

COUNTY ASSEMBLY OF NAKURU**THE HANSARD****Wednesday, 24th January, 2018****SPECIAL SITTING***Assembly Building**The House met at 2.40pm**[The Speaker (Hon. Joel Kairu) in the chair]***PRAYERS****COMMUNICATION FROM THE CHAIR**

INVITATION TO ATTEND ATHLETIC KENYA CROSS COUNTRY CHAMPIONSHIP

The Speaker (Hon. Joel Kairu): I have an invitation from Athletics Kenya Nakuru County Branch. We are all invited to attend South Rift Regional Athletic Kenya Cross County Championship to be held in Naivasha Stadium on 27th January 2018 from 8.30am. Five other Counties will participate, that is Narok, Bomet, Kericho, Laikipia and Kajiado. You are all welcome.

(Then)

THE COMMITTEE OF THE WHOLE

*(Order of the Committee read)**[The Speaker (Hon. Joel Kairu) left the Chair]***IN THE COMMITTEE***[The Chairperson (Hon. Samuel Tonui) took the Chair]*

The Chairperson (Hon. Samuel Tonui): Order! Get seated please. Everybody get seated! Honourable Members, this is the Committee of the Whole House. You remember during the morning session the Bill was tabled. We will go Clause by Clause to see if there are any amendments, if none we proceed as stated by the Standing Orders.

Clause 1

THAT Clause 1 be amended by deleting the citation “Nakuru County Ward Development Fund and Act 2014” and substituting therefor the citation “Nakuru County Revenue Allocation Bill 2014.

*(Question on amendment proposed)**(Question that Clause 1 as amended be part of the Bill put and agreed to)*

Clause 2

THAT Clause 2 be amended by deleting the following interpretations;

- i. County Management Committee means Nakuru County Ward Development Fund Management established by Section 5.
- ii. Fund means the Nakuru County Ward Development Fund Management established by Section 4.
- iii. Officer administrating the fund means the person appointed as such under Section 8.
- iv. Officer of the fund means the officer seconded by the County Management Committee to the ward under Section 9.
- v. Ward Development Fund Committee means the Committee established under Section 33.
- vi. Ward Fund Account means the account maintained for every ward in accordance with Section 16.

(Question proposed)

(Question that Clause 2 as amended be part of the Bill put and agreed to)

Clause 3

(Question that Clause 3 be part of the Bill proposed)

(Question that Clause 3 be part of the Bill put and agreed to)

Clause 4

THAT Clause 4 be amended by deleting the entire Clause and substituting thereof as follows;

4 (1), there is established a budget allocation to be known as the Nakuru County Revenue Allocation Bill 2014 which shall consist of;

4 (2), an amount of not less than 25 percent of equitable shares and County own local collection revenues.

4 (3), the amount referred to in section (2); that is 4 (2) shall be calculated on the basis of the most recent audited accounts of revenue received and shall exclude the facility improvement fund.

4 (4), all receipts, savings and accruals and the balance at the end of each Financial Year shall be retained for the purpose of which it is established.

4 (5), the amount referred to in the sub section above shall be administered by the County Treasury.

(Question proposed)

(Question that Clause 4 as amended be part of the Bill put and agreed to)

Clause 5

THAT Clause 4 be amended by deleting the entire Clause and substituting thereof as follows;

An accurate record of all payments meant for projects in every ward shall be kept and updated every month by the County Treasury.

(Question proposed)

(Question that Clause 5 as amended be part of the Bill put and agreed to)

Clause 6 to 18

THAT Clauses 6 to 18 be deleted from the Bill.

(Question proposed)

(Question that Clauses 6 to 18 be deleted from the Bill put and agreed to)

Clause 19

- (i) THAT Clause 19 (1) be amended by inserting the words “emanating from public participation forum” after the word projects and by deleting the words “Chairperson of the Ward Fund Development Committee” and substituting thereof with the words “Ward Administrator” and further deleting the word “County Management Committee and Ward Development Committee for that ward” and substituting thereof the word “County Executive Member and sub County Administrator” in the right sequence.
- (ii) THAT Clause 19 (2) be amended by deleting the words “County Management Committee” and substituting thereof with the words “the County Executive Member” further amend by deleting the words “to it” appearing before the words submitted.
- (iii) THAT Clause 19 in amended by inserting sub Clause 19 (3) to read thus; “the functions of the County Executive Member shall be; (a) ensure allocation and disbursement of funds in every ward. (b) Receive and discuss the annual reports returns from the wards (c) ensure the compilation of proper records, returns and reports from the wards. (d) Ensure timely submissions to County Assembly of various returns, reports and information as required under this Act. (e) Consider project proposals submitted for various wards in accordance with Act and make proper recommendations to the County Assembly. (f) Continually review, oversee the implementation policy framework and legislative matters that may arise in relation to the ward projects. (g) Perform such other functions as may be provided for in this Act.

(Question proposed)

(Question that Clause 19 as amended be part of the Bill put and agreed to)

THAT Clause 20 (1) be amended by deleting the words “County Management Committee” and substituting thereof with the words “County Treasury”.

(ii) THAT Clause 20 (2) be deleted and substituted thereof with the words “project proposals submitted for various wards in accordance with the Act should be included in the County Fiscal Strategy Paper of a particular year”.

(Question proposed)

(Question that Clause 20 as amended be part of the Bill put and agreed to)

Clause 21

- i) THAT Clause 21 is amended by inserting the “Clause 21 (1) each unit of a ward shall come up with proposals, discuss them, select and prioritise a list of projects to be submitted to the Executive Member”.
- ii) THAT Clause 21 (1) be amended by deleting the words “accompanied by minutes of the Ward Development Fund Committee approving the projects” appearing after the words Acts.

(Question proposed)

(Question that Clause 21 as amended be part of the Bill put and agreed to)

Clause 22

THAT Clause 22 be part of the Bill

(Question that Clause 22 be part of the Bill proposed)

(Question that Clause 22 be part of the Bill put and agreed to)

Clause 23

- i) THAT Clause 23 (1) be deleted from the Bill
- ii) THAT Clause 23 (2) be amended by deleting the words “County Management Committee” and substituting thereof the words “County Executive Member”
- iii) THAT Clause 23 (3) be deleted from the Bill

(Question proposed)

(Question that Clause 23 as amended be part of the Bill put and agreed to)

Clause 24

- (i) THAT Clause 24 be amended by deleting the entire Clause and substituting thereof the Clause “the allocation of funds to various projects in each ward is the responsibility of the Ward Administrator in consultation with the area MCA and the public”.

(Question proposed)

(Question that Clause 24 as amended be part of the Bill put and agreed to)

Clause 25

- (i) THAT Clause be amended 25 by deleting the entire Clause and substituting thereof the following words to read as follows; 25 (1) “The Member of the County Executive Committee with the concurrence of the County Assembly shall for each Financial Year allocate funds to each ward in accordance with Section 15.

- (ii) Once funds are allocated for a particular project, they shall remain located for that particular project and may only be re-allocated for any other purpose during the Financial Year in accordance to Section 154 of the Public Finance Management Act 2012.
- (iii) If for any reason a particular project is cancelled or discontinued during the Financial Year, funds allocated for such a project shall be retained for the purpose it was established.
- (iv) Unspent funds shall be allocated to any eligible project and such projects may be new or ongoing at the end of the Financial Year.
- (v) A return as set out in the Second Schedule shall be made for the current Financial Year and every previous Financial Year on which some funds remain unspent.

(Question on proposed)

(Question that Clause 25 as amended be part of the Bill put and agreed to)

Clause 26

- (i) THAT Clause 26 be amended by inserting the words “by a criteria that incorporates proportion of population, basic equal share and land area as set out in the Schedule” immediately after determined and deleting the words “in proportion to the population”.
- (ii) Insert Clause 2 subject Clause 26 (1) above, the following ways shall apply to the above mentioned parameters; population 30 percent, equal share 60 percent and land area 10 percent.
- (iii) Insert Clause 26 (3) subject to Clause 26 (2) above. The parameters will be updated after every census or economic survey by the Kenya National Bureau of Statistics to reflect changes in the ward demographic variables.

(Question proposed)

(Question that Clause 26 as amended be part of the Bill put and agreed to)

Clause 27

Hon Joel Maina:

- i. That Clause 27(2) be amended by deleting the words “ward development fund committee” and substituting thereof the word “ward administrators”
- ii. That clause 27(3) be amended by deleting the words “development fund committee” appearing immediately after the word “ward”
- iii. That Clause 27 be amended by inserting a new clause immediately after clause 5 to read thus
- iv. Clause 27(5) “subject to section 27 above the following allocation may be used as follows-
 - a) An amount not exceeding three percent may be used for sports at the ward level,
 - b) An amount not exceeding three percent may be used for disability;
 - c) An amount not exceeding seven percent may be used for bursary.

(Question proposed)

(Question that Clause 27 as amended be part of the Bill put and agreed to)

Clause 28

Hon Joel Maina: There is an amendment to Clause 28 as follows-

That Clause 28(5) (6) (7) be amended by deleting

That Clause 28(8) be amended by deleting the entire clause and substituted thereof with the following clause

28(8) the allocation may be used as follows

- a) Education sector- development of social halls, early childhood development, youth empowerment centers, home craft and village polytechnics
- b) Health-construction and equipment of health facilities at county level
- c) Agriculture, livestock and fisheries development
- d) Trade, markets and cooperatives development
- e) Road infrastructures and street lighting
- f) Water infrastructures and climate mitigation
- g) Ward administration infrastructure
- h) sports, people living with disability and bursary
- i) Refuse removal, refuse dumps and solid waste disposal

Majority Leader (Hon. Stanley Karanja): Let us have a look at the health part, let us amend to read –construction and equipment of health facilities at ward level, thank you.

Chairperson (Hon. Samuel Tonui): I think the Chairperson should explain that part the honorable Member cited up there,

Hon. Joel Maina: when we meant the county level, we were seeing a situation like Kenyatta National Referral Hospital, then Nakuru County Referral Hospital will be a national referral hospital and we are not expecting the resources from this county to be used in a national facility like the Nakuru County Referral Hospital because it is a national facility.

Chairperson (Hon. Samuel Tonui): Leader of Majority are you satisfied?

Majority Leader (Hon. Stanley Karanja): I wanted Members to interrogate further because this is a ward kitty, and in all other allocation we have to stick to the ward, if that hospital is in my ward it still remains the property of the ward and I am urging Members to stick to the ward level. There was an example that a grader was bought by some wards and it was taken by the county, you cannot take money from Naivasha Sub County and come and construct a referral hospital here in Nakuru, we are not fighting for the county but the ward, I think honorable Karuri should explain further.

Chairperson (Hon. Samuel Tonui): Let me give one Member to contribute on the same and then I put question.

Hon. Erick Kariuki: I think we should maintain County with the reasons that I find in such areas like my ward, the hospital there is a level five hospital and you cannot basically delegate the whole responsibility of the hospital to me, and I think the Budget Committee had a reason in mind to differentiate between National and County Hospital, so county is okay and I support to remain the same.

Hon. John Mwangi: I am of the point that we remove the word “county level” and replace it with the word “ward level” because if we put the county, for example a patient travelling from Turi to Nakuru PGH and that person may die on the way, so let restrict ourselves to the word ward level.

Hon. George Machoka: I want to support that we delete the word “County Level” and replace with Ward Level because the allocation we are speaking about is for the ward not for the county and I believe those big hospitals like the Nakuru Referral Hospital and the Naivasha Level Five have their allocations set aside to cater for them, in fact they have grants and I think it should be ward level and not county level

Chairperson (Hon. Samuel Tonui): Let me give to honorable Karuri to react on that before I put question.

Hon. Joel Maina: Law is made for the people and the people are not made for the law, we need to have a situation that the laws we make will favor our people but we should be sensitive to the fact that we should not make laws that contravene other laws at the National Level, however for the purposes of this Bill, we should be specific that construction and improvement of healthcare facilities should be at the Ward Level.

Chairperson (Hon. Samuel Tonui): I will now put to question.

(Question that Clause 28(b) be amended and further amended by deleting the word “county level” and replaced with “ward level” put and agreed to)

Clause 28 (9)

28(9) Funds provided under this act shall not be used for the purpose of supporting political bodies or political activities or supporting religious bodies or religious activities

(Question proposed)

(Question that Clause 28 as amended be part of the Bill put and agreed to)

Clause 29

Hon. Joel Maina:

- I. THAT clause 29(1) be amended by deleting the words “minimum of five and a maximum of twenty five” and substituting thereof with the words “in accordance to the county policy on project identification and implementation”
- II. THAT Clause 29(2) (3) (4) (5) be deleted from the Bill.

(Question proposed)

(Question that Clause 29 as amended be part of the Bill put and agreed to)

*Clause 30***Hon. Joel Maina:**

- I. THAT Clause 30(1) be amended by deleting the words “ward development fund committee” and substituting thereof with the word “county executive member”
- II. THAT Clause 30(2) be amended by deleting the words “ward development committee” and substituting thereof the word “ward administrator in consultation with the area MCA and the general public”
- III. THAT Clause 30(2) be amended by deleting the word “county management committee” and substituting thereof with the word “county executive member”
- IV. THAT Clause 30(2) be amended by deleting the words “county management committee” and substituting thereof with the word “county executive member”

(Question proposed)

(Question that Clause 30 as amended be part of the Bill put and agreed to)

*Clause 31***Hon. Joel Maina:**

- I. THAT Clause 31(1) be amended by deleting the words “section 14 of” appearing before the word “accordance with”
- II. THAT Clause 31(2) be deleted from the Bill

(Question proposed)

(Question that Clause 31 as amended be part of the Bill put and agreed to)

*Clause 32***Hon. Joel Maina:**

That Clause 32 be amended by deleting the words “county management committee” and substituting thereof the word “county executive member”. Further amended by deleting the words “other than the fund” and inserting the words “other” between the words “from and sources”

(Question proposed)

(Question that Clause 32 as amended be part of the Bill put and agreed to)

*Clause 33***Hon. Joel Maina:**

THAT Clause 33 be deleted from the Bill

(Question proposed)

(Question that Clause 33 be deleted from the Bill put and agreed to)

Clause 34

Hon Joel Maina:

THAT Clause 34 be deleted from the Bill

(Question that Clause 34 be deleted from the Bill put and agreed to)

Hon. Joel Maina: Thank you Mr. Chairman I beg to move an amendment:

THAT Clause 35 (1) be amended by deleting the words “Ward Development Fund Committee” and substituting therefor the word “County executive member.

THAT Clause 35 (2) and (3) be deleted from the Bill

(Question proposed)

(Question that clause 35as amended be part of the Bill put and agreed to)

Hon. Joel Maina: Thank you Mr. Chairman I beg to move an amendment:

THAT Clause 36 be deleted from the Bill

(Question proposed)

(Question that Clause 36 be deleted from the Bill put and agreed to)

Hon. Joel Maina: Thank you Mr. Chairman I beg to move an amendment:

THAT clause 37 (1) be amended by deleting the words “County Management Committee” and substituting therefor the word “County executive member.

THAT clause 37 (2) be amended by deleting the words “County Management Committee” and substituting therefor the word “County executive member. Further amend by deleting the word “it” appearing before the word forwarded to” and substitute therefore the word “him or her”

(Question proposed)

(Question that Clause 37as amended be part of the Bill put and agreed to)

Hon. Joel Maina: Thank you Mr. Chairman I beg to move an amendment:

THAT clause 38 (3) be amended by deleting the entire clause and substituting therefor the clause

“(3) The County Executive member shall be responsible for monitoring the implementation of projects and shall submit a report on the ongoing projects to the County Assembly committee”

THAT clause 38 (4) be amended by deleting the words “Ward Development Fund Committee” and substituting therefor the word “ward administrator”

THAT clause 38 (5) be amended by deleting the words “County Management Committee” and substituting therefor the word “County executive member”

THAT clause 38 (6) be amended by deleting it from the Bill

(Question proposed)

(Question that Clause 38 as amended be part of the Bill put and agreed to)

Hon. Joel Maina: Thank you Mr. Chairman I beg to move an amendment

THAT clause 39 (2) be amended by deleting the entire clause

(Question proposed)

(Question that Clause 36 (2) be deleted from the Bill put and agreed to)

Hon. Joel Maina: Thank you Mr. Chairman I beg to move an amendment:

THAT clause 40 be amended by deleting the entire clause

(Question proposed)

(Question that Clause 40 be deleted from the Bill put and agreed to)

Hon. Joel Maina: Thank you Mr. Chairman I beg to move an amendment:

THAT clause 41 be deleted from the Bill.

(Question proposed)

(Question that Clause 41 be deleted from the Bill put and agreed to)

Hon. Joel Maina: Thank you Mr. Chairman I beg to move an amendment:

THAT clause 42 be deleted from the Bill.

(Question proposed)

(Question that Clause 42 be deleted from the Bill put and agreed to)

Hon. Joel Maina: Thank you Mr. Chairman I beg to move an amendment:

THAT clause 43 be deleted from the Bill.

(Question proposed)

(Question that Clause 43 be deleted from the Bill put and agreed to)

Hon. Joel Maina: Thank you Mr. Chairman I beg to move an amendment:

THAT clause 44 be deleted from the Bill.

(Question proposed)

(Question that Clause 44 deleted from the Bill put and agreed to)

Hon. Joel Maina: Thank you Mr. Chairman I beg to move an amendment:

THAT clause 45 (1) be amended by deleting the words “fund” and substituting therefor the word “Act” and by deleting the words “ before implementation” appearing after the word “assembly”

THAT clause 45 (2) be amended by deleting the words “before implementation” appearing after the word “assembly”

(Question proposed)

(Question that clause 45 as amended be part of the Bill put and agreed to)

Hon. Joel Maina: Thank you Mr. Chairman I beg to move an amendment:

THAT clause 46 (1) be amended by deleting the words “County Management Committee” and substituting thereof the word “County executive member” and deleting the word “programmers” and substituting it with “programs”

(Question proposed)

(Question that clause 46 as amended be part of the Bill put and agreed to)

Hon. Joel Maina: Thank you Mr. Chairman I beg to move an amendment:

THAT clause 48 (2) be amended by deleting the words “County Management Committee” and substituting therefor the word “County executive member”

THAT clause 48 (2) be amended by deleting the words “County Management Committee” and substituting therefor the word “County executive member”

THAT clause 48 be amended by deleting the sub clause 5 from the Bill

(Question proposed)

(Question that Clause 48 as amended be part of the Bill put and agreed to)

Hon. Joel Maina: Thank you Mr. Chairman I beg to move an amendment:

THAT clause 49 be deleted from the Bill.

(Question proposed)

(Question that Clause 49 be deleted from the Bill put and agreed to)

FIRST SCHEDULE

Hon. Joel Maina: Thank you Mr. Chairman, I beg to move an amendment:

THAT the first schedule be deleted from the Bill.

(Question proposed)

(Question that first schedule be deleted from the Bill put and agreed to)

SECOND SCHEDULE

(Question proposed)

(Question that second schedule be part of the Bill put and agreed to)

THIRD SCHEDULE

(Question proposed)

(Question that third schedule be part of the Bill put and agreed to)

FOURTH SCHEDULE

(Question proposed)

(Question that fourth schedule be part of the Bill put and agreed to)

Chairperson (Hon. Samuel Tonui): Okay there is something that the Whip wants to raise.

Chief Whip (Hon. Irene Chebichi): Thank you Mr. Chairman I have gone through all the amendments that we have raised and there is a gap that I have already identified in clause two; that is interpretations. as you are aware that we have deleted several interpretations but there are words that keep appearing on this Bill that needs to be revisited, words like MCAs, Ward Administrators and public that are not interpreted. I kindly beg these words be interpreted and be part of the Bill.

Chairperson (Hon. Samuel Tonui): Thank you Chief whip the words that you have raised are well defined in the Constitution and the County Governments Acts, we cannot repeat the definitions.

Majority Leader (Hon. Stanley Karanja): Mr. Chairman for the sake of clarity and to remove ambiguity, it is better to interpret each and every word used here, remember we do not interpret because words have been used or are there, they come as they are used, for example people may come from my Ward and say they are public, so let us define these words. It is important to define these words and I know Members here concur.

Chairperson (Hon. Samuel Tonui): I want to open the debate for you to discuss if you find it necessary we do the amendment.

(Loud consultation)

Hon. Daniel Mutai: Mr. Chairman for sure even in part one of the preliminary everybody else is defined except the MCA, surely where are we?

Chairperson (Hon. Samuel Tonui): the MCA is there.

Majority Leader (Hon. Stanley Karanja): what we are saying is Member for that specific Ward

Chairperson (Hon. Samuel Tonui): What about if you have four Members

Majority Leader (Hon. Stanley Karanja): it should be the elected Member in that Ward, because if we leave it like that any Member of the County Assembly can hold public participation in any Ward and say that it is not well defined in the Bill.

Chairperson (Hon. Samuel Tonui): Okay I agree we should have a clear definition of that.

Hon. Douglas Ayabei Mr. Chairman I like the heat these words are generating...

(Loud consultations)

Mr. Chairman protect me...

Chairperson (Hon. Samuel Tonui): Order Members!

Hon. Douglas Ayabei:... it might look simple but we are making laws and in Law you cannot just take a word the way it is, you take it in the context it is used. I concur with my colleagues, it is in the best interest of this Bill that these words are defined as per the application and execution of the Bill. It is common knowledge the meaning of MCA as defined in the Constitution but here we are talking about execution of this Bill just like we have defined community

Hon Moses Kamau: It is good that we define to avoid ambiguity when we come to implementation of this Bill. I think it does not do any harm when we define who is an MCA as per this Bill or application or execution of this Bill. Or what was the intention of the person drafting when he talked about the MCA, the public and may be the community and so on. I think I support the definition of such terms as per this Bill. Thank you.

Chairperson (Hon Samuel Tonui): Hon from Elburgon

Hon Peter Mwaura: Thank you chair, as per the proposed amendment, I want to support what my fellow members have said regarding the definitions of those words. They mean a lot, for instance today as we were consulting with my colleague here, we realized there can be confusion. We realized that in one ward there can be four MCAs, for instance we can have one elected and three nominated. In that instance there can arise a lot of controversies. Even for future generation that will use this law, you realize that there might be confusion on who the MCA is or who is supposed to implement this Bill. Therefore we call for definition of those terms so that everything can flow well. Thank you

Chairperson (Hon Samuel Tonui): Hon Ng’ethe then the Majority Leader to shed more light

Hon Stephen Ng’ethe: For the purposes of clarity...

Chairperson (Hon Samuel Tonui): Yes hon member

Hon Stephen Ng’ethe: I am saying for purposes of clarity, I think we imply he who carries the sovereign will of the people.

Chairperson (Hon Samuel Tonui): Thank you; Honorable okay let us give an opportunity to honorable Catherine then Rachel. I do not want to open the debate so much, therefore let us start with Catherine, Rachel then the Majority Leader.

Hon Catherine Kamau: Thank you, I tend to feel that how the constitution defines the Word MCA is okay and I feel what is going on here is the insecurity against nominated MCAs. It is so clear that the nominated know their roles just as it is so clear when it comes to elected. So when it comes to ward fund let there be no feeling of insecurity that nominated member can interfere because even the constitution does not allow that. I represent Gender coming from Molo in Nakuru County. So let there not be misunderstanding, we understand the word MCA as defined in the constitution. Thank you.

Chairperson (Hon Samuel Tonui): Hon Racheal

Hon Rachel Maru: Thank you, I just want to support my colleague

(Loud consultations)

Chairperson (Hon Samuel Tonui): Now honorable Members you are consulting loudly please let us allow honorable member to contribute.

Hon Rachel Maru: I just want to say this; the word MCA when we came here and we are serving, there is no nominated or elected, we are here all of us wanting to amend and do everything. Why do you want that name to appear and we are serving a common purpose?

Chairperson (Hon Samuel Tonui): Now it seems as if this is going to another direction. The question is, kindly listen to me, we wanted to know if we can define or not. I want to put it to question and you know this is a House of rules, the way the majority leader has proposed.

(Several Members stood in their place)

Do not even stand and I do not want to open much debate here. Order honorable members!

Question proposed that the words MCA, Ward Administrator, Sub County Administrator and public be defined)

(Question put and agreed to)

Chairperson (Hon. Samuel Tonui): So we are going to define the terms. Now the Majority Leader give us the way we are going to define the same.

The Majority Leader (Hon. Stanley Karanja): The first one which is “MCA” that is well defined in the Constitution in article 177 is a Member elected by the registered voters of the Ward. Each Ward is represented by a single member. On the same day of general election members of parliament being the second Tuesday in August in every 5th year. So that is well defined.

“Public” it means residents of a particular ward. The word “Ward administrator” means contemplated by the County Government Act. Ward is an area represented by an MCA. If there is addition or minus I think it can now come. Please we do not want emotions. The other is innuendoes, you insinuate what is not there. If we avoid emotions and innuendoes, we will go far. This one is summary, it was for linguistic purposes.

Chairperson (Hon Samuel Tonui): Thank you Majority Leader for your explanation. Now I want to maybe somebody to second the same because already we have agreed that we are going to amend and also to define. One member to second, Chief Whip Irene Chebichii.

Hon Irene Chebichii: Thank you Mr. Chair, I wish to second the amendment. I know the meaning of leaving gaps in Bills. If we leave that word written as MCA without getting good interpretation anybody can misinterpret the term. If we omit the Ward administrator, we have many in our county and it is good it has been interpreted as targeted by the Bill. Mr. Chair I like doing things in a clear way without living any gap and this is a very important Bill and no gap has been left.

(Question proposed that the terms “public, sub county administrator, ward administrator, member of county assembly (MCA) and Ward be defined as proposed by the Majority Leader and adopted by the House.)

(Question put and agreed to)

PROGRESS REPORT

NAKURU COUNTY WARD DEVELOPMENT FUND BILL NO. 2 OF 2014

Chairperson (Hon. Samuel Tonui): Now we are going to reporting stage. I want to call upon the mover to report to the House.

Hon Joel Maina: I beg to move that the committee do report to the Assembly its consideration of the Nakuru County Ward Development Fund Bill 2014 and its approval thereof with amendments.

(Question proposed)

(Question put and agreed to)

(The House Resumed)

[The Speaker (Hon Joel Kairu) in the Chair]

The Speaker (Hon Joel Kairu) Order Members! The chairperson of the Committee of the Whole House

REPORT

THE NAKURU COUNTY WARD DEVELOPMENT FUND BILL NO. 2 OF 2014

Chairperson (Hon Samuel Tonui): Thank you Mr. Speaker; I beg to report that the Committee of the Whole House has considered the Nakuru County Ward Development Fund Bill No. 2 of 2014 and its approval thereof with amendments.

Hon Joel Maina: Honourable Speaker, I beg to move that the House do agree with the Committee on the said report.

(Question proposed)

(Question put and agreed to)

The Speaker (Hon Joel Kairu): The mover

Hon Joel Maina: Honorable Speaker, I beg to move that the Nakuru County Ward Development Fund Bill No. 2 of 2014 be now read a Third Time.

(Question proposed)

(Question put and agreed to)

(The Bill was accordingly read a Third Time and passed)

The Speaker (Hon. Joel Kairu): Hon Members, congratulations for having passed the Nakuru County Ward Development Fund Bill No. 2 of 2014. And Pursuant to Standing Order 137 my office will proceed to forward the Bill to the Governor for assent.

COMMUNICATION FROM THE CHAIR

The Speaker (Hon. Joel Kairu): Just one last communication; the Liaison Committee will have a small meeting after the session. Before I adjourn, the Committee on Budget was supposed to table a report on supplementary budget. Expedite on it so that we are able to come and work on the report

This House stands adjourned to 13th February 2018 at 2.30 pm.

(The House rose at 4.10pm)