



## NAIROBI CITY COUNTY ASSEMBLY

### OFFICIAL REPORT

#### Second County Assembly – Fifth Session

Tuesday 27<sup>th</sup> July 2021

The House met at 2.30 p.m.

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

PRAYERS

#### QUORUM

**Hon. Speaker:** Clerk, can you confirm if we have a quorum?

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

#### COMMUNICATION FROM THE CHAIR

**Hon. Speaker:** I will make a Communication at a later stage. Proceed to the next agenda.

*(The Speaker consulted the Clerk-at-the Table)*

Hon. Members I have a communication to make under Standing Order 41 (2) that entails the altering the business of the House which says that (2) “*Business shall be disposed of in the sequence in which it appears in the Order Paper or such other sequence as the Speaker may, for the convenience of the County Assembly, direct*”.

That is why I altered we skip Order No. 2 for the Communication from the Chair and without much ado let me make the communication now.

#### THE IMPORT AND CONSIDERATION OF THE PETITION BY THE SECTORAL COMMITTEE ON JUSTICE AND LEGAL AFFAIRS

Hon. Members, as you are aware, during the morning sitting, the Chairman of the Justice and Legal Affairs Committee tabled in the Assembly a report of the Committee on the consideration of a Petition by Mr. John Mark'Ojiambo on the removal from office of Ms. Lydia Kwamboka as County Attorney. The

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said Chairperson then proceeded to give a Notice of Motion on the report for consideration of approval by this Assembly.

Hon. Members, as you are aware before any Motion is tabled or Notice of the same given on the floor of the Assembly, the Office of the Clerk and the Office of the Speaker review the same to ensure compliance with the law and adherence with the procedures in our Standing Orders and thereafter the Speaker approves the same for tabling. In this particular matter, while considering the Notice of Motion, a novel situation presented itself having not been considered by this Assembly before in its consideration of Petitions, namely, a Petition for Removal of Office of a County Public Officer.

A question then arose, how then is such a Petition processed? Hon. Members, a Petition is defined by the Petition to County Assemblies (Procedure) Act, 2020 as a written prayer to a county assembly under section 15 of the County Governments Act (No. 17 of 2012). Similarly, our Standing Orders define a Petition as a written prayer to the County Assembly by a member of the public requesting the County Assembly to consider any matter within its authority, including enacting, amending or repealing any legislation.

Hon. Members the net effect of these definitions is that a Petition is a tool open to members of the public to move or request the Assembly to undertake a particular thing within the mandate of the Assembly. Hon. Members, I am compelled to make the distinction between a Statement, a Motion and a Petition. A statement is a tool open and available only to a Member whereby they can request for particular information relating to the County. A Motion is similarly a tool open to Members or a Committee of the Assembly where they can bring a subject matter for resolution by the Assembly. A Member cannot bring a Petition to the Assembly except as provided for under Standing Order 205 where they do so on behalf of a member of the Public.

Hon. Members what then happens, when a member of the public Petitions the Assembly to take a particular action as provided by special provisions for example as in the instant matter removal from office of a public officer. Section 56 of the County Governments Act 2012 provides that the removal of a Member of the County Public Service Board is initiated by the presentation of a Petition on the grounds provided for under the Act. Section 10(2) of the County Assembly Service Act on the removal of a public member from the County Assembly Service Board provides as much as well. The question then arises as to the procedure to be followed, in consideration of the Petition given the procedure provided in Standing Order 205.

I wish to guide therefore that given the above scenarios it follows, that there are two types or categories of Petitions;

- i. General Petitions envisaged under Standing Order 205
- ii. Special Petitions envisaged under provisions of CGA 2012 and CASA 2017 on the removal of persons from public office namely Members of County Public Service Board and public Members of County Assembly Service Board or any other person whose removal requires approval of the County Assembly other than those officeholders whose procedure for removal is expressly prescribed.

Hon. Members, our Standing Orders are thus not exhaustive in the procedure to be followed other than providing for due process when considering such matters. As such whenever a Petition for removal from office is tabled it must be accompanied by a Notice Motion and will not be considered pursuant to Standing Order 205 but will instead be considered as any other Motion that requires Members to vote.

This guidance is given pursuant to Standing Order No.1 where matters not provided for in the Standing Orders the Speaker will give direction. I will also be calling upon the Procedure and Rules Committee that as they embark on the comprehensive review of the Standing Orders in the next Session, that they bring clarity on this matter. In the meantime, the procedure to be followed is as has been guided by the Chair.

Hon. Members, it is so directed. Thank you.

## STATEMENT

REQUEST FOR STATEMENT REGARDING THE INCREASING DEATHS OF COMMUTERS IN THE CENTRAL BUSINESS DISTRICT THAT ARE CAUSED BY MATATUS.

**Hon. Speaker:** There is a statement by Hon. Daniel Ngengi; is he in the House?

**Hon. Daniel Ngengi:** Thank you, Hon. Speaker. Hon Speaker, pursuant to Standing order 45 (2) (c) I wish to request for a Statement from the Chairperson of the Sectoral Committee on Transport and Public Works and Justice and Legal Affairs regarding the increasing deaths of Commuters in the Central Business District that are caused by Matatus.

Hon. Speaker, many cases of deaths are being reported in the Central Business District particularly along Tom Mboya and Moi Avenue as a result of matatus competing forcefully for the passengers during peak hours and other hours. For instance, Hon. Speaker, on 13<sup>th</sup> October 2015 Cecilia Njeri Ngicheha was crushed to death by two matatus competing for passengers along Moi Avenue.

Consequently, in 2018 a Latema Sacco matatu registration KCB 552K run over a pedestrian along Tom Mboya Street next to the fire station at Koja roundabout killing two people on the spot.

Recently, two matatus crushed Neli Waithera the daughter of Deputy Inspector General of police to death when she was crossing from Tom Mboya Street. These roads are becoming killer roads due to the influx of matatus entering CBD which appear unregulated in the manner befitting a city and unless the Nairobi Metropolitan Services and the County Executive move with speed to restore serenity in the matatu sector lives of pedestrians and owners of private cars would be at stake.

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

1. Reasons the County enforcement team is unable to strictly adhere to existing laws to restore orderliness of matatus mushrooming in the CBD to prevent pick and drop off passengers on illegal demarcated stages.
2. Reasons spaces allotted for taxes operating in the CBD have been invaded by matatus SACCOs without alternative remedies for taxes that have operated in the city for decades.
3. Measures the County Executives and the Nairobi Metropolitan Services are putting in place to ensure matatus strictly operate outside Tom Mboya Street and CBD in general and timelines

in which an effective mode of transport would be affected in the CBD to guarantee safety of commuters.

Hon. Speaker, if you just give me a bit of a leeway I will have an outstanding Statement with the Transport Committee. I am at a loss for words.

**Hon. Speaker:** Order Member have you done with your Statement.

**Hon. Daniel Ngengi:** Yes, but Hon. Speaker, I did request you for just a bit of leeway so that I can ventilate on the issues and I will highly appreciate that kindly.

**Hon. Speaker:** Granted

**Hon. Daniel Ngengi:** Hon. Speaker, this has been going on for some time and I already have a Statement again in the Transport Committee, none has been forthcoming, and nothing conclusive yet we continue having the same problems.

Hon. Speaker in my very humble opinion it appears that the cartels are back and unless as a County something is done we are going to continue experiencing this. People are rushing for profit, we are killing people, and our hands are dirty with blood. We have Cecilia Ngicheha, we have Neli Waithera daughter to Deputy Inspector General and hope it does not take the daughter of a senior person so that for something to be done because all Nairobians deserves to be able to cross the streets and operate in the street of Nairobi without safety.

Hon. Speaker, I think the House need to take our business seriously because it is a pity when we lose lives. These are young people, Hon. Speaker, they are just going on with their business. Therefore, with those few remarks Hon. Speaker, I hope the Chairman for Justice and Legal Affairs can give a reply to this and get to this. I am glad to see the Chairman of Justice and Legal here maybe he can also enlighten us on why they are unable to enforce, thank you Hon. Speaker.

**Hon. Speaker:** Thank you. You made your Statement and your request was specific to the Chair of Transport and Public Works. Can ICT get hold of the chair and an undertaking on how soon he will be able to give a report?

**Hon. Joseph Komu:** Thank you, Hon. Speaker, It is a statement, which is primarily directed to the Transport sector where Justice and Legal is only involved in enforcement. I will be making communication to the Chair Transport to dispense up with the matter and we will be teaming up with the chair Transport to come up with a report within three weeks. Apparently, I want to assure the Member here that we are enjoined as a Committee in this statement.

**Hon. Speaker:** Address the Speaker, not the Hon. Member.

**Hon. Joseph Komu:** Thank you, Hon. Speaker. I want to assure the Chair Trade that we will dispense off the matter but I cannot be able to give any other undertaking on any pending matter for Transport. On this one, we are giving three weeks.

**Hon. Speaker:** Hon. Ngengi, are you content with three weeks?

**Hon. Daniel Muturi:** Hon. Speaker, I am comfortable even with a month. All I want is a close to this as long as something is done. As I mentioned, it has been a pity because all this has been outstanding since March last year to date. I am comfortable as long as the Chair promises me he shall do the

necessary for the enforcement of these illegal stages and running of matatus in the CBD especially Tom Mboya Street which has become notorious for causing deaths. Thank you, Hon. Speaker.

**Hon. Speaker:** Thank you. We can move to the next order.

### MOTION

#### ADOPTION OF REPORT ON THE PETITION FOR REMOVAL FROM OFFICE OF MS. LYDIA KWAMBOKA AS COUNTY ATTORNEY

**Hon. Joseph Komu:** Thank you, Hon. Speaker. That notwithstanding the provisions of the Standing Order No. 215 Cap 2, this assembly adopts the report of the Sectoral Committee on Justice and Legal Affairs on the Petition from Mr. John MakOjiambo on behalf of the Kenyan citizens, Nairobi residents and Nairobi County tax payers on the request of removal from office of Ms. Lydia Kwamboka, the Nairobi City County Attorney laid on the table of the assembly on Tuesday 27<sup>th</sup> July 2021.

Hon. Speaker, pursuant to Standing Order No. 208, the Clerk of the county assembly on 23<sup>rd</sup> June 2021, received a Petition from Mr. John MakOjiambo on behalf of the Kenyan citizens, Nairobi residents and Nairobi County tax payers to the Nairobi City County Government whose prayer was the request of removal from office.

Pursuant to Standing Order No. 208 91) (b), the Hon. Benson Mwangi on Thursday 24<sup>th</sup> June 2021 presented the said Petition on behalf of the petitioners on the floor of the assembly.

Pursuant to Standing Order No. 215 Cap 1 and 2, the Petition was committed to the Sectoral Committee on Justice and Legal Affairs on Thursday 24<sup>th</sup> June 2021 for consideration and preparation of a report to the assembly within 45 days. In order to ascertain issues raised in the Petition, the committee resolved to meet all parties mentioned in the Petition before making appropriate recommendations. The committee identified the following as the parties to the Petition:

1. Hon. Benson Mwangi MCA for Mowlem Ward
2. Mr. John MakOjiambo – the petitioner
3. Ms. Lydia Kwamboka – the Nairobi City County Attorney
4. The Nairobi County Director Supply Chain Management
5. Jairus Musumba – the Acting County Secretary

The committee conducted interviews with all parties other than the county attorney who did not turn up on the day she was invited and instead sent apology noting that her office would be involved in the swearing in of the Deputy Governor as County Governor on 7<sup>th</sup> July 2021.

Secondly, the County Attorney submitted supporting documents in response to the allegations made against her. The committee also received submissions from the County Secretary and the Director Supply Chain Management on the list of prequalified registered firms for provision of legal services for the financial year 2013-2014 up to 2021-2022.

In their Petition, the petitioner wishes to draw the attention of the assembly to the following: That,

1. The County Attorney is irregularly in office;
2. The County Attorney has contravened Article 10 of the Constitution in that the national values and principles of governance set out have not been observed and her continued stay in office will continue to cost the tax payers unnecessary cost;

3. The conduct of the County Attorney does not meet the provisions of Article 10 and Chapter Six of the Constitution of Kenya hence unfit to hold public office;
4. That, all instructions to the firm of Njenga Maina be withdrawn and given to internal advocates or a law firm that is prequalified to offer legal services to the county;
5. That the firm of Njenga Maina refunds to the county all monies paid to it as legal fees because it was irregularly allocated such matter without being prequalified;
6. That, independent oversight and investigating agencies be engaged to ascertain how and why public funds were paid to firm of Njenga Maina.

Hon. Speaker, after going through the Petition, the committee did an exhaustive job and received all the submissions from the petitioner, Ms. Lydia Kwamboka, County Director on various issues. Looking at some of these for the sake of time, the petitioner was able to demonstrate candidly a number of issues and the committee made some observations. We also got a response from Madam Kwamboka on the same.

The Committee made the following observations after perusing all the documents from the various parties:

1. Contrary to Madam Lydia Kwamboka's assertion advocates in the public service need not to hold current practicing certificate, as a County Attorney and given her duty which requires her to practice before the court, the requirements of the Advocate's Act are such that the certificate is a must for her. This was confirmed by a letter from the Law Society of Kenya clearly indicating that the County Attorney did not have a practicing certificate for 2020 when she actively engaged in litigation matters amounting to professional misconduct and irresponsibility given the risk to the county.
2. The law firm of Njenga Maina and Company Advocates does not appear in the list of registered or prequalified suppliers as required by Section 57 of the Public Procurement and Assets Disposal Act 2015. This is in contravention of Public Procurement and Assets Disposal Act 2015 and the Public Finance Act
3. The County Attorney irregularly issued instructions to the firm of Njenga Maina and Company Advocates with respect to several matters despite the firm not been prequalified with the Nairobi City County in contravention and of Public Procurement and Assets Disposal Act 2015 and the regulation therein as amounting to conflict of interest and corruption.
4. The County Attorney issued a memo countermanding the County Secretary when the later with the authority of the County Public Service Board attempted to streamline the operations of the Directorate in the department actions which were in bad faith and caused confusion in the administration of the county in total contravention of the County Government Act 2012.
5. With respect to allegations on nexing the County Legal Department a section headed by one ethnic community which is not a crime. As a County Attorney a fact that on the face of it and the submissions by the witness directly links the County Attorney being in office since these appointments happened in the dependency of her tenure and deliberately refused the attempt of the County Public Service Board to regularize the directorate.

6. The County Attorney instructed employees in the Legal Department to ignore plans or action by County Public Service Board to address ethnic and gender balance in the Legal Department despite the by County Public Service Board being authorized by law to take such action in keeping with Article 10 of the Constitution and the County Government Act.

Hon. Speaker, the County Attorney issued a series of memos to the County Secretary and staff of legal Department consistently asserting that she was solely in charge and had never delegated work to any officer and no other officer should discharge those functions which not only caused confusion but was also meant to sustain her grip on the affairs of the office and continue her pursuit of private interest such the irregular award of contracts to unqualified law firm.

The actions demonstrate her incompetence, incapacity and confusion in the office of the County Attorney finds itself currently. There are also contraventions to the County Attorney Act 2020 which gives the instruments of delegation to enable the effective service delivery to Nairobi residents. This also amount to corruption and abuse of office.

#### COMMITTEE FINDINGS

Finally, Hon. Speaker, the committee finds that Madam Lydia Kwamboka has violated the following provisions of law and hence not fit to hold the office of the County Attorney.

1. The County Attorney has contravened the Advocate's Act and the law Society of Kenya by practicing and purporting to practice without a valid practicing certificate for the year 2020.
2. The County Attorney has contravened Article 10 of the Constitution on national values and principles of governance and thus her decisions and continued stay in office will continue to cost the tax payers unnecessary cost
3. The County Attorney has contravened variously flouted the provisions of the Public Procurement and Assets Disposal Act 2015 through the issuance of instructions to unqualified law firm
4. The conduct of the County Attorney does not meet the provisions of Chapter Six of the Constitution of Kenya and the Leadership and Integrity act 2012, and hence she is unfit to hold public office.

The committee made the following recommendations:

1. The Acting Governor of the Nairobi City County terminates forthwith the services of one madam Lydia Kwamboka as the County Attorney in accordance with Section 13 of the office of the County Attorney 2020.
2. All instructions issued to the firm of Njenga Maina and Company Advocates be withdrawn and given to internal advocates or law firms that are prequalified to offer legal services to the county.

Thank you Hon. Speaker. I request Hon. Jagero to second.

**Hon. Millicent Jagero:** Thank you Mr. Speaker for giving me this opportunity and also the Chair of Justice and Legal Affairs. I rise to second this Motion. As we are all aware under the County Attorney's Act, it is the County Governor who should appoint the County Attorney with the approval of the County Assembly. We all know that Ms. Lydia Kwamboka was appointed in 2018 by the then Governor H. E. Mike

Mbuvi. She got suspended after some months and when she came back the contract had already lapsed this year.

Mr. Speaker as we all know as the county assembly we never participated in her coming back or in her recent appointment once again. Article 195 of the Constitution of Kenya gives the county assembly power to summon witnesses. On the 2<sup>nd</sup> of July a letter was written to the County Attorney requesting her to attend the session but she never did. She gave an apology stating that she would not be available since she was attending a swearing in to which we don't know where it was to take place and who was to be sworn in that particular time. What we know is that Ms. Kananu the Deputy Governor was sworn in last year in December. We do not know who was being sworn in where the County Attorney attended.

Mr. Speaker, under Article 195 I quote from the Constitution, "*A county assembly or any of its committees has power to summon any person to appear before it for the purpose of giving evidence or providing information. And for the purpose of Clause 1, an assembly has the same powers as the High Court to; (a) enforce the attendance of witnesses and examine them on oath affirmation or otherwise, compile the production of documents and issue a commission or request to examine witnesses*"

Of which after doing Mr. Speaker, the said committee will come up with a report. This is the report that the committee on Justice and Legal Affairs came up with because she never gave a date that she would prefer to attend the said meeting. Mr. Speaker, under Article 10 of the Constitution on good governance, we cannot continue having such civil servants to lead this county because of there will be gross misconduct afterwards.

I second this Motion that she should be removed from office. Thank you Mr. Speaker.

*(Question proposed)*

**Hon. Speaker:** Hon. Patrick Musili.

**Hon. Patrick Mbangula:** Thank you, Hon. Speaker and the Chair, Justice and Legal Affairs Committee and Members, for coming up with this recommendation.

Hon. Speaker, in Kenya, we came up with a law on Leadership and Integrity Act, which sets standards that guide public officers while they are conducting their businesses. In the County, there are regulations that guides on how one should conduct his or her business while holding a public office. I have a privilege to sit in this Committee, and after going through the Petition, it is clear that Kwamboka was engaging law firms that are not prequalified. This is a violation of the set down rules and regulations.

Two, we need to try as much as possible not to become tribal chiefs in our small cocoons. There is no way you can have one tribe being the heads of small units under your department, and not willing to allow the Public Service Board to regularize that. This means there is something that you are guarding. I have also realized there are some staff here that have never gone on leave for the last five or six years because they know once they go on leave, probably the shady businesses they have been doing will be discovered and be in trouble. We seriously recommend that we need changes, not only in Kwamboka's office, but also the entire department needs to be reshuffled so that we effect quick and timely service delivery in this County. I support this Motion.

**Hon. Speaker:** I am experiencing some hiccups with the gadgets. Any Member who wants to contribute? Hon. Kimemia.



**Hon. Anthony Gathumbi:** Thank you, Mr. Speaker for having accorded me this opportunity to contribute to this matter. I had a privilege before I became MCA to work in this department of Legal, as paralegal. I can tell you this department requires honest leader. It is a department that needs high moral values from the leadership, more so the County Attorney. In a situation where we have a County Attorney who is arrogant, now that I have seen as MCA, whereby she is called to our meetings but she does not appear. This is a mark of arrogance, and she has taken it to the employees. This has caused low morale to the employees of the County. I interact with the employees, some of them have been taken to the Human Resource without a show cause letter. As a former staff of the department, I am in support of this Motion.

I will also speak about procurement procedure louted, that is a serious offence. I personally know the Acting Attorney, but this is a matter of law. this corruption, and I am here to tackle corruption and ensure the law is abided. Thank you, Mr. Speaker. I support.

**Hon. Peter Wanyoike:** Thank you, Mr. Speaker. I rise to support this Motion. first off all, I congratulate the Chair of Justice and the Members of the Committee for coming up with such a comprehensive report. As the Committee has recommended that the County Attorney be removed because of violating Chapter 6 and 10 of our Constitution, I support. This will be a lesson to other County staff who have been summoned to appear in committee meetings but they fail to turn up. I support. Thank you.

**Hon. Speaker:** ICT team, try to connect Jeremiah on Zoom.

**Hon. Jeremiah Themendu:** Thank you, Mr. Speaker. I support the Motion. I congratulate the Committee for coming up with the report. the report is good for the County of Nairobi. The County has lost a lot of money through the Legal Department. The lawyers who were recruited to represent the County were paid a lot of money yet they did nothing. We have lost a lot of cases through this department. So, we need to have a competent leader in that area so that the County can move forward without any hitches.

On the issues of Ward Development Fund, we have had many obstacles, which would have been avoided if someone was serious when doing his job. this should be warning to other officers who are lazy and not respecting the rule of law. I beg to support. Thank you.

**Hon. Speaker:** Thank you. There being no any other Member who is willing to debate on the matter, may I call the mover to reply.

**Hon. Joseph Komu:** I wish to sincerely thank the Members of the Committee for their patience, sacrifice and hard work despite their other commitments, in coming up with this report. They deliberated on various matters and considered administrative Justice on Lydia Kwamboka. As a Committee, there were prayers there we did not allow. One, was allowing the investigative agencies to come and investigate. We have done an exhaustive job and safeguarded the taxpayers' money by allowing the monies that have been spent to be refunded.

I commend the Speaker and the Clerk for facilitating a conducive environment to enable us deliver this Petition within the timelines of 45 days. I beg to reply. Thank you.

*(Question put and agreed to)*

**Hon. Speaker:** Next Order!

Hon. James Kiriba!

## MOTION

### ESTABLISHMENT OF COOLING PLANTS FOR PROMOTION OF AQUACULTURE

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**Hon. James Kariuki:** Thank you, Mr. Speaker. I beg to move the following Motion:

That, aware that Part 2 of the Fourth Schedule of the Constitution of Kenya provides for the functions of for the County Government, as the case with Paragraph 1 (e) which dictates Agriculture, including but not limited to fisheries as one of the County Functions; cognizant that the National Government's Big 4 Agenda seeks to foster economic development and provide a solution to the various socioeconomic challenges through the following four economic pillars;- Food Security and Nutrition, Affordable Universal Health Care, Affordable Housing and Enhancing Manufacturing; noting that the United Nations General Assembly declared 2022 the International Year of Artisanal Fisheries and Aquaculture, with Food and Agriculture Organization of the United Nations (FAO -UN) as the lead agency for celebrating the year in collaboration with other relevant organizations and bodies of the United Nations system by recognition of the millions of small-scale fishers, fish farmers and fish workers who provide healthy and nutritious food to billions of people and contribute to achieving zero hunger; further noting that in Kenya, the Ministry of Agriculture, Livestock and Fisheries 2015 Status Report on fisheries observed that fisheries development in the Country was slow due to a number of obstacles, being but not limited to lack of proper information on aquaculture development, cultural variations that do not support fish farming, uncertainties on returns on investment, lack of political good will, low investment by Kenyans in the sector, high running cost and lack of access to high quality fingerlings; acknowledging that Kenya has a high potential for fish farming as it can offer prospects for sustainable food security and income for communities hence creation of employment; this Assembly resolves that the Nairobi Metropolitan Services (NMS) in conjunction with County Executive;-

- i) Installs four (4) industrial ice plant for fish preservation in the 4 main parts of the County and such plans be considered in the Budget for financial year 2021/2022 that would promote aquaculture in the County; and
- ii) Develop a program for promotion of fish farming among the youth through provision of FREE fingerlings be considered in the financial year 2021/2022 budget.

Mr. Speaker, I request my brother Ngengi Muturi to second the Motion.

**Hon. Daniel Ngengi:** Thank you. Hon. Speaker, I beg to second this Motion by Hon. James Kariuki Kiriba, MCA for Rituta Ward, on the establishment of putting plans for promotions of fish farming.

Hon. Kiriba has pretty much captured the essence of the Motion and going by the Big Four Agenda where food security is key. I fully support this Motion especially now that we are facing the covid pandemic and food shortage has been a challenge.

Hon. Speaker, with poor nutrition we are not able to fight diseases and therefore through the establishment of the aquaculture fish farming, we will have access to more proteins and be part of fulfilling the President's agenda on food security.

Why fish Hon. Speaker? It is very nutritious and lacks cholesterol. Therefore, this is one area that will help the youth with gainful employment. I am a Member of the Budget Committee and I will be talking to my chair and the NMS to see where we can have this slotted. This idea on fingerlings is a very good one especially for women and youth groups. Just the other day the Governor of Kirinyaga was giving out free cows to the residents and that did go very well for the families as they got a source of income.

With these few remarks Mr. Speaker, I beg to support the Motion and support Hon. Kiriba for such a timely Motion. Thank you

**Hon. Speaker:** Thank you.

*(Question proposed)*

**Hon. Speaker:** Hon. Mbugua Kabiro!

**Hon. Mbugua Kabiro:** Thank you very much Mr. Speaker. I beg to support the Motion presented by Hon. James Kariuki Kiriba. This Motion establishes cooling plans for promotion of aquaculture, which is purely, fish farming.

I am so sure that I am together in support with the elected MCAs from the lakeside. Fish is a staple food. Space is usually a problem especially when you are talking about city dwellers who are in excess of four million hence we cannot get a lot of space to do largescale farming like planting maize and beans.

In Kibera, they have innovated planting by using sacks that enable them get vegetables. Fish farming can be done and I have seen it work through the NYS programmes while it was still under the Ministry of Devolution and Planning in Kibera.

Youths were being given tanks to rear fish and it has really grown. The fact that we are asking the Executive to appropriate 35billion for this project is like petty cash for them. This can be done as the space is available and we can also get donors to help with the cooling plants. Fish farming can be implemented in this economy and in the economies to come.

Fish is highly encouraged and a good source of protein. It helps people suffering from pressure and those struggling to maintain the sugar levels within their bodies. I therefore support this motion and implore on the Executive to focus on farming.

I also sit in the agriculture committee headed by Ms. Mwami Ariviza and I have seen how she partners with organizations that encourage greenhouse farming. Therefore, I would like her to also look into this by enabling the donors who help with greenhouses to come through with tanks for fish farming. Thank you Mr. Speaker. I strongly support.

**Hon. Speaker:** Is there any Member on Zoom? There being no other Member, I wish to call the mover to reply

**Hon. James Kariuki:** Thank you Hon. Speaker. I want to thank Hon. Ngengi for his brilliant support for the Motion bearing in mind that in this County space is of essence and good health is important.

Establishment of the cooling plant, which is going to promote aquaculture, is going to come along with job creation, a very friendly environment also among many other benefits boosts the economy of fish farmers.

I would also wish to appreciate the support of Mheshimiwa Mbugua Kabiru who has given very prudent ideas. I agree that we should have done this earlier but I believe that this is the best time. Thank you Mr. Speaker. I wish to reply

*(Question put and agreed to)*

#### ADJOURNMENT

**Hon. Speaker:** Honorable Members, that bring us to the close of the House business. The House stands adjourned to Thursday 29<sup>th</sup> July, 2021.

The House rose at 3.45 p.m.