

COUNTY GOVERNMENT OF TAITA TAVETA



COUNTY ASSEMBLY OF TAITA TAVETA

THIRD ASSEMBLY – SECOND SESSION

ORDER PAPER

WEDNESDAY, OCTOBER 25TH, 2023 AT 9:30 A.M

ORDER OF BUSINESS

PRAYERS

1. Administration of Oath;
2. Communication from the Chair;
3. Messages;
4. Petitions;
5. Papers; (*As listed in the appendix*)
6. Notices of Motion; (*As listed in the appendix*)
7. Statements; (*As listed in the appendix*)
8. **PROCEDURAL MOTION: PROCEDURAL RESOLUTION OF THE THIRD TAITA TAVETA COUNTY ASSEMBLY (Hon. Anthony Warighe, MCA, Bura Ward, Leader of The Majority Party)**

THAT, pursuant to the provisions of Standing Order No. 230, this Third County Assembly of Taita Taveta **Resolves that**, Motion (No. 10) appearing on today's Order Paper be notified and moved in this same Morning Sitting No. 069.

*Denotes Orders of the Day

9. MOTION: ADOPTION AND APPROVAL OF THE REPORT ON THE REVIEW OF THE PETITION PRESENTED BY EUDIAH MGHOI ON UNPROCEDURAL TERMINATION (Hon. Nancy Mwakio, Nominated MCA, Chairperson Committee on Justice, Constitution, Legal Affairs, Labour, Employment, Trade Unions and Social Welfare)

THAT, this House adopts and approves the report of the Committee on Justice, Constitution, Legal Affairs, Labour, Employment, Trade Unions and Social Welfare on the review of the Petition presented by Eudiah Mghoi Mvoi on Unprocedural termination from employment on permanent and pensionable terms and subsequent engagement on three years contract, laid on the table of this House on Tuesday 24th October, 2023, afternoon Sitting no. 068 and its recommendations thereof.

10. MOTION: ADOPTION AND APPROVAL OF THE REPORT BY THE PROCEDURE AND RULES COMMITTEE ON THE PROPOSED AMENDMENT TO THE TAITA TAVETA STANDING ORDERS TO ESTABLISH THE MEMBERS WELFARE COMMITTEE (Hon. Anselm Mwadime, MCA, Mwanda/Mghange Ward, Deputy Speaker)

THAT, pursuant to the provisions of Standing Order No. 238 (5), this Third County Assembly of Taita Taveta **Resolves that**, the report of the County Assembly Procedure and Rules laid on the table of this House on Wednesday, 25th October, 2023, Morning Sitting No. 069 be approved.

APPENDICIES

PAPERS

1. REPORT ON THE PROPOSED AMENDMENT TO THE COUNTY ASSEMBLY OF TAITA TAVETA STANDING ORDERS TO ESTABLISH THE MEMBERS WELFARE COMMITTEE

NOTICE OF MOTION

1. NOTICE OF MOTION : **ADOPTION AND APPROVAL OF THE REPORT BY THE PROCEDURE AND RULES COMMITTEE ON THE PROPOSED AMENDMENT TO THE COUNTY ASSEMBLY OF TAITA TAVETA STANDING ORDERS TO ESTABLISH THE MEMBERS WELFARE COMMITTEE**(Hon. Anselm Mwadime, MCA, Mwanda/Mghange Ward, Deputy Speaker)

THAT, pursuant to the provisions of Standing Order No. 238 (5), this Third County Assembly of Taita Taveta **Resolves that**, the report of the County Assembly Procedure and Rules laid on the table of this House on Wednesday, 25th October, 2023, Morning Sitting No. 069 be approved.

STATEMENT

**1. STATEMENT: INFORMATION ON COURT CASES TO WHICH
THE COUNTY IS A PARTY (Hon. Lilian Kidali, Nominated MCA,
Vice Chairperson, Public Accounts & Investments Committee)**

MR. SPEAKER, SIR, in line with the parliamentary best practices, precedents and conventions, and pursuant to the provisions of the Taita Taveta County Assembly Standing Order No. 42(2) (c) relating to the Sitting's ORDER NO. 7 (STATEMENTS), a Member of the House can seek a statement requiring availability of information, clarification or appearance on any substantive issue, circumstances, situations and matters appertaining to the attention of County Governments, the National Government, or any Public Entity where such mandates related to the management of service and leadership to the citizens and institutions, as per the Constitution of Kenya, 2010, and our current laws are concerned;

In view of the foregoing, I rise to seek a Statement regarding Court Cases to which the County Government of Taita Taveta is a party;

MR. SPEAKER, SIR, I would like the Chairperson of Justice, Constitutional, Legal Affairs, Labor, Employment, Trade Unions and Social Welfare Committee to furnish this House with the following information within 7 days;

- i. What has been the annual budgetary allocation for Court and legal fees of the County Executive since financial year 2013/14 to financial year 2022/23?
- ii. Cases that the county has been a party to from financial year 2013/14 to financial year 2022/23
- iii. Legal fees payable or paid in all the cases that the County has or is a party to from financial year 2013/14 to financial year 2022/23
- iv. Legal Costs and decretal awards against the County Government.
- v. The County Pending Bill for legal services and rendered and legal costs and or awards, an.
- vi. Initiatives put in place to bring the cases to end.