



REPUBLIC OF KENYA

NAIROBI CITY COUNTY ASSEMBLY

SECOND ASSEMBLY – (FIFTH SESSION)

ORDERS OF THE DAY

SUPPLEMENTARY

TUESDAY, OCTOBER 26, 2021 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 – CHAIRPERSON, SECTORAL COMMITTEE ON JUSTICE AND LEGAL AFFAIRS

Subject: Adoption of report

THAT, this Assembly adopts the **SIXTH REPORT OF THE SECTORAL COMMITTEE ON JUSTICE AND LEGAL AFFAIRS REGARDING THE INQUIRY ARISING FROM A REQUEST FOR STATEMENT BY THE MAJORITY LEADER ON ALLEGED UNFAIRNESS, DISCRIMINATION AND IRREGULARITIES IN THE ADMINISTRATION OF STAFF AFFAIRS AT THE COUNTY ASSEMBLY**, laid on the Table of the Assembly on Tuesday, 26th October, 2021.

9. *MOTION – HON. BENSON MWANGI MACHARIA, MCA

Subject: Establishment of a Street to School program for the street children.

AWARE that Article 21 (3) of the Constitution of Kenya 2010 provides that all State organs and all public officers have the duty to address the needs of vulnerable groups within society, including women, older members of society, persons with

disabilities, **children**, youth, members of minority or marginalized communities, and members of particular ethnic, religious or cultural communities” **FURTHER AWARE** that Article 53 (1) of the same constitution dictates that every child has a right *inter-alias*;- (b) to free and compulsory basic education; (c) to basic nutrition, shelter and health care; (d) to be protected from abuse, neglect, harmful cultural practices, all forms of violence, inhuman treatment and punishment, and hazardous or exploitative labour; **CONCERNED** that according to the 2019 Kenya Population and Housing Census Report for the exercise conducted from 1st to 10th April, 2018 indicated that Kenya had a total of 46,639 street persons, out of whom the majority of the street persons being 21,550 were age 10 to 34 years, and below 19 years being 15,752, **FURTHER CONCERNED** that the highest concentration of street persons according to the said report was found in Nairobi (15,337 persons), Mombasa (7,529), Kisumu (2,746), Uasin Gishu (2,147) and Nakuru (2,005). **DISTURBED** that street children population in Nairobi County has increased over the years which has seen them thrust into a bleak, harsh and depraved environment often fraught with constant and sustained danger in various forms such as; Harassment, Violence, Drug abuse and trafficking, Sexual exploitation, Loneliness and fear, Physical and emotional abuse and neglect, Starvation, Exposure to the elements, Early pregnancy and Poor hygienic and sanitation conditions; **FURTHER DISTURBED** that most of the street children lack basic needs including education despite the Government intervention towards free Education system; this Assembly therefore resolves that the County Executive undertake the following measures;-

- i. Initiate a **“Street to School”** campaign programs towards eliminating children from the streets to school with a proper guideline for the same;
- ii. The County Executive to establish a street-children rescue center for learning through a Public Private Partnership with non-state agencies and equip it with personnel;
- iii. A one-month Public Notice be issued to the General Public on removal of all homeless children from the street and enroll them on the Street to School Program forthwith; and,
- iv. Homeless children that shall upon the expiry of the removal notice be promptly nabbed and directed to Ruai Rehabilitation Center for rehabilitation and subsequently enrolled in the **“Street To School”** program.

NOTICES

I. The Assembly resolved on Tuesday, 9th February, 2021 as follows: -

- a. **THAT**, notwithstanding the provisions of Standing Order 103(4), this Assembly orders that, each speech in a debate on a **Report of a Committee**, a Sessional Paper or any other Report submitted to the Assembly, be limited as follows: - A maximum of sixty (60) minutes for the Mover in moving and thirty (30) minutes in replying, 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 (15) minutes each; and that priority be accorded to the Leader of the Majority Party and the Leader of the Minority Party, in that Order.
- b. **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.

* **Denotes Orders of the Day** *

NOTICE PAPER I

Tentative business for
Thursday, 28th October, 2021 at 2.30p.m.

(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, 28th October, 2021 at 2.30 p.m.: -

A. *MOTION – HON. PETER WARUTERE, MCA

Subject: Development of Nairobi City County Harm and infectious diseases reduction and Prevention Policy.

AWARE that Article 43 (1) of the Constitution of Kenya 2010, provides *inter alias* that; *Every person has the right to the highest attainable standard of health, which includes the right to health care services, including reproductive health care;* **FURTHER AWARE** that Part 2, Paragraph 2 of the Fourth Schedule of the same Constitution, provides for County Health Services including but not limited to, promotion of primary health care as devolved functions for execution by the County; **DISTURBED** that prevalence of infectious diseases such as HIV & AIDS, Hepatitis, Sexually Transmitted Infections (STI), Tuberculosis among other infectious diseases are a significant burden to the Country and County's health system and its overall prosperity; **NOTING** the need for the County Government to develop strategic measures to mitigate the spread of infectious diseases in the County, and conduct sensitization towards creation of public awareness for its mitigation, **FURTHER NOTING** the need for promotion and provision for psychosocial support, treatment, and rehabilitation of persons with problematic drug use, their families, care givers, dependents, and the community in general; **NOW THEREFORE**, this Assembly urges the Nairobi Metropolitan Service in conjunction with the County Executive to develop a County Harm and Infectious disease reduction Policy in conformance with the existing National Policies on Infectious Diseases.

***MOTION – THE LEADER OF THE MAJORITY PARTY**

Subject: Alteration of the Assembly Calendar

THAT, pursuant to the provisions of Standing Order 29 (4), this Assembly resolves to alter the County Assembly Calendar and adjourn today, **Thursday, 28th October, 2021** until **Tuesday, 9th November, 2021** at **9.30a.m.**

