



NAIROBI CITY COUNTY ASSEMBLY

OFFICIAL REPORT

Second County Assembly – Fifth Session

Thursday 25th November, 2021

The House met at 2.30 p.m.

[Hon. Speaker (Mr. Benson Mutura) in the Chair]

PRAYERS

QUORUM

Hon. Speaker: Sergeant- at- Arms, kindly ring the bell for ten minutes.
(*Quorum bell was rung*)

Clerk!

STATEMENTS

Hon. Abdi Hassan: Hon. Speaker, following the proceedings of the sitting held on 23rd November, 2021 at 9:30 I am regarding remarks made by Hon. Peter Imwatok on the naming of the judges in the plenary be expunged from the Hansard records. I do not want to talk about judges and quote the names as he has done. It is not right and it will not be tolerated in the House.

Hon. Peter Imwatok: Mr. Speaker ...

Hon. Speaker: Let me guide the House on this issue since it has been brought to my attention. Under Standing Order 92(1), the content of speeches,

- I. Neither the personal conduct of the Governor, nor the conduct of the Speaker or of any judge, nor the judicial conduct of any other person performing judicial functions, nor any conduct of the Head of State or Government or the representative in Kenya of any friendly Country of the conduct of a holder of an office whose removal from such office is depended upon a decision of the County Assembly shall be referred to adversely, except upon a specific substantive of which at least a three days' notice has been given.

I remember I was on the Chair and it was an under sight in the speech made by the Honorable Member where he mentioned names of the Honorable Members who cannot come and defend themselves here, should be expunged from the report. Thank you.

Hon. Peter Imwatok: Thank you. I oblige with your directives based on the Standing Order and I am also proud that soon one judge that I mentioned before this Assembly is already on the Judicial Service Commission and on the remaining one I will bring a substantive Motion so that we discuss his conduct. Thank you

Hon. Speaker: Very well. Can we proceed on statements? Hon. Doris, you were not around when I mentioned your name.

REQUEST FOR STATEMENT REGARDING RESOLUTION TO SET ASIDE A SPECIAL MARKET FOR
MIRAA TRADERS

Hon. Doris Kanairo: Sorry about that Hon. Speaker. I was outside the Assembly. I rise to bring this statement to the attention of this House pursuant to Standing Order 45 (2)(c), I wish to request for a statement from the Chairperson of the select committee on Implementation regarding the resolution of the County Assembly for the County Executive to set aside a special market for miraa similar to markets of other farm produce for example livestock.

Hon. Speaker, on 1st July 2015, the first County Assembly passed a Motion which was brought to the House by the hon Member from Karen ward to the Executive to set aside a special market for miraa similar to markets of other farm produce.

Miraa is a key cash crop in Kenya whose trade across the city accounts for the employment of thousands of Nairobi residents. However, miraa traders do not have a designated market to sell their wares. Hon. Speaker, in the statement, the Chairperson should inquire into and report on;

1. Implementation status of the Motion on the establishment of a designated market for miraa traders
2. Measures the County Executive is taking to ensure a proposed market for miraa traders is developed in a definite timeline by Nairobi County

Hon. Speaker, the traders are trading on deplorable conditions by the roadside, which is not good for them health wise. Thank you Hon. Speaker.

Hon. Speaker: Next time kindly stick to what is written. Can we have a statement by Hon. Ngengi

Hon. Daniel Ngengi: Thank you very much Mr. ---

Hon. Speaker: Sorry about that. Do we have the Chairman to give an undertaking on how soon we can get a response for Hon. Doris? Chair for Implementation? Majority Leader?

Hon. Peter Wanyoike: Thank you Mr. Speaker. I will liaise with the Chair for Implementation and give a response in three weeks.

Hon. Speaker: Thank you. Hon. Ngengi

REQUEST FOR STATEMENT REGARDING ILLEGAL CONSTRUCTION OF 12 CONTAINER STALL AND
TWO TOILET BLOCKS ON PLOT LR 209/21524 ALONG HAILE SELASSIE AVENUE

Hon. Daniel Ngengi: Thank you very much Hon. Speaker. Pursuant to Standing Order 45(2c), I wish to request for a statement from the Chairperson of the sectoral committee on Planning and Housing

regarding the illegal construction of 12 number container stalls and two toilet blocks on plot LR. No. 209/21524 along Haile Selassie Road, Starehe sub county.

Hon. Speaker, there has been an acute shortage of trading spaces in Central Business District (CBD) which is largely to blame for the hawking challenge by construction of markets. M/s Baraka Parking and Agencies has constructed container stores and toilet blocks on private property along the Haile Selassie Avenue on the catchment of wakulima market, which has triggered a hostile working environment within the precinct of the wholesale market.

Hon. Speaker, the container store have been constructed with the entrance facing outside therefore displacing traders who have been operating along Haile Selassie and Wakulima road for more than 20 years. It is only prudent that this initiative should be undertaken within the confines of the law as stipulated in the Physical and Land Use Planning Act 2019.

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

1. Whether the County Government had issued approvals for construction of the said stores and the procedure for approvals?
2. If public participation was conducted and where there was supporting documents to support the said exercise

Hon. Speaker if you allow me, I request for your indulgence

Hon. Speaker: Permission granted.

Hon. Daniel Ngengi: Thank you very much, Hon. Speaker. It is very sad to see young people with families who have been trading in a particular area for more than 20/30 years being asked to move. As you are aware, this practice should be exposed to public participation so that views and opinion of the locals are taken into consideration and with those few remarks, I hope that the Chair will be able to respond to the matter as soon as possible. Thank you.

Hon. Speaker: Chair of Planning? Hon. Akama?

Hon. Jared Akama: Hon. Speaker, I rise on Standing Order 45 (2)(c) and bring to your attention that we have been seeking for a statement from the same committee but we have not received a response. Through your wisdom Mr. Speaker that you direct the committee to---

Hon. Speaker: Hold your horses Mr. Akama. We are trying to get to the Chairman because we do not know whether he is around or resigned. Is there any Member from the Committee to give an undertaking?

Hon. Peter Imwatok: The chair has travelled but I ask that you give us two weeks to respond to all. I take this undertaking as a leader and as a Member of the committee. We are a very vibrant committee and we strive to make sure that Members are satisfied on their statement. Hon. Akama we have heard your concern and we ask that you be patient with us as your issue was an emergency.

Hon. Speaker: Hon. Akama

Hon. Jared Akama: Thank you Mr. Speaker. It has become a tradition of the House to give responses within two weeks and that privilege is being misused as it translates to two months. I also sought for a response on issues bursaries and two months down the line, I have not received a response. Therefore, through your guidance and direction, I ask that you urge that we be serious on matters statements on the House. Thank you.

Hon. Speaker: Thank you Hon. Member. It is good that the House leadership is in the House and have heard the laments. Members are in dire need of answers for their statements and if you find that the chairpersons are not up to the task then you know what to do. Let us move to the next order.

Next order under the provisions of Standing Order 41(2), the business shall be disposed of in the sequence in which it appears in the Order Paper or in such other sequence as the Speaker may for the convenience of the County Assembly direct. I now direct that we move to order number ten then we go back to order number 8.

Still on Order No. 10, I want to give guidance to the House as you dispense on this issue under the County Government Act 2020, Clause 32 (d) (4), it says; '*The approval for the appointment of a Deputy Governor shall be supported by a majority of the members of a county assembly*' (Majority means over a half of the Members which I think should be 64 Members). It is upon you the leadership to whip your Members so that we can be able to dispense with that provision.

MOTION

ADOPTION OF THE REPORT ON VETTING FOR THE NOMINEES FOR THE OFFICE OF THE DEPUTY GOVERNOR

Hon. Abdi Hassan: Thank you Mr. Speaker sir for your direction. I wish to move the following Motion: That, pursuant to the provision of the County Government Act 2012 and the Standing Order No. 191 (6), this assembly adopts the report of the Select Committee on Appointments on the vetting for the nominee for the office of the Deputy Governor, Nairobi City County laid on the table of the assembly Thursday 25th November 2021.

Hon. Speaker, the Select Committee on Appointments is established under Standing Order No.196 and its mandate amongst others as outlined under Standing Order No. 196 (4) include to consider for approval by the county assembly appointment under Article 179 (2) Member of The County Executive Committee as well as other officers such as the County Governor, Deputy Governor by the way of established practice.

Hon. Speaker, pursuant to Section 32 (d) of the County Government Act 2012 as amended by the County Government Act No. 11 of 2020, Her Excellency the Governor Hon. Anne Kananu Mwenda via a letter dated 16th November 2021 forwarded to the Speaker of the Nairobi City County Assembly, the name of Paul Mutunga Mutungi for vetting by the Select Committee on Appointments and consideration for approval by the County Assembly for appointment as the Deputy Governor of the Nairobi City County.

Hon. Speaker, pursuant to Standing Order 43 (1), the Hon. Speaker informed the assembly on 11th November 2021 that they have received the notification of the nomination which was referred to the Select Committee and Appointments on 18th November 2021 for vetting and reporting to the assembly in line with the provision of Public Appointments Approval Act 2017. Subsequently, the Clerk of the County Assembly placed an advertisement in the local dailies specifically the Standard Newspaper and the Star Newspaper on Friday 19th November 2021 inviting the public to submit memoranda by way of written on oath sworn affidavit on the suitability or otherwise of the nominee in conformity with Section 7 (10) of the Act.

Hon. Speaker, the nominee appeared before the committee on Thursday 25th November 2021 and were vetted in accordance with the provision of the Constitution, Public Appointments Act 2017 and the

County Assembly Standing Orders on his suitability for appointment to the position of the Deputy Governor, Nairobi City County.

In total, the committee held four sittings in consideration of this matter. The committee having considered the nominee filled questionnaire, pursuant to the Public Appointments Approval Act 2017, the curriculum vitae and having heard their oral submissions, during the vetting exercise made the following general observations:

The nominee satisfied the requirements of Chapter Six of the Constitution on Kenyan leadership and integrity which is a requirement under Section 35 (3)(c) of the County Government Act 2012, in that, has been cleared by Ethics and Anticorruption Commission, Directorate of Criminal Investigation, Kenya Revenue Authority, Higher education Loans Board and the Credit Reference Bureau. The nominee does not exhibit a potential conflict of interest.

Mr. Speaker sir, similarly, the committee made specific observations and findings on the nominee:

The Nominee is currently working as the Chief of Staff for the Nairobi Governor, Nairobi City County. He holds a Bachelor degree in Disaster Management and International Diplomacy from Masinde Muliro University. He previously served for two terms as a Councillor in the defunct Nairobi City Council as a Member for Mbotela where the Minority Whip comes from, and I know the minority whip does not like the name of a Councillor but I know he is happy because one of his peers has become the Deputy Governor of Nairobi City County.

He served as a Director of the Nairobi Water and Sewerage Company as well as director, Liquor Licensing Board. While he has been charged in court of law and this must be very clear, the matter is still pending before the court. Mr. Speaker sir, if you go by Article 99 (3) of the Constitution if I can read for you; it says; *'A person is not disqualified under Clause 2 unless all possibilities of appeal or review of the relevant sentences or decision has been exhausted'*.

Mr. Speaker sir, in the qualification of a Deputy Governor or an MCA, for you to be disqualified you must have served for at least six months and you have not appealed against that term. For these purposes, the nominee is just in court and the case is ongoing nothing has come out of that case; it is only allegations until the court decides otherwise. He has no potential of interest and has fully complied with his tax obligations and other government and state agencies clearance.

Mr. Speaker sir, the nominee has never been dismissed from office for contravention of the provision of Article 75 of the Constitution which deals with the conduct of state officers that are adversely mentioned in any investigatory report of parliament or any commission of inquiry.

Mr. Speaker sir, the committee observed that there was a memoranda raised against the nominee and the committee's observation is as follows:

The memorandum was raised via a letter and not a statement on oath as provided for in law. Therefore, the committee cannot take that statement because the author of that report has refused to follow the law as the law requires you to take your statement on oath, an affidavit must be there and there was none. No prove of evidence has been provided by the memoranda on the existence of a court case, its facts, its decision or even that the nominee has been found personally culpable.

Mr. Speaker sir, no evidence that has been presented to challenge that the nominee does not have the qualifications set out in law, that means that the memoranda has failed and the committee has

disregarded it because it cannot stand the test of law. In considering the vetting exercise and taking into account the oral submissions by the nominee and the committee's considerations, testimonials and the memoranda, the committee recommends that this House approves the nomination of Mr. Paul Mutunga Mutungi for appointment by Her Excellency the Governor as the Deputy Governor of Nairobi City County.

This nominee is clearly qualified and well suited to help the Governor and the NMS to steer this county to greater heights. I ask my good friend and counterpart the Minority leader to second this Motion. I beg to move, thank you.

Hon. Michael Ogada: thank you Mr. Speaker sir. As I second this Motion, I would like to thank Her excellency the Governor for not wasting a lot of time in office and giving us a Deputy Governor immediately. You are aware that these are some of the issues that have been affecting the County of Nairobi because we did not have a Deputy Governor in office. The law was alive to the fact that once you have a Governor, you must have a deputy as well in order to assist you in running the county. Nairobi is too big and cannot be managed by one person without assistance from the other people. I would like to thank the Governor for taking the shortest time possible.

Mr. Speaker sir, we sat in the vetting process of the nominee and as said sometimes back, that the role of the opposition in some of these things is very minimal, I stand as the leader of opposition in this House and our work is very minimal. My work is basically to make sure that the government follows the law in whatever they do when conducting their affairs. In terms of the nominee that they have brought, the law is very clear, that he has to be a Kenyan citizen, he must have all the required qualifications, he must also get clearance i.e. the minimum qualifications education wise, he must get clearance from the bodies which have been given that task of making sure that they clear him to prove to us he is a good citizen.

In the file that we had, all the documents were available which means that the institutions have cleared him. As the opposition what we can say is that the candidate that was brought forward, the law was followed. We have no objection to that. More so, we are happy that the candidate that was brought has a vast of experience in terms of running the affairs of the county having served as a chair of the defunct County Council for many years. He has been a director in several companies and currently he served as the chief of staff which basically indicates the confidence that people who appointed him had in him and no member of the public has come to bring a case against him. I think that is good enough to show that he is a good servant who is able and capable to be in that office.

We are hoping for the best because H.E the President and the Prime Minister did us proud because they realized that the affairs off Nairobi County were pathetic, there was no service delivery. They tried to have meetings with the former Governor but he was not able to perform. This is what made H.E the President and the Prime Minister to come up with NMS to run the affairs of Nairobi. This came up as a result of the failure of the previous regime.

We are proud that since the new Governor came in as an Acting Governor, things have not been bad. Members of the County Assembly have been proud that things are moving and with the coming of the Deputy Governor in place, then we are definitely proud because he has also served as an elected Member.

He felt the pinch which the current Members could be feeling on the ground. It would be easier for us to deal with him because he understands what elected Members go through. I think we are going to

have a success story in terms of having him as a Deputy Governor to assist the Governor to make sure that we complete our term as a successive team in this regime.

Mr. Speaker, we are happy that things within the county have normalized, the noise which used to be there has reduced and we can only hope for the best. We are urging you as a leader to give us good leadership so that at least the peace that Kenyans expect to get from us is realized. Thank you very much, I second this Motion.

(Question proposed)

Hon. Speaker: Hon. Minority Whip.

Hon. Peter Imwatok: Mr. Speaker, I stand here very humbled as the area MCA for Mbotela, Kaloleni and Makongeni, fondly remembered and called Makongeni Ward. In the morning, I was unable to ask any question to my senior who happens to be my immediate predecessor in Mbotela Ward. The history of our ward is much known of producing elegant, quiet and humble people, and by extension our constituency Makadara.

Hon. Speaker, I thank you first as the Acting Governor then, who saw the power and the knowledge of this young man to steer this County when you appointed him as the Chief of Staff. History never lies. It informs us of our past, it redefines our current and focusses on our future. I must thank you for bringing Mutunga Mutungi as the Chief of Staff then when you were the Acting Governor. I subsequently thank the current Governor for seeing that the wisdom was behind you that you indeed knew this great man from Mbotela, this Kamba young man can be able to be a great leader in our County.

Hon. Speaker: Hon. Member, withdraw the name Kamba in your statement.

Hon. Peter Imwatok: I withdraw the name Kamba and replace with "A young man born of Mbotela." You remember when we were doing interview, he said he was just a hawker in Gikomba. This is an embodiment of sacrifice and people believe on the course in the end. We the people of Makongeni would be very grateful if this respective County Assembly gives us the honour to approve this son of ours to be the Deputy Governor.

Thank you so much the Majority Leader and the Minority Leader for steering this Committee together. Thank you Majority Leader for correcting immediately steering from stealing. I thought you were indoctrinating our son to another subjective matter which we don't believe in as Makongeni. It was a tongue twister.

Hon. Speaker, lastly, let me appreciate the people of Nairobi for their resilience. It has been a journey coming this far. It is about three years. You remember I stood before this House and read a statement asking the then Governor to appoint the Deputy Governor with immediate effect, but it became a circus. Today, the current Governor has done me proud irrespective of others, that indeed she can be trusted to run this County in a professional way and in a proper way.

I urge this House to approve our son to be the Deputy Governor of this great City. Thank you.

Hon. Speaker: Thank you. Hon. Doris.

(Hon. Jared Ondieki spoke of the record)

Are you raising on a point of Order? You are not on mic.

(Point of Order)

Hon. Jared Ondieki: Mr. Speaker, I am sorry to bring this issue when there is a very serious discussion. A Hon. Member has walked in in the House, and I believe she has not dressed parliamentary. This is a very serious House, Mr. Speaker. It is Hon. Mutheu. Thank you.

Hon. Speaker: Where is that Hon. Member? You are putting the Chair in a very awkward position because personally I am not supposed to undress and address the Members. From where I sit, I see that she is dressed decently. So, proceed Hon. Doris.

Hon. Doris Kanario: Thank you, Mr. Speaker, I stand to support this. The incoming Deputy Governor is a man that I have known for a long time serving Makadara. I remember sometime back we took some children to him, and he has continued to educate them to this date and are in good schools. I believe he is going to serve Nairobi in the same way. Through the Office of the Deputy Governor, we are optimistic for a better Nairobi than it has been. Hon Mutunga is a brilliant man. For the time we have known him in the County as the Chief of Staff, he has served us well.

I stand to support the and wish him well in his endeavors. Thank you.

Hon. Speaker: ICT, I have a request from Hon. James Mwangi, Hon. Anthony Gathumbi, Hon. Kennedy Oyugi, and Hon. Leah Supuko. Get hold of them so that they can contribute. In the meantime, we can have Hon. Warutere because he is in the House.

Hon. Peter Warutere: Thank you, Hon. Speaker. Allow me to also rise in support of this very important endorsement of our Deputy Governor. Allow me as well to add that the General seems to be back. We have seen the rise of great people who served in various cadres during the defunct municipalities. We have seen councilors taking key positions. The likes of Majority Leader, our Whip, our current Speaker and Minority Leader. I think the councilors were taught well. As they say old is gold, we will embrace this culture because it looks like you were taught well during the mentorship at that level.

Having said that, I have known Councilor Mutunga Mutungi for a long time. We have seen that he is an astute, patriotic and diligent manager. As we now rise to a seamless transition from many acting positions that were there in the past regime to now having substantive positions being filled, right from the Governor Hon. Kananu being now the substantive Governor. The time has come that we now get a substantive Deputy Governor so that in a seamless transition, we can deliver services to Nairobians. 7 months to the next election, I think we have been able to identify the gaps that were there. We are filling in the gaps and it is about time that we now start doing the right thing. We are proud that with now good leadership in the House, things are moving well and we can only pray that in filling other positions that were vacant, Nairobi can now rise up to be the green City as it was. We are glad to see it turning into old glory. We hope that the Deputy Governor is going to come in and add value to what has been happening.

With that, I rise to support a great man to rise to the helm of the Deputy Governor of this great country. Thank you, Hon. Speaker.

Hon. Speaker: Thank you. Hon. Rose Kula.

Hon. Rose Ogonda: Thank you, Mr. Speaker, I rise to support Hon. Mutunga Mutungi to be the Deputy Governor. I was here when the Appointment Committee was asking questions. Three quarter of the questions were responded well by Hon. Mutunga as the person who knows Nairobi County and how the Executive functions. It is good for the Majority Leader and the team to approve the appointment of Hon.

Mutunga Mutungi. It has been a long time since that office became vacant. If the Governor is not there, there is no one to take your grievances from the ward.

So, I stand here to fully support this that Mutunga Mutungi becomes the Deputy Governor of Nairobi City County. Thank you.

Hon. Speaker: Thank you. Hon. Anthony Karanja.

Hon. Anthony Karanja: Thank you very much, Hon. Speaker. First, I would like to congratulate the Appointments Committee for vetting Mutunga and for seeing him fit to hold the Office of the Deputy Governor. Secondly, I would like to congratulate Her Excellency the Governor, Hon. Anne Kananu for picking Hon. Mutunga to be her Deputy. I am inspired by the story of Hon. Mutunga because I have heard that he was a hawker in Gikomba. I know the narrative going round that we should form the government with the *mama mboga, watu wa bodaboda*, and *watu wa biashara ndogondogo*. I would like to congratulate this County for not waiting until the next government that will do that, but doing it now. I wish him well and I hope we will be able to function very well as a County. Thank you.

Hon. Speaker: Thank you. Hon. Mutheu

Hon. Patricia Mutheu: Thank you, Mr. Speaker, I rise to support the appointment of Hon. Mutunga Mutungi to the position of the Deputy Governor. For once, all these outcries of boy child being left behind has been answered. It is my prayer that most counties will follow suit. You can see under the leadership of able Madam Kananu, our boy child has been considered.

I urge in any other next appointment, that all the counties can follow suit and balance the equation. We have the two third gender rule to be adhered. With this, I am not focusing on the other gender, but the gender that has been left behind, and this is the boy child. I rise to support. For the first time, we are going to have a government that is no longer acting. Thank you.

Hon. Speaker: Thank you. We had several Members who were on Zoom, but it so unfortunate that we are not able to get the connection. The connection is not good. Hon. James Mwangi, Hon. Anthony Gathumbi, Hon. Kennedy Oyugi, Hon. Leah Supuko, Hon. Jeremiah Themendu, Hon. Nancy Muthami, Hon. Ruth Maingi, and Hon. James Kariuki, kindly bear with us for now, we may not be able to get the connection. So, without any other request, may I call the mover to reply.

Hon. Abdi Hassan: Thank you, Mr. Speaker, Sir. I want to take this opportunity to thank Members for supporting this Motion. I add that the nominee is up to the task, capable, and I am 100% sure that he will steer this County with the NMS to great heights.

Mr. Speaker, Sir, I also want to take this opportunity to thank Her Excellency the Governor for nominating Hon. Mutunga Mutungi as her Deputy and the potential she saw on him.

I have heard my good friend Hon. Bishop propagating his narrative of Bottom Up and his political ideologies. I know we are not seeing with the same lens. I support Azimio la Umoja. I can see he is from Tanga Tanga, which is good. I beg to move, thank you.

Hon. Speaker: Order! Majority Leader, withdraw the name "Tanga Tanga" Be on mic.

Hon. Abdi Hassan: I want to hear what he wants to say.

Hon. Speaker: Majority Leader, withdraw so that we can expunge the name Tanga Tanga from our records.

Hon. Abdi Hassan: Hon. Speaker, I withdraw the name Azimio and Tanga Tanga, and apologize on the same.

Hon. Speaker: Hon. Members, I had mentioned earlier, before I put the question, I want the Clerk to advise me whether we have the requisite number to proceed.

(Clerk-at-the Table confirmed there was quorum)

Hon. Members, I have been advised that we have the number. The ones who are on Zoom are 62 and those in the Assembly are 17. That means we have 89 Members.

(Question put and agreed to)

PROCEDURAL MOTION

REDUCTION OF PUBLICATION PERIOD OF BETTING, LOTTERIES AND GAMING (AMENDMENT) BILL

Hon. Waithera Chege: Thank you Mr. Speaker and allow me to move the procedural Motion on behalf of the Majority Leader:

Hon. Speaker, that notwithstanding the provisions of Standing Order 127, this Assembly resolves to reduce the publication period of the Nairobi City County Betting, Lotteries and Gaming (Amendment) Bill, 2021 (Assembly Bill No.11 of 2021) from fourteen (14) days to seven (7) days.

Thank you, Mr. Speaker, I now call Hon. Rose Ogoda to second the Procedural Motion.

Hon. Rose Ogoda: Thank you, Mr. Speaker, I stand to second that we reduce the publication period because next week the Assembly will be going for long recess so that the Bill can go First Reading. Thank you, Mr. Speaker.

(Question proposed)

Hon. Millicent Okatch: Thank you, Mr. Speaker, I support the Motion to reduce the publication period because our youth are languishing by using the small money they have for betting. Thank you.

Hon. Millicent Jagero: Thank you, Mr. Speaker, I support the Bill and as my namesake Hon. Okatch has said our young people are languishing in these betting businesses and it is not bringing any economic impact into their lives. I support.

Hon. Daniel Ngengi: Thank you, Hon. Speaker, I support the Bill and we have become unfortunately we have become both a drinking and gambling county.

Hon. Speaker, the youth who work very hard end up wasting all their money in gambling and as you are very much aware, the house never loses, they do this in hope of making money. Families have been destroyed. We have heard incidences whereby students have been given school fees and they have gone to gamble it, to triple the money to get some savings.

Hon. Speaker, we have seen where families have been evicted because the breadwinners and anybody trusted with paying rent or other services end up gambling the money. Children have been chased out of school. So with this Bill and the sooner we get this Bill up and running the better, Hon. Speaker. I support the Bill, thank you.

Hon. Speaker: Hon. Doris!

Hon. Cecilia Ayot: Hon. Speaker am sorry because am the one who is using Hon. Doris microphone.

Hon. Speaker: Order! Who is this now?

Hon. Cecilia Ayot: Hon. Speaker am MCA for Line Saba ward in Kibra Constituency, Hon. Cecilia Ayot.

Hon. Speaker: You can proceed!

Hon. Cecilia Ayot: Thank you, Mr. Speaker, I am in the same breath as my colleagues and I wish to echo the sentiments that have been shared on the floor of the House with regards to reducing the publication period for the Nairobi County Betting Lotteries and Gambling Amendment Bill, 2021.

We realize that during the election period there are many opportunities to misuse our youths and their ill money that are being dished out. In the same breath, again we realized that our young people are getting frustrated when they do not have money for betting which does not add any value in their lives and they are prone to be recruited to violent extremism in search of money that does not add any value to their lives.

Therefore, I support reducing the time so that we can dispense off this Bill and put proper legislation in place to save our young people. Thank you, Mr. Speaker.

Hon. Speaker: Thank you. There being no other request can I have other Members who want to contribute, I have Hon. Wanyoike, Hon. Karanja and Hon. Mutheu.

Hon. Patricia Mutheu: Hon. Speaker, I would like to pass.

Hon. Speaker: You have to obey the rules I have allocated, Hon. Karanja

Hon. Anthony Karanja: Thank you, Hon. Speaker, for standing up and being strong from intimidation from Hon. Mutheu. Thank you very much and well done.

Hon. Speaker, I would like to bring to the attention to this House the urgency of having this Bill and I would have wished that the mover of this Bill had requested an Executive order to ban betting and gambling but however she has requested for shorting that period.

I would like to give this House a story of Russia that on 1st July 2009 the Prime Minister who was Vladimir Putin woke up one day and banned all betting and gambling in Russia. Hon. Speaker, it is not quantifiable to say on the floor of this House the damage that has been caused in this Country by betting and gambling.

Hon. Speaker, I have seen how gambling companies have found their way into estates. There are having betting houses in every estate in trooping numbers. Companies like Sport Pesa, Betika are all over our estates milking drying our people in this country.

Hon. Speaker, during our public participation, I will personally bring a petition to the mover and this House to even rein in on the radio and television betting schemes which have been used for a very long time to fleece our people off money. We have heard many incidences of people committing suicides, broken homes, bankrupt men and women and it is sad.

Hon. Speaker, the effect of gambling far outweighs the effect of smoking; if we can ban smoking in public and advertisements for cigarettes we can do the same for betting. We can do away with betting in this country and I would want to repeat here that the betting companies are mostly owned by cartels in Eastern Europe. Countries of Russia, Bulgaria have found a breeding ground in Sub-Saharan Africa, I think it is time that Nairobi woke and everyone is said enough is enough. We support this Bill and hope that will be a groundbreaking Bill that will change this town.

Hon. Patricia Mutheu: Thank you, Mr. Speaker, I would like to echo what my colleague has said, indeed betting has become a menace in this country as we are living in a country where we used to borrow between Kshs 1.3 to 1.6 billion per day and all this money are channeled to betting. We have come to realize that there are no regulations or CSR that this betting company leverage in term of the damage they have done to our youths.

Therefore, I stand to support the Bill and completely even ban the betting companies in our estates and also in this country, if possible. Thank you.

Hon. Waithera Chege: Thank you, Mr. Speaker and thanks to all the Members who have participated in supporting this Procedural Motion. It is not my wish to empty the content of the Bill because we are getting into the process whereby we are going to do public participation and the Members will have a chance during the Second Reading to debate on the same Bill. Therefore, Mr. Speaker allow me to reply. I beg to reply.

(Question put and agreed to)

BILLS

(First Readings)

THE NAIROBI CITY COUNTY BETTING, LOTTERIES AND GAMING (AMENDMENT) BILL, 2021 (ASSEMBLY BILL NO.11 OF 2021)

THE NAIROBI CITY COUNTY BETTING, LOTTERIES AND GAMING (AMENDMENT) BILL, 2021 A BILL FOR THE ACT OF NAIROBI CITY COUNTY ASSEMBLY TO AMEND THE BETTING, LOTTERIES AND GAMING ACT 2021

Hon. Speaker: I commit the Bill to the sectoral committee on Trade.

MOTION

Hon. Speaker: Hon. Paul Kados has requested we defer the Motion and it will be referred to the House Business Committee for the next available for reallocation.

(Motion deferred)

ADJOURNMENT

Hon. Speaker: There being no other business the House stand adjourned to Tuesday, 30th November 2021 at 9.30 a.m.

The House rose at 4.10 p.m.