



COUNTY GOVERNMENT OF NAIROBI CITY

NAIROBI CITY COUNTY ASSEMBLY

PROGRAMME OF ASSEMBLY BUSINESS

WEEK COMMENCING;

TUESDAY, 22ND SEPTEMBER, 2020



*** 2ND ASSEMBLY * 4TH SESSION**

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COUNTY GOVERNMENT OF NAIROBI CITY
COUNTY ASSEMBLY SECOND ASSEMBLY
(FOURTH SESSION)

PROGRAMME OF ASSEMBLY BUSINESS FOR THE WEEK COMMENCING
TUESDAY, 22ND SEPTEMBER, 2020

TUESDAY: Communication from the Chair, Petitions, Papers
22/09/2020 Laid, Notices of Motions, Messages and Statements.

Tuesday, 22nd September, 2020 at 2.30 p.m.

A. MOTION – HON. SILAS MATARA ONGWAE, MCA

Subject: Management and sharing Revenue from the Nairobi National Park

THAT, aware that under the Article 186 (1) of the Constitution of Kenya, and Fourth Schedule, the functions and powers of County Government, among others, covers Cultural activities, public entertainment and public amenities, including county parks and recreation facilities; **further aware** that paragraph 7 of the Fourth Schedule provides for the function County Government which include regulation of local tourism; **acknowledging** that the Nairobi National Park has attracted tourists both locally and internationally because of its strategic place and richness in various species of wildlife; **concerned** that despite the park being located in the County, the management and operations of the park are under the National Government which is against the spirit of the Fourth Schedule to the Constitution; **further concerned** that the County does not share any revenue from the Park; **noting** that the Intergovernmental Relations Act, 2012 provides for the establishment the National and County Government Co-coordinating Summit which provide forum for consultation and co-operation between the two levels of governments, this Assembly urges the County Executive to engage the National Government with the view to jointly managing the operations of the Nairobi National Park and sharing of revenue from the Park between the National Government and the County Government.

Thursday, 24th September, 2020 at 2.30 p.m.

A. *MOTION – CHAIRPERSON, SELECT COMMITTEE ON SELECTION

Subject: Approval of Members to Committees

B. *MOTION – HON. ESTHER WAITHERA CHEGE, MCA

Subject: Development of Air Quality Policy and Legislation

THAT, aware that Article 42 of the Constitution 2010 provides that every person has the right to a clean and healthy environment including the right to have the environment protected for the benefit of present and future generations through legislative and other measures; **further aware** that Section 5 of the Nairobi City County Solid Waste Management Act, 2015 provides that every person within the County is entitled to a clean and healthy



environment and has a duty to safeguard and enhance the quality of the environment; **cognizant** that the functions of control of air pollution are vested on county governments pursuant to Paragraph 3 of Part Two of the Fourth Schedule to the Constitution; **concerned** that air pollution is a perennial concern across the globe especially because it has the greatest environmental risk to health of vulnerable populations as shown by the studies, which have pointed out that air pollution has a negative effect on a child's neurodevelopment and is linked to some behavioral disorders such as autism and attention deficit hyperactivity disorder; **further concerned** that according to *Kenya National Bureau of Statistics* in 2014, the leading causes of morbidity and mortality among children in the County are respiratory diseases; **noting** that the *World Health Organization (WHO)* estimates shows that 90 percent of people worldwide breathe air containing high levels of pollutants where many people are exposed to fine particles in polluted air that penetrates human body system, causing respiratory and cardiovascular diseases; **acknowledging** that the County Government developed a 2019-2023 Air Quality Action Plan with the objective of building capacity to develop, implement and enforce improved policy and regulatory frameworks for air quality management in the County; this Assembly urges the County Executive in conjunction with the Nairobi Metropolitan Services to urgently develop the Air Quality Policy and Legislation to provide for mechanisms for improving air quality in the County and submit the same to the County Assembly for approval.

Tuesday, 29th September, 2020 at 9.30 a.m.

A. MOTION BY HON. KABIRU MBUGUA, MCA

Subject: Establishment of an unemployment insurance fund

THAT, Article 6 of the Constitution 2010 provides for the two level of governments, at the national and county levels which are distinct and inter-dependent and required to conduct their mutual relations on the basis of consultation and cooperation; **further aware** that Article 41 of the Constitution provides for the right to fair labour practices including forming, joining or participating in the activities and programmes of a trade union; **acquainted** that recent months have witnessed increased cases of job losses not only in Kenya but globally with an estimation of over one million jobs lost by June across all Sectors in Kenya due to the corona virus pandemic; **concerned** that a majority of people in Nairobi had high hopes and ambitions in the beginning of the year, however, poor macroeconomic performance, a lack of labor market opportunities, and the current pandemic has resulted in reduced revenues, loss of business opportunities, loss of markets for goods and services, shortage of raw materials and restructuring due to the tough economic times; **noting** that high expectations, disappointing employment and life prospects have fueled frustration and desperation among many people who have turned to criminal behavior, violence, substance abuse, commercial sex work and even suicide; **acknowledging** that the National Government has developed several economic stimulus programme and measures to cushion the economy from the impact of the Covid-19 pandemic, this Assembly urges the County Executive to develop a policy to establish an unemployment insurance fund to which employers and employees contribute; and from which employees who become unemployed or their beneficiaries, as the case may be, are entitled to benefit in order to alleviate the harmful economic and social effects of unemployment.

Tuesday, 29th September, 2020 at 2.30 p.m.



A) COMMITTEE OF THE WHOLE ASSEMBLY

Subject: Consideration of the Governor's Memorandum on the Tobacco Control Bill, 2019.

The Nairobi City County Tobacco Control Bill, 2019 (Governor's Memorandum).

(Committee of the Whole Assembly)

(Chairperson, Health Services Committee)

B) MOTION BY HON. GRACE NANCY MUTHAMI, MCA

Subjects: Mechanisms for affordable fertility care services

THAT, aware that under the Article 43(1) of Constitution 2010 provides for the right of every person to the highest attainable standard of health including the right to health care services, including reproductive health care; further aware that Part Two of the Fourth Schedule to the Constitution provides for the function of the County Governments which include provision of County health services and promotion of primary health care; acquainted that infertility is one of the key components of Reproductive Health, yet it remains an entirely neglected problem in Kenya whose main priority is to reduce the growing population size through Government and donor funded reproductive health programmes in support of contraception and population control, it is not surprising that Kenya has no provision for public fertility care; concerned that there are devastating consequences of infertility where childless couples face the most severe negative psychosocial consequences and childless women are frequently stigmatized, isolated, ostracized, disinherited and neglected by the entire family and even the local community, which amplifies the guilt and shame felt by the infertile individual resulting in polygamy and severe physical and psychological violence mitigated towards the woman, hence driving some infertile women to suicide; further concerned that most couples in Kenya who are struggling with unintended childlessness cannot afford in-vitro fertilization due to the high cost of Assisted Reproductive Technology services; noting that an affordable cost of Assisted Reproductive Technology would allow couples to seek fertility care early before age related ovarian factors affect favourable outcomes thus reducing the consequences accompanying childlessness among couples in the County, this Assembly urges the County Executive in conjunction with the National Government and other stakeholders to develop mechanisms to provide for affordable fertility care by integrating Assisted Reproductive Technology into the public Sector to give the much needed hope to the now hopeless couples struggling with involuntary childlessness.

NAIROBI CITY COUNTY ASSEMBLY

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