



NAIROBI CITY COUNTY ASSEMBLY

OFFICIAL REPORT

Second County Assembly – First Session

Wednesday 8th November, 2017

The House met at 2.30 p.m.

(Hon. Speaker (Ms. Beatrice Elachi) in the Chair)

PRAYERS

QUORUM

Hon. Speaker: Serjeant-at-Arms, can you ring the bell for five minutes.

(Quorum bell was rung)

PAPER

Hon. Speaker: Majority Leader.

Hon. Abdi Hassan: Thank you, Madam Speaker. Pursuant to Section 166 of the Public Finance Management Act, 2012, I beg to lay the following Paper on the Table of the Assembly, today, Wednesday 8th November 2017. Thank you.

STATEMENTS

Hon. Speaker: Hon Wanyoike. Is he in?

BANK ACCOUNTS OF THE NAIROBI CITY COUNTY GOVERNMENT

Hon. Abraham Njihia: Thank you, Madam Speaker. Pursuant to Standing Order 45 (2) (c), I wish to request for a statement from the Chairperson of the Select Committee on County Finance, Budget and Appropriations regarding Bank accounts of the Nairobi City County Government.

Hon. Speaker, controversy has dodged the accounts operated by the County Executive since 2013, which was even at some point dealt with by the Committee on Public Accounts, demanding that the County Executive comply with the Public Finance Management Act, 2012, on opening and operation of Bank Accounts for public entities. However, this compliance remains in doubt to date.

Hon. Speaker, in the statement, the Chairperson should inquire into and report on:-

- i) How many Bank Accounts does the County Executive operate;
- ii) Bank reconciliation reports as at 31st of June, 2017 for all Account(s); and
- iii) List of all pending bills for the FY 2016/2017.

Thank you, Madam Speaker.

Hon. Speaker: Chairperson, Finance. Chairperson is not in; do we have the Deputy or any Member of that Committee?

Hon. Patrick Karani: Thank you, Madam Speaker. We shall review and give the response within two weeks.

Hon. Speaker: Thank you. Hon. Abraham, you are okay?

Hon. Patrick Karani: Yes, Madam Speaker.

Hon. Speaker: Hon. Wanyoike.

ACCOUNTS OF THE NAIROBI CITY COUNTY LIQUOR LICENSING AND BETTING CONTROL BOARD

Hon. Peter Wanyoike: Thank you, Madam Speaker. Pursuant to Standing Order 45 (2) (c), I wish to request for a statement from the Chairperson of the Sectoral Committee on Culture and Community Services regarding accounts of the Nairobi City County Liquor Licensing and Betting Control Board.

Hon. Speaker, the County Executive officially appointed the Alcoholic Drinks Control and Licensing Board (ADCLB) and the Betting Licensing and Regulation Board (BLRB) on July 10th 2014. The Boards then targeted to raise about Ksh. 700 million annually from the regulation, licensing and the general administration of liquor and betting in the County.

Hon. Speaker, the financial status of the Boards remains unclear given the true potential of the sector has not been realized and its expenditure shrouded in mystery.

Hon. Speaker, in the statement, the Chairperson should inquire into and report on:-

- i) Financial status of the two Boards;
- ii) Statement of Account or Accounts of the Boards since inception in 2014; and
- iii) How much was approved by the Liquor Licensing and Betting Control Board for the inaugural Governor's Cup under the former County administration.

Hon. Speaker: Hon. Chairperson, Culture.

Hon. Patrick Karani: Hon. Speaker, as you are aware, we don't have CECs but I will contact the Clerk's office. We will bring the response in two weeks.

Hon. Speaker: Okay, Chair. Hon. Karani.

STATUS OF THE 1ST QUARTER INTERNAL AUDIT REVIEW REPORT OF THE COUNTY EXECUTIVE

Hon. Patrick Karani: Hon. Speaker. Pursuant to Standing Order 45 (2) (c), I wish to request for a statement from the Chairperson of the Select Committee on Public Accounts regarding the status of the 1st Quarter internal audit review report of the County Executive.

Hon. Speaker, the Governor has committed to improve efficiencies in service delivery as part of his Manifesto. To properly understand the risk levels the County is currently exposed to, it is imperative that this Assembly takes this early opportunity to thoroughly review both the Financial and System audits of the County Executive.

Hon. Speaker, in the statement, the Chairperson should inquire into and report on:-

- i) Whether the County Executive has been undertaking regular internal audit review;
- ii) Status of the County's internal control environment;
- iii) Risk assessment status of the County; and
- iv) Control activities, whether the County has an Audit review work plan; and
- v) Modalities by which such internal Audit review is shared with Stakeholders and the Public.

Hon. Speaker: Hon. Chairperson, Public Accounts Committee.

Hon. Wilfred Odalo: Two weeks is appropriate, Madam Speaker.

Hon. Speaker: Next Order.

MOTION

ADOPTION OF THE REPORT ON THE VETTING OF NOMINEES FOR MEMBERS OF THE COUNTY EXECUTIVE COMMITTEE

Hon. Abdi Hassan: Thank you, Madam Speaker. I wish to Move the following Motion: THAT, pursuant to the provision of Article 179(2) of the Constitution of Kenya, 2010, Section 35 of the County Governments Act, 2012, and Standing Order 191(6), this Assembly adopts the report of the Select Committee on Appointments on the vetting of nominees for Members of the County Executive Committee responsible for various sectors, laid on the table of the Assembly on Tuesday 7th November 2017.

Hon. Speaker, the Select Committee on Appointments is established under Standing Order No. 196, and its mandate amongst others, as outlined under Standing Order 196 (4) includes "*to consider, for approval by the County Assembly, appointments under Articles 179(2) (Members of County Executive Committee).*"

Hon. Speaker, pursuant to Article 179(2) (b) of the Constitution and Section 35 of the County Governments Act, 2012, H.E. the Governor, Hon. Mbuvi Gideon Kioko Mike Sonko vide a letter dated 5th October, 2017 forwarded to the Speaker of the Nairobi City County Assembly, the names of the following ten (10) nominees for vetting by the Select Committee on Appointments and consideration for approval by the County Assembly for appointment as County Executive Committee Members responsible for the various Sectors as follows:

1. Ms. Veska Jepkemboi Kangogo- Finance and Economic Planning
2. Arch. Peter Wachira Njuguna- Lands, Urban Renewal and Housing

3. Dr. Hitan Chhagan Majejdia- Health Services
4. Mr. Allan Igambi Esabwa- Commerce, Tourism and Cooperatives
5. Ms. Emmah Mukuhi Muthoni- Environment, Water, Energy and Natural Resources
6. Mr. Danvas Makori- Agriculture, Livestock Development, Fisheries and Forestry
7. Ms. Janet Ouko- Education, Youth, Gender, Sports, Culture and Social Services
8. Mr. Larry Wambua- Devolution, Public Service and Administration
9. Mr. Charles Kerich- ICT and E-Government
10. Mohammed Ahmed Dagane- Roads, Infrastructure and Transport

Hon. Speaker, pursuant to Standing Order 43(1), the Honorable Speaker informed the Assembly on 5th October, 2017 that she had received the notification of the nominations. The notification of nominations was therefore referred to the Select Committee on Appointments on 5th October, 2017 for vetting and reporting to the Assembly in line with the provisions of the Public Appointments (County Assemblies Approval) Act, 2017.

Subsequently, the Clerk of the County Assembly placed an advertisement in the in the local dailies, specifically the Standard Newspaper and the Star Newspaper on Friday 6th October, 2017, inviting the public to submit memoranda by way of written statements on oath (sworn affidavits) on the suitability or otherwise of the nominees in conformity with Section 7(10) of the Act.

Hon. Speaker, All the nominees appeared before the Committee on Monday 23rd and Tuesday 24th October, 2017 and were vetted in accordance with the provisions of the Constitution, Public Appointments (County Assemblies Approval) Act, 2017, and the County Assembly Standing Orders on their suitability for appointment to the position of County Executive Committee Members. In total, the Committee held five Sittings in consideration of this matter.

Hon. Speaker, The Committee having considered the nominees' filled Questionnaires pursuant to the Public Appointments (County Assemblies Approval) Act, 2017, their Curricula Vitae and having heard their oral submissions during the vetting exercise made the following general observations:

That, all the nominees satisfy the requirements of Chapter Six of the Constitution of Kenya on leadership and integrity which is a requirement under section 35(3)(c) of the County Governments Act, 2012 in that:

1. All the nominees satisfy the requirements of Chapter Six of the Constitution of Kenya on leadership and integrity which is a requirement under section 35(3)(c) of the County Governments Act, 2012 in that:-
 - a) The nominees have been cleared by the Ethics and Anti-Corruption Commission (EACC), Directorate of Criminal Investigations (DCI), Kenya Revenue Authority (KRA), Higher Education Loans Board (HELB) and the Credit Reference Bureau (CRB).
 - b) The nominees have not been charged in a Court of Law.
 - c) The nominees do not exhibit a potential conflict of interest.
2. The entire nomination list meets the requirements of the provisions of Section 35(2) of the County Governments Act, 2012 in that:-

- a) It takes into account the Constitutional principle of gender balance such that out of the ten (10) nominees, three (3) are female while seven (7) are male.
 - b) There is representation of the minorities, marginalized groups and communities within Nairobi City County; and
 - c) Upholds the community and cultural diversity within Nairobi City County.
- Similarly, the Committee made specific observations on each nominee as follows:
- i. Ms. Veska Jepkemboi Kangogo - Nominee for Finance and Economic Planning Sector.
 - a) She is currently the Vice-Chairperson, Nairobi County Public Service Board.
 - b) Currently pursuing a PhD in Leadership and Governance from Jomo Kenyatta University of Agriculture and Technology.
 - c) The nominee previously worked as a Corporate Affairs and Marketing Manager and Human Resource and Administration Manager in the Local Authorities Provident Fund (LAPFUND) and Kenya Broadcasting Corporation (KBC).
 - d) She has never been charged in a Court of Law, has no potential conflict of interest, and has fully complied with her tax obligation and other relevant clearances from state agencies as required.
 - e) She has never been dismissed from office for contravention of the provisions of Article 75 of the Constitution which deals with conduct of state officers that are adversely mentioned in any investigatory report of Parliament or any Commission of Inquiry.
 - f) The Committee found the nominee suitable and qualified for appointment as the County Executive Committee Member for the Finance and Economic Planning Sector.
 - ii. Arch. Peter Wachira Njuguna - Nominee for Lands, Urban Renewal and Housing Sector.
 - a) He is currently working as a managing Partner with Studio Partners Group.
 - b) He holds a Master of Business Administration (MBA) from the United States International University (2010) and a Bachelor of Architecture from the University of Nairobi (1996).
 - c) The nominee previously worked as a Managing Director at National Housing Corporation (NHC).
 - d) He has never been charged in a Court of Law, has no potential conflict of interest, and has fully complied with his tax obligation and other relevant clearances from state agencies as required.
 - e) He has never been dismissed from office for contravention of the provisions of Article 75 of the Constitution which deals with conduct of state officers that are adversely mentioned in any investigatory report of Parliament or any Commission of Inquiry.
 - f) The Committee found the nominee suitable and qualified for appointment as the County Executive Committee Member for the Lands, Urban Renewal and Housing Sector.
 - iii. Dr. Hitan Chhagan Majevdia - Nominee for Health Services Sector.
 - a) He is currently the owner and a Managing Director at Biopharma Limited.
 - b) He holds a Masters in Strategic Management from the Brunswick University.
 - c) The nominee also holds a Bachelor of Science.

- d) The nominee previously worked as the owner and a Managing Director, St. Claire Estates Malindi, owner and a Managing Director, Minazini Resorts Ltd Malindi.
 - e) He has never been charged in a Court of Law, has no potential conflict of interest, and has fully complied with his tax obligation and other relevant clearances from state agencies as required.
 - f) He has never been dismissed from office for contravention of the provisions of Article 75 of the Constitution which deals with conduct of state officers that are adversely mentioned in any investigatory report of Parliament or any Commission of Inquiry.
 - g) The Committee found the nominee suitable and qualified for appointment as the County Executive Committee Member for the Health Services Sector.
- iv. Mr. Allan Igambi Esabwa - Nominee for Commerce, Tourism and Cooperatives Sector.
- a) He is currently working as a General Manager at Nairobi Safari Club.
 - b) He holds a Master of BSc from Kenyatta University and a Diploma in Hotel Management from the Kenya Utalii College.
 - c) The nominee previously worked as a Deputy General Manager in charge of Rooms Division at Nairobi Serena Hotel, General Manager at Quality Hotel in Juba, Deputy General Manager at Kampala Serena Hotel and Deputy General Manager at Serena Beach Resort and Spa.
 - d) He has never been charged in a Court of Law, has no potential conflict of interest, and has fully complied with his tax obligation and other relevant clearances from state agencies as required.
 - e) He has never been dismissed from office for contravention of the provisions of Article 75 of the Constitution which deals with conduct of state officers that are adversely mentioned in any investigatory report of Parliament or any Commission of Inquiry.
 - f) The Committee found the nominee suitable and qualified for appointment as the County Executive Committee Member for Commerce, Tourism and Cooperatives Sector.
- v. Ms. Emmah Mukuhi Muthoni - Nominee for Environment, Water, Energy and Natural Resources Sector.
- a) She holds a Bachelor in Business Administration from Jomo Kenyatta University of Agriculture and Technology.
 - b) The nominee previously worked as an Assistant Finance Controller at Toddy Civil Engineering Company between December 2010-October 2011 and an intern with Kenya Airways between October 2011– June 2013.
 - c) She has never been charged in a Court of Law, has no potential conflict of interest, and has fully complied with her tax obligation and other relevant clearances from state agencies as required.
 - d) She has never been dismissed from office for contravention of the provisions of Article 75 of the Constitution which deals with conduct of state officers that are adversely mentioned in any investigatory report of Parliament or any Commission of Inquiry.
 - e) The Committee found the nominee suitable and qualified for appointment as the County Executive Committee Member for the Environment, Water, Energy and Natural Resources Sector.

- vi. Mr. Danvas Makori- Nominee for Agriculture, Livestock Development, Fisheries and Forestry Sector.
- a) He is currently the Director Service Delivery Unit and an Aide to the Governor, Nairobi City County Government.
 - b) He holds a Doctor of Theology (PhD) from the International Christian University, Master of Arts in Biblical Theology from the International Christian University and a Bachelor of Arts in Theology from the Jameson Christian College.
 - c) The nominee previously worked as a Senior Pastor at River of Life.
 - d) He has never been charged in a Court of Law, has no potential conflict of interest, and has fully complied with his tax obligation and other relevant clearances from state agencies as required.
 - e) He has never been dismissed from office for contravention of the provisions of Article 75 of the Constitution which deals with conduct of state officers that are adversely mentioned in any investigatory report of Parliament or any Commission of Inquiry.
 - f) The Committee found the nominee suitable and qualified for appointment as the County Executive Committee Member for the Agriculture, Livestock Development, Fisheries and Forestry Sector.
- vii. Ms. Janet Ouko - Nominee for Education, Youth, Gender, Sports, Culture and Social Services Sector.
- a) She is currently the National Coordinator and Chief Executive Officer, Elimu Yetu Coalition (EYC).
 - b) Currently undertaking a Master's Degree in Arts, Project Management, monitoring and Evaluation at Kenyatta University.
 - c) The nominee previously worked as a Program Officer for in Eastern Africa, Africa Network Campaign on Education for All (ANCEFA), Executive Director and Programmes Manager at Elimu Impact.
 - d) She has never been charged in a Court of Law, has no potential conflict of interest, and has fully complied with her tax obligation and other relevant clearances from state agencies as required.
 - e) She has never been dismissed from office for contravention of the provisions of Article 75 of the Constitution which deals with conduct of state officers that are adversely mentioned in any investigatory report of Parliament or any Commission of Inquiry.
 - f) The Committee found the nominee suitable and qualified for appointment as the County Executive Committee Member for the Education, Youth, Gender, Sports, Culture and Social Services Sector.
- viii. Mr. Larry Wambua - Nominee for Devolution, Public Service and Administration Sector.
- a) The nominee holds a Bachelor of Laws from the University of Nairobi and a Diploma from the Kenya School of Law.
 - b) The nominee previously worked as a County Executive Committee Member for the Department of Tourism, Culture, Sports, Cooperative Development and Marketing, Department of Public

Service, Labor, ICT, Cooperative Development and Marketing from and the Department of Agriculture, Livestock, Fisheries, Cooperative Development and Marketing at Machakos County Government.

- c) He has never been charged in a Court of Law, has no potential conflict of interest, and has fully complied with his tax obligation and other relevant clearances from state agencies as required.
- d) He has never been dismissed from office for contravention of the provisions of Article 75 of the Constitution which deals with conduct of state officers that are adversely mentioned in any investigatory report of Parliament or any Commission of Inquiry.
- e) The Committee found the nominee suitable and qualified for appointment as the County Executive Committee Member for the Devolution, Public Service and Administration Sector.

ix. Mr. Charles Kerich - Nominee for ICT And E-Government Sector

- a) He is currently the Chairman, Media Council of Kenya and the Head of Content, Radio Africa Group and Editor, The Star.
- b) He is an ongoing student of a Master Degree in International Studies at University of Nairobi.
- c) The nominee has extensive experience in the Media and Communications industry. .
- d) He has never been charged in a Court of Law, has no potential conflict of interest, and has fully complied with his tax obligation and other relevant clearances from state agencies as required.
- e) He has never been dismissed from office for contravention of the provisions of Article 75 of the Constitution which deals with conduct of state officers that are adversely mentioned in any investigatory report of Parliament or any Commission of Inquiry.
- f) The Committee found the nominee suitable and qualified for appointment as the County Executive Committee Member for the ICT and e-Government Sector.

x. Mr. Mohammed Ahmed Dagane - Nominee for Roads, Infrastructure and Transport Sector.

- a) He is currently the Programs Coordinator, RACIDA.
- b) He holds a Master of Arts in Governance and Ethics from Mount Kenya University (2016).
- c) The nominee previously worked as a Social Protection Rights Coordinator at Help Age International (2008 - 2010); Project Manager at Norwegian Church Aid (2007 -2008); and Logistics Officer, Consortium of Cooperating Partners (COCOP) (2006-2007).
- d) He has never been charged in a Court of Law, has no potential conflict of interest, and has fully complied with his tax obligation and other relevant clearances from state agencies as required.
- e) He has never been dismissed from office for contravention of the provisions of Article 75 of the Constitution which deals with conduct of state officers that are adversely mentioned in any investigatory report of Parliament or any Commission of Inquiry.
- f) The Committee found the nominee suitable and qualified for appointment as the County Executive Committee Member for the Roads, Infrastructure and Transport Sector.

Hon. Speaker, at the end of the vetting exercise, the Committee made the following recommendations as contained in its Report.

Pursuant to Article 179(2) (b) of the Constitution, Section 35 of the County Governments Act, 2012, Section 9 of the Public Appointments (County Assemblies Approval) Act, 2017, and Standing Order No. 196 (4) of the Nairobi City County Assembly Standing Orders, the Committee recommends:

That, this Assembly approves the following ten (10) nominees for appointment by H.E. the Governor as County Executive Committee Members in their respective Sectors as follows:-

1. Ms. Veska Jepkemboi Kangogo - Finance and Economic Planning
2. Arch. Peter Wachira Njuguna - Lands, Urban Renewal and Housing
3. Dr. Hitan Chhagan Majevdia - Health Services
4. Mr. Allan Igambi Esabw - Commerce, Tourism and Cooperatives
5. Ms. Emmah Mukuhi Muthoni - Environment, Water, Energy and Natural Resources
6. Mr. Danvas Makori - Agriculture, Livestock Development, Fisheries and Forestry
7. Ms. Janet Ouko - Education, Youth, Gender, Sports, Culture and Social Services
8. Mr. Larry Wambua - Devolution, Public Service and Administration
9. Mr. Charles Kerich - ICT and E-Government
10. Mr. Mohammed Ahmed Dagane - Roads, Infrastructure and Transport

Hon. Speaker, I move and ask my counterpart Hon. Elias Otieno Okumu to Second. Thank you Hon. Madam Speaker.

Hon. Madam Speaker: Minority Leader!

Hon. Elias Otieno: Madam Speaker, I want to second the Motion and I want to ask the House to approve this name because we want to start serious business in this County. Without CECs we are doing nothing so we must approve them today for us to start serious business but I want to send my Majority Leader, as you go to report to the Governor that we approve this thing, just go and tell him to consider that there are some Luos; Luos are big tribe in Kenya so you should not just read the names and read somebody called Janet Ouko rather than Janet Muthoni Ouko; that is a big lie (*Laughter*). It is very important you should consider the Luos, I think that should be captured, otherwise I ask Members to approve.

Hon. Speaker: Minority Leader, do you want to tell this House that Janet Ouko does not have Luo children?

Hon. Elias Otieno: Madam Speaker, you know the name Ouko is just helping her to pass rather than---

(Laughter)

We are just being realistic.

Hon. Speaker: You have not answered my question!

Hon. Elias Otieno: So OK madam Speaker if you think she is more qualified I agree she is more qualified but just consider somebody with three names.

(Laughter)

Hon. Speaker: And she has, Minority Leader.

(Question proposed)

Hon. Chege Mwaure: Thank you Madam Speaker, I also rise to support the Motion. It is important that we start off this business with a lot of goodwill and attitude to the team. It is also important to note that this team of CECs are being given an opportunity to serve the people of Nairobi courtesy of the votes gotten by the Governor and as such they will be given an opportunity to give their input as members of Nairobi to ensure that everything they hoped they wanted to see is now in their hands to make it happen.

Madam Speaker this House, and I can see that the Motion has been moved and seconded by both sides of the divide, it means this House is not a stumbling block to what we want them to achieve and as such we hope they will take this mantle very seriously and be able to deliver. With that I beg to deliver, thank you.

Hon. Peter Imwatok: Madam Speaker as my senior has spoken about the list I think on the side of the opposition this is the most important business for us that at least from tomorrow we can bring all the Motions from the hawkers, from staff, from the salaries because we are sure there is somebody responsible as the minister in charge. Therefore without much ado, looking at the mood of the House, if possible you can put the question because on the side of the opposition we have no much objection.

Hon. Charles Thuo: Thank you madam Speaker, I rise to support this Motion and I ask Members to support it because finally we are going now to start delivering to the people who elected us. Members of this Assembly must remember they have a duty and mandate and people who look upon them to deliver the things they promised. And for those people who have just been elected, when you go back to the people in 2022 you will not go with promises; you must give them what you promised. That is one of the reason why you beat whoever was in that seat because he never delivered. So it is important at this point in time we get people in office so that we don't need to crowd the Governor's office, we can just visit the relevant people. And I would want to appeal my colleague the Minority Leader that this list is inclusive and has the face of Kenya but my Leader of Minority is not used to be in opposition which is not a pleasant thing but now we have a House that is united, he is not going to feel the pinch; he is well represented. Thank you madam Speaker.

Hon. David Okello: Thank you madam Speaker. Looking at the last page of this report there is one member who didn't append his signature and I don't know the implication of what will happen because it is written here that the following members appended their signature to signify their agreement with the report but one member Hon. David Mberia didn't append his signature. What are the implications Madam Speaker?

Hon. Speaker: Thank you Hon. Okello, I know he is absent with apology, so when he comes he will and anyway the report has the majority of the members.

Hon. Anthony Kiragu: Thank you Madam Speaker, I would like to support this Motion and maybe to note and say that this has been the missing link for us to deliver to Nairobians as my colleague has said. I note with great optimism about the question on chapter 6 on leadership and integrity. They have all indicated they have not been charged in a court of law and they have never been suspended from office. I hope it remains that way so as we pass them today and they will stay to do their work and not end up in a

court of law on account of their work. I also hope we will not one day sit here and have to discuss them and dismiss them as it happens when they don't do their work. I support this Motion.

Hon Jared Ondieki: Thank you madam Speaker. I just wanted to bring to your attention that we have been given this report a while ago and as you can see it is 71 pages therefore I don't think Members are expected to just peruse but internalize what is in this report for the purpose of passing or opposing.

So my humble request is that Members should be given, and as I talk about Members am already with consultation with other Members. They are of the opinion they should be given more time so that they go through this report for the purpose of internalizing and probably passing or opposing.

On the same note this House should not look like we are in a rush. We are not in rush. We are in this County to stay and therefore it is important that anything which is brought to this House Members should be given a report on time so that we are able to peruse through. The other day, when we passed Appropriation Bill, I was nervous as a grasshopper because I didn't know what I was passing. And therefore on same note I don't want to be nervous by passing this report without internalizing, without proper knowledge of these people we are passing. This House has an obligation of ensuring that the people of Nairobi get the best brains to run the various sectors and therefore my humble request is let us be given more time for the purpose of understanding and knowing the people this House is endorsing o serve them, thank you very much.

Hon. Speaker: Thank you Hon. Member. Hon. Member the report was given out yesterday and these are nominees we put in papers. If you are smart Legislator you needed to have done quite huge research beyond even the committee; that is how Members assist the House to understand. So I believe we have given you more than 3 weeks on these names and I think the report alone is not the issue. I would wish Members to do more research when we are doing such things so that you also help the committee. Let us proceed, Millicent?

Hon. Millicent Mugadi: Good afternoon Madam Speaker, sorry you will forgive me I can't stand because I have an issue with my leg. Am in support of this Motion and what makes me happy is that gender is well represented. I do have a favourite musician whom I really like to listen to her songs and she says 'who runs the world girls' and basically you can see we have. I think 3 female who are so qualified and it is high time we start moving because some of us are having problem going back to our Wards because there is so much to do, there is so much expectations and we need to start, we need to prove to Nairobi that there is so much anxiety, people were elected here and there is so much excitement and we want to help our Governor and Nairobi County to move forward.

I would like to beg the House to believe in the committee because the committee was made up of very eloquent and intelligent people who vetted this nominees and were put in newspapers and you can google them. Let's not delay with some sideshows. Let's do background check on them and if they don't perform the floor is open, we bring back the name and say this person is not performing and we can send the person home. But am happy with the names and am in support of everybody here.

Hon. Moses Ogeto: Thank you Madam Speaker, first and foremost I want to congratulate the Governor for allowing Members for first time in history to get a Muhindi nominated to be a CEC member for Health. Looking at the committee recommendations and observations I believe Ms Veska Chepkemboi

Kagongo will be in a position to resign from her previous work as secretary of County Public Service Board so that she can take this position to handle various serious docket of Finance, which controls the economy of the County because that is not just a small appointment; it is a serious appointment.

Madam Speaker, looking at also observations of the Committee Member for Urban planning, I can see that we have somebody who has gone to the architectural system. So he will be in a position to enlighten the Nairobians especially on what is usually disturbing us in this City as floods, poor and lack of planning in this City. It has rained and there is flood everywhere. So, I think he has the capacity to ensure that the urban planning and development and especially the housing in this City has been taken care of.

Looking at the gender in this list, it has ensured that we have 3 ladies and this is good. This House has duty to protect the Constitution of the republic of Kenya. Where I come from, I have seen Makori, I congratulate the Governor for considering our minor tribe to have a member. And looking at the qualification of this report, I believe these CEC Members and their attached qualifications will be in a position to serve the Nairobians.

Madam Speaker, I beg to support and I believe that they will be up to task to ensure that they will take Nairobi to a higher position than it was. Thank you Madam Speaker.

Hon. Speaker: Thank you. Hon. Ruth Ndumi.

Hon. Ruth Ndumi: Thank you Madam Speaker. I stand to support the following names. As you go through, you see that this is about our Constitution. We have women and men who are qualified. I also want to thank our Governor for giving our women the best, Finance and Environment and Water. Madam Speaker, as you see the combination of the names, it is the face of Kenya. As you know, Nairobi is metropolitan and we have everybody on board.

I also want to congratulate our Governor. These people, together with the Governor, will make Nairobi the city in the sun. Madam Speaker, as you see the mood of the House, you know Nairobi is now at standstill. We are not moving because these people are not in offices. Even there are so many things in our committee that we cannot do. I think it is the right time you put the question so that the Majority Leader can take this to the Governor so that these people can be sworn in tomorrow so that they can start working. Thanks Madam Speaker.

Hon. Speaker: Hon. Osman.

Hon. Osman Adow: Thank you Madam Speaker. I also rise to support the Motion. I believe, having seen the committee, they are men and women of repute. You have done a good job giving us the list as it is. But I had one concern. In the last government we had 'waziris' but they were rendered useless because they had no funds to operate. They were put in an office and all the funds were going to one department. For example, the CEC for Transport and Public Works was sitting in that office but could not make any decision on what could be built and what could be paid. So, I hope with the new government that is going to change so that work can proceed.

I also like to congratulate the Governor for having considered minorities and also visible minorities. There are two types of minorities. They are minorities and visible minorities. In this case, he has taken care of both. With that, I do support the Motion. Thank you.

Hon. Speaker: Hon. Mark.

Hon. Mark: Thank you very much. Reading the mood of the House, I would urge you to call the mover to reply.

(Applause)

Hon. Speaker: Hon. Leah Supuko.

Hon. Leah Supuko: Madam Speaker, I also want to join my colleagues by supporting the Motion and thank the Governor for a well-thought composition of the face of Kenya. I know of the CECs by the name of Veska Kangogo. I have worked with her in various areas of this country. And I know she will not let the County of Nairobi down. I know we will move together and we take our County to another level. Thank you Madam Speaker.

Hon. Speaker: Hon. Kennedy Obuya.

Hon. Kennedy Obuya: Thank you Madam Speaker. I want it to go on record. I would support the Motion and let it go on record that Hon. Kennedy Obuya, MCA for Imara Daima noticed one gentleman, one Dr. Danvas Makori, who is my kinsman--- Dr. Makori, from the knowledge that I have, happens to be one of the aides of the previous government and the present government.

Madam Speaker, it is on record that in this noble House, Majority Leader and our able Governor whom we love so much had said that the previous government, the government of Dr. Kidero, was indeed a very corrupt government. I find it very interesting and I stand to be guided. This one man, my kinsman, Danvas Makori, who was Governor Kidero's close aide--- Does it conflict the interest and the purpose and ideals of our able Governor, Sonko? I stand to be guided but I want it to go on record just as it was previously on record in this noble House by our able Majority Leader, that the previous County government was led by a corrupt regime. This same Danvas Makori was part of that Government. I stand to be guided. I support the motion. Thank you.

Hon. Speaker: Hon. Mwaura, are you on a point of order?

Hon. Chege Mwaura: Madam Speaker, I was gladly willing to guide and educate my good friend, Hon. Obuya. I am happy that he saw that point that the Hon. Governor deemed it fit to have one member at least for purposes of continuity. I also remind the Hon. Member that Mr. Makori was not a CEC Member then. Secondly, Mr. Makori is also a known pastor. When we are talking about the corrupt regime as was said by the Majority Leader, of course we upheld his Christian values. So, we never saw the action of the previous government. And so the Governor saw it fit to out of the whole team that he had to pick the pastor to bring him on board and also help him in terms of balancing. Otherwise I hope it has been clarified and in the spirit of giving him a chance, the same way we give the member a chance to allow him to flourish and see what he will be able to do in an environment that is freer and clearer led by Governor Mike Sonko. Thank you.

Hon. Speaker: Are you satisfied Mheshimiwa? Hon. Jeremiah.

Hon. Jeremiah Karani: Thank you Madam Speaker for giving me the opportunity to support the Motion in front of this House. I don't see any reason to object to the Motion because there were able men and women sitting and vetting the members and I think all of them are qualified to do the work in Nairobi County. So, I don't think we have a reason to waste any time or any day without approving these CECs to

do the work in our County. And as you know Madam Speaker, we are late. Other counties have approved their CECs. So, for me, I beg to approve the members. Thank you very much.

Hon. Speaker: Hon. Mellab.

Hon. Mellab Lumalah: Thank you Madam Speaker for the opportunity. As many Members have mentioned, I also want to say I come from a very strong and majority of my community is here in Nairobi. I have seen a name that resembles our community which I am not very sure of because we share names as Bantu people. I also want to say that when the share is being given, us being pronounced as number 2 in population in Nairobi, we are also supposed to get a share that looks like us. That is on a lighter note. I would like to congratulate the members who have been appointed by the County government and the members of the committee that sat and went through all these. I know it is a challenge. I would say that we look forward to those committee members because we did not meet them, we don't know what they stand for and we don't know their ability apart from what we read from the papers we have been given today. I still support my Member who said that we were given this late. Most of us did not have enough time and I also challenge myself because I did not do research from the last time it was given.

I wish to say that success comes from members who lead from the top. These members should be informed that there are Members in the House who are the foot soldiers of Nairobi County. Whenever they want to start their work on implementation, they should also remember to work hand in hand and cooperate with the Members in the grassroots to enable Nairobi be where we wish it to be. We are the Members on the ground that the people send and ask to grant their wishes. It would be very productive for the Executive to have several meetings with the elected leaders where necessary to enable their work to be easier. I also want to congratulate the women who have been nominated to Nairobi County. I know that it is not an easy thing, it is like a camel going through a needle's eye and for that I want to congratulate the Governor. I also want to tell the women appointees to make us proud because we will be looked at with a different eye and I hope that they will show the best example that Nairobians need. I support because in leadership, there is only one person at a time and if you don't perform the House will say no to you, but if you do it well then you can have the seat. Thank you.

Hon. Speaker: Hon. Patricia

Hon. Patricia Mutheu: Good afternoon Madam Speaker and all the Honorable Members. I rise to support the Motion and also beg to differ with the Hon. Member from the other side. I think that when we appointed the Appointment Committee we bestowed all our trust in them and that is why we have passed all these names on the floor of the House. Reading the mood of the House, I call upon the mover to proceed noting that most of the Honorable Members here need to be going to the field. Thank you.

Hon. Speaker: Hon. Rose Adhiambo

Hon. Rose Ogonda: Thank you Madam Speaker. I rise to support the names. During the last Assembly, the docket of transport was headed by one Mohammed and again we have a Mohammed who is coming from the minority side. My request is to the Majority and Minority leader is this. As we all know, Kware Ward will cease to be called so and the Ward Development Committee will have work to do to ensure that the 85 Wards see development. Secondly, I concur that though the name Janet Muthoni Ouko,

has a Muthoni and Ouko at the end, I will support my Minority Leader and also wish to support her because she is a woman like myself.

The Education docket Madam Speaker has a problem. As at now, our children are on holidays and we will be going for recess before ironing out issues of bursaries. Madam Speaker, there are so many cheques lying in room 10 and room 500 respectively. They have been signed and even others have expired. My little wisdom wishes to say that the Education Committee needs to sit down and iron out the issues so that once we come back; we will be able to get the bursaries for our children. Remember that most of the children in Nairobi come from poor backgrounds and single mothers.

Lastly, I want to thank the Appointment Committee for a job well done. I ask the Honorable Members who have not gone through this paper to do as requested by Hon. Millicent so that we can proceed and deliver for the Nairobians who elected us. Thank you Madam Speaker.

Hon. Speaker: Thank you Rose. Joseph Kiragu.

Hon. Joseph Kiragu: Thank you Madam Speaker. I beg to support this Motion. I would like to remind Hon. Members that no one is here by accident or chance. There are reasons why we are all either elected or nominated in this Assembly. Whatever brought you to this Assembly will only be achieved with adopting this report and approving the names. This is why we have a committee comprising of members from both sides of the House so that they can peruse through the report. I therefore beg to support and echo the words of my very able Chairman Hon. Martin Karanja that this has been the missing link to everything. Madam Speaker, there is a lot of confusion ever since we got sworn in to this Assembly. We have not done anything since and we are wondering what brought us here. It is because this report has not been adopted. The mover should know that whether he likes it or not we will have to adopt the report. Thank you Madam Speaker

Hon. Speaker: Deputy Speaker, you have an intervention?

Hon. Deputy Speaker: Yes. Thank you Madam Speaker. I rise in support of this list. The list has the face of all the tribes in Kenya. We are 43 tribes. Mrs. Muthoni as you can see is married to a Luo man called Ouko and dowry was paid, and has children.

(Laughter)

Hon. Speaker: Order Deputy Speaker!

Hon. Deputy Speaker: With those few remarks, I want to use Standing Order 100---

Hon. Speaker: Order! Were you debating or were you on an intervention? Because you have debated.

(Laughter)

Hon. Deputy Speaker: Sorry Madam Speaker.

Hon. Speaker: You haven't answered my question.

Hon. Deputy Speaker: Intervention Madam Speaker.

Hon. Speaker: But you have debated.

Hon. Deputy Speaker: Madam Speaker, I wish to use Standing Order 100. Looking at the mood of the House, I request you to ask the mover to move the Motion so that we can go to the next agenda. Thank you.

Hon. Speaker: While I want to agree Deputy Speaker, I would want you to give a Member who has not contributed to do that intervention in a correct way because you have debated. As you look for the Member who has not debated to do that intervention, I call upon Hon. Waithera.

Hon. Ester Waithera: Thank you Madam Speaker. I rise to support his Motion. I can see from the report that the nominees are suitable and qualified to handle the respective dockets. I also want to agree with my colleagues who have said that we have been able to achieve one-third gender representation in the list. Also Madam Speaker, I want to speak about one of the nominees in the list, the popular Janet Ouko. Personally, I have done a background search on her and I can say that this House stands to benefit from her expertise in education. This House needs to approve the list so that we can move forward.

A look at one of the dispensaries within my Ward, Plains view dispensary, it is yet to get infrastructure because we do not yet have a CEC in place. I therefore want to request Members in the House to support and approve this report so that we can go into the business---

Hon. Speaker: Hon. Jayendra what is your Point of Order?

Hon. Jayendra: Madam Speaker, under Standing Order 100. I am in support of the Motion and I believe we can end the debate now and let the Assembly move forwards. Thank you.

(Laughter)

Hon. Speaker: Thank you Hon. Member. As you say, I can look at the mood of the House; I want to clarify two things. Whenever we want to do an intervention in terms of requesting the mover to reply, as a Member up standing, do not debate on the issue. I hereby ask the mover to reply. Mover

Hon. Abdi Hassan: Thank you Madam Speaker. The other time Madam Speaker I said that we need induction and as such I do not blame our very able Deputy Speaker for not being very conversant with the Standing Orders of the House. Nairobians need services and for that to be provided, we need the CEC Members in office. Without them then this County is dysfunctional.

I have also noted the concern of my counterpart the Minority Leader and I will make sure that his concerns are taken care of when the Chief Officers will be recruited. This is because the Luo community needs to be in this Government because they are part and parcel of Nairobi. Madam Speaker, I also want to tell my friend and a good brother *Mheshimiwa* Obuya who was a good and able aide to the former Governor that Doctor Makori was chosen as a well-qualified Nairobian who served in the previous Government as a junior officer and as such had no powers to implement anything and in respect to that, he could not have done any corruption dealings because he had no powers to execute the same.

Madam Speaker, power was centralized over the last five years and nothing could be done without the direct authority from the boss and with those few remarks Madam Speaker, I beg to move thank you.

(Question Put and agreed to)

(Applause)

ADJOURNMENT

Hon. Speaker: Order Hon. Members! There being no other business, this Assembly adjourns to tomorrow 2:30 p.m.

(The House rose at 4:00 p.m.)