



REPUBLIC OF KENYA

NAIROBI CITY COUNTY ASSEMBLY

FIRST ASSEMBLY – (FOURTH SESSION)

ORDERS OF THE DAY

TUESDAY, SEPTEMBER 27, 2016 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. *. **COMMITTEE OF THE WHOLE ASSEMBLY**

**Nairobi City County Plastic Control Bill, 2016 (Assembly Bill
No. 01 of 2016)**

(Hon. Njoroge G. Maina, MCA)

NOTICES**I. THE NAIROBI CITY COUNTY PLASTIC CONTROL BILL, 2016**
(ASSEMBLY BILL NO. 1 OF 2016)

NOTICE is given that the chairperson of the Sectoral Committee on Agriculture, Environment and Natural Resources intends to move the following amendments to the Nairobi City County Plastic Control Bill at the Committee Stage—

CLAUSE 2

THAT, Clause 2 of the Bill be amended:

- (i) In the definition of “authorized officer” by deleting the expression “section 18” and substituting therefor the expression “section 17”.
- (ii) By inserting the following new definition in its proper alphabetical sequence-

“plastic products” include plastic bottles, plastic containers, plastic jars, and plastic cups.

- (iii) In the definition of “Public Analyst” by deleting the expression “ a person appointed as such under section 17” and substituting therefor the expression “a government chemist or a registered chemical analyst”

CLAUSE 3

THAT, Clause 3 of the Bill be amended:

- (i) In sub paragraph (d) by deleting the word “form” appearing after the word “products” and substituting therefor the word “from”

CLAUSE 5

THAT, Clause 5 of the Bill be amended:

- (i) In sub clause (1) by deleting the words “own, purchase, acquire and use” whenever they appear in the sub clause.

CLAUSE 6

THAT, Clause 6 of the Bill be amended:

- (i) In sub clause (1) by inserting the word “of” immediately after the word “use” and by deleting the word “containing” appearing immediately after the word “without”.

CLAUSE 11

THAT, Clause 11 of the Bill be amended in sub clause (1) by inserting the words “or bio-degradable” immediately before the word “bag”

CLAUSE 15

THAT, Clause 15 of the Bill be amended:

- (i) In sub clause (1), by inserting the following new sub-paragraph immediately after sub paragraph (e)

(ea) In conjunction with the national government and other state agencies, investigate the standards for plastic carry bags and plastic products.

CLAUSE 16

Clause 16 of the Bill be amended:

- (i) By inserting the following new sub-clause(2) immediately after sub clause (1),

(2A) “The Public Analyst appointed under Section 16(1) shall analyze and test any plastic carry bag under this Act, only in collaboration with the national government and other state agencies

CLAUSE 30

THAT, Clause 30 of the Bill be amended in sub- clause (1) by deleting the entire sub clause and substituting therefore with the following sub - clause,

30 (1) “Any person convicted of an offence under this Act, for which no penalty is specifically provided, shall, in the case of a first offence, be liable to imprisonment for a term not exceeding twelve months or to a fine not

exceeding three million shillings, and in the case of a second or subsequent offender, to imprisonment for a term not exceeding three years or to a fine not exceeding five million shillings, and, where an offence is of a continuing nature for the case of a manufacturer, he shall risk closure of his manufacturing firm.”

II. Assembly resolved on Wednesday, February 10, 2016 as follows:-

THAT, notwithstanding the provisions of Standing Order 94(4), this Assembly orders that, each speech in a debate on Bills NOT sponsored by a Committee, the Leader of the Majority Party or the Leader of the Minority Party be limited as follows:- A maximum of three hours and thirty minutes, with not more than thirty (30) minutes for the Mover, in moving and ten (10) minutes in replying, a maximum of thirty (30) minutes for the Chairperson of 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; 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. Following statements are due for a response today, Tuesday 27th September, 2016;

- i. Statement requested by Hon. Kenneth Irungu from the Chairperson of the Sectoral Committee on Trade, Tourism and Cooperative regarding the repair of Quarry road market block A, in Pumwani Ward;
- ii. Statement requested by Hon. George Ochola from the Chairperson of the Sectoral Committee on Labour and Social Welfare regarding the shortage of Ambulance Drivers within the County;
- iii. Statement requested by Hon. Mike Obonyo from the Chairperson of the Sectoral Committee on Justice and Legal Affairs regarding the improper use of Nairobi City County Logo;
- iv. Statement requested by Hon. Moses Ogeto from the Chairperson of the Sectoral Committee on Planning and Housing regarding the demolition of plot LR. NO 209/7210, Dorbo Road, next to University of Nairobi;

- v. Statements requested by Hon. Daniel Mutiso and Shadrack Juma from the Chairperson of the Sectoral Committee on Planning and Housing regarding the collapse of building in Ngei Ward and recent floods that wreaked havoc across the City **(the statements were referred to the Liaison Committee);**
- vi. Statement requested by Hon. Isaac Ngige from the Chairperson of the Sectoral Committee on Planning and Housing regarding the grabbing of a public land LR No.9363/66 in Mwiki Ward;
- vii. Statement requested by Hon. Hashim Kamau from the Chairperson of the Select Committee on Wards Development Fund regarding the WDF projects and budget for the Financial Year 2014/15 and 2015/16;
- viii. Statement requested by Hon. Shadrack Juma from the Chairperson of the Sectoral Committee on Transport and Public Works regarding the construction of a stage 25 in Babadogo Ward;
- ix. Statement requested by Hon. Osman Adow from the Chairperson of the Sectoral Committee on Justice and Legal Affairs regarding the impounding of motorbikes for Nairobi residents;
- x. Statement requested by Hon. Abdi Mohammed from the Chairperson of the Select Committee on Budget and Appropriations regarding the contract between Nairobi City County Government and Web Tribe Limited through Jambo Pay;
- xi. Statement requested by Hon. Elkana Mauti from the Chairperson of the Select on Wards Development Fund regarding the Ward Development Fund projects;
- xii. Statement requested by Hon. Hashim Kamau from the Chairperson of the Sectoral Committee on Culture and Community Services regarding the public private partnership agreement between the defunct Nairobi City County and a private investor in regard to Eastleigh Social Hall;
- xiii. Statement requested by Hon. Erastus Mburu from the Chairperson of the Sectoral Committee on Planning and Housing regarding the illegal construction of a petrol station at Kasarani ward, opposite Naivas Supermarket, along Kasarani-Mwiki road;

- xiv. Statement requested by Hon. David Mberia from the Chairperson of the Sectoral Committee on Planning and Housing regarding the grabbing of Land allotment No. 14930 which was meant to be public land along Silanga Road, Karen;
- xv. Statement requested by Hon. Tabitha Ndigirigi from the Chairperson of the Sectoral Committee on Planning and Housing regarding the alleged illegal construction of kiosks in Langata Sub-County;
- xvi. Statement requested by Hon. Alexander Mulatya from the Chairperson of the Select Committee on Budget and Appropriations regarding the assignment of County Executive Equity loan of Kshs. 5 billion or thereabout to Kenya Commercial Bank (KCB);
- xvii. Statement requested by Hon. Pius Mbono from the Chairperson of the Sectoral Committee on Transport and Public Works regarding the allocation of Matatu termini behind Kenya archives along Tom Mboya Street;
- xviii. Statement requested by Hon. Pius Mbono from the Chairperson of the Sectoral Committee on Planning and Housing regarding the Land occupied by Kenya Power & Lighting Company at the Roysambu Substation;
- xix. Statement requested by Hon. Osman Adow from the Chairperson of the Sectoral Committees on Transport and Public Works, and the Trade, Tourism and Cooperatives regarding the Unlicensed businesses operating along Popo Road in South C Ward;
- xx. Statement requested by Hon. Samuel Nyang'wara from the Chairperson of the Sectoral Committee on Trade, Tourism and Cooperatives regarding the United Nations Conference on Trade and Development (UNCTAD) meeting held at the Kenya International Conference Centre from 17th – 22nd July 2016;
- xxi. Statement requested by Hon. Manoah Mboku from the Chairperson of the Select Committee on Budget and Appropriations regarding the payment of Kenya Medical Supplies Authority (KEMSA) and free Maternity services;
- xxii. Statement requested by Hon. Hashim Kamau from the Chairperson of the Sectoral Committee on Water and Sanitation regarding the process of recruitment of Board of Directors of the Nairobi City Water and Sewerage Company Limited;

- xxiii. Statement requested by Hon. Zulfa Hakim from the Chairperson of the Sectoral Committee on Children, Early Childhood Education and Vocational Training regarding the increasing number of children begging and selling sweets in the Central Business District in the County;
- xxiv. Statement requested by Hon. Zulfa Hakim from the Chairperson of Select Committee on Implementation regarding the status of a motion passed by this Assembly urging the County Executive Committee Member responsible for Education, Children, Youth Affairs, Gender Affairs, Culture, Social Services, ICT and e-Government and County Public Service Board to establish a full-fledged department of children in the County;
- xxv. Statement requested by Hon. Samuel Nyang'wara from the Chairperson of the Sectoral Committee on Labour and Social Welfare regarding the Medical cover for the County Government staff;
- xxvi. Statement requested by Hon. Marion Githinji from the Chairperson of the Sectoral Committee on Trade, Tourism and Cooperatives regarding the demolition of kiosks on Dennis Pritt Road and Yaya by-pass on Friday 29th, July 2016;
- xxvii. Statement requested by Hon. Marion Githinji from the Chairpersons of the Sectoral Committee on Planning and Housing, and the Liaison Committee regarding the recent collapse of a building and walls in the County;
- xxviii. Statement requested by Hon. Erastus Mburu from the Chairperson of the Sectoral Committee on Justice and Legal Affairs regarding the impounding of motorbikes for Nairobi residents stowed at the City Hall precincts;
- xxix. Statement requested by Hon. Peter Isuha from the Chairperson of the Sectoral Committee on Planning and Housing regarding the intended grabbing of parcel of land LR. No 5875/2, Kasarani, off Thika road;
- xxx. Statement requested by Hon. Shadrack Juma from the Chairperson of the Sectoral Committee on Transport and Public Works regarding the on-going construction on plot LR. No. 7879/26 for a proposed Industrial Park; and

- xxxi. Statement requested by Hon. Shadrack Juma from the Chairperson of the Sectoral Committee on Agriculture, Environment and Natural Resources regarding the conservation of environment in the county.

*** Denotes Orders of the Day**
