the Bill.

Honourable Members, I put the question that part 3 (1), a, c, d, 2, a, b, c, d, e be part of the Bill.

(Question proposed)

(Question put and agreed to)

I propose that the first schedule part 3 1b, be part of the Bill as amended as proposed.

I now put the question that the first schedule part 3 1b, be part of the Bill as amended as proposed.

(Question proposed)

(Question put and agreed to)

Honourable members, I propose the question that part 4 be part of the Bill.

Honourable members, I now put the question that part 4 be part of the Bill.

(Question proposed)

(Question put and agreed to)

(Loud consultations)

Honourable Members, I propose the question that part 5 be part of the Bill.

Honourable members, I put the question that part 5 be part of the Bill.

(Question proposed)

(Question put and agreed to)

Honourable members, I propose the question that part 6 be part of the Bill.

Honourable members, I put the question that part 6 be part of the Bill.

(Question proposed)

(Question put and agreed to)

Honourable members, I propose the question that part 7 be part of the Bill.

Honourable members, I put the question that part 7 be part of the Bill.

(Question proposed)

(Question put and agreed to)

Hon. Daud Tamasot Arakhole: That part 8(a) be amended by deleting Kshs 4000 and there of substituting it with 9000. Part 8(b) be amended by deleting Kshs 9000 and thereof substituting it with 7000. Part 8(c) be amended by deleting Kshs 10,000 and thereof substituting it with 9000. Part 8(9) be amended by deleting Kshs 200 and thereof substituting it with 120.

Chairman: Honourable Members, I propose the question that the First Schedules part on fish movement charges be amended as proposed.

Honourable Members, I put the question that the first schedules part a on fish movement charges a, b, c, d be amended as proposed.

(Question proposed)

(Question put and agreed to)

Chairman: Honourable Members, I propose the question that part a of the First Schedule on license charges a, c, d, e, fish movement charges b, d, f be part of the Bill.

Honourable Members, I put the question that part a of the First Schedule on license charges a, c, d, e, fish movement charges b, d, f be part of the Bill.

(Question proposed)

(Question put and agreed to)

I now propose the question that First Schedule part 9 be part of the Bill.

I now put the question that first schedule part 9 be part of the Bill.

(Question proposed)

(Question put and agreed to)

Honourable Members, I propose the question that Second Schedule part 1 be part of the Bill.

Honourable members, I put the question that Second Schedule part 1 be part of the Bill.

(Question proposed)

(Question put and agreed to)

Hon. Daud Tamasot Arakhole: Mr. Chair, this is the Second Schedule part 2 as read by the Clerk and in our report, can I read all of them because they go up to 409?

100, 102, 105, 110, 115, 120, 125, 126, 128, 130, 135, 140, 145, 150, 155, then 305, 310, 315, 312, 320, 325, 330, 331, 332, 333, 334, 335, 351, 352, 355, 376, 378, 390, 480, 495, 499 be amended as in the report.

Chairman: Honourable Members, I propose the question that the Second Schedule part 2, clause 100, 102, 105, 110, 115, 120, 125, 126, 128, 130, 135, 140, 145, 150, 155, then 305, 310, 315, 312, 320, 325, 330, 331, 332, 333, 334, 335, 351, 352, 355, 376, 378, 390, 480, 495, 499 be amended as proposed.

Honourable Members, I put the question that the second schedule part 2, clause 100, 102, 105, 110, 115, 120, 125, 126, 128, 130, 135, 140, 145, 150, 155, then 305, 310, 315, 312, 320, 325, 330, 331, 332, 333, 334, 335, 351, 352, 355, 376, 378, 390, 480, 495, 499 be amended as proposed.

(Question proposed)

(Question put and agreed to)

Honourable Members, I propose the question that the Second schedule part 2 clause 300, 348, 350, 355, 360, 365, 370, 375, 380, 385, 395,396, 397, 398, 400, 405, 410, 415, 420, 425, 430, 435, 440, 445, 450, 455, 460, 465, 470, 475, 485, 490, 496, 497, 498, 500, 600 be part of the Bill.

(Question proposed)

(Question put and agreed to)

Second Schedule Part III be part of the Bill

(Question proposed)

(Question put and agreed to)

Second Schedule Part IV be part of the Bill

(Question proposed)

(Question put and agreed to)

Third Schedule Part I be part of the Bill

(Question proposed)

(Question put and agreed to)

Third Schedule Part II Paragraph (a), (c), (d), (e) and 1 (a), (b), (c), (d) be part of the Bill

(Question proposed)

(Question put and agreed to)

Third Schedule Part II Paragraph (b) be amended as proposed and be part of the Bill

(Question proposed)

(Question put and agreed to)

Fourth Schedule Part I Paragraph 1, 2, 3, 4, 5, 6,7and 8 (a), (b), (c), (d), (e) and 9 be part of the Bill

(Question proposed)

(Question put and agreed to)

Fourth Schedule Part I Paragraph 8 (e) be amended as proposed and be part of the Bill

(Question proposed)

(Question put and agreed to)

Fourth Schedule Part II be part of the Bill

(Question proposed)

(Question put and agreed to)

Fourth Schedule Part III be part of the Bill

(Question proposed)

(Question put and agreed to)

Fifth Schedule be part of the Bill

(Question proposed)

(Question put and agreed to)

Sixth Schedule Part I (a), (b), and 3(e) be part of the Bill

(Question proposed)

(Question put and agreed to)

Sixth Schedule Part I 2 (a), 3 (a), (b), (c), (d), (f) and 4(a), (b), (c), (d), (e) be amended as proposed and be part of the Bill

(Question proposed)

(Question put and agreed to)

Sixth Schedule Part II 6 (a), (b), (c) and 19(a), (b), be part of the Bill

(Question proposed)

(Question put and agreed to)

Sixth Schedule Part II 6 (c), (f) and 18 be part of the Bill

(Question proposed)

(Question put and agreed to)

Seventh Schedule be part of the Bill

(Question proposed)

(Question put and agreed to)

Eighth Schedule be part of the Bill

(Question proposed)

(Question put and agreed to)

Ninth Schedule Part I Paragraph 2(c) be amended as proposed and be part of the Bill

(Question proposed)

(Question put and agreed to)

Chairman: Hon. Members I propose the question that the 7th schedule be part of the Bill.

(Question proposed)

(Question put and agreed to)

Hon. Members, I propose the question that the 8th schedule be part of the Bill.

(Question proposed)

(Question put and agreed to)

Hon. Daud Tamasot Arakhole: Part one paragraph 2 of 9th schedule be amended by producing a new paragraph immediately after paragraph 2 (b) to provide as follows mineral sales per tonne 3,000 so we have amended it to read 2 (c)

Chairman: Hon. Members, I propose the question that the 9th schedule be amended as proposed.

(Question proposed)

(Question put and agreed to)

Chairman: Hon. Members, I propose the question that the 9th Schedule Part 2 be part of the Bill.

(Question proposed)

(Question put and agreed to)

Chairman: Hon. Members, I propose the question that the 9th Schedule Clause 2 Part be of the Bill.

(Question proposed)

(Question put and agreed to)

Chairman: Hon. Members, I propose the question that the title be part of the Bill.

(Question proposed)

(Question put and agreed to)

Chairman: Hon. Members, I propose the question that the Clause 1 be part of the Bill.

(Question proposed)

(Question put and agreed to)

(Loud consultations)

[The Chair (Hon. (Mr. Joseph Leruk)) left the Chair]

The Speaker (Hon. Edin Wario) took the Chair]

Hon. Joseph Admen Leruk: Hon. Speaker, I wish to report that the Committee of the Whole House has considered the Marsabit County Finance Bill, 2022 and approve as the same with the amendment.

Hon. Daud Tamasot Arakhole: Thank you Chair I beg to move that the House agree with the Committee in the said report.

(Loud consultations)

(Question proposed)

(Question put and agreed to)

Hon. Speaker: Next order!

Third reading(s)

MARSABIT COUNTY FINANCE BILL, 2022

Hon. Daud Tamasot Arakhole: Mr. Speaker, I beg to move that the Marsabit Finance Bill, 2022 be now read a Third Time.

(Seconded by hon. Mohamed)

Hon. Speaker: Hon. Members, I now propose the question that the Marsabit County Finance Bill 2022 be now read as Third Time.

Hon. Daud Tamasot Arakhole: Mr. Speaker, I beg to reply the Hon. Members of this House and yourself Mr. Speaker and Office of the Clerk. We as the Committee as I table the report yesterday, we have consulted with several stakeholders in different areas and having said that, the Members of this House also gave us their contribution, their way forward and I beg this Hon. House to agree and adopt the report of Committee with the amendment.

Mr. Speaker, mine is just to say thank you to the House for supporting the report by the Committee. Thank you.

Hon Daniela Lenatiyama: Thank you Chair budget I just want to give my small recommendation. Chair Budget, next time this big deficit and coming with big document like this and then allow us to amend in 30 minutes, although that is what the law says but very sad because by the time I was rushing to *Mheshimiwa* there-because I was checking on fisheries, there are just there with the amendment paper they were reading and we don't have that paper. We don't have the real amendment paper. Members were just floating, I was even asking the Deputy Clerk why it is..... *(inaudible)* and we are talking about this a lot of times.

(Hon. Tura stood in his place)

(Laughter)

(Hon. Danila interjects)

Hon. Speaker: Hon. Members the floor is open for the debate.

Hon. Musa Emojo: Thank you Mr. Speaker, just a point of correction to my Hon. Member that the Chair of this Committee did a very noble task, the report was availed to the Members yesterday and Mheshimiwa Danila, that copy yesterday she asked; the report with amendment she had it in her office and a she should have brought it here as she follow up on the matter and I know she never complained yesterday because she had the same copy. I don't know why she is contradicting herself today! So, it is out of good will and we really support the bill. Thank you

Hon. Speaker: Thank you Hon. Members having known....(*inaudible*)

(Question proposed)

(Question put and agreed to)

Having no any other business the House is adjourned until 2:30 pm

(The Assembly rose at 3:50PM)