

**Third Assembly
(No. 081)**

**Third Session
(348)**

COUNTY GOVERNMENT OF TAITA TAVETA



**COUNTY ASSEMBLY OF TAITA TAVETA
THIRD ASSEMBLY – THIRD SESSION
ORDER PAPER**

TUESDAY, OCTOBER 15TH, 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; (*As listed in the Appendix*)
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

PAPERS

1. REPORT OF THE COUNTY PUBLIC ACCOUNTS AND INVESTMENTS COMMITTEE ON THE REVIEW OF AUDITOR GENERAL'S REPORT ON TAITA TAVETA COUNTY FACILITIES IMPROVEMENT FUND FOR THE YEAR ENDED 30TH JUNE 2022
2. REPORT OF THE COMMITTEE ON GENDER AND CULTURE ON TAITA TAVETA COUNTY POVERTY ALLEVIATION POLICY

NOTICES OF MOTION

1. **NOTICE OF MOTION: ADOPTION AND APPROVAL OF THE REPORT OF THE COUNTY PUBLIC ACCOUNTS AND INVESTMENTS COMMITTEE ON THE REVIEW OF AUDITOR GENERAL'S REPORT ON TAITA TAVETA COUNTY FACILITIES IMPROVEMENT FUND FOR THE YEAR ENDED 30TH JUNE 2022** (Hon. Amos Makalo – MCA, Kasigau Ward, Chairperson Public Accounts and Investment Committee)

THAT, this Third County Assembly adopts and approves the report of the Committee on County Public Accounts and Investments on the review of the Auditor General's report on Taita Taveta County Facilities Improvement Fund for the year ended 30th June 2022, laid on the table of this house on **15th October, 2024 Morning Sitting No. 081** and its recommendations thereof.

2. **NOTICE OF MOTION: ADOPTION AND APPROVAL OF THE REPORT OF THE COMMITTEE ON GENDER AND CULTURE ON TAITA TAVETA COUNTY POVERTY ALLEVIATION POLICY**

(Hon. Sakina Kusania – Nominated MCA, Gender and Culture Committee)

THAT, this Third County Assembly adopts and approves the report of the Committee on Gender and Culture on Taita Taveta County Poverty Alleviation Policy, laid on the table of this house on **15th October, 2024 Morning Sitting No. 081** and its recommendations thereof.

STATEMENTS

1. STATEMENT: IMPLEMENTATION OF THE TAITA TAVETA COUNTY REWARDS AND SANCTIONS POLICY.(Hon. Peter Shambi, Nominated MCA, Chairperson, Committee on Implementation)

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 implementation of the Taita Taveta County Rewards and Sanctions Policy, 2022.

Mr. Speaker, Sir, the Taita Taveta County Rewards and Sanctions Policy was adopted and approved by the Second Assembly in June 2022 establishing a basis for rewarding exemplary performance, motivation of employees to have positive attitude towards work, retention of staff with a view of enhancing productivity in the County Public Service and administering sanctions for poor performance. However, to date, the County Assembly has not been furnished with any implementation report on the same contrary to the provisions of Standing Order No. 184.

Mr. Speaker, Sir, in view of the foregoing, I would like the Chairperson of the Administration, Security, Devolution, Public Participation, Community Services & Drugs Control Committee to furnish this House with the following information within 7 days;

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1. Is there a County Performance Appraisal System in place?
2. Is there a County Honours and Awards system in place?
3. Is there a High Achievers Scheme in the County
4. How many officers have been issued with letters of commendation in the County?
Provide a list of the same.
5. How many officers have been promoted or demoted? Provide a list of the same.
6. How many officers have been issued with Long Service Awards in the County? Provide a list of the same.

NOTICE PAPER I

Tentative Business for Tuesday, October 15, 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, October 15, 2024, Afternoon Sitting.**

NOTICES OF MOTION

1. NOTICE OF MOTION: PROVISION OF ALL PUBLISHED ACTS (Hon. Anthony Mngámbwa, MCA Bura Ward, Leader of Majority Party)

AWARE THAT the County Assembly has a role to play in overseeing the Executive on among other things, implementation of bills passed by the Assembly, pursuant to Article 185(1)(2);

FURTHER AWARE THAT the County Assembly of Taita Taveta has passed many bills since the inception of the Assembly in 2013, as shown by the Bills Trackers, and that the Constitution of Kenya, Article 116 (1) requires that any bill that is passed by the County Assembly must be published in the Kenya gazette;

CONCERNED THAT the County Assembly of Taita Taveta is not in possession of a number of the Acts passed by the First, Second and Third County Assembly and assented to by the Governors and that the Assembly is not aware how many of the bills passed have been published;

NOTING THAT the County Assembly requires to have in its custody all the County Acts as published in order to effectively and efficiently undertake its roles of representation, legislation and oversight;

NOW THEREFORE, this County Assembly Resolves that the Taita Taveta County Attorney furnishes the County Assembly with a list of all County published Acts and both hard and soft copies of the same. The County Attorney is also required to inform the House whether there are bills passed by the House that have not been assented or published, and what action is being taken to regularise the situation.

Further, going forward, the County Attorney should ensure that the County Assembly receives copies of every Published Act, as soon as they are published.

STATEMENTS

1. STATEMENT: STATUS OF MODAMBOGHO BOREHOLE WATER PROJECT (Hon. Joseph Mwalegha, MCA Mwatate, Chairperson, Tourism Committee)

2. PROGRESS REPORT ON STATEMENT SOUGHT BY HON. AMOS MAKALO ON BUDGET ABSORPTION AND PERFORMANCE FOR FINANCIAL YEARS 2022/2023 AND 2023/2024

MOTIONS

1. MOTION: ADOPTION AND APPROVAL OF THE REPORT OF THE COUNTY PUBLIC ACCOUNTS AND INVESTMENTS COMMITTEE ON THE REVIEW OF AUDITOR GENERAL'S REPORT ON TAITA TAVETA COUNTY FACILITIES IMPROVEMENT FUND FOR THE YEAR ENDED 30TH JUNE 2022 (Hon. Amos Makalo – MCA, Kasigau Ward, Chairperson Public Accounts and Investment Committee)

THAT, this Third County Assembly adopts and approves the report of the Committee on County Public Accounts and Investments on the review of the Auditor General's report on Taita Taveta County Facilities Improvement Fund for the year ended 30th June 2022, laid on the table of this house on **15th October, 2024 Morning Sitting No. 081** and its recommendations thereof.

2. MOTION: ADOPTION AND APPROVAL OF THE REPORT OF THE COMMITTEE ON GENDER AND CULTURE ON TAITA TAVETA COUNTY POVERTY ALLEVIATION POLICY (Hon. Sakina Kusania – Nominated MCA, Gender and Culture Committee)

THAT, this Third County Assembly adopts and approves the report of the Committee on Gender and Culture on Taita Taveta County Poverty Alleviation Policy, laid on the table of this house on **15th October, 2024 Morning Sitting No. 081** and its recommendations thereof.

NOTICE PAPER II

Tentative Business for Wednesday, October 16, 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, October 16, 2024, Morning Sitting.**

STATEMENTS

- 1. STATEMENT: STATUS OF MWASINENYI WATER PROJECT (Hon. Joseph Mwalegha, MCA Mwatate Ward, Chairperson, Tourism Committee)**
- 2. RESPONSE TO STATEMENT SOUGHT BY HON. ANISA MWAKIO ON STATUS OF COUNTY EXECUTIVE STAFF MEDICAL COVER**
(Hon. Isaac Matolo, MCA, Chairperson, Administration, Devolution, Security, Public Participation, Community Services and Drugs Control Committee)

MOTION

- 2. MOTION: PROVISION OF ALL PUBLISHED ACTS (Hon. Anthony Mngámbwa, MCA Bura Ward, Leader of Majority Party)**

AWARE THAT the County Assembly has a role to play in overseeing the Executive on among other things, implementation of bills passed by the Assembly, pursuant to Article 185(1)(2);

FURTHER AWARE THAT the County Assembly of Taita Taveta has passed many bills since the inception of the Assembly in 2013, as shown by the Bills Trackers, and that the Constitution of Kenya, Article 116 (1) requires that any bill that is passed by the County Assembly must be published in the Kenya gazette;

CONCERNED THAT the County Assembly of Taita Taveta is not in possession of a number of the Acts passed by the First, Second and Third County Assembly and assented to by the Governors and that the Assembly is not aware how many of the bills passed have been published;

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NOTING THAT the County Assembly requires to have in its custody all the County Acts as published in order to effectively and efficiently undertake its roles of representation, legislation and oversight;

NOW THEREFORE, this County Assembly Resolves that the Taita Taveta County Attorney furnishes the County Assembly with a list of all County published Acts and both hard and soft copies of the same. The County Attorney is also required to inform the House whether there are bills passed by the House that have not been assented or published, and what action is being taken to regularise the situation.

Further, going forward, the County Attorney should ensure that the County Assembly receives copies of every Published Act, as soon as they are published.

NOTICE PAPER III

Tentative Business for Wednesday, October 16, 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, October 16, 2024, Afternoon Sitting**.

STATEMENTS

1. REQUEST FOR STATEMENT ON THE STATUS OF BACHUMA LIVESTOCK BREEDING AND EXPORT PROCESSING ZONE
2. PROGRESS REPORT ON THE STATUS OF MAUNGU ABLUTION BLOCK SOUGHT BY HON. STEPHEN NZAI.
(Hon. Brayson Mwambi – MCA, Sagala Ward, Chairperson, Water and Irrigation Committee)
3. RESPONSE TO STATEMENT SOUGHT BY HON. BRAYSON MWAMBI ON THE STATUS OF MBEERE TREE NURSERY, SAGALLA
(Hon. Lilian Mwangoi, Chairperson, Environment, Natural Resources, Forestry & Mining)
4. PROGRESS REPORT ON THE STATEMENT SOUGHT BY HON. STEPHEN NZAI ON THE STATUS OF KABOMBORO AND MAJENGO BOREHOLES AND STATUS OF ALL BOREHOLES IN THE COUNTY DRILLED BETWEEN 2022 AND 2024
(Hon. Brayson Mwambi – MCA, Sagala Ward, Chairperson, Water and Irrigation Committee)
5. RESPONSE TO STATEMENT SOUGHT BY HON. BRAYSON MWAMBI ON THE STATUS OF OPERATIONS OF RAHASI EPZ CENTRE IN SAGALLA WARD
(Hon. Lawrence Mzungu, MCA, Mbololo Ward, Chairperson, Trade, Industry and Cooperatives Development Committee)