



COUNTY GOVERNMENT OF NAIROBI CITY

SECOND ASSEMBLY – (THIRD SESSION)

NAIROBI CITY COUNTY ASSEMBLY

VOTES AND PROCEEDINGS

WEDNESDAY, AUGUST 7, 2019 AT 2.30 P.M.

1. The Assembly assembled at thirty minutes past Two O'clock.
2. The Proceedings were opened with Prayer

QUORUM OF THE ASSEMBLY

The Deputy Speaker having confirmed that there was no Quorum at the commencement of the sitting caused the bell to be rung for Ten minutes.

And there being a Quorum at the expiry of ten minutes, the Deputy Speaker called the Assembly to order.

3. PAPERS: -

The following papers were laid on the floor of the Assembly: -

- i. **REPORT OF THE SECTORAL COMMITTEE ON LABOUR AND SOCIAL WELFARE ON CONSIDERATION OF PETITION BY RESIDENTS OF NAIROBI CITY COUNTY REGARDING NON-INVOLVEMENT OF DISABLED PERSONS IN KEY DECISION MAKING ORGANS IN NAIROBI CITY COUNTY GOVERNMENT.**

(Chairperson Sectoral Committee on Labour and Social Welfare)

- ii. **REPORT OF THE SECTORAL COMMITTEE ON WATER AND SANITATION ON THE CONSIDERATION OF SESSIONAL PAPER NO.3 OF 2018 ON THE WATER AND SANITATION SERVICES POLICY**

(Chairperson Sectoral Committee on Water and Sanitation)

4. NOTICES OF MOTION – (Hon. David Mberia, MCA)

THAT, aware that Access to and provision of quality health care is a basic right guaranteed by the 2010 Constitution of Kenya; **FURTHER AWARE** that health is a devolved function under the Constitution, specially under the Fourth Schedule, Part II, which provides that the County shall be

responsible for health services, including, in particular county health facilities and pharmacies; ambulance services; promotion of primary health care; OBSERVING that whereas the devolution of health services was intended to usher in a new dawn in health services management, recent experience from Nairobi residents in health facilities indicate a slowed realization of the same; RECOGNIZING that the County government has indeed invested heavily in its facilities, which investment has seen great improvements in provision of health services across County health facilities; DEEPLY CONCERNED that despite the foregoing, the sector is currently bedeviled with monumental challenges ranging from capacity gaps, human resource deficiency, lack of critical legal and institutional infrastructure, rampant corruption and a conflictual relationship with the national government; REALIZING that the net effect of these challenges is the stagnation of healthcare and even a reversal of some gains made over the past six years; ACKNOWLEDGING that the previous administration had a draft strategic plan and investment such challenges, this Assembly urges the County Executive to move with speed and finalize on the draft plan and/or develop a comprehensive Health Sector Strategic Plan and Investment that will address the various challenging bedeviling the health services in the County.

5. NOTICE OF MOTION – (Chairperson Sectoral Committee on Water and Sanitation)

THAT, This Assembly adopts **THE REPORT OF THE SECTORAL COMMITTEE ON WATER AND SANITATION ON THE CONSIDERATION OF THE SESSIONAL PAPER NO. 3 ON THE WATER AND SANITATION SERVICES POLICY.**

6. STATEMENTS PURSUANT TO STANDING ORDER 45 (2) (C):-

Pursuant to Standing Order 45 (2) (c) the following Members requested for Statements: -

- a) Statement by Hon. Redson Otieno, MCA will request for a Statement from the Chairperson of the Sectoral Committee on Water and Sanitation regarding maintenance of burst sewers in the County, particularly in Ngei Ward; *(Response due on Tuesday 17th September, 2019)*
- b) Statement by Hon. David Mberia, MCA will request for a Statement from the Chairperson of the Sectoral Committee on Justice and Legal Affairs regarding the status report on the cases in the County;
(Response due on Tuesday 17th September, 2019)
- c) Statement by Hon. Stephen Gikonyo, MCA will request for a Statement from the Chairperson of the Sectoral Committee on Planning and Housing regarding land allocations in the County especially plot No. 310, 293 and 209 in KCC village squatter's settlement scheme by the defunct Nairobi City Council. *(Response due on Tuesday 17th September, 2019)*

- d) Statement by Hon. Peter Imwatok, MCA will request for a Statement from the Chairperson of the Sectoral Committee on Culture and Community Services regarding the control of drugs in the County. *(Response due on Thursday 19th September, 2019)*

7. MOTION: THE COUNTY EXECUTIVE TO EXPLORE MECHANISMS FOR DEVELOPING A DIVERSITY AND INCLUSIVITY POLICY FOR THE COUNTY

Motion Made and Question Proposed;

THAT, aware that the Article 14 of the United Nations Declaration on the Rights of Indigenous Peoples provides for the right of indigenous communities to establish and control their educational systems and institutions providing education in their own languages and promoting their culture; **FURTHER AWARE** that the fourth objective of the 2030 Agenda for Sustainable Development is "*to ensure an inclusive and equitable quality education and to promote lifelong learning opportunities for all*" which for indigenous communities means ensuring an education that guarantees the learning of their own language and culture; **NOTING** that the Constitution of Kenya, 2010, similarly provides for the promotion and protection of culture and indigenous languages and knowledge; **OBSERVING** that language is the main form of interaction with our environment and that words preserve stories, traditions, culture and identity; **COGNISANT** of the fact that indigenous languages represent the legacy of our forbearers and our obligation is to take care of them because when an indigenous language disappears, the indigenous traditional knowledge (stories, legends, songs, values, myths, prayers) also disappear; **APPRECIATING** that the treasure of indigenous languages is a heritage that should not be lost; **DEEPLY CONCERNED** that unfortunately, indigenous cultural identity and languages are threatened by the constant growth and assimilation of globalization within cosmopolitan cities such as Nairobi; this Assembly **urges** the County Executive to explore mechanisms for developing a framework under Section 17 of the Nairobi City County Early Childhood Education Act, 2017 for encouraging learners in ECD Centers to experience their native languages, knowledge and culture to promote all-inclusive early learning in the County.

(Hon. Sylvia Museiya, MCA)

Debate ensued;

Mover replied;

Question put and **Agreed to.**

And the time being Thirty-Seven minutes past Three O'clock the Deputy Speaker adjourned the Assembly without Question put pursuant to the Standing Orders.

8. ASSEMBLY ROSE - at Thirty Seven minutes Past Three O'clock.

MEMORANDUM

The Speaker will take the Chair on
Thursday, August 8th, 2019