



**REPUBLIC OF KENYA**

**COUNTY ASSEMBLY OF NAKURU**

**FIRST ASSEMBLY – (SECOND SESSION)**

**ORDERS OF THE DAY**

**TUESDAY, NOVEMBER 18, 2014 AT 2.30 P.M.**

**PRAYERS**

1. Administration of Oath
2. Communication from the Chair
3. Messages
4. Petitions
5. Papers
6. Notices of Motion
7. Statements
8. \* COMMITTEE OF THE WHOLE HOUSE

The Nakuru County Village Delineation Bill, 2014

(Hon. Stephen Kuria)

*(By leave of the House)*

# NOTICES

## THE NAKURU COUNTY VILLAGE DELINEATION BILL, 2014

Notice is given that the Chairperson of the Committee on Lands, Housing and Physical Planning (Hon. Jonathan Warothe) intends to move the following amendments to The Nakuru County Village Delineation Bill, 2014 at the Committee Stage:

### PART 1-PRELIMINARY

#### CLAUSE 2

An amendment by introducing interpretation to the following words:

“**Council**” means the village council as established in section 53(1) of CGA.

“**Elder**” means a member of the village council apart from the village administrator.

“**County Executive Member**” means the County Executive Member responsible for matters relating to decentralized units in the county or public service.

#### NEW CLAUSES

##### **Clause 5(3)**

Each village unit referred to in section 5(1) shall comprise a village council comprising the village administrator and 3-5 village elders in accordance with the County Government Act.

##### **Clause 6 Functions of Village Council**

6(1) The qualifications for village elder shall be as provided by the County Government Act section 53(3).

(2) An elder shall enter into a three year contract with the county government which may be renewed not more than twice.

(3) Functions of village council shall be as provided by the county government act.

(4) The village council shall not have powers to do the following:

- i. Hear and decide any matters of a criminal nature
- ii. Hear any matter to which both parties have not admitted jurisdiction.
- iii. Hear and decide any matter that by law should be resolved in the High Court, Court of Appeal, Supreme Court, Industrial Court, Environment and Lands Court.
- iv. Hear any matter where one or more parties involve a corporate body.

- v. Collect or receive any revenue on behalf of the county government unless specifically authorized to do so by law.
- vi. Resolve any matter with the pecuniary value of not more than Kenya Shillings one hundred and fifty thousand (Kshs. 150,000)

(5) In carrying out its functions as stipulated by the county government act, the village council shall have authority to;

- a) Exercise such authority as will lawfully enable it to execute its mandate.
- b) Authority to monitor the implementation of projects of the county government and report to the ward administrator.
- c) Authority to cooperate with other agencies within the village for the good of the residents and the advancement of development projects within the village unit.
- d) The council shall hold Public Barazas for the purpose of relaying information, civic education and ensuring public participation in governance.

**Clause 7    Removal of Elders from the Village Council**

An elder may be removed from office in the following circumstances:

- i. Where an elder resigns from office by writing a letter to the Member of the Executive Committee.
- ii. Where an elder is found to have committed a crime carrying a sentence of more than 6 months.
- iii. Where an elder absents himself from more than 5 meetings without lawful cause.
- iv. Where an elder conducts himself in a manner that is inconsistent with the requirements of its office.
- v. Where the contract of service comes to an end and it's not renewed.

**Clause 8    Dissolution and Merging of a Village Unit**

- (1) If in the opinion of the County Executive Committee Member, a village unit is not viable in terms of its size or for any other lawful reason, or, upon the request of members of a particular village; the County Executive Committee Member may initiate the process of dissolving a village unit or merging two or more units.

Provided ;

Nothing in this section bars a Member of County Assembly from initiating this process concerning a village within the members' area of representation.

- (2) The member of county executive committee shall table before the county assembly a report detailing the Village Units that are to be dissolved or merged and the reasons for this
- (3) The county assembly may dissolve or merge Village Units if it satisfied that;
  - a) It is no longer economically viable for such a Village Unit to remain in existence.
  - b) The population of the village has become too little.
  - c) The population of the overwhelming majority of the residents that the Village be dissolved or merged with another.
  - d) There was exhaustive public participation and civic education in the Villages in question
  - e) Dissolving or merging such a village with another will improve the general well-being of the residents.

**SCHEDULE**

An amendment by **deleting** the entire **schedule** and **inserting** thereat the following new schedule for village units of the County of Nakuru.

<b>Constituency Assembly Ward Name</b>	<b>Constituency name</b>	<b>Ward population</b>	<b>Constituency population</b>	<b>Ward area in sq.km</b>	<b>Village Description</b>	<b>Units</b>
	<b>Molo</b>		<b>124,438</b>			
Mariashoni		12,454		245.70	Mariashoni and Ndosua villages	
Elburgon		43,438		97.09	Arimi, Elburgon and Mutamaiyu villages	
Turi		25,448		77.80	Turi ,Chandera and Kiambiriria villages	
Molo		43,0908		58.20	Molo,Matumaini and Sachangwan villages	
	<b>Njoro</b>		<b>184,859</b>			
Mau Narok		35,429		159.30	Likia,Kianjoya and Mwisho wa Lami villages	
Mauche		34,044		184.50	Teret ,Mauche and Tuiyotich villages.	
Kihingo		26,607		97.64	Kihingo ,Subuku and Lusiru villages	
Nessuit		13,488		75.20	Sigotik and Nessuit villages.	
Lare		17,862		72.20	Bagaria and Lare villages	
Njoro		57,429		124.46	Mukungugu ,Njoro and Piave villages	
	<b>Naivasha</b>		<b>224,141</b>			
Biashara		15,692		64.00	Kinamba and Gituru villages	
Hellsgate		39,209		91.20	Karagita,Mirera and Nyamamithi villages	
Lakeview		20,082		16.60	Kayole and Kihoto villages	
Mai Mahiu		29,796		544.00	Longonot ,Kijabe and Satelite villages	
Maiella		27,528		427.80	Maiella, Muidabi and Ndabibi villages	

Olkaria		25,437		345.50	Olomayana,Kamere and Kasarani
Naivasha East		20,884		90.90	Munyo and Maraingishu villages
Viwandani		45,513		105.80	Kabati ,Site and Kanjo Villages
	<b>Gilgil</b>		<b>152,102</b>		
Gilgil		47,603		84.30	Kikopey,Site and Syndicate villages
Elementaita		27,504		213.10	Elementaitanorth, Elementaita Central and Elementaita South villages
Mbaruk/Eburu		33,395		621.00	Mbaruk, Kongasis and Eburu villages
Malewa West		21,915		274.10	Gatamaiyu, Karati and Tarabete villages
Murindat		21,685		155.90	Karunga, Langalanga and Gitare villages
	<b>Kuresoi South</b>		<b>115,435</b>		
Amalo		21,086		87.60	Amalo North, Amalo central and Amalo South villages
Keringet		33,549		174.56	Kapsembeywa,Chebara and Keringet villages
Kiptagich		26,193		114.00	Cheptwech ,Emitik and Kiptagichi villages
Tinet		34,607		196.14	Chemaner ,Tinet and Kapnanda villages
	<b>Kuresoi North</b>		<b>124,050</b>		
Kiptororo		37,590		241.60	Kipkewa, Kiptororo and Tulwet villages
Nyota		39,455		174.20	Mkulima ,Nyota and Tamnyota villages
Sirikwa		17,042		63.40	Sirikwa and Setkotes villages
Kamara		29,963		80.50	Mau Summit ,Kamara and Koige villages
	<b>Subukia</b>		<b>94,478</b>		
Subukia		32,242		89.11	Subukia town,Subukia East and Subukia West villages

Waseges		27,345		172.70	Wamwira,Ollomanyata Subukia central villages
Kabazi		34,891		128.90	Upper solai ,Ndongere and Kabazi villages
	<b>Rongai</b>		<b>130,132</b>		
Menengai west		27,881		118.70	Mang'u,Kiamunyi and Ol-lorongai villages
Soin		24,969		292.50	Koyumtich, Moloksoin and Majani Mingi villages
Visoi		31,368		204.90	Kandutura,Lengenet and Gicheha villages
Mosop		27,047		197.20	Ngata,Ogilgei and Boror villages
Solai		18,867		235.80	Set Kobor ,Arus and Kamosop villages
	<b>Bahati</b>		<b>144,266</b>		
Dundori		24,316		54.90	Dundori, Mugwathi and Githioro villages
Kabatini		29,629		62.10	Kabatini ,Wendo and Mwaki Mugi villages
Kiamaina		31,345		52.10	Kiamaina,Rorei village and Workers villages
Lanet/Umoja		28,011		50.20	Mereroni, Murunyu and Kiamunyeki villages
Bahati		30,965		156.10	Bahati, Mutukanio and Wanyororo villages
	<b>Nakuru Town West</b>		<b>157,167</b>		
Barut		6,781		195.50	Parkview and Barut Villages
London		23,583		20.90	London and Bangladesh villages
Kaptembwo		70,352		5.10	Rhoda,Kaptembwo central and Kaptembwo west villages
Kapkures		8,956		26.00	Kapkures and Ingobor Villages
Rhoda		24,596		1.10	Sewage and Kanja square villages
Shabaab		17,989		2.40	Shabaab and Githima villages
	<b>Nakuru Town East</b>		<b>157,916</b>		
Biashara		35,916		19.60	Biashara ,Bondeni and Free-hold villages

Kivumbini		20,574		25.90	Green-view and Kaloleni villages
Flamingo		32,356		2.60	Kimathi , Parkview and Race-course villages
Menengai		32,926		23.30	Kiratina, Teachers and Mountain view villages
Nakuru East		35,916		23.30	Free Area, Mashini and Mwariki villages

**CHANGE IN NUMBERING OF CLAUSES BECAUSE OF NEW CLAUSES**

Clause 6 becomes Clause 9

Clause 7 becomes clause 10

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**\* Denotes Orders of the Day**

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