



**Third County Assembly
(NO.032)**

**REPUBLIC OF KENYA
COUNTY GOVERNMENT OF GARISSA
GARISSA COUNTY ASSEMBLY**



**Third Session
(NO.032)**

THIRD COUNTY ASSEMBLY – (THIRD SESSION)

ORDER OF THE DAY

WEDNESDAY 15TH MAY, 2024 AT 2:30 PM

ORDER OF BUSINESS

1. Administration of Oath
2. Communication from the Chair
3. Messages
4. Petitions
5. **5*. Papers**

(HON MOHAMED ABDI FARAH-MAJORITY LEADER)

Hon. Speaker, I beg to lay the following Report on the table of the House today Afternoon 15th May 2024;

1. Report on the Rules, Procedure, Powers and Privilege Committee on the review of the County Assembly of Garissa Standing Orders

6. Notices of Motion

1. **Hon Speaker, I beg to give notice of the following motion;**

(HON MOHAMED ABDI FARAH-MAJORITY LEADER)

That This House Considers and approve the report on the Rules, Procedure, Powers and Privilege Committee on the review of the County Assembly of Garissa Standing orders

2. **Hon Speaker, I beg to give notice of the following motion;**

(Hon Khadija Idris Mohamed- Committee Chair)

That this House considers and approve the Report of the Committee on Lands, Housing, Physical Planning and Urban development on the Conferment of Modogashe Town to Municipality status as provided for section 8 of the Urban Areas and Cities Acts.

7*. Statements

(STATEMENT SOUGHT FROM THE CHAIR COMMITTEE ON FINANCE, BUDGET AND APPROPRIATION)

Hon. Speaker, pursuant to standing order 41, (2)(c) I beg to seek a statement from the chair committee on Finance, Budget and appropriation regarding the nomination of Chief Officers.

Hon. Speaker, The commission on Revenue Allocation(CRA) is established under Article 215 of the Constitution of Kenya 2010.

Hon. Speaker, Article 216(2) of the COK 2010, gives the mandate to the commission on Revenue Allocation as to make recommendations on matters concerning the financing of, and financial management by, county governments, as required by the constitution and national legislation. Under Article 216(5), the commission on revenue allocation is also required to submit its recommendations to the senate, the National Assembly, the national executive, county assemblies and County executives. Subsequently, the Commission has developed recommendations on the county Government's Recurrent Expenditure Budget Ceilings for FY 2023/2024.

Hon. Speaker, the commission issued a circular dated 18th July 2023, refenced CRA/FAO/01VOLIII(26) that gives ceilings and recommends the county governments to recruit only fourteen (14) chief officers , in line with the fourteen (14) functions under the fourth schedule. In this case, Garissa county Government has advertised thirty (30) positions for chief officers and subsequently submitted the proposed list to the County Assembly for vetting and approval which is in total disregard to the commission's recommendation

Hon Speaker, taking into account the recommendations by CRA, will enhance prudent financial management as enshrined in the PFM Act 2012 and ensures compliance with national financial regulations.

Based on the roles given to the Commission (CRA) by the Constitution of Kenya 2010, (COK) and also ensuring compliance with PFM Act 2015, non-compliance with the commission's advisory will contravene all these acts (CARA Act & PFM Act) and also COK 2010.

Based on this, the chairperson should inquire and report on:

1. The list of chief officers submitted to the County Assembly is thirty. The number recommended vide the circular by CRA and as per the devolve function in the fourth schedule is fourteen. Explain why there was non-adherence to the aforementioned statutes of law.
2. The number of chief officers budgeted for this FY 2023/2024 is only for fourteen chief officers, kindly explain your source of funding for paying the salary of the remaining sixteen.

(STATEMENT SOUGHT BY HON ADOW OMAR SAID-MCA HULUGHO WARD)

8. Motions and Bills