



**REPUBLIC OF KENYA**  
**NAIROBI CITY COUNTY ASSEMBLY**  
**SECOND ASSEMBLY – (SECOND SESSION)**

**ORDERS OF THE DAY**

**THURSDAY, AUGUST 2, 2018**

**ORDER OF BUSINESS**

**PRAYERS**

1. Administration of Oath
2. Communication from the Chair
3. Messages
4. Petitions
5. Papers
6. Notices of Motion
7. Statement

**8. \* COMMITTEE OF THE WHOLE ASSEMBLY**

*Subjects: consideration of the Outdoor Advertising Bill, 2018*

THE NAIROBI CITY COUNTY OUTDOOR ADVERTISING  
AND SIGNAGE CONTROL AND REGULATION BILL, 2018 (Bill No.  
3 of 2018)

(Committee of the Whole)

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\* Denotes Orders of the Day

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# NOTICES

i. THE NAIROBI CITY COUNTY OUTDOOR ADVERTISING AND SIGNAGE CONTROL AND REGULATION BILL, 2018 (Bill No. 3 of 2018)

Notice is given that the Chairperson of the Sectoral Committee on Planning and Housing, Hon. Anthony Karanja, MCA intends to move the following amendments to the Nairobi City County Outdoor Advertising and Signage Control and Regulation Bill, 2018 (Bill No. 3 of 2018) at the Committee Stage-

## **Arrangement of Clauses**

**THAT** the Arrangement of Clauses be amended as follows:-

- (i) In Clause 4 by deleting the words **“County executive committee member”** and substituting therefor the words **“Urban Planning Technical Committee”**
- (ii) By deleting clause 9 in its entirety
- (iii) By deleting Clause 12 in its entirety
- (iv) By deleting Clause 13 in its entirety
- (v) By deleting Clause 14 in its entirety
- (vi) By deleting Clause 15 in its entirety
- (vii) By deleting Clause 16 in its entirety
- (viii) By deleting Clause 19 in its entirety and substituting therefor the words **“Signs on Road Reserves”**
- (ix) By deleting Clause 21 in its entirety
- (x) By deleting Clause 22 in its entirety
- (xi) By deleting Clause 23 in its entirety
- (xii) By deleting Clause 24 in its entirety
- (xiii) By deleting Clause 26 in its entirety
- (xiv) By deleting Clause 27 in its entirety
- (xv) By deleting Clause 32 in its entirety and substituting therefor the following **“Notice of Compliance, removal, confiscation and destructions of signs”**
- (xvi) By deleting Clause 34 in its entirety
- (xvii) By deleting Clause 35 in its entirety
- (xviii) By deleting Clause 36 in its entirety

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- (xix) By deleting Clause 37 in its entirety
- (xx) By deleting Clause 39 in its entirety and substituting therefor the following, **“Inspection & Enforcement”**
- (xxi) By deleting Clause 40 in its entirety
- (xxii) By inserting a new Clause immediately after Clause 43 as follows, **“Transition”**

### **Clause 1**

**THAT** Clause 1 of the Bill be amended:-

- (i) By deleting the word **“2016”** appearing in the short title and substituting therefor the word **“2018”**

### **Clause 2**

**THAT** Clause 2 of the Bill be amended:-

- (i) By deleting the definitions of the words “area of maximum control, area of minimum control and area of partial control.
- (i) By inserting the following new definitions in their proper alphabetical sequence:-

**“Committee” means the Urban Planning Technical Committee as established under Section 4(1) of the Act.”**

**“Department” means the Urban Planning Department**

**“outdoor advertising” means the display of any advertisement in or in view of any public road within the jurisdiction of the County.**

**“public place” means a bridge, subway, a square, an open space and any other commonly used area by the public and which is vested in the County under the Law.**

### **Clause 3**

**THAT** Clause 3 of the Bill be amended:-

- (i) In sub clause 3 by deleting the entire sub clause and substituting therefor the following new sub clause.

**“3” The owner of an advertising sign and any person who has applied for approval of an advertising sign under this Act shall comply with the provisions of this Act relating to that sign and shall be held solely responsible for the compliance requirements which include but not limited to payment of any requisite fees and the safety of the sign subject to any provisions stipulated in this Act.”**

**Clause 4**

**THAT** Clause 4 of the Bill be amended:-

- (i) By inserting the Title **PART II – MANAGEMENT AND REGULATION OF OUTDOOR ADVERTISING** immediately before Clause 4.
- (ii) In the marginal note by deleting the expression “**executive committee member**” and substituting therefor the words “**Urban Planning Technical Committee**”
- (iii) In sub clause 1 by deleting the words “**executive committee member**” appearing immediately before the word “shall” and substituting therefor the words “**Urban Planning Technical Committee**”
- (iv) In sub clause (1) paragraph (b) by inserting the expression “**deliberate**” immediately after the word “**receive**”
- (v) By inserting the following new sub clauses immediately after sub clause (1) :-

**“(2) The Urban Planning Technical Committee shall retain its current composition and membership.**

**(3) Despite the provisions of sub section (2), the Outdoor Association of Kenya shall nominate a member of the Association and the County Executive Committee Member shall appoint such person as a Committee Member.**

**Clause 5**

Clause 5 of the Bill be amended by deleting the Clause in its entirety and substituting therefor the following new Clause:-

**5 (1) A person who wishes to engage in outdoor advertising shall make an application for a license to the Committee or the Department.**

**(2) An application for registration shall be in the prescribed form and shall be accompanied by-**

- (a) **the prescribed fee;**
- (b) **the written consent of;**
  - i. **the owner of the site or any other person with an interest in the site entitled to give consent; and**

- ii. the Kenya National Highway Authority (KeNHA) and Kenya Urban Roads Authority (KURA) if the advertisement is displayed on highway land;
- (c) a copy of the title deed or any other document evidencing ownership of the property upon which the proposed advertisement is to be displayed;
- (d ) locality plan which shall include the Global Positioning System Co-ordinates of the advertising sign;
- (e) a block plan of the property upon which an advertising sign is to be erected, drawn to a scale acceptable to the committee-
  - (i) showing every building line and servitude on the site;
  - (ii) the position and dimensions of the advertising sign in relation to the two boundaries of the property closest to the proposed advertising sign; and
  - (iii) the location of any public street or any building on a property adjacent to the property upon which such sign is to be erected;
- (f)an artistic impression showing all the detail, location and measurements of the proposed advertising sign;
- (g) a diagram of the property indicating the position of the proposed advertisement in relation to other free-standing advertisements and the closest two boundaries of the property; and;
- (h) proof of compliance with any other law, including but not limited to the Environmental Management and Coordination Act, Kenya Roads Act, Revised, 2007, to the extent that such law is applicable in respect of the application concerned.;
- (i) any other information which the committee may require.

### **Clause 6**

Clause 6 of the Bill be amended:

- (i) By deleting the expression “**County executive committee member**” wherever it appears and substituting therefor the expression “**Committee**”

- (ii) In sub clause (3) by deleting the word **“five”** appearing immediately before the word “years” and substituting therefor the word **“three”**
- (iii) In sub clause (6) by inserting the expression **“or location”** appearing immediately after the word **“property”**
- (iv) In sub clause (7) by deleting the word **“six”** appearing immediately before the word “months” and substituting therefor the word **“three”**.

### **Clause 7**

Clause 7 of the Bill be amended:

- (i) By deleting the expression **“county executive committee member”** wherever it appears and substituting therefor the expression **“Committee”**
- (ii) In sub clause (2) by deleting the word **“twenty-one”** appearing immediately before the word **“days”** and substituting therefor the word **“seven”**

### **Clause 8**

Clause 8 of the Bill be amended:

- (i) By deleting sub clause (2) in its entirety and substituting therefor the following:  
**“Any advertisement sign on a public street or facing a public street, including advertising signs facing a road, shall comply with the following requirements-**  
**Except for street light poles and on-premises advertising signs, the following distances shall be maintained between structures:**
  - (a) A minimum distance of 150m shall be maintained between two advertising signs erected on private properties on the same side of the [public street;**
  - (b) A minimum distance of 500m shall be maintained between two advertising signs erected on road reserve on the same side of the public street;**
  - (c) A minimum distance of 250m shall be maintained between two advertising signs erected on private property and road reserve on the same side of the public street;**

**In case of any conflict or dispute the billboard on private property takes priority.”**

- (ii) In sub clause 3, by deleting paragraph (a) in its entirety.
- (iii) In sub clause 3, sub paragraph (i) by deleting the word **“50m”** appearing immediately before the word “radius” and substituting therefor the word **“5m”**
- (iv) In sub clause 6 by deleting the words **“County Executive Committee Member”** and substituting therefor the word **“ Committee”**

### **Clause 9**

Clause 9 of the Bill be amended by deleting the Clause in its entirety.

### **Clause 10**

Clause 10 of the Bill be amended:

- (i) In sub clause (1) by deleting paragraphs (b),(c), (g) and (h) in their entirety;
- (ii) By inserting new sub clauses immediately after sub clause (j) as follows:-

**“ja” a sign not exceeding 2m<sup>2</sup> specifying the name and profession or occupation of an occupant of the property concerned attached to a boundary wall or fence, or the entrance door of a residential building”**

**“jb” the display of the name, corporate symbol and nature of any enterprise.”**

### **Clause 11**

Clause 11 of the Bill be amended:

- (i) By deleting the Clause 11 in its entirety and substituting therefor the following new clause:

**“11 The following signs may not be displayed or caused to be displayed:**

- (a) walking poster;**
- (b) a swinging sign;**

- (a) a sign painted on, attached to, or fixed between the columns or posts of a veranda;
- (b) an animated or flashing sign, the frequency or the animation's or flashes or other intermittent alterations of which disturbs the residents or occupants of any building or is a source of nuisance to the public;
- (c) a sign displayed on land not in accordance with the relevant zoning or consent use as per the applicable Town-planning Scheme &/or approved County Integrated Spatial Plan [CISP];
- (d) a sign painted on a boundary wall or fence in an urban area of maximum control and a rural area of maximum control;
- (e) an advertising sign, which is suggestive of anything indecent or which may prejudice the public morals;
- (f) a poster pasted onto supporting columns, walls, pillars or any poster pasted otherwise than on a hoarding legally erected for the purpose of accommodating such poster; and
- (g) a permanent sign of which the maximum display period has expired;

**Clause 12**

Clause 12 of the Bill be amended by deleting Clause 12 in its entirety.

**Clause 13**

Clause 13 of the Bill be amended by deleting Clause 13 in its entirety.

**Clause 14**

Clause 14 of the Bill be amended by deleting Clause 14 in its entirety.

**Clause 15**

Clause 15 of the Bill be amended by deleting Clause 15 in its entirety.

**Clause 16**

Clause 16 of the Bill be amended by deleting Clause 16 in its entirety.

**Clause 18**

Clause 18 of the Bill be amended as follows:-



- (i) By deleting the expression “**county executive committee member**” wherever it appears and substituting therefor the expression “**Committee**”
- (ii) by deleting sub clauses (3) , (4) and (5) in their entirety.

### NEW CLAUSE

**THAT** the following new Clause be inserted immediately after Clause 18 as follows:-

**Signs on  
Road  
reserves**

**18A An owner of an advertising sign located on a road reserve shall comply with the provisions of Section 5 of this Act on application and payment of the requisite fees.”**

### Clause 19

Clause 19 of the Bill be amended by deleting Clause 19 in its entirety.

### Clause 20

Clause 20 of the Bill be amended:

- (i) By deleting the expression “**County executive committee member**” wherever it appears and substituting therefor the expression “**Committee**”
- (ii) by deleting paragraph (c) in its entirety

### Clause 21

Clause 21 of the Bill be amended by deleting Clause 21 in its entirety.

### Clause 22

Clause 22 of the Bill be amended by deleting Clause 22 in its entirety.

### Clause 23

Clause 23 of the Bill be amended by deleting Clause 23 in its entirety.

### Clause 24

Clause 24 of the Bill be amended by deleting Clause 24 in its entirety.

### Clause 25

Clause 25 of the Bill be amended:

- (i) in sub clause (1) by deleting the expression “**the approval of county executive committee**” and substituting therefor the expression “**the rigorous process of approval by the Committee**”

**Clause 26**

Clause 26 of the Bill be amended by deleting Clause 26 in its entirety.

**Clause 27**

Clause 27 of the Bill be amended by deleting Clause 27 in its entirety.

**Clause 28**

Clause 28 of the Bill be amended

- (i) by deleting the expression **“county executive committee member”** wherever it appears and substituting therefor the expression **“Committee”**
- (ii) by deleting sub clause (2) in its entirety.
- (iii) In sub clause (4) by deleting the expression **“executive committee member for a period of thirty days from the date of impoundment”** appearing immediately before the expression **“and an authorized”**

**Clause 29**

Clause 29 of the Bill be amended

- (i) In sub clause (1) by deleting the words **“County executive committee member”** and substituting therefor the word **“Committee”**
- (ii) In sub clause (4) by deleting the words **“County executive committee member** and substituting therefor the word **“Department”**
- (iii) In sub clause (6) paragraph (d) by deleting the words **“County executive committee member”** and substituting therefor the word **“Committee”**

**Clause 30**

Clause 30 of the Bill be amended-

- (i) In sub clause 1 paragraph (e) by deleting the words **“County executive committee member”** and substituting therefor the word **“Department”**
- (ii) “by deleting sub clause (2) and (3) in their entirety.

**Clause 31**

Clause 31 of the Bill be amended by deleting the Clause in its entirety and substituting therefor the following new Clause-

**“31 (1) Maintenance of signs and their structures is the sole responsibility of the person who displays the sign and should the county government carry out any maintenance work as result of poorly maintained signs being attached, the county government shall claim the cost of such repairs from the person who displays the sign.**

**(2) The person displaying the sign shall issue annual maintenance reports to the Department in compliance with sub section (1)**

**(3) A sign must –**

**(a) where possible, be located at a height that discourages vandalism;**

**(b) be serviced, cleaned and repainted on a regular basis; and be maintained in good repair and in a safe and proper condition according to the highest standards as regards quality of structures, posting and sign-writing.”**

**Clause 32**

Clause 32 of the Bill be amended-

(i) By deleting the marginal note in its entirety and substituting therefor the following new marginal note-

**“Notice of compliance, removal, confiscation and destruction of signs”**

(ii) by deleting the Clause in its entirety and substituting therefor the following new Clause-

**“32” (1) The county government may serve a notice of compliance on the owner of a sign to remove or alter any sign within 30 days or to do such work as may be specified in the notice or cover or cause the sign to be covered completely so as to conceal its contents, if the sign which is displayed is unauthorized, or does not conform or comply with a condition imposed in the Act, the Physical Planning Act or any other relevant national planning statute.**

**(2) If a person fails to comply with a notice served by the county government on him or her, the county government may enter upon the land upon which the sign to which the notice relates, is being displayed and remove, confiscate, and or destroy the sign.**

**(3) The county government may, without prior notice remove, confiscate, and destroy any sign if the sign constitutes a danger to life or property, or is objectionable, or if one or more of the provisions of this Act is contravened.**

**(4) Costs that are incurred by the county government upon removal, confiscation or destruction of a sign, may be recovered from the person on whom the notice was served, or if a deposit has been paid in respect of the sign.**

**(5) The committee from time to time by way of resolution may determine the penalty costs when the county government removes a sign that is in contravention of the provisions of this Act.**

### **Clause 33**

Clause 33 of the Bill be amended by deleting the Clause in its entirety and substituting therefor the following new Clause:-

**“33”The owner of a property upon which a sign or an advertising sign is erected, attached or displayed, shall retain certified copies of all documentation relating to the application and approval of such sign under this Act, for as long as that sign is erected or displayed, and shall on request by an authorized official, present such documentation.”**

### **Clause 34**

Clause 34 of the Bill be amended by deleting the Clause in its entirety.

### **Clause 35**

Clause 35 of the Bill be amended by deleting the clause in its entirety.

### **Clause 36**

Clause 36 of the Bill be amended by deleting Clause 36 in its entirety.

### **Clause 37**

Clause 37 be amended by deleting Clause 37 in its entirety.

### **Clause 38**

Clause 37 of the Bill be amended by deleting the Clause in its entirety and substituting therefor the following new Clause:-

**“38” (1) A notice or other document requiring authentication by the county government must be signed by a duly authorized officer of the county government, and when issued by the county government under this Act, shall be deemed to be duly issued if it is signed by an officer authorized by the county government.**

**(2) Any notice or other document that is served on a person in terms of this Act is regarded as having been served;**

**(a) when it has been delivered to that person personally;**

**(b) when it has been left at that person’s place of residence or business within the Republic**

**(c) when it has been posted by registered or certified mail to that person’s last known residential or business address in the Republic and an acknowledgment of the posting thereof from the postal service is obtained;**

**(d) if that person’s address in the Republic is unknown, when it has been served on that person’s agent or representative in the Republic in the manner provided by paragraphs (a), (b) or (c)”**

#### **Clause 39**

Clause 39 of the Bill be amended-

(i) In the marginal note by inserting the word **“and Enforcement”** immediately after the word **“Inspection”**

#### **Clause 40**

Clause 40 be amended by deleting Clause 40 in its entirety.

#### **Clause 41**

Clause 41 of the Bill be amended:-

I. In sub clause (2) by deleting the expression **“reasonable time”** appearing immediately after the word “thereon” and substituting therefor the expression **“period of seven (7) days”**

#### **Clause 42**

Clause 42 of the Bill be amended-

(i) In paragraph (g) sub paragraph (i) by deleting the word **“two”** appearing immediately before the word “hundred” and substituting therefor the word **“one”**

(ii) By deleting sub paragraph (ii) in its entirety.

**Clause 44**

Clause 44 of the Bill be amended-

- I. By deleting the expression, **“or agency contracted by the county government”** appearing immediately before the expression, **“officer of the county”**

**NEW CLAUSE**

THAT the following new clause be inserted immediately after Clause 43:

**Transition43A**

- (1) Any person who was authorized to display a sign on the basis of an approval license granted by the County Government before the coming into force of this Act shall make a fresh application to the Committee upon expiry of the license currently in possession.**
- (2) Where an advertising sign has been erected or displayed before the date of commencement of this Act without formal approval, which in terms of this Act may not be erected or displayed without the approval of the County Government, the owner of the advertisement or advertising sign must apply to the County Government for approval from the date of commencement of this Act, failure to which the advertisement or advertising sign shall be removed forthwith.**
- (3) The County Government shall publish a notice in two local newspapers circulating within its area of jurisdiction calling for compliance with the provisions of this law.**

**NEW SCHEDULES**

**THAT** the following new schedules be inserted immediately after Clause 45 as follows:

**SCHEDULE ONE:****Large Billboards:**

1. **May be displayed subject to specific consent.**
2. **The following additional conditions apply to large billboards:**
  - (a) **an advertisement consisting of a single board must be displayed perpendicular to or at an angle of up to 30 degrees to the direction of oncoming traffic;**
  - (b) **where two billboards are joined together, the sign must be displayed with the axis of symmetry perpendicular with the direction of oncoming traffic;**
  - (c) **no billboard may be displayed within a radius of 5 meters from the center of an intersection on an arterial road and within 5 meters from the center of an intersection on any lower-order road.**
  - (d) **every owner of a billboard must conspicuously display the name of their company on the billboard erected.**
3. **A sign must be placed on a base, which has been designed and erected in accordance with conditions which the County Government may impose in terms of the Act or *any other written law*.**
4. **The county government may grant approval for the display of a sign for a period ranging from one to five years, but may not grant approval for an indefinite period.**
5. **Maintenance should be done on a continuing basis and a maintenance report should be submitted to the county government once a year on a date prior to the anniversary of the date on which approval was given for the display of the sign.**

**NEW SCHEDULE TWO:****Small Billboards and Tower Structures -**

1. **A tower structure provided in a larger pedestrian area may be used only as a focal point, and must be of a high visual standard and must harmonize with the surrounding buildings and streetscape.**
2. **A sign must be placed on a base, which has been designed and erected in accordance with conditions which the county government may impose under the Act.**
3. **The county government may grant approval for the display of a sign for a period ranging from one to five years, but may not grant approval for an indefinite period.**
4. **Maintenance should be done on a continuing basis and a maintenance report should be submitted to the County Government once a year on a date prior to the anniversary of the date on which approval was given for the display of the sign.**

**NEW SCHEDULE THREE****Large Posters and signs on street furniture.**

1. **The following specifications are applicable to litterbins inside road reserves, on municipal property and on other public open spaces:**
  - (a) **Litterbins may only be placed on a suitably prepared concrete or paved footing and must be adequately secured to prevent it from being blown over by winds with speed of up to 30km/s.**
  - (b) **Litterbins may not be placed on traffic islands.**
  - (c) **Approval of the site does not grant the applicant an indefinite right to advertise on the particular site.**
  - (d) **Advertising periods are as determined by the county government from time to time and the applicant must ensure that he or she ascertains such periods from the County Government.**
  - (e) **Litterbins may not be located closer than 1 meter from the edge of a public road.**
- (3) **Display of a standardized pole-mounted poster is allowed only if it does not have a negative visual impact on the character of an area.**
- (4) **Creative and visually pleasant structures may be used for displaying large posters in road reserves in order to make a positive contribution to streetscaping.**

**NEW SCHEDULE FOUR:****Signs Painted on Walls and roofs**

1. **A sign be displayed in an urban area of partial control and an urban area of minimum control only.**
2. **Display of a sign is subject to specific consent.**
3. **A sign painted onto the facade or roof of a building may not exceed 20 percent of the ground floor facade of the enterprise to which such sign pertains**
4. **The total area of all signs painted onto the sidewalls of a building may not exceed 30 square metres, or not more than one third of the surface area of the wall, whichever is lesser and the actual size of a sign will depend on the size of the sidewall concerned and on other factors, such as the character and appearance of the building and the streetscape as a whole.**
5. **No specific limitations are imposed on the colour or texture of a sign.**
6. **Illumination of a sign is not permitted.**



7. Signs in this class may only be painted on the main walls or roof of a building used for commercial, office, industrial or entertainment purposes.

**NEW SCHEDULE FIVE:**

**Functional advertising signs by public bodies**

1. Subject to the provisions of this Act, such signs be displayed in all areas of control.
2. The Display of such signs is subject to deemed consent.
3. A sign under this category may not exceed 0.55 square meters in size.
4. A larger sign may be displayed, if justified by specific circumstances.
5. A sign permitted by this class may be displayed inside a road reserve, but may not be displayed on a freeway.
6. Subject to the provisions of the Act, illumination may be provided if there is a need for information or directions to be read during hours of darkness.
7. A sign under this class may not be used for the purposes of commercial and competitive advertising.
8. The logo of the service provider must be displayed on a sign.

**SCHEDULE SIX**

**Signs suspended under verandahs and canopies**

1. Any advertising sign which is suspended under a veranda or a canopy, shall comply with the following requirements—
  - (a) Unless otherwise approved under this Act, such sign shall be fixed with its face at right angles to a boundary of a public street on which the property concerned fronts;
  - (b) no part of such sign may project beyond the outer edge of the veranda or canopy from which it is suspended;
  - (c) such sign shall have a clear height of at least 2.75m;
  - (d) the top of such sign may not be more than 1m below the canopy or veranda from which it is suspended or more than exceed 1m in thickness;
  - (e) unless otherwise approved under this Act, the bottom edge of such sign when suspended shall be horizontal and the supports by means of which it is suspended shall be an integral part of the design of such sign.

**NEW SCHEDULE SEVEN:****Signs suspended under verandahs and canopies over public streets**

1. Any advertising sign affixed to or onto a veranda or canopy which extends over a public street—
  1. shall be set parallel to the building line on the property concerned;
  2. may not exceed 600mm in vertical dimension; and
  3. shall be attached immediately above the eaves of a veranda or canopy roof in such a manner that it does not project beyond the rear of the roof gutter or must be fixed against but not extending above or below the veranda parapet or balustrade in such manner that it projects more than 230mm from the outside face of such parapet or balustrade
2. An advertising sign on a building in which public entertainment is presented, attached to a veranda or canopy extending over a public street and which displays only the features or programmes of the entertainment to be presented in such building, may not exceed –
  - (a) an area of 1m<sup>2</sup> in the aggregate for every 1.5m or part thereof of the frontage of such building on the public street over which such sign is erected; and
  - (b) 1.2m in height.
- (c) 3. Nothing in this schedule prohibits the painting of an advertisement on or the display of advertisement not exceeding 600mm in thickness on a beam over.

**NEW SCHEDULE 8****Sun-blind advertisement**

1. An advertisement on any sun-blind exempted under section 10(2), may be displayed without the approval of the Committee, subject to compliance with the following requirements:
  - i. a sun-blind shall be so made and attached to a building that it is incapable of being lowered to a height lower than 2m above the footway or pavement of a public street;
  - ii. except at an intersection, a sun-blind shall be placed parallel to the building line of the property concerned; and
  - iii. at any intersection a sun-blind must be placed so that it does not cause any interference with or endanger vehicular or pedestrian traffic, or a traffic sign, street nameplate or other notice for the guidance or information of the public

**NEW SCHEDULE 9****Advertisement on blimps**

1. A blimp containing an advertisement may, subject to the approval of the Committee under this Act, be used for a period not exceeding twenty-four months and may be air borne during daylight hours only.
2. The Committee shall, for the purposes of considering an application for approval of an advertisement to be displayed on a blimp, have regard to—
  - (a) the period during which the blimp will be used;
  - (b) the size of the blimp;
  - (c) the strength of the anchorage and the anchoring cable;
  - (d) the provision of a device by means of which the blimp will automatically so deflate as to sink slowly to the ground in the event of the failure or severance of the blimp from its anchorage or anchoring cable;
  - (e) the possibility of interference with pedestrian or vehicular traffic;
  - (f) any requirement or condition prescribed by the Kenya Civil Aviation Authority; including the maximum height to which the blimp shall be restricted; and the location of the blimp.

**NEW SCHEDULE 10****Advertisement on construction sites**

- (a) the zoning of the property concerned in terms of an applicable town planning scheme and the general ambience of the area where the proposed sign is to be displayed;
  - (b) the aesthetic effect of the sign on the amenity of the area concerned and its surroundings;
  - (c) the area of control set out in this Act, applicable to the property concerned and its surroundings; and
  - (d) the distance of the proposed sign from every other approved and existing advertising sign within a radius of 200m.
2. An advertisement specified in 1 above shall only be allowed in an urban area of partial or minimum control and—
  - (a) may only be permitted on scaffolding which is against a building under construction or on a hoarding, fence or wall on the boundary of a construction site which has been erected to enclose that site during construction;
  - (b) may only be erected if it will conceal an unsightly condition arising out of the use to which the property concerned is put and if such sign shall make a positive contribution to the visual environment; and
  - (c) may not be placed on the top of a boundary fence or wall unless it is positioned so that there is no gap between the advertisement and the wall or fence.

**ii. The Assembly resolved on Wednesday, February 14, 2018 as follows:-**

(30) **THAT**, notwithstanding the provisions of Standing Order 103(4), this Assembly orders that, each speech in a **debate on Bills** sponsored by a Committee, the Leader of the Majority Party or the Leader of the Minority Party be limited as follows:- A maximum of forty five (45) minutes for the Mover, in moving and fifteen minutes (15) in replying, a maximum of thirty minutes for the Chairperson of the relevant Committee (if the Bill is not sponsored by the relevant Committee), and a maximum of ten (10) minutes for any other Member speaking, except the Leader of the Majority Party and the Leader of the Minority Party, who shall be limited to a maximum of fifteen Minutes (15) each (if the Bill is not sponsored by either of them); and that priority in speaking be accorded to the Leader of the Majority Party, the Leader of the Minority Party and the Chairperson of the relevant Sectoral Committee, in that Order.

# **NOTICE PAPER I**

## **Tentative business for Tuesday, 4<sup>th</sup> August, 2018**

*(Published pursuant to Standing Order 39(1))*

IT IS NOTIFIED that the Assembly Business Committee, at their last meeting, approved the following ***tentative*** business to appear in the Order Paper for Tuesday, 4<sup>th</sup> August 2018:-

### **A. MOTION - HON. DAVID OKELO, MCA**

*Subjects: Establishment of modalities for management of public toilets.*

**THAT AWARE** that public toilets play a crucial role in the maintenance of a hygienic and clean city given that every day, thousands of people visit the city centre and a big proportion need the use of such public amenities; **NOTING** that the insufficiency of public toilets across the City, especially along busy streets and neighborhoods, has occasioned misery to commuters and residents who can't access the crucial amenities, for instance along Moi Avenue and downtown Nairobi, where matatu operators relieve themselves between stationary vehicles, leaving permanent streaks of urine patterns on the road and parking bays; **FURTHER NOTING** that similarly, most lanes in downtown Nairobi have been turned into 'toilets' with the mess rarely cleaned or collected; **REGRETTING** that the existing county public toilets close before 9pm, leaving those in need to rush to restricted toilets in pubs and hotels, poorly-lit street corners or flower gardens; **RECOGNIZING** that the city centre alone by reserve estimates needs about 50 public toilets and improved security to meet the current demand; **REALIZING** that for the County public toilets to remain clean and run efficiently a model that allows for creation of employment is best suited, for instance allowing youth groups to run the facilities for a small fee per use as currently established; this Assembly **RESOLVES** that the Nairobi City County Executive identify and establish modalities for allowing youth groups in each ward to run and manage public toilets under supervision of the Environment Department within a streamlined pay per use framework that encourages efficiency.