



**REPUBLIC OF KENYA**

**NAIROBI CITY COUNTY ASSEMBLY**

**SECOND ASSEMBLY – (FOURTH SESSION)**

**ORDERS OF THE DAY**

**WEDNESDAY, FEBRUARY 26, 2020 AT 2.30 P.M.**

**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. \*MOTION – HON. JAMES MWANGI WAMBUI, MCA**

***Subject: Policy for buildings to have rainwater collection and storage systems***

**THAT**, aware that Article 43 (1) (d) of the Constitution, 2010 states that every person has a right to clean and safe water in adequate quantities; further aware that paragraph 11 (b) of the Part Two of the Fourth Schedule to the Constitution stipulates that County Government is to provide County public works and services including water and sanitation services; recognizing the provisions of Paragraph 8 of part two of the Forth Schedule of the Constitution, 2010 which states that county planning and development including housing is a function of the county government; concerned that most parts of the County especially informal settlements lack clean, safe, sufficient and affordable water, which has led to introduction of rationing of water by the Nairobi City Water and Sewerage Company and untreated water supply businesses within the County; acknowledging that the Nairobi City Water and Sewerage Company has continuously rehabilitated various sources of its water to ensure clean and adequate

water supply in the County; noting that the increasing population in the County implies increasing demand for basic amenities such as water supply, which the County is unable to meet with the current water supply strategies; further noting that with proper planning, harvesting and storage, rain water can greatly supplement piped water in the County, this Assembly urges the County Executive to develop a policy to compel all owners of buildings in the County to ensure that all buildings are fixed with rainwater collection and storage systems to provide water harvesting and conservation in the County.

## **NOTICES**

### **I. The Assembly resolved on Wednesday, 19<sup>th</sup> February, 2020 as follows: -**

- a) **THAT**, notwithstanding the provisions of Standing Order 103(4), this Assembly orders that, each speech in a debate on any **Motion**, including a Special motion be limited in the following manner:-A maximum of three hours with not more than twenty (20) minutes for the Mover and ten (10) minutes for each 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 (15) minutes each, and that ten (10) minutes before the expiry of the time, the Mover shall be called upon to reply; 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.

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\* Denotes Orders of the Day\*

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# **NOTICE PAPER I**

## **Tentative business for Thursday, 27<sup>th</sup> February, 2020**

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

IT IS NOTIFIED that the Select Committee on Assembly Business, at its last meeting, approved the following ***tentative*** business to appear in the Order Paper for Thursday, 27<sup>th</sup> February, 2020: -

### **A. \*MOTION – HON. KABIRO MBUGUA, MCA**

***Subject: a policy on Ombudsman in the County***

**THAT**, aware that the Constitution of Kenya (2010) grants the citizens of this republic comprehensive rights and fundamental freedoms; **further** aware that all over the world governments are established by society in order to deliver public goods, works and services and to administer policies and laws that are necessary and beneficial to society, where the government is required to provide one form or other of public service in order for the rights and/or liberties contained in the Bill of Rights to be realized; and to develop policies, laws and institutions, or undertake programmes to promote, protect or fulfil these Rights; **concerned** that recent years have witnessed increased cases of arbitrary arrests, harassment and extortions of traders and other members of the public by the City Inspectorate and Revenue Collection Employees thus infringing on rights and fundamental freedoms of the residents; **further concerned** that some of the officers who engage in such heartless acts do not face the full force of the law due to lack of effective complaints handling mechanisms in the County; **noting** that huge loss of revenue has been incurred by the County Government due to extortions by such employees at the expense to service delivery to residents of the County; **acknowledging** that effective complaints handling is a crucial part of quality service delivery in any institution as it helps identify weak areas and create the motivation for continual improvement, provides an opportunity for the organisation to understand its customers and ensure that the issues they raise are quickly resolved, improves the reputation and image of the institution and provide management with information on how its staff treat customers, thus promoting accountability for both the institution and its staff; this Assembly urges the County Executive to development a policy that provides for the establishment of the office of County Ombudsman to receive and process complaints with a view to fostering a performance-oriented culture that seeks to revamp the process through which the County Government operates, in order to increase efficiency and effectiveness, and to inculcate a culture of client-oriented, mission-driven, and quality-enhanced management in the County.

### **B. \*MOTION BY HON. GRACE NANCY MUTHAMI, MCA**

***Subjects: Mechanisms for affordable fertility care services***

**THAT**, aware that under the Article 43(1) of Constitution 2010 provides for the right of every person to the highest attainable standard of health including the right to health care services, including reproductive health care; further aware that Part Two of the Fourth Schedule to the Constitution provides for the function of the County Governments which include provision of County health services and promotion of primary health care; acquainted that infertility is one of the

.../Notices

key components of Reproductive Health, yet it remains an entirely neglected problem in Kenya whose main priority is to reduce the growing population size through Government and donor funded reproductive health programmes in support of contraception and population control, it is not surprising that Kenya has no provision for public fertility care; concerned that there are devastating consequences of infertility where childless couples face the most severe negative psychosocial consequences and childless women are frequently stigmatized, isolated, ostracized, disinherited and neglected by the entire family and even the local community, which amplifies the guilt and shame felt by the infertile individual resulting in polygamy and severe physical and psychological violence mitigated towards the woman, hence driving some infertile women to suicide; further concerned that most couples in Kenya who are struggling with unintended childlessness cannot afford in-vitro fertilization due to the high cost of Assisted Reproductive Technology services; noting that an affordable cost of Assisted Reproductive Technology would allow couples to seek fertility care early before age related ovarian factors affect favourable outcomes thus reducing the consequences accompanying childlessness among couples in the County, this Assembly urges the County Executive in conjunction with the National Government and other stakeholders to develop mechanisms to provide for affordable fertility care by integrating Assisted Reproductive Technology into the public Sector to give the much needed hope to the now hopeless couples struggling with involuntary childlessness.

