



## NAIROBI CITY COUNTY ASSEMBLY

### OFFICIAL REPORT

#### Second County Assembly – Sixth Session

Tuesday 15<sup>th</sup> February 2022

The House met at 9.30 a.m.

*(Hon. Temporary Deputy Speaker (Ms. June Ndegwa) in the Chair)*

#### PRAYER

#### BILL

##### *Second reading*

THE NAIROBI CITY COUNTY FINANCE BILL, 2021 ASSEMBLY BILL NO. 10 OF 2021

**Hon. Robert Mbatia:** Thank you Madam Speaker and I beg to move that the Nairobi City County Finance Bill, 2021 be read a Second Time.

Madam Speaker, the signing of the Deed of Transfer of Functions in February 2020 heralded a new dawn for the County Government as it gave birth to the rolling out of the provisions of Section 157 of the Public Finance Management Act, 2012 by bringing on board Kenya Revenue Authority as the principal revenue collection agent.

The primary intention of this move was to bolster the internal revenue collection figures, which have stagnated around the Kshs.10billion mark despite various reforms in human resources, financial controls and the required physical infrastructure.

Since that signing, the County Assembly has not been able to review the financial laws necessary to fully roll out the desires of the Deed thereby making the agent handicapped in her efforts to achieve the targets set in the annual budgets.

The Finance Bill, 2021 aims to correct the previous false starts by ensuring that there is dependable law that is alive to the prevailing dynamics across the County and the Country at large. Having made effort to enact most of the individual legislations on the various revenue streams, the Finance Bill would be focused on amending those legislations in line with the strategic fiscal direction for the current financial year.

Madam Speaker, the key highlights of the Bill, in summary, are submitted as follows: -

---

**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.*

a) Part II of the Bill intends to amend specific provisions of the Nairobi City County Transport Act by harmonizing and updating various fees and charges related to parking fees for online taxis, private vehicles and public service vehicles;

b) Part III of the Bill intends to amend the Nairobi City County Revenue Act, 2015 with a specific focus on fees and charges related to market services for CESS and the introduction of fees for traders operating in the informal sector.

Further, in line with the new valuation roll, the Bill intends to amend the land rates payable to the County Government. The Section also introduces additional charges related to public health services touching on various tests, water services, food handling, hygiene, Covid testing, research and internship costs. Madam Speaker, others are the inspection costs, occupation certificates, laboratory costs as well as various certificates charged on food selling establishments;

c) Part IV of the Bill intends to introduce costs for transportation of building materials as well as various costs related to the use of the library.

d) Part V concerns itself with amendments to the Nairobi City County Trade Licensing Act, 2020 to increase the level of compliance, make payment for trade licenses timely and predictable as well as introduce penalties for defaulters.

e) Part VI on amendments to the Nairobi City County Betting Lotteries and Gaming Act 2021 intends to update the various fees and charges related to betting and gaming while being alive to the roles of the National Government and the County Government as per the court ruling on the same.

f) Part VII of the Bill purposes to align the Nairobi City County Disaster Management Act, 2015 by sharpening it as a tool for revenue enhancement. In this regard, there is a proposed amendment of various fees and charges related to fire for shops, plant industries, petroleum tankers, petrol stations, LPG Bulk storage and banking institutions.

g) Part VIII contains various amendments on outdoor advertising including decorations, internal adverts in PSVs, message vetting, festive decorations among others.

h) Part IX of the Bill introduces various charges for those who wish to engage the county team in the process of garbage collection as well as tipping charges at weighbridges, charges for CBOs and Private Service Providers.

#### PROPOSED AMENDMENTS TO THE BILL

Madam Speaker, during the deliberations on this Bill the Committee received various memoranda from a wide range of Members of the public in addition to the oral submissions done at the tail end of the process.

The stakeholders made a myriad of proposals for the Committee to consider but in summary, they reminded the County Assembly that it was not timely to increase fees and charges given that the County was yet to get back on its financial and economic feet following the ravaging effects of the coronavirus pandemic.

Whereas the Members of the public conceded that the County had to levy some of the proposed fees as a catalyst for rolling out the very good and progressive development programmes approved in the budget estimates, they urged their elected representatives to be considerate in such undertaking and

always a strike a balance between the two competing demands of revenue collection and promoting the ease of doing business.

Further, the Committee was reminded of the constitutional imperative, which dictates that any imposition of fees and charges must be linked to a service being offered by the County.

Madam Speaker, the Committee has considered these submissions and fully taken them into account in the process of coming up with the following amendments to the Bill: -

a) The Committee shall be proposing amendments aimed at making the charges for seasonal and daily parking tickets for private vehicles affordable, properly defining the borders within which daily parking fees are chargeable by excluding thereof residential areas, introducing seasonal tickets for those PSVs who don't terminate within the CBD/PSV Terminals. Introducing service charge for use of the four newly constructed PSV terminals and putting some breaks on the discretionary levying of towing charges.

In this regard, it shall cost no more Kshs. 4,000 to acquire a monthly seasonal parking ticket for a private salon car, down from the proposed Kshs. 7,000. While daily parking fee within the CBD shall be Kshs. 200 from the proposed 400 and Kshs.100 in all other business zones.

The 13 seater public service vehicles operating within the estates shall pay Kshs.500 per month as seasonal parking tickets while taxis on online applications shall be required to remit to the County Kshs. 1,000 monthly. The Committee has proposed that the maximum fee chargeable for towing be Kshs. 1,000 thereby reducing the hue and cry which has been associated with the exorbitant towing charges imposed by the County that does not end at the County accounts.

b) In agreement with the oral submissions by the various market operators who lamented that the proposed market fees were not realistic since they did not take into account the services being offered by the County in such markets as well as the comparative cost of operating markets, the committee has proposed amendments affecting various fees and charges.

In this regard, the proposed charges for Karandini Market and Westlands Market have been reduced to zero while rental charges for modern kiosks have been adjusted from Kshs.500 per month to Kshs. 1,000 per year. In addition, the Committee has proposed that the CESS fees for all categories of farm produce and landing fees for animals/cold-dressed carcass be reduced by about 50% as contained in the amendment schedule.

c) On the imposition of the new land rates, the committee has proposed that the implementation of the new rates struck shall only be effected once all disputes related to the new valuation roll are heard and determined.

d) Madam Speaker, fully cognizant of the numerous charges levied on Nairobian for food handling, the Committee shall be proposing that mobile food hawkers should not be charged for the food hygiene license while the cost of the certificate for mobile food caterers with the motor vehicle be reduced from Kshs. 7,000 to Kshs. 3,500.

On the same breadth, the proposed food handling fees for food kiosks, mobile cookers, milk shops, cereal shops and soft drink shops have been proposed for reduction from between Kshs. 10,000 and Kshs. 7,000 to Kshs. 1,000.

Going forward, the cost of Covid-19 PCR testing in the County health facilities shall cost no more than Kshs.1, 500 from an earlier cost of Kshs. 3,000 while all school fees at Pumwani College of Nursing and Midwifery have been reduced by between 30 and 60%.

e) To support the construction industry that was greatly affected by the coronavirus pandemic, the Committee has proposed the reduction on the proposed fees for transport of building materials with the seasonal cost for building stone being reduced from Kshs. 48,000 to Kshs. 10,000 for up to 7 tons while that of above 15 tons being reduced from Kshs. 144,000 to Kshs. 25,000.

The contractors must also show goodwill in support of this great reduction and if they fail to comply then a penalty of Kshs. 100,000 has been introduced for every non-compliant vehicle.

On Single Business Permits Madam, Speaker, the Committee has aligned the proposed fees and charges to the current economic situation by reducing the annual SBP cost for hawkers without a motor vehicle to zero. Annual SBP cost for small informal sector traders (shoe shiner, shoe repair, street vendor) has been reduced from Kshs. 2,500 to Kshs. 1,000, but make sure that they are in a designated point which is the same cost that is proposed to be paid by all other informal sector traders.

Malls and large establishments have continued to reap big from parking charges without remitting the right share to the County Government, which is the sole organ that should be giving services for parking. It is for this reason that the Committee has proposed that SBP for such establishments with a capacity of over 100 vehicles pay Kshs.2million annually while those with 50 vehicles pay Kshs. 500,000.

Madam Speaker, on betting and gaming the cost of operating a pool table is proposed for reduction from Kshs. 10,000 to Kshs. 5,000 annually. The Committee was not persuaded that the burden of ensuring gambling premises is licensed should be placed on the shoulders of the gambler but rather on the owner of the premises.

It is for this reason that the Committee has proposed that the penalty for gambling on unlicensed premises be reduced to zero while the penalty for operating unlicensed gambling premises be put at Kshs. 100,000 per instance. Further, and to reduce gambling addiction by minors, the Committee has proposed that the penalties for allowing minors to participate in gaming or gambling be increased from Kshs. 100,000 to Kshs. 250,000.

On fire inspection certificates, the Committee has once again emphasized the clarion call by businesses that the onus of fire protection should be on the buildings and not on the individual shops. In this regard, the Committee has proposed that the fire fees for small to medium shops be reduced from Kshs4,500 to zero while those for malls, supermarkets, restaurants and commercial buildings be introduced at between Kshs. 10,000 and Kshs. 100,000. On advertising, the Committee has reviewed the fees and charges for multidirectional signs and advertisement in road reserves to improve compliance and bolster revenue collection.

Madam Speaker, the support for a cleaner city requires the coordinated effort from all of us and it is in support of the same that the proposed annual fees for Private Service Providers have been reduced from Kshs. 20,000 per truck to Kshs. 5,000.

Finally, during the oral submissions, the Bar Owners Association took the Committee through the painful journey of opening or operating a bar or wines and spirit shop. They submitted that the costs

required review to reduce multiplicity and help them compensate for the long closure period caused by covid-19. In this regard, the Committee has proposed that the relevant charges be reduced by 50%.

Madam Speaker, I beg to move and request my good friend Hon. Ocholla to second the Motion.

**Hon. Temporary Deputy Speaker:** Hon. Ocholla

**Hon. Wilson Ocholla:** Madam Speaker, I beg to support the budget. Thank you.

*(Question proposed)*

**Hon. Temporary Deputy Speaker:** Debate? Hon. Matara

**Hon. Silas Matara:** Thank you Hon. Speaker for this opportunity. I want to take this chance to welcome back my colleagues to the last session of the Assembly and thank God, that despite the challenges faced, we have been able to make it through until now.

I would also like to congratulate our able chair of Budget Committee for this well thought out and thorough execution of their mandate by ensuring that Nairobi County at large has Members who understand issues budget and has considered the small and medium size enterprises. The county officials usually harass these entrepreneurs on fire extinguishers and so this will be a relief for them especially now that we are facing these hard economic times.

This has also been seen in matatus that do not get into town who have been made to pay a minimal fee for operations. It is not that Nairobians do not like paying taxes; however, most of the taxes are extraneous and high thus discouraging them from having the good will to pay. I therefore believe that going forward and with the minimal charges that have been put then they will pay to enable the County implement its programmes. With those few remarks Hon. Speaker, I beg to support. Thank you.

**Hon. Temporary Deputy Speaker:** Thank you Hon. Matara. Hon. Ocholla?

**Hon. Wilson Ocholla:** Madam Speaker, I rise on Standing Order number 80 to get to know what is happening in Nairobi County. Something is not right in that members of staff employed are out there trying to sabotage the County. Members have not been paid monies for their offices, travelling allowances---

**Hon. Temporary Deputy Speaker:** Hon. Ocholla, the point of order that you have raised is on nomination of the Speaker. Are you sure you want to continue with it? You are out of order! Kindly consult our Standing Orders and use the correct one please

**Hon. Wilson Ocholla:** Thank you Madam Speaker. Let me consult.

**Hon. Temporary Deputy Speaker:** Can we go online to Hon. Mak Mugambi

**Hon. Mark Mugambi:** Thank you very much Hon. Speaker. Can you hear me?

**Hon. Temporary Deputy Speaker:** Yes. We can hear you

**Hon. Mark Mugambi:** First, I would like to thank the chair of Budget and Finance committee for the well thought out bill. My emphasis is on the fire license because during our last sitting, I brought a statement in the floor of the House on the harassment of traders within the wards due to this license. I am happy that they have addressed it and transferred the liability to the building owners rather than harassing the small business owners who are still struggling post Covid to pay rent, school fees and so on. I support this because it goes a long way with the bottoms up approach of which I am a fan. I will therefore take Hon. Mbatia out to lunch for sorting this mess. Thank you Hon. Speaker.

**Hon. Temporary Deputy Speaker:** I think you should withdraw the bottom up statement it sounds very political. Hon. Millicent Jagero

**Hon. Millicent Jagero:** Thank you Madam Speaker. Can you hear me?

**Hon. Temporary Deputy Speaker:** Kindly add the volume on your device.

**Hon. Millicent Jagero:** Can you hear me, Madam Speaker?

**Hon. Temporary Deputy Speaker:** Yes. Go ahead.

**Hon. Millicent Jagero:** Thank you Madam Speaker. I support this Motion and congratulate Hon. Mbatia, the Chair together with the entire team for coming up with this good move. Since I started my advocacy on budget matters, I say that this is the best proposal that has come to us, and that will go to the NGOs and the informal settlements. It is a big relief to the people with small businesses especially on the charges such as the food vendors.

The people of this county are going to celebrate because of the fact that the exorbitant charges have been removed. In the markets, hawkers are being harassed and charged excessively to the tune of Ksh 50-100 without any stamped receipts issued. Can the Budget committee come up with a system whereby traders can directly send their money to the system---

**Hon. Temporary Deputy Speaker:** Hon. Jagero, I think we have lost you.

**Hon. Millicent Jagero:** Madam Speaker, can you hear me?

**Hon. Temporary Deputy Speaker:** Yes, we can hear you.

**Hon. Millicent Jagero:** Madam Speaker, there is no sound on your end.

**Hon. Temporary Deputy Speaker:** Go ahead because it is clear on our end.

**Hon. Millicent Jagero:** Thank you. I was talking about the traders in Muthurwa market who pay Ksh 50-100 every day with no receipt. Therefore, if the Budget committee comes up with a system where the traders pay to and have the monies accounted for then it will be a source of revenue for the county. Thank you for the well thought out proposal and I hope that members of the Assembly will ensure that it passes and is implemented to the later.

**Hon. Temporary Deputy Speaker:** Thank you Hon. Jagero. Hon. Kiragu online

**Hon. Anthony Kiragu:** Thank you Hon. Speaker for this opportunity to contribute. Well done to the Budget chair and the committee for this Bill. It is a testimony of how we are mindful of the common *mwananchi* while conducting business. I am also happy to see the food vendors and fire licenses are now affordable to the *mwananchi* and also to request the Chair to consider not lowering the licenses for alcohol and wines and spirits as these are things called the sins of choice. We should continue taxing them heavily as they are services used by people who can afford. I am happy that we are thinking as bottom up and thinking of the common *mwananchi* who matter in this country. Thank you very much

**Hon. Temporary Deputy Speaker:** As I said earlier, the term bottom-up is relative. Mover, reply!

**Hon. Robert Mbatia:** Thank you Madam Speaker...

**Hon. Temporary Deputy Speaker:** Hold on a minute mover. Hon. Kimemia?

**Hon. Anthony Kimemia:** Thank you very much Madam Speaker. I am sorry Mr. Chairman for having cut you short, I had to support you in this as it is a very important Motion. I would like to speak about Jericho market because they have been complaining about the fire charges and now that it has been

reduced to zero, they will be happy. The traders usually feel like they are being charged for a service they done usually use. The lowering of the breakdown fees from ksh 5000 to Ksh1000 is also good because it does not get to the county and is being used as a conduit for corruption.

Therefore Mr. Chairman, thank you for thinking about the people of Harambee, the hawkers and businessmen of Harambee and I will report back to the people. Thank you and those are my contributions.

**Hon. Temporary Deputy Speaker:** Mover!

**Hon. Robert Mbatia:** Thank you Madam Speaker. I wish to indicate that the Jubilee Government intended to serve the people of Nairobi and it sounds like it will continue doing so and to the entire Country. Having said that, I want to appreciate the Assembly leadership, ODM side and Jubilee for the support. The challenges businesses went through during the pandemic made us come up with a well thought out document. We also had no choice but to delay it given the challenges the Government was going through.

Madam Speaker, this being our last Finance Bill, it was a document that was needed for transition. We are not praying to the gallery; I have to indicate that, we are not making these charges to please our electorates. We feel them and this can be taken from the previous Finance Bills which were never enacted.

This was the same spirit in the 2020 Finance Bill that was never enacted, 2019 that never enacted and was frustrated by the leadership then. This was the spirit that we were very sensitive to the feeling of the traders. Then came the 2021 one and this was almost at the tail end of the Covid pandemic, all those considerations have been put into action.

Madam Speaker, we want to request that the Kenya Revenue Authority who is the sole agent for collecting revenue for the Nairobi County now move out, not harass the residents because we have empowered them with the relevant laws, we have given them the tools to go out there and collect revenue. There was a lot of ambiguity and now we have brought some clarity in all this. We also want to request Nairobians that have worked, invested or trade-in Nairobi to show goodwill by paying the now affordable fees and charges.

Madam Speaker, on the valuation roll, which is a very sensitive document, this is something that has never been enacted and I want to appreciate this assembly together with the Executive and H.E. the President who took initiative and set a task force to have the valuation roll completed. This is something that has never been reviewed since 1980. Having a proposed rate track is a milestone and should go down in history that this assembly made sure that the valuation roll was reviewed and revised. On this, I want to tell Nairobiian that it is not an increase in rates but bringing on board many more properties that have not been put in the valuation roll to help in paying.

Madam Speaker, with the enactment of this valuation roll together with the rates, track that is in this Finance Bill, we can collect even Kshs 40 billion in rates only. With the Kshs 40 billion, you and I know what can be done in Nairobi and this is just one revenue stream. We are bringing on board all other properties that have not been put in the roll and it will be affordable. Some people have since gone to court and we cannot speak much but I would request that there be some consultation and people sit and agree because probably these are people who were incited and did not have the facts at hand to rush in court. This is something that can be discussed and they can be put in perspective and I believe they would agree to the revised rates track.

We have had a challenge with the revenue system and one thing that I heard Mheshimiwa Jagero indicating, is that there has been duplication in payment of some cess or fees that even accountability had been a problem. One thing is that we as a committee and by extension the assembly, want to insist that all other revenue systems that are operating within Nairobi be collapsed into one which is; the Nairobi revenue system (NRS). This is something that we are requesting and very soon we shall have a law on it so that we only have one revenue system which is owned by Nairobi County and will finish all those confusions.

Having said that, we are aware that some paybill numbers have been given to the markets and these are the only avenues that the traders should be paying---

*(Point of Order)*

**Hon. Wilson Ochola:** Point of order Madam Speaker!

**Hon. Robert Mbatia:** Madam Speaker---

**Hon. Temporary Deputy Speaker:** Kindly go ahead.

**Hon. Robert Mbatia:** I believe that he is a very senior member of the assembly who knows that when I am replying there cannot be a point of order. He was also my seconder. As I continue to reply, we still request the Executive to have some goodwill on the issue of the revenue system.

Madam Speaker, another thing is on the fire certificate. This is like extortion. A fire certificate is not a fire extinguisher. It is issued to a building that has never been inspected or supplied with a fire extinguisher and does not have a fire extinguisher. We have found no reason for a fire certificate to be issued to any business. That is why we agreed that it is a form of extortion, secondly, we agreed when a fire certificate is issued, some inspection should be done to the entire building and not to a particular business. That is why we collapsed everything into the building.

Madam Speaker, on the parking, there has been hue and cry especially in the area of Mheshimiwa Kimemia where even the KRA staff were charging for the estate parking. It is now very clear which areas of parking should be paid for. The other thing is about private parking.

Madam Speaker, we have seen businesses offering their spaces for private parking. As much as we encourage it, this is the sole work of the Nairobi Government to give parking services. Any other private parking owners should seek a license and that is why we have increased the SBP for private parking.

On the liquor charges, I heard Mheshimiwa Kiragu indicate that he is a bit reluctant about the reduction. These bar operators and club owners employ almost a third of the employees. Having said that, if we don't give them an incentive to kick start their businesses, we will still have unemployment and that is why we have given them an incentive to help them get back to work.

Madam Speaker, I want to thank your office for the support you have given us during the consideration of the Finance Bill. I want also to thank members of the public who despite the Covid pandemic gave their views and brought their memoranda here. I want also to thank our very able budget office which has worked tirelessly to research to enable us to bring this sensitive document that has resonated very well with the members of the public and the Members of this Assembly. I also want to thank the Hon. Members of the Budget, Finance and Appropriation Committee who have sat several times even during the Christmas holidays to prepare this document.

Madam Speaker, with that, I reply. Thank you.



**Hon. Temporary Deputy Speaker:** Hon. Ochola, I know you have a burning issue. Can I dispense this first and then I will give you a chance just before the next business?

*(Question put and agreed to)*

**Hon. Temporary Deputy Speaker:** Clerk, before you go to the next order, can I give Hon. Ochola a chance? He seems to have a burning issue.

*(The Bill was read a Second Time and committed to a Committee of the whole House by leave of the House)*

**Hon. Wilson Ochola:** Thank you Madam Speaker for giving me this chance. I am standing on Standing Order No. 56 (h). The reason why this is a burning issue is that it concerns all staff and Nairobianas as a whole.

Madam Speaker, these employees are supposed to be sacked--- Allow me to continue, please. We are not going to live like we are in Somalia. The staff have been employed by the county, imprests and per diem payments are not been done.

We have the Board and it should take immediate action. These staff should be summoned and need to be sacked. As Hon. members we may not understand what is happening in this assembly right now, there is huge sabotage going on.

Madam Speaker immediate action needs to be taken and the members of staff who are always in court should be sacked. I beg to rest my case.

**Hon. Temporary Deputy Speaker:** Having consulted widely, Hon. Ochola, I think you should do a written submission to the Board and give your concerns so that they can be able to respond to you amply and give you all that you need. Is that okay?

## COMMITTEE OF THE WHOLE HOUSE

*(Hon. Temporary Deputy Speaker left the Chair)*

IN THE COMMITTEE

*(Hon. Chairman (Hon. John Kamangu) took the Chair)*

THE NAIROBI CITY COUNTY FINANCE BILL NO. 10 OF 2021

**Hon. Chairman:** Order Members! We are now in the committee of the whole Assembly to consider Nairobi City County Finance Bill 2021, Assembly Bill No. 10 of 2021 and we start with Clause two.

Clause 2

*(Question that Clause 2 be part of the bill)*

*(Question put and agreed to)*

Clause 3

**Hon. Chairman:** Mover. Please, use your mic.

**Hon. Robert Mbatia:** Hon. Chair, I beg to move:

THAT, the Schedule of the Nairobi City County Transport Act, 2020 be amended by inserting and revising the charges with respect to the items contained therein while taking into account the following amendments for the respective items contained in Clause 3 of the Bill and the additional amendments to the Schedule in the Act:

Item Description	Unit of Measure	Proposed Charge	Amended Charge	
<b>Online Application taxis</b>	<b>Per Month</b>	-	All online taxi applications to deduct Kshs. 1,000 parking fee at source, for all vehicles on their platform provided that a vehicle shall not pay parking fees in more than one platform	
<b>Private Vehicles</b>	1 month	7,000	4,000	
	3 months	18,000	10,000	
	6 months	32,000	20,000	
	12 months	55,000	35,000	
On- street parking	Per day Saloon Car	ZONE I	400	200
		ZONE II	300	200
		ZONE III	200	100
		ZONE IV	100	50
Zone III-All *business* areas not in Zone I, II and IV				
<b>Using of Parking Slots for Offloading Only</b>				
Pick Up (3-5 tons)	Per day	300	300	
Lorry (over 5 tons)	Per day	500	500	

Item Description	Unit of Measure	Proposed Charge	Amended Charge
<b>Seasonal tickets (stickers) paid through registered SACCO (discounts) – vehicles terminating within the Central Business District/ PSV Terminals</b>			
<b>Seasonal tickets for PSVs operating Estate/ Estate Terminal to Estate/ Estate Terminal</b>			
Matatus (1-13 seaters)	Month		500
	Half Year		2,800
	Annual		5,000

**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.

Minibuses (14-42 Seaters)	Per Month		800
	Half Year		4,000
	Annual		7,500
Buses (43 and Above)	Per Month		1,000
	Half Year		5,000
	Annual		9,000
<b>Service Charge for Use of PSV Terminals</b>			
Bodaboda	Per entry		20
Taxis/ Saloon Cars	Per entry		50
PSV (1-13 seater)	Per entry		50
PSV (14-42 seater)	Per entry		100
PSV (43 and above seater)	Per entry		200
<b>TOWING</b>			
Towing charges	Once	All vehicles	1,000

THAT, Schedule 14 of the Nairobi City County Revenue Act, 2015 be amended by inserting and revising the charges with respect to the items contained therein while taking into account the following amendments for the respective items contained in Clause 4:

<b>Market Services</b>				
Item Description	Unit of Measure	Category	Proposed Charge	Amended Charge
<b>Offloading fee (all items)</b>				
Potatoes	Per Kg	50Kg Bag	50	20
Macadamia	per ton		1,000	400
French Beans	per ton		1,000	400
Flowers	per lorry		3,000	1,000

<b>Market Services</b>					
Item Description	Unit of Measure	Category	Current Charges	Proposed Charge	Amended Charge
	per pro box		NEW	800	400

**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.

Avocado	per pick up		NEW	1,500	500
	Large per box	101-200	NEW	200	80
	Small per box	1-50kg	NEW	50	20
Tomatoes	Medium per box	51-100kg	NEW	100	50
Fish (imported)	per box		NEW	30	100
Thorn melon	per box		NEW	50	20
<b>MARKET STALLS/FOOD COURT/COURT YARD</b>					
<b>KARANDINI MARKET</b>	Per square feet				
<b>KITCHEN</b>					
Ground Floor	"		NEW	60	NIL
First Floor	"		NEW	54	NIL
<b>OPEN FOOD COURT</b>					
Court yard	"		NEW	30	NIL
Ground Floor	"		NEW	45	NIL
First Floor	"		NEW	40	NIL
<b>STALLS</b>					
Ground Floor	"		NEW	60	NIL

<b>Market Services</b>					
<b>Item Description</b>	<b>Unit of Measure</b>	<b>Category</b>	<b>Current Charge</b>	<b>Proposed Charge</b>	<b>Amended Charge</b>
First Floor	"		NEW	54	NIL
<b>WESTLANDS MARKET</b>					
<b>EATERIES &amp; NYAMA CHOMA</b>					
Ground Floor	"		NEW	70	NIL
First Floor			NEW	58	NIL
Second Floor	"		NEW	45	NIL
Third Floor	"		NEW	36	NIL
<b>ROILER SHUTTER DOOR STALLS &amp; BUTCHERIES &amp; SALON</b>					
Ground Floor	"		NEW	100	NIL

**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.

First Floor	"		NEW	80	NIL
Second Floor	"		NEW	64	NIL
Third Floor	"		NEW	50	NIL
<b>OPEN CURIOS SLOTS &amp; HALF HEIGHT PORTIONAL STALLS</b>					
Ground Floor	"		NEW	50	NIL
First Floor	"		NEW	40	NIL
Second Floor	"		NEW	32	NIL
Third Floor	"		NEW	26	NIL

**RENTAL MARKETS – YEARLY RENT PER STALL****Modern Kiosks**

Item Description	Unit of Measure	Category	Proposed Charge	Amended Charge
Modern Stalls Per Year	Each		500	1,000
At Bus Park Per Year	Each		500	1,000
Registration Fee once	Each		3,000	NIL

**TENANT PURCHASE MARKETS**

Tenant Purchase Schemes(Mkts Admin Charges)	Each		800	NIL
Site and Service Schemes Markets Administrator Charges	Each		800	NIL
Service Schemes Administrative Charges	Each		-	800

**MARKET SERVICES**

Item Description	Unit of Measure	Proposed Charge	Amended Charge
Green Maize per	Ton	1,000	500
Red Onions	14kg net	40	20
White onion	14 kg bag	40	20
Shoe gum/Soles	Bag	50	20
Daily market access fee (small traders)		50	<b>20</b>
Honey	bucket	100	50

**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.

Item Description	Unit of Measure	Current Charge	Amended Charge
Cabbages	Per Ton	1,200	500
Carrots	Per Bag -90kgs	70	30
Melon	Per Ton	1,200	500
Spinach	Per Bag – 90kgs	60	30
Sukuma Wiki (kales)	Per Bag	70	30
Tomatoes	Large box	200	100
English potatoes	Per bag– 90kgs	70	30
Pineapple	Dozen	70	30
Sugarcanes	Bundle	50	20
Arrow roots	Per bag– 90kgs	70	30
Banana	Bunch	50	20
Mangoes	Large box	60	30
Pawpaw	Crate	70	30
Green Maize	Per bag– 90kgs	70	50
Plums	Carton	70	30
French Beans	Per Bag– 90kgs	70	40
Capsum ( hoho)	Per Bag– 90kgs	70	30
Peas	Per Bag– 50kgs	70	30
Avocado	Per Bag– 90kgs	70	40
Yams	Per Bag – 90kgs	70	30
Ginger BCT	Per Bag- 90kgs	100	50
Garlic	Per net- 14kgs	70	30
Lorry Admission	Per lorry	1,000	500
Car/Pick up Admission	Per vehicle	700	300
Handcart Admission	Per Handcart	70	50
Red onion	Per Net- 14kgs	80	50
White onion	Per Net – 14kgs	100	50
<b>Landing fees for animals/Cold dressed carcass</b>			
Per Cow		300	150
Per Goat		70	30

**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.

Per Pig		150	70
Fish	Per basket - large	400	150
	Per basket – medium	300	100
	Per basket - small	200	70

*(Question of the amendment proposed)*

*(Question, that the words to be inserted  
be inserted, put and agreed to)*

*(Clause 3 as amended agreed to)*

Clause 4

**Hon. Chairman:** Mover?

**Hon. Robert Mbatia:** Hon. Chair, I beg to move:

THAT, Clause 4 of the Bill be amended by deleting the schedule titled “Informal Sector”

*(Question of the amendment proposed)*

**Hon. Chairman:** I suggest that Hon. Matara and Hon. Kimemia be attentive.

*(Question, that the words to be left out be left out,  
put and agreed to)*

*(Clause 3 as amended agreed to)*

Clause 5

*(Question that Clause 5 be part of the bill)*

*(Question put and agreed to)*

Clause 6

**Hon. Chairman:** Mover?

**Hon. Robert Mbatia:** Hon. Chair, I beg to move:

That the Schedule in the Nairobi City County Revenue Act, 2015 titled “Public Health Services” be amended by inserting and revising the charges with respect to the items contained in Clause 6 while taking into account the following amendments for the respective items: -

Item Description	Unit of Measure	Category	Proposed Charge	Amended Charge
<b>Food Hygiene License</b>				
Mobile food vendors/ hawkers	Per license	Premises	7,000	NIL
Mobile Food Caterers with motor vehicle	Per license	Premises	7,000	3,500

**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.

Item description	Unit of measure	Category	Proposed charge	Amended Charge
COVID-19 PCR testing	Per test	n/a	3,000	1,500
<b>Research and Internship in Health</b>				
Local students coming for placement/ practical/ internships		Per placement	New	free

Item Description	Unit of Measure	Category	Proposed Charge	Amended Charge
Pumwani College of Nursing and Midwifery				
Decentralized training centre – reproductive health – 6 months course	Per course	n/a	50,000	20,000
Diploma in Nursing – Midwifery (basic) 3 years course	Per year	n/a	145,000	100,000
Diploma in Registered Midwifery – 1 year course	Per year	n/a	90,000	50,000
Certificate in Registered Midwifery - 1 year course	Per year	n/a	80,000	40,000

Item Description	Unit of Measure	Proposed Charge	Amended Charge
Food Kiosk	Per Certificate	7,000	1,000
Mobile Cookers and Barbeques	Per Certificate	7,000	2,000
Bakery – Large	Per Certificate	7000	7,000
Medium	Per Certificate		5,000
Small	Per Certificate		2,000
Temporary/ occasional license	Per Certificate	5,000	2,000

**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.



Milk Shops	Per Certificate	5,000	1,000
Online food services	Per Certificate	10,000	5,000
Cereal shops	Per Certificate	10,000	1,000
Snack/ soft drinks	Per Certificate	7,000	1,000

*(Question of the amendment proposed)*

*(Question, that the words to be inserted*

*be inserted, put and agreed to)*

*(Clause 6 as amended agreed to)*

Clause 7

*(Question that Clause 7 be part of the bill)*

*(Question put and agreed to)*

Clause 8

**Hon. Chairman:** Mover?

**Hon. Robert Mbatia:** Hon. Chair, I beg to move:

THAT, Clause 8 be amended in the first paragraph and in the Schedule by deleting the expression “Sub County”

THAT, the Schedule in the Nairobi City County Revenue Act, 2015 titled “Small Trade Services” be amended by inserting and revising the charges with respect to the items contained in Clause 8 while taking into account the following amendments for the respective items:

<b>Building Stone</b>		<b>Proposed Charge</b>	<b>Amended Charge</b>
Up to 7 tons	Per month	48,000	10,000
7 - 10 tons	Per month	72,000	15,000
10 - 15 tons	Per month	96,000	20,000
Above 15 tons	Per month	144,000	25,000
<b>Hard Core</b>			
Up to 7 tons	Per month	24,000	8,000
7 - 10 tons	Per month	48,000	10,000
10 - 15 tons	Per month	72,000	12,000
Above 15 tons	Per month	120,000	15,000
<b>Sand and Ballast</b>			
Up to 7 tons	Per month	48,000	10,000
7 - 10 tons	Per month	72,000	15,000
10 - 15 tons	Per month	96,000	20,000
Above 15 tons	Per month	120,000	25,000
Penalty for failure for pay the required Monthly	Per Vehicle	-	100,000

**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.

Seasonal Ticket fee			
---------------------	--	--	--

*(Question of the amendment proposed)*  
*(Question, that the words to be left out be left out,*  
*put and agreed to)*  
*(Question, that the words to be inserted*  
*be inserted, put and agreed to)*  
*(Clause 8 as amended agreed to)*

Clause 9

*(Question that Clause 9 be part of the bill)*  
*(Question put and agreed to)*

Clause 10

**Hon. Chairman:** Mover?

**Hon. Robert Mbatia:** Hon. Chair, I beg to move:

THAT, Clause 10 of the Bill be amended by deleting the expression, “is deemed to be renewed for a period specified in the license” and replacing it with the words, “shall be renewed for a period from the date of payment of the license”.

THAT, the Bill be amended by inserting thereof the following new Section 26 (A) (3):

“Failure to renew respective license at the required time shall attract monthly interest of 3% of the license fees payable”

*(Question of the amendment proposed)*  
*(Question, that the words to be left out be left out,*  
*put and agreed to)*  
*(Question, that the words to be inserted*  
*be inserted, put and agreed to)*  
*(Clause 10 as amended agreed to)*

Clause 11

**Hon. Chairman:** Mover?

**Hon. Robert Mbatia:** Hon. Chair, I beg to move:

That the Schedule in the Nairobi City County Betting Lotteries and Gaming Act, 2021 be amended by inserting and revising the charges with respect to the Schedule contained in Clause 11 while taking into account the following amendments for the respective items: -

<b>Prize Competition Permit</b>			
<b>Item Description</b>	<b>Unit of Measure</b>	<b>Proposed Charge</b>	<b>Amended Charge</b>
Transfer (location fee)	Each	10,000	100,000
<b>Gaming (Casino) Premises License Fee</b>			
Grant fee	Each	1,000,000	1,500,000
Annual Fee	Each	300,000	500,000

**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.

<b>Totalisator Premises License</b>			
Grant fee	Each	200,000	500,000
Annual fee	Each	100,000	200,000
<b>Amusement Machines</b>			
Application fee	Each	250	500
Annual fee	Each	5,000	10,000
Pool Table License	Each	10,000	5,000
Anybody gambling in unlicensed premises	Each	20,000	NIL
Anybody operating unlicensed gambling premise	Each	NIL	100,000
Penalties for allowing minors to participate in Gambling or Gaming	Each	100,000	250,000
<b>Pool Table License</b>			
Annual fee	Per table	10,000	5,000

*Question of the amendment proposed)  
(Question, that the words to be inserted  
be inserted, put and agreed to)  
(Clause 11 as amended agreed to)*

Clause 12

**Hon. Chairman:** Mover?

**Hon. Robert Mbatia:** Hon. Chair, I beg to move:

THAT, the Schedule in the Nairobi City County Disaster and Emergency Management Act, 2015 be amended by inserting and revising the charges with respect to the items contained in Clause 12 while taking into account the following amendments for the respective items:

<b>Item Description</b>	<b>Unit of Measure</b>	<b>Proposed Charge</b>	<b>Amended Charge</b>
Shops	Small to Medium – per year	4,500	0
Malls	Each	-	100,000
Supermarkets	Each	-	20,000
Restaurants and Hotels	Each (50 -100 sitting capacity)	-	20,000
	Each (50 and above sitting capacity)	-	30,000
Commercial Buildings in Zones I and II as in Clause 3	Each	-	10,000

**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.

Commercial Buildings in other zones	Each	-	5,000
LPG Bulk Storage	Per year	100,000	20,000

*Question of the amendment proposed)*  
*(Question, that the words to be inserted*  
*be inserted, put and agreed to)*  
*(Clause 12 as amended agreed to)*

*Clause 13*

**Hon. Chairman:** Mover?

**Hon. Robert Mbatia:** Hon. Chair, I beg to move:

That the Schedule in Clause 13 be amended by inserting and revising the charges therein while taking into account the following amendments for the respective items: -

<b>Multi- Directional sign (inside plot) / freestanding</b>		<b>Proposed Charge</b>	<b>Amended Charge</b>
	Application fee per site	0	10,000
	Annual advertisement per structure	-	100,000
	Annual license fee per plot	10,500	-
<b>Advertisement on Road Reserves (per annum)</b>		<b>Charge</b>	
	Application Fee	NIL	2,000
	Fee for at most 3 meters	NIL	18,200
	Fee for every additional meter	NIL	2,000
	Land rent for advertising structures including billboards	300,000	NIL
	Stand fee for advertising structures including boards	NIL	300,000

*Question of the amendment proposed)*  
*(Question, that the words to be inserted*  
*be inserted, put and agreed to)*  
*(Clause 12 as amended agreed to)*

*Clause 14*

**Hon. Chairman:** Mover?

**Hon. Robert Mbatia:** Hon. Chair, I beg to move:

THAT, the Schedule in Clause 14 be amended by inserting and revising the charges therein while taking into account the following amendments for the respective items: -

1.6 PERMIT FOR PRIVATE SERVICE PROVIDERS (PSP)				
Item Description	Unit of Measure	Category	Proposed Charge	Amended Charge
Private Service Providers per annum	No of Trucks	Per Truck	20,000	5,000
1.7 CLEANSING LABOUR HIRE				
Per Head	Per Hour		600	200

*Question of the amendment proposed*  
*(Question, that the words to be inserted*  
*be inserted, put and agreed to)*  
*(Clause 14 as amended agreed to)*

Clause 15

**Hon. Chairman:** Mover?

**Hon. Robert Mbatia:** Hon. Chair, I beg to move:

THAT, Clause 15 of the Bill is deleted and replaced thereof with the following new Clause:

(15) The Nairobi City County Revenue Administration Act, 2019 is amended by inserting the following sub Sections (c) and (d) immediately after Sub Section 41 (b)

(c) - Notwithstanding any provision of this Act, an officer who before the commencement of this Act was responsible for revenue collection and enforcement may exercise the powers under this Act pending the appointment of the Board of Directors and the staff of the Board under sections 6, 8, 12 and 13 of the Act."

(d) - Unless the Board otherwise determines, all persons being officers appointed by the County Public Service Board, who before the commencement of this Act are employed by the County for purposes of revenue collection and designated as revenue officers by the County Executive, shall on the commencement of this Act, be deemed to be on secondment to the Authority until they are employed in the service of the Authority in accordance with this Act or the secondment with the Authority otherwise ceases in accordance with the terms of the secondment.

*(Question of the amendment proposed)*

**Hon. Chairman:** Debate?

*(Question, that the words to be inserted in place thereof*  
*be inserted, put and agreed to)*  
*(Clause 15 as amended agreed to)*

New Clause 5A

**Hon. Chairman:** Mover?

**Hon. Robert Mbatia:** Thank you, Hon. Chair. I beg to move:

THAT, the Bill be amended by inserting thereof the following new clause 5A:

“The application of the rates shall not be effected until all disputes related to the new valuation roll are heard and determined”

*(Question of the New Clause 5A proposed)*

*(New Clause 5A read a First Time)*

*(Question, that the New Clause 5A be read a Second Time, proposed)*

*(Question, that the New Clause 5A be read a Second Time, put and agreed to)*

*(The New Clause 5A was read a Second Time)*

*(Question, that the New Clause 5A be added to the Bill, put and agreed to)*

*New Clause 10A*

**Hon. Chairman:** Mover?

**Hon. Robert Mbatia:** Thank you, Hon. Chair. I beg to move:

THAT, the Bill be amended by inserting new Clause 10A as follows: -

“The schedule in the Nairobi City County Trade Licensing Act, 2019 is amended by inserting and revising the charges with respect to the following items”

<b>INFORMAL SECTOR</b>			
<b>Item Description</b>	<b>Unit of Measure</b>	<b>Current Charge</b>	<b>Amended Charge</b>
1 Hawker with motor vehicle on a designated area selling agricultural produce	Per annum	15,000	5,000
1 Hawker with motor vehicle (2 tons and below) on a designated area selling other items	Per annum	15,000	15,000
1 hawker without motor vehicle	Per annum	7,000	NIL
1 vendor at Uhuru Park	Per annum	5,000	3,000
Small informal sector trader/service provider e.g. shoe shiner shoe repair, street vendor (newspapers, soda, sweet, cigarette etc.) in Zone and II as defined in Clause 3	Per annum	2,500	1,000
Semi-permanent informal sector trader;-up to 2 Persons In Verandah or temporary building in Zone I and II and defined in Clause 3	Per annum	3,500	2,000
Other informal sector	Per annum	2,000	1,000
<b>Transport Storage and Communications</b>			

**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.

Large Private Parking: Capacity; over 100 vehicles	Per annum	100,000	2,000,000
Large Private Parking: Capacity; 51- 100 vehicles	Per annum	50,000	1,000,000
Large Private Parking: Capacity; 1-50 vehicles	Per annum	30,000	500,000

*(Question of the New Clause 10A proposed)*

*(New Clause 10A read a First Time)*

*(Question, that the New Clause 10A be read a Second Time, proposed)*

*(Question, that the New Clause 10A be read a Second Time, put and agreed to)*

*(The New Clause 10A was read a Second Time)*

*(Question, that the New Clause 10A be added to the Bill, put and agreed to)*

*New Clause 15A*

**Hon. Chairman:** Mover?

**Hon. Robert Mbatia:** Thank you, Hon. Chair. I beg to move:

THAT, The Nairobi City County Alcoholic Drinks Control and Licensing Act 2014 is hereby amended as follows;

- a) in Section 2 by inserting the following new definitions in proper alphabetical order;
  - "Fees" means amount paid for a service to cater for the cost incurred in the provision of such a service;
  - "Penalties/Interest" means an amount charged above the principal outstanding or late payment beyond stipulated period.
- b) by inserting a new Part VIII headed "Fees and Charges" immediately after Part VII
- c) by inserting a new section under Part VIII as follows:
- d) "The fees, charges and penalties in this act shall be as contained in the Fourth Schedule"
- e) By inserting thereof, the Schedule in Part 11 of the Nairobi City County Revenue Act 2015 titled "Liquor Licenses" as the Fourth Schedule and naming it "Fees and Charges"
- f) That the Fourth Schedule of the Act be amended by inserting and revising the charges with respect to the following items: -

	Current Charges		Amended Charges	
Type of licence	For 12 Months	For 6 months or less	For 12 Months	For 6 months or less

**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. General retail alcoholic drink licence in respect to premises situated within Nairobi County	50,000	30,000	25,000	15,000
2. General retail alcoholic drink licence (off licence)-wines and spirits in respect to premises situated within Nairobi County	24,000	14,000	12,000	7,000

*(Question of the New Clause 15A proposed)*

*(New Clause 15A read a First Time)*

*(Question, that the New Clause 15A be read a Second Time, proposed)*

*(Question, that the New Clause 15A be read a Second Time, put and agreed to)*

*(The New Clause 15A was read a Second Time)*

*(Question, that the New Clause 15A be added to the Bill, put and agreed to)*

*Long Title*

**Hon. Robert Mbatia:** Thank you, Hon. Chair. I beg to move:

THAT, the Long Title be amended by deleting the numeric “2020” and substituting with the numeric “2021” thereof.

*(Question of the amendment proposed)*

*(Question, that the words to be inserted in place thereof be inserted, put and agreed to)*

*(Long Title as amended agreed to)*

*Clause 1*

**Hon. Robert Mbatia:** Hon. Chair. I beg to move:

THAT, Clause 1 be amended by deleting the numeric “2020” and substituting with the numeric “2021” thereof.

*(Question of the amendment proposed)*

*(Question, that the words to be inserted in place thereof be inserted, put and agreed to)*

*(Clause 1 as amended agreed to)*

**Hon. Chairman:** Mover?



**Hon. Robert Mbatia:** Mr. Chairman, I beg to move that the Committee do report to the Assembly its consideration of the Nairobi City County Finance Bill 2021 (Assembly Bill No. 10 of 2021) and its approval thereof with amendments.

*(Question proposed)*

*(Question put and agreed to)*

*(The House resumed)*

*[Hon. Temporary Deputy Speaker (Hon. June Ndegwa) in the Chair]*

### REPORT AND THIRD READING

NAIROBI CITY COUNTY FINANCE BILL 2021 (ASSEMBLY BILL NO. 10 OF 2021)

**Hon. John Kamangu:** Hon. Speaker, I beg to report that the Committee of the whole House has considered the Nairobi City County Finance Bill 2021 (Assembly Bill No. 10 of 2021) and approved the same with amendments.

**Hon. Robert Mbatia:** Madam Speaker, I beg to move that the Assembly do agree with the Committee in the said report.

*(Question proposed)*

*(Question put and agreed to)*

**Hon. Robert Mbatia:** Thank you, Mr. Speaker. I beg to move that the Nairobi City County Finance Bill 2021 (Assembly Bill No. 10 of 2021) be now read a third time.

*(Question proposed)*

*(Question put and agreed to)*

*(The Bill was accordingly read the Third Time and passed)*

### MOTION

MECHANISMS TO FACILITATE PAYMENT OF RATES FOR DISPUTED LANDS

**Hon. Temporary Deputy Speaker:** I know Hon. Kados has requested that his Motion be deferred to Thursday 17<sup>th</sup> of February 2022.

*(Motion deferred)*

### ADJOURNMENT

**Hon. Temporary Deputy Speaker:** Hon Members, there being no any other business, this Assembly adjourns till this afternoon at 2.30 p.m.

**The House rose at 11.00 a.m.**