



COUNTY GOVERNMENT OF NAIROBI CITY

SECOND ASSEMBLY – (FIFTH SESSION)

NAIROBI CITY COUNTY ASSEMBLY

VOTES AND PROCEEDINGS

TUESDAY, DECEMBER 21ST, 2021 AT 9.30 A.M.

1. The Assembly assembled at fifty-eight minutes past Nine O'clock.
2. The Proceedings were opened with Prayer

QUORUM OF THE ASSEMBLY

The Presiding Speaker Hon. Kamangu, having confirmed that there was Quorum called the Assembly to order.

3. COMMUNICATION FROM THE CHAIR

The following communication was issued:-

**APPOINTMENT OF ACTING CLERK OF THE COUNTY ASSEMBLY
HON. MEMBERS**

“Honorable Members, as you may be aware, the High Court on Monday, 20th December, 2021 in Okiya Okioti Omtata v. Clerk of the County Assembly of Nairobi and the County Assembly Service Board issued an interim injunction against the Ag.Clerk Ms. Adah Anyango, barring her from exercising the power, privileges and responsibility of the office of the Clerk pending the hearing and determination of the matter.

You will further recall that this followed the issuance of other injunctive Orders by the Court of Appeal on 4th June, 2021 which enjoined the Clerk of the County Assembly from carrying out the functions of the office of the Clerk pending the hearing and determination of the intended appeal, which vacuum occasioned the appointment of Ms. Ada Onyango in acting capacity since 7th June, 2021.

Section 21 of the County Assembly Services Act, 2017 provides that if the office of the Clerk is vacant, or if for any reason the Clerk is unable to exercise the functions of his or her office, the Deputy Clerk or, in the absence of the Deputy Clerk, any other officer in the Service appointed by the Board may exercise all the functions, duties and powers of the Clerk.

Thus in compliance with the said Court decision, the County Assembly Service Board at a meeting held today Tuesday, 21st December, 2021, resolved to appoint Mr. Gavin R. Castro as the Acting Clerk of the County Assembly forthwith.

Hon. Members, It is so communicated.”

4. PAPERS LAID: -

The following papers were laid on the Table of the Assembly;

- I. THE 35TH REPORT OF THE SELECT COMMITTEE ON COUNTY FINANCE, BUDGET AND APPROPRIATIONS ON THE CONSIDERATION OF THE FIRST SUPPLEMENTARY BUDGET ESTIMATES FOR THE FY 2021/2022 FOR THE COUNTY GOVERNMENT, NAIROBI METROPOLITAN SERVICES AND THE COUNTY ASSEMBLY, laid on the Table of the Assembly on Tuesday, 21st December, 2021.**

(Hon. Robert Mbatia)

- II. THE 36TH REPORT OF THE SELECT COMMITTEE ON COUNTY FINANCE, BUDGET AND APPROPRIATIONS ON THE CONSIDERATION OF THE COUNTY ANNUAL DEVELOPMENT PLAN FOR THE FY 2022-23, laid on the Table of the Assembly on Tuesday, 21st December, 2021.**

(Hon. Robert Mbatia)

5. NOTICES OF MOTION – (CHAIRPERSON, SELECT COMMITTEE ON COUNTY FINANCE, BUDGET & APPROPRIATIONS)

- i. THE 35TH REPORT OF THE SELECT COMMITTEE ON COUNTY FINANCE, BUDGET AND APPROPRIATIONS ON THE CONSIDERATION OF THE FIRST SUPPLEMENTARY BUDGET ESTIMATES FOR THE FY 2021/2022 FOR THE COUNTY GOVERNMENT, NAIROBI METROPOLITAN SERVICES AND THE COUNTY ASSEMBLY, laid on the Table of the Assembly on Tuesday, 21st December, 2021.**
- ii. THE 36TH REPORT OF THE SELECT COMMITTEE ON COUNTY FINANCE, BUDGET AND APPROPRIATIONS ON THE CONSIDERATION OF THE COUNTY ANNUAL DEVELOPMENT PLAN FOR THE FY 2022-23, laid on the Table of the Assembly on Tuesday, 21st December, 2021.**

6. MOTION – ADOPTION OF REPORT

Motion made and Question proposed-

THAT, this Assembly adopts **THE 36TH REPORT OF THE SELECT COMMITTEE ON COUNTY FINANCE, BUDGET AND APPROPRIATIONS ON THE CONSIDERATION OF THE COUNTY ANNUAL DEVELOPMENT PLAN FOR THE FY 2022-23**, laid on the Table of the Assembly on Tuesday, 21st December, 2021.

Debated ensued;

Mover replied;

Question put and **Agreed to**

7. MOTION – ADOPTION OF REPORT

Motion made and Question proposed-

THAT, this Assembly adopts **THE 35TH REPORT OF THE SELECT COMMITTEE ON COUNTY FINANCE, BUDGET AND APPROPRIATIONS ON THE CONSIDERATION OF THE FIRST SUPPLEMENTARY BUDGET ESTIMATES FOR THE FY 2021/2022 FOR THE COUNTY GOVERNMENT, NAIROBI METROPOLITAN SERVICES AND THE COUNTY ASSEMBLY**, laid on the Table of the Assembly on Tuesday, 21st December, 2021.

Debated ensued;

Mover replied;

Question put **and Agreed to**

And the time being Forty three minutes past Ten O'clock, the Chairperson of Committees adjourned the Assembly without Question put pursuant to the Standing Orders.

ASSEMBLY ROSE - at Forty –three Minutes past ten O'clock.

MEMORANDUM

The Speaker will take the Chair on
Tuesday, 21st December, 2021 at 2:30 pm