

## NATIONAL ASSEMBLY

### OFFICIAL REPORT

Tuesday, 4th October, 2005

The House met at 2.30 p.m.

*[Mr. Speaker in the Chair]*

### PRAYERS

### QUESTION BY PRIVATE NOTICE

#### LAUNCHING OF PHASE II OF PUMWANI LOW COST HOUSING SCHEME

**Ms. Abdalla:** Mr. Speaker, Sir, I beg to ask the Minister for Lands and Housing the following Question by Private Notice.

(a) Could the Minister confirm that Phase II of the Pumwani Re-development Low Cost Housing Scheme will be launched on 4th October, 2005?

(b) Is he aware that the scheme will benefit non-deserving individuals as the monthly repayment of over Kshs12,000 is too high?

(c) What immediate steps will the Minister take to ensure that only intended residents of Pumwani benefit from the scheme?

**The Assistant Minister for Lands and Housing** (Mrs. Tett): Mr. Speaker, Sir, I beg to reply.

(a) The official launching of Phase II of the Pumwani Re-development Project has been deferred due to delay in power connection. The launch will be done as soon as the Kenya Power and Lighting Company (KPLC) provides power connection.

(b) I am not aware. However, I am aware that the selection process of allottees of the project was based on a survey carried out in 1987 and only applicants in the said list have benefited.

(c) Given the answer in "b" above, the issue is now closed.

**Ms. Abdalla:** Mr. Speaker, Sir, the Assistant Minister is misleading this House unless she and the National Housing Corporation (NHC), which falls under her Ministry, are not communicating. I would like to lay on the Table a letter from the Director of Housing stating the amount the allottees are supposed to pay.

*(Ms. Abdalla laid the letter  
on the Table)*

The letter states that the allottees should pay Kshs10,998 and an additional Kshs1,000 for service charge and probably Kshs600 to Kshs1,000 for insurance cover. The letter basically states that the allottees who live below the poverty line should pay Kshs12,000 per month, which they cannot afford. Considering the fact that the signed letter came from the Director of Housing, is the Assistant Minister still sticking to her earlier answer that she is not aware that the allottees are supposed to pay Kshs12,000 per month?

**Mrs. Tett:** Mr. Speaker, Sir, I did not say that I am not aware that the allottees will pay Kshs12,000 per month. However, I said that I am not aware that non-deserving individuals will benefit from the project.

Mr. Speaker, Sir, I would like to tell *mama machungwa* that yesterday---

*(Applause)*

**Mr. Speaker:** Order, Mrs. Tett! What are you saying? Who is *mama machungwa*?

**Mrs. Tett:** Mr. Speaker, Sir, I have called her *mama machungwa* because I heard her call herself that name just now.

**Mr. Speaker:** Order, hon. Members! You know we do not have *mamas* here, but we have hon. Members!

**Mrs. Tett:** Mr. Speaker, Sir, I withdraw that statement and apologise to my daughter.

This is a very serious matter---

**Mr. Boit:** On a point of order, Mr. Speaker, Sir. With respect to the Assistant Minister, you have just told her that those seated here are hon. Members, and yet she has referred to Ms. Abdalla as her daughter. Is she in order?

**Mr. Speaker:** Mr. Speaker, Sir, I do not like anything other than what we address ourselves to. I do not like paternalism neither maternalism!

Mrs. Tett, could you proceed?

*(Laughter)*

**Mrs. Tett:** Mr. Speaker, Sir, this is a very serious matter. I visited the area yesterday and the allottees told me that the Kshs11,800 they are supposed to pay is too high for them. The project was started before NARC came into power. Those are three bedroomed houses. Apparently, it was agreed that the allottees would rent out two bedrooms at Kshs5,500 each and live in the remaining bedroom.

All said and done, I visited the area yesterday and the allottees told me that the amount was too high. I spoke to the NHC Managing Director, who was present. We are looking at the possibility of increasing the repayment period from 15 years to 20 or 25 years. We are not here to suppress our people but we want to give them good shelter which they can afford.

*(Applause)*

**Mr. Ndolo:** Thank you, Mr. Speaker, Sir. It is very sad for the Assistant Minister who was brought up in the same estate to mislead this house, and yet she knows the problem of the people who live in that estate. She knows that the residents of the estate pay Kshs200 per room per month.

Mr. Speaker, Sir, out of the 160 units, only 77 were allocated to deserving people. The rest were allocated to some hon. Members, while others were allocated to Government officials. How can the poor people, who have been paying Kshs200, be asked to pay Kshs12,000 per month?

**Mr. Wanjala:** On a point of order, Mr. Speaker, Sir. The hon. Member has alleged that some hon. Members have taken over those houses which belong to poor Kenyans. Could he name those hon. Members because the people of Budalangi Constituency might think that I am one of them?

**Mr. Ndolo:** Mr. Speaker, Sir, I will not name the hon. Members. Maybe, he is one of them.

**Mr. Angwenyi:** On a point of order, Mr. Speaker, Sir. There is a culture in this House where some hon. Members make certain allegations against others without substantiating, for example, taking bribes and being allocated houses. We are destroying this House! We must put a stop to this. If an hon. Member makes an allegation that some hon. Members have been allocated the low cost Pumwani houses, he should substantiate by naming them. It is only fair to do that.

**Mr. Speaker:** Mr. Ndolo, would you like to substantiate your remarks or withdraw them?

**Mr. Ndolo:** Mr. Speaker, Sir, I will not name the hon. Members who have benefitted from those houses. I have just said that some of the hon. Members who have taken over those units are in this House. So, it is up to the Government to carry out investigations and find out who they are.

**Mr. Wanjala:** On a point of order, Mr. Speaker, Sir. It has become a culture for some hon. Members when they attend rallies to allege that other hon. Members vote because they have received money. Those hon. Members have extended those allegations to this House. One of those hon. Members has said that some hon. Members have been allocated the Pumwani houses but he is unable to name them. This House will not be for rumour-mongers!

Could the hon. Member name the hon. Members who have benefitted from the Pumwani houses?

**Mr. Ndolo:** Mr. Speaker, Sir, I will not name those hon. Members. Could I ask my question?

**Mr. Speaker:** Order, hon. Members! I truly wish I was a policeman and deal with that issue. It is giving this House a bad name. You are the ones who are creating that bad name!

*(Applause)*

I hope that hon. Members will desist from doing and uttering things that give this House a bad name. Please, be honourable all of you!

Could we come back to the Question?

**Mr. Ndolo:** Thank you, Mr. Speaker, Sir, for your protection.

**Mr. Speaker:** Mr. Ndolo, I am not protecting you, but I am guiding you as well! You also stand guided by the Chair. You must give this House a good name.

*(Laughter)*

Proceed, Mr. Ndolo!

**Mr. Ndolo:** Mr. Speaker, Sir, how can the residents of Pumwani, who have been paying Kshs200 per month, pay Kshs12,000 the Assistant Minister has told us? How can those people afford that amount of money?

**Mrs. Tett:** Mr. Speaker, Sir, unless the hon. Member was not listening, I have said that I visited the area yesterday. I had a meeting with the residents and we agreed to consider the possibility of increasing the repayment period. We did not charge the professional fees and profits. We allocated them the houses at the actual cost of Kshs1.1 million.

**Mr. Billow:** Mr. Speaker, Sir, the Assistant Minister has said that they never charged any profits. The cost of each unit is about Kshs800,000, and yet the tenants are being charged Kshs1.2 million. That is a 40 per cent premium on the actual cost of the house. In the so-called former regime, the monthly instalment for those houses was only Kshs1,700 each. Only a few years down the line, the residents are required to pay Kshs12,000 per month, which is almost 12 times more expensive.

Could the Assistant Minister tell the House what is the additional premium over and above

the actual cost? This is contained in the letter which has been laid on the Table.

**Mrs. Tett:** Mr. Speaker, Sir, that was 15 years ago. When these houses were built, they cost Kshs126,000. These houses are now costing Kshs1.1 million. I have said that there is infrastructure in place.

**Ms. Abdalla:** On a point of order, Mr. Speaker, Sir.

**Mr. Speaker:** What is it, Ms. Abdalla?

**Ms. Abdalla:** Mr. Speaker, Sir, the document I have tabled clearly shows that each unit costs Kshs838,000, yet these low income people are being asked to pay Kshs1.1 million! The Assistant Minister is misleading the House by saying that a unit costs Kshs1.1 million?

**Mrs. Tett:** Mr. Speaker, Sir, that is a point of argument.

*(Loud consultations)*

**Mr. Speaker:** Order! Order, hon. Members! Let me put it right. I think the letter tabled is signed by one A.G. Odera, Managing Director, National Housing Corporation (NHC). It states, among other things, on page 2, paragraph 2:

"The sale price for each flat will, therefore, be Kshs1.1 million, payable over 18 years at Kshs10,998.00 per month for a two-bedroom unit, plus a service charge of Kshs1,000 per month".

So, that is the correct position. Is it not, Madam Assistant Minister?

**Mrs. Tett:** Mr. Speaker, Sir, Hon. Abdalla should apologise for giving the House the wrong information, that a unit costs Kshs850,000. The information that I have---

*(Loud consultations)*

**Mr. Speaker:** Order, hon. Members!. We cannot transact business this way!

**Mrs. Tett:** The information I have is that a flat costs Kshs1.1 million. But all said and done, I said I was there yesterday. I said we will look into this matter. Hon. Members who are here are talking as though we are going to suppress these people. We do not want to suppress these people. We are not here to suppress the people. We are here to talk to them. I told them yesterday the services for which they are being charged Kshs1,000. I told them that we would sit down with the people who are charging this money to agree on the amount to be paid. I am doing my level best to make sure that the amount comes down, and that the people are allowed to move in.

**Capt. Nakitare:** On a point of order, Mr. Speaker, Sir.

**Mr. Speaker:** I am sorry. I must make progress. This Question has taken too long! What is it, captain Nakitare?

**Capt. Nakitare:** Mr. Speaker, Sir, is the Assistant Minister in order to mislead the House when we know very well that this project was started by the late T.J. Mboya to benefit Majengo people? Pumwani should not have high-rise buildings. We are talking about poor people. Is the Assistant Minister in order to mislead the House that those people can afford to pay Kshs12,000 per month?

**Mr. Speaker:** That is a question and not a point of order. Do not respond to it.

**Mrs. Tett:** Mr. Speaker, Sir, I want to give him an answer.

*(Loud consultations)*

**Mr. Speaker:** Order! Order, hon. Members!. There are more Questions before this House other than this one.

Last question, Ms. Abdalla.

**Ms. Abdalla:** Mr. Speaker, Sir, if you have read the statement I have tabled here, you will see that it shows the total cost that NHC incurred was Kshs137 million. If you divide that by 160 units it comes to Kshs838,000 per unit. So, the difference between Kshs838,000, which is the cost value, and Kshs1.1 million, gives a margin of over 40 per cent. This is actually suppressing the poor people living in Pumwani, yet they live on less than one dollar a day. Even if we increase the number of years for payment of the Kshs1.1 million, it is still unfair. The poor people will pay interest, so that at the end of the day they will have paid Kshs1.2 million per unit.

The issue here is that the Assistant Minister should have this Question deferred, and then deal not only with the length of time, but also the margin of 40 per cent. In her answer she said that undeserving persons will not benefit, but if Pumwani people do not pay this money to the NHC, it will reposes their houses and sell them to other willing buyers. She is misleading the House in her answer. For that reason, I would like to ask her to have this Question deferred until she gets all her facts right.

*(A mobile phone rang)*

**Mr. Speaker:** Order! There are too many mobile phones ringing all over the place. What is your response, Madam Assistant Minister?

**Mrs. Tett:** Mr. Speaker, Sir, the interest rate is 10 per cent and not 12 per cent. I have just said that I spoke with the people yesterday. They told me the problem started in Phase I when they were told that they were going to rent out the two bedrooms at Kshs11,000. That was agreed upon many years ago. This is not the case today. I told them yesterday that I was going to look at how many years we will give them to pay for the houses. We are not making profit in this project. We are going to ensure that these people benefit and are not suppressed. The 10 per cent is very low. How are we going to build for the other people if we do not charge the 10 per cent? Other people are waiting at the slum area next door. We have to charge just a little amount of money for the other people to benefit.

*(Applause)*

*(Ms. Abdalla stood up  
in her place)*

**Mr. Speaker:** I am sorry, Ms. Abdalla! I have given you more than your fair share.

*Question No.507*

CONSTRUCTION OF NJABINI-OL  
KALOU-NDUNDORI ROAD

**Mr. Speaker:** Is Mr. Muchiri here? He is not here. I will, therefore defer his Question because the Minister for Roads and Public Works had asked whether we could deal with it now.

If the hon. Member is not there, I will defer the Question to next week.

*(Question deferred)*

*Question No.330*

NON-PAYMENT OF SALARY  
TO MR. ANDREW K. CHUMO

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

(a) whether he is aware that Mr. Andrew K. Chumo (PF/87108669) was not paid his salary and other emoluments for the period 1st July, 1998 to 27th January, 1999; and,

(b) what he is doing to ensure that the claimant is paid all his dues.

**The Assistant Minister, Office of the President** (Mr. M. Kariuki): Mr. Speaker, Sir, this is the second time that this Question is coming up.

**Mr. Speaker:** Is that so? What part of the Question was not answered?

**The Assistant Minister, Office of the President** (Mr. M. Kariuki): Mr. Speaker, Sir, I handed it over to Mr. Shitanda. He was to give an answer today because it relates to his docket. However, I do not see him in the House.

**Mr. Speaker:** I remember that I was seated here last time and you said that Mr. Shitanda was not here. I asked you where he was. Do you recall your answer?

**The Assistant Minister, Office of the President** (Mr. M. Kariuki): Mr. Speaker, Sir, he immediately came into the House. I informed him and I passed over the Question to him. However, I undertake to give an answer tomorrow morning.

**Mr. Speaker:** Very well! The Question will be deferred to tomorrow morning.

**Mr. Choge:** Mr. Speaker, Sir, we cannot just take this issue lightly.

*(Loud consultations)*

**Mr. Speaker:** Order, hon. Members! I cannot hear Mr. Choge!

**Mr. Choge:** Mr. Speaker, Sir, this matter should not be taken as lightly as that. This Assistant Minister is taking the House round in circles. Last week he promised to answer. However, immediately after his promise, Mr. Shitanda stepped in.

Mr. Speaker, Sir, I remember Mr. Shitanda telling me that he was not aware of any Question having been asked. Could the Assistant Minister undertake to give the answer tomorrow?

**Mr. Speaker:** We must be fair to each other. Ordinarily, the hon. Assistant Minister is very serious with his work in the House. The Chair can attest to that! It is not within his docket but he has promised to answer it tomorrow. I will, therefore, defer it to tomorrow morning for his personal attention.

*(Question deferred)*

*Question No.463*

EXCLUSION OF INDIVIDUAL TEA  
FACTORIES FROM PROCUREMENT  
OF GOODS AND SERVICES

**Mr. Mwanicha** asked the Minister for Agriculture:-

(a) whether he was aware that the procurement of major goods and services for all tea factories in Kenya is done through the Kenya Tea Development Agency (KTDA) at the headquarters with minimal involvement of the directors of the individual tea factories; and,

(b) what steps he is taking to ensure that individual factories take full charge of the purchases for major goods and services like tea collection lorries, tractors, factory machinery and furnace oil.

**The Assistant Minister for Agriculture** (Mr. Akaranga): Mr. Speaker, Sir, I beg to reply.

(a) I am aware that the KTDA does the procurement of goods and services for tea factories from its headquarters. However, this is done with the full knowledge of the directors since the process is initiated by them at the factory level through their board meetings. They also participate in the adjudication of tenders.

(b) The procurement of goods and services is based on a legal management contract between the KTDA and tea factories. However, like any other agreement between a principal and an agent, factories that wish to change the particular clause are free to do so.

**Mr. Mwanicha:** Mr. Speaker, Sir, could the Assistant Minister produce any minutes where the factories decided where they would procure insurance services for the made tea being transferred to Mombasa, fuel oil that is purchased for the factories by the KTDA from Nairobi and transport services of made tea from factories to Mombasa?

Could he lay any minutes that show that the factories were involved in the procurement of those services?

**Mr. Akaranga:** Mr. Speaker, Sir, it is obvious I cannot go round the country to get copies of minutes from the board of directors' meetings.

**Mr. Speaker:** Order, Mr. Assistant Minister! If you cannot do that, whom do you expect to do it? You are answering the Question for the House. Who do you want to do your job?

*(Applause)*

**Mr. Akaranga:** Mr. Speaker, Sir, I was saying that if the hon. Member has a specific case, I can go and look for those minutes. However, we have 54 factories in the entire country.

**Mr. Keter:** Mr. Speaker, Sir, the Assistant Minister is misleading the House. I have been a chairman of a tea factory. I know for sure that the resolutions of a particular tea factory are not considered by the KTDA. Could the Assistant Minister, therefore, consider empowering the respective 54 board members to make decisions that are binding? You will realise that fertiliser is being supplied without the knowledge of the respective directors.

**Mr. Akaranga:** Mr. Speaker, Sir, I am happy to learn that the hon. Member has been a chairman of a tea factory. Each tea factory is a limited liability company and it has its own board of directors. If it is so, they have the authority of procuring any goods, if they so wish. However, if there is any factory that is facing those problems, we will address that particular case and empower the factory to do so.

**Mr. Munya:** Mr. Speaker, Sir, the Assistant Minister is continuing to mislead the House. The factories may be limited liability companies but the sourcing of the supplies are all done by the KTDA. He is not answering the part "b" of the Question. He either does so and gives us the evidence that his answer is correct or he goes back home and looks for the answer.

**Mr. Akaranga:** Mr. Speaker, Sir, I have said that the factories are the principal, and the KTDA is just an agent. If you look at the law of the principal and an agent, agents are supposed to

carry out the duties that the principal has directed them to do.

**Dr. Ali:** On a point of order, Mr. Speaker, Sir. I am a nomad; not a tea farmer. However, everybody in Kenya knows that tea factories do not source for those services. Why is the Assistant Minister misleading the House when he knows KTDA is the one doing that?

**Mr. Akaranga:** Mr. Speaker, Sir, the hon. Member has said that everybody in this country knows about that. However, I will empower any factory to do that. We do not mind doing this because they fall under the Limited Liability Companies Act. Therefore, if all tea factories want, I do not mind empowering them!

**Mr. Angwenyi:** On a point of order, Mr. Speaker, Sir. Could the Assistant Minister give written evidence to prove that the tea factory participates in the procurement of goods and services for the factories in question?

**Mr. Akaranga:** Mr. Speaker, Sir, the Kenya Tea Development Agency (KTDA) Board is made up of representatives of the factory boards who represent the interests of individual factories. They consult and give feedback on the tender board awards.

**Mr. Munya:** On a point of order, Mr. Speaker, Sir. The Assistant Minister has been asked to table evidence to show that factories do their own purchases. Is he in order to continue misleading the House?

**An hon. Member:** Defer the Question!

**Mr. Speaker:** Order! Order, hon. Members! I will give the Assistant Minister another opportunity to try again.

**Mr. Akaranga:** Mr. Speaker, Sir, if hon. Members insist, I will bring the evidence on Thursday.

**Mr. Speaker:** Very well! Do so on Thursday next week.

Next Question by Mr. Kagwima!

**Mr. Muriungi:** Mr. Speaker, Sir, Mr. Kagwima will not make it to Parliament on time. I will, therefore, ask the Question on his behalf.

**Mr. Speaker:** Do you have his authority to ask the Question?

**Mr. Muriungi:** Yes, Mr. Speaker, Sir.

**Mr. Speaker:** Very well! Proceed!

*Question No.611*

PENSION DUES FOR  
MR. NJAGI MURIGICHA

**Mr. Muriungi,** on behalf of **Mr. Kagwima,** asked the Minister for Finance why Mr. Geronzio Njagi Murigicha was not paid his full pension dues as requested in his letter of 27th March, 2005.

**The Assistant Minister for Finance** (Mr. Katuku): Mr. Speaker, Sir, I beg to reply.

Mr. Geronzio Njagi Murigicha is in receipt of monthly pension of Kshs2,945. The payment was effected in March, 2002. He was paid together with the resultant arrears of Kshs14,725 through Account No.181010728, Kenya Commercial Bank, Meru Branch. Mr. Murigicha's pension is being paid through the same account to date.

**Mr. Muriungi:** Mr. Speaker, Sir, Mr. Murigicha wrote the said letter in March, 2005 because, after receiving his payment in 2002, further payments ceased. So, it is not true that he is receiving monthly payments to date. Could the Assistant Minister show us any evidence that this person is actually receiving the money? He wrote the letter because he was not getting the payments.

**Mr. Katuku:** Mr. Speaker, Sir, unfortunately, I have not received the letter the hon.



Member is talking about. If I could get the same, I would verify why he has not been receiving his monthly payments. However, as far as my office is concerned, the money has been going to the bank account I have mentioned.

If he has changed his account number, he should notify my office, and if I get the letter, I will assist the pensioner.

**Mr. Muturi:** On a point of order, Mr. Speaker, Sir. Is it in order for the Assistant Minister to demand the letter from the hon. Member when, indeed, the Question refers to a letter dated 27th March, 2005, which was written by the pensioner? So, the letter should be with the Pensions Department.

**Mr. Speaker:** Is it in the file or not?

**Mr. Katuku:** Mr. Speaker, Sir, I am not sure whether my colleague got me right. I said that I am not in receipt of the letter in question. I have requested him to provide me with a copy of the same, if he has any, so that I can act on the matter. I have also given the account number to which the money has been going. If this is not the right account number, it is up to the pensioner to say so.

**Mr. Speaker:** Mr. Muriungi, do you have a copy of the letter?

**Mr. Muriungi:** No, I do not have it. Maybe, I should ask Mr. Kagwima to facilitate the production of the letter.

**Mr. Speaker:** That is why I asked you whether you had his authority to ask the Question.

**Mr. Muriungi:** Mr. Speaker, Sir, I have his authority to ask the Question on his behalf.

**Mr. Speaker:** We are now handicapped because you do not have all the facts! Mr. Katuku, can you help?

**Mr. Katuku:** Mr. Speaker, Sir, in order to save the time of this House and help the pensioner, I would like to appeal to the hon. Member to get in touch with Mr. Kagwima and provide me with a copy of the letter. Even if he gives it to me along the corridors of Parliament Buildings, I will sort out the matter immediately.

**Mr. Speaker:** Mr. Muriungi, are you happy with that?

**Mr. Muriungi:** Yes, Mr. Speaker, Sir.

**Mr. Speaker:** Very well! Next Question by Mr. Wamwere!

*Question No.093*

SUPPLY OF WATER TO SUBUKIA RESIDENTS

**Mr. Wamwere** asked the Minister for Water and Irrigation:-

- (a) when the residents of the Kamururi area in Subukia will be supplied with water; and,
- (b) whether she could ban the use of water for irrigation in the area to enable the residents have adequate water for domestic use.

**The Minister for Water and Irrigation** (Ms. Karua): Mr. Speaker, Sir, I beg to reply.

(a) The residents of Kamururi area of Subukia Constituency are now being served with water from Solai/Menengai Pipeline, through four communal water points. Water supply from Crater Stream which used to serve the area has become inadequate due to reduced flows at the source, which has been caused by rapid population increase, depletion of forest cover, destruction of water catchment areas and increased irrigation activities.

*(Loud consultations)*

**Mr. Speaker:** Order! Order, hon. Members! The group of hon. Members near Dr. Machage, please, we do have business to transact. The Minister wishes to present a case to Mr. Wamwere. I

have no doubt that Mr. Wamwere wants to hear the Minister. Could we give hon. Members a chance to be heard in the House?

Proceed, Madam Minister!

**The Minister for Water and Irrigation** (Ms. Karua): Mr. Speaker, Sir, my answer to part (b) of the Question is as follows.

(b) My Ministry imposed an irrigation ban on Crater Stream in November, 2004 intensified surveillance in the area to enforce this ban. However, through River Water Users Association, the area residents are being encouraged to construct water storage facilities such as dams for harvesting flood waters for irrigation use.

In order to address the problem of water scarcity in the area, and in the country as a whole, my Ministry has established the Water Resources Management Authority to ensure sustainable management of the available water resources. In the process, the Authority is expected to give domestic water use priority over other uses.

**Mr. Wamwere:** Mr. Speaker, Sir, while thanking the Minister for her answer, I would like her to tell this House whether her Ministry has set aside funds for the rehabilitation of the over ten dams that we have, which are disused because they have not been properly maintained, before encouraging residents to construct fresh dams.

**Ms. Karua:** Mr. Speaker, Sir, we have set aside funds to rehabilitate the dams. However, not all the ten dams can be rehabilitated in one financial year. When we talk of residents constructing dams, we mean the big farm irrigators who have the onus to construct dams for themselves, as well as any resident who is capable of doing so. We are talking of run-off from the floods and not those dams getting water from the Crater Stream.

**Mr. Wamwere:** Mr. Speaker, Sir, could I know how much money has been set aside and, for the rehabilitation of how many dams and where?

**Ms. Karua:** Mr. Speaker, Sir, I do not have the figures here, but they are in the Printed Estimates. The provision for Nakuru District should not be less than Kshs15 million.

#### *Question No.414*

#### POOR WORKING CONDITIONS FOR LODGES' WORKERS

**Mr. Mwandawiro** asked the Minister for Labour and Human Resources:-

(a) whether he is aware that workers of Taita Hills and Salt Lick Lodges in Taita-Taveta District work and live under pathetic conditions; and,

(b) what he is doing to address the situation.

**The Minister for Water and Irrigation** (Ms. Karua): Mr. Speaker, Sir, on behalf of the Minister for Labour and Human Resource Development, I seek the indulgence of this House to allow him to answer the Question in two days' time when he expects the reply to be ready.

**Mr. Speaker:** Mr. Mwandawiro, is that okay with you?

**Mr. Mwandawiro:** Mr. Speaker, Sir, when we ask these Questions, we do not ask them from the air. I am asking this Question because workers are suffering in that place. Last week, I was promised that they would answer my Question today. For how long will those workers suffer at the Salt Lick Lodges?

**The Minister for Water and Irrigation** (Ms. Karua): Mr. Speaker, Sir, we appreciate that the hon. Member is not asking the Question from the air. However, the Minister does not also want to answer from the air. He is gathering good information. I undertake to have the Question answered in two days' time. If the Minister will not be available, I undertake to answer it on his behalf.

**Mr. Speaker:** I will then defer it to Thursday.

*(Question deferred)*

Next Question by Dr. Ali!

*Question No.270*

REGISTRATION OF HEALTH FACILITIES  
IN WAJIR NORTH CONSTITUENCY

**Dr. Ali** asked the Minister for Health:-

- (a) whether she is aware that Korondile, Danaba and Batalu dispensaries in Wajir North Constituency are not registered by the Ministry of Health;
- (b) whether she is further aware that due to this problem, the facilities are not utilized; and,
- (c) when the Ministry is planning to register the above dispensaries.

**The Assistant Minister for Health** (Mr. Konchella): Mr. Speaker, Sir, I beg to reply.

(a) I am aware that Korondile, Danada and Batalu dispensaries are registered by the Ministry of Health. However, due to shortage of staff, the facilities are run at the Bamako Initiative level by community health workers who are provided with basic drugs.

(b) I am also aware that the facilities are under-utilized since they only offer basic primary health care services at the moment.

(c) My Ministry has already registered the three facilities. However, the only handicap is staffing in all community-constructed facilities countrywide.

I have a copy of the Kenya Gazette here with me showing that those facilities were registered.

**Dr. Ali:** Mr. Speaker, Sir, the issue is not registration. I appreciate the fact that those facilities have been registered. However, the Assistant Minister says that the community health workers are providing basic health services. When there are no drugs, what will a community health worker who has not been trained to do anything else, tell the community? What do they know about the Bamako Initiative?

**Mr. Konchella:** Mr. Speaker, Sir, community health workers are trained on basic health management. They administer basic drugs like anti-malarial drugs and others. That is why the Ministry only provides those basic drugs that they are able to handle. But, in the current recruitment exercise, we promise to send a nurse to those health facilities. I will ask the hon. Member to liaise with us, so that we employ trained young people from that area to work in those dispensaries.

**Dr. Ojiambo:** Mr. Speaker, Sir, I wonder whether the Assistant Minister is aware that disease is a very serious business to human life. Even at a health centre or dispensary, the life of a patient involved is important. Therefore, we cannot leave life in the hands of a community health worker, or even a clinical officer, who is not properly trained to administer those drugs. When will the Assistant Minister send qualified doctors to many of our health centres, so that our people are relieved of this suffering in the hands of community health workers who do not know how to treat diseases?

**Mr. Konchella:** Mr. Speaker, Sir, we should not assume that people of Kenya do not know what sort of diseases they are suffering from, or even what they need to relieve them. This is because there are even traditional medicines that people utilise. So, it is not true that these community health workers are not able to do something for our people. They have the basic knowledge. But that said and done, the Ministry is undertaking a recruitment exercise this financial year. In fact, we have advertised and it is only a matter of assessing those who qualify, so that they are employed. However, in the case of those three dispensaries, because I know the distance between them and sub-district hospitals is long, I would urge the hon. Member to liaise with us, so

that we send health workers there.

To respond to Dr. Ojiambo's question, where a community has expressed similar sentiments, the Ministry will look into them.

**Mr. Owino:** Mr. Speaker, Sir, there are several dispensaries and health centres that are lying idle throughout the country. They were put up by our people. What policy does the Ministry have to register all those institutions that were put up by our people?

**Mr. Konchella:** Mr. Speaker, Sir, the Ministry will register those dispensaries that the communities, through the District Development Committees (DDCs) do forward to the Ministry of Health. We know that Kenyans are spending a lot of Constituencies Development Fund (CDF) to put up these health units. I would urge this House to really consider giving additional money to the Ministry of Health, so that we employ more health workers who will work in those dispensaries.

**Mr. Billow:** Mr. Speaker, Sir, you have heard the Assistant Minister say that this House should allocate more money to the Ministry of Health. Last week, this House was informed that this is one of the Ministries that was unable to utilise billions of shillings allocated to it and that they returned the money to the Treasury in the last two years for lack of capacity right from the top. Could the Assistant Minister address the issue of the capacity of the Ministry to utilise money that is being given to them every year in the Budget instead of asking for more money?

**Mr. Konchella:** Mr. Speaker, Sir, this has already been addressed. The Ministry has held workshops with all its staff to address the issue of capacity, particularly to create strategies on how to spend this money. Some of that money was not spent because of the long process of procurement. With the new Procurement Act, the Ministry will speed up the process of procurement and no money will return again to the Treasury.

**Mr. Speaker:** Very well. Last Question, Dr. Ali!

**Dr. Ali:** Mr. Speaker, Sir, I wish to thank the Assistant Minister for asking me to bring young people with qualifications so that they can be employed to work in those health facilities. I intend to do so. But could he, please, try to consider giving Buna Sub-district Hospital a vehicle, so that it can be used in those health facilities? The vehicle meant for Buna Sub-district Hospital is still lying at the Ministry's headquarters. It has not been released yet.

**Mr. Konchella:** Mr. Speaker, Sir, I promised last time that Buna Sub-district Hospital will get one vehicle as soon as procurement is done.

**Mr. Speaker:** Very well. Next Question by Mr. Khamisi!

*Question No.534*

NUMBER OF KENYANS WHO HAVE  
ACQUIRED FOREIGN CITIZENSHIP  
SINCE INDEPENDENCE

**Mr. Khamisi** asked the Minister for Immigration and Registration of Persons:-

- (a) whether she could inform the House how many Kenyans have acquired foreign citizenship since Independence; and,
- (b) in view of the fact that Kenya does not allow dual citizenship, whether she could consider exempting all former Kenyans with foreign passports from visa requirement on entering the country.

**The Minister for Immigration and Registration of Persons (Mrs. Kilimo):** Mr. Speaker, Sir, I beg to reply.

(a) The Department does not have records of how many Kenyans have acquired foreign citizenship since Independence because of the following reasons: One, unless a Kenyan citizen applies to renounce his or her Kenyan Citizenship, it is not possible to know that he or she has

acquired another citizenship. Secondly, most Kenyans acquire citizenship of developed countries in the West that allow dual-citizenship. In such cases, they do not have to renounce their Kenyan citizenship. Thirdly, some Kenyans know that our current Constitution does not allow dual-citizenship. So, instead of renouncing their Kenyan citizenship, they stay away and do not apply for the renewal of their Kenyan passports after they acquire another citizenship. However, in the recent past, the Department received approximately 30 applications for renunciation certificates per year. However, in the recent past, the department receives about 30 applications for renunciation certificates per year.

**Mr. Khamisi:** Mr. Speaker, Sir, the Minister's answer is quite unsatisfactory. First of all, it is a shame because the Government does not keep track of its citizens wherever they are. But part (b) of the Question, which has not been answered, was very specific. It is about exempting former Kenyans who are abroad because of economic and educational reasons from paying entry visa fees when returning to their country of birth. Could the Minister concentrate on answering part (b) of the Question?

**Mrs. Kilimo:** Mr. Speaker, Sir, I thought I would be in a position to answer that Question after the 21st, November. But, currently, as per our current Constitution, anybody who has acquired a foreign passport is treated as a foreigner. Unless the law is changed, we cannot exempt them!

**Mr. Wambora:** Mr Speaker, Sir, arising from what Mr. Khamisi has asked, there are many Kenyans who are complaining that, when they acquire foreign passports and use them to return back home, they are treated with a lot of hostility by the immigration officers at the airport. Sometimes, they are mocked and asked: "When did you become a Briton or a citizen of another country?" What is the Ministry doing to protect Kenyans who may want to come back and invest in this country? They have acquired some money abroad, but they are mistreated by immigration officers.

**Mrs. Kilimo:** Mr. Speaker, Sir, Kenyans who have acquired foreign passports are treated as foreigners. That is how the current Constitution treats them. If there was some exchange at the airport between that person and our immigration officers, that, maybe, is due to personal relationships. Otherwise, unless the proposed new Constitution comes into place, there is nothing I can do. That is when we will have dual citizenship. We will recognise Kenyans who are abroad as citizens of this country.

**Mr. Mwandawiro:** Mr. Speaker, Sir, the Minister has powers to exempt other people from entering Kenya. Could she exempt Kenyans who are entering their country from paying visa fees?

**Mrs. Kilimo:** Mr. Speaker, Sir, I operate under an Act of Parliament as far as citizenship is concerned. So, if you want, you can amend that Act and give me powers to execute what Parliament has passed.

**Mr. Speaker:** Last question, Mr. Khamisi!

**Mr. Khamisi:** Mr. Speaker, Sir, given the fact that, they bring a lot of money into this country--- They have relatives here and they come very regularly. Could the Minister take the initiative and bring an amendment to this House, so that Kenyans could be exempted from paying visa fees?

**Mrs. Kilimo:** Mr. Speaker, Sir, that is contained in the proposed new Constitution. So, I cannot bring an amendment before we enact the new Constitution.

**Mr. Speaker:** Very well! Next Question by Mr. Wanjala!

*Question No.530*

FOREIGN EXCHANGE EARNINGS  
FROM FISHING IN 2003/2005

**Mr. Wanjala** asked the Minister for Livestock and Fisheries Development:-

- (a) whether he could inform the House how much in foreign exchange the Government earned from the fishing industry in the years 2003/2005; and,  
(b) how much of that was ploughed back to the fishing communities.

**The Minister for Livestock and Fisheries Development** (Mr. Munyao): Mr. Speaker, Sir, I beg to reply.

(a) The Government earned an equivalent of Kshs39 million in the 2003/2004 financial year, and Kshs79.56 million in the 2004/2005 financial year.

(b) Those earnings totalling to US\$1.5 million or Kshs118.56 million were ploughed back to the fishing communities in the same years. In addition, the Government also spent Kshs106.86 million from the Exchequer, during the same years, to fund development activities in fishing communities. Those funds were used as follows:-

- (i) Electrification of fish landing sites.
- (ii) National fish quality control services.
- (iii) Development and improvement of fish reception depots
- (iv) Purchase of vehicles and petrol.

**Mr. Wanjala:** Mr. Speaker, Sir, I do not know whether the Minister is referring to earnings in Budalang'i Constituency, the whole country or in the Lake Victoria region? As far as we are concerned, we know that Lake Victoria region collected more than Kshs4.8 billion in all those years. The kind of money the Minister is talking about is very little. Could he tell us whether he is referring to earnings from Budalang'i Constituency alone?

**Mr. Munyao:** Mr. Speaker, Sir, I am very happy because of the clarification sought by the hon. Member. The monies I am talking about is revenue earned. That is monies earned from licences and so forth. But the fishing industry, itself, earns in excess of Kshs4 billion in exports and more than Kshs2 billion on domestic consumption. So, that is money earned from licenses.

**Mr. Nderitu:** Mr. Speaker, Sir, first and foremost, I would like to inform the Minister that, fish in Israel earns that country more than Kshs180 billion. That is because of the way they have harnessed their fishing industry. Could the Minister tell us when he will involve all the farmers who have irrigation dams in fish farming? He should know that fishing could be an alternative source of revenue for this country!

**Mr. Munyao:** Mr. Speaker, Sir, again, I am very happy because of that question from Mr. Nderitu. It is true that the fishing industry could earn a lot of money for this country. The monies I have talked about are from licensing in the Indian Ocean and Lake Victoria. We can earn more than that. My Ministry is looking forward to doubling the current earning because we are going to encourage fish farming in every part of this country, including Mandera, through aquaculture farming. Last month, we had a meeting in Abuja. We passed a declaration to encourage fish farming in every part of the continent. In any case, we have a fish breeding area in Sagana. We are going to encourage fish farming in every area of this country.

**Mr. Ogur:** Mr. Speaker, Sir, that huge "party" is probably concentrated in Budalang'i. I thought that, when we talk about Lake Victoria, it covers Nyatike Constituency! There is no electricity in Nyatike! The road going to--- May I know where the billions of shillings the Minister is talking about are being used? The money has never reached Nyatike Constituency up to now!

**Mr. Munyao:** Mr. Speaker, Sir, I am surprised by the hon. Member's sentiments. He has seen exactly where we have spent money. We have supplied electricity to most of the beaches including Marenga Beach which is near his area. We have spent about Kshs500,000 on this project. The other beaches which we have supplied electricity to are Mbita and Usoma. We will supply electricity to many more beaches including those in Nyatike.

**Mr. Wanjala:** Mr. Speaker, Sir, you heard the Minister give us a very small figure as money received from fish earnings because he knew how devastated our area is. There are no roads there and fish is perishable and yet he says that the fish industry earns more than Kshs4 billion.

When will his Ministry undertake to tarmac all roads leading to beaches so that fish does not perish when vehicles get stuck?

**Mr. Munyao:** Mr. Speaker, Sir, again let me assure the hon. Member of Parliament that along with other allied Ministries, all the revenue earned goes to repairing of the roads that hon. Wanjala is now talking about. Above all, the hon. Member must be very happy with my Ministry because right now it has bought a generator for Budalangi valued at Kshs2.2 million. We have done this because we would like Budalangi residents to practise better fishing.

**Mr. Speaker:** That is the end of Question Time. Next Order!

### COMMITTEE OF SUPPLY

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

### MOTION

THAT MR. SPEAKER DO  
NOW LEAVE THE CHAIR

Vote 30 - Ministry of Energy

**The Minister for Energy** (Mr. Nyachae): Mr. Speaker, Sir, I must seek the indulgence of the House because this is an ambush. It was not my Ministry which was intended to present its Vote today. When we held the last House Business Committee meeting, it was made quite clear that the Ministry of Roads and Public Works was not going to be available. Other Ministries were asked to replace the Ministry of Roads and Public Works. At the end, the Ministry of Energy was asked to replace the Ministry of Roads and Public Works and we said we were not ready. The Ministry of Education, Science and Technology was the next one on line. We then decided that the Clerk will arrange which Ministry will present its Vote. Today, I see on the Order Paper that the Ministry of Energy is the one to present its Vote. We have been ambushed and we are not ready.

The Ministry of Lands and Housing, according to the Government Chief Whip, confirmed that they are ready. The Minister for Lands and Housing confirmed to us that he had spoken to the Clerk and informed him. He also said that he had spoken to the Leader of Government Business and all of them were aware that it was the Ministry of Lands and Housing which was to present its Vote today.

Therefore, our Ministry is not ready to present its Vote today.

### COMMUNICATION FROM THE CHAIR

CHANGE IN PARLIAMENTARY BUSINESS

**Mr. Speaker:** Order, hon. Members! I am completely stunned.

*(Laughter)*

For all the time I have been in this Chair, it has never happened like this and I cannot even understand how we can list a Ministry that has not been decided upon by the House Business Committee. I must find out what happened because if the House Business Committee has not decided that the Ministry of Energy should be prepared to present its Vote today, then it is totally

wrong to list it for today.

Secondly, the business of the House is now going to be done in an *ad hoc* manner of trial and error that is: "If we make a mistake then we must try to recoup somehow". It does not follow that route. It is not a ceremony. It is serious business. Members of this House must know which Ministry's Vote they are coming to debate so that they are prepared. We do not just shuffle them like cards. It is serious business!

Thirdly, the management of business of this House belongs to Mr. Speaker and any other change must be in consultation and agreement with Mr. Speaker. It cannot be done otherwise. The Clerk is not in charge but he is under duty to record correctly the decision of committees and implement them. I am stunned and and I am sure the House is also stunned.

*(Applause)*

I think we should be serious about this matter. We just cannot play with Parliament. I am afraid and I must state it from the Chair that this Parliament must be taken seriously by all for the benefit of the current and future generations of Kenya. So, what do we do?

**Hon. Members:** Adjourn the House!

**Mr. Speaker:** Hon. N. Nyagah!

**Mr. Khamisi:** *Huyo ndiye ameharibu!*

**Mr. N. Nyagah:** Mr. Speaker, Sir, you have heard certain comments that have been made by hon. Members like hon. Khamisi that: "*Huyo ndiye ameharibu*".

**Mr. Speaker:** Order! At what stage?

**Mr. N. Nyagah:** Mr. Speaker, Sir, when you gave me the authority to speak he retorted that: "*Huyo ndiye ameharibu hii*".

**Mr. Speaker:** Order! Hon. Members, do not personalise this matter. Just get to the gist of the matter.

**Mr. N. Nyagah:** Mr. Speaker, Sir, when we met as the House Business Committee, hon. Raila, whose Vote was to be debated today, said that he would not be present since he would be in Mombasa. He told us that the President himself was to open the workshop yesterday in Mombasa but that did not happen. I called yesterday looking for hon. Raila or his Assistant Minister in order to know whether they would be here today. The information was that they could not be here today since a meeting was taking place in Mombasa. The Minister for Energy said that he was not ready because a decision on this matter had not been arrived at in the House Business Committee.

I then called the Minister for Local Government who was in Kakamega to help out so that at least some business of the House goes on today but it did not materialise. I then spoke to the Minister for Lands and Housing who was ready to come and move his Vote. I informed the Clerk of the National Assembly so that certain arrangements for this debate could be done. I then spoke to the Leader of Government Business, informing him of the scenario of what had happened and I was assured that a Ministry's Vote will be debated today. I got a call this afternoon informing me that Mr. Speaker was not aware that the Minister for Lands and Housing was coming to move his Vote. I, therefore, tried to get hold of the Leader of Government Business to get in touch with Mr. Speaker. At that time, unfortunately, the Leader of Government Business was in a meeting and so he could not reach the Speaker of the National Assembly.

Mr. Speaker, Sir, since there was confusion, and you have already made your ruling very clear, it appears that the Minister for Lands and Housing may not be able to move his Vote today. However, I wish to seek the indulgence of the Chair that: In the absence of any business to conduct now, the Chair should allow the Minister for Lands and Housing, now that he and his officers and the seconder are here, to move his Vote. At the same time, I would like to suggest that the official responder from the Opposition side be allowed to respond tomorrow.



**Mr. Speaker:** Order, Mr. Nyagah! Do you know what you are telling me? You are telling me in very simple and straightforward language that I must breach all the rules and take the business of this House very casually. Am I really expected to bend the rules?

**Mr. N. Nyagah:** Mr. Speaker, Sir, again, I wish to seek your indulgence. We have taken all the necessary actions. I would expect consultations between the Clerk's office and the Speaker's office to have taken place so that this House can continue with its business.

**Dr. Godana:** On a point of Order, Mr. Speaker, Sir. I must confess that I am equally stunned. However, perhaps, we should not be stunned, knowing the record of this Government. No wonder they have been busy, over the last two weeks, trying to confuse Kenyans on a worthless document in their so-called "Yes" campaigns.

*(Several hon. Members stood  
up in their places)*

**Mr. Speaker:** Order, Members! You will have to sit down all of you! If none of you takes his or her word seriously, I do. I do take my word very seriously. This is a serious matter because somewhere there is a mistake. If really it is as alleged, that the Ministry of Energy was not slated for the business of today, then that Ministry is not at fault. It is those who put it on the Order Paper who are at fault. However, that does not cure the incurable.

Let us be serious about this matter, particularly at this time when the country is experiencing a fragile political temperature. Each one of us must make a deliberate attempt to ensure that this Parliament remains respectable and be a beacon of hope for the people of Kenya. I want every hon. Member to ponder that. I think there is no point in debating this issue.

Hon. Dr. Godana, could you, please, finish your contribution and keep out extraneous matters?

**Dr. Godana:** Mr. Speaker, Sir, I am much obliged. I was just giving a background of my contribution. I fully agree with you that this is a very serious matter. Perhaps, the consideration of the Votes is the time when this House is at the peak of discharging its constitutional responsibility. It is true that we cannot proceed on the basis of ambushes. However, it is also true that the Government has a responsibility to ensure that its business is in order when the Order Paper has been prepared.

Mr. Speaker, Sir, as it is, we are approaching a constitutional deadline and the Guillotine must come by the end of October. It is obvious, from this Order Paper, that we do not have any other business slated; in fact, not even a Bill. That means that if we cannot consider any Vote today, then, obviously, the House has to adjourn. In that event, we shall have lost a day devoted to the consideration of Votes. Could I be in order, then, to seek the indulgence of the Chair to make a ruling that if we adjourn now, the Government be obliged to surrender one day of its other business? That means that we shall dedicate one whole week to deliberate on the Votes instead of two days per week.

**Mr. Speaker:** Order, Members! Obviously, I do not want to get into these unnecessary controversies. They maybe necessary outside, but they are certainly not necessary for the discharge of our business.

I am worried, like every other Kenyan, about our inability to transact business. In fact, this will not be a unique case. Last Thursday, the House rose at 4.00 p.m. simply because there was no quorum. We lost a day just as we are likely to lose today. Those lost days are unrecoverable. My advice to the House is that we approach the business of the House with sobriety and follow the laid down procedures.

I am convinced that the Ministry of Energy is not at fault in this matter. Therefore, there is no blame attributable to them. I would also like to congratulate hon. Nyagah for attempting to put the business on the Order Paper. However, you should not have done it that way, Mr. Nyagah. This

House is run by Mr. Speaker with his officers. You ought to have got in touch with me. I also promise that I will never do anything that has not been decided by the House Business Committee. So, it is for the House Business Committee to ensure that there is business for the House; it is not for the Chief Whip, the Clerk or the Speaker to do that. Let us follow the rules of this House. In the absence of a Vote, therefore, there is nothing much we can do.

**Mr. Munya:** On a point of Order, Mr. Speaker, Sir. This House may have so many other problems by not having quorums on certain days. However, on this particular matter, the House cannot be blamed. We would like to know who is responsible for this mess because we are here and we wanted to transact business. We need to know who should take full responsibility for this. Did the House Business Committee meet to decide which Vote was supposed to be discussed today? If so, why was that Vote not listed in the Order Paper? We need to know who is responsible for this mess.

**Mr. Speaker:** Order, Members! I think I have listened to hon. Munya. As you all know, I am not a Member of the House Business Committee although I can attend their sittings any time I feel like. I did not attend this particular one because I did not think there was anything that required my attention. I am still trying to get the minutes of the Committee. In fact, I will try to see whether I can actually get a true record of the minutes.

**Mr. Muturi:** On a point of Order, Mr. Speaker, Sir.

**Mr. Speaker:** What is it, Mr. Muturi?

**Mr. Muturi:** Mr. Speaker, Sir, I was in the House Business Committee on Tuesday, last week. We placed, for today's debate, the Vote of the Ministry of Education, Science and Technology. At that time, it was agreed that the Ministry of Roads and Public Works would follow next. I am surprised, just like everybody else who was in that meeting, that in today's Order Paper the Ministry of Energy has been slated for debate this afternoon.

Mr. Speaker, Sir, be that as it may, now that it appears that you had not been given that information and despite hon. Nyagah's efforts to look for Ministers to come up today and move their Votes, could I be in order to reiterate the request made by hon. Dr. Godana that in order to avoid a situation where the House stands to lose this 10th Allotted day, Mr. Speaker, Sir, you allow that on Thursday of this week; a day which is preserved for Bills, we discuss the Votes.

**Mr. Speaker:** Order, hon. Members! Indeed, I will accede. If the matter can be sorted out, the Vote for the Ministry in question will be debated tomorrow afternoon and will continue on Thursday. I hope there was a record of the House Business Committee, as to the business of the week. However, I am sure that there was only one Ministry's Vote slotted for today and tomorrow. That Ministry, not having been given a chance, will present its Vote tomorrow and Thursday. We are now turning the plenary of this House into a House Business Committee, which is wrong. Which Minister is ready for tomorrow's business?

**The Minister for Lands and Housing (Mr. Kimunya):** Mr. Speaker, Sir, I am ready for today and tomorrow.

**Mr. Speaker:** Order, Mr. Minister! You are defying the Chair by saying that you are ready for today. You know that you are defying the Chair! Are you not? Are you ready for tomorrow or today?

**The Minister for Lands and Housing (Mr. Kimunya):** Mr. Speaker, Sir, I was ready, as of today.

**Mr. Speaker:** Very good!

**Mr. Sambu:** On a point of order, Mr. Speaker, Sir. With all due respect, it appears as if the House Business Committee cannot solve this issue. Now that it has come to the plenary of the House, would I be in order, to request that you kindly accede and allow the Minister for Lands and Housing, since we are ready to discuss issues pertaining to land any time---

**Mr. Speaker:** Order! Order! I certainly will not! I repeat, I will not! The minute I allow

that, all the business of this House will be trivialised and taken in a very casual manner. I will also be on record as having encouraged and breached the rules of this House. That, I will not encourage. I am afraid that the Government should sort its matters. You must meet and put down business on tomorrow's Order Paper, as we rise. Any business put in the Order Paper, if it is under the Committee of Supply, will go on tomorrow and Thursday.

### ADJOURNMENT

**Mr. Speaker:** Hon. Members, due to lack of business, the House is, therefore, adjourned until tomorrow, Wednesday, 5th, October, 2005 at 9.00 a.m.

The House rose at 3.55 p.m.