



**REPUBLIC OF KENYA**

**NAIROBI CITY COUNTY ASSEMBLY**

**FIRST ASSEMBLY – (THIRD SESSION)**

**ORDERS OF THE DAY**

**TUESDAY, JUNE 16, 2015 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. Statements
8. \*. **MOTION** – (Hon. Ronald Milare, MCA)

**THAT**, aware that the functions of public entertainment and public amenities including liquor controlling, county recreation facilities and sports activities and facilities are vested to County Governments pursuant to paragraph 4 of Part Two of the Fourth schedule to the Constitution of Kenya; further aware that the National Government has banned weekend and holiday tuitions in schools; concerned that millions of school children are on holiday without any recreational facilities available to them, which makes them vulnerable to unintended exposure including drug and alcohol abuse; noting that over 2.2 million Kenyans are susceptible to alcohol and drugs; noting that used and poorly disposed alcoholic drinks containers are a principle source of alcohol abuse by youth; acknowledging that the National Government has several agencies such as National Authority for Campaign against Alcohol and Drug Abuse (NACADA) which is designated to coordinate implementation of various regulatory mechanisms; this Assembly urges the County Government;

- i. in conjunction with NACADA, parents, teachers and well-wishers to immediately prepare affordable holiday camps for school children in educational facilities within the County and ensure adequate facilitation and security; and
- ii. to institute collection and appropriate disposal measures of all used alcoholic drinks containers.

9. \*. **MOTION** – (Hon. Maurice Otieno Gari, MCA)

**THAT**, aware that the Department of Planning and Housing of the Nairobi City County has time and again been on the limelight for long standing corruption and inefficiency; **deeply concerned** that the aforesaid malfeasance within the Department has often led to disasters where Nairobi residents have lost their lives for instance to unscrupulous, substandard buildings and construction works approved by the Department, including approval of construction works on river beds and riparian lands across the City that recently led to a flooding disaster in various estates; **noting** that even with such blatant failure, no one has been held responsible to date for the endless disasters that bedevil the City thanks to corruption within the planning Department that fuels approval of substandard and illegal construction works; realizing that if nothing is done urgently to revamp the Department the City risks continuing needless loss of lives through avoidable disasters occasioned by corrupt practices within the Department; this Assembly **resolves** that the Governor comprehensively overhauls the Department of Planning and Housing with a view to stemming endemic corruption and building a reliable entity that can better plan and organize the City.

10. \*. **MOTION** – (Hon. Peter Isuha, MCA)

**THAT**, aware that the Nairobi City County Treasury and Finance Department at large recently suffered bad publicity thanks to the suspension of senior officials for alleged mega corruption; **deeply concerned** that despite Audit reports uncovering the looting of millions in unreported revenues by corrupt officials within the Cash Office not much has been done to reform and streamline the Department; **noting** for instance that an Auditor General's report on Nairobi County Government revenue records for the FY 2012/2013 revealed that during the period 1<sup>st</sup> January 2013 to 30 June 2013, a total of Ksh.5,511,732,231 was collected from the various sources of revenue but only Ksh.5,258,849,088 was banked reflecting under-banking of Kshs.252,883,143, for which no one was held accountable; **convinced** that not much has changed as officers within the County Treasury and especially at the revenue cash collections Office continue to operate business as usual, as evidenced by the recent suspension of senior officers for alleged graft; this Assembly **resolves** that the Governor undertakes a complete overhaul of the County Treasury and the Finance Department at large and recruit competent persons to run the said Offices in order to stem the rot and looting of revenues that would otherwise go a long way in building a better City for Nairobi residents.

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

The Nairobi City County Regularization of Developments Bill, 2015  
(Assembly Bill No. 1 of 2015)

(The Chairperson, Sectoral Committee on Planning and Housing)

**NOTICE**

**I. THE NAIROBI CITY COUNTY REGULARISATION OF DEVELOPMENTS BILL, 2015 (ASSEMBLY BILL NO.1 OF 2015)**

**NOTICE** is given that the Chairperson of the Sectoral Committee on Planning and Housing, Hon. Jairo Atenya, M.C.A, intends to move the following amendments to the Nairobi City County Regularization of Developments Bill, 2015 at the Committee Stage-

**CLAUSE 15**

**THAT**, clause 15 of the Bill be amended in sub-clause (2) (a) to read;  
“The Committee shall be chaired by a Chairperson who is a registered planner.”

**THAT**, clause 15 of the Bill be amended in sub-clause (2) by inserting new paragraphs as follows;

“(k k) a representative of the Association of Consulting Engineers of Kenya”

“(k k k) a representative of the National construction Authority.”

**II. Assembly resolved on Thursday, February 19, 2015 as follows:-**

**THAT**, notwithstanding the provisions of Standing Order 94(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.

**III. Assembly resolved on Thursday, February 19, 2015 as follows:-**

**THAT**, notwithstanding the provisions of Standing Order 94(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 (30) 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.

**IV. The following request for a statement is due for a response today 16<sup>th</sup> June, 2015**

Statement requested by Hon. Samuel Kagiri from the Chairperson of the Select Committee on Budget and Appropriations regarding the automation of revenue collection by Jambopay Limited.

**V. The following petitions are due for a response;**

1. Petition by residents of Githurai Ward on the grabbing of the public social hall, football pitch and land meant for a dispensary – presented on 17<sup>th</sup> June, 2014 and response was due on 17<sup>th</sup> August, 2014.
2. Petition by residents of Eastleigh for intervention on Eastleigh South Section III Sewerage Slum evictions – presented on 22<sup>nd</sup> October, 2014 and response was due on 22<sup>nd</sup> December, 2014.
3. Petition by residents of Embakasi Mradi regarding the demolition of their structures on land Reg. No. LR. 9042/130 – presented on 31<sup>st</sup> March, 2015 and response was due on 31<sup>st</sup> May, 2015.