



THE COUNTY ASSEMBLY OF THARAKA NITHI
SECOND ASSEMBLY – (FOURTH SESSION)
VOTES AND PROCEEDINGS
TUESDAY, 23RD MARCH, 2021 AT 2.30 P.M.

1. The House (County Assembly) assembled at thirty minutes past two O'clock.
2. The Proceedings were opened with Prayer said by the Hon. Speaker.
3. **COMMITTEE OF THE WHOLE**

Order for Committee read;

IN THE COMMITTEE

[Hon. John Mucee-the Chairperson of Committees in the Chair]

The Tharaka Nithi County Water Services Bill, 2020

Clauses 3 & 40

Motion made and question proposed;

THAT, Clauses 3 & 40 be part of the Bill

Question put and agreed to.

Schedule

Motion made and question proposed;

THAT, Schedule be part of the bill;

Question put and agreed to.

Interpretation

Motion made and question proposed;

THAT, Interpretation be part of the bill;

Question put and agreed to.

Title

Motion made and question proposed;

That, Title be part of the bill;

Question put and agreed to.

RESOLVED ACCORDINGLY;

THAT, the Committee do report on its consideration of the Tharaka Nithi County Health Services and Sanitation Bill, 2020 and its approval thereof with amendments.

4. **HOUSE RESUMED** -Speaker in the Chair.

5. **THE THARAKA NITHI COUNTY WATER SERVICES BILL, 2020**

Bill reported;

Motion made and question proposed;

THAT, the County Assembly do agree with the Committee in the said report.

(Hon Njagi Musee -Chairperson of Committees)

There being no other Member wishing to contribute;

Question put and agreed to.

Motion made and question proposed;

THAT, the Tharaka Nithi County Water Services Bill, 2020 be now read a Third Time.

Question put and agreed to.

RESOLVED ACCORDINGLY;

THAT, the Tharaka Nithi County Water Services Bill, 2020 be now read a Third Time.

The Bill was read a Third Time and passed.

6. **COMMITTEE OF THE WHOLE**

Order for Committee read;

IN THE COMMITTEE

[Hon. John Mucee-the Chairperson of Committees in the Chair]

THE THARAKA NITHI COUNTY ALCOHOLIC DRINKS BILL, 2020

Clauses 3 & 5

Motion made and question proposed;

THAT, Clauses 3 & 5 be part of the Bill

Question put and agreed to.

Clause 6- Amendment proposed

THAT, Clause 6;

a) Sub-Clause 4(b) be amended by deleting the words ‘the County Commissioner who shall be the alternate chairperson’ and substitute therefor with the words ‘a representative from the office of the County Commissioner’;

b) That subclause (j) be amended by inserting the words ‘in consultation with the liquor dealers association’ at the end of the subclause;

Question put and agreed to.

Motion made and question proposed;
THAT, Clause 6 as amended be part of the Bill

Question put and agreed to.

Clause 7, Amendment proposed

That Clause 7;

A) Subclause 4(b) be amended by deleting the words ‘who shall be the alternate chairperson’ appearing at the end of the sub-clause;

Motion made and question proposed;

b) Subclause 4(b) be amended by deleting the words ‘who shall be the alternate chairperson’ appearing at the end of the sub-clause;

c) subclause 4(h) be amended by deleting the words ‘one of whom shall be a’ appearing after the word ‘Member’ and before the word ‘youth’ and substitute therefor with the words ‘taking into account the’;

Question put and agreed to.

Motion made and question proposed;
THAT, Clause 7 as amended be part of the Bill

Question put and agreed to.

Clause 8-10

THAT, clauses 8-10 be part of the Bill

Motion made and question proposed;

Question put and agreed to.

Clause 11

THAT,

a) Sub Clause 3 be amended by deleting the words ‘and the time, date and place of the meeting’ appearing after the words ‘applied for’ and before the words ‘and shall forthwith’;

b) Sub-clause 3(a) be amended by deleting the words ‘for a period not less than 21 consecutive days’ appearing at the end of the subclause;

c) That Clause 11 be amended by deleting the entire sub clause 3(c), subclause 3(d) and subclause (4);

Question put and agreed to.

Motion made and question proposed;

THAT, Clause 11 as amended be part of the Bill

Question put and agreed to.

Clause 12 & 13

Motion made and question proposed;

THAT, Clauses 12 & 13 be part of the Bill

Question put and agreed to.

Clause 14-Amendment proposed

THAT,

a) sub-clause (1) be amended by deleting the words ‘upon recommendation of the committee’ appearing between the words ‘and 13’ and the words ‘the directorate’;

b) be amended by deleting the word ‘committee’ wherever it appears in the Clause and substituting therefore with the word ‘directorate’;

Question put and agreed to.

Motion made and question proposed;

THAT, Clause 14 as amended be part of the Bill

Question put and agreed to.

Clause 15

Motion made and question proposed;

THAT, Clause 15 be part of the Bill

Question put and agreed to.

Clause 16-Amendment proposed

THAT, Clause 16 be amended by deleting the entire subclause I(c);

Question put and agreed to.

Motion made and question proposed;

THAT, Clause 16 as amended be part of the Bill

Question put and agreed to.

Clauses 17-64

Motion made and question proposed;

THAT, Clause 17-64 be part of the Bill

Question put and agreed to.

Schedule 1-3

Motion made and question proposed;

THAT, Schedule 1-3 be part of the bill;

Question put and agreed to.

Fourth Schedule

That the Fourth Schedule be amended by inserting ‘a provisional license will be charged 50% of the value of the license applied for’.

Question put and agreed to.

Motion made and question proposed;

THAT, Schedule as amended be part of the bill;

Question put and agreed to.

Interpretation

Motion made and question proposed;

THAT, Interpretation be part of the bill;

Question put and agreed to.

Title

Motion made and question propose;

THAT, the Title be part of the Bill

Question put and agreed to.

RESOLVED ACCORDINGLY;

THAT, the Committee do report on its consideration of the Tharaka Nithi County Alcoholic Drinks Control Bill, 2020 and its approval thereof with amendments.

7. **HOUSE RESUMED** - Speaker in the Chair

8. **THE THARAKA NITHI COUNTY ALCOHOLIC DRINKS CONTROL BILL, 2020**

Bill reported with amendments;

Motion made and question proposed;

THAT, the County Assembly do agree with the Committee in the said report.

(Hon Njagi Musee- Chairperson of Committees)

There being no other Member wishing to contribute;

Question put and agreed to.

Motion made and question proposed;

THAT, the Tharaka Nithi County Health Services and Sanitation Bill, 2021 be now read a Third Time.

Question put and agreed to.

RESOLVED ACCORDINGLY;

THAT, the Tharaka Nithi County Alcoholic Drinks Control Bill, 2021 be now read a Third Time.

The Bill was read a Third Time and passed.

9. **PROCEDURAL MOTION- HANDLING OF MESSAGES, REPORTS AND CRITICAL BUSINESS WHEN THE ASSEMBLY IS NOT IN SESSION.**

(Hon. Karangi Samuel Muthini, MCA)

AWARE THAT; the Assembly Standing Order 53(2) provides that if a message is received from the Governor or the Senator of the County, at a time when the Assembly is not in session, the Speaker shall forthwith cause the message to be transmitted to every Member and shall report the message to the Assembly on the day the Assembly next sits;

COGNIZANT THAT; the Assembly is set to proceed for recess as per the approved Tharaka Nithi County Assembly Calendar;

RECOGNIZING THAT; we as an assembly need to device ways on how the effects of the pandemic do not affect our service delivery as provided for under Article 185 of the constitution of Kenya and section 8 of the County Government Act 2012;

NOW THEREFORE; for uninterrupted flow of County business during and at anytime when the Assembly is not sitting either during recess or otherwise and notwithstanding the provisions of Standing Order 81(1), this Assembly resolves that the Speaker do

refer any report received in accordance with Article 183(3) of the Constitution of Kenya, 2010 to the relevant County Assembly Committee.

10. **COUNTY ASSEMBLY ROSE** - at forty minutes past four O'clock.

M E M O R A N D U M

*The Speaker will take the Chair on
Tuesday 6th April, 2021 at 9.30 a.m.*

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