



NAIROBI CITY COUNTY ASSEMBLY

OFFICIAL REPORT

Second County Assembly – Second Session

Tuesday 27th March, 2018

The House met at 2.30 p.m.

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

PRAYER

COMMUNICATION FROM THE CHAIR

Hon. Speaker: Hon. Members I have the following communication to make; a visiting delegation from the Parliament of Hirshabelle State of the Republic of Somalia. Hon. Members, our sitting this afternoon is graced by a delegation from the Parliament of Hirshabelle State of the Republic of Somalia; the delegation is made up of 43 Hon. Members of parliament, four facilitators, two interpreters, one technician and eight AMISOM officers. Hon. Members I wish to give special recognition to the Speaker, Hon. Sheikh Osman Bare Mohammed, Speaker of Hirshabelle State, *(Applause)* and the Deputy Speaker Hon. Anab Ahmed Isse *(Applause)*. I warmly welcome you to the Nairobi City County Assembly and I hope you will enjoy your stay in the City during your auspicious visit.

Hon. Members, on behalf of the Nairobi City County Assembly family I wish to extend a warm welcome to the Hon. Members of the Hirshabelle State of Somalia Parliament, feel welcome and enjoy your experience in Nairobi. Thank you.

(Applause)

Hon. Members the parliamentary practice say that we name, and I will do my best to be very fast on that. So I will start with the Hon. Mohammed Ali Hussein, and when the Hon. Member hears his or her name, you just stand and the Members will welcome you to the House.

Disclaimer: *The electronic version of the Official Hansard Report is for information purposes only. A certified version of this Report can be obtained from the Hansard Editor.*

1. Hon. Sheikh Osman Bare Mohammed – Speaker
2. Hon. Mohamed Ali Hussein
3. Hon. Abdiladhif Mohamud Haji Abdi
4. Hon. Abdiwahid Ahmed Omar
5. Hon. Abdikadir Abukar Mohamed
6. Hon. Adan Abdishakur Salad
7. Hon. Aden Bare Mohamed Muse
8. Hon. Bashir Badel Mohamed
9. Hon. Ismail Mumin Hilolwe
10. Hon. Mohamed Ibrahim Muhumed
11. Hon. Mohamud Siad Barqadle
12. Hon. Omar Mohamed Omar
13. Hon. Abdiwahid Mohamed Hussein
14. Hon. Gelle Isack Warsame
15. Hon. Mohamud Wabar Hassan
16. Hon. Mohamed Abdi Mohamed
17. Hon. Mukhtaar Xasan Maxamed
18. Hon. Abdillahi Mohamed Ali
19. Hon. Duniya Hahir Dhiisow
20. Hon. Abdirahaman Mohamud Gure
21. Hon. Duwane Farah Ali
22. Hon. Abukar Hassan Abukar
23. Hon. Ibrahim Muse Mahad
24. Hon. Artan Mohamed Nur
25. Hon. Abdullahi Abdi Farah
26. Hon. Mohamed Yusuf Olow
27. Hon. Ismail Abdi Qasim
28. Hon. Ahmed Omar Gabow
29. Hon. Ali Sh. Mahamed Ahmed
30. Hon. Abdikadir Farah Ahmed
31. Hon. Mohamed Ahmed Mumin
32. Hon. Mohamud Hussein Yusuf
33. Hon. Yusuf Maalin Hasan
34. Hon. Deko Adan Moalim
35. Hon. Abdishakur Ali Omar
36. Hon. Osman Abudullahi Dhore
37. Hon. Yusu Axmed Yalahow
38. Hon. Mohamed Ibrahim Hussein
39. Hon. Abdiweli Sheikh Ali Ahmed
40. Hon. Adan Odawa Omar
41. Hon. Hassan Mahamed Ahmed
42. Hon. Farah Mohamed Osman
43. Hon. Anab Ahmed Isse
44. Dr. C. A. Mumma Martinon – Facilitator
45. Maj. Gen. Charles Mwanzia – Facilitator

46. Maj. (Rtd) Edward Waithaka – Facilitator
47. Mtumishi Augustine Njeru Kathangu – Facilitator
48. Dr. Opiyo Ododa - AMISOM
49. Mr. Fadil Karar – AMISOM
50. Mr. Christopher Aria – AMISOM
51. Mr. Omar Ibrahim Isak – AMISOM
52. Mr. Mfanuzile Dube – AMISOM
53. Mrs. Damari Alembi – AMOSOM and other officers from AMISOM

Thank you very much.

PAPERS

Hon. Speaker: Chairperson Budget, or is it the----

THE NAIROBI CITY COUNTY EMERGENCY FUND REGULATION 2017

Hon. Abdi Hassan: Thank you Madam Speaker. Before I lay the paper, I want to take this opportunity to welcome the Members from Juba region Assembly to the County Assembly of Nairobi.

Madam Speaker, pursuant to Section 109 (1) of the Public Finance management Act 2012, I beg to lay the following paper in the table of the Assembly today Tuesday 27th March 2018; the Nairobi City County Emergency Fund Regulation 2017. Thank you Madam Speaker.

Hon. Speaker: It will be under the Committees of Finance and Delegated Legislation, so both Chairmen should ensure that it happens. Chair Budget.

THE SUPPLEMENTARY BUDGET ESTIMATES FOR THE FINANCIAL YEAR 2017-18

Hon. Robert Mbatia: Thank you Madam Speaker, also to follow suit on the Majority Leader; I want to welcome the Members from Somali Parliament. Madam Speaker, pursuant to Standing Order No. 191 (6), I beg to lay the following paper on the table of the Assembly today Tuesday 27th March 2018; the report of the Select Committee on Finance, Budget and Appropriation on the Supplementary Budget estimates for the Nairobi City County Government and the Nairobi City County Assembly for the financial year 2017-2018. Madam Speaker I beg to lay.

Hon. Speaker: Thanks Chair.


NOTICES OF MOTION

THE SUPPLEMENTARY BUDGET ESTIMATES FOR THE FINANCIAL YEAR 2017-2018

Hon. Speaker: Chair Budget.

Hon. Robert Mbatia: Thank you Madam Speaker. I beg to give Notice of the following Motion; THAT this Assembly adapts the report of the Select Committee on Finance, Budget and Appropriation on the Supplementary Budget estimates for the Nairobi City County government and the Nairobi City County Assembly for the financial year 2017-2018 laid on the table of the Assembly on Tuesday 27th March 2018. Thank you Madam Speaker.

Disclaimer: *The electronic version of the Official Hansard Report is for information purposes only. A certified version of this Report can be obtained from the Hansard Editor.*



Hon. Speaker: Hon. Silas, are you in the House? Is Hon. Matara in the House?

Hon. Silas Ongwae: I am in the House Madam Speaker.

Hon. Speaker: Proceed. You have a Notice of Motion, isn't it?

Hon. Silas Ongwae: I haven't received the materials yet.

Hon. Speaker: Okay. Hon. Silas approach the table so that you can get a copy of the----

THE EXECUTIVE TO DEVELOP AND SUBMIT A COMPREHENSIVE COUNTY YOUTH EMPOWERMENT POLICY

Hon. Silas Ongwae: Thank you Madam Speaker for this opportunity. I beg to give Notice of the following Motion; THAT aware that the rapid population growth of youth has become a global phenomenon, and Kenya is no exception to this trend; Further aware that in Kenya the youth bulge presents a number of challenges for both the youth and the Country; Noting that every year one million young people join the job market in Kenya, yet Kenya has the largest number of jobless youths in East Africa; Observing that the youth are, and will remain, a significant heir of Kenya's population for the foreseeable future; Realizing that developing and implementing appropriate strategies, policies and programmes to mitigate the risks and challenges that the youth face must be much more of a priority for Nairobi County government than it currently is; Bearing in mind that any failure to provide appropriate opportunities for this large segment of the population could have enormous economic, political, cultural and social consequences; Affirming that engaging the youth population fully is therefore no longer a choice but a necessity in the development process of the County; this Assembly urges the County Executive to develop and submit to the County Assembly for approval, a comprehensive County Youth Empowerment Policy that includes funding opportunities for young entrepreneurs to help mitigate the challenges of youth employment in the city.

THE EXECUTIVE TO EXPLORE MECHANISMS FOR THE ESTABLISHMENT OF YOUTH INTERNSHIP AND VOLUNTEER PROGRAMME

I beg to give Notice of the following Motion; THAT aware that the National Government Youth Volunteer Programme has been instrumental in creating opportunities for young people across the country and the Nairobi County to engage themselves meaningfully in nation building while earning an income; Noting that whereas the Youth Volunteer Programme is changing lives, more need to be done by other stakeholders such as county governments to support the national government initiative to realize its true potential; Deeply concerned that Nairobi City County has perhaps one of the highest population of young graduates and that the national government programme cannot absorb all qualified youth into the programme; Recognizing that support from the Nairobi County government in coordination with the national government where the Nairobi County government similarly identifies and, or creates opportunities for internship and volunteering for the young people and avails the same to them yearly carries the potential to greatly improve youth unemployment in the City and its attendant ills over the long run; this Assembly urges the County Executive to explore mechanisms for the establishment of the Nairobi City County Youth Internship and Volunteer Programme.

THE EXECUTIVE TO PUT IN PLACE MEASURES TO ENSURE LOCAL YOUTHS ARE PRIORITIZED FOR EMPLOYMENT

THAT, aware that the County government is increasingly investing heavily in infrastructural and other major developments, including in its projected development blueprint as detailed in the County Integrated Development Plan; Noting that the part of the main focus of these major development projects is the creation

of employment opportunities for the youth enabling them to earn a living; Deeply concerned however that most youths from the localities where these major projects are carried out do not often benefit from the opportunities available with such developments; Recognizing that cash-for-work activities and the promotion of youth friendly and income generating micro-projects within such development initiatives carries great potential for alleviating youth unemployment in the City; Observing that such major County projects similarly carry the potential for building the capacity of local youths and youth associations to ensure sustainable management of the youth as a resource; Further observing that by such engagement, the local youths are encouraged to continue with maintenance of the community assets beyond the project period; this Assembly urges the County Executive to put in place measures to ensure local youths within the County's major project areas such as infrastructural developments are prioritized for employment in such projects.

THE EXECUTIVE TO EXPLORE MECHANISMS FOR THE ESTABLISHMENT OF A COUNTY PUBLIC HEALTH INSURANCE POLICY

THAT, aware that the access to quality healthcare is a Constitutional right, however, millions of Nairobi residents still cannot afford to pay for health services at public or private clinics; Further aware that even with public health insurance available since 1966, only 20% of Kenyan's have access to some sort of medical cover and thus access to basic healthcare in Nairobi County is still a challenge to the majority poor and increasingly, the low income earners who struggle to make ends meet and face the demands of the high cost of living; Observing that there are considerable differences in distribution of health outcomes, health determinants and resources across the counties in Kenya, Nairobi being one of them, hence innovative ways must be found to fill this gap; Bearing in mind that the Counties such as Makeni County have successfully put in place mechanisms to protect the most vulnerable and provide access to basic healthcare for all; Recognizing that healthcare inequalities have significant social and economic costs to the extent that they limit people's ability to realize their full potential in terms of participating effectively in community, social, economic and political life; this Assembly urges the County Executive to explore mechanisms for the establishment of a County Public Health Insurance Policy targeted at protecting the most vulnerable and ensuring access to basic healthcare for the County's uninsured low income residents.

Thank you, Madam Speaker.

Hon. Speaker: Thank you Hon. Matara.

MOTION

ADAPTION OF THE REPORT ON THE SUPPLEMENTARY BUDGET ESTIMATES FOR THE FINANCIAL YEAR
2017-2018

Hon. Speaker: Chairman Budget, you have a Motion to move?

Hon. Robert Mbatia: Thank you Madam Speaker. I beg to move THAT, this County Assembly adapts the report of the Finance, Budget and Appropriation Committee on the Supplementary Budget Estimates for the financial year 2017-2018, for the Nairobi City County Government and the County Assembly of Nairobi.

Madam Speaker, the first Supplementary Estimates for the financial year 2017-2018 were submitted to this Assembly pursuant to the provisions of Section 135 of the Public Finance Management (PFM) Act 2012, and laid on the table of the Assembly on Thursday 1st March 2018.

Madam Speaker, in the Financial Year 2017/18, the County Assembly approved a total budget of Ksh.35.9billion out of which Ksh.24.2billion was meant for recurrent expenditure while Ksh.11.7billion was meant for development expenditure. In this approval the County Assembly had granted authority for the County to spend considerable amount of resources for development in the Wards, sorting out the City sanitation, reducing the tons of garbage in our streets, promoting the County health infrastructure, encouraging a productive workforce and ensuring that there is an effective County Legislature.

Madam Speaker, the total County Budget has been revised to Ksh.33.6billion with the revised recurrent budget standing at Ksh.25.9billion while the revised development budget stands at Ksh.7.7billion. From the above there is a downward revision of development budget and an upward revision of recurrent budget.

Madam Speaker, the annual estimates for the FY 2017-18 were approved in April 2017 at a time when the political actors in the County were readying to hold ballot discussions with their electorate in order to renew their terms of service. Following the General Elections, the County ushered in a new administration which called upon the policy makers to rethink the policy options and the financial objectives which had underpinned the FY 2017-18 approved estimates. The new administration brought forth alternate pillars of governance against which they called upon the residents of Nairobi City to gauge them at the end of the five year period.

Madam Speaker, from the foregoing the supplementary budget has been submitted to match the approved budget estimates to the above policy direction as well as addressing myriad of issues that may have been encountered in the process of budget implementation. It is important to remind this Chamber that supplementary budgets are interventions used to correct challenges and general dynamics that the implementers of the budgets encounter in the process of their execution. The provisions of Section 108 (2) of the Public Finance Management (PFM) Act 2012 dictate that "if there is a change in the County Government, the new County Government may deviate from the financial objectives in a County Fiscal Strategy Paper, but may not deviate from the fiscal responsibility principles."

Madam Speaker, the 1st supplementary estimates have been submitted to among others provide basis for purchase of 15 number vehicles for senior officers who joined the administration after the 2017 General Elections, provide enforcement vehicles, provide Ksh.500million decretal fees, increase to Ksh.2billion the allocation for debt repayments, allocate Ksh.400million for refurbishment of County referral hospitals, health centres and dispensaries. Among the health care interventions that the County intends to undertake include refurbishment of Mbagathi Hospital, rebranding of ambulances to reflect the County image, upgrade of Mama Lucy Hospital by completion of 68 capacity ward and payment for the mortuary and incinerator contractual sum.

Madam Speaker, under the Education Sector there has been an upward revision of the allocation of the amounts set aside for bursaries from Ksh.183million to Ksh.563million. Members will appreciate that the effect of this fund has been felt far and wide and this enhanced allocation is meant to ensure that the under privileged across the County also get a fair shot at basic education. The Committee agrees with the County

Treasury that there is need to fasten the enactment of the bursary fund regulations in order to implement the fund in line with the underpinning law.

Madam Speaker, the County Government purposes to ensure that the County employees receive enhance medical attention thereby increasing the level of Labour productivity and morale. In this regard the allocation for staff medical insurance has been increased from Ksh.850million to Ksh.1.7billion. Under the Urban Planning Sector there has been an allocation of Ksh.12million to procure consultancy services on the Valuation Roll. The Finance Committee has reiterated the potential available when the County is capable of finalizing the valuation roll is in excess of Ksh.60billion annually.

Madam Speaker, with respect to the County Assembly there is a proposed increase of the total budget by Ksh.150.4million being amounts meant to cater for factors that were unforeseen during the time of finalizing the annual estimates for the FY 2017-18. Among these factors the County Assembly Service Board purposes to use the Supplementary Estimates to realign the Members' salaries and other benefits as recommended by the Salaries and Remuneration Commission; to finance activities that were budgeted for in the financial year 2016-17 but were not paid for and to include the cost of the additional staff for the County Assembly leadership in the financial estimates and for purchase of vehicles for the County Assembly Leadership at a cost of Ksh.23million.

Madam Speaker, the County Assembly as a watchdog institution has no business more important than continually being vigil to ensure that policies and programmes being pursued by the County are for the greater good. Since its inception, the County Government has initiated measures aimed at addressing a number of challenges that have limited the County budget execution. There have been measures directed towards expanding the revenue basket, cleaning the debt books, containing the wage bill, eliminating cartels in the procurement process as well as burying ghost contractors.

RECOMMENDATIONS

POLICY MEASURES

Madam Speaker, in addition and in furtherance of the recommendations already contained in the body of this report, the Finance Committee recommends the following policy measures:

- i. That in line with the provisions Section 12 of the Second Schedule of the Public Finance Management Act 2012, the County Treasury shall hence-forth present to this County Assembly supplementary budgets which are program-based. Further that any Supplementary Budgets presented which are not in a program-based format be considered inadmissible;
- ii. That in line with the provisions of Section 148 of the Public Finance Management Act 2012 the Accounting Officers assigned by County Executive Committee Member for Finance be in charge of their budgets in line with the votes and programmes approved in the Supplementary Estimates for the FY 2017-18; in their respective sectors.
- iii. That the Environment Sector develops a policy on the Youth Empowerment Programme;
- iv. That in line with the provisions of Regulation 39 (8), the Sectors shall not introduce new programmes and projects through supplementary estimates;
- v. That the legal department move with speed and develop a policy on decretal fee payment whose payment will be derived from the Private Sector; and

- vi. That the County Assembly develops and presents for approval a comprehensive policy on participation and funding of sports activities for Members and Staff of the County Assembly.

PROPOSED ADJUSTMENTS AND REALLOCATIONS IN THE 2017-18 BUDGET

Madam Speaker, arising from the recommendations from the Sectoral Committees and deliberations with the County Treasury (County Executive Committee Member for Finance), the Finance, Budget and Appropriations Committee recommends that the following changes be effected on the 2017-18 supplementary budget:-

- i. That in line with the provisions of Sections 108 (1), 112, 135 (7), 154 of the Public Finance Management Act 2012 and Regulation 39 (3), (4) of the Public Finance Management (County Government) Regulations 2015, the County Assembly approves the Supplementary Budgets for the various Sectors exceeding 10% as contained in the tabled in the Supplementary Estimates for the FY 2017-18.
- ii. That the arithmetic on the total budget allocation for County Assembly Service Board be corrected such that revised recurrent budget for the County Assembly be Ksh.1.37billion and development budget be Ksh.417.8million;

BUDGETARY REDUCTIONS

- i. That the allocation of Ksh.15million for rehabilitation of Kahawa West Market under the Trade Sector be knocked off the budget and the project be rolled over to the financial year 2018-19;
- ii. That the allocation for payment of pending bills under the Finance and Economic Planning Sector be reduced by Ksh.700million;
- iii. That the allocation for scholarships and other educational benefits- secondary education under Education Sector be reduced by Ksh.100million;
- iv. That the allocation for legal dues/fees, arbitration and compensation payment under the Legal Department be reduced by Ksh.33million;
- v. That the allocation for purchase of uniforms and clothing under the Inspectorate Department be reduced by Ksh.80million; and
- vi. That the allocation for consultancy on data capture under the Revenue Department be reduced by Ksh.50million to zero.

BUDGETARY INCREASES

- i. That the Donor Funded Projects (Nairobi Metropolitan Services Improvement projects) totaling Ksh.7.7billion be included in the supplementary estimates under development expenditure;
- ii. That the allocation for construction of Modern kiosks under the Trade Sector be increased by Ksh.15million;

(Applause)

- iii. That the development allocation for the Water Sub-Sector be increased by Ksh.255million and the amounts be allocated for improvement of Ward based water projects at Ksh.3million per Ward;

(Applause)

Madam Speaker, the Members are excited now. That the allocation for the sub-programme on contracted guards and cleaning services under the Environment Sector be revised from Ksh.752,134,000 to Ksh.1billion;

(Applause)

- iv. That Ksh.50million be allocated as "Transfer to County Government Entities" to be utilized by Nairobi City Water and Sewerage Company to honour the MoU with Athi River Water Services Board to sink boreholes around Nairobi.

(Applause)

- v. That Ksh.350million be allocated for the Governor's flagship projects for construction and rehabilitation of stadia;

- vi. That Ksh.25million be allocated for procurement of software under the ICT and E-Government Sector;

(Applause)

- vii. That under the Health Sector Ksh.32.4million be allocated for 3-phase electrification of dispensaries in the County; and

(Applause)

- viii. That the budget for the Internal Audit and Risk Management Department be increased by Ksh.2.6million and the item allocations be maintained as was in the approved annual estimates.

BUDGETARY REALLOCATIONS

- i. That under the ICT Sector, the allocation for Public Communication/ ICT Strategy and projects be reduced by Ksh.20million and the amounts be reallocated to the Transport Sector for Maintenance Expenses- Motor Vehicles;
- ii. That the Ksh.150million allocated under the Finance and Economic Planning Sector for the Enterprise Resource Planner be reallocated and the project be undertaken under the ICT and E-Government Sector;
- iii. That the Ksh.120million allocated for business enterprise resource census under the Finance and Economic Planning Sector be reallocated from development to recurrent expenditure in the same Sector. The amounts be also utilized for Nairobi City County revenue enhancement study;
- iv. That under the Liquor Licensing Department Headquarters the programme on Field operational allowance the allocation be reduced by Ksh.7million and the amount be added to the programme on Advertising, Awareness and Publicity Awareness; and

- v. That, under the Liquor Licensing Department Headquarters the programmes on General Office Supplies (Papers, pencils, forms, small office equipment) the allocation be reduced by Ksh.1million and the amount be added to the programme on Training expenses.

Madam Speaker, in conclusion and pursuant to the provisions of Section 135 (2) and (4) of the Public Finance Management Act 2012 and Standing Order 228 the County Finance, Budget and Appropriation Committee recommends that:

“This County Assembly adopts the Report of the Finance, Budget and Appropriations Committee on the Supplementary Budget Estimates for the Nairobi City County Government and County Assembly for the FY 2017-18”. Thank you Madam Speaker.

(Applause)

Hon. Speaker: Thank you Chair, who is your seconder!

Hon. Robert Mbatia: Madam Speaker, I beg Hon. Chege the Whip to Second me.

Hon. Speaker: Hon. Mwaura Chege, Whip. You second?

Hon. Mwaura Chege: Yes.

Hon. Speaker: Okay. I propose the question.

(The question is proposed)

Hon. Speaker: Hon. Emily Oduor.

Hon. Emily Oduor: Thank you, Madam Chair. I would also like to take this opportunity to welcome our guests. I stand here to support this Motion. First of all, I know so many of you will be looking at their Wards because I know that is usually the main problem, is my Ward covered, what is going to be in my Ward. Since it is a Supplementary Budget we were not able to cover so much but you can see what we have done so far will benefit most of the Nairobians. Look at the roads, the rainy season is still here and you can imagine how the roads are bad, and the allocation was done so all the roads in Nairobi can be repaired. So, to me that is a very important factor that has been covered that is not only going to be in your Ward but to also help all the Nairobians.

Water, a very important aspect that has also been covered in this budget and we made sure that we covered all the Wards. You have seen that you have all been given your allocation to make sure that you have enough supply of water and also the possibility of having boreholes in your Wards. Yesterday when we had a small meeting there was a discussion about the youth and how our children have nowhere to play. A parent came in almost in tears telling us how difficult it is to raise children in Nairobi right now.

The crime rate has increased and one of the reasons she gave was that the children have nowhere to play and because of this you can see the allocation that has been done for the stadium. We really considered that and decided to at least start something that can help our children come out of crime or out

of betting because these are some of the things that the parents were complaining about, the children should go out and play.

I am not going to talk a lot because I think it is self-explanatory but I would urge you to look at this very positively so that we move forward. Remember we only have three months to go; actually it is two months so if you can support this today and then move on so that next week we can start moving. Thank you, Madam Speaker.

Hon. Speaker: Hon. Antony Kiragu, Chair, Planning.

Hon. Antony Kiragu: Thank you, Madam Chair. With my colleagues I would like to welcome the Members from Somalia and wish them well in their stay in this good country of ours. I would like to support this Supplementary Budget because it is very friendly to the MCA's and it is very important to document for this County so that we help this Government not to spend at source. Madam Speaker, on the Planning docket, this is one docket that is going to make the most visible changes in this City over a very long period of time, over the next 4 years.

Madam Speaker, we are embarking on a large scale construction of houses in this City and it is very important and I think we are very grateful because they have passed the money we need so that we do the studies and prepare for what is coming ahead of us. Madam Speaker, I will not say more than that and we are very happy and we look forward to pass this Supplementary Budget. Thank you.

Hon. Speaker: Hon. Kennedy Omondi Obuya.

Hon. Kennedy Obuya: Thank you, Madam Speaker. I rise to support the Motion and kindly give me a few minutes to make a few prayers. Hon. Chair for Finance and Budget, I am happy as an elected leader in Nairobi with your Supplementary Budget. However, a few prayers that you kindly consider in the next immediate financial year is that you factor in as Members of ICT, please we do not want to have reductions in the near future. Hon. Speaker, I also want to state to the Committee of Budget that bursaries, the sector of education is key and we would want the Committee in the near future to allocate more money for the education sector.

Hon. Speaker, I am happy with our able Chairperson, at least he has considered our health sector and the refurbishment and the allocation of ambulances to our facilities. As a Member of the County Assembly representing Imara Daima which has only one facility which gives services to the entire Embakasi South constituency. We are happy with the move and I therefore rise to support the Motion. Thank you, Madam Speaker.

Hon. Speaker: Thank you. Hon. Millicent Jageo.

Hon. Millicent Jagero: Thank you, Madam Speaker. I rise to support the Motion on the Supplementary Budget. You find that the budget guides the development process through resource allocation and under the distribution function the budget ensures balanced distribution of the County's resources and wealth is realized. You also find that through the identification of sectors which have been identified in the Supplementary Budget the stabilization function will help to attain and maintain a desired level of economic

performance. It will also ensure transparency especially in the manner in which the public expenditure will be managed.

The Supplementary Budget has been centered on the programme based budget and the importance of programme based budgets is that it helps in identifying areas where cost reduction can be done and savings can be made. It also helps in the supporting in the areas where funds are required and helps in determining the priority of the projects. It will also help in bringing accountability to the institution through the identification of projects and the actual estimates that have just been read by the Chair of the Budget and Appropriation Committee. You find that most of the things that have been highlighted here have been highlighted in the Supplementary Budget and the cost reduction you find that one project has been allocated more because they saw the need for the funding of the project to be increased and the funding of the other project to be decreased. I therefore stand to support the budget.

Hon. Speaker: Hon. Herman Azangu.

Hon. Herman Azangu: Madam Speaker, I stand to support the Motion. Although I am one of the Members who sit on the Budget Committee, I support this Motion because the Supplementary Budget has cut across all the sectors. Even the Executive has been having difficulties in service delivery. I think they will get the money for the service delivery to go on even to the projects or developments which they have started. Although we have some problems in the procurement process we think they will work with speed in the remaining two months and they will complete the projects which they have started.

So, I will support this Motion because it has given more money to the Wards in which every Ward has got 3 million to cater for the water projects. Also in the committee we recommend that this money should go to Nairobi Water for more transparency because even when we give the County this money the projects always stall. So, we recommended that we have a policy which can give the Nairobi Water mandate to carry out these projects. Madam Speaker, I support the Motion.

Hon. Speaker: Hon. Njihia, Chair, Culture.

Hon. Abraham Njihia: Thank you, Hon Speaker. I rise to support the Motion and as the Hon. Chair was taking us through his budget I can see, Hon. Chair, that this is the best Supplementary Budget that we have had especially on the issue of the youth. I can see they are captured in sports and us in Culture and Community Services we proposed that we be given 55million but I can see that the Budget Committee allocated us 350million for four stadia which include Kawangware, Ziwani, Dandora and Kihumbuini and this will go a long way in educating our youths. In fact, we will be nurturing talents on the same, for example, let me present Kibera constituency.

I have a team by the name Kibera United and also another one called Black Stars in the national league and when we are playing we have to go all the way to Makadara, however once the stadium in Kibera comes it will reduce some expenses. In Makadara we pay Ksh.10,000/- but now because Kawangware is our neighbor, once this stadium is built our youth will at least have something to do. So, I commend the Budget Committee for approving this flagship project from the Governor. Hon. Speaker, I can see that the Committee also captured on modern kiosks where they have allocated 15 million which can go a long way in eradicating

poverty within our Wards. Hon. Speaker, on the same I can see that there is around 3million in every Ward, 85 Wards and this is on water and sanitation and think this is the best.

Hon. Speaker, we read in our newspapers that our national team Harambee Stars might be moving their home game in the African Cup of Nations qualifying games to Kampala because of the state of our stadiums. I can see here that City Stadium has been allocated 25million and based on this, for me, this is the best Supplementary Budget and Hon. Speaker, I stand to support.

Hon. Speaker: Hon. Peter Warutere, Chair, Health.

Hon. Peter Warutere: Thank you, Madam Speaker for catching my eye and allow me to also voice my concern on this very important peoples budget and I rise to support the same. As it has been narrated by the Chair of Budget and Finance, Supplementary Budgets are quick fixes or if you will, small interventions that are used by the Government to save projects within our budgets. Therefore, for us to realize meaningful growth we must spur investment and ensure that all sectors are taken care of and so I rise in support of this budget because it has enough items within the Health sector.

We have taken care of small interventions within our key Level three hospitals; we have given budgetary allocations to ensure that at least we give logistical support for us to give what we call service delivery within our sectors. We have also looked at several health sectors that are within the 85 Wards, the majority of which we are given some small allocations to ensure that at least we have built on service delivery. Allow me again to still point out that with these small interventions at least for the first time both us and the Executive will be seen in the right light because people have been complaining for the last six months that they have not seen serious interventions within Nairobi County.

Therefore, I think this Supplementary Budget will go a long way to ensure that whatever small sector at least the interventions will put face. I hope through this intervention at least people will now start getting value for their money and people are now going to talk positively about what we are doing within this particular County. We have given enough money, this budget has touched Mama Lucy Hospital, I can see that it has also touched both Pumwani and Mbagathi hospital which are key referral hospitals that will help decongest the populations that are going to Kenyatta National Hospital and through the good that is going to be realized within sectors. I am sure that we will be able to help decongest the big referral hospital.

I can also see something being done within our mortuary to ensure that once the few sectors are completed within this particular facility, we will be able to offer competitive and quality service for the dead. That is within my department and when something is done to ensure that the dead also have comfort, then as a Chairman I will have something to talk about.

Lastly, this budget has covered about 25 health centers through completion of perimeter walls, through renovations of the said health centers, this will ensure that we secure the land. It will also ensure that at least the ongoing work that are within the health centers will also---

Hon. Speaker: Oh yes! Sorry.

Hon. Charles Wakarindi: I don't know what the confusion is.

Hon. Speaker: Sorry. Proceed.

Hon. Charles Wakarindi: Thank you Madam Speaker. My name is Charles Thuo Wakarindi and I am the Chairman for Trade, Commerce and Tourism. Madam Speaker, I think we have a Supplementary Budget here that is really efficient. For once we see efficacy and it is good. Going forward, if this is what the Budget Committee is going to be giving us, then there is real hope. I can tell that for a fact. I am really proud of our Governor and the Chairperson of Budget and the Committee because they have a nice document that is considerate of the people of Nairobi who voted for us.

It should not be taken for granted that the Jubilee government agenda, the big four of his Excellency the President, are rightly captured in this budget. I am going to believe that it is a very deliberate move from our Governor and the Chair of Budget so that we can align our development agenda with that of the President so that we are able to complement each other and give services to the people that need them. Without much ado, I just want to mention that the department which I chair has really been favored and I appreciate a lot. This Supplementary Budget that is supposed to be exhausted in the next 3 months. It is going to give us direction as we prepare as different sectors to prepare the budget for the year 2018/19 which is going to capture this leadership agenda and projections. Thank you so much Madam Speaker.

Hon. Speaker: Hon. Patricia.

Hon. Patricia Musyimi: Thank you Madam Speaker. I rise to support this Motion and I had a look at it and I would say it is youth friendly, I have seen a lot capturing in sports and health sector among other things that Nairobians need. I also wanted to mention because there is a lot of questions about Ward development program, it was not mentioned here because it was not affected by the Supplementary Budget. I would like to express that the Governor of Nairobi, Mike Sonko has expressed a lot of goodwill in implementing this project. Without much ado, I urge all the Hon. Members present to pass this Supplementary Budget to enable effective running of Nairobi. Thank you.

Hon. Speaker: Can the Sergeant-at-Arms check?

Hon. Mary Mwami: Thank you Madam Speaker for this great opportunity. We have really been waiting for this Supplementary Budget and so it is here. It sounds very good. I would like to caution our committee members who want to look like they will be on the other side of the Executive. Our role must continue to be that one where we are going to still supervise how that budget will be put across and how it will be used.

So, while the budget is good we must remain people that are going to look how it is going to be implemented within these next two months. I am in two committees that have very many projects that are lying behind. Every time you hear this one was for 2016/17 but it wasn't implemented. What I am hopping for as a member of Transport and Education Committees is that this Supplementary Budget will be able to fill in

those holes so that something can be done to bring it to equalization so that when we get the budget in June, we will have done something. So, I stand to support this Supplementary Budget. It is very well laid out. I see very good things about the Education Committee but I want us to say that when June comes we should still be able to look after our children.

We have visited quite a number of schools and our children are sleeping on the floor. We don't want to be called Nairobi and our nursery children are sleeping on the floor on a very dilapidated mattresses while some of them have not eaten anything. Because we are moving towards having free early childhood education it is important that in the next budget, it should be budgeted for very well so that we are able to move forward as an education sector.

I am also happy about the supplementary for the transport and infrastructure and all of us were concerned about how we look because some areas are over flooded. So, we are hoping that something will be done so that Nairobian can feel at ease without the floods of our City. I support the Supplementary Budget. Thank you.

Hon. Speaker: Thank you Mary. I now call upon Hon. Jayendra Malde, the Chairman of Legal.

Hon. Jayendra Malde: Thank you Madam Speaker. I rise to support the Supplementary Budget. It is very essential. Nairobian are looking for the services. After the elections were done, there was a lot of complains that Nairobian are not getting the services. So, we really need this Supplementary Budget and the Budget Committee has captured all the sectors. Regarding the Inspectorate, they are looking into it. We request the Members to pass the budget. In the Legal Committee there is a lot of expenditure and we look forward to seeing the budget passed and I request the Members to support this budget. Thank you Madam Speaker. I support.

Hon. Speaker: Hon. Kemunto.

Hon. Immapet Kemunto: Thank you Madam Speaker. I rise to support this Supplementary Budget. I want to request the Chairperson of Budget Committee to actually consider in the coming budget the Disaster Management Department at least to be allocated more funds. Coming from the slums, I think the disaster department is not coordinating well. We understand it is understaffed and do not have enough equipment to use during fire. I would like the Chairperson to consider it in the coming budget. I support it. Thank you.

Hon. Speaker: Majority Leader. And I doubt whether your mic will be working. So you will have to go to the table.

Hon. Abdi Hassan: Thank you Madam Speaker. I don't know if the Deputy Speaker is sabotaging me and that may be the reason why the mic is not working. (*Giggles*). Madam Speaker, I want to take this opportunity to thank the Budget Committee for the good work they have done. If you critically look at this Supplementary Budget, it is well balance. It is opposed to what the media reports. If you look at the allocation and the reallocation of this Supplementary Budget, you can see very clearly that 32% of the budget

has gone to development and 68% has gone to recurrent. That is commendable. The Budget Committee should be commended for a good job. If you look at the health sector, what is critical for a working nation and a working Nairobi, this budget has done a wonderful job.

Madam Speaker, I am one of the Members who have served long in this Assembly and the council. We have never taken care of this sector as our Governor has done. If you look critically at that sector, Mbagathi Hospital, Pumwani and Mama Lucy have their budget allocation increased greatly. For that, I want to commend the Governor and the Budget Committee.

Madam Speaker, coming to the stadium, as you know, Nairobi has few stadia and this is the capital City. 350 million is not enough. That is a good start. We need more allocation for stadia in the next estimate and I urge the Budget Committee to increase the budgetary allocation for the stadia in the 2018/19 budget. We do not need people to go to Machakos. It is very sad. People are running away from the capital city to go to Ukambani for the stadium. I want to commend the Governor for this brilliant idea.

Madam Speaker, if you look at the bursary allocation, it has increased by 200 million. What does that say? That our underprivileged people in the society will get money to educate their children, this is a commendable work. I want to thank the Governor and our good Committee led by our able Chairman.

Madam Speaker, they have also increased 32.5 million for drilling of boreholes in our respective Wards so that we can supplement water which comes from Ndakaini. You know the water from Ndakaini cannot satisfy the needs of Nairobians.

Madam Speaker, if you go to medical insurance, our staff got a boost on their morale. A health worker can do a marvelous job for this County. If you look at our earlier policy for our staff, they were using an inferior policy. As we are speaking, our Governor has procured for our staff a superior policy. One of the respected insurers which is AAR and I commend the governor for that. I know our staff will not go to health center and be turned back because of inferior policy. With those few remarks I stand to support the Motion. Thank you.

Hon. Speaker: Mover. Vice Chair, you want to contribute?

Hon. Patrick Karani: Thank you Madam Speaker. It was a rigorous job to have this report ready this afternoon. As the committee, I would like to appreciate the effort each and every members of this committee has made. We have burnt the midnight oil to have this report ready and be tabled in this House. To begin with, I would like to comment on the policy issues. All over the world, there is no single government that can stand up and claim that they have got the budget process right. Even the old democracies have issues with the budget. The United States had a total government shutdown because of the budget process. What we are saying is that we are all on the learning curve. What we can say is that Nairobi County has really tried to have a functional budget that it can deliver.

I would like to start by highlighting key policy issues further because we want Nairobi to be a model county. This is the capital city of Kenya and if things are to get right, they must start here. And for anything

to function, if you get your financials well, your operations will be smooth. So, as the Budget Committee, under the leadership of our able Chair, we are determined to make sure Nairobi County is on the right track and that one you can take it to the bank. Nairobi will be the model county.

Hon. Patrick Karani: We are going to implement the law to the latter and will not agree to deviate from the legal provisions. Madam Speaker, in the policy measures that we have recommended to the Executive, we have said that in line with the provisions of section 12 the second schedule of Public Finance Management Act, the County Treasury shall henceforth present to this County Assembly the Supplementary Budget which is program based.

Further, that any supplementary budget presented which are not in program based format will not be admissible to this House. We agree that we may not be 100% right and that is why as a committee, we employ the 80-20 rule. In the event that we agree on 80%, we proceed as we polish the 20% that we don't agree on. It is not a crime to deviate and what we are saying is that we are going to exercise our oversight authority to make sure that the budget is program based. By this I mean, for example if we have a bursary or water program like the one we have and every Ward is to receive Ksh. 3.5 million under the Supplementary Budget. We will go further to ensure that the resources that we gave served the intended purpose as declared before the budget is passed. This is going to start with the estimates that we are going to pass as a House on the 30th of April this year.

Madam Speaker, section 148 of the PFM Act 2012 talks of the designation of accounting officers. I want to commend the committee for their efforts in ensuring that this County has got designated accounting officers in every sector and department. This is someone who is in charge of the budget we are about to appropriate and they will be accountable to this Assembly. I want to tell Members here that there is no need bothering CEC Members because the accounting officers are the ones who are supposed to be summoned to explain where there are deviations, misappropriations, and to explain why there is fiscal indiscipline.

Madam Speaker, I want this House to go to the book of history as the House that played its role. We have been told that the former regime only had three accounting officers who are the Clerk of the County Assembly, the County Secretary and the County Public Service Board secretary yet this County has a budget of over Ksh. 35 billion being accounted for by three people. That is illegal and immoral.

(Applause)

Hon. Patrick Karani: Madam Speaker, we have said that the accounting officers must be in charge of their votes and I ask the Members of this Assembly to exercise their oversight role. I wish to move fast because I can see the yellow light lighting. The figures in this budget are very good and there is no doubt about that. We have also included an omission totaling to Ksh. 7.6 billion. We have a program called Nairobi metropolitan service improvement project which is a program with development projects across the Wards. If you go to Mowlem Ward, a new fire station is coming up. This program started in the year 2014 but because

the Government of the day was not supportive to evict those people, it couldn't kick off. We wish to take this opportunity to thank the Governor of Nairobi Mike Mbuvi Sonko for initiating this process.

Hon. Speaker: Your mic is not functioning. Hon. Mary Arivitsa, I know I have a problem with the mic.

Hon. Mary Arivitsa: I wanted some clarification.

Hon. Speaker: Order Mary! First of all, I have a problem giving you the mic. Let the Hon. Member finalize. Proceed Hon. Karani

Hon. Patrick Karani: Madam Speaker, I want to finish by pointing out two things. What do you think the term a good budget is? A good budget should be viewed as a political tool. All these *Waheshimiwa* campaigned and gave promises which they have to deliver and the only way to deliver is by making sure that you have a working budget. This budget was done by the previous government and the law allows us to deviate from our financial objectives. We promised a lot while campaigning and most of those promises have not been captured by the Supplementary Budget because we were trying to readjust.

Madam Speaker, a good budget is an economic stimulus catalyst. Public money should be spent and when it lies at Central Bank then it doesn't spur economic growth. This budget has put money where it can be spent immediately and complete the cycle. Every Ward is receiving Ksh. 3 million for water from the little allocation of Ksh. 1 billion that we had. In finishing Madam Speaker, a good budget should enhance accountability. This budget is structured in a way that can be queried and auditors can see where there are deviations therefore Madam Speaker, I rise to support. Thank you very much

(Applause)

Hon. Speaker: Thank you Hon. Karani. Hon. Arivitsa, what was the clarification you sought before I call the mover?

Hon. Mary Arivitsa: I wanted some clarification on how many minutes we are supposed to stand up and talk because I think he had too much time.

(Loud consultations)

Hon. Speaker: Order!

Hon. Mary Arivitsa: You can look at the *Hansard* because I think we have got procedures. Secondly, he says that the Supplementary Budget we are discussing a budget that was made by the previous regime--

Hon. Speaker: Order Hon. Mary. I understand your first clarification but the second one is anticipating debate on a very different thing and the Member had already finished his point on the floor of the

House. There is a number of minutes one is supposed to use but I added him two more and I think that he was within that. Mover to reply.

Hon. Robert Mbatia: Thank you madam Speaker. I rise to reply. From the mood of the House, I want to express my gratitude to all the Members of the Second Assembly for the support they have given us as the Budget and Appropriations Committee. Also, a special mention goes to our fiscal analysts. We have several of them and they have burnt the midnight oil giving us capacity and advising us on laws.

I also want to thank you Madam Speaker because you also graced our retreat as we were deliberating on the Supplementary Budget. The mood of the House shows that Members are ready to work closely with the Executive side. That is an indicator that we are willing to work with them without losing focus that we are the oversight arm of this County Government. It is therefore upon the officers to work closely with the Members of this House in giving information and coordination of the projects that have been initiated. We ask them that as we have extended our friendly arm, let them also extend the same to us.

I would also wish to echo what our Majority Leader has said that we have always struggled with the recurrent development. This time round we were brought a recurrent of 77%-23% and we have revised it as a Budget Committee to 68% recurrent and 32%. That must go down in history that the Second Assembly revised that. I urge the Members of the fourth estate to capture that.

As we go to the fourth quarter of the financial year starting April, the law allows us to engage the Executive and urge them that by the 30th of May, they must have utilized this budget. They only have two months. Members have the work to oversight and make sure that within the next two months this budget is implemented to the latter. I thank our visitors for gracing this occasion. Thank you

Hon. Speaker: Thank you Chair

(Question put and agreed to)

ADJOURNMENT

Hon. Speaker: Hon. Members, as we stand to adjourn. I want to thank our counterparts from Hirshabelle State in Somalia for gracing us and staying in up to now. Hon. Members, House adjourns to tomorrow the 28th Wednesday March, 2018. The House Business Committee meets after this to allocate the other businesses.

(The House rose at 4.15 p.m.)