

COUNTY GOVERNMENT OF TAITA TAVETA



COUNTY ASSEMBLY OF TAITA TAVETA

THIRD ASSEMBLY – THIRD SESSION

ORDER PAPER

TUESDAY, AUGUST 13TH, 2024 AT 9:30 A.M

ORDER OF BUSINESS

PRAYERS

1. Administration of Oath;
2. Communication from the Chair;
3. Messages;
4. Petitions;
5. Papers;
6. Notices of Motion; (*As listed in the Appendix*)
7. Statements; (*As listed in the Appendix*)
8. Motions & Bills;

*Denotes Orders of the Day

APPENDICES

NOTICE OF MOTION

1. NOTICE OF MOTION: ESTABLISHMENT OF A TAITA TAVETA COUNTY ANNUAL CULTURAL FESTIVAL (Hon. Amos Makalo, MCA, Kasigau Ward, Deputy Minority Leader)

AWARE THAT article 11 of the Constitution of Kenya, 2010, recognizes culture as the foundation of the nation and as the cumulative civilization of the Kenyan people and nation and sub article 2 (a) stipulates that the state shall promote all forms of national and cultural expression through literature, the arts, traditional celebrations, science, communication, information, mass media, publications, libraries and other cultural heritage; and the Fourth Schedule, Part II, 4 (h) stipulates that the functions and powers of County Governments include cultural activities and facilities.

FURTHER AWARE that the Protection of Traditional Knowledge and Cultural Expressions Act, 2016, Section 4 (1) (b) (c) (e) stipulates that a county government shall, through the county executive committee member responsible, for matters relating to culture, be responsible for- (b) the preservation and conservation of traditional knowledge and cultural expressions; (c) the protection and promotion of the traditional knowledge and cultural expressions of communities within a county; and (e) the allocation of financial resources for the promotion of cultural activities;

NOTING THAT Taita Taveta County is endowed with diverse population and rich in cultural expressions including stories popularly referred to as Chughano in Taita, Poetry and Riddles popularly known as ndawi in Taita; musical expressions including songs and dances namely Mwazindika and Kishawi amongst the Taita and Uruwasi amongst the Taveta. Tangible expressions, including productions of art, such as body-painting, Carvings, pottery, jewellery, basketry, pictorial woven tissues, needlework, handicrafts; musical instruments: and cultural heritage including natural sites;

CONCERNED that these cultural expression and heritage are slowly diminishing with residents adapting to the modern way of life;

- i. This County Assembly therefore resolves that the County Executive Committee Member in charge of Gender and Culture establishes an Annual Taita Taveta County Cultural Festival that shall showcase the beauty and culture of Taita Taveta, promote peace and foster economic developments.
- ii. The County Executive Committee Member in Charge of Gender and Culture to partner with local artists such as the famous Freshly Mwamburi among others during the commemoration of annual Taita Taveta cultural festival to showcase our rich cultural heritage through songs.
- iii. The County Executive Committee in charge of Gender and Culture should collaborate basket weavers' groups countywide to ensure bead-work, pottery and

basket weaving skills are taught on the cultural day as a way of celebrating and preserving our cultural heritage.

- iv. The County Executive Committee in charge of Gender and Culture should also consider activities like cultural modelling for beauty pageants during the cultural annual festival.

STATEMENTS

1. RESPONSE TO STATEMENT ON THE STATUS OF MAJOR ROADS CONNECTING LOWER AND UPPER ZONES IN SAGALLA

(Hon. Azhar Din, MCA, Chairperson, Public Works, Transport, Housing and Infrastructure Development)

2. PROGRESS REPORT ON STATUS OF OPERATIONS OF WARD CLIMATE CHANGE PLANNING COMMITTEE ACROSS THE COUNTY SOUGHT BY HON. AZHAR DIN.

(Hon. Lilian Mwangoi, MCA, Nominated, Chairperson, Environment, Forestry, Natural Resources & Mining)

NOTICE PAPER I

Tentative Business for Tuesday, August 13, 2024

(Published pursuant to Standing Order 36 (1))

It is notified that the County Assembly Business Committee has approved the following **tentative** business to appear in the Order Paper for **Tuesday, August 13, 2024, Afternoon Sitting No. 063.**

STATEMENT

1. PROGRESS REPORT OF THE SECTORAL COMMITTEE ON PUBLIC WORKS, ROADS, TRANSPORT, HOUSING AND INFRASTRUCTURE ON STATEMENT ON LANDI MDINDINYI ROAD

(Hon. Azhar Din, MCA, Chairperson, Public Works, Transport, Housing and Infrastructure Development)

1. MOTION: ESTABLISHMENT OF A TAITA TAVETA COUNTY ANNUAL CULTURAL FESTIVAL (Hon. Amos Makalo, MCA, Kasigau Ward, Deputy Minority Leader)

AWARE THAT article 11 of the Constitution of Kenya, 2010, recognizes culture as the foundation of the nation and as the cumulative civilization of the Kenyan people and nation and sub article 2 (a) stipulates that the state shall promote all forms of national and cultural expression through literature, the arts, traditional celebrations, science, communication, information, mass media, publications, libraries and other cultural heritage; and the Fourth Schedule, Part II, 4 (h) stipulates that the functions and powers of County Governments include cultural activities and facilities.

FURTHER AWARE that the Protection of Traditional Knowledge and Cultural Expressions Act, 2016, Section 4 (1) (b) (c) (e) stipulates that a county government shall, through the county executive committee member responsible, for matters relating to culture, be responsible for- (b) the preservation and conservation of traditional knowledge and cultural expressions; (c) the protection and promotion of the traditional knowledge and cultural expressions of communities within a county; and (e) the allocation of financial resources for the promotion of cultural activities;

NOTING THAT Taita Taveta County is endowed with diverse population and rich in cultural expressions including stories popularly referred to as Chughano in Taita, Poetry and riddles popularly known as ndawi in Taita; musical expressions including songs and dances namely Mwazindika and Kishawi amongst the Taita and Uruwasi amongst the Taveta. Tangible expressions, including productions of art, such as body-painting,

Carvings, pottery, jewellery, basketry, pictorial woven tissues, needlework, handicrafts; musical instruments: and cultural heritage including natural sites;

CONCERNED that these cultural expression and heritage are slowly diminishing with residents adapting to the modern way of life;

- i. This County Assembly therefore resolves that the County Executive Committee Member in charge of Gender and Culture establishes an Annual Taita Taveta County Cultural Festival that shall showcase the beauty and culture of Taita Taveta, promote peace and foster economic developments.
- ii. The County Executive Committee Member in Charge of Gender and Culture to partner with local artists such as the famous Freshly Mwamburi among others during the commemoration of annual Taita Taveta cultural festival to showcase our rich cultural heritage through songs.
- iii. The County Executive Committee in charge of Gender and Culture should collaborate basket weavers' groups countywide to ensure bead-work, pottery and basket weaving skills are taught on the cultural day as a way of celebrating and preserving our cultural heritage.
- iv. The County Executive Committee in charge of Gender and Culture should also consider activities like cultural modelling for beauty pageants during the cultural annual festivals.

NOTICE PAPER II

Tentative Business for Wednesday, August 14, 2024

(Published pursuant to Standing Order 36 (1))

It is notified that the County Assembly Business Committee has approved the following **tentative** business to appear in the Order Paper for **Wednesday, August 14, 2024, Morning Sitting No. 064.**

NOTICES OF MOTION

1. NOTICE OF MOTION: APPROVAL OF COUNTY ASSEMBLY BUNGE MASHINANI INITIATIVE (Hon. Anthony Mng'ambwa, MCA, Bura Ward, Majority Party Leader)

THAT, AWARE, Article 1(2) of the Constitution of Kenya, 2010 vests all sovereign power to the people of Kenya, power which may be exercised directly or indirectly through elected representatives.

FURTHER AWARE, Article 10(2) (a) (b) and (c) provides for the national values and principles of governance which include; democracy and participation of the people, inclusiveness, good governance, integrity, transparency and accountability.

ACKNOWLEDGING that Article 196(1) of the Constitution of Kenya provides that a County Assembly shall;

- a) Conduct its business in an open manner and hold its Sittings and those of its committees in public.
- b) Facilitate public participation and involvement in legislative and other business of the Assembly and its committee.
- c) A County Assembly may not exclude the public or any other media, from any Sitting unless in exceptional circumstances the Speaker has determined that there are justifiable reasons for doing so.

FURTHER ACKNOWLEDGING, that Section 91 of the County Governments Act, (No. 17 of 2012 (revised edition 2020), provides that County Government shall facilitate the establishment of modalities, and platforms for citizen participation for example town hall meetings, IT based technologies and establishment of citizen fora at County and decentralized units.

NOTING THAT, the recommendation of the County Assembly Business Committee that a sitting of the County Assembly be held away from the traditional premises in, Wundanyi, during the term of the Third Assembly except during an election year with the objective to provide an opportunity where Members of the County Assembly interact with

the Members of the Public to deliberate on issues affecting the County and create a better understanding of the functions of the County Assembly.

NOW THEREFORE, pursuant to Article 126 (1) of the Constitution, this County Assembly resolves to hold its Plenary and Committee Sitzings at any time and place that the House may appoint.

STATEMENT

1. PROGRESS REPORT ON THE STATUS OF MVITA SHELEMBA ROAD

(Hon. Azhar Din, MCA, Chairperson, Public Works, Transport, Housing and Infrastructure Development)

NOTICE PAPER III

Tentative Business for Wednesday, August 14, 2024

(Published pursuant to Standing Order 36 (1))

It is notified that the County Assembly Business Committee has approved the following **tentative** business to appear in the Order Paper for **Wednesday, August 14, 2024, Afternoon Sitting No. 065.**

MOTION

1. MOTION: APPROVAL OF COUNTY ASSEMBLY BUNGE MASHINANI INITIATIVE (Hon. Anthony Mng'ambwa, MCA, Bura Ward, Majority Party Leader)

THAT, AWARE, Article 1(2) of the Constitution of Kenya, 2010 vests all sovereign power to the people of Kenya, power which may be exercised directly or indirectly through elected representatives.

FURTHER AWARE, Article 10(2) (a) (b) and (c) provides for the national values and principles of governance which include; democracy and participation of the people, inclusiveness, good governance, integrity, transparency and accountability.

ACKNOWLEDGING that Article 196(1) of the Constitution of Kenya provides that a County Assembly shall;

- a) Conduct its business in an open manner and hold its Sittings and those of its committees in public.
- b) Facilitate public participation and involvement in legislative and other business of the Assembly and its committee.
- c) A County Assembly may not exclude the public or any other media, from any Sitting unless in exceptional circumstances the Speaker has determined that there are justifiable reasons for doing so.

FURTHER ACKNOWLEDGING, that Section 91 of the County Governments Act, (No. 17 of 2012 (revised edition 2020), provides that County Government shall facilitate the establishment of modalities, and platforms for citizen participation for example town hall meetings, IT based technologies and establishment of citizen fora at County and decentralized units.

NOTING THAT, the recommendation of the County Assembly Business Committee that a sitting of the County Assembly be held away from the traditional premises in, Wundanyi, during the term of the Third Assembly except during an election year with the objective to provide an opportunity where Members of the County Assembly interact with

**Third Assembly
(No. 062)**

**Third Session
(249)**

the Members of the Public to deliberate on issues affecting the County and create a better understanding of the functions of the County Assembly.

NOW THEREFORE, pursuant to Article 126 (1) of the Constitution, this County Assembly resolves to hold its Plenary and Committee Sitzings at any time and place that the House may appoint.