



COUNTY GOVERNMENT OF NAIROBI CITY

FIRST ASSEMBLY – FOURTH SESSION

NAIROBI CITY COUNTY ASSEMBLY

VOTES AND PROCEEDINGS

WEDNESDAY, FEBRUARY 10, 2016

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

QUORUM OF THE ASSEMBLY

There being no Quorum at the commencement of the sitting the Deputy Speaker ordered the bell to be rung for ten minutes.

There being no Quorum at the expiry of the ten minutes, the bell was rung for a further five minutes.

And there being a Quorum at the expiry of the five minutes, the Chairperson of Committees called the Assembly to order.

3. PAPERS LAID:-

The following Papers were laid;-

- a) THE REPORT OF THE SECTORAL COMMITTEE ON AGRICULTURE, ENVIRONMENT AND NATURAL RESOURCES REGARDING THE INQUIRY INTO THE ONGOING DESTRUCTION AND POLLUTION OF RUARAKA RIVER.
- b) THE REPORT OF THE SECTORAL COMMITTEE ON AGRICULTURE, ENVIRONMENT AND NATURAL RESOURCES REGARDING THE STATUS OF WASTE MANAGEMENT WITHIN NAIROBI CITY COUNTY.

(Hon. Samuel Kagiri, MCA)

4. NOTICE OF MOTION – *(Hon. Samuel Kagiri, MCA)*

THAT, this Assembly adopts **THE REPORT OF THE SECTORAL COMMITTEE ON AGRICULTURE, ENVIRONMENT AND NATURAL RESOURCES ON THE INQUIRY INTO THE ONGOING DESTRUCTION AND POLLUTION OF RUARAKA RIVER**, laid on the Table of the Assembly today Wednesday 10th February, 2016.

5. NOTICE OF MOTION – *(Hon. Samuel Kagiri, MCA)*

THAT, this Assembly adopts **THE REPORT OF THE SECTORAL COMMITTEE ON AGRICULTURE, ENVIRONMENT AND NATURAL RESOURCES ON THE STATUS OF WASTE MANAGEMENT WITHIN NAIROBI CITY COUNTY**, laid on the Table of the Assembly today Wednesday 10th February, 2016

6. NOTICE OF MOTION – *(Hon. Caroline Muga, MCA)*

THAT, aware that the United Nations Convention on the Rights of the Child (UNCRC), is the most complete statement of children's rights ever produced and is the most widely-ratified international human rights treaty in history, ratification which Kenya is party to; noting that the Convention has 54 articles that cover all aspects of a child's life and set out the civil, political, economic, social and cultural rights that all children everywhere are entitled to and also explains how adults and governments must work together to make sure all children enjoy all their rights; deeply concerned that ensuring child rights in Kenya is still a challenge, 26 years after ratification of the treaty, and efforts by the State to enforce these rights has not been sufficient as evidenced by rampant cases of abuse and neglect; Children Act, 2001 states that it is the duty of local authority, in this case the County Government, to safeguard and promote the right and welfare of children within its jurisdiction; recognizing that if County Governments do not supplement efforts to address Child Rights by National Government the implementation of the UNCRC charter will remain a mirage; Considering the huge mandate that the Nairobi City County has in respect to the Children, this Assembly urges that the Nairobi City County Executive Committee and Nairobi City County Public Service Board to move with speed and establish a full-fledged Children's Department to work hand in hand with National Government agencies in ensuring the protection of Child rights and related concerns within Nairobi City County.

7. STATEMENTS PURSUANT TO STANDING ORDER 41(2)(c)

Pursuant to Standing Order 41 (2) (c) the following Member requested for a statement:-

- i. Hon. Peter Warutere requested for a statement from the Chairperson of the Sectoral Committee on Justice and Legal Affairs regarding the total pending claims for legal fees and decretal amounts estimated established to be in excess of Kshs. 5 billion in Nairobi City County.

8. PROCEDURAL MOTION – ADOPTION OF THE ASSEMBLY CALENDAR FOR THE FOURTH SESSION**Motion made and Question proposed -**

THAT, pursuant to Standing Order 25(1), this Assembly approves the Calendar of the Assembly (Regular Sessions) for the Fourth Session of the Assembly, as contained in the Schedule attached to the Order Paper.

(Hon. Elias O. Okumu, MCA)

Debate arising;

Mover Replied;

Question put and agreed to.

9. PROCEDURAL MOTION – LIMITATION OF DEBATE ON A MOTION**Motion made and Question proposed-**

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.

(Hon. Elias O. Okumu, MCA)

Debate arising;

Mover Replied;

Question put and agreed to.

**10. PROCEDURAL MOTION – LIMITATION OF DEBATE ON BILLS
SPONSORED BY PARTIES OR COMMITTEES**

Motion made and Question proposed -

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.

(Hon. Elias O. Okumu, MCA)

Debate arising;

Mover Replied;

Question put and agreed to.

**11. PROCEDURAL MOTION – LIMITATION OF DEBATE ON
INDIVIDUAL MEMBERS' BILLS**

Motion made and Question proposed-

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.

(Hon. Elias O. Okumu, MCA)

Debate arising;

Mover Replied;

Question put and agreed to.

12. PROCEDURAL MOTION – LIMITATION OF DEBATE ON A REPORT OF A COMMITTEE**Motion made and Question proposed-**

THAT, notwithstanding the provisions of Standing Order 94(4), this Assembly orders that, each speech in a debate on a **Report of a Committee**, a Sessional Paper or any other Report submitted to the Assembly, be limited as follows: - A maximum of sixty (60) minutes for the Mover in moving and thirty (30) minutes in replying, 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 (15) minutes each; and that priority be accorded to the Leader of the Majority Party and the Leader of the Minority Party, in that Order.

(Hon. Elias O. Okumu, MCA)

Debate arising,

Mover Replied,

Question put and agreed to.

13. PROCEDURAL MOTION – LIMITATION OF DEBATE ON ADJOURNMENT**Motion made and Question Proposed-**

THAT, notwithstanding the provisions of Standing Order 94(4), this Assembly orders that, the debate on any Motion for the **Adjournment** of the Assembly to a day other than the next normal Sitting Day in accordance with the Calendar of the Assembly, be limited to a maximum of three (3) hours with not more than five (5) minutes for each Member speaking, except the Leader of the Majority Party and the Leader of the Minority Party, who shall be limited to a maximum of ten (10) minutes each; and that priority be accorded to the Leader of the Majority Party and the Leader of the Minority Party, in that order. Provided that, when the period of Recess proposed by any such motion does not exceed ten (10) days, the debate shall be limited to a maximum of thirty minutes (30), and shall be strictly confined to the question of the adjournment.

(Hon. Elias O. Okumu, MCA)

Debate arising;

Mover Replied;

Question put and agreed to.

And the time being thirty four minutes past Three O'clock, the Deputy Speaker adjourned the Assembly without Question put pursuant to Standing Orders.

14. ASSEMBLY ROSE - thirty four minutes past three O'clock.

MEMORANDUM

The Speaker will take the Chair on
Thursday, February 11, 2016 at 2.30p.m

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