

COUNTY GOVERNMENT OF LAMU



THE COUNTY ASSEMBLY OF LAMU

THE HANSARD

Tuesday, 16th December, 2025

*The Assembly met at the
Main Chambers, at 2:30 p.m.*

[Deputy Speaker (MCA Paul Kimani Njuguna) in the Chair]

PRAYERS

Deputy Speaker (MCA Paul Kimani Njuguna): Next Order.

Clerk-at-the-Table: Notices of Motion

NOTICES OF MOTION

*RENAMING THE GOVERNOR'S CUP TO THE LAMU COUNTY CUP AND
INSTITUTIONALIZING WARD-LEVEL SPORTS STRUCTURES*

MCA John Mburu Gitonga (Bahari): Thank you Mr Deputy Speaker. Mr Deputy Speaker Sir, I beg to give the following Notice of Motion: -

AWARE THAT, sports play a crucial role in youth development, talent identification, community cohesion and promoting peace across Lamu County.

FURTHER AWARE THAT, the current tournament commonly referred to as the Governor's Cup has been implemented without a formal County policy framework, leading to inconsistencies in participation, funding and coordination.

CONCERNED THAT, the name Governor's Cup may imply political affiliation, undermine neutrality and discourage inclusivity among various stakeholders, clubs and youths within the County.

FURTHER CONCERNED THAT, the absence of a proper, structured competition framework beginning from Ward level has limited opportunities for grassroots talent development and equitable participation across all Wards in Lamu County.

NOTING THAT, the County Governments Act, 2012 mandates Counties to establish clear programs, policies and structures that promote social development and youth empowerment.

NOW THEREFORE, THIS ASSEMBLY RESOLVES THAT:

1. The sports tournament currently known as the Governor's Cup be officially renamed to the "County of Lamu Cup", in order to promote neutrality, inclusivity and County ownership.
2. The County Executive Committee Member (CECM) for sports and youth affairs shall ensure that the County of Lamu Cup tournament begins at the Ward level, with fair and structured participation from all Wards in Lamu East and Lamu West sub-counties.

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3. A standardized competition format shall be developed, including: -
 - Ward-level qualifiers.
 - Sub-county playoffs and
 - County finals.
4. The County Executive shall develop and table before this Assembly an official sports tournaments policy/framework within a specified period to regulate:
 - Funding and sponsorship rules.
 - Tournament logistics and transparency.
 - Eligibility guidelines.
 - Prizes and awards.
 - Accountability of sports officials and coordinators.
5. All sports activities under the County of Lamu Cup shall adhere strictly to the approved policy to ensure fairness, consistency and sustainability.

The County Assembly urges the County Government of Lamu to ensure that the County of Lamu Cup remains non-political, youth-driven and focused on talent development, peace building and community engagement across the County.

Deputy Speaker (MCA Paul Kimani Njuguna): Next Order

Clerk-at-the-Table: Statements

STATEMENTS

*Serious concern affecting governance and professionalism within the County
Government of Lamu*

MCA Fahd Dini Adnan (Nominated): Thank you Mr Deputy Speaker. Mr Deputy Speaker Sir, I seek to rise a Statement Pursuant to Standing Order 141(2)(C) to

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address a matter of serious concern affecting governance and professionalism within the County Government of Lamu. Reports reaching this House indicate that the Chief of Staff is continuously overstepping his lawful mandate, interfering with the County employees, issuing directives to the Departments and even engaging in activities related to procurement and contract awards.

Mr Deputy Speaker Sir, the role of the Chief of Staff is administrative and supportive not executive. Under the County Governments Act and established administrative practice, the Chief of staff is only mandate to:-

1. Co-ordinate the Governor's schedule.
2. Manage communication and liaison on behalf of the Governor.
3. Provide administrative support to the Office of the Governor.
4. Facilitate interdepartmental communication strictly at advisory level.

This role does not extend to human resource control, discipline, procurement or departmental management.

Mr Deputy Speaker Sir, Lamu County employees are not under Chief of Staff, Under Article 235 of the Constitution and Section 59 of the County Governments Act, the following functions belong exclusively to the County Public Service Board (CPSB):-

- Appointment.
- Promotion.
- Transfer.
- Disciplinary action.
- Confirmation to permanent and pensionable terms.
- Termination.

Therefore, the Chief of Staff has no authority to summon, threaten, discipline, transfer, demote or intimidate County employees.

- He is not a supervisor to County staff.
- He is not a human resource officer.
- He is not a head of department.
- Any interference with employees is illegal, unconstitutional and abuse of office.
- He has no power in procurement or contract awards.

Mr Deputy Speaker Sir, under the Public Procurement and Asset Disposal Act 2015: Procurement is supervised by the Accounting Officer. Evaluation is done by evaluation committees. Award recommendations are made by tender committees. Contracts are signed by Chief Officers.

There is no role for the chief of staff so:-

- ✓ He cannot award contracts.
- ✓ He cannot influence tenders.
- ✓ He cannot call suppliers.
- ✓ He cannot attend procurement meetings.
- ✓ He cannot direct Chief Officers or Procurement Officers.

Mr Deputy Speaker Sir, interference in procurement is a crime under: PPADA Section 176 (improper influence), Anti-Corruption and Economic Crimes Act (ACECA), penal code provisions on abuse of Office.

Mr Deputy Speaker Sir, he is not superior to CECMS or Chief Officers CECMs are appointed under Article 179 and are part of the County Executive Committee.

Chief Officers are accounting officers by law. The Chief of Staff:-

- ❖ Cannot issue orders to CECMs.
- ❖ Cannot interfere with Departments.
- ❖ Cannot override policy or operational decisions.
- ❖ Cannot sit in the cabinet.
- ❖ Any attempt to do so is an illegal overreach.

Mr Deputy Speaker Sir, this House must state clearly that the Office of the Chief of Staff is purely administrative. The Chief of Staff is not a policymaker, not a procurement officer, not a supervisor of County employees and not a Head of Department. His recent actions of intimidating staff, interfering with departmental operations and attempting to influence tenders are unlawful and unconstitutional.

This House will not tolerate any Officer who abuses their Office or undermines the structures and procedures established by the Constitution, the County Governments Act and the Public Procurement and Asset Disposal Act.

I urge the Executive to immediately restrain the Chief of Staff and ensure he operates strictly within his legal mandate.

Mr Deputy Speaker Sir, I seek to know from the Chairperson of the relevant Committee on the following:-

A) To the County Secretary:

1. Under what legal authority does the Chief of Staff summon or instruct County employees, yet the law places HR functions solely under CPSB.
2. Are you aware of any written delegation giving the Chief of Staff powers over staff? If yes, table it before this House.

B) To the Governor:

1. Is the Office of the Governor aware that the Chief of Staff is interfering with procurement processes, and if so what measures have you taken to stop this illegal practice?
2. Can the Governor confirm whether he has delegated any procurement or HR powers to the Chief of Staff and under which section of the law?

3. To the Chief Officers (Accounting Officers):

4. Have you ever received verbal or written directives from the Chief of Staff regarding tenders, transfers or departmental decisions?
5. Do you consider such directives binding? If yes, under what legal provision?

C) TO THE CPSB:

1. How many complaints have been lodged by staff concerning intimidation or interference by the Chief of Staff and what action has the Board taken?

D) To Procurement Department:

- I. Has the chief of staff attended, influenced or communicated about any procurement process? If so, provide evidence.

Deputy Speaker (MCA Paul Kimani Njuguna): Response from any Member of Inter-governmental, Labor and Public Service.

MCA Shekhuna Abbas Shekhuna (*Mkomani*): Asante Bwana Naibu Spika. Bwana Naibu Spika kwa niaba ya Mwenyekiti wangu naomba kuleta majibu pindi tu tutakapofungua Bunge baada ya mapumziko.

Deputy Speaker (MCA Paul Kimani Njuguna): Honorable Fahd are you comfortable with the response?

MCA Fahd Dini Adnan (*Nominated*): Yes Mr Deputy Speaker, I am comfortable.

Deputy Speaker (MCA Paul Kimani Njuguna): Next Order

Clerk-at-the-Table: Motion

Deputy Speaker (MCA Paul Kimani Njuguna): Waheshimiwa naona mwenye kuleta hoja hii hayuko hapa Bungeni, kwa hivyo tutaihairisha hadi kesho aidha asubuhi au mchana.

Honorable Members, there being no other business, the Assembly stands adjourned until tomorrow Wednesday, December 17th, 2025 at 10:30a.m.

The Assembly rose at 3:30p.m.