

NATIONAL ASSEMBLY

OFFICIAL REPORT

Wednesday, 20th August, 1997

The House met at 2.30 p.m.

[Mr. Speaker in the Chair]

PRAYERS

COMMUNICATION FROM THE CHAIR

DEFERMENT OF BILLS

Mr. Speaker: For the general information of the House, I wish to inform the House that Order Nos.7 and 8 will be deferred and, as soon as we finish Questions for the day, we will proceed straightaway to Order No.9 which is the Committee of Supply. So, can the House, therefore, stand so advised?

(Applause)

ORAL ANSWERS TO QUESTIONS

Dr. Otieno-Kopiyo: Mr. Speaker, Sir, may I first thank you for saving our nation the agony of going through processes of the purported hardliners.

Mr. Speaker: Order! Ask your Question!

Question No.241

IMPLEMENTATION OF PIC RECOMMENDATIONS

Dr. Otieno-Kopiyo asked the Minister of State, Office of the President, how much money the Government has collected from surcharge as recommended by the Public Investments Committee in its Fourth and Fifth reports over the last two years.

Mr. Speaker: Is anyone here from the Office of the President? We will come back to that. Next Question, Mr. Ndilinge.

Question No.540

DEPLOYMENT OF DISTRICT OFFICERS IN KILOME SUB-DISTRICT

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

(a) if he is aware that Kilome, Kaiti, Kilungu and Kasikeu divisions in Kilome Sub-District have no District Officers;

(b) if he is further aware that in the aforesaid divisions, the district officers duties are carried out by the chief; and,

(c) when he will deploy district officers in the said divisions.

Mr. Speaker: Is anyone here from the Office of the President? We will come back to that. Next Question by Dr. Kituyi.

Question No.335

PAYMENT OF TERMINAL DUES TO FORMER

EMPLOYEES OF NYAYO BUS

Dr. Kituyi asked the Minister for Finance:-

- (a) how much money was transferred from Treasury to the Office of the President for the payment of terminal benefits to former employees of the Nyayo Bus Corporation; and,
- (b) if he could give a breakdown of how this money has been used.

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

The amount of money transferred to the Office of the President was Kshs19,500,000. Out of this, Kshs9,693,639.10 was paid to the staff as terminal benefits. The terminal benefits included:

- (a) one month salary and house allowance in lieu of notice.
- (b) Fifteen days salary for every completed year.
- (c) Any outstanding leave.

The balance of the money has been used to pay 25 officers who continued to care for the assets until the receiver took over.

Dr. Kituyi: Mr. Speaker, Sir, apart from the outrage that persons whose jobs have been taken away because of corrupt and inefficient management of a parastatal were paid terminal benefits of one month's salary when Kshs10 million is being paid on 25 officers who remained behind to wind up, could the Assistant Minister tell this House what happened to Kshs7.54 million transferred as subsistence allowance and Kshs8.7 million disbursed as golden handshake for those who were announcing their retirement just before the winding up of the company? What happened to that money since it was disbursed to the Office of the President and it is not accounted for in the expenditure given in your reply?

Mr. Barmasai: Mr. Speaker, Sir, unfortunately, I am not aware of the two figures that the hon. Member has indicated. But if he has some details, I would be interested to know and I will come back with a reply as to what happened to those two amounts.

Mr. Michuki: Mr. Speaker, Sir, although the Nyayo Bus Corporation is in general terms the responsibility of the Office of the President, and given that this corporation was established as a self-financing institution, how come that monies of this magnitudes are taken from the money voted for the Office of the President for the ordinary services of that Office, to a corporation whose grants should be specific from this House?

Mr. Barmasai: Mr. Speaker, Sir, it was done because the corporation had no money to pay its staff from the profits of the organisation.

Dr. Kituyi: Mr. Speaker, Sir, even just keeping within the figures that have been provided by the Assistant Minister, Treasury was requested by the Office of the President for money to be used as terminal payments for employees of Nyayo Bus Corporation. They disbursed Kshs19.5 million. How do you explain that out of this amount only Kshs9,600,000 is paid as terminal benefits and Kshs10 million of the terminal benefits money from Treasury is paid to retain 25 employees? How do you explain that more than 50 per cent of the money requested and allocated as terminal benefits for employees is given to retain 25 employees?

Mr. Barmasai: Mr. Speaker, Sir, according to the terms of their retirement the amount that was paid to them was enough.

Mr. Speaker: Next Question, Mr. Kamuyu.

Question No.174

ALLOCATION OF RUTHIMITU PRIMARY SCHOOL LAND

Mr. Speaker: Is Mr. Kamuyu not here? We will leave that Question until the end. Let us move on to the next Question.

*Question No.463*PROVISION OF TELEPHONE SERVICES
TO BENANE SHANTA-ABAK

Dr. Wako, on behalf of **Mr. Shidie,** asked the Minister for Transport and Communications:-

- (a) if he is aware that the residents of Benane Shanta-Abak, Garissa, lack telephone facilities and,
- (b) if the answer to "a" above is in the affirmative, what steps he is taking to remedy the situation.

The Minister for Transport and Communications (Mr. Ayah): Mr. Speaker, Sir, I beg to reply.

(a) Yes, I am aware.

(b) The two sites were surveyed during a countrywide survey and Kenya Posts and Telecommunications Corporation proposes to provide the two places with services using multi-access radio system as soon as money is available.

Dr. Wako: Mr. Speaker, Sir, while thanking the Minister for his reply, this question of money being available has been a big problem. A place like Benane is about 250 kilometres away from the next communication centre by telephone. Can the Minister tell us when he will provide the residents of these two places with telephone services?

Mr. Ayah: Mr. Speaker, Sir, I am grateful to the hon. Member for accepting that the question of money being available is a hard one. We are aware that the two places are too far away from any present connections that might be put in and that is why we want to have a radio system installed. But I am afraid that I cannot promise the hon. Member as to when we will have money to do that. I can assure him that we are looking for the money.

Mr. Farah: Mr. Speaker, Sir, Benane and Shanta-Abak are divisional headquarters and have been without telephone facilities for a long time. Given the insecurity of the area, banditry, cattle rustling and many other problems, can the Minister at least be very serious for the sake of the lives of the people there and give us a specific time when he is going to have those facilities installed?

Mr. Ayah: Mr. Speaker, Sir, there is no doubt about the necessity of providing telephone services to these centres at all. I am very serious when I say that the Government intends to provide these services. Unfortunately, it is not possible for me to give an undertaking here as to when these services will be provided. As I have said, we have discussed this matter with Kenya Posts and Telecommunications Corporation and we are looking for money to install these services.

Mr. Maore: Mr. Speaker, Sir, given the fact that the provision of telephone services is a very expensive venture, could the Minister undertake to modernise the facilities by adopting the fibre-optic technology which is wireless, less expensive, less cumbersome and less risky over long distances? What efforts is the Minister undertaking to modernise the facilities by adopting the fibre-optic technology for the rural telecommunications?

Mr. Ayah: Mr. Speaker, Sir, the fibre-optic system is the latest technology that we are trying to adopt. In fact, as far as we are concerned, this is the next stage which we are going into. I think the hon. Member is aware that this is the kind of telecommunication which we are trying for the East African Co-operation region, as the latest means of communication. But this still boils down to the fact that, we do not have money at the moment to be able to install the latest technology.

Dr. Wako: Mr. Speaker, Sir, I am grateful that the Minister has carried out survey work in both Benane and Shanta-Abak with a forward plan, so that these places can be provided with telephone facilities. Can the Minister tell us when those services will be provided according to the Ministry's plan?

Mr. Ayah: Mr. Speaker, Sir, I would like to assure my hon. friend that I have no intention of giving any statement on anything which cannot be carried out as soon as possible. In the forward planning of the Kenya Posts and Telecommunications Corporation, which is going to be something else in a few months time - and that is the undertaking I am giving the hon. Member - we have asked them to look for money, because the survey has already been done, to implement what has been decided on: The necessity of providing services to these two places.

Question No.457

CONSTRUCTION OF CULVERTS ON
KIMBIMBI-TOGONYE ROAD

Bishop Njeru asked the Minister for Public Works and Housing:-

(a) whether he is aware that Kimbimbi-Karoti-Kanjinji-Togonye P1 Road connects Embu and Mwea;

(b) whether he is further aware that there are no culverts in all the streams that cross the road between Karoti and Togonye Market; and,

(c) when the culverts will be put on the road to make it an all weather road.

Mr. Speaker: Is there anybody from the Ministry of Public Works and Housing? That Question will be stood over for the moment. Next Question!

Question No.582

PAYMENT OF DUES TO DAIRY FARMERS

Mr. Githiomi asked the Minister for Co-operative Development:-

- (a) whether he is aware that Members of Gata Farmers Co-operative Society have not been paid for the milk they delivered to the Kenya Co-operative Creameries Limited in December, 1995; and,
 (b) if the answer to "a" above is in the affirmative, whether he could inform the House when the farmers will be paid their dues.

The Assistant Minister for Co-operative Development (Mr. Titi): Mr. Speaker, Sir, I beg to reply.

(a) I am aware that members of Gata Farmers Co-operative Society Limited have not been paid for the milk they delivered to Kenya Co-operative Creameries Limited in December, 1995.

(b) The farmers will be paid their dues once their society settles a Co-operative Bank loan amounting to Kshs1,189,592.85 being the equivalent of loans disbursed to the members of Gata Farmers Society Limited by the Co-operative Bank with the society acting as the guarantor. However, the Ministry of Co-operative Development, the Co-operative Bank and the society have initiated discussions to make it possible for those who have cleared their loans to be paid whatever is due to them and for those who have outstanding loans to be paid part payment while the balance will go towards servicing the loans.

Mr. Githiomi: Mr. Speaker, Sir, the Minister has a hidden agenda. The members of Gata Farmers Co-operative Society were paid for the milk delivered during the whole of 1986 and 1987. Why is it that the money that has been held is for December, 1995? When are these negotiations going to be concluded?

Mr. Titi: Mr. Speaker, Sir, I wish to inform the hon. Member that I do not have any hidden agenda. I am a very straight forward man. I have explained to him what the position is. The problem arose because the members of Gata Farmers Co-operative Society were given loans but they were unable to pay back the money. In fact, the society was operating on an overdraft. So, you can imagine how the amount will go up due to the present inflation. They have also had that problem because KCC never paid them for the last six months during that year. So, there were a lot of problems in that society and I think they are doing the best they can to see to it that they are paid by settling the Co-operative Bank of Kenya loans.

Mr. Mutahi: Mr. Speaker, Sir, can the Assistant Minister tell this House why this money was not deducted gradually? We know that KCC never paid for milk deliveries from June, 1995 to January, 1996. Why did the Co-operative Bank not deduct this money every month rather than taking the farmers' pay for a whole month?

Mr. Titi: Mr. Speaker, Sir, the debt has accumulated so much due to the failure of some of the members of the society to pay. So, it was really the management of the society to ask the farmers to remit money to the society. As a result of that failure, the society is facing a lot of problems. But we can negotiate, so that they can pay the money in instalments.

Bishop Njeru: Mr. Speaker, Sir, we are all aware that the Co-operative Movement was meant to benefit the farmers. Can the Assistant Minister consider deducting part of the farmers' payment instead of freezing the whole payment to the farmers?

Mr. Titi: Mr. Speaker, Sir, it is not really the responsibility of the Ministry but the Co-operative Bank where the society borrowed money from. So, the farmers have got a problem with the Co-operative Bank and not the Ministry but we can give assistance as he has requested. We will define a way on how they can pay slowly.

(Loud consultations)

Mr. Speaker: Final question, Mr. Githiomi. Order! Order, hon. Members! We cannot follow the proceedings.

Mr. Githiomi: Mr. Speaker, Sir, can the Assistant Minister tell the House how much money has been held by the Co-operative Bank? He has only told us the amount of loan that the society owes the Co-operative Bank of Kenya.

Mr. Titi: Mr. Speaker, Sir, I think the Co-operative Bank is holding about Kshs538,619-00-40 to date.

Mr. Speaker: For the second time, Dr. Otieno-Kopiyo's Question.

Question No.241

IMPLEMENTATION OF PIC RECOMMENDATIONS

Dr. Otieno-Kopiyo: Mr. Speaker, Sir, before I ask my Question, I wish to inform the Chair that this Question was directed to the Ministry of Finance because it is their responsibility to collect revenue. Secondly, I see no improvement in the Office of the President because I am only seeing hon. Biwott and hon. Kalweo, and I am not prepared to accept any answer from them. So, I withdraw the Question.

Mr. Speaker: Very well! For the second time, hon. Ndilinge's Question.

(Question withdrawn)

Question No.540

DEPLOYMENT OF DISTRICT OFFICERS IN KILOME

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

(a) if he is aware that Kilome, Kaiti, Kilungu and Kasikeu divisions in Kilome Sub-district have no District Officers;

(b) if he is further aware that in the aforesaid divisions, the District Officers duties are carried out by the chiefs; and,

(c) when he will deploy District Officers in the said divisions.

The Assistant Minister, Office of the President (Mr. Awori): Mr. Speaker, Sir, I wish to apologise for not having been here at the time this Question was asked.

Mr. Speaker, Sir, I beg to reply.

(a) I am not aware.

(b) I am not aware.

(c) Arising from my answers in parts "a" and "b", part "c" does not arise.

Mr. Ndilinge: Mr. Speaker, Sir, although I do not have a written answer, is the Assistant Minister aware that the reason why these four divisions have no District Officers is because we, politicians in Makueni have vowed that we are not going to accommodate any DO who sells famine relief food? That is what has been happening in the past. Is he aware that this is the reason why there are no DOs in those four divisions?

Mr. Awori: No, I am not aware, Mr. Speaker, Sir.

Mr. Maundu: Thank you, Mr. Speaker, Sir. It is unfortunate that this Assistant Minister is a "stranger" in this country. These areas have no DOs. Can he investigate and send DOs to these divisions, otherwise people are going to travel long distances looking for DOs to give them relief food?

Mr. Awori: Mr. Speaker, Sir, unless I missed the question, first of all, I am not a stranger to this country. I was around a long time before the young man came to this country!

(Laughter)

Mr. Speaker, Sir, Kaiti Division has got a District Officer called Mr. Tongai(?); Kilungu Division - Mr. Hassan Noor Hussein; Kasikeu - Mr. Olaka(?) and Kilome - Mr. Kihera(?). I hope that, if the hon. Member frequents his Constituency he has met these DOs.

Mr. Ndilinge: On a point of order, Mr. Speaker, Sir. The DO - Mr. Tongai is in Kathonzweni Division, Makueni Constituency. He is not in Kaiti. This is Kaiti Constituency.

Can he go back and do a thorough research and know which DOs are where?

Mr. Awori: To my knowledge, Mr. Speaker, Sir, I have yet to hear of Kaiti Constituency. If there is such a constituency, I would like to know who the Member of the area.

Mr. Maundu: On a point of order, Mr. Speaker, Sir. It is unfortunate that this hon. Assistant Minister does not take the judicial notice of national issues. A new Constituency called Kaiti has been created and it has no Member of Parliament. Now that he is aware, can he send a DO to Kaiti?

Mr. Speaker: Before you force his hand for him, "thou shall know, Mr. Maundu, that those constituencies take effect after the elections".

Mr. Ndilinge: Mr. Speaker, Sir, since I am the sitting Member of Parliament for Kaiti as of now, can the Assistant Minister promise this House that he is going to send District Officers to those new divisions because the one he refers as Olaka(?) - DO for Kasikeu is attending a course at Kenya Institute of Administration (KIA) and he has been there for six months? It is only senior chiefs who are acting as District Officers.

Mr. Awori: Mr. Speaker, Sir, is the hon. Member making statements and giving me information or is he

asking a question? May I, first of all, also let him know that this Government does not appoint District Officers for constituencies. We only appoint District Officers for divisions.

Mr. Speaker: Next Question, Mr. Kamuyu, for the second time.

Question No.174

ALLOCATION OF RUTHIMITU
PRIMARY SCHOOL LAND

Mr. J.N. Mungai, on behalf of **Mr. Kamuyu**, asked the Minister for Lands and Settlement:-

- (a) if he is aware that land belonging to Ruthimitu Primary School in Dagoretti has been allocated to a private developer;
- (b) if he is further aware that despite protests and demonstrations from the parents of the school, the said developer has proceeded and fenced the entire perimeter of the land; and,
- (c) if he could act swiftly to reverse the title deed and resolve the issue once and for all.

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

(a) I am not aware that land belonging to Ruthimitu Primary School has been allocated to a private developer. As per our registry records, Ruthimitu Primary School stands on Plot No.LR.Dagoretti/Ruthimitu/496 measuring 11.56 acres. The title and acreage are intact and have not been interfered with.

(b) I am, however, aware that the developer has proceeded and fenced the entire perimeter land parcel No.Dagoretti/Ruthimitu/497 which is adjacent to the school land. The land does not belong to the school, although the school had indicated interest in the past to acquire it for expansion.

Mr. J.N. Mungai: Mr. Speaker, Sir, as far as the hon. Questioner is concerned, some portion of land has already been hived off from that school land and he has some evidence. I want to ask the Assistant Minister whether he can take action if I brought to him both the new and old title deeds of the school, to make sure that land is re-allocated or reverts back to the school from this private developer?

Mr. Sumbeiywo: Mr. Speaker, Sir, that particular adjacent land, Dagoretti/Ruthimitu/497, has always been deemed to be part and parcel of the school. This is a claim founded on the fact that the school has been in occupation of the plot for a long time and also the fact that the land in question was clearly included in the original application dated 25th August, 1966, by the Presbyterian Church of East Africa (PCEA) which manages the school. It would, however, appear that during the documentation stage, only the part of Dagoretti/Ruthimitu/496 was allocated to the school. Nairobi City Council in their letter to the Commissioner in 1992, asked for the extension of Plot No.497 to be included in the school compound. Documentation was not done until 1994 when the plot was allocated to Mr. David Njuguna Ngere, who has already collected the title deed.

Mr. Ngere was a member of staff of the school, but has since retired from the service. After obtaining the title deed, Mr. Ngere went ahead to fence the plot which occasioned protest and demonstrations from the parents of the school. When this was brought to the attention of the Ministry and the Commissioner of Lands, a caveat was entered on the land to arrest any further dealings on the land. Meanwhile, Mr. Ngere has been contacted and persuaded voluntarily to surrender the title deed LR.No.497 so that the same can be formally allocated to the school.

Mr. Ndicho: Mr. Speaker, Sir, we are undergoing a very serious problem whereby all the land that was left as open space in the entire country is now finished, and now the grabbers are targeting school land. In every constituency from Kamukunji to Thika and Dagoretti, the grabbers are now targeting school land. Is the Assistant Minister aware of the Government directive in the name of President Moi, who directed that all open spaces adjacent to schools should be surrendered for the expansion of those respective schools? Is the Ministry aware of that directive?

Mr. Sumbeiywo: Mr. Speaker, Sir, we are aware of the directive and that is why we have asked Mr. Ngere to surrender the title deed, so that we can revert to the original plan of allocating the plot to the school.

Mr. J.N. Mungai: Mr. Speaker, Sir, while thanking the Assistant Minister for the action he has taken to ensure that the piece of land is reinstated, can he also investigate whether the former teacher used his office to deny the school that piece of land?

Mr. Sumbeiywo: Mr. Speaker, Sir, that will be done.

Mr. Speaker: For the second time, Bishop Njeru's Question.

Question No. 457

CONSTRUCTION OF CULVERTS ON
KIMBIMBI-TOGONYE ROAD

Bishop Njeru asked the Minister for Public Works and Housing:-

- (a) whether he is aware that Kimbimbi-Karoti-Kanjingi-Togonye-P1 Road connects Embu and Mwea;
- (b) whether he is further aware that there are no culverts in all the streams that cross the road between Karoti and Togonye Market; and,
- (c) when the culverts will be put on the road to make it an all weather road.

The Assistant Minister for Public Works and Housing (Col. Kiluta): Mr. Speaker, Sir, I beg to apologise for not being here when this Question came up. Having said that, I beg to reply.

- (a) I am aware that Kimbimbi-Karoti-Kanjingi Togonye-P1 Road connects Embu and Mwea.
- (b) I am not aware that there are no culverts in all the streams because some of the streams have them.
- (c) The Ministry will replace broken culverts and do drainage works along this road during this financial year and, thereafter, retain it to motorable standard by grading it at least twice a year. The last grading was done on 13th June, 1997.

Bishop Njeru: Mr. Speaker, Sir, I thank the hon. Assistant Minister for that answer. I want to make him aware that Guchwe, Kimuri and Joga streams and Kiye River have no culverts. So, I am requesting the Assistant Minister to ensure that all the streams in the area have culverts because when it rains, this road becomes impassable. Can he assure this House that he will put culverts on Guchwe, Kimuri and Joga streams and Kiye River?

Col. Kiluta: Mr. Speaker, Sir, as I said, we are aware that some streams have got culverts and others do not have. I have a list of all those streams which have culverts and those which do not have here. We have got nine broken culverts and five culverts in place and which are serviceable. I said that broken culverts will be replaced and new ones put during this financial year.

Mr. Michuki: On a point of order, Mr. Speaker, Sir. I am seeking your guidance. In part "b" of the Question, it is stated: "...the streams that cross the road between Karoti and Togonye Market". Is it the streams which cross the road or the rivers?

Mr. Speaker: Bishop Njeru, is that how they say it back at home?

Bishop Njeru: Mr. Speaker, Sir, my concern is that there are no culverts in some streams in that area. We have Guchwe, Kimuri and Joga streams and Kiye River which have no culverts. Which streams is he referring to as having broken culverts?

Col. Kiluta: Mr. Speaker, Sir, I said there are three streams where Gataka has two culverts, Kiye two lines and Karira one line. I said five are serviceable, but the others are not and they will be done.

Mr. Speaker: Questions by Private Notice.

QUESTIONS BY PRIVATE NOTICE

REMOVAL OF COMMISSIONER OF CUSTOMS AND EXCISE FROM OFFICE

Mr. Achola: Mr. Speaker, Sir, I beg to ask the Minister for Finance the following Question by Private Notice.

Under what circumstances was the Commissioner of Customs and Excise, Mr. Samuel Chebii, removed from his post?

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

The former Commissioner of Customs and Excise, Mr. Samuel Chebii, was inter-departmentally transferred from the Customs and Excise Department to be the Director of Internal Audit within the Ministry of Finance. This is a normal redeployment exercise.

Mr. Achola: Either the Assistant Minister is totally ignorant of what goes on in the Ministry or he is intentionally covering up the centre of corruption which is the Office of the President. Is it not true that Mr. Chebii was supposed to be retired for having written a letter on 20th February, 1997, asking a Mr. Philip Moi to pay tax for the six Mercedes Benzes that he had imported irregularly into this country without paying duty or VAT amounting to Kshs30 million? Can you confirm or deny that, that is among many other things that made this man be removed from his post?

Mr. Keah: Mr. Speaker, Sir, first of all, I am not ignorant of what goes on in the Ministry. I know much more than he knows. I deny that allegation.

Prof. Anyang'-Nyong'o: Mr. Speaker, Sir, arising from inadequate supplementary answer that the Assistant

Minister has given to hon. Achola, and noting fully well that this nation is at the moment in a fiscal crisis so deep - the Government is virtually bankrupt - can he confirm or deny that Mr. Chebii was removed from his post precisely because he was trying to follow up goods whose duty was not paid, particularly sugar? Can the Assistant Minister confirm or deny that an amount of Kshs2 billion, which is equivalent to two-quarters of our debt-servicing in this nation, has been diverted to finance KANU elections coffers?

Mr. Keah: Mr. Speaker, Sir, I deny that.

Mr. Nyagah: Mr. Speaker, Sir, I have talked to a friend of mine who had approached Mr. Chebii to waive duty on his vehicle, but he refused. He then was telephoned from very high quarters and despite that, he still refused to waive duty. The President ended up paying Kshs1.5 million on behalf of this old man for the clearance of his car. Can the Assistant Minister, with this background information and for the sake of this country, reinstate Mr. Chebii to his original status because he is incorruptible? We also fear that the vehicles which are held in Dar es Salaam will find their way to those members of KANU who will be vying for the KANU parliamentary seats.

Mr. Keah: Mr. Speaker, Sir, once again, the issue of re-deployment of staff within a Ministry as, indeed, in any other organisation, lies with the management of that organisation. We do not, at this point in time, see any need for any further staffing changes in so far as Mr. Chebii is concerned.

Mr. Achola: Mr. Speaker, Sir, could the Assistant Minister confirm or deny that the letter that re-deployed Mr. Samuel Chebii was written by the Office of the President, instead of the Ministry of Finance, which is thoroughly irregular? Why was that necessary?

Mr. Keah: Can you please repeat that question?

Mr. Achola: Maybe hon. Mudavadi can answer the question. But I would like to get an honest reply to this question. Is it not true that the letter that transferred Mr. Samuel Chebii was written by the Office of the President, to the Chairman of Kenya Revenue Authority (KRA), as opposed to originating from your Ministry? Why was that necessary in the first place?

Mr. Keah: I can confirm that the letter came from the Office of the President. But this is one and the same Government. I would like to confirm further that the transaction was subsequently regularised by the KRA Board.

Dr. Kituyi: On a point of order, Mr. Speaker, Sir. The Assistant Minister should confer with his Minister, who will tell him that this is a friendly House to this Ministry. When he is under siege from hawks in the Office of the President, this House is on his side.

What is normal about the Office of the President transferring a person from the Customs Department to the Internal Audit Department in a Ministry? This transfer was done not by the Permanent Secretary in charge of Directorate of Personnel Management, but a Secretary to the Cabinet. Why should it be your business to regularise what you have already implied was irregular? Why did it have to be regularised after the act? Can you not say the truth that these hawks are sitting on you and you are not able to say it?

Mr. Keah: Mr. Speaker, Sir, the Office of the President, and the person who signed the letter is the Head of the entire Civil Service. So, what is irregular about it?

Mr. Speaker: Next Question by Private Notice!

Mr. Anyona: Mr. Speaker, Sir, before I ask my Question, I would like to state that I have not received a written reply.

NON-PAYMENT OF DUES TO TEA FARMERS

Mr. Anyona: Mr. Speaker, Sir, I beg to ask the Minister for Agriculture, Livestock Development and Marketing the following Question by Private Notice.

(a) Is the Minister aware that the following 20 tea growers from Girango Buying Centre (NYD 8) of Nyankoba Factory in Kitutu Masaba have not been paid their monthly dues for April, May, June and July, 1997: Messrs. Otwori Mosota, No. 448; Gisairo Kebirigo, No. 188; Bephon Nyarangi, No. 472; Nyang'au Mota, No. 284; Dickson N. Nyakora, No. 342; Nyarindi Nyakundi, No. 512; Shadrack O. Bephon, No. 955; Joseph N. Mota, No. 975; Paul Omwonga, No. 1178; Felix N. Gisairo, No. 1134; Luka M. Ong'ondo, No. 1067; Ambrose Nyakore, No. 966; Francis Nyakundi, No. 1045; Enock M. Bephon, No. 1186; Mokaya Nyakora, No. 1163; Nathan M. Nyakora, No. 1117; David M. Bephon, No. 1174; Matthew A. Mota, No. 1068; Joshua N. Bephon, No. 1194 and James O. Nyakora, No. 1201?

(b) Why have these growers not been paid their dues?

(c) Since these tea growers have been subjected to great financial embarrassment and suffering, will the Minister ensure that they are paid in full without further delay?

The Assistant Minister for Agriculture, Livestock Development and Marketing (Mr. Osogo): Mr.

Speaker, Sir, may I again, beg the indulgence of this House and request that this Question be deferred until Tuesday next week. The reason is that the information that this Question seeks is similar to the information that was sought this morning by another Question. The information that we have received from the Kenya Tea Board is not adequate to enable me to answer the question satisfactorily.

Mr. Speaker: What is your reaction, hon. Anyona?

Mr. Anyona: Mr. Speaker, Sir, last week, we had a Question concerning Kenya Tea Development Authority (KTDA), and for a whole week, the Minister did not get an answer. Today, this morning, we had another Question where farmers have not been paid for three years, and the Minister did not have a proper answer. Now, for the third time, the Assistant Minister does not have a satisfactory answer to a Question addressed to KTDA. Whereas I appreciate the efforts of the Assistant Minister, is it not time that something was done about KTDA? What is he going to do about that?

The Assistant Minister for Agriculture, Livestock Development and Marketing (Mr. Osogo): Mr. Speaker, Sir, we have pointed out to the KTDA that they are giving us unsatisfactory answers to our Questions, and the Minister is taking action.

Dr. Kituyi: On a point of order, Mr. Speaker, Sir. You might want to notice that since hon. Nyachae left the Ministry of Agriculture, Livestock Development and Marketing, it has become the Ministry of "craving indulgence". The Minister himself should come here and tell us why he is incapable of doing his job, instead of besmirching the names of Assistant Ministers who would have normally worked very well. This is because hon. Mbela himself has never answered a Question here. Has he joined the club of hon. Kamwithi Munyi?

Mr. Speaker: Dr. Kituyi, I am afraid I am a total stranger to a Ministry of "craving indulgence". I have no idea where it exists. This Question is deferred to next week.

(Question deferred)

Next Question, hon. Nthenge!

IRREGULAR ALLOCATION OF SCHOOL LAND

Mr. Nthenge: Mr. Speaker, Sir, I beg to ask the Minister for Local Government the following Question by Private Notice.

(a) Is the Minister aware that Plot No. LR.209/12623, which is used as a playing ground by Kamukunji Secondary School, has been irregularly allocated to Messrs Inter-countries Exporters and Importers Limited?

(b) Could the Minister revoke the allocation and instead, allocate and register the land under Kamukunji Secondary School?

The Assistant Minister for Local Government (Dr. Wameyo): Mr. Speaker, Sir, I beg to reply.

(a) Yes.

(b) The re-allocation has been revoked by the City Council, and arrangements are being made to register the land in the name of the school, and to give it that number.

Mr. Nthenge: Mr. Speaker, Sir, I thank the Assistant Minister for answering the Question properly. But I would like to know when the exercise of registering the land in the name of the school will be completed.

(Dr. Wameyo remained standing at the Table)

Mr. Obwocha: On a point of order, Mr. Speaker, Sir. Are you satisfied that there are two hon. Members standing at the same time. The Questioner and---

Mr. Speaker: Order! Order, Dr. Wameyo! Order, hon. Obwocha! I think it was just yesterday, when this House rightly, welcomed hon. Dr. Wameyo back to the House. We know the reason why he was not there. I would not be as harsh as hon. Obwocha here. Do to thy friend, what thou wants to be done unto you. Proceed!

Mr. Nthenge: Mr. Speaker, Sir, in case he has forgotten, I wanted to know how long the exercise of registering the land in the correct name of the school will take?

Dr. Wameyo: It will be done as soon as possible.

Dr. Lwali-Oyondi: Mr. Speaker, Sir, a similar Question was answered by the Minister this morning. In towns, including Nakuru, people are grabbing school land, especially schools which belong to municipalities. May I put a question to him again: When will he make sure that all schools belonging to the local authorities have got title deeds so that these grabbers cannot encroach on them?

Dr. Wameyo: Mr. Speaker, Sir, I remember answering that Question. I said that, that was a matter for the Ministry of Education and Ministry of Lands and Settlement to deal with. It does not affect the Ministry of Local Government.

Mr. Ndicho: On a point of order, Mr. Speaker, Sir. There is a very interesting drama unfolding in the House. Yesterday, there was somebody in the public galleries who was receiving telephone calls through the mobile telephone. Right now, there is somebody who is receiving telephone calls in the Speaker's Galleries. If it is the Special Branch, can they be told that they cannot receive telephone calls in the Chamber? This is because they are interfering with the public address system.

Mr. Speaker: Hon. Ndicho, can I just say this? Thank you for being a very good policeman. I did not see what is behind me. I have not seen what is in front of me so far. But one thing I want to say for sure is that, any person who visits this House is a stranger and must keep total order at all times, until they are outside this House. Proceed! Who was on the Floor?

Dr. Lwali-Oyondi: On a point of order, Mr. Speaker, Sir. In most Parliaments, nobody is allowed to have cellular phones. Could you order that nobody should carry a cellular phone in here?

Mr. Speaker: Order! That is exactly what I have just said. Every person including hon. Members are not allowed to use a cellular phone or any phone. If Members cannot, how can strangers? Next Question!

Mr. Ruhiu: Mr. Speaker, Sir, before I ask the Question, I would like to inform the House that there is a typographical error in the written copy. The dumping ground is not in Kayole, but in Dandora.

RELOCATION OF DUMPING GROUND

Mr. Ruhiu: Mr. Speaker, Sir, I beg to ask the Minister for Local Government the following Question by Private Notice.

(a) Is the Minister aware that the garbage dumping ground at Kayole has been extended and is encroaching on residential houses and Dandora Secondary School ground causing a serious health hazard to the residents and students?

(b) Is he further aware that as a result of this encroachment an outbreak of diseases is imminent due to the teeming flies and rats that are breeding in this dumping ground?

(c) If the answers to "a" and "b" are in the affirmative, could the Minister ensure that this dumping ground is relocated in a non-residential area as a matter of urgency to avoid a health catastrophe?

Mr. Speaker: Dr. Wameyo, which one are you prepared to answer? Is it Kayole or Dandora? Maybe we have to defer the Question so that he gets the right answer.

Mr. Ruhiu: Mr. Speaker, Sir, part "a" of the Question reads:-

"Is the Minister aware that the garbage dumping ground in Kayole has been extended---".

In the initial Question it was not Kayole, but Dandora. Parts "b" and "c" of the Question are correct.

Mr. Speaker: By the way Mr. Ruhiu, what Order Paper do you have?

Mr. Ruhiu: Mr. Speaker, Sir, it states:-

"Is the Minister aware that the garbage dumping ground in Kayole...", whereas it should read: Is the Minister aware that the dumping ground in Dandora has been extended and is encroaching on residential houses...

Mr. Speaker: Dr. Wameyo, are you prepared to answer in that amended form?

The Assistant Minister for Local Government (Dr. Wameyo): Mr. Speaker, Sir, may I plead with the hon. Member to allow me to answer this Question next week on Wednesday? This is because the answer I have is not very specific.

Mr. Speaker: Very well! I think it is just right that we defer the Question with the necessary amendments to next week.

Mr. Ruhiu: On a point of order, Mr. Speaker, Sir. Since 1993 to date, this Question has been coming up yearly and the Dandora residents want this dumping ground closed. On Sunday, I will be having a meeting in Dandora where, we are going to mobilise the residents of Dandora to ensure that no vehicle dumps any garbage in that area, otherwise, they will be burnt.

Mr. Speaker: Very well! Mr. Ruhiu, do you, therefore, want the Question answered again?

Mr. Ruhiu: Yes, Mr. Speaker, Sir.

Mr. Speaker: Very well! The Question is deferred to next week.

(Question deferred)

Mr. Speaker: Next Order!

PERSONAL STATEMENT

ACQUISITION OF CONTINENTAL HOUSE

The Minister for Finance (Mr. Mudavadi): Mr. Speaker, Sir, I would like to make a personal statement on allegations made against me during the morning session of this House by hon. Muite in connection with Continental House.

First, I would like to state that I have never had and do not have any personal interests in any issues pertaining to the acquisition of Continental House by Parliament.

Second, the decision to acquire Continental House and at what price is a collective decision of the Speaker's Committee whose membership is as follows:-

Hon. F.X. Kaparo -	Chairman
Hon. M. W. Mudavadi	- Member
hon. P.J.W. Masinde	- Member
Hon. Pof. J.K. Ng'eno	- Member
Hon. S. Nyachae	- Member
Hon. J.K. Koech	- Member
Hon. M. Mohammed	- Member
Hon. (Mrs.) A. Ndetei	- Member
Hon. S.W. Busolo-	Member
Hon. Otieno-Karan	- Member
Hon. C. Kamuyu	- Member
Hon. D. Mutahi	- Member
Hon. Dr. Lwali-Oyondi	- Member

Therefore, I find it peculiar that I am singled out from amongst the Speaker's Committee. There must a political motive. The details, procedure and modalities adopted by the Speaker's Committee in acquiring the building from Messrs Archery Holdings Limited, were clearly elaborated upon by the Speaker in his Communication from the Chair yesterday and I will, therefore, not repeat them.

I, therefore, take great exception to the malicious insinuations by hon. Muite to the effect that I had shared out some whooping KShs200 million with the Attorney-General and some other party from the acquisition of Continental House. It may be of interest for the House to know that presently, the Speaker's Committee is still handling the matter and not even a cent has been paid to the vendors yet. Therefore, the issue of having shared out the proceeds does not arise. Consequently, the hon. Member's remarks are completely unfounded and must be treated with the contempt they deserve and were obviously uttered with dishonourable motive, particularly after the Speaker's communication on the matter. Thank you.

Mr. Speaker: Mr. Obure!

POINT OF ORDER

MINISTERIAL STATEMENT SOUGHT: ACTS OF LAWLESSNESS BY GSU

Mr. Obure: On a point of order, Mr. Speaker, Sir. I rise to seek a Ministerial Statement from the Office of the President. On 16th August 1997, there were skirmishes between the Kisii community and the Maasai in Trans Mara and Gucha Districts. It was as a result of cattle theft. Three cows were stolen from the Kisii community and the rustlers pursued into Trans Mara. During this operation, there was a procedure which was being followed where the people were accompanied by the police. When they reached where the cows were hidden, the Maasai community attacked the police and the people.

Mr. Speaker, Sir, I would like to know why the police had to run away and leave people who they were escorting in search of the cows. They were maimed and shot at. As I speak now, one person is dead and others are seriously injured in the hospital.

Mr. Speaker, Sir, I am surprised that the GSU personnel who have been deployed in this area are beating up people indiscriminately, raping women, destroying and taking the property of people whose cattle have been stolen. They have been injured and even some of them killed. Could I get a clarification on what has necessitated the GSU to

be there to kill people the way they are doing?

Mr. Speaker: Next Order!

COMMITTEE OF SUPPLY

*(Order for Committee read
being 15th Allotted Day)*

MOTION

THAT MR. SPEAKER DO NOW LEAVE THE CHAIR

Vote 1 - Office of the President

The Minister of State, Office of the President (Mr. Kalweo): Mr. Speaker, Sir, I beg to move that Mr. Speaker do now leave the Chair.

Mr. Speaker, Sir, in moving this Motion, I would like to state that the Office of the President is a very busy Ministry in charge of various institutions. To enable us run the affairs of the Ministry and curb incidents like the one hon. Obure has raised effectively, we need sufficient funds.

Mr. Speaker, Sir, my Ministry is entrusted with the following key functions:-

- (i) Organization and co-ordination of Government business.
- (ii) Internal Security.
- (iii) Provincial Administration.
- (iv) Immigration.
- (v) Registration of Persons.
- (vi) National Youth Service.
- (vii) Registration of Births and deaths.
- (viii) Kenya Airports Authority.
- (ix) Government Chemist.
- (x) Government Press.
- (xi) Nyayo Tea Zones.
- (xii) Presidential Commission on Soil Conservation and Afforestation.
- (xiii) Non Governmental Organizations

Mr. Speaker, Sir, I am requesting a total of K£921,118,026 of which K£657,183,292 is for Recurrent Expenditure and K£263,934,743 for Development Expenditure. The balance of K£415,923,180 will go into provision of services and settlement of pending bills.

Mr. Speaker, Sir, out of the recurrent amount, a sum of K£150,248,957 will be used on General Administration and Planning. Field Administration Services will take K£83,068,763. The Government Press will take about K£14,274,574. The National Youth Service will need K£36,664,677. Immigration Department will take about K£10,311,320. The Government Chemist will need K£2,184,395. The Police Department will take K£248,700,777. The General Service Unit will need K£47,753,949. That gives you a total of about K£657,183,292.

As stated in my opening remarks, gross expenditure under D1 amounts to K£263,934,743. There is an increase of K£23,824,989 over the previous financial year's approved gross expenditure of Kshs240,109,754.

The voted funds will be utilised as follows: General Administration and Planning K£165,902,357, Field Administration Services K£5,107,000, Administration Police Services K£125,000, the Government Press K£2 million, National Youth Service K£49,700,000, Kenya Airports Authority K£17 million and General Service Unit K£7,200,000. That gives you a total of K£263,934,743.

I intend to utilise funds in settling carried over bills from the previous financial years totalling about K£22,219,489. We also have core projects which are of importance in the running of the affairs of the Government. Some of them are the Eldoret International Airport, Kitale Divisional Police Headquarters, phase II of Kapenguria Police Divisional Headquarters, District Commissioner's house in Wajir and 112 self-contained hostel rooms at Matuga District Development Institute. Also, in the current financial year my Ministry intends to have the following projects completed. Some of them stalled, but we are going to revive them. These projects are Mombasa Dog Section, Kapsabet District Headquarters, Kibish Divisional Headquarters, Mbuta Police Station, Phase I of Vihiga District Headquarters office block, extension of Government Press, Phase II of Nakuru Police lines, acquisition of General Service Unit Drive-In Estate.

Out of the Ministry's voted funds the donor community is to contribute K£55,306,000 and K£44,512,654 in form of loans and grants respectively.

At this juncture I would like to, on behalf of the Ministry, to thank the donor community, particularly, Japan, African Development Bank, International Development Association (IDA), EDF, World Food Programme, Netherlands, Belgium and UNICEF for their continued financial support to us. I will make sure that whatever they contribute is properly utilised, according to the wishes of hon. Members.

[Mr. Speaker left the Chair]

*[The Temporary Deputy Speaker
(Mr. Wetangula) took the Chair]*

The following projects will receive loans from the donor community. One of them is the National Drought Recovery Programme. It will be funded by IDA to the tune of K£2 million. The Arid Lands Resource Management will also be funded by the IDA to the tune K£12,300,000. Nyayo Tea Zones Conservation Project will be funded to by the African Development Bank to the tune K£11 million. Tana Basin Road Development Project II will be funded by Japan to the tune of K£28,305,000. The Emergency Drought Recovery Programme will be funded by the IDA to the tune of K£1,701,000. This gives a total of K£55,306,000.

Mr. Temporary Deputy Speaker, Sir, the following projects of my Ministry will receive assistance as follows:

Food Assistance to Drought Victims will receive K£34,541,000 from the World Food Programme. Purchase of vehicles for Nyayo Tea Zones will receive a grant of K£3,750,000 from Italy. The Drought Monitoring Programme will receive a grant of K£3,100,000 from the Netherlands. Drought Preparedness, Intervention and Recovery will receive from the World Food Programme K£1,814,000. Jomo Kenyatta International Airport Crisis Centre and Communication will receive K£500,000 from Belgium. Relief and Rehabilitation Department Transport Operating Expenses will receive from the DDF and the European Union K£495,000. Kerio Valley Road Project will receive from Japan K£230,000. Support for Demographic Survey will receive from UNICEF K£82,654. This gives you a total of K£44,512,654.

Mr. Temporary Deputy Speaker, Sir, notwithstanding some of the budgetary constraints in this financial year, my Ministry will continue to discharge these functions with total dedication. As of now, with regard to the events taking place in some parts of this country, we are ready to serve and give protection to wananchi. I expect whoever contributes towards this Vote of my Ministry to give ideas because we are leaders and we are running the affairs of the country. We are dealing with human beings. For example, on the incidents which we were discussing in this House this morning about Mombasa, we are going in full swing and soon I will give a comprehensive data on what happened and who did what, how it happened and what is the cause. We are at an advanced stage of concluding these investigations.

There is general laxity on the part of the police and other people in the countryside. This also involves civil servants, Members of Parliament, wananchi and everybody else. There is general laxity; you can just spot it as you go towards your home direction. So many people are found sitting doing nothing, not that they are job seekers; some of them are old people. So, one should think of herself or himself. Sometimes staying idle invites some problems. So, we have nothing to hide from this House. We are open to criticism, but it should be constructive criticism and it should not be directed at individuals. This is because an ugly incident cannot be covered.

Mr. Temporary Deputy Speaker, Sir, with the support which this House gives me, we shall move and we shall leave no stone unturned until this nation enjoys the peace it deserves.

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

The Minister for Education (Mr. Kamotho): Mr. Temporary Deputy Speaker, Sir, in seconding the Vote of the Office of the President, I would like to appeal to this House to be generous enough and pass the Vote of this Ministry and if there is any way that we can get additional money to the Office of the President, this House should authorise that there is no time that this country requires more security than this time when we are going to the General Elections. The people in this country are highly charged and they want elections.

Mr. Temporary Deputy Speaker, Sir, the incidents which have taken place of late; on 31st May, 7th July and 8th August are events which require a lot of national attention. It is very unfortunate that we as leaders do not appear to be valuing human life. There is nothing more important in any society than human life. Those events I have just mentioned will stand in the history of this country condemned including the events taking place in the Coast region now because violence is dangerous and a curse to society.

All hon. Members of this House, whether in the Opposition or on the Government side, should condemn the events which have taken place in Mombasa and its environs with one voice. We should not differ on an issue which

affects human life. We on the KANU side are for peace and non-violence and that is why I would like to call upon the House to try and give as much money as possible for internal security.

Dr. Kituyi: On a point of order, Mr. Temporary Deputy Speaker, Sir. Is the Minister in order to mislead this House that KANU is totally committed to peace when he, as the Secretary-General of KANU, notes that the first person who has been arrested in connection with the problems in Mombasa is a KANU operative? Karisa Maitha is under your office!

The Minister for Education (Mr. Kamotho): Mr. Temporary Deputy Speaker, Sir, the Government and the party are different from an individual personality. I maintain what I said yesterday, that anybody connected with the events taking place in Mombasa, whether he is in KANU or in the Opposition, should be dealt with in accordance with the law of this land. We should not protect anybody, and KANU does not protect anybody who breaks the laws of the land. We have always maintained that, this country must stick to the rule of the law. Therefore, even the Opposition must avoid lawlessness and holding illegal meetings.

I must also condemn, in the strongest terms possible, the killing of a police officer on 8th, August here in Nairobi by the Opposition sympathizers and activists. Therefore, let us differentiate between the activities of individuals and political parties or the Government. It is the responsibility of the Government to govern. This Government is legitimate and nobody should want to tell the world that the KANU Government is not a legitimate Government.

I would like to mention that the violence which has taken place---

Mr. Raila: On a point of order, Mr. Temporary Deputy Speaker, Sir. Is the hon. Kamotho in order to say that this Government is legitimate when every Kenyan knows that this Government was rigged into power in 1992; Hon. Kamotho himself having not been elected?

The Minister for Education (Mr. Kamotho): Mr. Temporary Deputy Speaker, Sir, that is a biased view and a biased allegation by hon. Raila Odinga. He can continue expressing his personal opinions.

Mr. Temporary Deputy Speaker, Sir, I would also like to appeal to this House to vote enough money because the Department of Registration, which falls under the Office of the President, requires a lot of support because we need to move faster towards installing a mechanism of automatic registration of persons and voters so that any Kenyan reaching the age of 18 should automatically be registered in a continuous registration process so that he can acquire his identity card and at the same time register as a vote! In this way, this out-dated method of registering voters after every five years, which is tedious, expensive and unnecessary can be avoided. This is what goes on in other countries and the more industrialised societies. I do not see why we cannot also speed up the mechanisation of the registration of persons and of voters so that we can cut down on the costs involved in these exercises.

It is also worth noting that the Office of the President (OP) is in charge of the East African Co-operation and the Regional Co-operation. This is a very important area because we, as a developing country, need to enhance our economic activities by acquiring newer economic markets. Therefore, this particular department in the OP requires adequate funds to be able to promote trade and commerce within both the East African and also the Eastern and Central African regions.

I would also like to remind the House that the National Youth Service, which is another department in the OP requires more money. Many more Kenyan youths should be given the opportunity to be trained in skills and trades which can help them in life, to enable them to acquire income-earning skills, which will help them to acquire jobs when they complete their training. I would, therefore, like to ask this office to ask for money in this House to complete the large complex of National Youth Service houses near Utalii College, which have been lying idle for a number of years. If that estate is completed, I am sure even by renting all those houses, that estate can be able to raise the money which is needed to complete the estate within a very short time.

Mr. Temporary Deputy Speaker, Sir, I would like to end by supporting the Vote of the Office of the President and I ask this House to come out with a positive contribution, constructive criticism, rather than just criticising the OP for the sake of it.

With those few comments, I second the Vote of the Office of the President.

(Question proposed)

Mr. Orengo: Thank you very much, Mr. Temporary Deputy Speaker, Sir, for giving me this opportunity to talk on this Vote.

Mr. Temporary Deputy Speaker, Sir, the Minister, in his address, described the Office of the President as being responsible for the organisation and co-ordination of the Government. I would say that the history of this office in the last ten years can be more aptly described, in terms of its role, that it has engaged more in interference and dis-organisation of the Government more than anything else. I will give the reasons. One, in looking at what

happened in Mombasa recently, and it is a very sad affair - what happened at the Coast in military terms could be described as a *blitzkrieg* in which, within a few days, a group of people launched an attack that covered several districts. The evidence that is emerging now is that the districts which have been covered are Malindi, Kwale, Kilifi, Mombasa and, I understand, even Wundanyi. There is indication that these attacks will go to go into other provinces, particularly Western and Rift Valley, and also in the tea zones.

These people are moving in very large numbers and forces; sometimes, in units exceeding 500 people, using very sophisticated weaponry, and they are able to move within large areas almost without any interference. They are able to move even in areas where there is marked police presence, and even the presence of the army and other military units. In the reports, we were also told that they were moving in very luxurious vehicles like Pajeros and Mercedes Benzes in trying to co-ordinate this very terrible attack on the population of the people at the Coast. This can only have been done by people who have substantial resources. I want to tell the Minister to find out, if he cares, that a lot of the money which is being used in the attacks for organisation, the purchase of weaponry is coming from money made out of sugar, which has been diverted into the domestic market. Those are the only people who can have large amounts of money in order to maintain a thousand people under arms that can lead such units. Eventually, I am going to offer suggestions for the Minister to look into. Some of the people are the people you are sitting with us across there, and if given the opportunity, I will help you because you need a lot of help. I say this because you went to the Coast, came back and you did virtually nothing.

(Applause)

An hon. Member: He went for a holiday!

Mr. Orengo: Mr. Temporary Deputy Speaker, Sir, this also came when there have been many provocative and war-mongering statements, particularly, from people in the ruling party and the Government. The pattern that is also coming out - and this was addressed by some speakers who spoke today - is clearly in consonance with what happened in 1992, both in terms of timing, pattern and the reckless ways in which people have been attacked and killed. This should have been an opportunity for this Government to try and acquit itself from what has happened in the Coast. What we saw this morning is a situation where the Government actually does not know what is happening, at best. I think the contributions of most of the hon. Members opposite showed clearly that people who are senior in the Government do not know what is happening. Those who know what is happening are keeping quiet, knowing very well what they are doing. I am coming to that later because these things must be said in this august House.

Mr. Temporary Deputy Speaker, Sir, before I come to that, the Office of the President has been the source of so much confusion. In fact, the entire organisation of the Government as schemed and as emanating from the Constitution as originally contemplated by the makers of the Kenyan Constitution, has been completely torn apart because everything goes to the OP. You can even see that the mess in the Kenya Revenue Authority (KRA) originated from the OP. They were interfering with an organisation which is a creation of this Parliament. The KRA was created by this House, but the OP goes there to interfere. A lot of waste in the Government has come from this office. This office creates projects which make no sense, like the Nyayo Tea Zones, the Nyayo Car and the Nyayo Bus. All these things had no direction. I do not know when they sat down and did feasibility studies to ensure that public money is not wasted. That is the state of the OP. I think anybody suggesting that this particular Ministry should be given any money is out of his mind. Mr. Temporary Deputy Speaker, Sir, this year must be the year of reform whether you like it or not. We said so just like the late Jaramogi Odinga announced that 1991 was going to be the year of a multi-party Government and you did not believe it. We are telling you again this year, that it is a matter on which you have to make a choice. It is the choice of the people of Kenya. It is not your choice.

The history of this Parliament in the way it has dealt with the Constitution at every time and instance since 1996, was to completely destroy the constitutional basis upon which this country was founded. Where did the one party system come from? It did not come from the people of Kenya. It came from people in this Government seeking their own interests. They made this country a one party system. It was passed in this House and that is why we are saying that any constitution-making process must come from the people. It is not a matter that you have a choice. I am telling you that it is a matter on which the people are going themselves to determine what type of constitution that we are going to have for this country.

Mr. Temporary Deputy Speaker, Sir, let you not be cheated that *Saba Saba* Day or 31st of May will be condemned by history. They will be praised by history. In 1926 when Harry Thuku was arrested for carrying out acts of civil disobedience against an oppressive colonial Government. He was imprisoned and today when you read every history book, you will find that that day is remembered in the history of this country as the day when we came out to rebel against a Government that was oppressive. Similarly, in 1952, the arrest of Jomo Kenyatta is written in the history of this country as a day in which Kenyans showed that they were for liberation and change. *Saba Saba* Day and

the 31st of May will go down in history as days when Kenyans said no to oppression and to dictatorship.

Mr. Temporary Deputy Speaker, Sir, I am saying this now: That those who are causing mayhem in this country particularly in the Coast province, are the same people who caused mayhem in 1992 because they do not want change. In 1992 they did not want change and this year they also do not want change. That is why they are engaged in this act and this country must find a way of punishing them without impunity. However, those who commit crimes go away without being punished. Those who were involved in the land clashes in 1992, despite the Kiliku Report, are still free men. Those who killed the late Dr. Robert Ouko are still free men and that is why these events are taking place at the Coast. These events are taking place because these individuals think and know that nobody is going to go after them, but I can assure this House that in criminal law there is no limitation of time. Even in Hitler's period, those who committed crimes in Germany are being sought everywhere they are. I am saying before this august House to those people who have killed people at the Coast, and those who murdered the late Dr. Ouko, that they will be followed to their graves. They will never go unpunished.

Mr. Temporary Deputy Speaker, Sir, I want to say this because there was an hon. Member of the Opposition here when this House was a one party Government. He came and asked a Minister in this Government to withdraw his troops from Rift Valley province during the time that clashes were taking place there. He asked that question while sitting in this House and today I want the people of Kenya to know that I am asking two people to withdraw the troops that are killing people at the Coast. There is no way of hiding the fact that hon. Sajjad and hon. Biwott are the ones who are controlling these troops that are killing people at the Coast and they should withdraw those forces if there is going to be peace in the country.

(Applause)

The Minister of State, Office of the President (Mr. Biwott): On a point of order, Mr. Temporary Deputy Speaker, Sir. Is the hon. Member in order to mislead everybody and to continue with his everlasting madness about Mr. Nicholas Biwott?

Hon. Members: On a point of order, Mr. Temporary Deputy Speaker, Sir!

The Temporary Deputy Speaker (Mr. Wetangula): Order! Let him finish and then you will deal with him.

The Minister of State, Office of the President (Mr. Biwott): Let him talk like a man with a brain. I have never had anything to do---

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

The Temporary Deputy Speaker (Mr. Wetangula): Order! Order, hon. Biwott! Hon. Biwott, constitutionally, mad men have no capacity to enter Parliament. So, we do not have any mad person here. Can you withdraw that remark!

The Minister of State, Office of the President (Mr. Biwott): Mr. Temporary Deputy Speaker, Sir, I was going to say that he should be sent to Mathare Mental Hospital for mental check-up, but I am going to withdraw that remark because it is unparliamentary.

Hon. Members: He should withdraw!

The Temporary Deputy Speaker (Mr. Wetangula): Order! Order, hon. Biwott. Your time is up.

Hon. Members, we must discourage the use of unparliamentary language and that is why he has withdrawn.

Hon. Members: He has not withdrawn that remark!

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

The Temporary Deputy Speaker (Mr. Wetangula): Hon. Orenge, your time is up. Hon. Nyagah you are next.

(Hon. Awori stood up in his place)

Sorry, hon. Nyagah, I will come to you next. I forgot that I have to go to the other side. Hon. Awori, you are next.

The Assistant Minister, Office of the President (Mr. Awori): Thank you, Mr. Temporary Deputy Speaker, Sir, for allowing me to speak on this Vote.

*(Messrs. Orenge and Biwott
gestured at each other)*

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

The Temporary Deputy Speaker (Mr. Wetangula): Order, Hon. Munyasia! Hon. Orengo and hon. Biwott, we have a very large ground out there. We do not want any quarrels here.

*(Mr. Orengo gestured to Mr. Biwott
to leave the Chamber)*

(Hon. Obwocha gestured to hon. Biwott)

The Temporary Deputy Speaker (Mr. Wetangula): Order, hon. Obwocha! This is a place where we have a battleground for brains and not physique.

The Minister for Land Reclamation, Regional and Water Development (Mr. Nyachae): On a point of order, Mr. Temporary Deputy Speaker, Sir. This morning we were discussing about this very serious matter.

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

The Minister for Land Reclamation, Regional and Water Development (Mr. Nyachae): I am actually trying to seek your guidance. If, indeed, anybody has evidence of anybody causing these problems, is it not your duty to guide this House by directing that person to go and record a statement so that the matter can be followed up and action taken?

The Assistant Minister, Office of the President (Mr. Awori): Mr. Temporary Deputy Speaker, Sir, the Office of the President is the core of our Government.

The Temporary Deputy Speaker (Mr. Wetangula): Order, hon. Awori!

Hon. Nyachae, Standing Order No. 76 which presupposes that every Member in this House is an hon. Member also says that every Member takes responsibility of whatever he stands up and says here. As to how to enforce that responsibility, it is up to you.

The Assistant Minister, Office of the President (Mr. Awori): Mr. Temporary Deputy Speaker, Sir, may I just repeat again that the Office of the President happens to be the core of our Government. It heads the arm that executes the policies of this country. These are policies that touch on security, peace and stability. Without peace, stability and security there will be no growth and development. Investments both from local and international sources are very crucial to this country. The prerequisite of investment is security and stability. It is the duty of all the leaders to do everything in their powers to ensure that there is peace, stability and security.

Mr. Temporary Deputy Speaker, Sir, Kenya is one country and there is no demarcation to state that one side is the Opposition and the other side is the Government. If this country burns, we all burn together. It is necessary that all of us appreciate that point. What happened at the Coast needs to be condemned by everybody regardless of his colour, creed and tribe. We in the Government are duty-bound to do everything in our powers to investigate fully and to find out as to why this happened. We must find the reasons why such beastly actions happened there.

Mr. Temporary Deputy Speaker, Sir, I want to thank Prof. Mzee for the Motion that he brought in this morning. He was very sober. When Hon. Mwavumo, seconded it, he was very sober too. We heard everything that was there. That we, in Government, appreciate what happened and we are very aggrieved. There is no worse enemy on earth than death, and there was death in Mombasa. In this House we are all hon. men and women. What happened this morning repudiates that fact because there was chaos this morning when we discussed this very serious and important subject.

Mr. Temporary Deputy Speaker, Sir, there has been clamour for freedom of speech for those who call for reforms. Why did they not allow the Minister of State to speak if they do believe in the freedom of speech?

Mr. Temporary Deputy Speaker, Sir, in the Estimates that are put forward this afternoon, we are asking for funds; funds that will create resources to ensure smooth running of this country and of the Ministries. If we indeed get all the funds plus more, we are likely and we will ensure that what happened in Mombasa is minimised. I cannot stand here and say that it will not happen, because it is only in heaven that such things do not happen. Are we going to quibble about the funds that are in the Estimates? Are we going to start talking for the sake of the galleries or are we going to look carefully at all the Estimates and approve them? Why do we point fingers? Why do we make innuendos? Why do we accuse a single tribe as we did this morning? Why do we bring in ethnicity? We know that a "culture of mob justice" is permeating our society. When mob justice is being meted out on a thief or someone who is accused of stealing in the street, nobody stands up to ask whether that person is a Kikuyu, a Luhya or a Kalenjin. It is mob justice. It is about time that we started realising this epidemic and try and stop it.

Mr. Temporary Deputy Speaker, Sir, it has been stated that it is possible that this problem is political. If it is political, why should the accusations be against the Government? Why can the accusations not be against the Opposition? Why can the accusations not be against the possible third party? It is possible, that indeed, it is political because someone wants to take over this Government. Why do we accuse--

Dr. Otieno-Kopiyo: On a point of order, Mr. Temporary Deputy Speaker, Sir. This morning, the Assistant Minister in the Office of the President, told us that they are still investigating what is going on. Is this a personal opinion or is it part of the statement we are expecting from the Government?

The Temporary Deputy Speaker (Mr. Wetangula): You know that he is contributing to this Motion. He cannot be giving a Ministerial Statement.

The Assistant Minister, Office of President (Mr. Awori): Mr. Temporary Deputy Speaker, Sir, the hon. Member has been here for four and half years and he still does not understand the Standing Orders nor the running of this House.

Mr. Temporary Deputy Speaker, Sir, why do we accuse the Government of sabotaging the dialogue for reforms? I want to tell you quite clearly that this Government is very much committed to the process of reforms, perhaps, much more than the other side. We are passing through a transitional period and when you pass through a transitional period there are problems. It is like a child's teething problems; when a child learns to walk, he falls and bruises himself and so on. This is the time when we require leaders and true leadership from all of us so that we do not look at each other as from the Government or from the Opposition. Why do we not take an example of our President who has been maligned time, yet he is a man who was born in this country, who loves peace and created stability in this country? He is a good example. I would like all of us to speak with one voice. If we spoke with one voice, the IMF would not have withdrawn the funds that they are withdrawing either would the World Bank be threatening not to give us loans. What we want is a loyal Opposition in this country.

Mr. Mulusya: On a point of order, Mr. Temporary Deputy Speaker, Sir. Is the hon. Assistant Minister in order to say that we should speak with one voice when the Government itself, which is supposed to lead, cannot speak with one voice? The Minister, Mr. Kalweo, together with Mr. Wachira, were frustrated in Mombasa when they were investigating this issue. Can they talk now with one voice on the issue of those clashes so that we can follow them?

(Applause)

The Assistant Minister, Office of the President (Mr. Awori): Mr. Temporary Deputy Speaker, Sir, that is a mere allegation; an allegation which the hon. Member can make because of the protection he has here. I know that hon. Kalweo was in Kitale at the time he is being said to have been having a meeting in Mombasa. That hon. Member is only protected because he is saying it here. Let him repeat it outside and I will deal with him.

Mr. Temporary Deputy Speaker, Sir, may I repeat that we have a stake in this country and that we would like all of us to have the interest of this country at heart.

Mr. Temporary Deputy Speaker, Sir, what we require is a loyal Opposition. Since the hon. Members of the Opposition seem to have unlimited funds to travel all over the world, I would like to ask them to visit other Parliaments and see how the Members in the Opposition in those countries love their countries. I am afraid, apart from a small section in that area, the majority of hon. Members of the Opposition would like to tear this country apart, and we in the Government are determined to ensure that this will not happen.

Mr. Temporary Deputy Speaker, Sir, the funds that we are looking for are to give us the means of securing this country by giving it security, stability and peace to ensure that all people live happily.

With those few remarks, Mr. Temporary Deputy Speaker, Sir, I beg to support.

Mr. Nyagah: Mr. Temporary Deputy Speaker, Sir, let me begin off by reading the writings on the wall: "For the Welfare of Society and Just Government of Men". Is that what we are doing to this country? No!

Mr. Temporary Deputy Speaker, Sir, I would like to touch on a few subjects regarding the Office of the President. One, is on the internal security. What has happened and transpired in Mombasa is something that needs to be condemned by all of us as we sit here. It also reminds us of what happened in 1992 and history is there for us to read and judge. Is it something that is organised or is it something that has come up, a sheer coincidence just before we go to an election? I will be getting on to that in a short while.

Mr. Temporary Deputy Speaker, Sir, it is the duty of the Government to ensure that the security of this country is maintained and it is not the duty of the Opposition. We do not have any machinery to do so, but the machinery that we have is to preach unity wherever we go; whether we have licences or not that is our motto of preaching security. We will demonstrate that when we sit on that side, when we have removed this Government that has been unable to govern this country.

(Applause)

Mr. Temporary Deputy Speaker, Sir, the senselessness of what is happening now, should have been stopped by the Government. It ought to have arrested by now, all the people who were involved in that incident and recovered

all the guns that were stolen. We know from what has happened in the past that whenever a few ammunitions went missing, wananchi were harassed so much that, the Government was able to recover the stolen guns. But in this case, none of that is about to happen and we do not expect that enough justice will be done. Hon. Kalweo and I know very well that Omar Masumbuko was a hit man in Uganda during Amin's regime. Has he been given Kenyan citizenship to warrant his stay in Kenya? Why can the Government not do to him what they did to Habyarimana's men the other day when they were taken to Arusha? That is one man whose Kenyan citizenship should be revoked and be sent back to Uganda to face the consequences. That is one man whom this Government finds joy and pleasure to have in its security meetings along with Mr. Maitha. I do remember when I was in Mombasa a couple of months ago, to attend an unlicensed meeting, Mr. Maitha made a proclamation that he would take revenge because of what happened to him, after he was beaten for attending a meeting which he was going to disrupt. It is the duty of this Government not to discriminate against people from both sides of the House. We are all Kenyans. Those are the men who were supposed to be the first ones to have been picked up, along with other Ministers in the Government who have come up with pronouncements that need to be mentioned but I do not need to mention, because the Government knows about them.

Mr. Temporary Deputy Speaker, Sir, hon. Kamotho stands here and condemns what happened to one policeman who was killed during the *Nane Nane* riots. It is sad, of course, for everybody to notice that we can spill blood at will. But what a shame for hon. Kamotho not to condemn the police for the manner in which they killed 13 people in this country. What does that indicate?

The Temporary Deputy Speaker (Mr. Wetangula): Hon. Nyagah, hon. Kamotho condemned all those incidences.

Mr. Nyagah: He did not. He condemned the killing of one policeman. Anyway---

The Temporary Deputy Speaker (Mr. Wetangula): Mr. Nyagah, I was here and I heard him condemn the Mombasa incident, the *Saba Saba*, *Nane Nane* and many other incidents in the country.

The Minister for Education (Mr. Kamotho): I condemned all those incidences and yourself!

Mr. Nyagah: Mr. Temporary Deputy Speaker, Sir, on the same note--- I hear him say he condemned me. Hon. Kamotho, I know where I am going to catch up with you when you come to my constituency at night. We will meet here in 1998.

Mr. Temporary Deputy Speaker Sir, on Friday---

Mr. Mulusya: On a point of information, Mr. Temporary Deputy Speaker, Sir. I wish to inform hon. Nyagah that it is impossible for him and hon. Kamotho to meet here because Mathioya people cannot elect Kamotho!

The Temporary Deputy Speaker (Mr. Wetangula): Hon. Nyagah, I am sure that, that kind of information is not helpful to you in your contribution.

Mr. Nyagah: Mr. Temporary Deputy Speaker, Sir, it may have been helpful to hon. Kamotho, so that he can know how to campaign next time. But he is a very good friend of mine. There is no harm done.

Mr. Temporary Deputy Speaker, Sir, on Friday, a few of us had the misfortune of petitioning the OCPD of Thika to arrest a lady by the name of Ms. Fatuma Gedi who was involved in the brutal murder of a young man who hailed from my constituency. But what has transpired since then, I am told, is that this particular policewoman has been transferred from Thika to another station. History has it that when she was transferred from Manderu she had killed someone. In Moyale, she had committed a similar crime. We urge the Government to take action on Ms. Fatuma Gedi who shot a young man in Thika during the *Saba Saba* riots.

Mr. Temporary Deputy Speaker, Sir, I would like to remind this Government that today, we read about the people who killed Chris Hani in South Africa. They are testifying before the Truth and Reconciliation Commission. It is only a matter of time before this Government will be in the same position and tell us about the criminal activities they are engaged in now. But because of the votes that they are looking for, they dare not mention this.

Mr. Temporary Deputy Speaker, Sir, I also want to take up an issue with a very good friend of mine who is in this House. He took two brief cases full of money to Mombasa on Saturday and when he got there, he did not allow any security man to touch the two brief cases. He drove himself from the airport. I have never seen hon. Biwott drive himself but on this particular occasion, he drove himself from the airport all the way to Mombasa Town, where he had a meeting with other fellows. Hon. Biwott, you are---

The Minister of State, Office of the President (Mr. Biwott): On a point of order, Mr. Temporary Deputy Speaker, Sir, I believe that there is something--- There is a bug in the heads of some of our hon. colleagues. Is it in order for the hon. Member to mislead this House by telling utter lies?

The Temporary Deputy Speaker (Mr. Wetangula): Mr. Biwott, "lies" is not parliamentary.

The Minister of State, Office of the President (Mr. Biwott): I withdraw that and substitute it with "untruth". I never went to Mombasa on Saturday. I went to Mombasa on Sunday.

Mr. Mulusya: Is that a point of order?

The Temporary Deputy Speaker (Mr. Wetangula): Mr. Biwott, what is your point of order? It has to be simple, straightforward and precise.

The Minister of State, Office of the President (Mr. Biwott): My point of order is that, the hon. Member is misleading this House and I feel that I have the right to put the record clear with regard to my trip to Mombasa, because I take full responsibility for whatever I do. I went to Mombasa---

The Temporary Deputy Speaker: Order, Mr. Biwott! Order, hon. Members! For the guidance of the House, a point of order should not be a guise for advancing a counter argument.

Mr. Nyagah: Mr. Temporary Deputy Speaker, Sir, whereas he may have gone there on Saturday or Sunday---

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

The Temporary Deputy Speaker (Mr. Wetangula): Order, hon. Nyagah! I am going to add you a minute to complete your contribution. What is your point of order, Mr. Biwott?

The Minister of State, Office of the President (Mr. Biwott): Mr. Temporary Deputy Speaker, Sir, the hon. Member is misleading this House. I never drove myself to Mombasa Town. I would like him to withdraw that or prove it.

Mr. Nyagah: Mr. Temporary Deputy Speaker, Sir, I cannot withdraw what is obvious. He [Mr. Nyagah] went to the GTI and held a meeting with KANU hawks. What do I need to withdraw?

*(Messrs. Biwott and Nyagah kept
standing in their places)*

The Temporary Deputy Speaker (Mr. Wetangula): Order! Order, both of you! Hon. Members, it does not matter how burning the issue is. When the Speaker, stands up, you automatically resume your seat. It does not matter how charged you are, hon. Nyagah, you must obey the rules of the House. Will you finish your contribution and sit down?

Mr. Nyagah: Mr. Temporary Deputy Speaker, Sir, a man called J.Y.(?) was released from prison after he had killed his father and mother by hacking them to death. When he came out of prison, he hacked his brother to death. When he was released, he was instructed to come and kill me. That did not happen because he came to confess to me and my family about what he had been sent to come and do.

The Minister of State, Office of the President (Mr. Biwott): Mr. Temporary Deputy Speaker, Sir, I would like to thank you for giving me this opportunity to contribute to this debate. My hon. colleague, the Minister of State in charge of Internal Security, has already moved the Motion and I would, therefore, not just indulge in the content of the Supply Proposals which are before the House.

But I would like to take this opportunity to, first of all, condemn in the strongest possible terms the events that took place and are still going on in Mombasa. Or for that matter, any of the mayhem perpetrated by hon. Members opposite in all their civil disobedience and so on, because chaos does not help anybody. Arming the society does not help anybody and even killing other people does not help anybody either. Kenya believes in peace and we all believe in peace and, therefore, peace should be the cardinal principle that we must all adhere to and behave accordingly.

Mr. Temporary Deputy Speaker, Sir, Kenyans have become one nation. They are living together and they know how to co-exist---

The Assistant Minister for Education (Mrs. Ndeti): On a point of order, Mr. Temporary Deputy Speaker, Sir. The hon. Member on the Floor has said that Members on the opposite side have taken these guns to perpetrate their civil disobedience activities. Could he name them because this country is worried and we do not know what? I would rather insist on your earlier ruling that whoever has precise information concerning this matter should come out very clearly and say who it is and what it is. KANU should not be accused *en masse* because some of us are innocent and we do not know what is happening.

The Minister of State, Office of the President (Mr. Biwott): Mr. Temporary Deputy Speaker, Sir, in case the hon. Member did not hear me, I am saying that all the rallies that they have organised, like *Saba Saba* and *Nane Nane*, were not peaceful because several people were killed, plus the innocent police who were helping them to maintain security. Any killings whatsoever should be condemned and any acts of irresponsibility by any leader such as irresponsible utterances should all be condemned. The truth hurts.

Mr. Temporary Deputy Speaker, Sir, having said that, I would like again to repeat a statement I made before: That, in this country there is nobody who is above the law except the President, as it is at the moment. The

administration of justice should not wait. Anybody with information or facts that can help the police or the Government to prosecute anybody should be bold enough to go to the Attorney-General and police and supply those facts. It is helpful if the hon. Members could start with me, if they have anything, I am here. I know I am innocent. If there is anybody with clear conscience it is Nicholas Biwott, and if anybody thinks otherwise, he should come forward not yesterday, not tomorrow, but now!

Mr. Munyasia: On a point of order, Mr. Temporary Deputy Speaker, Sir. Is the hon. Biwott in order to clear himself before this House and mislead this House that he is not the one who was mentioned right from page one to the last page in the Kiliku Report as having been responsible for all those clashes in 1992 and the subsequent murders? Is he in order to clear himself here when we know he is guilty?

The Minister of State, Office of the President (Mr. Biwott): Mr. Temporary Deputy Speaker, Sir, I am glad the hon. Member has raised that point of order because it is true - I do not know whether he was a Member by then - I stood here during the Kiliku debate and destroyed every single mention of Nicholas Biwott and that report was rejected and expunged from the proceedings of this House. Therefore, he is talking about Kiliku Report and all those things which do not matter.

I would like to dwell on what hon. Nyagah said because some of his contribution are good, at least, he has assisted the Minister in charge of Internal Security by pointing out some individuals who he thinks need to be investigated. He was the only one who offered information that can be helpful. He talked about my going to Mombasa. He said that I had gone there on Saturday, but I went there on Sunday and I did not go to the Government Training Institute (GTI). I did not drive myself or carry any briefcase. I had only carried my clothes when I was coming from home. I had gone there because I had been invited to preside over the Harambee for Coast women, a function that I postponed because I could have done it together with Malindi. That can be vouched. When I arrived there, I was innocent. I did not know what was going on there.

Mr. Temporary Deputy Speaker, Sir, when I arrived at the airport, I did not find any of the people who were there. I was given a lift by---

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

The Temporary Deputy Speaker (Mr. Wetangula): Order! Order! Hon. Biwott is simply responding to allegations that were raised by hon. Nyagah. I do not see anything that attracts unnecessary points of order.

The Minister of State, Office of the President (Mr. Biwott): I was given a lift by boys from my own home who work in the Coast.

Hon. Members: They were warriors!

The Minister of State, Office of the President (Mr. Biwott): They were not warriors. You have got warriors and you can fake and do anything. We went to Oceanic Hotel where we had our lunch. While we were having our lunch, I wanted to find out what had happened. Then I was told that there was an incident that morning and some of the women from Kilifi and other areas could not come.

You are afraid of the truth---

Mr. Mulusya: On a point of order, Mr. Temporary Deputy Speaker, Sir. Is the hon. Biwott in order to belabour so much about the lunch at Oceanic Hotel when the issues which were raised touch on his contribution in the war and he was carrying money to pay the warriors? Why can he not talk about that and, at the same time, tell us what happened to Kilonzo, the former Commissioner of Police?

The Minister of State, Office of the President (Mr. Biwott): Mr. Temporary Deputy Speaker, Sir, I have never really bothered so much about the hon. Member because of his type of mentality.

While we were having lunch, the women leaders of the group for whom we were organising the Harambee informed me that there had been problems and some of the women from Kilifi and other places could not come. Therefore, they had postponed the Harambee. I came home. I never drive; I never carry briefcases. You must forget those figment of imaginations.

Having said that, Mr. Temporary Deputy Speaker, Sir, I think hon. Members know my role in the East African Community, which I would like them to support because it is progressing very well. We have reached a point where we can drive ourselves---

An hon. Member: On a point of order, Mr. Temporary Deputy Speaker, Sir.

The Minister of State, Office of the President (Mr. Biwott): Bring your point of order outside there and if you are lying, I will take you to court.

The Assistant Minister for Education (Mrs. Ndeti): On a point of order, Mr. Temporary Deputy Speaker, Sir. Is it in order for the hon. Member to address the other hon. Members directly instead of going through the Chair? Hon. Biwott is addressing the hon. Members directly, thus creating disorder in the House. **The Minister of State, Office of the President** (Mr. Biwott): I think the gracious lady---

The Temporary Deputy Speaker (Mr. Wetangula): Another lady is on you!

Mrs. Asiyu: On a point of order, Mr. Temporary Deputy Speaker, Sir. Is hon. Biwott in order to say that it was the women who informed him about the slaughters in Mombasa when he is a Minister in the Office of the President? What are our security people doing? Why are they not informing the Minister on what is happening in this nation?

The Temporary Deputy Speaker (Mr. Wetangula): Your time is up, Mr. Biwott. Dr. Lwali-Oyondi, you may have the Floor.

Dr. Lwali-Oyondi: Mr. Temporary Deputy Speaker, Sir, I would like to contribute on the Vote of the Office of the President; an office which is in charge of all other Government offices in the country. I wish to state that, however healthy one might appear, once his state of mind is unstable, all the other parts of the body will be of no use. In the same way, there is something wrong with the Office of the President. It has taken over all the operations of the Government. Ministers are impotent in their Ministries because all their functions have been taken over by the Office of the President. There is interference from all circles. Whenever there is an issue that needs urgent tackling in various Ministries, it has to be referred to the Office of the President. The resultant factor is that the Office of the President is so much overloaded, that it cannot carry out its work efficiently.

The events that are taking place in the Coast Province are exactly similar to the events that took place in Rift Valley, Western Province and Nyanza during the so-called tribal clashes. The whole thing started with certain KANU Members issuing inflammatory statements, just as it has happened in the Coast Province. An old Member of this Parliament, a man who should thank God that he is alive and one who should have died 10 years ago, stated very clearly that we should have civil war for a week. Can you imagine such an old man saying that? This man who should have died ten years ago, is not wise enough to know that civil war, even for a week is bad enough.

The Temporary Deputy Speaker (Mr. Wetangula): Do you have the capacity to determine when people should die?

Dr. Lwali-Oyondi: If you are over 70 years, you should be dead.

Mr. Achola: On a point of order, Mr. Temporary Deputy Speaker, Sir. Are you satisfied that what Dr. Lwali-Oyondi has said is correct? He has just said that anybody who is over 70 years should be dead. Does he imply that even the President should have died a long time ago?

Dr. Lwali-Oyondi: Yes, I imply that. Another Cabinet Minister, a man from the other end of the country, stated that all those Kenyans who do not belong to his tribe should leave the Rift Valley Province. Surprisingly enough, this man is still in the Cabinet. If at all, the Office of the President, which is headed by the President, was of good will to this country, that particular Minister should have been ex-communicated from the Cabinet. But he is still there, which means that the President supports him.

Why is it that the Cabinet has not met to discuss what is happening in Mombasa? The Cabinet should have met and the public made aware that they were meeting to solve the crisis. They have not met up to now and there has been no communication to that effect. This means that the Government is not interested in what is happening in this country. Even last time, when there were tribal clashes, they did not meet.

The Minister of State, Office of the President (Mr. Kalweo): On a point of information, Mr. Temporary Deputy Speaker, Sir.

Dr. Lwali-Oyondi: I do not want the information. You have been blabbering here the whole day and you have told us nothing.

(Applause)

The Government is not taking what is happening seriously and we are wondering whether it is not true that some people in the Government are involved in the chaos that have rocked Coast Province.

Our policemen were killed by very well trained people. They were men well-trained in combat. These people broke into an armoury and took away 40 guns and so far, not a single gun has been recovered. If it is true that the Army which was trying to assist in arresting the criminals was withdrawn, why was it so? Why were they withdrawn when they had just entered the Kaya Forest and all they could have done was to surround the forest and apprehend the criminals? Why were they withdrawn if somebody powerful was not involved?

I would like to say something about the police stations in my constituency. We have two police posts which use hurricane lamps. One is next to the Lanet Barracks. They use one very dirty hurricane lamp which hardly provides sufficient light. At night, the area is completely dark. Such an area is likely to be invaded by some of these people with the intention of getting guns. If electricity is not installed there, any criminal can raid that police station.

There is another station in Nakuru West where there is no electricity. It is also very dark in the night. After

having heard what happened in Mombasa, I am afraid the same people might invade the police station and kill the policemen so as to get guns.

We also want to know the names of the policemen who were killed at the Likoni Police Station. It will not be surprising to find that they are from up-country. Arrangements could have been made to have policemen from up-country on duty on the night of the raid. We would like to have those names. If these policemen had guns, why is it that they never shot anybody? Might it be that somebody locked all the guns in armoury and left these policemen helpless? How come they were knifed to death instead of being shot to death? These are some of the points that the Office of the President must look into, in order to prove that they are capable of guarding our lives. If not, the people are going to lose confidence in the Office of the President.

One hon. Member talked about mob justice. Mob justice originated due to the fact that the people have lost confidence in the protection of the Government. There is a lot of corruption in the Police Force. If you take somebody to the police, you are unlikely to get any justice. The police will be bribed and the man will be on the streets again. That is why the people are resorting to mob justice. I would like to request the Office of the President, since it has proved that it is incapable of protecting the lives of the people at the Coast, to leave them alone to form vigilante groups, which will be more useful to them than the police.

With those few remarks, I beg to support.

The Assistant Minister, Office of the President (Mr. Sunkuli): Mr. Temporary Deputy Speaker, Sir, I beg to support this Vote. I wish to call upon the people of Trans Mara and Gucha districts, who have currently been involved in some skirmishes, to live in peace. The clashes were instigated by stock theft between the tribes, and perpetrated by the clan of Abaochi and the clans within Uasin Gichu, Maasai and Kisii areas respectively. We have consulted with all the hon. Members from Kisii and Gucha districts, and we are all in agreement that we shall soon be holding a meeting, in order to appease our people.

Meanwhile, the Government is acting firmly on the security situation in Trans Mara and Kisii, to ensure that these small skirmishes do not escalate into clashes. Therefore, I wish to call upon all---

Mr. Gatabaki: On a point of order---

The Temporary Deputy Speaker (Mr. Wetangula): Order, hon. Gatabaki! You are out of order! You know very well that you cannot insist. I can only give you a point of order when I find it merited. Carry on, hon. Sunkuli.

The Assistant Minister, Office of the President (Mr. Sunkuli): Mr. Temporary Deputy Speaker, Sir, my friend from Githunguri should just listen to me. He usually listens to me over tea. I do not know why he is not listening to me now.

Therefore, I wish to state that the situation in Trans Mara and Gucha is currently under control. It is unlikely to worsen. The security measures which have been put there are just there for temporary purposes, to ensure that the situation comes back to normal.

Mr. Temporary Deputy Speaker, Sir, I would like to condemn all senseless violence that is taking place anywhere else in this country. The current issue under discussion is the violence in Mombasa. Everyone of us on this side of the House is as concerned as anybody else in this country. I know that the hon. Members must have heard that the Government arrested 44 persons. Some of them, including the persons mentioned by the hon. Members, have been arrested. Maybe by this morning, the hon. Members were not aware that the Government has even arrested the famous Masumbuko. That has actually taken place and we are going to arrest more as and when the evidence reveals.

It is crucial to know this because I know that the hon. Members of the Opposition have been asking the Government: "What was the motive?" I must say that the motive is yet unfathomable and it is what is pre-occupying us as the Government now. We are trying to find out why these things happened. As soon as we get to the bottom of the problem, we shall come to this House and tell the hon. Members what it is all about. Meanwhile, we are engaged in stopping the violence. Later on, we will analyse the situation.

(Mr. Gatabaki stoop up in his place, shouting)

The Temporary Deputy Speaker (Mr. Wetangula): Order, hon. Gatabaki! You know when you stand up and start shouting: "Mr. Speaker! Mr. Speaker", I do not know what you want Mr. Speaker to do, and you are out of order! Carry on, hon. Sunkuli!

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

The Temporary Deputy Speaker (Mr. Wetangula): Order, hon. Gatabaki! I assure you that however hard you misconduct yourself, I will not send you out today. Carry on, hon. Sunkuli!

The Assistant Minister, Office of the President (Mr. Sunkuli): Mr. Temporary Deputy Speaker, he is going to listen now.

I think the whole issue is being fathomed. The security personnel and the Office of the President are trying to get to the bottom of this problem. I know that if violence is allowed to escalate, it will give the opportunity to the opportunists. It will give the opportunity to the Orenkos and the rest of this world to perpetrate the Biwott myth, and to try to connect the Sirmas and others to this violence. I want to say here that the Provincial Commissioner (PC) Mr. Sirma is currently out of the country. He has been out of the country for the last two weeks, attending to his health abroad. It does not play any useful role to try and create a myth out of nothing. There is no Biwott or Sirma element in these things. We are trying to fathom and get the actual reason why there is violence in Mombasa.

Mr. Murungi: On a point of order, Mr. Temporary Deputy Speaker, Sir. Is the Assistant Minister in order to say that we are creating a Biwott myth, when his Minister, hon. Kalweo, said that investigations are going on? Is he in order to clear hon. Biwott before the investigations are finished?

The Assistant Minister, Office of the President (Mr. Sunkuli): Mr. Temporary Deputy Speaker, the hon. Member, who is a lawyer, knows that everybody is innocent until proven guilty. Hon. Biwott and everybody else is innocent until investigations prove otherwise. But he is not one of the persons being investigated.

I also ask the hon. Members of the Opposition that when incidences like these arise, let us not rush into conclusions that we have pre-conceived. I know that it forms a very nice election issue to start blaming the Government over this and that. Hon. Nyagah has just clearly stated here that it is the responsibility of the Government to make sure that there is security for its citizens. But I hope it is not the responsibility of the Opposition to cause insecurity. I want us to be very clear here that we might be stopping what you have caused. But it is important that when the investigations are completed, we can all be able to understand. We should not take advantage of ethnicity. All of us who are here want reforms. There is nobody who wants to stop the process of reforms here. We have set up a team to talk to our Opposition colleagues over the constitutional reforms. I do not care whether this is the year for reforms as one hon. Member has said, or any other year. They may come this year or the other years. But we have said that we want reforms. There is nobody who wants to stop reforms here. There is no reason why somebody should create a theory that this violence that is spreading now is for the purpose of stopping reforms. I think that, that is a far-fetched, typical and stereo-typed Opposition idea, and it should not be perpetrated as the truth. This is because it does not happen to be the truth. I hope that the noisy Member from Kangundo does not stop me again.

Mr. Mak'Onyango: On a point of order, Mr. Temporary Deputy Speaker, Sir. I hope you have heard the Assistant Minister say that the Opposition is trying to perpetrate---

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

Mr. Mak'Onyango: My point of order is this: Is the Assistant Minister in order to mislead the House that the ideas that have led to these clashes could have originated from the Opposition, when there are indications that they could very well have started from his end, with a view to undermining the reform process?

The Temporary Deputy Speaker (Mr. Wetangula): Hon. Sunkuli, you have just referred to hon. Mulusya as "noisy". There are no "noisy" Members in this House. I know hon. Mulusya is fond of talking loudly, but he is not noisy. Can you withdraw that?

The Assistant Minister, Office of the President (Mr. Sunkuli): Mr. Temporary Deputy Speaker, I withdraw that word and apologise to hon. Mulusya. But because I do not want to leave the space empty, I wish to substitute the word with: "he is a very loud Member".

I still recall the words of Dr. Otieno-Kopiyo sometime ago, that the aim of the Opposition is to paint the Government very black. I know that you want to make stone soup out of this, but let us get to the bottom of the problem.

Mr. Temporary Deputy Speaker, Sir, we have committed ourselves and stated in this House several times that, as times are changing---

Dr. Otieno-Kopiyo: On a point of order, Mr. Temporary Deputy Speaker, Sir.

The Temporary Deputy Speaker (Mr. Wetangula): Out of order!

Dr. Otieno-Kopiyo: Mr. Temporary Deputy Speaker, Sir, he has mentioned my name!

The Temporary Deputy Speaker: Dr. Otieno-Kopiyo, not everybody whose name is mentioned is given an opportunity to speak!

The Assistant Minister, Office of the President (Mr. Sunkuli): Mr. Temporary Deputy Speaker, Sir, as times are changing, we are also adopting new methods of training our police. This includes new methods of investigation, to cope with the situations that arise. It should be understood that in investigation, nobody is above the law. Members from the Opposition and the Government side should not be immune to investigation. In the past few weeks, I know some of them have had to hear and see that the police are very swift when it comes to dealing with offences. We would like to ensure that this swiftness is enhanced by methods of training.

Mr. Temporary Deputy Speaker, Sir, security in Maasai Mara should be enhanced and will be enhanced. But

there should be increased co-operation between Serengeti and the Maasai Mara areas. Since the Office of the President deals with regional co-operation, we will make sure that we exchange security personnel and techniques between Serengeti and Maasai Mara, to enhance security of tourists and animals.

I support the Motion.

Prof. Anyang'-Nyong'o: Mr. Temporary Deputy Speaker, Sir, it is really worrying that when Likoni was burning, the President was attending a wedding ceremony in Moi's Bridge. In the United States of America, if there was such a disaster, President Bill Clinton would have taken personal charge, because it was the lives of Kenyan citizens that was being wasted unnecessarily.

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

*[The Temporary Deputy Speaker
(Mr. Kariuki) took the Chair]*

Mr. Temporary Deputy Speaker, Sir, this is what we call responsibility and concern for human rights. This Government has shown that at such moments, it buries its head in the sand like the proverbial ostrich and pretends that nothing is going on. If they want to explain anything going on, then they would rather pass the buck and vicariously blame other people. Either foreign masters or the Opposition. I do not think that this is good governance.

Mr. Temporary Deputy Speaker, Sir, when we are here to approve so much money for the Office of the President in terms of Recurrent Expenditure---

The Minister for Commerce and Industry (Mr. Angatia): On a point of order, Mr. Temporary Deputy Speaker, Sir. If I heard properly, the hon. Member said that while Likoni was burning, the President was attending a wedding ceremony and yet, Likoni burnt at night and the following day, the Minister of State, Office of the President---

Hon. Members: What is your point of order?

The Minister for Commerce and Industry (Mr. Angatia): That is wrong and he is misleading the House. It is also imputing very improper motives and it is a wrong argument. I know very well that he is out of order because Likoni burnt at night.

The Temporary Deputy Speaker (Mr. Kariuki): Could you finish your point of order?

The Minister for Commerce and Industry (Mr. Angatia): Mr. Temporary Deputy Speaker, Sir, we know very well that he is misleading all of us. He has to withdraw and apologise.

The Temporary Deputy Speaker (Mr. Kariuki): Hon. Prof. Anyang'-Nyong'o, could you, please, keep off the name of the President in your contribution?

Prof. Anyang'-Nyong'o: Mr. Temporary Deputy Speaker, Sir, I will neither withdraw nor apologise because the problem in the country today is the President. The President is incapable of running this country and this should go on record in this House. His own Government is divided and they cannot speak in one voice. Yesterday the President rather than standing up and telling Kenyans what is going on---

The Assistant Minister for Planning and National Development (Dr. Misoi): On a point of order, Mr. Temporary Deputy Speaker, Sir. As far as we can see on the Order Paper, we are discussing the Vote of the Office of the President and not the personality of the President.

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

The Assistant Minister, Office of the Vice-President and Ministry of Planning and National Development (Dr. Misoi): Mr. Temporary Deputy Speaker, Sir, is it in order for hon. Prof. Anyang'-Nyong'o to impute improper motives on the personality of the President?

The Temporary Deputy Speaker (Mr. Kariuki): Sit down! You have no point of order!

Prof. Anyang'-Nyong'o: Mr. Temporary Deputy Speaker, Sir, one of the problems of the Office of the President is that, they do not listen. They do not want to listen to arguments, they only want to bay like dogs.

Mr. Temporary Deputy Speaker, Sir, one of the reasons why we shall refuse to approve expenditure for the Office of the President is because the Office of the President is top-heavy. If you look at both the Development Estimates and Recurrent Expenditure, the Office of the President has been allocated K£263 million while the Ministry of Health which is more important, is getting only K£300 million and the Ministry of Education is getting K£131 million. The Office of the President is getting almost twice as much as the Ministry of Education. Is this Government concerned about education or just about bureaucracy? On Recurrent Expenditure, the Office of the President is getting K£657 million while Ministry of Health is getting K£437 million. I would like to say that health and education of

Kenyan is more important than paying intarahamwe, vigilante groups, Jeshi la Mzee, wire tapping equipment, police reserve and the rest. This expenditure is completely unproductive.

Mr. Temporary Deputy Speaker, Sir, a group has been started in this country called the vigilante group and we have evidence and have interviewed some of them. These people are trained by the police and the GSU. They have identity cards and if you ask them their duty, on that identity card it is written: You shall be called upon at any time to preserve public security. This nation has a GSU, Police Reserve, Regular Police, Special Branch and CID. What are all these forces doing if you have to add a vigilante group which for all intents and purposes is another intarahamwe in this country. These are the people who beat Mayor Waweru and I am sure if investigations are done in Mombasa - which the hon. Minister in charge of internal security does not want to do - it will be found out that, the people who were mobilised to do these things, among others, was this vigilante group.

Mr. Temporary Deputy Speaker, Sir, these are sons and daughters of Kenyans. They should not be used by a bankrupt and corrupt government to maintain the so-called, security. This House disapproves the use of public money for excessive and unnecessary security. Secondly, the cure to these country's ills does not lie in more security, but in tackling the issue of poverty, kindling productivity and ensuring finally that there is economic growth. At this point in time, there is no economic growth in this country. If you look at the Central Bank reports, for the last two quarters when we were meant to be servicing our debts, we cannot. This is because the ESAP that was withdrawn last week by IMF is K£46 million short of the amount we needed to service our debts for the first two quarters of this year.

Mr. Temporary Deputy Speaker, Sir, if we were just borrowing and we were still K£46 million short of servicing the debt, then indeed, this Government is bankrupt. Secondly, this week, the Central Bank should have serviced K£70 million worth of Treasury Bills. It cannot, because it does not have the money. So, the Central Bank cannot even come up and defend the Kenya Shilling. Elsewhere, for example, in England if the Sterling Pound was in trouble, the Central Bank of England would have risen to the occasion to defend their money. In this country, the Central Bank of Kenya cannot do so. It cannot even redeem the Treasury Bills that should be rolled over. Therefore, it is quite clear that this Government is bankrupt and we cannot put good money after bad money. This House, which is in charge of looking after good money, should today refuse to give this Government money because it cannot manage the money it has.

Thirdly, Mr. Temporary Deputy Speaker, Sir, rather than listen to good argument, there is excessive official arrogance in Government. When people say that they want freedom the President cannot turn around and say: "You are pushing me too much against the wall"! What wall is the President talking about? Which wall is he being pushed against? The people of Kenya want freedom and reforms! These are good things in good governance. When we ask for them the President says that he is being pushed against the wall. This President has never faced even a single election in this country! Since 1954 when he entered this House, or the other one, as a nominated Member he has never stood to be challenged in any election. He has always been rigged in. So, he cannot understand when the people of Kenya talk about freedom. When Kenyans talk about freedom and say that they want free and fair elections he says that he is being pushed against the wall. The wall he is being pushed against is the wall which is against freedom that we want to break. It is like the Berlin Wall. So, we want the Government to cease being arrogant and listen to the voice of the people of Kenya.

Finally, the main aim of this KANU Government now is to raise money for elections, and we know that. It is trying to raise money for elections by getting sugar dumped into this country and getting from it. It is also trying to raise money by bringing into the country Kshs60 billion, or its equivalent in dollars. When this money was taken out of the country in 1994/95 the Kenya Shilling was exchanging for between Kshs45 and Kshs55 to the Dollar. People in the Government are now bringing the Dollar back when they know the shilling is exchanging for over Kshs70 to the dollars. They are making a cool Kshs20 to Kshs30 for every dollar they exported from this country two or three years ago.

The people who are bringing in this money, who are hawks on the other side of the House, are the ones responsible for ruining our economy. They are making Kshs10 to Kshs30 per dollar so that they can finance their election. That is why they disagreed with the IMF. They wanted to get a way of bringing in money to finance their election. So, the IMF said: "We will not give you money unless you behave".

The Assistant Minister for Finance (Mr. Keah): Mr. Temporary Deputy Speaker, Sir, I thank you for giving me the opportunity to contribute to the debate on the Vote of the Office of the President (OP), which wants money voted to it for purposes of running its services for the year 1997/98. I want to support the Motion and in doing so I want to really commend the OP for the work it is doing. I know that there is always room for improvement. In my contribution I shall be making pointers as to where improvement can be made. Due to the time factor I will want to limit myself to saying two things.

The OP requires more money in order to first enhance its administrative capability so that it can deliver better services. Two, it needs to enhance and provide security personnel that is better equipped to deal expeditiously with

situations like the one we have witnessed in Mombasa. First of all, I want to make certain observations at the grass root level. For example, the lowest officer in the OP is the assistant chief followed by the chief. My observation is that some of these officers have no offices to work in nor do they have any budget to work on. This makes chiefs want to charge levies for their services. If, indeed, it is the intention of the Government to allow chiefs and their assistants to run their offices with funds from wananchi then that should be made official. Otherwise, I want to point out that it is wrong for chiefs and assistant chiefs to be charging levies for issuing burial permits and things of that nature. This should not be the case at all. I am talking on behalf of the people at the grass root level.

I think there is room for enhancing the administrative capability of the chiefs by training them and district officers. My observation is that there is a degree of laxity in the management and administration aspects in the locations, divisions and districts. Civil servants in these administrative units should be better trained. That is why I say that there is, perhaps, need for more money so that we can have better trained personnel.

In this regard, I would like to touch on the Civil Service Reform Programme, which is under the Directorate of Personnel Management. I want to observe that it is time posts in the Civil Service had clearly defined responsibility and authority so that everybody knows what he is supposed to do. In this way even members of the public will know when people exceed the limit of their powers. At the moment, it is difficult to know whether or not people have exceeded the limit of their administrative powers.

I want to touch on the Kenya Airports Authority, particularly, with regard to Moi International Airport. I know that there is need for providing better cleaning services at that very glamorous airport. Already we are beginning to see elements or signs of lack of cleanliness.

I would also like to touch on civil aviation. I have not seen a provision in the Budget for upgrading Malindi Airport to an international status, so that tourists can land in Malindi. I am talking for Coast people. Tourism is one of our biggest foreign exchange earners. Therefore, I must certainly speak about Malindi Airport. I would like to see this airport upgraded. Since there is no provision in the current Budget for its upgrading, perhaps this should be done in the next Budget.

Mr. Temporary Deputy Speaker, Sir, on the issue of security personnel, I am obviously touched by the incidents that have taken place at the Coast. Those actions are deplorable and we need better trained and well equipped security personnel so that they can quickly detect and deal with the events that have been taking at the Coast and what had happened during "saba saba", "nane nane" and such like violent sort of events. We, indeed, condemn this violence. I want to say clearly here that violence is not an answer to anything; it is not an answer to the problems that we are facing.

An argument has been advanced here that the events of Mombasa have been caused by KANU in order to derail the Opposition in the General Elections. It has also been said that it is the Opposition which is doing this in order to derail KANU in the General Elections. My contention is that, we must go to the root cause and find out why these young men took up arms and did what they did. I do not believe that it is so much the General Elections, but I think, the answer must be in the frustration of the people and it must be in the land issues; the jobs, the frustration of the Coastal people as a whole.

When the Ministry digs into the root causes of this, they must look very closely into the way the Coastal people have been treated or mistreated for that matter. Kumekuwa na mtindo wa dharau, yaani kuwadharua watu wa Pwani. Treating them as if as they are second class citizens--

Dr. Kituyi: On a point of order, Mr. Temporary Deputy Speaker, Sir. Is it in order for an Assistant Minister of this Government, coming from the Coast Province, to try to explain away the problems in that part of the country as a reaction of local people against problems they have had with the rest of the country? Does he seem to know about these issues more than what the Government has been trying to tell us so far?

The Temporary Deputy Speaker (Mr. Kariuki): Order! That is his own opinion!

The Assistant Minister for Finance (Mr. Keah): Mr. Temporary Deputy Speaker, Sir, I have clearly said that some people have advanced the argument that the root cause of these problems is because of the General Elections and that KANU is trying to derail the Opposition. Others have advanced the argument that, it is the Opposition derailing KANU. I want to say that the root cause of these incidents, as we have been told, must be investigated by the Office of the President and be clearly understood. I am making an observation that some, or part of the root causes, could be the measure of dissatisfaction, mistreatment of the Coast people or issues relating to land and employment. What I am saying is that, once those root causes have been established, it is up to the Ministry to make sure that efforts are made to redress these issues. The Coast people must not be considered as second class citizens. This is what I am saying and I can assure you that, we Coast people are civilised people.

With those few remarks, I support.

Dr. Otieno-Kopiyo: Thank you, Mr. Temporary Deputy Speaker, Sir. Let me begin by saying that the disappointment we are witnessing, in the way the Office of the President is run, is compounded by the fact that the

Office of the President should be a supervisory Ministry; overseeing over the operations of the other Ministries. The principle established for this is more or less the same principle which is used for running companies. For example, if the managing director were to become the man in charge of supplies, recruitment and personnel, there would be a lot of confusion. The Office of the President runs the Department of Defence, the police and some parastatals. The Office of the President does almost everything and this has led to a regrettable situation where the President himself is forced to go into very, very petty issues; like which officer commanding police station is posted to some little police station in Gucha District for example. We would want to see a situation where there is a clear demarcation of responsibilities within the Government of the Republic of Kenya. This cannot happen if one office wants to take over the running of everything. I think they have to make it possible for the Office of the President to act as a supervisory body.

Secondly, it is regrettable that the events which have taken place in the Coast Province are being explained in such a stupid manner; like what the Assistant Minister was trying to say here. This is because whichever way one looks at the situation, there is no way--

The Assistant Minister for Energy (Mr. Nang'ole): On a point of order, Mr. Temporary Deputy Speaker, Sir. Are you satisfied with the language being used by Dr. Otieno-Kopiyo? He used the word "stupid".

The Temporary Deputy Speaker (Mr. Kariuki): Order! The usage of the word "stupid" is not allowed in this House!

Dr. Otieno-Kopiyo: Well, Mr. Temporary Deputy Speaker, Sir, maybe "foolish" would be more apt. But the point I am making is--

The Temporary Deputy Speaker (Mr. Kariuki): Order! Did you say "foolish?"

Dr. Otieno-Kopiyo: Then I withdraw both of them, and I apologize to you because I want to make a very serious point.

The Temporary Deputy Speaker (Mr. Kariuki): Thank you.

Dr. Otieno-Kopiyo: Whichever way you look at the situation of the events which have taken place in Mombasa, whether it is the Opposition which is responsible for those massacres at the police station and elsewhere, whether it is the Government of KANU which is responsible for it, the Government of the Republic of Kenya is still responsible ultimately to the citizens of the country for their security. So, it cannot be explained, in any way, that the residents of the Coast Province have been frustrated or whatever it is. Hon. Keah owns an office at the Treasury. That office is not in the Coast, nobody has gone to his office to evict him. This kind of an explanation belongs to the past century and we are not going to accept to be dragged back with those kind of strategies. If the people of the Coast have any grievances, they have Members of Parliament who can bring those grievances here. I do not accept that. That is number one. Number two, such kind of characters would be hanged one day on the Treasury Square in Mombasa at the open.

The second point which is equally disturbing is that, the operations of security in the office of the President cannot be abrogated to an individual whose portfolio is not security. The Minister of State, Office of the President, hon. Kalweo, knows almost nothing about what is going on there. That Ministry is run by hon. Biwott and he is pretending that he is in charge of the East African Co-operation, when we have a Minister for Foreign Affairs and International Co-operation. How can we have two Ministers in charge of Foreign Affairs and International Co-operation?

The Minister of State, Office of the President (Mr. Kalweo): On a point of information, Mr. Temporary Deputy Speaker, Sir. I do not know what has caused the hon. Member to think that I do not know what is happening in the Office of the President. Every Minister, like myself, has professional people on the ground who give him information. They are the ones who give me information and not hon. Biwott. Hon. Biwott's information comes from the East African Co-operation.

Dr. Otieno-Kopiyo: Thank you very much, Mr. Temporary Deputy Speaker, Sir. I appreciate the kind of attempt the Minister is trying to make to give me unnecessary information. If he has personnel, could he tell us what happened in Mombasa to his own officers who were slaughtered like chicken one evening? He has not even dared to tell us what is happening. If you want to know what is going on in the country, the truth of the matter is that there is total confusion within the security forces. That is why the driver of the Chief of General Staff was murdered. Could he tell this House who murdered the driver of General Tonje, as a start, if he knows what is going on there?

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

*[The Temporary Deputy Speaker
(Mr. Wetangula) took the Chair]*

Mr. Temporary Deputy Speaker, it is high time we spoke our mind and told the truth to the nation. We cannot pretend that what is going on in the Coast is a ploy because the people who attacked the police station were not Coastals. The people who have been doing this thing are not from Mombasa. In any case, if you want to know, the burning of a slum in Kongowea cannot retribute, economically, the losses the Coast people have undergone. Their property which is lost is at the beach where the hotels have been built. The Germany tourists were let to go through, they were not slaughtered. That thesis will not sell and let us be honest in day light, that this responsibility started and stops at the Office of the President and at State House.

If anybody should be investigated, let us investigate the President's son, Gideon Moi. If anybody is to be investigated, it is hon. Biwott. He should tell us what he was doing in Mombasa over the weekend. How can a Cabinet Minister stand here and tell the House that he did not know of an event which took place on Wednesday? That he discovered suddenly, when he was at a Harambee in Mombasa, that some people had been killed after days before, and yet he is a Minister of State in the Office of the President.

(Prof. Ng'eno moved towards the Table)

This man was the Speaker and he does not even know the Standing Orders.

The Minister for Public Works and Housing (Prof. Ng'eno): On a point of order, Mr. Temporary Deputy Speaker, Sir. It is okay to mention names of people in Parliament because they can defend themselves. But when people who may be innocent, like Gideon Moi, are mentioned, it is not right. How do the killings in Mombasa affect Gideon Moi?

Dr. Otieno-Kopiyo: Mr. Temporary Deputy Speaker, Sir, the Government can do us a favour; it can rebut what I am saying as a lie by coming up with the truth of what happened in Mombasa. That will sort out the problem. I am not in charge of internal security, and if I mention a name and you feel that it is unfair, come up with the truth as a substitute. Then we will sort out the matter. Let us be gentlemen.

Mr. Mulusya: On a point of information, Mr. Temporary Deputy Speaker, Sir. The reason why the Kenya Army, the General Service Unit (GSU), and the Kenya Police did not get into the Kaya Bombo forest is because the caves in that forest were bought by President Moi's son, Gideon Moi, and they were told not to get into the forest. This is where these people are hiding even now. Nobody can get there.

(Applause)

Dr. Otieno-Kopiyo: Thank you very much, hon. Mulusya, for that information. We want to know what happened to the 2,800 people who were trained at Gilgil. Where did they go? Our information is that there are 700 of them in Mombasa causing mayhem, and you are pretending that you are investigating. How can you investigate what you know so well about? How can we be told that there is some investigation going on when the Police Commissioner himself is frustrated and he knows that? The Minister is also frustrated and isolated. What are we investigating? Let us arraign Biwott before a court of law, then Kenyans will be satisfied that this matter has come to some end.

(Applause)

Mr. Temporary Deputy Speaker, Sir, this matter of pretence--- Let me tell you, Kenyans want reforms and they are prepared to pay reasonable amount of blood for it, and I will lead the way. Let us be open about this. I am 40 years, I have children in primary school, and I am not prepared to let my kids live as slaves of some Indians or of some other person who is looting the economy of the country and trying to perpetuate himself in power forever. The people who are frustrating the Coast citizens are not in the Opposition, they are in the Government. They are the ones who have taken all the beach plots and pieces of land in coastal towns. Let us not pass the buck. The buck starts and stops at the President's desk, and the President has appointed several Ministers who do not know what is going on. So, what we shall do now is that; we shall form a "citizens investigation committee" which shall produce an independent report about what has happened in Mombasa and we will make it public so that if those people are not brought to book now, they will be brought to book in future, and that future is not long in coming.

With those few remarks, I beg to oppose.

Mr. Mcharo: Thank you very much, Mr. Temporary Deputy Speaker, Sir for this opportunity so that I may make a small contribution on the Office of the President.

It is very important that the Vote of the Office of the President be approved so that this very important office in this land can be run as effectively as possible. There is no way security in this country can be maintained unless

sufficient amounts of money are set aside to help in the running of the Office of the President.

Mr. Temporary Deputy Speaker, Sir, the issue before us is the insecurity that is going on in Mombasa and Coast Province as a whole. It is true that this violence is spreading, not only along the coastal areas, but also to the upper parts of Coast Province, including Taita Taveta, where we have been informed by telephone by our people there that kiosks have been burnt at Wundanyi. We have also heard that other towns within the district may also be burnt down. Every possible means and precautions must be taken to ensure the security and safety of the people of Coast Province and Kenyans as a whole.

I would like to agree with the Assistant Minister for Finance, hon. Keah, that sufficient investigations must be carried out so that we get to the bottom of the problem. This is absolutely necessary because I think there is too much speculation. A lot of stories are being given in here and outside this House, and we cannot tell what is what. In this regard, when people are making their own speculations and giving their own reasons, that KANU wants to derail the Opposition and vice-versa, I would like to support what hon. Keah has just said here and which must not be dismissed as useless stories. We must look at the history of the Coast, particularly with regard to land matters which we cannot brush aside. I am saying this because in the past, hon. Members of Parliament from the Coast Province have spoken loud and clear regarding land matters. Land in the Coast, especially the coastal strip, has been allocated to people from all over the country, thereby, displacing the local people, who have lived there for a long time. Even the graves of their great ancestors have been allocated to outsiders. This matter is likely to breed discontent, and it is likely to be one of the root causes of the problems that are going on now. If you go to the Commissioner of Land's office, you will be surprised to see the number of letters of allotment of coastal land to people from the other side of this country, much at the expense of the comfort of the people of the Coast Province. This is one of those problems that must be probed as being one of the root causes of the problems that are going on now. So, we cannot dismiss an issue like this one. Therefore, I am taking to task those who are condemning hon. Keah for raising a very vital issue in so far as security of this country is concerned. That is the truth of the matter.

Mr. Temporary Deputy Speaker, Sir, another point that must be addressed when we are considering the root causes of the clashes that are going on in Coast Province, is the business opportunity. It is very easy for somebody who has ten or 100 acres of land up here in Nairobi to sell one acre and buy 100 acres of land in Mombasa or in the Coast Province. When that happens, it means that a lot of land that belongs to the coastal people is bought very easily by some people from up country. So, this is one area that must also be examined. When you go to the Coast Province, including Taita Taveta District, indigenous people who may not be as wealthy as those from other parts of this country are taking over businesses in Mombasa, Kilifi, Malindi and even in small towns like Voi, Mwatate, Taveta and Wundanyi. This is because financially, the coastal people are not able to develop and maintain those businesses.

Mr. Temporary Deputy Speaker, Sir, matters of this nature can very easily breed discontent. They can easily develop hatred between one ethnic community and another. As far as I am concerned - this is a view of many leaders or most leaders in the Coast province - this is a matter that must be investigated fully. The Coast people cannot rise and start clashes for nothing. Coast Province, as a whole, has been a very peaceful province. The people are very peaceful and many people in Kenya during the holidays, like Christmas, Easter or any other important holiday, rush to Mombasa to spend their holidays there and enjoy themselves there and so forth. This is because of the attractions that we have in Mombasa and other coastal resorts. This is also because of the *ukarimu* of the people of the Coast Province. But when something like that, which started on Wednesday last week, occurs, I think it is very important for all Kenyans to be sober and begin to reflect and think seriously on what is happening and ask themselves: Why is this thing happening?

Mr. Temporary Deputy Speaker, Sir, therefore, I am saying that while we must condemn the violence that is going on there and why we must ask the Government to employ all its security machinery to curb the violence that has started in the Coast Province, it is virtually important also to address the issues that we have mentioned. We must begin to create a balance of economic opportunities for everybody in Coast Province. Unless we do that, there will be clashes due to this imbalance in economic opportunities, not only in this country, but all over the world where clashes and wars like this take place. We cannot run away from this matter and, therefore, this side of the House and the opposite side of the House must be sober and begin to behave more wisely. Let us look at the situation in its proper perspective rather than blaming each other and throwing volleys at each other without addressing the fundamental issues and without looking at the proper root cause of this problem. The poverty being experienced, maybe in Coast Province could be taken as a point by some people as a cause of these problems and clashes for political advantages. This view may come from this side or the opposite side.

Mr. Temporary Deputy Speaker, Sir, this is, therefore, an issue which I wanted to emphasise more than anything else here. Indeed, we should believe what we have heard from the Minister of State, Office the President. I think we should wait for the report that we are going to be given so that we can know from the Government side the root cause of these problems.

With those remarks,, I beg to support.

Mr. Ndicho: Thank you very much, Mr. Temporary Deputy Speaker, Sir. My contributions on this Ministry are as follows: If anything of this nature happens in a country like the United States of America, Britain, Germany or any other country, it must have some bearing on the person of the President. That is why I support hon. Otieno-Kopiyo for saying that the buck now rests at the office or the desk of none other than the person who is in charge of this country and that is why every other person standing here is questioning the governance of this country. We have seen many heads of state who have been plunged into problems by their Ministers and officers who are working for their Governments. Many times Ministers and those officers commit a lot of misdeeds and at the end of the day it is the President who the citizenry blame.

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

*[The Temporary Deputy Speaker
(Mr. Ndotto) took the Chair]*

Mr. Temporary Deputy Speaker, Sir, Kenyans in the last century shed a lot of blood in this country because of the land issue. We liberated this country from the colonialists because there was a big dispute between the locals and the British colonialists over land. What caused the 1992 bloodshed in this country was the land clashes in the Rift Valley. This was because there were people in the Rift Valley who advanced an argument that the land in the Rift Valley belonged to the indigenous people there. The problem now at the coast is because of land and I beg to buy the argument advanced by those Members of Parliament from the Coast and the problem is because of land allocation. This exercise has been done haphazardly without considering the people who have been allocated land. According to the short history of land allocation in this country, that land has been allocated to people who already own large tracts of land disregarding the people who are landless in this country and the people whom the *mzungu* used to refer to as squatters. Squatter is an English word. According to the African interpretation, a squatter is a landless person. The Government does not care about the landless people who are in this country. That is why the clashes will keep on recurring now and again because there is no equal distribution of land in this country.

Mr. Temporary Deputy Speaker, Sir, there are many woes that the Office of the President is committing to the citizens of this country especially when it comes to the issue of distributing relief food. You will find that the Government distributes a lot of food like maize, seeds and other sorts of foods to be given to the people. However, you will find that the chiefs, sub-chiefs and the DOs steal three quarters of this food and they sell it and pocket that money. When Members of Parliament bring that information into this House and ask the Ministers whether they are aware that the chiefs, the assistant chiefs and those in the provincial administration are doing these things, the answers that we get through Ministers and which come from the officers in the Office of the President is: "I am not aware". They continue to say "In "a", I am not aware", "In "b" I am not aware." and In view of the answers to "a" and "b", "c" does not arise". We are used to these type of answers and all these answers have some bearing on none other than the person who is in charge of this country. Ministers and the officers will make the President run away like Mobutu did. It is not the Opposition or the ordinary Kenyans who will make him run away. It is the people whom the President himself has charged with the responsibility of helping to administer this country who will make him run away.

Mr. Mulusya: On a point of order, Mr. Temporary Deputy Speaker, Sir. Is it not out of order for the hon. Ndicho to talk as if he knows when the President of this country will run away like Mobutu? Am I not in order to ask him to say when the President will run away? How does he know this?

The Temporary Deputy Speaker (Mr. Ndotto): Order! Hon. Ndicho, you should contribute to the Motion because we are not discussing the President here.

Mr. Ndicho: Mr. Temporary Deputy Speaker, Sir, there is a lot of theft of the NYDF money and the same problem is going on in the National Women Development Fund. What we have witnessed, especially in Thika, is that three-quarters of the money that was raised has been stolen by the Provincial Administration. There is nothing we can do. Yet, the President himself is making a lot of efforts---

The Assistant Minister, Office of the Vice-President and Ministry of Planning and National Development (Dr. Misoi): Hon. Ndicho has made a very serious allegation that all the money in this part of the world has been stolen by the Provincial Administration. Is it not in order for him to substantiate because that is public money?

Mr. Ndicho: Mr. Temporary Deputy Speaker, Sir, I do not know what is itching hon. Misoi. I am talking about my constituency and I know it better than he does.

I am saying that there is a problem because this was a programme that was supposed to help the youth of this

country. The money was raised and we received Kshs11 million in Thika District. If you go there today and ask the youth how much money they got and who got it, you will get a lot of interesting stories. A group of 45 members came to me after they were given Kshs10,000 and they asked me what they could do with it. I told them, "Go and cash the cheque, divide the money among yourselves, go to a bar, "drink" it and forget about it". A chief in Gatuanyaga, for example, went and gave a group Kshs90,000---

The Minister for Culture and Social Services (Mrs. Mwendwa): On a point of order, Mr. Temporary Deputy Speaker, Sir. Hon. Ndicho is misleading this country. He said some money which has been raised for Women Development Fund has been stolen. Can he substantiate this?

Mr. Ndicho: Sit down, I said National Youth Development Fund! You are wasting my time!

The Minister for Culture and Social Services (Mrs. Mwendwa): Mr. Temporary Deputy Speaker, Sir, can he substantiate because he said the money was stolen?

The Temporary Deputy Speaker (Mr. Ndotto): Order! If you have any evidence that the money was stolen, the hon. Minister is asking you if you can table it before the House.

Mr. Ndicho: Mr. Temporary Deputy Speaker, Sir, I am prepared. The hon. Minister is a very good friend of my mother and I always find them taking tea together and I do not see why she is interfering with my time!

The Temporary Deputy Speaker (Mr. Ndotto): Order! Order! Hon. Ndicho, you are under obligation to table whatever evidence you have about the money which has been stolen. That is the point of order.

Mr. Ndicho: Mr. Temporary Deputy Speaker, Sir, let me explain. We received Kshs11 million in Thika District, then we were told that Kshs600,000 would be left in the account of the district and the other money was given to the divisions. Thika Division received about Kshs1.2 million. But we were also told that another Kshs200,000 should be left in the account of the division and then the rest of the money was given to the youth. When the money was raised and I attended the Harambee, I am the only Opposition hon. Member who attended the Harambee both at Thika and at Uhuru Park, the President asked Mr. Kaminchia what interest it will earn. I never heard anybody saying that this money will be left intact in an account. This is the money I am talking about; Kshs800,000 which is in the accounts without any signatory. This Kshs800,000 will have nobody to account for; it will be stolen.

Mr. Muluya: On a point of information, Mr. Temporary Deputy Speaker, Sir. I wish to inform him that the money which was raised by the President was Kshs570 million. But the amount which was banked was Kshs530 million. Kshs40 million was missing. That was when it started.

The Assistant Minister, Office of the Vice-President and Ministry of Planning and National Development (Dr. Misoi): Thank you, very much Mr. Temporary Deputy Speaker, Sir, for giving me the opportunity to contribute and support the Vote of the Office of the President.

Mr. Temporary Deputy Speaker, Sir, the Office of the President is a key Ministry in this country. It is a very important Ministry because it oversees vital functions of the land, ranging from security of the nation, administration of this country and taking care of the executive functions of this country. That is why it is a very important office. That may be the reason why a lot of criticisms have been labelled against this office. It is an office which ensures that this country stays on course, remains peaceful as one nation. It sets the vision for this country and it is important that it is supported by all peace-loving and patriotic Kenyans because it is the only office which matters.

Mr. Temporary Deputy Speaker, Sir, the problems we face in this country could easily be solved if leaders had a vision, ready to compromise, listen to each other and ready to address these vital issues. These are very explosive issues. The political conflicts which we see around here and the behaviour of Members of this House, which should be dignified and respectful, are not giving a good example. Political conflicts which have no tolerance limits due to our ambitions to be everywhere can lead us to destruction. We have got other problems related to tribalism which we should be addressing but instead of addressing the same, we are using tribalism to acquire power in the name of tribal presidential candidates. They are not even political candidates! Political parties are based on tribes in this country. We have other problems related to unemployment and we are not addressing them. We also have problems related to poverty where we have 45 per cent of the nation---

Mr. Munyasia: Mr. Temporary Deputy Speaker, Sir, the Chairman of MODAN, hon. Dr. Misoi, has said that political parties in this country are based on tribes. Is he in order to mislead the House, that there are political parties here based on tribes? Could he substantiate by naming any one political party that is based on tribe?

The Assistant Minister, Office of the Vice-President and Minister for Planning and National Development (Dr. Misoi): Mr. Temporary Deputy Speaker, Sir, I cannot substantiate what everybody knows.

Mr. Temporary Deputy Speaker, Sir, poverty is a very serious issue in this country. We have, for the last few years, become poorer and poorer and we see many people who are desperate in their lives seeking handouts here and there and yet Members of Parliament have no time to address this particular issue.

Mr. Temporary Deputy Speaker, Sir, we should not cheat ourselves or pretend that when chaos explode in this nation, we would be safe, none of us would be safe because chaos, wars and fights have no eyes. They would not define that you belong to this tribe or that tribe. Neither would they define that you are rich or poor; but you would become victims. Therefore, it is my appeal that we, as hon. Members of this National Assembly, should have a vision for the people of Kenya, because unless we do that, this National Assembly will be blamed by the future generations. Some of us must rise above petty politics, tribal affiliations and parochial politics and so on.

Mr. Temporary Deputy Speaker, Sir, I have seen, and we have all the experience that when some of the Bills are tabled here, we rise up as if we want to fight until nothing happens. If we cannot have dialogue in this House, how do we expect to have dialogue outside? Who would put that sense of dialogue into our minds, if we cannot do it here?

We need to have dialogue in this House, and if hon. Members are not ready to have that and compromise, then it is in vain that we are creating dialogue outside on matters which are rightly supposed to be in this House. Why were we elected to be in this House? We seem to have forgotten that we have a duty and most of us know the elementary principles governing national assemblies, Parliamentary democracy, multi-party democracy, yet we are not practising the same. We would rather rush out to hide ourselves under some other umbrellas. This is unfortunate.

Even when the IMF froze the loan which was supposed to come to this country, some of us were saying, "Alleluia!" "Thank God this is the solution". I do not know how you would explain to your people who may be suffering because of lack of drugs and educational materials and so on, which arise out of the freezing of this fund, yet you are a Member of Parliament saying, "I champion the interests of the people, I defend their interests and I promote them". How do we defend and promote the interests of our people when we are promoting the destruction, the freezing of aid and the support which our people would get?

These are double standards by hon. Members.

Mr. Mak'Onyango: On a point of order, Mr. Temporary Deputy Speaker, Sir. Is the chairman of MODAN not misleading the House by implying that whereas the IMF and the World Bank were seeking the stoppage of stopping corruption in this country, the chairman of MODAN wants us to believe that corruption should be encouraged? Is that not the wrong position for this House?

The Assistant Minister, Office of the Vice-President and Ministry of Planning and National Development (Dr. Misoi): Mr. Temporary Deputy Speaker, Sir, I am the hon. Member of Parliament for Eldoret South and all other titles belong to the other sector. I would, therefore, like to urge all of us who believe in the Kenya nation and the spirit of nationhood to change their attitudes and for once in a moment, let us try to contribute towards solving these problems facing us. They may be political and economic reforms, but nobody from outside will solve those problems, it is us here.

Even, those laws or legislative or constitutional instruments we want to effect, should be effected in this House and nowhere else. The sooner we accept that fact, that none of us would have his way 100 per cent, that we have to compromise, we have to give and take, the sooner we understand that, the better it is for this nation.

We are at crossroads, both politically and economically. It is shameful that instead of us trying to reconstruct and start going the right way, we persist in divergent ways, leaders going their own ways. Where is this country going to? If there is a person who has been preaching peace, love and unity, it is the President of this nation.

I am yet to hear any other Member of Parliament, particularly from the Opposition, preaching the same message to the people. I do not know what they preach. I never read some of the statements made. It is important to tell our people that we are all Kenyans and we should work hard and love each other. Instead, what we hear are criticisms and condemnations. Is that really the way to lead the people of this nation? I preach peace at all times and if you have eyes, you read what I say. I am saying that we need to redirect our efforts---

Mr. Murungi: On a point of order, Mr. Temporary Deputy Speaker, Sir. Is hon. Dr. Misoi in order to mislead the House that he preaches peace and unity in this country when we know that immediately he leaves this House and goes to the Rift Valley Province, he is always talking about Majimbo and saying that people should go back to where they came from? Is he in order to wear a chameleon heart in this House?

The Temporary Deputy Speaker (Mr. Ndotto): That is not a point of order.

The Assistant Minister, Office of the Vice-President and Ministry of Planning and National Development (Dr. Misoi): That is not a point of order, but simply a provocative, offensive, ill-intentioned statement.

With those few remarks, I beg to support.

Mr. Achola: Thank you, Mr. Temporary Deputy Speaker, Sir, for giving me the opportunity to contribute to this very important Vote.

First, I would like to begin by stating categorically that I consider this Ministry to be a Ministry for corruption and I have reasons for saying that. This is where virtually every corrupt act that has been discussed in this country originates. Having said that, let me pose one question to the Minister of State, Office of the President: What is the National Youth Service doing for this country? We spend so much money, in fact, over K£26 million on it, but one can

hardly see anything that the money is used on. I do not think we can really justify this amount of money being used on the National Youth Service.

I would also like to say that the National Youth Service depot at Ruaraka, on which this country spent over Kshs400 million, is still lying fallow. Nothing has been done there despite several years' recommendations by the Public Accounts Committee. We have seen that the Minister is asking this House to give out more money for the development of the National Youth Service.

A lot has been said about the clashes that are going on in Mombasa at the moment. I do not wish to repeat what others have said, but I would like to suggest that the Minister takes serious action and gets the people who have been mentioned. We have had names here of hon. Biwott, hon. Sajjad and others who are not in this House. I think we should be serious enough to talk to these people and find out exactly what is happening.

The Minister of State, Office of the President (Mr. Biwott): On a point of order, Mr. Temporary Deputy Speaker, Sir. I think it is time hon. Members who are misleading and who are deliberately parading people's names were dealt with.

Mr. Achola: This hon. Minister has misunderstood what I was trying to say. It is not for him to defend it--

The Temporary Deputy Speaker (Mr. Ndoto): Order! I want to agree with hon. Biwott on one thing; when you take the Floor, you do so to give your ideas on the Motion before the House. The issue of trying to malign other people is becoming common and we should avoid it because it is not honourable.

Mr. Achola: In fact, I was not mentioning hon. Biwott. I was just referring to speeches and insinuations that had already been made on the Floor of this House. I was suggesting that the Minister, who came forward and moved the Motion this afternoon, should go and investigate these things, so that the House can be told exactly what the situation is. Maybe, hon. Biwott is innocent and we do not know. But I was suggesting that we should go and investigate properly. Do not exclude hon. Biwott or hon. Sajjad or whoever has been mentioned. That is what I was saying. If hon. Biwott is clean, he does not have to fear anything.

I would also like to mention one thing concerning the International Monetary Fund (IMF) withdrawal of support to this country. The Opposition has over and over gain been hammered for supporting the move by the IMF. But I would like to confirm that I do agree with what the IMF did. In fact, I would recommend that the World Bank and other donors should follow suit because there is no point of getting money which is spent by a handful of greedy Ministers on the other side of this House, and asking our grand children to come and pay for that. There is no reason why we should forget it. I would rather go without the money now than imprison our children and grandchildren into something that they never got involved with.

Therefore, if the KANU Government wants money to be given, they must prosecute all the corrupt people, for example, those who were involved in the Goldenberg, and others like Mr. Ketan Somaia and the rest. They must be taken to court before the government can ask for any funds to be given.

Mr. Temporary Deputy Speaker, Sir, let me mention something concerning immigration. When we were discussing the Ministry of Foreign Affairs and International Co-operation's Vote, hon. Nyachae talked about the British High Commission here asking Kenyans to get visas when they want to travel to the United Kingdom (UK). I would like to mention that, that request should be taken very seriously. We do not need to have a visa to go to the UK, when even poor white people come here without asking anybody for anything. I think that matter should be taken up very seriously. It should not stop there. In the American Embassy here, they even insist on Kenyans being tested for HIV, when we know that San Francisco is the headquarters of AIDS. Why would they insist that Kenyans going to the United States of America (USA) should be tested for HIV? I think that is one thing that our Ministry of Foreign Affairs and International Co-operation and the Office of the President should impress on the USA Embassy to let our people travel when they want, instead of allowing hippies to come here without a query.

Secondly, I would like to mention something about the police. The corruption that is in the Police Force is known by everybody. Anybody who has been on public roads using public transport knows how corrupt traffic policemen are. I would appeal to the Minister to try and do something about this issue. We should re-train the policemen manning these roadblocks. I think we are not helping this country when we keep on talking about corruption, and nothing happens.

The other day, I was coming from Migori and my car broke down. I jumped into a bus in which there was a police inspector. The bus was completely packed. Each time we reached a roadblock, the Inspector would come out and just be saluted by the traffic policemen on the road. Nothing was done and the bus kept on going, and there were over 180 people in a bus which is supposed to carry only 55 people. The Minister should take this issue very seriously.

Thirdly, I would like to talk about the registration of persons. At the beginning of this year, hon. Kalweo came here and told the House that those who had applied for identity cards would get them before the voter registration exercise was completed. But at the moment, there are close to 1.3 million Kenyan youths who applied for their

identity cards last year in February, and as of now, they have not got their identity cards. Therefore, they were not able to get their identity cards in time to register as voters in the forthcoming General Elections. I wonder what the Minister is going to do about so many of our citizens who will be disenfranchised and will be stopped from taking part in the forthcoming General Elections.

Mr. Temporary Deputy Speaker, Sir, one Minister - I think it was hon. Biwott - suggested that registration of persons should be a continuous thing. I would like to support that idea and appeal to the Minister to ensure that is done.

Mr. Temporary Deputy Speaker, Sir, finally, I would like to mention something on the harambee spirit as applied to the districts that are being haphazardly created by the President. The President has been creating political districts without proper planning from the Ministry. When it comes to how we are going to run these district headquarters, it has been virtually impossible. Wananchi are being "forced" to contribute towards building these political districts. For example, Rachuonyo District has not got off the ground, because people are poor and are not able to contribute to build the district headquarters. That also applies to the divisional headquarters. In Migori Constituency, we have three divisions which were created at the whim of the President, yet there was no planning whatsoever as to how the headquarters of these divisions were going to be built. I think this is not the right way of planning. So, those concerned with planning must therefore, impress on the President, that there is no point going around creating districts when we do not have money to build the infrastructure.

Lastly, in this year's Public Accounts Committee discussion of the Government Press' audited accounts, there are equipment worth more than Kshs400 million stuck at the Government Printer. The Government spent in excess of Kshs600 million and yet, the equipment has been lying there for six years. It is not in use, yet it was ordered on the basis that the person who was in charge was going to get 10 per cent out of the proceeds. That was the only reason why it was ordered and up to this moment, it has not been used. This is how we are letting this country down. We order for equipment that cannot be used and keep on asking donor countries to continue giving us money unnecessarily.

With those few remarks, I beg to support.

The Assistant Minister for Home Affairs and National Heritage (Mr. Mutiso): Thank you very much, Mr. Temporary Deputy Speaker, Sir, for allowing me these few minutes to support this Vote of the Office of the President.

Mr. Temporary Deputy Speaker, Sir, the Office of the President takes care of lives of the citizens of this country. For instance, Ukambani is mostly prone to famine, because of lack of rains in the area and it is through this Office that we get famine relief to enable our people survive till the rains come. For that reason, I would like to support this Vote.

Secondly, I would like to state that, in order to overcome the problem of perennial famine relief in the area, the Office of the President, in conjunction with other concerned Ministries, should take a serious view of lack of water in Ukambani. In this way they can build many dams in the area. They can dam rivers which pass through Ukambani so that during the rainy season a lot of water can be stored to be used in times of need.

Mr. Temporary Deputy Speaker, Sir, let me come to some of the burning issues that have been raised on the Floor of this House. I want to mention the issue of the invasion of Likoni Police Station. We are given to understand that this was done by ordinary thugs. However, one question remains unanswered: How could ordinary citizens, who have no technical knowledge of weapons, invade a police station, run it down and even burn it down and get away with the entire contents of the armoury of that police station? This is a very sad issue and the country demands a clear explanation as to who was involved in this matter. This issue has put the country in a very awkward position, both locally and internationally.

You can see that after this incident the Kenyan Shilling has lost a lot of its value. The most affected are the ordinary wananchi, who cannot afford things in shops. We want an explanation from the Government. Even if it was ordinary citizens who invaded Likoni Police Station, why did the police officers there not fire a single bullet to challenge the invaders? This is very strange and I find it unexplainable. I cannot see how police officers who are armed can be invaded by civilians and they do not fire even a single bullet in their own defence! The country needs an explanation from the Office of the President about this issue.

Secondly, this chaos is spreading all over the country. This is creating a state of insecurity throughout the country. The way the Government says it is tackling this matter is not convincing to Kenyans. We do not know whether the Government is taking stern measures to stamp out this tendency and bring the people concerned in the Likoni invasion to book.

It is easy to create a problem. It is easier to destroy than to build. Over the years Kenyans have lived in great peace. Prior to the coming in of multi-partyism there was a lot of peace throughout the country. Multi-partyism was introduced in order to strengthen democracy in the country. However, from the way things are happening throughout the country, nothing but insecurity is being created. I personally wish to ask the Government to take this matter seriously because the accumulation of effects of acts of violence, without stern measures being taken to stop them, will lead to an uncontrollable situation and then our nation will disintegrate.

Kenya has been a very pleasant place for people from all over the world to come, live and enjoy the peace and stability that has prevailed in this country over the years. But this can be destroyed overnight. I urge the Government to consider this matter with the seriousness it deserves. This House must be given adequate and convincing explanation as to who are the people behind this matter. What are the motives behind it? I do not agree that it should have taken the Government all that long to calm the situation. It is over a week since this matter started and up to now no convincing explanation has been given to the country by the Government. We can longer allow this situation to continue like this any more.

Mr. Temporary Deputy Speaker, Sir, the issue at hand is very burning and scaring because when it spreads all over, as you have seen, it will go to Western Kenya, northern side of Mombasa as well as the southern side. Soon, it is going to spread to other places. We have heard also about some other activities happening in Murang'a. It is easier to destroy this country than to build it. I want to urge the Government to take this matter with the seriousness it deserves and explain to the country why these things are happening. Necessary action should be taken to convince the country that the Government is really alert.

It has been said that Kenya's Intelligence Service is among the best in the world and it is not easy to convince anybody that these things happened without the knowledge of the security organs in this country. The correct action should have been taken at the right moment. Why was it left until a police station was run over by civilians and burned down and the whole armoury taken away? These are inexplicable matters and we want the Government to convincingly explain this to the country.

With these few remarks, I support the vote.

ADJOURNMENT

The Temporary Deputy Speaker (Mr. Ndotto): Order! Hon. Members, it is now time for the interruption of business. The House is, therefore, adjourned until tomorrow, Thursday, 21st August, 1997, at 2.30 p.m.

The House rose at 6.30 p.m.