

COUNTY GOVERNMENT OF NAIROBI CITY



SECOND ASSEMBLY

THE NAIROBI CITY COUNTY ASSEMBLY (FOURTH SESSION)

COMMUNICATION FROM THE CHAIR

No. 5 of 2020

BRIBERY ALLEGATIONS

Honorable Members, I have the following Communication to convey -

Hon. Members you will vividly recall that on 9th January, 2020 during a Special Sitting, I conveyed a communication on allegations, that officers from the Planning Department who were on suspension had raised money to bribe a section of Members including the Office of the Speaker in order to influence their return in the office. The allegations were being peddled by one Hon. Anthony Kiragu.

Hon. Members, I directed that any Member with such information should direct it to the relevant state agencies, in particular the DCI and the EACC.

Hon. Members it has come to the notice of the Speaker that the Member for Waithaka Ward has not informed either the office of the Director of Criminal Investigations or Ethics and Anti-Corruption Commission on the allegations of bribery as directed.

Hon. Members, Standing Order 96 (1) provides for a Member to be responsible for the accuracy of any facts, which the Member alleges to be true and is to substantiate them.

Hon. Members, Article 35 of the Constitution, 2010 provides that every citizen has the right of access to information held by another person and requested for the exercise or protection of any right or fundamental freedom.

In addition, Hon. Members, Section 29 of the Leadership and Integrity Act, 2012 provides that a State officer shall not knowingly give false or misleading information to any person. Furthermore, Section 30 of the Act states that a State officer shall not falsify any records or misrepresent information to the public.

Hon. Members, with the foregoing, Hon. Anthony Karanja Kiragu, MCA, Member for Waithaka Ward has repeatedly engaged in diffusing false information on allegation of bribery especially from the Office of the Speaker.

Hon. Members, Standing Order 113 (1) and (e) and (h) provides that a Member's conduct is grossly disorderly if the Member concerned persists in making serious allegations without, in the opinion of the Speaker, adequate substantiations and deliberately gives false information to the County Assembly.

Accordingly, Hon. Members, I therefore, direct the Select Committee on Powers and Privileges to move with speed and inquire into the said allegations of bribery by Hon. Anthony Karanja Kiragu, MCA and report to the Assembly tomorrow Wednesday, 11th March, 2020. The report should include matters already before the said Committee regarding the Members conduct of threatening the Majority Whip. In the event that the Committee will not table its report as directed, I will give further directions on this matter.

It is so directed.

I thank you.



**THE HON. BEATRICE ELACHI, CBS
SPEAKER OF THE NAIROBI CITY COUNTY ASSEMBLY**

Tuesday, 10th March, 2020