



REPUBLIC OF KENYA
COUNTY GOVERNMENT OF GARISSA
GARISSA COUNTY ASSEMBLY



Third County Assembly
(NO.086)

Fourth Session
(NO.256)

THIRD COUNTY ASSEMBLY – (FOURTH SESSION)

ORDERS OF THE DAY

WEDNESDAY 5TH NOVEMBER 2025 AT 2:30 PM

ORDER OF BUSINESS

PRAYERS

1. Administration of Oath
2. Communication from the Chair
3. Messages

4*. Petitions

Petition to the County Assembly regarding the escalating use, availability and social harms of Miraa/Muguka in Garissa County and request for urgent county-level intervention by the ulumas/scholar's, community leaders, parents, youth representatives, teacher's, residents of Garissa County

5. Papers
6. Notices of Motion
- 7*. Questions and **Statements***

**1. (STATEMENT SOUGHT FROM THE CHAIR COMMITTEE ON ROADS,
TRANSPORT AND PUBLIC WORKS)**

Hon. Speaker, Pursuant to Standing Order 47(2)(c) and in exercise of my oversight mandate under Article 185(3) of the Constitution of Kenya, 2010, I rise to seek a statement from the Chairperson of the Sectoral Committee on Roads, Transport and Public Works regarding the status of maintenance and classification of key road infrastructure within Saka Ward,

...../7(Cont'd)*

with particular reference to the Darderey–Kasha Road section and the so-called “Saka–Nunow Road” as reflected in the recently advertised County RMLF projects.

Hon. Speaker, access to reliable road infrastructure is indispensable for economic growth, trade and service delivery. it directly affects access to education, health and markets, especially in rural and pastoral communities. Under Article 43(1)(e) of the Constitution, every person has the right to accessible and adequate infrastructure, including transport facilities, as part of the broader right to social and economic development.

This constitutional imperative is further anchored in:

- Article 174(c) of the Constitution, which promotes equitable access to services throughout Kenya;
- The Fourth Schedule, Part 2(5) of the Constitution, which assigns County Governments the responsibility for County transport, including County roads;
- Section 102(1)(c) of the County Governments Act, 2012, which obligates counties to plan and implement development priorities that enhance connectivity and equitable service delivery;
- Section 6(1) of the Kenya Roads Act, 2007, which provides for classification and management of road networks; and
- The Kenya Roads Board (Road Maintenance Levy Fund) Regulations, which establish the framework for the identification, prioritization and maintenance of roads funded under the RMLF at both National and County levels.

Hon. Speaker, despite these clear provisions, the road section connecting Darderey and Kasha Town in Saka Ward remains in an impassable and deplorable state, particularly during the rainy season. This section is a critical link for local residents, traders and emergency service providers, yet it appears to have been excluded from the recently advertised County RMLF maintenance projects. The omission has raised significant concern among residents and local stakeholders, who rely on this corridor as a primary access route.

Further, the County’s recent RMLF advertisement references a project titled the “Saka–Nunow Road,” a road which, to the best knowledge of local residents and elected representatives, does not exist on the ground. This discrepancy raises serious questions regarding project identification, data accuracy and transparency in the planning and implementation of RMLF funded works.

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Hon. Speaker, such omissions undermine the principles of accountability, equity and prudent use of public resources as enshrined under Article 10 of the Constitution and the Public Finance Management Act, 2012.

Hon. Speaker, in the statement the chairperson should inquire into and report on;

1. Whether the Department is aware of the deplorable and impassable condition of the road section between Derderey and Kasha Town in Saka Ward, and could the Department explain when it intends to undertake maintenance or rehabilitation works on this critical section, and further clarify the reasons for its exclusion from the recently advertised County Road Maintenance Levy Fund (RMLF) projects?
2. Whether the Department could clarify the identity and alignment of the so-called “Saka–Nunow Road” as referenced in the County RMLF project advertisement, given that no such road is known to exist on the ground, and further state the basis upon which it was included in the official project list?

(STATEMENT SOUGHT BY HON ABDIWELI ADEN ABDULLAHI -MCA SAKA WARD)

2.(STATEMENT SOUGHT FROM THE CHAIR COMMITTEE ON SPECIAL PROGRAM)

Hon. Speaker, Pursuant to Standing Order 47(2)(c) and in exercise of my oversight mandate under Article 185(3) of the Constitution of Kenya, 2010, I rise to seek a statement from the Chairperson of the Sectoral Committee on Special Programme regarding the status of emergency response measures and humanitarian assistance to households affected by recent heavy rains and livestock losses in Saka Ward.

Hon. Speaker, the recent heavy rains in Saka Ward have caused extensive destruction of property and significant loss of livestock, particularly among vulnerable households. approximately 150 goats belonging to an elderly resident in Saka Town and another 200 goats in Shimbirey Centre perished as a result of the flooding. these losses have inflicted severe economic and emotional distress on affected families whose livelihoods depend almost entirely on livestock rearing.

While we acknowledge and submit to this tragedy as a matter of Qadar (divine decree), the situation nonetheless calls for urgent and coordinated humanitarian intervention to alleviate the suffering of the affected households and prevent further deterioration of livelihoods and public welfare.

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Hon. Speaker, Article 43(1)(c) of the Constitution guarantees every person the right to be free from hunger and to have adequate food of acceptable quality, while Article 43(1)(e) guarantees the right to social security and emergency assistance in times of disaster. Additionally;

- Article 21(2) obliges the State to take legislative, policy, and other measures, including the setting of standards, to achieve the progressive realization of economic and social rights.
- Article 56(c) of the Constitution mandates affirmative action measures to ensure that marginalized and vulnerable groups have access to essential services and support mechanisms.
- The National Drought Management Authority (NDMA) Act, 2016 and the National Disaster Risk Management Policy provide for coordinated response mechanisms for disaster risk reduction, preparedness, and relief.
- Section 102(1)(c) of the County Governments Act, 2012 emphasizes the duty of counties to promote equitable access to basic services and social protection.
- The Public Finance Management (PFM) Act, 2012, particularly Section 110(2)(d), provides for the establishment of an Emergency Fund to enable County Governments to respond promptly to disasters and unforeseen events.

Hon. Speaker, despite these legal and institutional frameworks, the affected residents of Saka Ward have not yet received adequate emergency support or relief assistance from the relevant County departments. Many households remain in distress, having lost their primary sources of livelihood and means of sustenance.

Hon Speaker, in view of the above, there is a pressing need for the department of special programme to act swiftly and compassionately to provide emergency relief, conduct a comprehensive assessment of damages and design sustainable recovery interventions for the affected communities.

Hon. Speaker, I urge that this matter be treated with utmost urgency to ensure that the affected residents receive timely assistance and that the County Government fulfills its constitutional and humanitarian obligations toward its citizens.

Hon. Speaker, in the statement the chairperson should inquire into and report:

1. Whether the Department is aware of the destruction and livestock losses occasioned by the recent heavy rains in Saka Ward, including the deaths of approximately 150 goats in Saka Town and 200 goats in Shimbirey Centre?
2. What immediate emergency interventions and humanitarian assistance the Department has put in place, or intends to implement, to support the affected households and mitigate the impact of the disaster?
3. What long-term measures the Department is developing to enhance disaster preparedness, risk mitigation and livelihood recovery in disaster-prone areas such as Saka Ward?

(STATEMENT SOUGHT BY HON ABDIWELI ADEN ABDULLAHI -MCA SAKA WARD)

8. Motions and Bills
