



## NAIROBI CITY COUNTY ASSEMBLY

### OFFICIAL REPORT

#### Second County Assembly – Second Session

Tuesday 10<sup>th</sup> April, 2018

The House met at 2.30 p.m.

*(Hon. Temporary Deputy Speaker (Mr. Kennedy Obuya) in the Chair)*

#### PRAYER

**Hon. Temporary Deputy Speaker:** Clerk proceed.

#### COMMUNICATION FROM THE CHAIR

**Hon. Temporary Deputy Speaker:** Hon. Members I have the following communication to make;

##### COUNTY DIALOGUE FORUM AND DEVOLUTION CONFERENCE 2018

Hon. Members the County Assembly is in receipt of an invitation from the County Executive for our participation in its scheduled dialogue sessions as part of County's preparations for participation in the upcoming Devolution Conference 2018.

The invitation arises from the County government's recognition of the role of Public Participation in streamlining service delivery. Hon. Members, it is the wish of the County Executive that the County evaluates its performance and experiences, gains and milestones, challenges and opportunities prior to the Devolution Conference. These public dialogue forums are aimed to achieve that objective.

Accordingly Hon. Members, the County Executive already undertook dialogue sessions at the Sub-County level on 6<sup>th</sup> April 2018 whose results can be obtained from the County government website.

Now therefore Hon. Members, a further County Dialogue Forum has been scheduled for Wednesday 11<sup>th</sup> April, 2018 at Charter Hall from 9.00 a.m. to 12.00 p.m. to validate the Sub-County dialogue reports.

Hon. Members you are hereby invited to take part in the County Dialogue Forum on Wednesday 11<sup>th</sup> April 2018 at Charter Hall from 9.00 a.m. to 12.00 p.m. A Questionnaire has been issued to you for purposes of obtaining your personal experience with devolution prior to the County Dialogue, date as prior communicated.

Further, Hon. Members, an invitation is similarly extended to you for your participation in this year's upcoming Devolution Conference to be held in Kakamega from the 24<sup>th</sup> to 27<sup>th</sup> April, 2018. Thank you Hon. Members.

### MESSAGES

Hon. Members, Standing Order 43(1) relating to Messages from the Governor provides that "*the Speaker shall read to the County Assembly any message from the Governor or the Senator of the County delivered to the Speaker for communication to the County Assembly.*" In this regard Hon. Members, I wish to report that I am in receipt of a Message dated 10<sup>th</sup> April, 2018, from the Governor vide a letter dated 5<sup>th</sup> April, 2018.

Hon. Members, the Messages regards the nomination of Chief Officers responsible for various Departments of the County Government for consideration and approval by the County Assembly.

Hon. Members, I now wish to convey the following Messages;

#### VETTING AND APPROVAL OF CHIEF OFFICERS

Pursuant to Section 45(1) (a) and (b) of the County Governments Act, 2012, I hereby forward the names of persons indicated below for consideration and approval by the Assembly to enable their appointment as County Chief Officers for the portfolios to which they have been recommended, namely:-

S/NO	NAME	CHIEF OFFICERS POSITION	GENDER	ETHNICITY
1.	Ann Kanamu Mwendu	Disaster Management and Coordination	Female	Meru
2.	Simon Leboo Moritant	Public Service Management	Male	Maasai
3.	Mahat Jimale	Public Health	Male	Somali
4.	Lucia N.M. Mulwa	Education, Social Services and Gender	Female	Kamba
5.	Mude Ibrahim Abdimutahib	Youth and Sports	Male	Somali
6.	David Masereti Makori	Environment and Natural Resources	Male	Kisii

7.	Mohammed Abdirahman	Water, Sanitation and Energy	Male	Somali
8.	Mary Nyamuwa Maina	Finance	Female	Kikuyu
9.	Winfred Wangui Gathungu	Economic Planning	Female	Kikuyu
10.	Dr. Washington Odindo	Food and Agriculture	Male	Luo
11.	Mohammed Abdi Sahal	Livestock and Fisheries	Male	Somali
12.	Dr. Musa Mohamed	Medical Services	Male	Luo
13.	Jairus Musumba	Devolution and Sub-County Administration	Male	Luo
14.	Aaron Kirui Komingoi	ICT and Infrastructure	Male	Kalenjin
15.	Peter Makokha Mukenya	E-Government	Male	Luhya
16.	Stephen G. Mwangi	Lands	Male	Kikuyu
17.	Justus Mwendu Kathenge	Urban Planning	Male	Kamba
18.	Pauline Nyambura Kahiga	Urban Renewal, Housing and Project Management	Female	Kikuyu
19.	Richard Mutinda Kavenga	Transport and Public Works	Male	Kamba
20.	Eng. Fredrick Karanja	Roads	Male	Kikuyu
21.	Fredrick Nzioki	Commercial, Trade and Industrialization	Male	Kamba
22.	Paul Macharia Gichohi	Cooperative Development and Tourism	Male	Kikuyu
23.	Lydia Kwamboka	County Attorney	Female	Kisii

Hon. Members, I now direct that the relevant Sectoral Committees proceed with the vetting of the said nominees for Chief Officers responsible for the various Departments of the County Government as enumerated in the Governor's Message. Thank you.

Order Hon. Members! Hon. Members the position of the County Attorney is subject to perusal of the relevant Select Committee according to the County Government Act--- Appointment Committee, thank you Majority Leader. We are continuing with the messages Hon. Members.

Hon. Members, Standing Order 43(1) relating to Messages from the Governor provides that *“the Speaker shall read to the County Assembly any message from the Governor or the Senator of the County delivered to the Speaker for communication to the County Assembly.”* In this regard Hon. Members, I wish to report that I received a Message today 10<sup>th</sup> April, 2018, from the Governor vide a letter dated 10<sup>th</sup> April, 2018.

Hon. Members, the Message regards the nomination of Mr. Newton Munene as a Member of the County Executive Committee responsible for Finance.

I now wish to convey the following Message;

NOMINATION OF MR. NEWTON MUNENE AS COUNTY EXECUTIVE COMMITTEE MEMBER RESPONSIBLE FOR FINANCE

Pursuant to Article 179(2) (b) of the Constitution of Kenya, 2010, and Section 8 of the County Governments Act, 2012, as well as Section 7(1) of the Public Appointments (County Assemblies Approval) Act, 2017, I hereby nominate Mr. Newton Munene to the position of Finance Executive Committee Member for approval and subsequent appointment. Thank you.

Hon. Members, Standing Order 43(1) relating to Messages from the Governor provides that *“the Speaker shall read to the County Assembly any message from the Governor or the Senator of the County delivered to the Speaker for communication to the County Assembly.”* In this regard Hon. Members, I wish to report that I am in receipt of a Message dated 10<sup>th</sup> April, 2018, from the Governor vide a letter dated 9<sup>th</sup> April, 2018.

Hon. Members, the Messages regards the reactivation of the Assembly confirmation process for the nominee for County Secretary.

Hon. Members, I now wish to convey the following Message;

REACTIVATION OF ASSEMBLY CONFIRMATION PROCESS – COUNTY SECRETARY NOMINEE

Reference is made to the above subject matter and to the previous correspondence on the same vide with our letter Ref. PSM/CCO/LOM/544/2018 dated 26<sup>th</sup> February, 2018 recalling the nomination.

Accordingly, following conclusion of successful consultations with various stakeholders, pursuant to Section 44 (2) (b) of the County Governments Act, 2012, I convey to the County Assembly the reactivation of the approval process for Mr. Peter Kariuki Mbugua, my Nominee to the position of County Secretary.

The nomination and transmittal to the County Assembly is made pursuant to Section 44 of the County Governments Act [Act No 17 of 2012:] as read together with Sections 3 and 6 of the Public Appointments (County Assemblies Approval) Act [Act No 5 of 2017:]

In cognizance of the role of the County Secretary as the Head of the County Public Service and coordinating the implementation of my Government's transformative agenda for the People of Nairobi, I urge the County Assembly to prioritize the approval of my nominee

Hon. Members, I now direct that the Select Committee on Appointments proceed with the Reactivation of Assembly Confirmation Process for the County Secretary Nominee.

Accordingly, the Committee is directed to table its Report on the Consideration of the County Secretary nominee tomorrow Wednesday 11<sup>th</sup> April, 2018.

Thank you, Hon. Members.

**Hon. Temporary Deputy Speaker:** Hon. Members, for the position of County Attorney, the vetting is in line with the provisions of the County Attorney Act of 2016.

Hon. Members, on the position of the County Executive Committee Members, I direct that the name be considered by the Appointments Committee. Thank you.

### PAPERS

**Hon. Temporary Deputy Speaker:** Proceed, Hon. Majority Leader.

**Hon. Abdi Hassan:** Pursuant to Article 229 (7) of the Constitution, I beg to lay the following paper on the Table of the Assembly, today Tuesday 10<sup>th</sup> April 2018; the report of the Auditor General on the financial statement of Nairobi City Water and Sewerage Company Limited for the year ended 30<sup>th</sup> June 2017.

*(Hon. Abdi lays the paper on the table of the Assembly)*

Mr. Speaker sir, pursuant to Standing Order 191 (6), I beg to lay the following paper on the Table of the Assembly, today Tuesday 10<sup>th</sup> April 2018; the report of the Select Committee on Transport and Public Works on the site inspection visit to Roysambu, Nairobi Central, Parklands, Mwiki and Clay City Wards on 30<sup>th</sup> November 2017, 7<sup>th</sup> December 2017 and 21<sup>st</sup> February 2018. Thank you Mr. Speaker sir.

**Hon. Temporary Speaker:** Hon. Members, I now direct the report of the Auditor General on the financial statements of Nairobi City Water and Sewerage Company Limited for the year ended 30<sup>th</sup> June 2017 to the Committee of Public Investments.

### NOTICES OF MOTION

**Hon. Temporary Deputy Speaker:** Chairperson, Transport and Public Works.

**Hon. Osman Adow:** Hon. Speaker, I beg give the following notice of Motion. That this Assembly adopts the report of the Sectoral Committee on Transport and Public Works on the site inspection visit to Roysambu, Nairobi Central, Parklands, Mwiki and Clay City Wards on 30<sup>th</sup> November 2017, 7<sup>th</sup> December 2017 and 21<sup>st</sup> February 2018, laid on the Table of this Assembly on Tuesday 10<sup>th</sup> April 2018. Thank you.

Hon, Speaker, I beg to give the following notice of Motion; that this Assembly adopts the report of the Sectoral Committee on Transport and Public Works on the site inspection visit to Roysambu, Nairobi Central, Parklands, Mwiki, Clay City Wards on 30<sup>th</sup> November 2017, 7<sup>th</sup> December 2017 and 21<sup>st</sup> February 2018 laid on the table of this Assembly on Tuesday 10<sup>th</sup> April 2018. Thank you

### STATEMENTS

**Hon. Temporary Deputy Speaker:** Hon. Members, response to statement requested by Hon. Patrick Karani MCA, Chairperson Select Committee on Public Accounts regarding the status of County Internal Control Environment and Internal Audit of the County.

**Hon. Moses Ogeto:** Thank you Hon. Speaker. I have a statement for Hon. Karani and I wish to know that he has a copy before I table it as per the procedures laid before this House. I would also like to congratulate you for qualifying to be in the Speakers panel as you take us through this. Can I proceed? Thank you. Hon. Speaker, on Tuesday 8<sup>th</sup> November 2017, Hon. Patrick Karani, MCA rose on the floor of the Assembly pursuant to standing order 45 (2c) and requested the Chairperson of the Select Committee of Public Accounts Committee for the status of first quarter internal review report of the County Executive. He further asked the Chairperson to report on;

1. Whether the County Executive has been undertaking regular internal review;
2. Status of the County internal control enrolment;
3. Risk assessment status of the County and whether the County has an audit review work plan; and
4. Modalities by which such internal review is shared with the stakeholders and the public.

Hon. Speaker, the Committee requested for a written response from the County Executive CEC Member responsible for finance via a letter dated 14<sup>th</sup> November, 2017. The CEC Member submitted the response via a letter dated 23<sup>rd</sup> November 2017. Subsequently pursuant to Standing Order 42 (d), the Committee met the CEC Member on Wednesday 7<sup>th</sup> February 2018 on which Hon. Patrick Karani was in attendance. In this regard Hon. Speaker, I wish to report to the Assembly as follows;

#### **1. Whether the County Executive has been undertaking of regular internal audits and review**

Hon. Speaker, the Committee was informed during the quarter and the current financial year that Internal Audit and Risk Management was able to conduct and conclude four audit reports. One, report of the electrical projects within the County, two, report of County Integrated Development Plans and three, report on the status of County Operations and Systems and Internal Audit. Four, review of Integrated Development Plan. Hon. Speaker, copies of the aforementioned report has been attached in the response.

Hon. Speaker on the second question, the Committee was informed that the County Executive operates with strict compliance with all enabling legislation on public finance management and audit. As such, the County Executive has established an independent Internal Audit and Risk Department whose chapter

prohibits performing operations and activities and in addition, the following mechanisms have been put in place as listed from number one to four.

### **3. Risk assessment of the County.**

Hon. Speaker, the Committee was informed that the risk assessment is in review of the management practice adopted by the County Government in 215. To this end, the County Executive has developed a risk framework and maximized opportunities to mitigating reporting lines, responsibilities, accountabilities and it also assists with communicating and promoting awareness of the information framework as listed in number one to five. Hon. Speaker, as a continuous process, the County is in a process of conducting risk awareness to the top and middle level management as well as operating of the staff.

### **4. Control activities on whether the County has an audit review and workplan**

Hon. Speaker, the County was informed that the financial year the Internal Audit risk Management Department developed an annual internal work plan. The copy is attached and the audit progress to the review of the internal control measures in place and also to review in adherence of operating risks, the audit work plan reviewed and approved by the Internal Audit Committee.

### **5. Modalities by which the internal audit review is shared with shareholders and public?**

Hon. Speaker, the modalities for sharing internal audit review is attached in the same report and is provided in page four by the CEC Member's report. In addition Hon. Speaker, in a comprehensive response by the CEC member, it is hereby attached for the Members' perusal.

Mr. Speaker, I beg to lay.

**Hon. Temporary Deputy Speaker:** Proceed. Clerk! Hon. Karani.

**Hon. Patrick Karani:** Mr. Speaker, I wish to add my comment. Yes I attended the Committee with the CEC present. I raised my concerns and the first one was that this report is not satisfactorily answered. My first question was about the quarterly internal reports and what was attached Mr. Speaker ---

**Hon. Temporary Deputy Speaker:** Yes Hon. Ogeto. What is your Point of Order?

**Hon. Moses Ogeto:** Point of Information Mr. Speaker. The report that we have tabled before this House is touching on operations and we have responded on our capacity as the Public Accounts Committee. The Member is a Vice Chairperson of the Budget Committee which deals with operations as indicated in the Standing Orders. Does he want to be reminded that the same question should be directed to him because he is in charge of operations? Thank you Mr. Speaker

**Hon. Temporary Deputy Speaker:** Hon. Karani

**Hon. Patrick Karani:** Mr. Speaker, I want to remind the Hon. Member that Audit falls under Public Accounts and not under Budget and Finance. This report clearly shows that the County Executive does not have internal control measures in place. As a Government we are at risk because there is too much exposure. The systems and processes are wanting and this report is a clear manifestation of an organ in Government that is sleeping on its job.

The first quarter report only stated uncompleted project of Ward Development Fund, Transport, and Street Lighting. In the site, they are just complaining they are not coming up with the recommendation on how to recover or how to make good laws the County has done. Mr. Speaker, I use this report to advance further measures or remedies that the County Executive should be putting in place appropriate mechanisms, processes and institutional arrangement to make sure the Nairobians don't lose or get values for public investment and spending. So, Mr. Speaker, I would say that the report is inadequate and I will take it further to the next level. Thank you, Mr. Speaker.

**Temporary Deputy Speaker:** Thank you, Hon. Karani!

**Hon. Moses Ogeto:** Thank you, Mr. Speaker, as much as my colleague is saying that he is not satisfied with the report and I believe he should go to the Standing Order 197 which is very clear. This is just a favour which we did to him since it arrived in our desk and as it was directed by you Chair. Also our Standing Order 197 (2) talks about Public Account Committee and it is very specific even when looking for such information and tabling before you is a favour.

In Standing Order number 199 it is also very clear about the budget and Appropriation Committee, so if he is denying this and he was in attendance. I think he could have said it there since he has accepted before this House that he was in attendance in that meeting he could have objected it there.

Therefore, through your guidance, it is good to remind my colleague that he should probably go to this book and tell us why he attended but he could have objected before the Committee and tell the CEC that whatever you have presented in this Committee is not satisfactory. This is because we get information from the Executive.

**Hon Patrick Karani:** Point of Information.

**Temporary Deputy Speaker:** Yes Hon. Karani!

**Hon Patrick Karani:** Mr. Speaker, if the *HANSARD* was there during the Committee meeting, it would have proved that I said this is not a complete report and they promised to bring full report which is lacking. Whatever you are tabling here is not what we agreed at the Committee. They said they will produce quarterly reports within two weeks and today you are tabling the report.

**Hon. Osman Adow:** Thank you, Mr. Speaker, I think the Chairman is misleading the House. He should go back and produce a satisfactory answer to the Hon. Member. If he cannot do it, he should tell us instead of arguing that it is not his responsibility. Any audit goes to the Public Account Committee and he



knows very well. So, the issues of Internal Auditor has been raised many times in the Budget Committee, and even said that there is an Internal Auditor he should be sacked right away because we don't see their work. It is up to them to come up with the modalities of how the department should work and they are not doing it. So, it should not be passed behind somebody else they are supposed to produce a proper report. Thank you.

**Hon. Temporary Deputy Speaker:** Hon. Herman Azangu!

**Hon. Herman Azangu:** Thank you, Hon. Speaker, I only want to know whether the Member agreed in the Committee. I also want to know whether the Committee had another recommendation and if there is no recommendation from the Committee, and they all agreed then it will be difficult to bring another report. If they did not agree in the Committee, he is right to say that the Committee did not agree and then the Chair will send the report which will compromise the Committee and the Member who requested the report.

**Hon. Temporary Deputy Speaker:** Hon. Ogeto! Hon. Chairman, being that Hon. Karani is not convinced it is essential that you must learn as a Chair to take responsibility. I now direct that you get a report that is convincing and feedback to Hon. Karani. The same report be tabled before this Hon. House within seven days. That was a directive to Hon. Ogeto.

**Hon. Moses Ogeto:** Hon. Speaker, I respect your ruling and within seven days we will report back to this Assembly. I want to remind the House that Public Account Committee is always responsible for the examination of the accounts appropriation sum voted for the County Assembly made public expenditure and other accounts laid before the County Assembly and a Committee may think

Hon. Speaker, as I respect your ruling we will bring the same but I must remind how the Public Committee works. So, as directed by your ruling we shall bring the same answer but I believe it is good to tell you what Public Accounts does. Thank you, Mr. Speaker.

**Hon. Temporary Deputy Speaker:** Hon. Ogeto, you may be right in that regard I direct that the two relevant Committees have a joint sitting and we have a convincing report within the said seven days. Hon. Members under order 7 we need the response of statements sought by Hon. Waithera Chege, MCA from the Chairperson, Water and Sanitation Committee regarding the drainage and sewerage infrastructure in Upper Hill Ward with a due date of 6<sup>th</sup> March 2018.

**Hon. Temporary Deputy Speaker:** Chair, Water. Proceed.

**Hon. Herman Azangu:** Hon. Speaker, I happened to Chair the meeting today but Hon. Waithera was not there though the people from the Executive side, the CEC Environment and the Managing Director Nairobi Water and Sewerage Company were invited and they were present in the meeting. The recommendations which we made as the Committee will be presented next week. Several questions were responded, not only for Waithera.

**Hon. Temporary Deputy Speaker:** Hon. Chair, kindly report back within the days you have requested.

**Hon. Herman Azangu:** We had four requests and we have the answers. After Women Caucus finish their retreat in Mombasa and are back in the Assembly, we will provide the responses.

**Hon. Temporary Deputy Speaker:** Alright Chairman. Hon. Members. Response to a Statement sought by Hon. Njihia Mwangi, MCA from the Chairperson on Planning and Housing Committee regarding the ownership status of Anderson Hall within Kenyatta/Golf Course Ward dated 26<sup>th</sup> March 2018. Chair, Planning? Vice Chair? Any Member of the Planning Committee? Chairperson Planning is absent, I therefore direct Joseph Komu to inform the Chairperson to bring the response tomorrow 2:30p.m.

**Hon. Joseph Komu:** Thank you, Mr. Speaker, the message will be conveyed immediately.

**Hon. Temporary Deputy Speaker:** Hon. Stephen Kanyi.

RESPONSE TO A STATEMENT ON THE DISBURSEMENT OF MONIES FOR THE FREE MATERNITY SERVICES TO COUNTY HOSPITALS

**Hon. Stephen Gikonyo:** Thank you, Mr. Speaker. I want to give a response that was requested by Hon. Mwangi Njihia regarding Mbagathi Hospital. So, I have the response. He attended our Committee meetings and he was satisfied. Can I proceed, Mr. Speaker?

**Hon. Temporary Deputy Speaker:** Please proceed.

**Hon. Stephen Gikonyo:** Mr. Speaker, on 22<sup>nd</sup> February, 2018, Hon. Mwangi Njihia, rose on the floor of the Assembly pursuant to Standing Order 45 (2) (c) and requested the Chairperson of the Sectoral Committee on Health Services for a Statement regarding the disbursement of monies for the free maternity services to County hospitals.

In the Statement, the Member requested that the Chairperson should inquire into and report on:

- i. Amount of monies remitted by the County Executive to County Hospitals under the free maternity program;
- ii. Reasons for delays in timely remittance of the said monies annually; and
- iii. When the County Executive plans to remit the Ksh. 75, million owed to Mbagathi District Hospital in unremitted free maternity program monies.

Mr. Speaker, the Committee wrote to the County Executive Committee Member responsible for Public Works, Roads and Transport on 22<sup>nd</sup> March 2018 inviting him to a meeting of the Committee on 27<sup>th</sup> March 2018. The purpose of the meeting was to enable the CEC Member to furnish the Committee with the response to the Statement requested by the Member.

In this regard, Mr. Speaker, I wish to report to the Assembly as follows:

**(i). Amount of monies remitted to County Hospitals under the program.**

Mr. Speaker, the Committee was informed that the amount of monies remitted to County Hospitals under the free maternity program was Ksh. 42,411,366 and a schedule on the same was attached.

**(ii). Reasons for delays in timely remittance of the monies**

Mr. Speaker, the Committee was informed that the delayed remittance of the said monies was due to lack of liquidity.

**(iii). Remittance of the Ksh. 75 million owed to Mbagathi District Hospital**

Mr. Speaker, the Committee was informed that the sector could not tell when the monies could be remitted as the authority to pay belonged to the office of the County Executive Committee Member for Finance.

Mr. Speaker, Hon. Mwangi Njihia was satisfied with the response given by the CEC Member. A copy of the detailed response has been given to Hon. Mwangi Njihia who requested for the statement and a further copy is hereby attached to this report.

Mr. Speaker, I beg to lay this Statement. Thank you.

Thank you, Mr. Speaker for giving me this chance to elaborate few things. Hon. Mwangi attended our Committee meetings and we deliberated one on one and he was satisfied. As Members of the Committee, we are pressurizing the Executive on the way forward for us to tackle the things that are happening in our institutions and especially the hospitals to this House. I would like Hon. Mwangi to confirm whether that is what transpired in our meeting---

**Hon. Temporary Deputy Speaker:** Hon. Gikonyo, you are directing the Chair. You are out of order. Hon. Mwangi Njihia.

**Hon. Abraham Njihia:** Hon. Speaker, I must admit that I attended the Health Committee but I am very disappointed.

**Hon. Stephen Gikonyo** ...I would like the Hon. Mwangi to confirm whether that was what transpired during our meeting, thank you.

**Hon. Temporary Deputy Speaker:** Hon. Gikonyo, are you directing the Chair? You are out of order. Hon. Mwangi Njihia?

**Hon. Abraham Njihia:** Hon. Speaker I must admit that I attended the Health Committee [meeting] but am very disappointed with the Member, the Vice Chairman, who is standing here purporting that I was satisfied. I was satisfied with question 1, 2 but on question 3 which was my area of interest- this is about Ksh. 75 million, which has not been remitted to Mbagathi hospital- the answers I got! Mr. Speaker you hear the

Member here saying they could not tell, and the money was disbursed by the national government for free maternity and am disappointed that the Member standing here, in fact I told them to continue pressing on the Ksh. 75 million owed to the mothers of Woodley, Kenyatta and Golf course and in general Nairobi because Mbagathi hospital serves the Nairobians.

The Member has just said we are pressurizing the Executive. I want to tell the Member that that is our work, we have to dig and know where the Ksh. 75 million owed to Mbagathi hospital will be paid. As far as I am concerned the money was disbursed by the national government and if it was misappropriated I don't know but we must get to the bottom of this. I am not satisfied on question 3. Thank you.

**Hon. Stephen Gikonyo:** Mr. Speaker I would like to request the Hon. Member to give us time to be able to pressurize the Executive on whereabouts of the Ksh. 75 million because we could not get a timeline when to remit the money to Mbagathi district hospital.

**Hon. Temporary Deputy Speaker:** Hon. Gikonyo do you have a timeline.

**Hon. Stephen Gikonyo:** We can be given maybe two weeks, because he [Hon. Njihia] has said he was satisfied with the first and second question. We will try and furnish the response on the third question.

**Hon. Abraham Njihia:** Thank you Hon. Speaker, I am ready to wait even if it is one month I will wait for him to respond. Mr. Speaker, with your indulgence, I had requested statements and you said they will be answered tomorrow. Mr. Speaker the trend you are taking is very serious. These questions I had requested were due on 28<sup>th</sup> February. Tomorrow I am demanding for these answers, thank you.

**Hon. Temporary Deputy Speaker:** Hon. Gikonyo, I direct that on Thursday 2.30 p.m. you give a response to Hon. Mwangi Njihia.

Hon. Members Order No. 7 (4) is to the Chairperson Water and Sanitation Committee regarding the MOU between Nairobi County Government, Ministry of Water and Irrigation and Athi Water Services Board dated 7<sup>th</sup> March 2018. Chairperson of Water [committee]?

**Hon. Herman Azangu:** Hon. Speaker I am not the Chair but I take the chance to speak today. We met the CEC Environment and Nairobi Water MD today for the meeting whereby they have answered the question, although the Member was not around but we have the response. If he comes next week or tomorrow we shall read the response.

**Hon. Temporary Deputy Speaker:** Hon. Members, response to statement sought by Hon. Mwangi Njihia to Chairperson of Health Services Committee regarding the disbursement of monies for free maternity services to the county hospitals dated 15<sup>th</sup> March 2018. Chairperson Health?

*(Point of order)*

**Hon. Anthony Gatune:** Thank you Mr. Speaker, but I am afraid we are carrying out business without quorum. As per Standing Order 36(1) *If at any time after the chair is taken, or when the County Assembly is*

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*in Committee, a Member objects that there is not a quorum present, the Speaker or the Chairperson shall count the count Assembly or the Committee as the case may be.*

**Hon. Temporary Deputy Speaker:** Thank you Hon. Anthony. I therefore direct the Serjeant-at- Arms to ring the bell for 10 minutes.

*(Quorum bell rang)*

### **ADJOURNMENT**

**Hon. Temporary Deputy Speaker:** Hon. Members it seems we don't have the quorum. As we follow our Standing Order 36 (2) (a) I therefore adjourn the house to the next sitting tomorrow at 2.30 p.m. I hereby notify the assembly Business committee to meet at the boardroom immediately after this.

***(The House adjourned at 4.00 p.m.)***