

NATIONAL ASSEMBLY

OFFICIAL REPORT

Thursday 1st July, 1999

The House met at 2.30 p.m.

[Mr. Deputy Speaker in the Chair]

PRAYERS

ORAL ANSWERS TO QUESTIONS

Question No.208

SURRENDER OF GK VEHICLES BY MINISTRIES

Mr. Kathangu asked the Minister of State, Office of the President:-

(a) how many Government vehicles have been surrendered by the respective Ministries since the directive to do so after the 1998/99 Budget; and,

(b) whether he could give details on which Ministries adhered to the directive and which vehicles they surrendered.

The Assistant Minister, Office of the President (Mr. Haji): Mr. Deputy Speaker, Sir, I beg to reply.

(a) In the 1998/99 Budget Speech, Ministries with extra vehicles were required to surrender them. Eleven of these vehicles were surrendered.

(b) The 11 vehicles were surrendered by the following Ministries and Departments:

(i) Office of the President - Cabinet Office - Mercedes Benz GK Q143; Mercedes Benz GK L425 and Mercedes Benz GK L208.

(ii) Office of the Vice-President and Ministry of Planning and National Development - Mercedes Benz KAC 8973; Mercedes Benz KAC 8821; Peugeot 405 GK Y585; Peugeot 504 GK M646; Peugeot 504 GK M680 and Volvo GK R786;

(iii) Ministry of Public Works and Housing - Volvo 940 GLE GK Y539.

(iv) Ministry of Co-operative Development - Peugeot 504 GK Z648.

Mr. Kathangu: Mr. Deputy Speaker, Sir, first of all, I have not been issued with a written answer and as a result, I am not able to follow the details the Assistant Minister is reading. However, did the Assistant Minister say that there were 11 vehicles which were surrendered and if so, were these vehicles the only ones ordered to be surrendered by the Minister for Finance last year?

Mr. Haji: Mr. Deputy Speaker, Sir, in my reply, I said that only 11 vehicles were surrendered.

Mr. Anyona: Mr. Deputy Speaker, Sir, the question of the surrender of vehicles was a big issue in the Budget last year. Now, unless it was a big joke or some kind of a hoax, there could not have been a provision in the Budget to have vehicles surrendered if they did not exist. Now, could we be told the number of vehicles that were considered to be over and above the entitlement of each Ministry? How many vehicles were we talking about and is that policy dead now or is it still in operation?

Mr. Haji: Mr. Deputy Speaker, Sir, we are not here to joke. We are very serious. The extra vehicles are the ones which were surrendered and, during the Budget Speech, there was no mention of the number of vehicles surrendered. What was said was that "Any extra vehicles held by any Ministry or Departments will be surrendered."

Mr. Kathangu: Mr. Deputy Speaker, Sir, definitely the Assistant Minister is not in order and if he is, let him clarify that the Minister for Finance, last year, told this House that each of the Permanent Secretaries and their Ministers had more than two vehicles which were supposed to be surrendered. The Assistant Minister has mentioned only four Ministries that have surrendered only 11 vehicles. I am wondering whether it is in order for the Assistant Minister to misdirect this House.

Mr. Haji: Mr. Deputy Speaker, Sir, I once again want to assure the Member that I am not misdirecting the House. What actually happened is that most of the vehicles were found to have been acquired as donor-assistance to various departments and Ministries for specific projects. So, it was not possible to withdraw those vehicles without

infringing---

Mr. Deputy Speaker: Mr. Haji, but these vehicles were supposed to be withdrawn so that the Government may effect some savings. They were purely staff cars and not project vehicles.

Mr. Haji: Mr. Deputy Speaker, Sir, I am talking generally about vehicles which were supposed to have been withdrawn. I said that the surrender of such vehicles would infringe the agreement under which those vehicles were donated to the Kenya Government.

Mr. Kihara: Mr. Deputy Speaker, Sir, could the Assistant Minister confirm or deny that most of those vehicles which were supposed to be surrendered had their registration numbers change from GK number plates to civilian number plates? They are outside here in Parliament and our drivers can testify to that; that the vehicles were merely registered as civilian vehicles so that they are not surrendered. You are not serious!

Mr. Haji: Mr. Deputy Speaker, Sir, I respect the hon. Member. He is a great friend of mine. I think that is a very, very serious allegation. I want him to substantiate his allegation!

Mr. Murungi: Mr. Deputy Speaker, Sir, we understand that most of these 11 vehicles, which were surrendered, were boarded vehicles which were removed from junkyards but they had retained their number plates. Could the Assistant Minister tell the House which of these vehicles are not boarded?

Mr. Haji: Mr. Deputy Speaker, Sir, none of the vehicles was boarded. I also respect the hon. Questioner. I will give him a ride in one of those vehicles one day, if he so wishes.

Dr. Kituyi: Mr. Deputy Speaker, Sir, could the good Assistant Minister explain to the House why, at a time when the Office of the President is purporting to be surrendering some of its vehicles, it has actually increased the number of vehicles in the Presidential motorcade? Could he also explain whether it is, in fact, not the case that the Mercedes Benz vehicles being removed are of the earlier type, and are being replaced by the "S" Series and "Elegance 240", and two brand new four-wheel-drive vehicles? Since there has been an increase in the cars in the Office of the President, how can he claim that there is a reduction in the number of the same?

Mr. Haji: Mr. Deputy Speaker, Sir, I think that is yet another very serious allegation. There is no vehicle which has been replaced with a new one.

Dr. Kituyi: On a point of order, Mr. Deputy Speaker, Sir. Is the Assistant Minister in order to mislead this House that the Office of the President has not bought a new fleet of vehicles since the last financial year, when everybody knows that this has happened? We can demonstrate that a number of vehicles in the Presidential motorcade are now the "S" Series cars, which were not there in the last Budget.

Mr. Haji: Mr. Deputy Speaker, Sir, I think the issue being raised by hon. Kituyi is out of the question. The hon. Questioner seeks to know the number of vehicles surrendered, and not the number of new vehicles bought.

Mr. Deputy Speaker: Order! Order, Mr. Assistant Minister! Hon. Members are entitled to ask you supplementary questions, which could not have been part of the original Question.

Mr. Haji: Mr. Deputy Speaker, Sir, I think the---

Mr. Deputy Speaker: Mr. Assistant Minister, if you are not in possession of the information just say so.

Mr. Haji: Mr. Deputy Speaker, Sir, mine is not a question of not having the information.

Mr. Deputy Speaker: Then answer the question!

Mr. Haji: Mr. Deputy Speaker, Sir, I am telling the hon. Member that there are no such vehicles in the Office of the President.

Mr. Deputy Speaker: Answer the question!

Mr. Haji: What answer do you want me to give, Mr. Deputy Speaker, Sir?

Mr. Wamae: On a point of order, Mr. Deputy Speaker, Sir. Is it in order for the Assistant Minister to continue insisting that no new vehicles have been bought by his Ministry, when we have seen those vehicles physically? Will I be in order to request him to go back and get the facts right?

Mr. Haji: Mr. Deputy Speaker, Sir, I have not denied that the Office of the President has bought new vehicles. We have bought vehicles for District Officers (DOs) and District Commissioners (DCs), who are under the Office of the President.

Mr. Anyona: On a point of order, Mr. Deputy Speaker, Sir. There is an issue I raised which the Assistant Minister has not addressed. The decision to have extra vehicles surrendered was a policy matter. So, is the Assistant Minister telling us that the policy has been abandoned and that, that is why it was not even implemented in the first place? We want to know whether the policy is still there or not.

Mr. Haji: Mr. Deputy Speaker, Sir, the policy was not to stop buying vehicles where they are needed. The policy was to surrender any extra vehicles which were being held by any Ministry. Unless we want Government operations in this country to come to a standstill, we will continue buying vehicles when they are needed.

Mr. N. Nyagah: On a point of order, Mr. Deputy Speaker, Sir. You heard the Assistant Minister say very

clearly that vehicles were supposed to be surrendered, if Ministries had extra vehicles. Could he explain why the Permanent Secretary in the Ministry of Health had five vehicles assigned to him? During my contribution, recently, I gave the registration numbers of the vehicles in this House. Why did the Permanent Secretary use five vehicles, and why have those vehicles not been surrendered to date?

Mr. Haji: Mr. Deputy Speaker, Sir, I think the hon. Member wants to turn me into a parrot. He was not here when I answered the Question.

Mr. Wambua: On a point of order Mr. Deputy Speaker, Sir. Is it in order for the Assistant Minister to mislead the House? Could he tell the House about the two jeeps, one of which was given to Kiminza to use for his campaign after he defected to KANU, while the other was given to Mr. Ndotto, the then Kitui District KANU chairman? Were those vehicles bought---

Mr. Deputy Speaker: Order! Order! Mr. Wambua, that is not a point of order. It is a question which you did not rise to ask. So, the Assistant Minister does not need to answer it. Let us go to Dr. Ochuodho's Question!

Mr. Kathangu: On a question of privilege, Mr. Deputy Speaker, Sir. I have not finished my supplementary questions. The Assistant Minister has not finished answering my questions.

Mr. Deputy Speaker: You have asked enough questions. We are running short of time. Proceed, Dr. Ochuodho!

Dr. Ochuodho: Mr. Deputy Speaker, Sir, I have not received the written reply to my Question. However, I will ask the Question.

Question No.232

DISTRIBUTION OF YOUTH/WOMEN DEVELOPMENT FUNDS

Dr. Ochuodho asked the Minister of State, Office of the President:-

(a) how the Youth and Women Development Funds were distributed on a province-by-province basis;

(b) which groups in Homa Bay District benefited from the fund, and how much money each of them received; and,

(c) whether there has been any follow-up to evaluate the impact of the funds and ascertain their proper use.

Mr. Anyona: On a point of order, Mr. Deputy Speaker, Sir. It is mandatory under the Standing Orders that hon. Members get copies of the written answers to Questions. This is the second case this afternoon where hon. Members have not received the written answers to Questions. Now that the hon. Questioner has raised the matter, could the Minister explain what has happened? In any case, how could the Chair contravene the Standing Orders of this House about this matter?

Mr. Deputy Speaker: Hon. Ministers, it is mandatory to supply written answers to Questions to hon. Questioners. They facilitate the asking of supplementary questions. So, before you come to answer any Question, ensure that the hon. Questioner is in possession of your written reply to that Question. If you do not do that, I will have to stop you from proceeding with your reply to that Question.

The Assistant Minister, Office of the President (Mr. Samoei): Mr. Deputy Speaker, Sir, before I reply to the Question, I would like to say that I actually dispatched a written reply to this Question to the hon. Member, and---

Dr. Ochuodho: On a point of order, Mr. Deputy Speaker, Sir. This is the second time the same Ministry is insisting that it dispatched to me a written reply to my Question in---

Mr. Deputy Speaker: Order! Order! Hon. Ochuodho, you cannot revisit an issue over which a ruling has been made in your favour. Raising that point of order does not give you the written answer right now, anyway. I have cautioned the Ministers that if they do not supply hon. Questioners with copies of the written replies, I will stop them from answering Questions. So, proceed, Mr. Assistant Minister!

The Assistant Minister, Office of the President (Mr. Samoei): Mr. Deputy Speaker, Sir, I beg to reply.

(a) The National Youth and Women Development Funds were distributed on province-by-province basis as shown in this schedule, which I will read out to the House.

Mr. Deputy Speaker: Mr. Assistant Minister, how long is the schedule?

The Assistant Minister, Office of the President (Mr. Samoei): Mr. Deputy Speaker, Sir, I am just going to read out the figures for every province.

Mr. Deputy Speaker: No! If it is long, just lay it on the Table. We are running out of time.

The Assistant Minister, Office of the President (Mr. Samoei): Mr. Deputy Speaker, Sir, if that is the wish

of the Chair, I will oblige although I wanted to give a highlight of how the money was distributed.

Mr. Deputy Speaker: That is why I am asking you how long it is, Mr. Assistant Minister.

The Assistant Minister, Office of the President (Mr. Samoei): Mr. Deputy Speaker, Sir, it will not take me one minute to highlight this.

Mr. Deputy Speaker: It is okay, then. Proceed!

The Assistant Minister, Office of the President (Mr. Samoei): Mr. Deputy Speaker, the Rift Valley Province received a total of

[The Assistant Minister, Office of the President]

Kshs272,735,365. I am sorry, the province received---

(The Assistant Minister perused his document)

Mr. Deputy Speaker: Order, Mr. Assistant Minister! It is out of order for you to start doing your homework on the Dispatch Box. Since you have the information, and you are going to take your time to even understand it yourself, go ahead and lay it on the Table, and give the hon. Member a copy of that schedule, so that he can raise some supplementary questions. I will not allow you time to study the schedule on the Dispatch Box.

The Assistant Minister, Office of the President (Mr. Samoei): Mr. Deputy Speaker, I will oblige and lay the document on the Table.

(Hon. Samoei laid the document on the Table)

Mr. Deputy Speaker: Will you give a copy to the hon. Questioner?

The Assistant Minister, Office of the President (Mr. Samoei): Yes, Mr. Deputy Speaker. I would like to say that I have just laid on the Table copies of a document on the National Women Development Fund and the National Youth Development Fund on province-by-province basis and, also, on district-by-district basis.

Mr. Parpai: On point of order, Mr. Deputy Speaker, Sir. Is it in order for the Assistant Minister to lay on the Table documents which he cannot interpret? Is that not going to be more confusing than---

Mr. Deputy Speaker: Hon. Parpai, give the Assistant Minister a chance. Tabling a document is a lot easier than interpreting what is in it.

(Laughter)

The Assistant Minister, Office of the President (Mr. Samoei): Mr. Deputy Speaker, Sir, in case Dr. Ochuodho will have any problems in interpreting the data, he can---

Mr. Deputy Speaker: Proceed with your reply, Mr. Assistant Minister; we are running out of time!

The Assistant Minister, Office of the President (Mr. Samoei): Mr. Deputy Speaker, Sir, I would like to respond to part "b" of the Question as follows:

(b) I also have documents to show the various divisions in Homa Bay District. It also shows the specific women and youth groups that received money from the National Youth and Women Development Fund.

(c) Both the District and Divisional Development Committees are monitoring and evaluating the impact of the funds on the groups.

Mr. Maitha: Mr. Deputy Speaker, Sir, the whereabouts of these funds is very important to this country because most women and youth groups are now complaining that these funds did not reach them. Could the Assistant Minister assure this House that these funds actually reached the youths or women groups?

Mr. Samoei: Mr. Deputy Speaker, Sir, by and large, I can confirm that a big portion of this money did actually reach the intended groups and, if the hon. Member has specific groups, I could assist in following up their case.

*(Mr. Affey consulted with somebody
on the Civil Servants' Bench)*

Mr. Deputy Speaker: Order! Order, over there! Those are strangers and you cannot hold a conference with

them!

Dr. Ochuodho: Mr. Deputy Speaker, Sir, with due respect, I will just read out one or two items. I understand why the Assistant Minister did not want to read it out; Rift Valley Province received Kshs257 million; Central Province received Kshs97 million while the other provinces received money as follows: Eastern Province Kshs86 million, Nyanza Province Kshs47 million, Western Province Kshs39 million, Coast Province Kshs33 million, Nairobi Province Kshs17 million and North Eastern Province received Kshs7 million. That is the data the Assistant Minister was not able to read out to us.

However, the answers given for parts "b" and "c" of the Question do not have the details of the groups which were alleged to have received this money in my district. But even without looking at the list, can the Assistant Minister confirm whether this money was just meant for KANU women groups alone, or women groups in general in the country?

Mr. Samoei: Mr. Deputy Speaker, Sir, I think the hon. Member knows very well that certain parties discouraged women and youth groups in their areas from collecting this money. I want to confirm that this money was distributed as per the contributions that were received from the various provinces.

Mr. Wamae: Mr. Deputy Speaker, Sir, would the Assistant Minister let the House know those women and youth groups which participated but they never received any money? Where should they make their complaints? There are many which did not receive any money.

Mr. Samoei: Mr. Deputy Speaker, Sir, the complaints that we have received have so far been addressed adequately by the Provincial Administration. I wish to advise the hon. Member that women groups who have not received their money can forward their complaints to the District Commissioners through the District Officers.

Mr. Anyona: Mr. Deputy Speaker, Sir, the truth of the matter is that, as much money as ever got to the districts went into the pockets of a few individuals. It went either to people who were purported to be Committee Members or something like that. I heard the other day from an assistant chief of one of my areas that the money for that particular sub-location went into the pockets of three officials. But, be that as it may, there was some kind of synopsis of the kind of the projects that were meant for these particular Funds. Can the Assistant Minister tell us which of those projects are actually now being developed, and in which areas? Otherwise, if people got money for drinking, it was a worthless exercise!

Mr. Samoei: Mr. Deputy Speaker, Sir, I am not aware that money was used for drinking in this particular exercise. I want to state that the monies from these Funds were paid by cheques to the individual groups. If any money was misappropriated in the process, specific complaints should be made so that we can carry out investigations and recover it.

As for the second part of his question, the projects for which these funds were raised were as varied as the women groups, and I cannot name a particular project. The women groups themselves came up with the projects they had in mind, and it was basically up to them to implement the particular projects they had forwarded. As I have said, the District Development Committees are evaluating the projects in question.

Dr. Ochuodho: Mr. Deputy Speaker, Sir, I need your guidance first. The hon. Assistant Minister in his reply to parts "b" and "c" said he forwarded the answer, but the office of the Clerk of the National Assembly does not seem to have the answer. With due respect, it is as if two parts of the Question have not been answered. Could that get sorted out?

However, I also wanted to let the House know that with regard to the youths, Kshs126 million was given to Rift Valley Province; Central Province got kshs28 million, Eastern Province got Kshs19 million; Coast Province got Kshs15 million, Nyanza Province got Kshs23 million---

The Assistant Minister for Local Authorities (Mr. Sasura): On a point of order, Mr. Deputy Speaker, Sir. Is it in order for hon. Ochuodho to keep on reading out the whole list when the Assistant Minister was denied the chance to do that because of shortage of time?

Mr. Deputy Speaker: Order! Order! I did not deny the Assistant Minister a chance to read the list; he just was not capable of reading it! Proceed!

(Laughter)

Dr. Ochuodho: Thank you, Mr. Deputy Speaker, Sir, for your defence. I said Nyanza Province got Kshs33 and Western Province finally---

Mr. Deputy Speaker: Order! Order, Dr. Ochuodho! The document has been laid on the Table, so it is available to Members!

Dr. Ochuodho: Mr. Deputy Speaker, Sir, you can see a certain pattern emerging. Could the Assistant

Minister tell us what criteria was used to award money differently for different provinces? What follow-up have they done to ensure that this money reached those groups and was used for the intended purposes?

Mr. Samoei: Mr. Deputy Speaker, Sir, I want to, first and foremost, inform the hon. Member that the specific groups from Homa Bay District are here. I also want to clear the fact that I was not unable to read out the document Dr. Ochuodho is reading out. It was because of the pressure of the Chair on me to save time. But meanwhile, I want to tell Dr. Ochuodho that the break down of the distribution is shown. As I have said, the method used in the distribution of the Women Development Fund was the same method used in the distribution of the Youth Development Fund. It was shared on a prorata basis on as per the contributions from the various provinces.

Question No.187

REHABILITATION OF MALINDI WATER SUPPLY

Mr. Badawy asked the Minister for Water Resources:-

(a) what has caused the delay in the implementation of the rehabilitation of water supply and distribution system leading to Malindi Hospital, Malindi High School and Casuarina point in Malindi Town; and,

(b) when this project will be launched.

The Assistant Minister for Water resources (Mr. Mokku): Mr. Deputy Speaker, Sir, I beg to reply.

(a) The delay in the implementation of the rehabilitation of water supply and distribution system leading to Malindi Hospital, Malindi High School and Casuarina point has been caused by lack of funds.

(b) The project will be implemented during the 1999/2000 Financial Year at an estimated cost of Kshs4 million.

Mr. Badawy: Mr. Deputy Speaker, Sir, if anything, that answer from the Ministry of Water Resources is the opposite. The officers in the field have all along told us that funds have been procured from a German organisation, namely the KFW, and that the Ministry has not been able to comply with the requirements of the donors. One of the requirements was that the Ministry appoints a private consultant to collect the revenue. The Assistant Minister is telling us here that they are expecting to fund this project from the revenue collected. Could the Assistant Minister confirm or deny that the Bank for Reconstruction of Germany has set aside funds, for the last six years, and that the Ministry has failed to comply with the conditions given by the donor?

Mr. Mokku: Mr. Deputy Speaker, Sir, I deny what the hon. Member has just said. As regards the issue raised in the Question, I am assuring the hon. Member that the funding will not come from any donor, but from the revenue collected by the National Water Conservation and Pipeline Corporation (NWCPC). I can assure the hon. Member that the project will be implemented.

Mr. Kamolleh: Mr. Deputy Speaker, Sir, I would like the Assistant Minister to assure this House that, in fact, the NWCPC is not the stumbling block as far as the taking off of this project is concerned. Money has been aside by the KFW, of Germany, but, in fact, whenever the consultants collect the revenue, the NWCPC consumes it. The consultants have not been paid, and that is why they moved out. Could the Assistant Minister confirm or deny that?

Mr. Mokku: Mr. Deputy Speaker, Sir, I have confirmed to hon. Badawy about that issue. Also, I would like to confirm to hon. Kamolleh that I am unaware of those allegations.

Mr. Maitha: On a point of order, Mr. Deputy Speaker, Sir.

Mr. Deputy Speaker: Order! The Assistant Minister is responding to a point of order!

Mr. Mokku: Mr. Deputy Speaker, Sir, I am assuring the hon. Member that the project, regardless of how long it has been delayed, will take off and the people of Malindi will get water.

Mr. Maitha: Mr. Deputy Speaker, Sir, as hon. Badawy stated, the Ministry knows that the donor's money is available. But the Assistant Minister has denied that. Why can the Assistant Minister not ask for proof so that he can now take up the matter?

Mr. Mokku: Mr. Deputy Speaker, Sir, the hon. Member is repeating the earlier question asked by his predecessor. I am not talking about the money from the donor. I am saying that the project will be funded from the revenue collected by the NWCPC. That is what the hon. Member should stick to. Actually, the project is just about to take off.

Mr. Deputy Speaker: Mr. Badawy, the last question!

Mr. Badawy: Mr. Deputy Speaker, Sir, could the Assistant Minister stipulate the time-frame within which this project will be implemented during this Financial Year? That is because, I am a bit sceptical about his promise, as there is the Mida Masangoni Water Project in Malindi, also funded from the revenue collected by the NWCPC. It

stalled because of lack of funds. When will these two projects take off?

Mr. Mokku: Mr. Deputy Speaker, Sir, concerning this other project, I will give the hon. Member the response as soon as he puts the issue across to us. But as for this project, it will be implemented during the year 1999/2000.

Mr. Deputy Speaker: Next Question!

Question No.158

MEMBERSHIP OF LAND CONTROL BOARDS

Mr. Murungi asked the Minister for Lands and Settlement:-

(a) who the members of the following Boards are:

(i) Nkuene Land Control Board;

(ii) Abogeta Land Control Board;

(iii) Igoji Land Control Board, in South Imenti Constituency; and,

(b) why he failed to change the members of these Land Control Boards since 1993, despite numerous complaints by wananchi.

The Minister for Lands and Settlement (Mr. Ndambuki): Mr. Deputy Speaker, Sir, I beg to reply.

The Members of Nkuene, Abogeta and Igoji Land Control Boards in South Imenti Constituency are as follows:

(1) Nkuene: District Commissioner, Wilson Matiri M'Riutago, Jane Gaturiri M'Ithinji, Dionisio Mutwiri, Joseph Mathiu Kirika, Silas M'Ithinji Njuki, Silas Murithi and Raphael Muguna M'Rutere.

(2) Abogeta: District Commissioner, Eugenio Muchomba, Jane Mathendu, Joseph Makathimo, Ferdnard Nkanata, Lawrence Mutua, Divisional Agricultural Officer and Assistant Education Officer.

(3) Igoji: District Commissioner, M'Nkanata M'Murungi, Josephat M'Rithaa, Ephantus Muriithi, Gudi Raimbii, Julia K. Jasper and Bidan Kinyambu.

(b) The members of the Boards were appointed on 24th July, 1998, through a Gazette Notice as required by the law.

Mr. Murungi: Mr. Deputy Speaker, Sir, we have a problem in South Imenti Constituency, because we seem to have life members on the Land Control Boards. According to the Land Control Act, Cap 302, the Laws of Kenya, Section 5, members of the Land Control Board should include two persons nominated by the county council and not more than seven persons resident within the area of jurisdiction of the Board. Could the Minister pinpoint from his list who the two members nominated by the Meru County Council to the three Land Control Boards are?

Secondly, in the list of names that he read, there is a lady by the name, Ms Jane Gatuiru Githinji, who is not a resident of South Imenti Constituency. Can the Minister explain to the House on what basis does she sit on the Land Control Board in South Imenti Constituency when she is a resident of Central Imenti Constituency?

Mr. Ndambuki: Mr. Deputy Speaker, Sir, I cannot pinpoint that name. But I request the hon. Member, and other hon. Members, that if they have problems with the membership of Land Control Boards within their areas, they should go back and sit with their people and draw fresh recommendations. We will act on them as required.

Mr. Deputy Speaker: Very well. But, Mr. Minister, this Question is before the House. If you do not have the information, I will defer it so that you can come back when you are prepared. But the answer you are giving him is not satisfactory. Mr. Murungi, if you want him to come back when he is better armed, I will defer the Question.

Mr. Murungi: Mr. Deputy Speaker, Sir, in fact, with your permission, the Meru County Council has not nominated any persons to the Board as it appears on the Minister's list. The Minister cannot contend that, that lady in the list, whom I know, resides in South Imenti Constituency. I know that she does not reside there. So, his list is illegal as it is contrary to the Land Control Board Act, Cap 302, of the Laws of Kenya. The list is illegal as it has been prepared by the DC Meru after consultations with the DOs. In fact, the same names the Minister read out appear in the Gazette Notice of 1993. Could the Minister assure this House that he will give that list of names a fresh look and reconstitute the members of the Land Control Board in South Imenti Constituency?

Mr. Ndambuki: Mr. Deputy Speaker, Sir, I am ready to look at it, but as he said, the hon. Member did sit down with the DC. I would like them to forward the names to the my office and I will look at them afresh.

Question No.062

REHABILITATION OF KITINDA DAIRY

Mr. Munyasia, on behalf of **Mr. Wafula**, asked the Minister for Co-operative Development what he plans to do to revive the collapsed Kitinda Dairy in Bungoma.

Mr. Deputy Speaker: Is there any one from the Ministry of Co-operative Development? Well, we will come back to the Question later.

Next Question, Mr. Wambua!

Question No.071

CONSTRUCTION OF BRIDGE ACROSS THIKA RIVER

Mr. Wambua asked the Minister for Public Works and Housing:-

(a) whether he is aware that people cannot cross Thika River from Mbembani to Kwandolo area due to lack of a bridge; and,

(b) if the answer to "a" above is in the affirmative, when the construction of this bridge will start.

The Assistant Minister for Public Works and Housing (Mr. Khaniri): Mr. Deputy Speaker, Sir, I beg to give the following reply.

(a) I am aware that people cannot cross Thika River from Mbembani to Kwandolo area due to lack of a bridge.

(b) The construction of this bridge will not start because the road connecting the two areas is not classified. The Ministry only constructs bridges on classified roads. The hon. Member is, therefore, advised to request the local District Development Committee (DDC) to recommend for its classification for future consideration by the Ministry.

Mr. Wambua: Mr. Deputy Speaker, I think the Assistant Minister did not understand the Question. In my Question, I informed him that people cannot cross Thika River. I did not say that vehicles could not use the road. Could the Assistant Minister construct even a foot bridge where people can cross, because people usually walk for more than 30 kilometres to find a crossing bridge?

Mr. Khaniri: Mr. Deputy Speaker, Sir, I am getting worried about the level of concentration of the hon. Member. When he says I did not understand the Question and yet I precisely answered what he had asked for, then I really do not understand. However, as I stated earlier, this particular road, which the hon. Member is talking about, is not a classified road and, therefore, it is not under my jurisdiction. However, there is an alternative road which is under my jurisdiction, that is, Ekarakara-Matuu-Ngoriba-Mavoloni Road.

Mr. Muchiri: Mr. Deputy Speaker, Sir, the Question here states that there is no bridge and there is no way people can cross the Thika River. They have got to travel for a distance of 30 kilometres. Could the Assistant Minister consider building a foot bridge there so that people do not have to travel for a distance of 30 kilometres in order to get a bridge?

Mr. Khaniri: Mr. Deputy Speaker, Sir, I clearly stated that this is not a classified road and, therefore, my Ministry does not even know of its existence. I had given an alternative road---

Mr. Sambu: On a point of order, Mr. Deputy Speaker, Sir. The Assistant Minister is misleading the House and the nation. A road does not have to be classified to have a foot bridge. There are roads called rural access roads which should have foot bridges to be used by human beings.

Mr. Khaniri: I have said that the road is not classified and it is the responsibility of another Ministry to do that work. This falls and the Ministry of Local Authorities. In fact, I would advise the hon. Member to refer this Question to the Ministry of Local Authorities because this particular road is not under my Ministry!

Mr. Nderitu: Mr. Deputy Speaker, Sir, a Question to any Ministry here is a Question to the Government. The people in this area have got no access to markets in that area because there is no bridge. Whether it is the Ministry of Local Authorities which is concerned or the devil, we do not care. Could the Assistant Minister ensure that those people have got a bridge?

Mr. Khaniri: So, what is the question?

Mr. Wambua: Mr. Deputy Speaker, Sir, this Assistant Minister has even made the answer more worse! He is talking about something that he does not even know. The alternative road which he has given is than 50 kilometres away. The one I was talking about is Ekarakara-Kwandolo Road which is nearer than the one which he is referring to. How can this Assistant Minister talk of roads which he does not even know?

Mr. Khaniri: Mr. Deputy Speaker, Sir, I am fully aware of where these roads are because I have got my officers on the ground.

Mr. Ndicho: On a point of order, Mr. Deputy Speaker, Sir. It is very fortunate that you are in the Chair and you know this area very well because you were there during the adjudication of land in that area. The road which the

hon. Member is talking about happens to connect his constituency, hon. Kiluta's constituency and my constituency. You know very well that Ekarakara-Matuu-Ngoriba Road is 60 kilometres away. Is the Assistant Minister in order to mislead this House that the alternative route is 30 kilometres away but when it is 50 kilometres away? Could the Chair throw some light and advise the Assistant Minister that the Chair knows the area very well?

Mr. Deputy Speaker: Order, hon. Ndicho! I do know the area but I am not asking any Question!

Mr. Khaniri: Mr. Deputy Speaker, Sir, the alternative I gave is the road that falls under my jurisdiction. I could not have given other alternatives which I do not know.

Mr. Wambua: On a point of order, Mr. Deputy Speaker.

Mr. Deputy Speaker: Order, Mr. Wambua! I think we have spent enough time on that Question. Next Question, Mr. Osundwa!

Question No.152

CONSTRUCTION OF A BRIDGE ACROSS RIVER NZOIA

Mr. Deputy Speaker: Mr. Osundwa is not here? That Question will be stood over for now. Next Question, Eng. Muriuki!

Question No.280

REPAIR OF OL JORO-OROK-MIRANGINE ROAD

Eng. Muriuki asked the Minister Public Works and Housing:-

(a) whether he is aware that no patching of the road from Ol Joro-Orok to Mirangine (C83) has been done despite the commitment by the Minister in November, 1998 that the work would commence in February, 1999; and,

(b) whether he is aware that the rains have already started and very soon the road will be completely impassable.

The Assistant Minister for Public Works and Housing (Mr. Khaniri): Mr. Deputy Speaker, Sir, I beg to give the following reply.

(a) I am not aware that no patching of the road from Ol Joro-Orok to Mirangine (C83) has been done as promised by the Minister in the House [**The Assistant Minister for Public Works and Housing**] in November, 1998 and that the work will commence in 1999. Moreover, the patching of the road in question was carried out much earlier, that was from 1st December, 1998 to 5th January, 1999 as promised by the Minister. Road activities were carried out on the road as follows: (i) Grading of the 20 kilometre stretch from Ol Kalou to Mirangine, was done from 1st December, 1998 to 5th January, 1999; spot-patching of a total of four kilometres, from Ol Kalou to Kangui was done from 1st December, 1998 to 8th December, 1998 and this road is currently in good shape and passable.

(b) I am aware that the rainy seasons in the area are from March to April and from July to August. The roads become slippery when it rain. However, the March-April rain had a lower intensity this year than in the previous years and, therefore, it did not have much effect on the roads and they remained passable.

Eng. Muriuki: Mr. Deputy Speaker, Sir, the rules do not allow one hon. Member to say another hon. Member is lying. So, I will not say the hon. Assistant Minister is lying.

Mr. Deputy Speaker: Order, hon. Muriuki! No matter which route you follow, if in the end you call another hon. Member a liar, you will have committed an offence.

Eng. Muriuki: Mr. Deputy Speaker, Sir, in his reply, the Assistant Minister did give inaccurate information. This road from Ol Joro-Orok to Mirangine, has been the subject of discussion in the District Development Committee of Nyandarua District and on March, 1998, it was Minuted as having not been touched by the Ministry of Public Works and Housing. I wish to table a copy of the Minutes so that the Assistant Minister can read it.

(Eng. Muriuki tabled the document)

If the Ministry did grade that road as claimed by the Assistant Minister, then I will appreciate it. But in my Question, I am asking about the Ol Joro-Orok-Mirangine Road. In fact, there is no road from Ol Kalou to Kangui unless he is talking about farm roads. Could the Assistant Minister answer the Question? When will that road be done

since it is still impassable?

Mr. Khaniri: Mr. Deputy Speaker, Sir, the hon. Member is referring to Ol Joro-Orok-Mirangine Road Number C83. My answer is for the same road. As I stated earlier---

Eng. Muriuki: On a point of order, Mr. Deputy Speaker, Sir. The written answer that I have clearly shows that it is the Ol Kalou-Mirangine Road. I believe the Assistant Minister read the same answer! That is a totally different part of my constituency. Could we be told when the road from Ol Joro-Orok to Mirangine will be spot-patched?

Mr. Khaniri: Mr. Deputy Speaker, Sir, I do not know what the hon. Member did to his written answer, when he received it. But the answer that I have reads as follows:-

(a) "The Minister is not aware that spot-patching of the Ol Joro-Orok to Mirangine Road Number C83---" I believe we are talking about the same road.

Eng. Muriuki: Mr. Deputy Speaker, Sir, could I table a copy of the District Development Committee (DDC) Minutes? We are all concerned in the District. The Minutes of March, 1998 were re-confirmed last Friday. Both the District Works Officer and the District Roads Engineer were present in the DDC meeting of last Friday, and none of them raised a finger as to what is contained in these Minutes!

(Eng. Muriuki laid the Minutes on the Table)

Mr. Khaniri: Mr. Deputy Speaker, Sir, I really would like to confirm to this House that, the work that I have stated above, was done jointly by the Local Authority and the Ministry of Public Works and Housing. I also have all the details on how we carried out this work. I would also like to lay them on the Table for the hon. Member to peruse.

Mr. Deputy Speaker: Order! Order, hon. Assistant Minister! How can you table the work which was done on the road?

Mr. Khaniri: Mr. Deputy Speaker, Sir, I would like to lay the documents on the Table but not the work!

Mr. Deputy Speaker: Order! No! I think we have to defer this Question since there is some confusion. So, until you have clarified which road you have been talking about, we are not going to make much progress.

Eng. Muriuki: Mr. Deputy Speaker, Sir, that is a classified C road. To cut the long story short, could the Assistant Minister tell us when the road will be murramed? It connects Ol Joro-Orok and Nakuru Town. It is a major road.

Mr. Khaniri: Mr. Deputy Speaker, Sir, after the work that we did on the road between December, 1998 and January, 1999, the Ministry has no plans to murram the road. However, the Ministry has a long-term plan to tarmac the road. To this end, Treasury was approached in late 1998, to solicit for feasibility study finances from Arab Bank for Economic Development in Africa (BADEA). The studies will establish the viability of the project and possible financing level. The Treasury approached the above named bank for funding, and the bank responded positively in May this year. Therefore, our grand plan for this road is tarmacking it and not murraming it as the hon. Member is requesting.

Eng. Muriuki: Mr. Deputy Speaker, Sir, the last one is to thank the Assistant Minister. Could he tell us when the feasibility study will start?

Mr. Khaniri: Mr. Deputy Speaker, Sir, it will depend on when we get the approval from the donor bank. As soon as we get that approval, we will engage our consultants to start the job.

Question No.062

REHABILITATION OF KITINDA DAIRY

Mr. Wamunyinyi asked the Minister for Co-operative Development what plans he has to revive the collapsed Kitinda Dairy.

Mr. Deputy Speaker: I am informed that the Minister and his two Assistant Ministers are not available to answer this Question. But I will have something to say about that when the Minister and his Assistant Ministers are in the House.

(Question deferred)

Question No.152

CONSTRUCTION OF BRIDGE ACROSS RIVER NZOIA

Mr. Deputy Speaker: Mr. Osundwa still not here?

(Question dropped)

QUESTIONS BY PRIVATE NOTICE

RESETTLEMENT OF TODONYANG RESIDENTS

Mr. Munyes: Mr. Speaker, Sir, I beg to ask the Minister of State, Office of the President the following Question by Private Notice.

(a) What immediate steps is the Minister taking to resettle the residents of Todonyang, in Lokitaung Sub-District, who have been displaced from their homes by the Merrile of Ethiopia?

(b) What measures will be put in place to ensure full security so that these residents could engage in economic activities on resettling, without threats from outside forces?

The Assistant Minister, Office of the President (Mr. Samoei): Mr. Deputy Speaker, Sir, I beg to reply.

(a) This year, the Government has issued additional firearms to the Kenya Police Reserve in Todonyang, to replace the old rifles. We have also posted more policemen and improved the facilities available at the Police Post at Todonyang. As a long-term measure, the Government has already given vehicles to the OCPD at Lokitaung, which is the Sub-District Headquarters for the area. We have also strengthened our Provincial Administration there. These measures are intended to improve and enhance security. The District Officer at Rapur Division has been given a new Land Rover, and the security also has been improved. We have issued instructions to the District Commissioner to provide additional policemen. We are sending additional regular and administration policemen to Rapur Division, which covers Todonyang area.

In the course of the year, we intend to install additional communication equipment to improve the general security of the area.

Mr. Maore: On a point of order, Mr. Deputy Speaker, Sir. Is the Assistant Minister in order to answer a Question regarding an invasion by foreigners from Ethiopia casually by mentioning a Land Rover, instructions to the police and what the Government will do in the course of the year? Is he in order not to seriously take this as foreign aggression?

The Assistant Minister, Office of the President (Mr. Samoei): Mr. Speaker, Sir, I was answering the second part of the Question; as to what long term measures the Government is taking. I was giving the long term measures, if the hon. Member heard me right.

The fishermen in Todonyang area will be recruited as the Kenya Police Reservists to counter any attack from the Merrile tribesmen. Also as another measure, we are talking to the administration in Ethiopia. Our Provincial Administration is negotiating with the administration in Ethiopia to promote co-existence of the Merrile on the Ethiopia side, and the Turkana of Kenya.

Mr. Wambua: On a point of order, Mr. Deputy Speaker, Sir. Is the Assistant Minister in order to consider foreign forces coming to our country--- Is he in order to tell this House that in future, fishermen will be recruited as police reservists to counter foreign forces? Is he in order to tell us that?

Mr. Samoei: Mr. Deputy Speaker, Sir, the hon. Member should quote me in context. I have said that this is the area around Lake Turkana. Most of the residents of Todonyang are fishermen. So, in a nutshell, I am saying that some the residents of this area will be recruited as the Kenya Police Reservists, to help in the maintenance of security in the area.

Mr. Munyes: Mr. Deputy Speaker, Sir, this is a question of external aggression, of people who have been displaced and who want compensation from the Ethiopian Government. We are doing nothing here. I think it is high time this Parliament and Government sought the truth because we cannot sit here to be told what is not happening on the ground.

Mr. Deputy Speaker: Order! I think to be fair to hon. Munyes and the Assistant Minister, I will defer this Question and the other Questions by Private Notice to next Tuesday because we must start our next debate not later than 3.30 p.m. So, all these Questions by Private Notice are deferred until next week.

(Question deferred)

PRIVATISATION OF KENYA PORTS AUTHORITY

(Mr. Shakombo) to ask the Minister for Transport and Communications:-

- (a) Could the Minister explain why the Government finds it necessary to privatise the Kenya Ports Authority services against the wishes of Kenyans and the Coast people in particular?
- (b) Could the Minister assure the House that those container terminals/depots already advertised will not be privatised?
- (c) What urgent steps will the Minister take to ensure that the KPA services are not interfered with by the privatisation process?

(Question deferred)

CRISIS IN MUGAMA CO-OPERATIVE UNION

(Mr. Murathe) to ask the Minister for Co-operative Development:-

- (a) Is the Minister aware of the serious legal, financial and management crisis between Mugama Co-operative Union and Murata Sacco Limited?
- (b) Is he further aware that this crisis has almost brought to a halt all the services provided by the Mugama Union?
- (c) If the answers to "a" and "b" above are in the affirmative, what urgent remedial measures is the Minister taking to resolve the crisis?

(Question deferred)

SEXUAL ASSAULT ON FEMALE
INMATES BY PRISON WARDER

(Mr. Shaaban) to ask the Minister for Home Affairs, National Heritage, Culture and Social Services:-

- (a) Is the Minister aware that on 6th June, 1999, a Prison Warder stationed in Manderu Prison Headquarters sexually assaulted inmates Nos. MRA/79/99/LS and MRA/76/99/GR in the women's prison cells.
- (b) What action has the Minister taken against this Prison Warder?

(Question deferred)

Dr. Kituyi: On a point of order, Mr. Deputy Speaker, Sir. The second Question by Private Notice was deferred upon my request to the Speaker on Tuesday. Would it be in order that you oblige the Clerk Department that the Question be listed as the first Question by Private Notice?

Mr. Deputy Speaker: This Question is by hon. Shakombo. Yesterday, I myself insisted that it be answered today. They had agreed to answer next week. But I thought it would be unfair to hon. Shakombo to defer this Question by Private Notice by a week. So, it will be the first Question by Private Notice on Tuesday.

Next Order!

COMMITTEE OF SUPPLY

*(Order for Committee read
being Second Allotted Day)*

MOTION

THAT, MR. SPEAKER DO NOW LEAVE THE CHAIR

*(The Minister of State, Office of
the President on 30.6.99)*

(Resumption of Debate interrupted on 30.6.99)

Mr. Deputy Speaker: Mr. Lomada, you still have a few minutes to contribute.

The Assistant Minister for Finance (Mr. Lomada): Asante sana, Bw. Naibu Spika. Nitaendelea kujadili Hoja hii juu ya Ofisi ya Rais kuhusiana na pesa ambazo Bunge hili limetenga kwa shughuli za Ofisi ya Rais. Jana nilikuwa nikisema kwamba Ofisi hii ni ya maana sana kwani ndiyo chanzo cha mambo ya ulinzi, usalama na uongozi bora katika nchi yetu tukufu.

Nilikuwa nikizungumza juu ya wizi wa mifugo na jinsi umeleta hasara kubwa katika nchi yetu. Ningalipenda wakati waheshimiwa Wabunge wanapochangia Hoja hii, wazungumze juu ya njia mwafaka za kumaliza wizi wa mifugo katika nchi hii. Hatujapoteza mali peke yake, bali tumepoteza maisha ya watu wetu. Wizi huu umekidhiri kiwango cha kawaida. Kama tunavyozungumza sasa, watu wawili katika sehemu yangu ya Sigor waliuawa jana. Kati ya hawa watu wawili waliouawa, mmoja anatoka sehemu ya Karaya katika tarafa ya Sigor. Kuna mzee Mluhya aliyeuawa na majambazi hao. Mzee huyo alikuwa akikata miti na kuchoma makaa kwa minajili ya kupata riziki yake. Yeye hakuiba mali ya mtu, lakini aliuawa tu. Hata kama alikuwa Mluhya, ni mwananchi wa kutoka sehemu yangu ya Sigor. Ni lazima tujue ya kwamba yeye alikuwa Mkenya kama Mkenya mwingine yeyote. Ninagadhabika kwa sababu mzee huyo amepoteza maisha yake. Kuna pia mama Mturkana ambaye aliwa katika soko la Nazareth. Huyu mama alikuwa maskini wa Mungu. Aliishi huko akiwalea watoto wake lakini aliuawa na majambazi kutoka upande wa Turkana ambao walivamia soko hilo, huko wakidai ya kwamba Wapokot waliiba ng'ombe wao. Majambazi hao Waturkana waliwaua watu hao wawili kimakusudi. Hata kama mama huyo alikuwa Mturkana na akauawa na Waturkana wenzake, yeye alikuwa mwananchi wa maana na aliishi katika eneo langu. Kwa hivyo, ni mwananchi wa nchi hii. Ninaona uchungu kuwa watu hawa walipoteza maisha yao. Ningependa kuuliza Afisi ya Rais, kujenga kituo cha polisi katika soko hilo la Baramate(?) pale Nazereth, ili wananchi ambao wamekuwa wakivamiwa kwa muda mrefu na Waturkana walindwe vilivyo. Ningelipenda pia Serikali ijenge kituo cha polisi katika Amuren(?) ili nao wananchi wa tarafa ya Sigor walindwe vilivyo. Wananchi wa sehemu hiyo wanaweza kulima bila wasiwasi. Katika sehemu ya Amolem kuna kituo cha polisi. Ningependa kuuliza Ofisi ya Rais kuwapa maofisa hawa gari kwa sababu kutoka Kapenguria Police Station mpaka kituo hicho cha polisi ni zaidi ya kilomita 150. Maofisa hawa pia ni wanadamu na wanastahili kulindwa ili waweze kufanya kazi yao vilivyo. Ikiwa mmoja wao anaweza kuugua malaria ataumia zaidi kwa vile hakuna hospitali karibu. Iwapo hawana gari, basi ofisa huyo anaweza kupoteza maisha.

Bw. Naibu Spika, barabara kutoka Kitale mpaka Lowdar ni hatari sana. Ningelipenda barabara hii iwe na maofisa wengi wa polisi ili kulinda kikamilifu maisha wasafiri.

Kwa vile mambo ya wizi wa mifugo yamezidi, ningalipenda kuiomba Serikali hii ichunguze wizi huo kwa makini sana.

Kwa hayo machache, Bw. Naibu Spika, ninaiunga mkono Hoja hii.

Mr. Keynan: Thank you, Mr. Speaker, Sir, for giving me this opportunity to contribute to this important Vote. The Office of the President, as has been said, is an important institution. Unfortunately, it has not lived up to the expectations of Kenyans because of many factors. For example, it has so many departments that totally lack any co-ordination and correlation which are necessary for any Ministry and department that is relevant to that Ministry. We have so many departments like Nyayo Tea Zones. Nyayo Tea Zones have no relevance at all to the Office of the President. Technically, they are supposed to be under the Ministry of Agriculture. We have Nyayo Bus Service, which has no relevance to the Office of the President at all. We have National Youth Service (NYS) which is supposed to be under the Ministry of Home Affairs, National Heritage, Culture and Social Services. Even Parliament is under the Office of the President. We have also Kenya Wildlife Service (KWS) which is supposed to be under the Ministry of Tourism.

One reason that has made the Office of the President not to function well is because these important quasi-Government institutions, and the office is in charge of them, have no correlation or relationship at all. In fact, I wonder why an institution like the KWS should not be under the Ministry of Tourism. Why should it be under the Office of the President? Officers in this office are trained as administrators in terms of internal security. How are they expected to be in charge of somebody who is trained to look after animals? This is one thing that has to be addressed. These many departments make it difficult for officers in this office to do their work properly. Unless and until rationalisation within the Office of the President is done, Kenyans will continue to suffer. This office is the epi-centre of this country.

Unless this office functions well, then the other departments will not function. We have the Head of the Civil Service, the Police Force, the Minister in charge of Provincial Administration and internal security in that office. This is where discipline and proper functioning of the Government must start. This is where rationalisation must also start.

At least for the first time, we have heard about District Commissioners (DCs) who have been disciplined because of having mismanaged public coffers in their respective district treasuries. We had one in Lamu District, who was disciplined recently. This is very encouraging and we hope that this trend will continue. This is because these administrators have let down Kenyans. You will be surprised to hear that a DC is posted to a district and the best thing he does there is to loot public coffers and then he is only transferred to somewhere else. That culture must stop forthwith. These people must be made accountable for their evil deeds so that the Kenyans they serve down there, however rural they are, know that there is semblance of a government in that area. This is the only way we can progress.

Mr. Deputy Speaker, Sir, this issue of re-cycling officers must also stop. In North-Eastern Province, we have got a re-cycled politician who is the Provincial Commissioner (PC). This individual has messed up that province. If you look at his car's work ticket every weekend, you will find that it is indicated "Kakamega" or "Bungoma District". How can such an administrator run the province? This is the man who is supposed to supervise whatever goes on in the province, and yet, he is often out. We have lawlessness and a lot of insecurity in North-Eastern Province because the man who is in charge of the province is just interested in off-setting some of the debts he incurred when he was a politician. This is something that we will not accept! We need officers who are prepared to serve the local people. The Government should not allow somebody to use its fuel and vehicle to go and engage in politics in his home district and give headaches to incumbent hon. Members of Parliament in his home area. That officer should be retired in public interest because he is wasting a lot of Government money.

In fact, that is why an entire military camp at Amuma was overrun on Tuesday. If you ask where the PC was when the incident happened, you might be told that he was not in the province. Likewise, the other senior security men might also not have been there, because they were engaged in politics somewhere else. This is something that has let down this Government and it must be addressed, otherwise, we will continue to make noise here. We will continue saying that we have voted the resources--- We will also continue saying that there is a lot of insecurity in some parts of Kenya, and yet, we know the very people who are responsible for that. These officers are not doing their work! This is something that should be addressed. If it is not addressed then we will be here as mere talkers or parrots and history will judge us harshly. This is our time, and we must prove that we are capable of solving some of these problems.

Mr. Deputy Speaker, Sir, we have been told that there is a lot of insecurity in North-Eastern Province. We have also been told that our entire Budget has been directed to solving this problem, although we know the very people who are the perpetrators of this insecurity. There is a lot of insecurity in that province because the area PC there is a politician. How do you expect him to serve Kenyans effectively when he is engaged in politics?

Mr. Munyasia: On a point of order, Mr. Deputy Speaker, Sir. The Chair can see that for the past five minutes hon. Keynan has talked about the PC, North-Eastern Province, Mr. Maurice Makhanu, who is not here to defend himself, and yet there is no Substantive Motion to discuss his conduct. Could he be asked to leave Mr. Makhanu alone and continue with the business before the House?

Mr. Keynan: Thank you, Mr. Deputy Speaker, Sir. I did not mention Mr. Makhanu, but I said the "PC", which is an institution. I am sorry to say that I am not ready to be drawn into the issue of regions or tribes. I am saying the truth! The Minister of State, Office of the President, can ask for the work tickets of the vehicles used by the PC, North-Eastern Province, to confirm this because I have the details. I did not mention Mr. Makhanu, but I talked about an institution. I was talking about discipline, and how Government resources should be used. So, the issue of Mr. Makhanu should not arise at all and I should not be drawn into it.

I would like to continue with my contribution. I am trying to say that this country is endowed with resources, but they are misused. This is something that we should address. In the last Budget, we were told that accountants from the Treasury would be posted to various district treasuries, but this has not been done. Upto now, even hon. Members of Parliament are not invited to tender boards at the district level. One just hears that something has been done, and yet, we come here and get voluminous reports on how Government funds have been mismanaged by individuals. This is something that we need to do away with once and for all. We need Kenyans who are accountable.

There is no single day when the donors, both the multilateral and bilateral, will come to rescue this nation, unless and until we have a disciplined Civil Service. The Civil Service has been the biggest let down of this nation. These are the people who need to be disciplined! This is because some of the officers are in their offices to enrich themselves. That is why I brought up the issue of the Provincial Administration because of the core of the Civil Service in this nation. That is not my creation, but it is a reality.

Mr. Deputy Speaker, Sir, I said earlier on that for the first time, last year, I heard of DCs who were being transferred and others who were being disciplined because of their wrong-doing in their respective stations. I am saying that this should continue. The same case should also apply to the PCs and other civil servants who have mismanaged public funds in their respective work place. This will make them know that they are accountable and they are there to serve Kenyans.

I would like to say that this particular Budget is good; maybe, it has allocated a lot of funds for the security apparatus of this nation. But as far as North-Eastern Province is concerned, I am on record to have said that the only thing that is in my constituency--- This is not something that we can be proud of. In future, we need to diversify. We need to be told three, four or five months before the Budget Day what will be contained in the next Budget so that we can also prepare for it. This issue of being told every now and then that North-Eastern Province cannot be developed because of insecurity is not true. Insecurity is a creation and it is being perpetuated by the very officers who are supposed to protect the lives of Kenyans.

I would like to address the issue of insecurity and what has happened in Garissa at a later date. I would like to propose that it is high time these individuals, for example the people I have mentioned, who are letting down Kenyans, were shown the door so that if they want to develop their own areas, or are interested in politics, they do that somewhere else. They should not serve the Government and at the same time engage in other activities. As far as I am concerned, that is unfair and unacceptable.

Mr. Deputy Speaker, Sir, insecurity does not only touch North-Eastern Province. There is insecurity in the entire country, for example in Turkana District. The other day, we had a massacre in my constituency by elements from a foreign country. Initially, the Government denied this, but the truth has come out. So many people were arrested in the constituency of the Minister for Foreign Affairs. However, this was denied by the Government although it is not my creation. The truth has come out, but what has the Government done? We have just heard that a report has been compiled, and the Government has wasted millions of shillings in compiling it. This is because it has said that it will not do anything against the culprits who have been mentioned in the report. How will Kenyans trust the Government? We have heard about the Ocalan and Bagalla disasters in this country. The people who were displaced are still refugees, while the very individuals who participated in the massacre are here moving around in big cars and pretending that they are good people. I would like to remind them that tomorrow we will have a Judicial Commission to investigate the causes of the massacre and we will mention them. That is why we are saying that if some of the things that we say here are not translated into actions then we will not believe the Government. We will just be mere talkers.

I would like to challenge the Minister of State in charge of Internal Security in the Office of the President, to charge those individuals who have been mentioned in the Bagalla Massacre Committee Report, so that Kenyans can have faith in the Government. We have a very vital Department of the Government for Internal Security!

With those few remarks, I beg to support the Budget.

Mr. Musila: Thank you, Mr. Deputy Speaker, Sir, for giving me this opportunity to contribute to this Motion. First, I would like to start by thanking the Office of the President for bringing administrative services closer to the people. During the last few years, this country has witnessed the creation of new districts, divisions, locations and even sub-locations. There is no doubt that this action has enabled wananchi to access administrative services very easily.

Having said that, I would like to appeal to the Office of the President to do everything possible to ensure that these services are improved. This is so because of the large number of administration officers, for example chiefs and assistant chiefs. The services which are offered by these administrators are not of high quality because some of them lack training. Therefore, I hope that the Office of the President will increase the money that is required for training so that DCs, DOs, chiefs and assistant chiefs will receive enough training. If this is done, I am sure that we will improve the quality of these services.

Another thing that we could do to improve the services is by the provision of transport. Again, owing to the large number of officers to be catered for, it is apparent that transport is lacking. Therefore, I would like to appeal to the Office of the President, while appreciating the fact that something has been done in this direction, to ensure that at least all DOs are provided with means of transport. I do not think it is in the interest of the Government to find these district officers riding in matatus or being given lifts on motor-bikes. This is happening and, therefore, I appeal to the Office of the President to do everything possible to improve these services by providing transport to the officers.

Mr. Speaker, Sir, I would like to touch on relief and rehabilitation. Let me say at the outset that personally, I do not take pleasure in appealing for famine relief to be given to my people. I pray that one day, I will see my people, who are very hardworking, being given facilities, particularly water, to be able to grow their own food. We are facing a crisis in the Arid and Semi-Arid districts of this country. This is because since the *El Nino* rains, there has been no further rain in these districts. As I speak, the people of Mwingi District have no food. There is no doubt that these people require, almost immediately, relief food to enable them to live normal lives. Yet, when I look at the allocation that we have been asked to approve, I note that the amount required under this item has been reduced drastically, particularly the item on the purchase of famine relief maize; from about K£50 million last year to only K£10 million this year. I think, unless we do something, we may be facing a disaster in this country. We must, therefore, if need be, look for funds from organisations that can assist because I can foresee a very serious problem occurring in this country in as far as famine is concerned. We are not just asking that the amount of relief food that is available be increased. We

are also asking that maize or whatever commodities are being issued to members of the public be issued in a transparent manner. This is because, last year in Mwingi District alone, the Provincial Administration could not account for well over 33,000 bags of famine relief food, which the Government delivered there. Without explanation or proper accounting of famine relief food, we can only assume that the 33,000 bags of maize went into wrong hands. I am, therefore, taking this opportunity to appeal to the Office of the President to take severe disciplinary measures against members of the administration who misappropriate famine relief food. This is because by doing so, they take advantage of the vulnerable members of our society.

Mr. Deputy Speaker, Sir, the role of the Police Force is to prevent and detect crime. During the last few years again, we have seen a drastic increase in crime in this country. In my view, I can attribute this increase to two factors. First, it is because the police have themselves, become participants in crime instead of detecting it. I would like to appeal to the Commissioner of Police to see to it that members of the Police Force are disciplined. This is because we have found that even when crimes are committed and the members of the public report to the police, the police do not take the action that they are required to take. Therefore, the type of investigations they carry out are not sufficient. Consequently, we find that members of the public have taken the law into their hands to punish people, sometimes innocent people, who have not committed crime. Therefore, I am appealing to the Police Commissioner to take more action. In the Recurrent Vote, the Police Force is asking for well over Kshs5.3 billion. Out of the whole Vote of the Office of the President, the Police Force is taking more or less half of it. Therefore, they must justify the allocation of this money by reducing crime drastically because, at the moment, it is on the higher side.

Mr. Deputy Speaker, Sir, I would also like to appeal to the Office of the President on the matter of wildlife compensation. A large number of compensation claims have remained pending. From the time that Kenya Wildlife Service was under the Ministry of Tourism and Wildlife, a lot of compensation claims relating to people who were either killed by wild animals or had their property destroyed--- These claims have remained in the Ministry of Tourism and Wildlife. Later on, when Kenya Wildlife Service was transferred to the Ministry of Natural Resources, I understand that all these claims were moved to that Ministry. Now, the Kenya Wildlife Service has been moved to the Office of the President. In my recent inquiries on compensation claims from the Ministry of Natural Resources, I was told that these claims are now payable by the Office of the President. May I appeal to the Office of the President to once and for all, try and finish this backlog of compensation claims. This is because some people were killed a long time ago. I have for example, in my constituency, some people who died five years ago and the claims were submitted to the Ministry of Tourism and Wildlife. These claims have been moved from one Ministry to another. Now that the Department has settled in the Office of the President, I am sure that the Office of the President will take this matter very seriously and ensure that these people are paid their claims. The amount of compensation being paid to the people is very unfair. For the information of the House, a person who is killed by a wild animal is paid only Kshs30,000. Yet, we know that there are people being paid millions of shillings as compensation for crop damage. I would like to suggest that this matter be reviewed, so that people who are injured or killed by wild animals are adequately compensated. If we pay people Kshs30,000, we will be reducing the value of human life which, I am sure, is not the intention of the Government.

Mr. Deputy Speaker, Sir, with those remarks, I beg to support.

Mr. Mwiraria: Thank you, Mr. Deputy Speaker, Sir. I rise to support the Motion, but I would like to make a few observations.

The first one is on security. Over the years, I think security has become the subject of discussion in this House. But unfortunately, we do not seem to get any redress or improvement. I would like to take the opportunity today, to refer to the security situation in parts of my constituency; in Buuri and Timau Divisions of Meru Central District, where people settled in the neighbourhood of Isiolo and Samburu Districts, have been forced to run away from their shambas. In some parts, over 70 percent of the farmers have run away because of lack of security.

I have appealed in this House, from 1994, for armed home-guards and I was told that the Government was moving away from using armed home-guards to police reservists. I heard this morning that the Office of the President had approved issuance of more guns to armed home-guards and to police reservists in Turkana District. I am requesting the Minister in charge of internal security to establish a police reserve in Meru District so that our people can be protected. Almost every month we have attacks by people from neighbouring districts and sometimes even from Merus who are armed with sophisticated weapons. I really do hope that the Government will find it possible to introduce a police reserve in Meru District if we are going to stop people from taking the law into their own hands by buying arms.

[Mr. Deputy Speaker left the Chair]

[The Temporary Deputy Speaker]

(Mr. Imanyara) took the Chair]

Let me echo something which was said by the previous speaker about the police participating in criminal activities. On the 4th of June this year a police constable, a Mr. Muriungi Nderia, was having a drink at a bar in Gitinene Market of Buuri Division in Meru when people who looked like robbers invaded the bar and ordered everybody to lie down with guns, of course, pointed at them. This constable happened to know the man who walked into the bar with his gun ready to shoot the people. He called him by name and said: "So-and-so, I thought I was working with you in Nairobi four months ago." That constable from Kirua Police Station shot the other constable who was stationed in Nairobi. The local people staged a demonstration last Monday at the Kirua Police Station wanting to get the constable who shot the other arrested. Up to now nothing has been done and the police are hiding under the guise that nobody has been able to give evidence to pinpoint the policeman who shot the other constable.

Since a gun was used, shells of the bullet were left behind and bullets were removed from the body of the dead constable, surely it should be possible to establish that the killer was a policeman. I would, therefore, like to appeal to the Minister to look into this case because it is only by removing bad elements from the Police Force that we can clean the whole force.

Let me refer very briefly to the Kenya Airports Authority. When the Jomo Kenyatta International Airport was planned over 25 years ago, it was intended to have a second runway. We have one runway and a semi-circular building. We were supposed to have another semi-circular building and another runway on the other side. At that time, in the mid-seventies, land was set aside for the second runway. It is regrettable now that land for the second runway has been allocated to private individuals. What does the Government propose to do when the air traffic at Jomo Kenyatta International Airport grows beyond what one runway can take?

In any case, it is a well known fact that any airport needs at least two runways. If any aircraft crashes on the runway of Jomo Kenyatta International Airport today, the runway will be closed and all flights to Nairobi would have to be diverted to Dar-es-Salam, Mombasa or other nearby airports. Does the Government not give priority to future developments of facilities such as the Jomo Kenyatta International Airport? I really do hope that the Government will do something before it is too late and before people have filled the whole land with buildings which will make it impossible for the second runway ever to be developed in Nairobi.

The Office of the President is also controlling the *El Nino* Fund. The Meru District Development Committee asked for funds to repair roads destroyed during the *El Nino* rains. It is really with regret that we have now been informed that not a shilling has been set aside for road repairs in Meru District. Meru District happens to be on the slopes of Mt. Kenya. When the rains are very heavy the roads are washed away. So, we have, perhaps, more roads washed away than any other district and yet we are not being given a single cent to repair the damaged roads. It would be interesting if I could take someone from the Office of the President to see the gullies which are 20 feet deep which have been created across the roads. It means that the roads are completely impassable. The short-cut road which is not tarmacked which is between Meru and Isiolo and is only 18 kilometres long, can no longer be used because of the destruction caused by the *El Nino* rains. Could the Minister consider giving funds for road repair in Meru District?

Let me make a final point on famine relief. Meru is not normally a district targeted for famine relief, but after the *El Nino* rains, and two dry seasons, there are lots of people, particularly those living in the semi-arid areas adjoining Samburu and Isiolo, who are starving. As of now, only 500 bags are being given to the whole district to feed the starving people. The amount is very little and completely insufficient to assist the people.

With those few remarks, I beg to support.

The Assistant Minister for Education and Human Resource Development (Mr. Awori): Thank you Mr. Temporary Deputy Speaker, Sir, for giving me this opportunity to contribute to this Vote.

The Office of the President has got a very important and big task of offering services directly to wananchi and co-ordinating the activities of other Ministries. While all its activities are of equal importance, it is necessary to prioritise the services of this Ministry.

Mr. Temporary Deputy Speaker, Sir, I will start by talking about security. Our Constitution guarantees all its citizens and non-citizens living in this country security. This involves protection against all sorts of aggression, whether it is aggression from a neighbour, an enemy or from external sources. We have the Police Force to protect the citizens from all sorts aggression, not only in this House but outside. There have continued to be many complaints about the conduct of some members of the Police Force. We know that there are unauthorized raids on people's homes particularly in the rural areas on the pretext of detecting crime and in particular, the question of trying to eradicate *chang'aa* drinking. There have been cases where police officers have harassed innocent wananchi. For example, recently, I gave some medicine to my personal assistant to take to my home for my zero-grazing animals. While using public means of transport, he was accosted on his way home by the police. In fact, all the medicine was taken away even though he tried to prove that he had a ticket and he had a legitimate safari to make.

On the same day, there was a university student who had just arrived from Bungoma on his way to the university and he was carrying some money. This money was taken away by the police. There have been cases of traffic police holding up vehicles for hours at road blocks. The police spend a lot of time discussing with some matatu operators on how much money they have to be paid. There are times when wananchi report crimes to the police and no action is taken. This is the reason why mob justice has increased in this country. It is, therefore, necessary that refresher courses be taken regularly so that our police officers know about working ethics. We have to give them the tools to use in their work and particularly, on the side of transport. This point has been reported.

Mr. Temporary Deputy Speaker, Sir, an hon. Member said that there are police officers who are using bicycles and suggested that this should not be done. Because of the meagre funds that we have, it is not a bad thing if we give them bicycles and motor cycles. We will then graduate to motor cars as we find more funds. It is, therefore, important that we give the police the tools to use in their work. In order to avoid some of the bad things that the police do, we must look after their welfare. We need to give them good houses; better salaries, "danger" money and retirement benefits. I am glad to see that there is Kshs5 billion allocated under Recurrent Expenditure. I hope that part of this money is going to help improve their living standards.

I would like to recommend that there should be a Police Service Commission to look after the police welfare and to amalgamate the services of the Administration Police with those of the Kenya Police. We need to recruit good people into the Police Force in order to put a humane face on the Force and remove the fear that the people have towards the police.

Mr. Temporary Deputy Speaker, Sir, the other element on security is the issue of external aggression and that brings in the question of the Kenya Army. Due to the prevailing peace and stability in this country, we have enjoyed a long period of life without being attacked by people in this country except for a few cases of banditry in North-Eastern Province and parts of Coast Province. We have to be in a state of preparedness always and ensure that our army officers have all the tools that they need to stop external aggression. The army personnel are trained but they are not fighting external forces. Therefore, we can utilize them to give services to our country. For example, during the *El-Nino* induced rains, the engineering section of the army was used to rectify some of the bridges on the Nairobi-Mombasa Highway. In my constituency, we have a small contingent of army engineers. I would like to suggest that these barracks be expanded to cover a bigger area. This will constitute an industry in my constituency where there are no factories, to allow the farmers to sell vegetables, milk and meat to them. In the meantime, they can be utilized also to maintain some of our public highways.

Mr. Temporary Deputy Speaker, Sir, I would also like to support the National Youth Service (NYS) which is a very good unit. It is a unit that has instilled a lot of discipline in our youths. I want to emphasize that the National Youth Service (NYS) is not just a unit of instilling discipline in the youths but it gives them skills; such as motor vehicle mechanics, dress-making, metalwork and woodwork. Above all, there must be an area where, when these young people have been given skills, they should be trained in business management and entrepreneurship. For those who cannot set up their own businesses, this unit offers a good channel of recruitment into our Police Force and our Army. I would like to suggest that these NYS units must be spread right across the country and should not be concentrated in one province only. We should have NYS centres in Busia District where we have quite a lot of youths who cannot get employment elsewhere. With that amount of Kshs5 billion for Recurrent Expenditure and Kshs240 million for Development Expenditure, we need accountability and transparency in its use.

Mr. Temporary Deputy Speaker, Sir, the chiefs come under this Ministry and we would like to simplify the regulations of disciplining the chiefs. While it is very easy and quick to employ chiefs, some of the chiefs and assistant chiefs have committed terrible crimes in their areas.

With those few remarks, I do support.

Mr. Munyasia: Thank you, Mr. Temporary Deputy Speaker, Sir, for giving me this chance to contribute to this important Vote. We hope the Minister will listen to us very carefully.

First, this is the Ministry that is responsible for torture in the country. This is the Ministry that has maimed many people. This is the Ministry that has made many people, especially from Sirisia, during the FERA time, impotent. This is the Ministry that has led many people to death. This is all because of the conduct of the police. We would like this Minister to take the sentiments of this House seriously and start retraining the police that we have talked about all the time; the retraining, whose manual, I understand was completed in March, 1998. I do not know what this Ministry is still doing. I do not know what kind of enjoyment they derive from seeing more of our people suffering.

Mr. Temporary Deputy Speaker, Sir, this is the Ministry that goes on to harass the common man during his leisure time. This is the Ministry that goes to harass those who enjoy the local brews. They have not learnt the difference between illicit brew and traditional liquor. Traditional liquors are brews like mnazi, busaa, mwenge and muratina. Those are not illicit and they do not kill. People have drunk them from time immemorial.

Mr. Temporary Deputy Speaker, Sir, we have an Act of Parliament; The Traditional Liquor Act, Cap.122,

which says in Section three, Sub-section one, that there shall be a Traditional Liquor Licensing Board for every district. This Ministry does not want to effect that one. There is Section 25 which says, if you are caught selling traditional liquor; or in possession of traditional liquor for sale, or brewing traditional liquor for sale, you would have committed an offence. They go for those. But, unfortunately, they go for those who are drinking the liquor. The explanation they give to the courts is that, it is not easy to make a difference between one who is selling it and one who is consuming it. So, they waste so much time in employing so many policemen to go round collecting those who are gathered, enjoying the traditional liquor. They even use live bullets hunting those who might be running away from the drinking places when they see the police come. Recently in Bungoma, they shot Mrs. Waudi who was going to a grinding mill to grind maize. Those who had been drinking busaa passed by her, and in order for the police to disable them, they were shooting live bullets. They shot her at the ankle. When we raised that matter here, it was said that they were shooting in the air, and then unfortunately they shot her at the ankle. Look at how the police aim! They can aim in the air and shoot a poor woman at the ankle.

Mr. Mutahi: The woman was in the air!

Mr. Munyasia: No, she was on the ground!

Mr. Temporary Deputy Speaker, Sir, what we are saying is that this Ministry must ensure that the Traditional Liquor Act, Cap. 122, is enforced in all its sections.

The chairmen of the boards for each district are supposed to be district commissioners. In October or November, they are supposed to publish in the Kenya Gazette, a programme of meetings in every location, when they will be going to assess those who will have applied for licences. Last year, I checked all the Kenya Gazettes and not a single DC, other than the former PC for Nairobi, and now Permanent Secretary, Mr. Kaguthi. No single DC published, in the Kenya Gazette, a programme of those meetings.

Now, that means, therefore, that it is this Minister who has given an order to the DCs, that they must not effect the provisions of the Traditional Liquor Act. In Section 29 of that Act, it says: "Anyone who will obstruct the enforcement of this Act, will have committed an offence". Then they are silent about the penalty. Section 34 says, where we have been silent - that is a general offence - the one who is found guilty will be punished by paying a fine of Kshs3,000 or three months imprisonment or both. Now, I would like to ask this Minister: If he is not the one who issued an order to the DCs not to form licensing boards to give wananchi the licences, then those DCs are guilty of an offence; obstructing the functioning of this Act. Could he now prosecute all these DCs in this country? We are wasting so much money and time of policemen. Instead of policemen going to protect, for example, the Turkana against the Merile, they are busy chasing the busaa drinkers. This is not a serious Ministry, although we are giving it a lot of money.

Mr. Temporary Deputy Speaker, Sir, so much has been said about the policy of bringing the Government closer to the people. If this Government is honest, then we are talking of the ratio of how many people to each DC. If they are using any formula at all to see that only a small number of people qualify to have a DC, then Bungoma District has been ignored for too long. We are suffering the appropriations of this particular vote. Because, you give each district a certain basic sum of money, and you lump all the people of Bungoma together. If you were to compare the people of Bungoma with other districts neighbouring them--- If you were to say that the people of Teso or Mt. Elgon require a DC, then Bungoma people require four DCs. Bring the Government closer to the people by establishing four districts for Bungoma. Webuye should have one district, Kimilili another---

The Assistant Minister for Local Authorities (Mr. Sasura): On a point of order, Mr. Temporary Deputy Speaker, Sir. Is hon. Munyasia in order to mislead the House? A few minutes ago, he said that DCs are preventing his people from brewing or drinking local brews. Now, he is demanding employment of more DCs. Would his people not suffer?

Mr. Munyasia: Mr. Temporary Deputy Speaker, Sir, I have said that the Minister is going to prosecute the DCs for not implementing the Traditional Liquor Act. They are not permanent. When those ones have gone, we want "DCs". So, we want four districts, namely, Webuye District, Kanduyi District, Sirisia District, and Kimilili District. Each of these places have far more people than you will find in some of the districts. We are saying that, if it is the Government coming closer to the people, then Bungoma should be given those four districts.

(Several hon. Members stood up in their places)

Mr. Temporary Deputy Speaker, Sir, I have not finished my contribution. I was only picking my papers.

I was saying that there are unnecessary clashes in some of our areas because districts want to expand. The Government must be brought closer to the people. So, the smaller the district, the better. I am appealing to my brothers in the neighbouring Teso and Mt. Elgon districts to leave the people of Bungoma alone. After all, we are asking for Sirisia District which will be bigger than any of the two, plus these other districts. This Office of the President must

ensure that people are not going to clash over this claim for extra territory from one area to the other.

Thank you.

Mr. Shidie: Thank you, Mr. Temporary Deputy Speaker, Sir. You can see the benefit of being a Whip---

Mr. Shaaban: On a point of order, Mr. Temporary Deputy Speaker, Sir. Is the hon. Shidie in order to say that he was given the chance because he is the Deputy Whip of KANU? Is he a priority in this House?

The Temporary Deputy Speaker (Mr. Imanyara): He is certainly not in order!

Mr. Shidie: Thank you very much, Mr. Temporary Deputy Speaker, Sir, for giving me this opportunity to contribute to this Motion.

The Office of the President is a very crucial office because the security docket falls under that Office. After 35 years of Independence, we are having a monumental problem in the name of insecurity. Something must have gone wrong with our security system. It is becoming increasingly difficult to move around this country. You would realise that from North-Eastern Province to Western Province and to Rift Valley Province, to virtually every province in this country, insecurity has become the order of the day. People who would have been otherwise very rich in this country today are living in abject poverty. People who used to own fairly few herds of animals today are poor because of cattle rustling. The people are unable to travel because of highway banditry.

Mr. Temporary Deputy Speaker, Sir, Garissa District where I come from, as I speak today, is burning. Last week alone, we lost 10 people who were killed in grisly and cold blood. The murder took place in a radius of about 10 kilometres. One wonders where the Provincial Security Committee (PSC) and the District Security Committee (DSC) were when those people were being killed. As leaders, we are answerable to our constituents and to our conscious and to God. We will be asked why those innocent people who were looking after their animals were killed. Those young people could have contributed much to this country. Garissa, as it is today, has 16 divisions, but none of the District Officers (DOs) is at his division, none of the chiefs and sub-assistants are their locations and sub-locations. None of the DOs has a vehicle. When we are talking about security, we are talking about the facilities those officers have. If they do not have a radio-call facility, vehicles and enough personnel, then we are endangering the lives of those people whom we are entrusting with the security of our people.

Mr. Temporary Deputy Speaker, Sir, if you go to the Divisional Headquarters of Lagdera, Madogashe, where I come from; there are only two Administration Policemen there, but no DO. The police station does not even have a single vehicle. The DO does not have a vehicle. The people are living in despondency or in a state of hopelessness. They are asking where the Government that is supposed to protect them is. Are we endangering the two APs in my constituency, in Madogashe and in the other parts of the constituency? What will happen to the common man? Unless and until we address the security issue in this country; nothing can work. We can have water, electricity and good infrastructure, but if there is no security; life ceases to have meaning. It is really touching that people are living in difficult situations at the Provincial Headquarters of North-Eastern Province today. Ten people died there for no reason. The time has come when the Government either must have a policy of full armament, to arm the people to protect themselves or, the Government to protect the people. We cannot have a situation where other people are armed and others are not armed. The Government is also in a state of conflict. The time has come when we have to go back to the drawing board and find out where we went wrong. Where did the rain start beating us?

Mr. Temporary Deputy Speaker, Sir, the Republic of Somalia has collapsed. Eight years down the road, there has never been a Government. In the Machiavellian politics, you do not allow your satellites to be controlled by other powers. In the same vein, we cannot allow Somalia to be controlled by Libya and Ethiopia. The war that is being fought in Somalia today is not a poor man's war; Ethiopia and Libya have infiltrated Somalia and each one wants to overturn the Government of the other. It is a worrying situation. Two to three million people will move out of that place and come to Garissa, Wajir and Mandera. What will happen? Do we have the capacity, the infrastructure and the facilities to hold those people? Any person who wants to overthrow a Government in Africa particularly around this region, would pitch a tent in Somalia. That is exactly what is happening in Kenya. If I have a difference with this country, I can pitch a tent there and then attack. We have seen what happened in Amuma. They came in and took arms and vehicles. Where was the Government? We are talking of a border-line which has a length of 1,000 kilometres without a single soldier. We used to have army camps in Liboi and Amuma, but they were all withdrawn. What will happen to the common man? Their lives are in danger. The time has come for us to assess ourselves.

(Applause)

Are we really providing security to our people? Why were we elected if we cannot provide security to our people? We have kept quiet, but our conscience does not allow us to keep quiet any longer. We have to reassess and re-evaluate ourselves *vis-a-viz* the rest of the Kenyans.

Mr. Temporary Deputy Speaker, Sir, today, there is rising unemployment and poverty. Why? Because of

insecurity. If today, I want to go to my constituency, I must be escorted with two vehicles behind me and one in front, each one with not less than 20 askaris to protect a single individual called a "Member of Parliament". Is it worth to be a Member of Parliament when you are insecure like that? These trends are really worrying and they touch on the lives of our people. When I was in primary school, we used to travel freely at night in the wee hours of the morning. But what has happened? Where is the Police Force? Where is the mighty Military? Where is the AP? Where is the so-called Provincial Administration? They must perform their duty! Drunkards cannot be District Officers (DO) and chiefs.

The Assistant Minister, Office of the President (Mr. Haji): On a point of order, Mr. Temporary Deputy Speaker, Sir. Is the hon. Member insinuating that chiefs in North-Eastern Province also drink?

Mr. Shidie: Mr. Temporary Deputy Speaker, Sir, I am talking in generality.

On the *El Nino* projects, I would say that the *El Nino* phenomenon really affected Northern Kenya. An amount of Kshs2.5 billion was disbursed through the *El Nino* project to North Eastern Province. The *El Nino* phenomenon has affected North Eastern Province more than any other province but what we got was peanuts. We sat with the donors at Fairview Hotel. We also sat with the Government of Kenya and we were given Kshs2.5 billion. Today, the benefits of this assistance have not reached our people. The infrastructure in that area has totally collapsed. The *El Nino* phenomenon buried what we had destroyed. Those roads which were to be repaired and graded have not been attended for a long time. What does the Ministry of Public Works and Housing do in this country other than waste time? The committee that provides this money for the *El Nino* project must know that we require not less than Kshs1 billion to bring back what we lost.

Mr. Temporary Deputy Speaker, Sir, turning to the district treasuries, I would like to say that Government departments are unable to operate. They are unable to operate because of inefficiency and the wastefulness of the district treasuries. The district treasuries must be restructured. In view of liberalisation and what is happening globally, each Ministry should have its own accounts or the district treasuries must be restructured in such a way that they do not incur debts. In the past, people used to run for Government contracts and Local Purchase Orders (LPOs) but these days nobody wants to do business with the Government. This is because their money will be stuck there and they cannot collect it and their children subsequently suffer. You will realise that most of the hardware shops in Garissa are unable to operate. How much money did we lose through the Electoral Commission of Kenya (ECK)? We have not yet got that money. Those are true realities and facts; that we want an efficient district treasury system.

With those few remarks, I support.

Dr. Omamo: Thank you, Mr. Temporary Deputy Speaker, Sir. To avoid repetition of what my colleagues have said, I would like to be fair to you and touch on a few areas where I would like the Minister to take action on. First, I want to dispose of the preliminary area of thanking the Minister for the good presentation where he scored very high; in my estimation.

Mr. Temporary Deputy Speaker, Sir, there is an area that I have observed. Wherever I go to any Harambee meeting, whether in Nyanza, at the Coast or any part of the country, you hear one mwananchi stand up and tell the guest of honour: "Please go and tell His Excellency ABCD." This is very, very common in our system. It is because wananchi like their President. They want to communicate with their President and in that particular occasion, they want the guest of honour to go and convey their requests or suggestions to His Excellency the President. However, the President is one person. He cannot humanly attend to everything. So, I want to make a suggestion. The Ministry should have a timetable involving the Ministers in the Office of the President; to go out to the country to spread what I call Presidential baraka. They should spread Presidential baraka to wananchi so that wananchi do not have to send people to go and convey to the President messages through people who cannot reach the President. That is one thing which we can do easily and improve very, very much in our relationship with the President because wananchi would like to enjoy what I call Presidential baraka.

Mr. Temporary Deputy Speaker, Sir, the next area is the area of security. We should do more about educating Kenyans. Some insecurity is caused by our own people. Just think of cattle rustling, goat and sheep theft. I come from the sugar belt and it is quite a problem when your cattle have been stolen and hidden in the sugar fields. The cattle will not cry. The sheep and goats will not cry because the thieves feed them on sugar-cane and you will never get them. There is need for us to intensify educating our people to shed away some of these anti-social activities and move into the year 2000 a much better behaved society. I would like to appeal to the Office of the President to do something about educating wananchi; to shed away these anti-social practices.

Mr. Temporary Deputy Speaker, Sir, the other area which I would like to appeal to the Ministry to look into is the provision of famine relief food. Famine relief food is very good. However, I think we could do better. There is a saying in my own community that if you want to give a person fish there are two ways of doing it. One, is to buy fish from the market and give the fellow to eat the fish and the other is to teach the fellow how to fish. Our famine relief is like going to the market, finding food and giving it our people instead of teaching our people how to produce that food.

Mr. Temporary Deputy Speaker, Sir, I have been to some of these dry areas like Ginyang' and seen the

people. I have been with the Freedom from Hunger Council dishing out famine relief food to the people. However, first of all, it is the food that people do not grow there. It is maize that is given while people grow other things. Why do we not help them to grow the traditional food that they are used and do so by harnessing water, building the dams, harvesting the rainfall and let the people to grow their own food? They say that homegrown food is the cheapest food and I would really like the Office of the President to think seriously about this issue. For example, it would be extremely wrong if there was to be famine in Maasailand where my friend hon. ole Ntimama comes from, for them to be given food from eskimo countries. It should be from local cattle. If they want water, then give them more drinking spots for water.

Dr. Kituyi: Local yoghurt!

Dr. Omamo: Yes, local yoghurt! That is better.

Mr. Temporary Deputy Speaker, Sir, the other area that I wanted to touch on relates to national disasters. We are all familiar with the *El Nino* phenomenon. It was a national disaster but I would like to persuade the Ministry to also consider sugarcane fire as a national disaster. When the fire season is on, fire starts and is helped by the wind. The wind carries oxygen and starts burning sugarcane and in the process, a partial vacuum is created. More oxygen comes in and since sugarcane is inflammable, the fire increases in intensity and speed and a whole estate can be lost.

Mr. Temporary Deputy Speaker, Sir, the fire that broke out last year shattered the hopes of farmers in Muhoroni, Chemilil, Miwani and Mumias areas. All we are saying is that the Government should consider treating some of the cane fires as national disasters. We are not suggesting that sugar-cane estates should be covered by insurance policies. No insurance manager can think of covering sugar-cane estates against fire. However, sugar-cane fire is just too hot.

Finally, I would like to support the hon. Member who suggested that there is need for this country to further train our police officers. There are areas where wananchi suffer because of unnecessary brutality meted out to them by policemen. We have some of the best police officers in the world, but there are areas where police officers decide to extract information by beating people up. In such areas, police punch up people, grab their ears, or armpits. They can even go behind you, down, and get hold of anything they find hanging.

(Laughter)

Mr. Temporary Deputy Speaker, Sir, the police do all this due to lack of training. So, I think there is need for policemen to be trained further.

The Temporary Deputy Speaker (Mr. Imanyara): Your time is up, hon. Omamo! I would like the Minister to reply at 5.00 p.m. So, I will give the next five minutes to Dr. Kituyi.

Dr. Kituyi: Mr. Temporary Deputy Speaker, Sir, my point of entry in this debate is a matter which was mentioned earlier this afternoon.

Mr. Wambua: On a point of order, Mr. Temporary Deputy Speaker, Sir. With due respect to the Chair, we did not hear what you said before you called upon Dr. Kituyi to contribute.

The Temporary Deputy Speaker (Mr. Imanyara): I said that I would be calling upon the Minister to reply at 5.00 p.m., and gave the remaining five minutes to Dr. Kituyi to contribute.

Dr. Kituyi: Mr. Temporary Deputy Speaker, you could inform hon. Wambua that he can also contribute at the Committee Stage.

I would like to start with the following remarks. This afternoon, a Minister in the Office of the President gave an answer to a Question on border insecurity. The Question was about the incursion of the Merile people into Turkana District. In his reply to that Question, the Minister talked about training fishermen to become homeguards. Yesterday, some bandits called "militia" from Somalia raided a security post in this country and emptied its armoury. Without killing anybody at that post, the raiders took away all the weaponry. A year ago, Shangila raiders from Ethiopia crossed into Kenya, killed many Gabras and drove away thousands of livestock. A few months ago, bandits suspected to be members of the Oromo Liberation Front not only invaded this country, but also laid land mines on the Wajir/Moyale Road.

Mr. Temporary Deputy Speaker, Sir, under normal circumstances, a country is considered to be at war when there are very many external forces invading its territory, emptying Government armouries, killing its citizens, and laying land mines on our territory. The Office of the President has not shown any urgency about this matter except for promising to train fishermen to become homeguards. When we go into Committee, I will move a reduction of the money allocated for internal security, because of the Government's insensitivity to a grave matter of national concern.

Mr. Temporary Deputy Speaker, Sir, I am baffled about some of the things that are going on in the Office of the President. An Assistant Minister from that Ministry told this House this afternoon about how they have been so naive in surrendering extra vehicles in line with the promises contained in the 1998/99 Budget. In the current Budget,

the Office of the President is asking this House, in addition to replacing old vehicles, to purchase new ones. The Office of the President, under its Vote, is asking for funds for the purchase of new vehicles as follows:-

Head 249, Item 200; Head 275, Item 210, Kshs10 million; Head 256, Item 210, Kshs2.6 million; Head 577, Kshs20 million; and, Head 578, Kshs1.7 million. This is the same Office whose Assistant Minister stood before this House this afternoon and said that they are surrendering vehicles as part of reducing the fleets of cars in the Ministries.

The Assistant Minister, Office of the President (Mr. Haji): On a point of order, Mr. Temporary Deputy Speaker, Sir.

Dr. Kituyi: Mr. Temporary Deputy Speaker, Sir, I have only three minutes to go. So, could the Assistant Minister advise his Minister on what to tell me in his reply?

The Temporary Deputy Speaker (Mr. Imanyara): What is your point of order, Mr. Haji?

The Assistant Minister, Office of the President (Mr. Haji): Mr. Temporary Deputy Speaker, Sir, is the hon. Minister in order to mislead the House? The Question we answered this afternoon was about extra vehicles being surrendered by all Ministries and Government Departments.

The Temporary Deputy Speaker (Mr. Imanyara): Mr. Haji, Dr. Kituyi is not a Minister!

Dr. Kituyi: Mr. Temporary Deputy Speaker, Sir, I mentioned that, indeed, there are some unsurrendered vehicles, including two Mercedes Benz cars, in the Office of the President. I am now mentioning the same Office, which is purchasing new vehicles. There is also a number of more serious issues that I want to mention here.

The Assistant Minister, Office of the President (Mr. Haji): Mr. Temporary Deputy Speaker, Sir, I am on a point of order; I have not finished raising it.

Dr. Kituyi: Mr. Temporary Deputy Speaker, Sir, does the Assistant Minister want to argue with me?

The Temporary Deputy Speaker (Mr. Imanyara): Order! Order, Dr. Kituyi! What is your point of order, Mr. Haji?

The Assistant Minister, Office of the President (Mr. Haji): Mr. Temporary Deputy Speaker, Sir, what I am saying is that---

The Temporary Deputy Speaker (Mr. Imanyara): Mr. Haji, in two minute's time, your Minister is going to have a half an hour to reply to this issue. So, please, allow the hon. Member to finish his contribution.

The Assistant Minister, Office of the President (Mr. Haji): I oblige, Mr. Temporary Deputy Speaker, Sir.

Dr. Kituyi: Thank you, Mr. Temporary Deputy Speaker, Sir. There is even a more worrisome thing in the Office of the President. There **[Dr. Kituyi]**

are some members of the Presidential Escort who are in positions which have not been authorised by the representatives of the taxpayer. For example, if you look at page 109 of the Recurrent Estimates, you will find that there are some Police Inspectors under the Presidential Escort who earn very lucrative salaries. One of them earns a salary of Kshs264,000 from the taxpayers, yet that position has not been authorised. Those officers have been put in those positions without authorization for the creation of those positions. I think it is very grievous if the Office of the President, which is supposed to demonstrate discipline, is the one that is showing an example of indiscipline.

The Temporary Deputy Speaker (Mr. Imanyara): Your time is up, Dr. Kituyi. Could the Minister reply now?

The Minister of State, Office of the President (Maj. Madoka): Mr. Temporary Deputy Speaker, Sir, I want to take this opportunity to thank all the hon. Members for their useful contribution. We heard some very good observations, comments and suggestions.

Mr. Temporary Deputy Speaker, Sir, everybody is concerned about security in this country. I can assure you, as I said when I presented the Vote, that we are doing everything possible to ensure that security is maintained in this country.

There were certain issues which were raised about the possibility of retraining policemen to make them more people-friendly. I would like to say that we have a new curriculum developed, in consultation with the Ministry of Education and Human Resource Development, covering subjects like social ethics and human rights. The first batch of these people, who went through this curriculum, graduated last month. They are now in the field and we are looking forward to seeing how they are going to perform. The training method should emphasise dialogue rather than command. The senior cadre officers too, have not been left out. They are undergoing special senior management courses to shape them and make them ready for the current working environment. Again, their programme covers human rights and public relations subjects.

Mr. Temporary Deputy Speaker, Sir, also in terms of equipment, we have done our best. As I indicated, we are also working very hard to ensure that the police are properly equipped - funds permitting - so that they perform as effectively as they possibly can. It was also suggested that we should computerise the Police Department. I would like to inform this House that steps have already been taken to computerise police records and communication as well. At

the moment, nearly all the police divisions have a fax machine and we are going to ensure that we computerise the entire crime records and other records which will be useful for police use. The improvement of police communication has been marked by remarkable improvement of the security situation. It is through this communication that we have recorded some successes.

I would like to appeal to the Members of this House, that a few cases of bribery and other forms of indiscipline in the police as highlighted in the media, should not make us lose sight of the very good work which the police are doing. I would like to tell this House that all those cases which have been identified, whether in terms of corruption or indiscipline, have been dwelt with very firmly.

I want to take this opportunity too, to thank the members of the public who have assisted the police with information which has led us to achieving successes that we have. We have suggestion boxes and through these, we have been able to get some helpful information in addition to the information which we get through the hotlines.

Mr. Temporary Deputy Speaker, Sir, it was alleged that the Administration Police are not properly trained. I would like to assure this House that the Administration Policemen are very well trained; in fact, they are trained to the same standards as the regular policemen. We have been using the Administration Police Training College also for training the chiefs, the DOs as well as DCs, who attend courses there to make sure that their performance is improved.

It was also mentioned that with the case of the Abdullah Ocalan, security should be beefed-up. I also want to take this opportunity to assure this House that we have taken all possible steps and we have alerted all our entry points to keep alert for any possible infiltration by terrorists. So, we will do our best to ensure that the security of this country is properly guaranteed.

There were some comments on the question of the Immigration Department. It is true that in the past we have had some excessive issue of work permits and this curtailed the employment of our own people. We have now set up a proper inter-Ministerial Committee which sits and vets all work permits. Those who are given them are mainly investors and those coming to work for international organisations. We are doing our best to cut down on those who were issued with work permits and do not deserve them. What we are doing is that when they come up for renewal, we are certainly turning them down. So, we will continue to do our best to ensure that no unnecessary work permits are issued.

Mr. Temporary Deputy Speaker, Sir, one of the hon. Members raised an issue on the question of citizenship of children born of Kenyan men and non-Kenyan wives. I would like to assure this House that all children born in Kenya are automatic citizens. However, those born of Kenyans outside the country are automatic citizens if, they are born of Kenyan male. I know I will not be very popular when I say that those born by Kenyan ladies outside this country become Kenyans by registration, but we normally have no problem. It has not been a difficult issue and I can assure you that they will be given their citizenship appropriately.

Another area which was tackled by quite a few of the speakers was the question of the Nyayo Tea Zones. First of all, we need to understand why the Nyayo Tea Zones were created. They were created to offer buffer-zones to prevent encroachment on our forests. They are still serving the same purpose. They have also become a source of revenue and currently, they are financing their recurrent budgets. The funding in development through loans and grants, is used to build their capacity and make them wholly self-sustaining. This will reduce direct recurrent costs and make the Corporation more profitable to enable it service its own loans and also pay taxes. It is important to note that the profits - many hon. Members felt that Nyayo Tea Zones Corporation does not make money - for the years 1997/98 and 1998/99 were Kshs46 and Kshs20 million respectively. It is encouraging that this is improving.

Mr. N. Nyagah: On a point of order, Mr. Temporary Deputy Speaker, Sir. I hate to interrupt the Minister, but I have no choice. The Minister has just told us the general purpose for which Nyayo Tea Zones Corporation was created and why it is still being maintained. Is he aware that in Kericho Tea Zone, a multi-type purpose project has already bought that project?

The Temporary Deputy Speaker (Mr. Manyara): Mr. Nyagah, are you on a point of order or on a point of information?

Mr. N. Nyagah: I am only asking the Minister whether he is aware that the purpose he has told us that the Nyayo Tea Zones Corporation was formed for, has not been maintained. Is the Minister in order to mislead this House that the purpose for which Nyayo Tea Zones Corporation was created has been maintained, whereas we know that within Kericho Tea Zone, it has not been maintained?

The Minister of State, Office of the President (Maj. Madoka): Mr. Temporary Deputy Speaker, Sir, the purpose still remains as it was established.

Dr. Kituyi: On a point of information, Mr. Temporary Deputy Speaker, Sir.

The Minister of State, Office of the President (Maj. Madoka): Mr. Temporary Deputy Speaker, Sir, I do not need his information! I was saying that we must note that the Nyayo Tea Zones Corporation made profits that and it is a very viable Corporation.

There were questions on the *El Nino* Emergency Fund. Many hon. Members questioned the criteria used in funding various projects. I would like to state that the criteria was based on areas that were declared disaster zones. These areas were also visited by the World Bank officials who concurred with the selection. The areas were selected on the gravity of the reports received from field officers and also verified by officials from the African Development Bank, who visited all the affected areas. You will agree that although the *El Nino* rains were heavy, there were certain areas which were more affected than the others. The funds which were available could not possibly repair all the roads which were damaged. It was those which were severely damaged which were repaired. So, if there is any area which did not get support, it is because, maybe, the effects were not as devastating as in some areas which were identified by the World Bank and the African Development Bank.

Mr. Temporary Deputy Speaker, Sir, there was also the issue of Arid and Semi-Arid Lands (ASALs) areas, which was mentioned by some hon. Members. The Office of the President is concerned with the well-being of wananchi living in the ASAL areas. Plans for the development of infrastructure in those areas are under way. Indeed, the Arid Lands Rescue Management Project is one of the very special projects tailored to improve the lives of both human and livestock in those areas. The Drought Recovery Programme is still going on, although it was concluded in 1996 and replaced with the Arid Lands Rescue Management Project.

Mr. Temporary Deputy Speaker, Sir, I do not wish to say much more, but only to assure the House, again, that all the funds which were allocated for the various projects in the Office of the President will be properly utilised and accounted for.

Mr. Temporary Deputy Speaker, Sir, I beg to move the Motion.

(Question put and agreed to)

*[The Temporary Deputy Speaker
(Mr. Manyara) left the Chair]*

IN THE COMMITTEE

*[The Temporary Deputy Chairman
(Mr. Musila) took the Chair]*

Vote 01 - Office of the President

The Minister of State, Office of the President (Maj. Madoka): Mr. Temporary Deputy Chairman, Sir, I beg to move:-

THAT, a sum not exceeding K£432,587,315 be issued from the Consolidated Fund to complete the sum necessary to meet the expenditure during the year ending 30th June, 2000 in respect of:-

Vote 01 - Office of the President

(Question proposed)

VOTE R01 - RECURRENT EXPENDITURE

SUB-VOTE 010 - GENERAL ADMINISTRATION AND PLANNING

Head 001 - Headquarters

Mr. Munyasia: Mr. Temporary Deputy Chairman, Sir, under Head 001, Item 196, we have "Honours and Awards." I can see that last year, we had K£4,600,250, and this year, it has been reduced drastically to just K£70,000. What is the reason for that reduction?

The Minister of State, Office of the President (Maj. Madoka): Mr. Temporary Deputy Chairman, Sir, it is because we had bought sufficient stocks, and so we need not to buy any new ones.

Mr. Odoyo: Mr. Temporary Deputy Chairman, Sir, under Item 500, there is the "District Cash Fund" which has risen by nearly 450 per cent. Why is there that substantial increase?

The Minister of State, Office of the President (Maj. Madoka): Mr. Temporary Deputy Chairman, Sir, generally, the services have increased, and that is why there is that increase.

Mr. Murathe: Mr. Temporary Deputy Chairman, Sir, can the Minister be a bit more specific?

The Minister of State, Office of the President (Maj. Madoka): Mr. Temporary Deputy Chairman, Sir, we created new districts, divisions, locations and sub-locations which have increased the costs.

Head 377 - National Registration of Persons Bureau

Dr. Kituyi: Mr. Temporary Deputy Chairman, Sir, could the Minister explain to the House why, under Head 377, the Office of the President is proposing to purchase more vehicles?

The Minister of State, Office of the President (Mr. Madoka): Mr. Temporary Deputy Chairman, Sir, in fact, it is not a case of buying additional vehicles, but a replacement of the old ones.

(Heads 001, 004, 015, 018, 029, 038, 249, 256, 274, 275, 290, 300, 377, 531, 556, 564, 566, 577, 578, 632, 693, 931, 938, 952 and 963 agreed to)

(Sub-Vote 010 agreed to)

SUB-VOTE 011 - FIELD ADMINISTRATION SERVICES

(Heads 005, 006, 039 and 041 agreed to)

(Sub-Vote 011 agreed to)

SUB-VOTE 012- ADMINISTRATION POLICE SERVICES

(Heads 010, 011 and 012 agreed to)

(Sub-Vote 012 agreed to)

SUB-VOTE 013 - GOVERNMENT PRESS

(Head 014 agreed to)

(Sub-Vote 013 agreed to)

SUB-VOTE 014 - NATIONAL YOUTH SERVICE

(Heads 013, 016, 017, 036, 081, 357, 358, 361 and 363 agreed to)

(Sub-Vote 014 agreed to)

SUB-VOTE 016- IMMIGRATION

Head 371 - Computer Expenses

Mr. Odoyo: Mr. Temporary Deputy Chairman, Sir, I would like to know from the Minister why there is a substantial reduction, from K£1.2 million to K£250,000, in the face of the millennium bug. Has that massive reduction taken into consideration that there is a millennium bug that is in place?

The Minister of State, Office of the President (Maj. Madoka): Mr. Temporary Deputy Chairman, Sir, we are already compliant.

(Heads 371, 373, 374, 375, 393 and 395 agreed to)

(Sub-Vote 016 agreed to)

Sub-Vote 017 - Police

Head 094 - Item 003 - Presidential Escort

Dr. Kituyi: Mr. Temporary Deputy Chairman, Sir, under the provisions of Standing Order No.47, I had given notice and I do wish to move:-

THAT, a sum of K£1 be deducted from the amount being requested under Vote R01 and that such a sum be deducted from Head 094, Item 003, Presidential Escort, Salary - Assistant Commissioner of Police.

Mr. Temporary Deputy Chairman, Sir, there are two fundamental things here---

An hon. Member: What are the reasons?

Dr. Kituyi: If you listen, you will get the answer. There are two fundamental things which I wish to mention here.

The Temporary Deputy Chairman (Mr. Musila): For the guidance of hon. Members, this is on page 38.

Dr. Kituyi: Mr. Temporary Deputy Chairman, Sir, if you look at the detailed breakdown on page 109, last year, an Assistant Commissioner of Police was in position and there was zero authorization in the third position in the Presidential Escort. This year again, there is no authorised position for a second Assistant Commissioner of Police in the Presidential Escort and again, there is one person in position who is earning Kshs264,000. Apart from the fact that a Presidential Escort with 431 people is excessive, it is outrageous and it is unjustifiable that the office, which is supposed to show discipline and prudence, should employ a person for two years running without that position being authorised.

With those reasons, I wish to request the House that we reduce the Vote of the Office of the President by K£1.

(Question of the reduction proposed)

Mr. Odoyo: Mr. Temporary Deputy Chairman, Sir, on page 109, Presidential Escort, the authorised positions of Superintendent of Police are five but those in position are 15. That disparity is more than three times the authorised value. It is not only illegal but it is unjustifiable as to why salaries are being paid for those positions and yet they are not authorised by Parliament in these Estimates.

Therefore, I support the reduction of that Vote by K£1.

The Minister of State, Office of the President (Maj. Madoka): Mr. Temporary Deputy Chairman, Sir, the security of the President cannot be compromised. I think the figures which are being quoted by hon. Members are not correct. I do agree that an additional person was taken on. But the request for that additional vacancy was made, and it is now being approved.

Dr. Kituyi: On a point of order, Mr. Temporary Deputy Chairman, Sir. The Minister who is moving this Vote wants to tell us that the figures we are quoting are not correct. Does he have different Printed Estimates? If he does his arithmetic of officers in position, contained in page 109 of the Estimates under the Presidential Escort, the total number of persons in position is 431. If you check the third person, that position was not authorised both last year and this year, according to the Estimates. So, which guesswork are we talking about; yours, or what is in the Estimates?

The Minister of State, Office of the President (Maj. Madoka): Mr. Temporary Deputy Chairman, Sir, I would like to say that the policemen are transferable. There are some in the regular police. But when it became necessary to move them to the Presidential Escort, we did so to enhance---

Mr. Murathe: On a point of order, Mr. Temporary Deputy Chairman, Sir. I would like to understand the criteria, or the basis on which this Government puts together this Budget, in the absence of an Estimates Committee of this House. This is because further down on page ten, we have authorised 22 Inspectors of Police and the actual number is 40. Last year, we authorised 22 officers, but the actual number was 46. What are all these figures about? If the authorised number is 22, why are we having 46 inspectors? What is happening? Mr. Minister, we believe that in the absence---

The Temporary Deputy Chairman (Mr. Musila): Hon. Murathe, please address the Chair!

Mr. Murathe: Through you, Mr. Temporary Deputy Chairman, Sir, could the Minister explain to this Committee, the basis of having in quotation, more people than actually authorised in the Printed Estimates?

The Minister of State, Office of the President (Maj. Madoka): Mr. Temporary Deputy Chairman, Sir, as I said, the security of the President cannot be compromised. There are those in the Police Force and also in the

Presidential Escort. There are those in the regular police who were moved to the Presidential Escort. The position still remains the same.

Mr. Odoyo: On a point of order, Mr. Temporary Deputy Chairman, Sir. Is it in order for the Minister to tell us that we cannot compromise the security of the President? What we are discussing here, and I believe the Minister may be misleading the House, is not the compromising of the President's security. In fact, the President's security may not be determined by the number of officers in place. However, what we are talking about is the regularisation of the documentation that relates to the emoluments and the Estimates that are presented to Parliament. Is the Minister in order to tell us that the figures in place are incorrect, when it is the same Minister who should have approved and forwarded them to the Ministry of Finance before they were printed?

The Minister of State, Office of the President (Maj. Madoka): Mr. Temporary Deputy Chairman, Sir, as I said, the police officers are in one force and we are in a position to transfer them around. If you look at the Dog Section on page 111, the authorised establishment is 371, but the number of officers in position is 195. So, we have taken care and we do not exceed the required limits.

Dr. Kituyi: On a point of order, Mr. Temporary Deputy Chairman, Sir. I would like to request the Chair to make the Minister relevant to the matters that are being raised. None of us has asked him to compromise the security of the President, although 431 police officers could not stop the golden cockerel from being stolen. But that is not our problem! But fundamentally, what we are raising is this: If it is so important to have those senior commissioners of police in position, as the security escort of the President, why have you not sought the legal procedure and authorised those positions, instead of putting those persons there? I am not asking you whether they come from the Dog Section one day, and they are in the Presidential Escort the next day, which might be bungling up the security, but why are you having people in positions without authorisation? You, are supposed to be the Ministry to lead by example! If you cannot answer sufficiently, that is why I would like a pound to be reduced from your Vote.

The Minister of State, Office of the President (Maj. Madoka): Mr. Temporary Deputy Chairman, Sir, I have said this before, and I will say it again. Security matters are security matters. If at any stage we felt that, for security reasons, we need an extra person, we will take that extra person and then seek for the necessary authorisation.

Mr. Murathe: On a point of order, Mr. Temporary Deputy Chairman, Sir. It was okay for the establishment to be mixed up last year. We are starting the 1999/2000 Financial Year now. We would like the Minister to regularise those positions. In the Estimates, the number authorised is 22 officers, but the number that will be in position is 40 officers. Are we communicating? On what basis are they projecting that they will have more chief inspectors of police in position this year, than the authorised number? Why is it that they cannot say they need 40 officers so that the number can be authorised?

The Minister of State, Office of the President (Maj. Madoka): Mr. Temporary Deputy Chairman, Sir, the hon. Member has asked us to make sure that they are regularised. We will do that.

(Question put and negatived)

Head 109 - Force Armourer

Mr. Shitanda: Mr. Temporary Deputy Chairman, Sir, I would like to know from the Minister why we have a substantial reduction in the allocation for Head 109, Force Armourer. The reduction is from K£12.6 million to K£1.9 million.

The Minister of State, Office of the President (Maj. Madoka): Mr. Temporary Deputy Chairman, Sir, the reduction is as a result of the contract for the supply of arms, which came to an end. We did not require any more arms.

*(Heads 003, 007, 008, 009, 085, 086, 091, 092, 093,
094, 095, 097, 101, 104, 105, 106, 107,
108, 109, 110, 111, 112, 150,
301 and 302 agreed to)*

(Sub-Vote 017 agreed to)

SUB-VOTE 018 - GOVERNMENT CHEMIST

(Head 113 agreed to)

(Sub-Vote 018 agreed to)

SUB-VOTE 019 - GENERAL SERVICE UNIT

(Heads 088, 102, 103, 303 and 304 agreed to)

(Sub-Vote 019 agreed to)

(Vote R01 agreed to)

VOTE D01 - DEVELOPMENT EXPENDITURE

SUB-VOTE 010 - GENERAL ADMINISTRATION AND PLANNING

*(Heads 001, 018, 185, 249, 283,
298, 377, 531, 579, 598 and 932)*

(Sub-Vote 010 agreed to)

SUB-VOTE 011 - FIELD ADMINISTRATIVE SERVICES

Head 006 - District Administration

Mr. Khamasi: Mr. Temporary Deputy Chairman, Sir, on page six, Head 006, there is an allocation for the construction of various divisions and districts headquarters. Could the Minister tell us what criteria was used to allocate this money in the Estimates?

The Minister of State, Office of the President (Maj. Madoka): Mr. Temporary Deputy Chairman, Sir, it depends on the priorities as listed by the District Development Committees (DDCs).

Head 005 - Provincial Administration

Mr. Odoyo: Mr. Temporary Deputy Chairman, Sir, on the same page six, Head 005, under Item 410 - Construction of Nyanza Provincial Headquarters, there is an allocation of K£400,000. Does the Minister consider that to be adequate to complete the Nyanza Provincial Headquarters? Will it complete the Nyanza Provincial Headquarters which has not been completed for the last five years?

The Minister of State, Office of the President (Maj. Madoka): Mr. Temporary Deputy Chairman, Sir, it is our hope that we will be able to complete it.

(Heads 005 and 006 agreed to)

(Sub-vote 011 agreed to)

SUB-VOTE 012 - ADMINISTRATION POLICE SERVICES

(Heads 010 and 011 agreed to)

(Sub-vote 012 agreed to)

SUB-VOTE 013 - GOVERNMENT PRESS

(Head 014 agreed to)

(Sub-vote 013 agreed to)

SUB-VOTE 014 - NATIONAL YOUTH SERVICE

(Heads 357, 358 and 361 agreed to)

(Sub-vote 014 agreed to)

SUB-VOTE 015 - KENYA AIRPORTS AUTHORITY

Mr. Odoyo: Thank you, Mr. Temporary Deputy Chairman, Sir. The Kenya Airports Authority (KAA) is a parastatal. It is among the few parastatals that are supposed to be making money. Why are we still giving it K£361,194 million while it has a turnover of Kshs3 billion? They should really be handling this thing as part of their internal budgetary system?

The Minister of State, Office of the President (Maj. Madoka): Mr. Temporary Deputy Chairman, Sir, all the funds collected by the KAA do not go directly to them. For example, passengers' fees go directly to the Treasury to help pay some of the loans that were incurred. Equally, we have to give some money back to the KAA.

Head 772 - Jomo Kenyatta International Airport

Mr. N. Nyagah: Mr. Temporary Deputy Chairman, Sir, under Item 222, we have JKIA Crisis Centre and Communication. We would like some explanation from the Minister as to why Wilson Airport, which is in a very, very bad shape, particularly with regard to the navigational equipment and runway, has not been considered for Government funding. Are we not risking the lives of the people who use that airport?

The Temporary Deputy Chairman (Mr. Musila): Mr. Nyagah, can you repeat which Item you are referring to because you said Item 222 which is not here?

Mr. N. Nyagah: Mr. Temporary Deputy Chairman, Sir, it is Item 221. We would like to know from the Minister why Wilson Airport, which ought to have been considered because of the poor state of its runway and also the complaint by the DCI as pertaining to the navigational equipment at that airport--- We would like the Minister to specifically tell us what communication equipment these ones are.

(Loud consultations)

The Temporary Deputy Chairman (Mr. Musila): Order! Before the Minister replies, may I ask hon. Members to consult quietly. Proceed, Maj. Madoka!

The Minister of State, Office of the President (Maj. Madoka): Mr. Temporary Deputy Chairman, Sir, I would like to assure the hon. Member that, in fact, we will use a lot of funds to modernise and improve Wilson Airport. Some of this money, which is shown under Item 221 - JKIA Crisis Centre and Communication - will also go to Wilson Airport.

Mr. N. Nyagah: Mr. Temporary Deputy Chairman, Sir, whereas, I do not want to disagree with the Minister, could he explain why money has not been allocated specifically for Wilson Airport and yet is it an important airport? We would like to have an assurance from the Minister that Lokichoggio Airport will not be funded from this amount of money as happened with the Moi International Airport because it is under a different scheme of funding.

The Minister of State, Office of the President (Maj. Madoka): Mr. Temporary Deputy Chairman, Sir, the navigational aid normally comes under the Ministry of Transport and Communications where we have the Directorate of Civil Aviation.

(Heads 772 and 773 agreed to)

(Sub-vote 015 agreed to)

SUB-VOTE 016 - IMMIGRATION

(Head 373 agreed to)

(Sub-vote 016 agreed to)

SUB-VOTE 017 - POLICE

Head 085 - Office of the Commissioner of Police

Mr. N. Nyagah: Mr. Temporary Deputy Chairman, Sir, under Head 085, Item 402 - Rehabilitation of Police Stations and Lines, I would like to know from the Minister whether he will consider to construct houses in Kamukunji and Central Police Stations, where many cases of women being raped by inmates have been reported because their cells neighbour each other and there is no barrier between the two. I am asking this question because I noticed that the K£100,000 which is part of the K£2 million is only earmarked for Industrial Area Police Station.

The Minister of State, Office of the President (Maj. Madoka): Mr. Temporary Deputy Chairman, Sir, we are certainly looking at the police stations he has mentioned.

*(Heads 003, 085, 086, 092, 094 and
097 agreed to)*

(Sub-Vote 017 agreed to)

SUB-VOTE 019 - GENERAL SERVICE UNIT

(Heads 088, 102 and 103 agreed to)

(Sub-Vote 019 agreed to)

(Vote D01 agreed to)

(Question put and agreed to)

(Resolution to be reported without amendment)

(The House resumed)

*(The Temporary Deputy Speaker
(Mr. Imanyara) in the Chair)*

REPORT

Vote 01 - Office of the President

Mr. Musila: Mr. Temporary Deputy Speaker, Sir, I am directed to report that the Committee of Supply has considered the Resolution that a sum not exceeding K£432,587,315 be issued from the Consolidated Fund to complete the sum necessary to meet expenditure during the year ending 30th June, 2000, in respect of Vote 01 - Office of the President, and has approved the same without amendment.

The Minister of State, Office of the President (Maj. Madoka): Mr. Temporary Deputy Speaker, Sir, I beg to move that the House doth agree with the Committee in the said Resolution.

The Minister for Co-operative Development (Mr. Obure) seconded.

(Question proposed)

(Question put and agreed to)

Mr. Wehliye: On a point of order, Mr. Temporary Deputy Speaker, Sir.

The Temporary Deputy Speaker (Mr. Imanyara): Mr. Wehliye, what is your point of order?

Mr. Wehliye: Mr. Temporary Deputy Speaker, Sir, it is zero hour.

The Temporary Deputy Speaker (Mr. Imanyara): Hon. Members, it is now time to interrupt the ordinary business of the House and go straight to zero hour. I have two applications, one is from the hon. Member of Parliament

for Gatanga, Mr. Murathe, and the other one is from Mr. Wehliye.

MEMBERS HALF HOUR STATEMENTS

ARREST OF RUIRU MAYOR AND 6 OTHER COUNCILLORS

Mr. Murathe: Mr. Temporary Deputy Speaker, Sir, I would like to seek a Ministerial Statement in connection with the arrest of the Mayor of Ruiru in Thika District last night and other Ruiru Municipality councillors in view of the pending mayoral elections since he is reported to be in police custody. The Mayor of Ruiru has not been charged with murder, but he is being held pending investigations. In view of the fact that this Mayor could be released after investigations, he has not been charged and the elections are scheduled to be held anytime next week, I need a Ministerial Statement or action before the said elections are held.

The Minister of State, Office of the President (Maj. Madoka): Mr. Temporary Deputy Speaker, Sir, all I can say at this moment is that there is some evidence to implicate the Mayor in an offence and I cannot order any release until the investigations are completed. Therefore, I am afraid that he will have to be in police custody until the investigations are completed, irrespective of whether the elections are held next week or not.

An hon. Member: Very good!

ATTACK ON A MILITARY CAMP IN AMUMA

Mr. Wehliye: Thank you, Mr. Temporary Deputy Speaker, Sir. In view of what happened in Garissa District at a place called Amuma, where a military camp was overrun by militiamen from Somalia, I would like to seek a Ministerial Statement on the same. Secondly, I would like the Minister of State, Office of the President to show cause why the Chief of General Staff, the Kenya Army Commander and the officer in charge of the Military Intelligence, should not either resign on principle, or be dismissed, for failure to protect the integrity and security of this nation.

Thank you.

The Minister of State, Office of the President (Maj. Madoka): Mr. Temporary Deputy Speaker, Sir, we will issue a Ministerial Statement next week.

The Temporary Deputy Speaker (Mr. Imanyara): Maj. Madoka, when will you issue the Ministerial Statement next week?

The Minister of State, Office of the President (Maj. Madoka): Mr. Temporary Deputy Speaker, Sir, I will issue a Ministerial Statement on Tuesday next week.

ADJOURNMENT

The Temporary Deputy Speaker (Mr. Imanyara): Very well. On that note, we will interrupt our business until next Tuesday, 6th July, 1999 at 2.30 p.m.

The House rose at 6.00 p.m.