



COUNTY GOVERNMENT OF NAIROBI CITY

THIRD ASSEMBLY – (FIRST SESSION)

NAIROBI CITY COUNTY ASSEMBLY

VOTES AND PROCEEDINGS

THURSDAY, NOVEMBER 10, 2022 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 Speaker having confirmed that there was Quorum called the Assembly to order.

3. PAPERS LAID: -

The following paper was laid on the Table of the Assembly;

- a) **THE 1ST REPORT OF THE SELECT COMMITTEE ON COUNTY FINANCE, BUDGET AND APPROPRIATIONS ON NAIROBI CITY COUNTY APPROPRIATIONS BILL, 2022.**

(Chairperson, Select Committee on County Finance, Budget & Appropriations)

4. NOTICES OF MOTION: - HON. CHEGE MWAURA, MCA

The following Notice of Motion was given;

THAT, pursuant to Article 37 and 119 of the Constitution of Kenya, this assembly resolves to petition the National Assembly individually and collectively as the County Assemblies Forum (CAF) vide annexed draft Petition for the National Assembly to intervene and ensure:

1. **THAT**, the County Wards Equitable Development Fund be incorporated in the proposed Constitutional Amendment Bill before the National Assembly by the Hon. Stephen Mule, MP and the Hon. Gichimu Githinji, MP alongside other proposed funds namely the National Government Constituencies Development Fund (NGCDF), National Government Affirmative Action Fund (NGAF), the Senate Oversight Fund and the Economic Stimulus and Empowerment Fund

either prior to the publication of the said Bill or before it is referred to the Senate in accordance with rules of procedure of Parliament.

2. THAT, the County Wards Equitable Development Fund be incorporated in the proposed Constitutional Amendment Bill before the National Assembly by the Hon. Stephen Mule, MP and the Hon. Gichimu Githinji, MP alongside other proposed funds namely the National Government Constituencies Development Fund (NGCDF), National Government Affirmative Action Fund (NGAF), the Senate Oversight Fund and the Economic Stimulus and Empowerment Fund either prior to the publication of the said Bill or before it is referred to the Senate in accordance with rules of procedure of Parliament; This Assembly resolved the proposed Constitutional Amendment Bill in amending Article 204 of the Constitution should provide for the following with respect to County Wards Equitable Development Fund:

- (a) That each County Government shall allocate funds comprising of a certain percentage of the respective total County's Annual Budget Estimates or as shall be advised by the Commission on Revenue Allocation (CRA) during the enactment of the County Allocation of Revenue Act to cater for County Wards Equitable Development Fund;
- (b) That all monies allocated to County Wards Equitable Development Fund shall be considered as funds allocated to Wards pursuant to Article 206 (2) (c) to be administered in accordance with the provisions of an Act of Parliament; and
- (c) That Parliament shall enact a legislation to provide for the administration of the County Wards Equitable Development Fund.

5. STATEMENTS PURSUANT TO STANDING ORDER 47(2)(c)

The following Members requested for Statement:-

- i. The Hon. Perpetua Mponjiwa, MCA requested for a statement from the Chairperson of the Select Committee on Implementation regarding the operationalization of the Nairobi City County Pop-up Markets and Street Vendors Act, 2021.
- ii. The Hon. Antony Kimemia, MCA requested for a statement from the Chairperson of the Sectoral Committee on Environment and Natural Resources regarding the County Government preparedness on climate action change.
- iii. The Hon. Stazo O'mungala requested for a statement from the Chairperson of the Sectoral Committee on Transport and Public Works regarding the allocation of pick up and drop off points of online taxis in the County.

**6. BILL – THE NAIROBI CITY COUNTY APPROPRIATION BILL, 2022
(ASSEMBLY BILL NO. 7 OF 2022)**

Order for Second Reading read;

Motion made and question proposed-

THAT, The Nairobi City County Appropriation Bill, 2022 (Assembly Bill No. 7 of 2022) be now read a Second Time.

(Chairperson, Select Committee on County Finance, Budget and Appropriations)

Debated ensued;

Mover replied;

Question put and Agreed to.

Bill read a Second Time and committed to the Committee on the Whole Assembly.

7. COMMITTEE OF THE WHOLE ASSEMBLY

Order for Committee of the Whole Assembly read;

IN THE COMMITTEE

(Deputy Speaker – Hon. Paul Kados in the Chair)

The Nairobi City County Appropriation Bill (Assembly Bill No. 7 of 2022)

Clause 2

Question that Clause 2 be part of the Bill proposed, put and agreed to;

Clause 3

Question that Clause 3 be part of the Bill proposed, put and agreed to;

Schedule

Motion made and Question proposed

THAT, the Schedule be part of the Bill

Motion made and Question proposed: -

THAT, the Schedule be amended:

a) *In Vote R5317 under the Service on General Administration Planning*

- and Support Services by deleting the supply of 1,144,711,401 and substituting thereof with the supply of 944,711,401.*
- b) In Vote No. R5317 by deleting the Total Supply of 1,548,355,966 and substituting thereof with the Total Supply of 1,348,355,966.*
 - c) In Vote R5320 under Service on Public Service Transformation by deleting the supply of 1,895,613,094 and substituting thereof with the supply of 1,495,613,094.*
 - d) In Vote No. R5320 by deleting the Total Supply of 2,757,487,898 and substituting thereof with the Total Supply of 2,357,487,898*
 - e) In Vote R5311 under the Service on General Administration Planning and Support Services by deleting the supply of 111,339,056 and substituting thereof with the supply of 121,339,056.*
 - f) In Vote No. R5311 by deleting the Total Supply of 111,339,056 and substituting thereof with the Total Supply of 121,339,056.*
 - g) In Vote No. R5312 under the Service on Disaster Management and Coordination by deleting the supply of 260,943,380 and substituting thereof with the supply of 360,943,380.*
 - h) In Vote No. R5312 under the Service on Management of Legal Affairs by deleting the supply of 170,860,917 and substituting thereof with the supply of 270,860,917.*
 - i) In Vote No. R5312 by deleting the Total Supply of 4,245,777,792 and substituting thereof with the Total Supply of 4,445,777,792.*
 - j) In Vote No. R5314 under the Service on Public Financial Management by deleting the supply of 1,038,752,316 and substituting thereof with the supply of 1,288,752,316.*
 - k) In Vote No. R5314 by deleting the Total Supply of 1,698,893,823 and substituting thereof with the Total Supply of 1,948,893,823.*
 - l) In Vote No. R5319 under the Service on Trade Development and Market Services by deleting the supply of 89,455,116 and substituting thereof with the supply of 109,455,116.*
 - m) In Vote No. R5319 by deleting the Total Supply of 342,030,975 and substituting thereof with the Total Supply of 362,030,975.*
 - n) In Vote R5323 under Service on Environmental Management and Protection by deleting the supply of 1,470,182,484 and substituting thereof with the supply of 1,570,182,484*
 - o) In Vote No. R5323 by deleting the Total Supply of 2,137,476,589 and substituting thereof with the Total Supply of 2,237,476,589.*
 - p) In Vote R5325 under Service General Administrative Services by deleting the supply of 52,778,256 and substituting thereof with the supply of 72,778,256*
 - q) In Vote No. R5325 by deleting the Total Supply of 52,778,256 and substituting thereof with the Total Supply of 72,778,256.*

Debated ensued;

Mover replied;

Question put and Agreed to.

Motion made and Question proposed

THAT, the Schedule as amended be Part of the Bill

Debated ensued;

Mover replied;

Question put and Agreed to.

Title:

Title be part of the Bill proposed, put and agreed to;

Clause 1:

Clause 1 be part of the Bill proposed, put and agreed to;

Bill to be reported without amendments.

8. ASSEMBLY RESUMED: -

The Nairobi City County Appropriation Bill, 2022 (Assembly Bill No.7 of 2022)

Bill reported with amendments

Motion made and Question proposed: -

THAT, the Assembly do agree with the Committee of the Whole Assembly in the said report.

(Chairperson, Select Committee on County Finance, Budget and Appropriations)

Question put and agreed to.

Motion made and question proposed-

THAT, The Nairobi City County Appropriation Bill, 2022 (Assembly Bill No.7 of 2022) be now read a Third Time.

(Chairperson, Select Committee on County Finance, Budget and Appropriations)

Debate ensued;

Question put and agreed to.

Bill read a Third Time and **passed**.

9. MOTION - ADJOURNMENT OF THE ASSEMBLY IN ACCORDANCE WITH THE CALENDAR

Motion made and question proposed-

THAT, pursuant to the provisions of Standing Orders 30(3) and 31 (3), this Assembly adjourns until Tuesday, 22nd November, 2022, in accordance with the Calendar of the County Assembly (Regular Sessions).

(Majority Leader)

Debate ensued;

There being no other business and the time being twenty Minutes to Five O'clock, the Hon. Speaker adjourned the Assembly without Question put pursuant to the Standing Orders.

10. ASSEMBLY ROSE - at Twenty Minutes to Five O'clock.

MEMORANDUM

The Speaker will take the Chair on
Tuesday, 22nd November 2022 at 9:30am

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