



**THE COUNTY ASSEMBLY OF THARAKA NITHI**  
**SECOND ASSEMBLY – (FIFTH SESSION)**  
**VOTES AND PROCEEDINGS**

**TUESDAY, FEBRUARY 9<sup>TH</sup>, 2021 AT 9. 30 A.M**

1. The County Assembly assembled at thirty minutes past nine O'clock.
2. The proceedings were opened with prayer said by the Hon. Speaker.
3. Presiding – Speaker of the County Assembly
4. **COMMUNICATIONS FROM THE CHAIR.**

**Honorable Members,**

As you are aware, Standing order 38(1) provides that the regular session of the Assembly shall commence on the second Tuesday of February. I take this opportunity to welcome you for the fifth session of the Second Assembly and urge you to fully discharge your mandates as stipulated under Article 185 and 220 of the Constitution of Kenya, 2010.

As we resume sittings, let us all be aware that there is business still pending before the House as the following Bills are at Second Reading stage;

- i. Tharaka Nithi County Public Nuisance Bill, 2019;
- ii. Tharaka Nithi County Alcoholic Drinks Control (Amendment) Bill, 2020;
- iii. Tharaka Nithi County E-Waste Management Bill, 2020;
- iv. Tharaka Nithi County Equitable development Bill, 2019;
- v. Tharaka Nithi County Livestock Sales Yard Bill, 2020;
- vi. Tharaka Nithi County Pre-Primary Education Bill, 2020;
- vii. Tharaka Nithi County Laws Inspectorate Compliance and Enforcement Bill, 2020;
- viii. Tharaka Nithi County Disaster Management Bill, 2020.

Further, the Tharaka Nithi County Assembly Standing Order 61(2) provides that a statement in respect of which a response has not been given in the Assembly shall lapse at the end of a Session but may be sought again in the next Session in the same or a different form in accordance with this Part. In light of this the Assembly proceeded for the long recess with eleven pending statements in the fourth session. I therefore request the members who had sought the statements to seek the statements afresh during this Fifth Session.

Honorable Members,

It is my sincere hope that the same zeal and dedication that you have shown in handling business before the Assembly will be exhibited as we seek to fully exercise the County Assembly role of oversight, representation and legislation.

Honorable Members,

On 27th January, 2021 vide the letter REF: IEBC/VREO/2/12/BBI I received the Building Bridges Initiative (Constitutional Amendment) Bill, 2020 pursuant to provisions of Article 257(5) of the Constitution of Kenya, 2010 and with this communication it is deemed to have been laid on the Table of the House.

As you are aware from the provisions of Standing Order 215 a Committee shall be limited to its mandate as provided for in any, Law, these Standing Orders or a Resolution of the Assembly. Honorable members, currently the Assembly has no Justice and Legal Affairs Committee that would be the best suited Committee to deal with matters of constitutional amendment. However, in reference to standing order 226(1) the Assembly may establish an Adhoc Committee for purposes of enquiring into a matter provided that the matter does not fall within the mandate of another committee. I therefore direct that the Liaison committee establish an Adhoc Committee to consider the Building Bridges Initiative (Constitutional Amendment) Bill 2020.

**Honorable Members,**

As you are also aware the second wave of the COVID-19 pandemic is with us and it is the duty of every Citizen to comply with and follow the guidelines and measures issued by the National Government as it puts measures to protect the lives of its citizens from this Covid-19.

In my previous communication on 21st April, 2020, 5th May, 2020 and 21st July 2020 I issued guidelines to be observed by the Members of the County Assembly and staff during the COVID-19 pandemic Period that still remain in force until further guidelines are issued.

As you are aware the COVID-19 pandemic has presented unique challenges on how the Assembly conducts its legislative mandate as set out under the Constitution of Kenya. The County Assembly in an effort to digitize its operations and in discharging its legislative mandate as stipulated under Article 185 of the constitution of Kenya, 2010 and contain the spread of the COVID-19, developed a policy framework on holding virtual committee and assembly sittings.

In light of the above, I urge the Honorable Members to continue transacting business remotely where possible as we await further guidelines from the National Emergency Response Committee.

Honorable Members,

I urge you and members of staff to continue observing the Ministry of Health guidelines on social distancing, usage of masks and other hygiene measures since we are in unprecedented times, and have to be ready to conduct ourselves in new ways.

Honorable Members,

In keeping up with the guidelines issued by the National Emergency Response Committee NERC on minimizing the time spent in one place / meeting, I direct that the Assembly do conduct its morning and afternoon sitting consecutively.

Honorable members I wish you all the best as you continue to fulfill your mandate.

I thank you.

**5. NOTICES OF MOTION**

The following notice of motion was given;

**NOTICE OF MOTION - APPROVAL OF THE ASSEMBLY BUSINESS COMMITTEE**

*(Hon. Kathenya Peterson Mwirigi- Leader of Majority Party)*

THAT, pursuant to Standing Order 216, the County Assembly approves the following Members of the County Assembly to be Members of the Assembly Business Committee:-

1. Hon. David John Mbaya -Speaker -Chairperson
2. Hon. Mucee Njagi John -Deputy Speaker
3. Hon. Kathenya Peterson Mwirigi -Leader of Majority Party
4. Hon. Derebia Wilson Nyaga -Leader of Minority Party
5. Hon. Kigwari Bonifacia Njeri -Majority Party whip
6. Hon. Erastus Kinyua -Minority Party whip
7. Hon. Karangi Samuel Muthini
8. Hon. Gitonga Karen Karimi
9. Hon. Rugia Bernard Mutegi

**6. MOTION - APPROVAL OF THE ASSEMBLY BUSINESS COMMITTEE**

*(Hon. Kathenya Peterson Mwirigi- Leader of Majority Party)*

THAT pursuant to Standing Order 216, the County Assembly approves the following Members of the County Assembly to be Members of the Assembly Business Committee: -

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5. Hon. Kigwari Bonifacia Njeri -Majority Party whip
6. Hon. Erastus Kinyua -Minority Party whip
7. Hon. Karangi Samuel Muthini
8. Hon. Gitonga Karen Karimi
9. Hon. Rugia Bernard Mutegi

Order read;

Motion made and question proposed;

Debate arising;

There being no any other member willing to contribute mover replied;

**Question put and agreed to.**

**RESOLVED ACCORDINGLY;**

**THAT,** pursuant to Standing Order 216, the County Assembly approves the following Members of the County Assembly to be Members of the Assembly Business Committee: -

1. Hon. David John Mbaya -Speaker of the County Assembly -Chairperson
2. Hon. Mucee Njagi John -Deputy Speaker
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7. Hon. Karangi Samuel Muthini
8. Hon. Gitonga Karen Karimi
9. Hon. Rugia Bernard Mutegi

7. **COUNTY ASSEMBLY ROSE** – at eight minutes past ten O'clock

**MEMORANDUM**

*The Speaker will take the Chair on  
Wednesday, 9<sup>th</sup> February, 2021 at 2.30 p.m.*

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