



REPUBLIC OF KENYA

NAIROBI CITY COUNTY ASSEMBLY

OFFICIAL REPORT

First County Assembly – First Session

Tuesday, 10th September, 2013

The House met at 2.30 p.m

(Mr. Speaker in the Chair)

PRAYERS

NOTICES OF MOTION

NOTICE- MOTION ON IMPEACHMENT OF THE GOVERNOR

Hon. Member for Kahawa West Ward (Mr. Patrick Chege Ngaruiya): Thank you, Mr. Speaker. I want to give notice of the following motion; I beg to give notice of the following motion pursuant to Standing Order number 60(1); **AWARE** that the constitution of Kenya Article 9(b) enshrines the principles of National Values and Governance among others human dignity, equity, social justice, inclusiveness, equality, human rights, non discrimination and protection of the marginalized; **CONCERNED** that on Friday 6th September 2013, the Governor of Nairobi City County was shown on TV assaulting the Honorable Rachael Shebesh (*applause*) County Women Representative, Nairobi County outside his office thereby constituting a gross violation of article 9(b) and chapter 6 of the constitution; this assembly resolves that pursuant to standing order 60 (10); the assembly has no confidence with the Nairobi County Governor and resolves that he vacates office forthwith. (*Applause*)

Hon. Speaker (Mr. Alex Ole Magelo): Hon. Members, pursuant to the motion by Hon. Chege Ngaruiya, **AWARE** that the Constitution of Kenya Article 9(b) enshrines the principles of National Values and Governance among others human dignity, equity, social justice, inclusiveness, equality, human rights, non discrimination and protection of the marginalized; **CONCERNED** that on Friday 6th September 2013, the Governor of Nairobi City County was shown on TV assaulting the Honorable Rachael Shebesh (*applause*) County Women Representative, Nairobi County outside his office thereby constituting a gross

violation of article 9(b) and chapter 6 of the constitution; this assembly resolves that pursuant to standing order 60 (10); the assembly has no confidence with the Nairobi County Governor and resolves that he vacates office forthwith.

Hon. Members, these are the grounds for removal of the Governor as provided for under Article 181 of the Constitution. The procedures are in section 33(1) of the County Government Act. A Member of the County Assembly may give notice to the Speaker supported by at least a third of all Members, to move a motion for the removal of the Governor under Article 18 of the Constitution. Hon. Members, Standing Order number 60, the copy of the motion is delivered to the Clerk stating the grounds in particular upon which the proposed proposals is made. Motion is therefore signed by the Member who affirms that the allegations contained in the motion are true and the same verified by each of the Members constituting at least a third of all the Members who shall sign a form provided by the Clerk for that purpose.

The Clerk shall submit the proposed motion to the Speaker for approval, once approved by the Speaker, a notice of seven days shall be given calling for the impeachment of the Governor; further upon expiry of seven days after notice is given, the motion shall be placed on the order paper and shall be disposed of within three days. Motion shall be passed by two thirds of all Members and once passed the Speaker shall inform the Speaker of the Senate of that resolution within two days and the procedure under section 2 (2-10) applies.

Hon. Members, the grounds and the motion have been approved by the Speaker. *(Applause)* It shall now follow the laid down procedures which include the House Business Committee, for it to come back to the House for the final approval by the Members, that is according to the laid down procedures. Hon. Members, I want to once again thank you, because the due process has been followed and due process of the law has been followed therefore I expect the Members to do what is next for them to do. Yes Hon. Member?

Hon. Member for Dandora Area III Ward (Mr. Charles Thuo): I rise on Standing Order number 40. Mr. Speaker, this issue at hand; the seven days should be reduced to one day, Mr. Speaker. Thank you.

Hon. Speaker: Hon. Member.

Hon. Member for Kabiro Ward (Mr. Clarence Munga): Thank you, Mr. Speaker. *(Loud consultations)* Can you protect me, Mr. Speaker sir? Can you protect me?

Hon. Speaker: Order Members!

Hon. Clarence Munga: Can you protect me, Mr. Speaker? Protect me, Mr. Speaker sir. *(Loud consultations)*

Hon. Speaker: Order Members! Order! Hon. Members, when you wake up on a point of order, please refer us to what you are going to do. *(Applause)*

Hon. Clarence Munga: Thank you, Mr. Speaker. I would like to talk about what they are saying- (*Loud consultations*). But you are the people who have just spoken now. I am just responding to what you have spoken. Mr. Speaker- (*Loud consultations*) Mr. Speaker, we have confidence in Dr. Evans Kidero. I think that is upon you! (*Loud consultations*) That is upon you! I think that you could have waited for all our Members to come then you deliberate on it. Our Members are not here, so we are saying- (*Loud consultations*), Mr. Speaker, can you protect me? (*Loud consultations*) I am in order my friend, what brought Rachael Shebesh into the Governor's-

Hon. Speaker: Order Members! Order! Please, please, I want us to deliberate this in a very sober manner. Now, Hon. Members, as far as the motion is concerned, a member who has obtained the approval of the Speaker to move a motion under paragraph 3 shall give seven days notice calling for the impeachment of the Governor. Again I read, upon the expiry of the seven days after the notice is given the motion shall be placed on the order paper and shall be disposed of within three days.

I think, Hon. Members, we all know what you people want. You have placed it here before the House and I think the best is to go by the Standing Orders, that we have got seven days to sit with the motion, and that is my ruling (*Loud consultations*) Order! Hon. Members! Hon. Member.

MOTION

MOTION ON ADJOURNMENT ON A MATTER OF COUNTY IMPORTANCE

Hon. Member for Karura Ward (Mr. Stephen Kamau Thuo): Thank you, Mr. Speaker. I am also standing, Mr. Speaker, to give a motion of adjournment. This is pursuant to Standing Order number 30(1); following the assault, on Friday 6th September 2013, of Nairobi County Assembly Members in the City Hall precincts and the conduct of the Governor on the material day where the Nairobi County Women Representative Hon. Rachael Shebesh, Member of Parliament was assaulted; this Assembly resolves to adjourn to discuss the matter that has painted the Nairobi County Government in bad light.

Hon. Speaker: Hon. Members, I once again thank you for your cool. Adjournment of a definite matter of urgent County importance; Hon. Members, the Speaker is satisfied in terms of paragraph 2 and notes that 20 other Members rise in their place to support. The Speaker, shall nominate a time for such a motion to be moved, I therefore urge you Members to move and discuss Hon. Members. (*Applause*)

Hon. Kamau Thuo: Mr. Speaker, thank you, I would like to move this motion of adjournment so that we can discuss a matter of County importance, Mr. Speaker to start with, the office of the Governor of Nairobi is a representative of the face of Nairobi and we all know and we have heard; we have read from the newspapers; we have watched television of what transpired on Friday. What should not be lost is that the Hon. Members of this House plus a woman representative of Nairobi did approach the office of the Governor, to raise the issue of County Workers; the welfare of County workers, you know this fracas, Mr. Speaker-

Hon. Speaker: Hon. Member, I agree on what you are doing, but since you have moved, it is up to you to give the facts before you debate.

Hon. Kamau Thuo: Thank you Mr. Speaker. You all agree that we have to build on our case. It is on national television; we can be able to adduce the evidence. It is all over the nation; the national TV, the social media, newspapers; all these things are provided there and this is public knowledge. Everyone knows, Mr. Speaker, so what I was saying is that what should not be lost, is that the workers of this County have been on strike (*Applause*) Mr. Speaker, is it in order for this Member to stand up when I am still on the floor?

Hon. Speaker: Order!

Hon. Kamau Thuo: The saboteurs! Mr. Speaker (*Loud consultations*), what I was pointing out and the fact should not be lost, Mr. Speaker, is the welfare of the workers of Nairobi County as a whole. They have been on strike on a just cause- (*The Hon. Chege, Member for Ngara Ward enters the House wearing a helmet as his supporters shout 'chairman' and applause*) -we all know of the Collective Bargaining Agreement (C.B.A), that the Governor is refusing to implement. All the other Counties have approved this (*Applause*) and also the residents of Nairobi County should also see that- (*Members of the majority divide present leave one after the other starting with Clarence Munga*) shame! (*Loud consultations*) Mr. Speaker if I may continue, that was just one fact, as we speak now-

Hon. Speaker: Order! Hon. Members, there was a Member who was not properly dressed, but he is now properly dressed. (*Laughter and applause*)

Hon. Kamau Thuo: Mr. Speaker, I want now to believe that I will not be interrupted further so that we can dispense with this matter. I have just noted that the welfare of the workers is very important and we have to guard that. Another thing as far as the welfare of workers as well as the residents of Nairobi is concerned, is that, as we speak, Mr. Speaker, the Pumwani Maternity Hospital is coming to a halt. Our women; where will they go?

Just because of a single person, Mr. Speaker, as we speak, the City Mortuary is not active. We must also appreciate that on the material day, the rights of the Members of this House, were violated. Mark Ndung'u, Janet Wala; she is not in the House, Hashim, who is one of us, we also have Kanyi Mugo who is not with us, Mr. Speaker and also Mumo Matemo, our sister who is seated here, these Members of this House were assaulted on that day. That should be a thing of importance that Members of this House can be assaulted within the precincts of this House.

Our security as Members, is it guaranteed? And those people who did that, were hired goons and the chief goon, Mr. Speaker, the chief goon himself did slap an Hon. Member of the National Assembly! With those very few remarks, Mr. Speaker, I want to invite the Hon. Member for Roysambu, Mr. Warutere to come and second this motion. Mr. Warutere.

Hon. Member for Roysambu Ward (Mr. Peter Warutere): Thank you Mr. Speaker, I am saddened by the events of the day when one side of the House decides to walk out of this House. It is indeed a great shame because to them this matter does not look as grave as it appears. I rise here to second the motion to discuss and debate the behavior of a rogue Governor. The institution or the office of

the Governor is an office that is enshrined in this Constitution; an office that has virtues and the occupant of this particular office- (*Honorable Janet Wala enters the Assembly limping, with a bandaged Knee. Members accord her a standing ovation*) Let's appreciate one of the Hon. Members who was beaten on that day and this is a live case to show what that office is standing for this days. We are here to discuss this very important office that is in the habit of beating and maiming the Members of this House. That is why I am saying that it is indeed a sad day, when you see a Hon. Member being clobbered and maimed by an institution that is supposed to represent the very values that verge on guarding the principles and rights of human beings. Let us all agree-

Hon. Speaker: Order Member! You have already seconded.

Hon. Peter Warutere: Mr. Speaker, allow me because I might not have another opportunity.

Hon. Speaker: I will open the debate now.

Hon. Peter Warutere: Thank you, I think it is for this reason that even the Members from the fourth estate can see and this should go out there so that Nairobianians can really know what type of a rogue Governor is ruling this city. I think with that I support this motion and ladies and gentlemen rise up to this occasion; let's discuss this matter with a lot of sobriety so that Nairobianians can really know what type of a man this office is holding. Thank you very much.

Hon. Speaker: Hon. Members, I now propose the question pursuant to Standing Order number 30(1); following the assault, on Friday 6th September 2013, of Nairobi County Assembly Members in the City Hall precincts and the conduct of the Governor on the material day where the Nairobi County Women Representative Hon. Rachael Shebesh M.P. was assaulted, this Assembly resolves to adjourn to discuss the matter that has painted the Nairobi County Government in bad light.

Hon. Members. No! No! Not you. It is time for debate. The debate is now open.

Hon. Member: Thank you, Mr. Speaker-

Hon. Speaker: You propose the question when you are through with the secondment.

Hon. Member for Dandora Area III Ward (Mr. Charles Thuo): Thank you, Mr. Speaker sir. I recognize and appreciate your ability to lead this House with a lot of expertise. Indeed this is a sad day for Kenya, for Nairobi and for the whole world, Mr. Speaker. If a lady who stood to be elected, who got more than half a million votes can get assaulted on national television, then, it is a sad day for the women of this country. It is indeed a sad day. I represent the people of Dandora and I can imagine a woman from Gitaru Maringo slum in Dandora, the kind of handling she will get from the Governor, Mr. Speaker sir.

If the Governor does not respect a Member of Parliament, I am worried for that woman who sells 'nyanyas' and 'warus' in my Ward. (*Applause*) I am indeed very worried, Mr. Speaker sir, about the poor citizens of this County because most of us have been voted for by these poor people. Most of us have

come from those roots, Mr. Speaker sir, we have not had the privilege of driving those big Mercedes Benzes or having an entourage of goons following us.

I want to bring to your attention an incidence that happened in this County about two months ago when a Hon. Member, who is one of those who have walked out, was assaulted by Members of staff from the City Council Askaris of this County and that was a relatively senior Member of this Assembly. He is my vice chairman in the Public Investments Committee, Mr. Clarence Munga. He was assaulted, his limbs were broken, he was hospitalized and he could not attend this Assembly. The Governor together with members of the executive stood with those goons who attacked a Hon. Member of this House and ensured that (*Applause*) they were not brought to book and up to this day, you can bear me witness that the people who assaulted a Hon. Member are still out there waiting to pounce on another Hon. Member or an innocent mwananchi.

Now they have gone to another level; the Governor of this County initially would allow members of his staff to attack people, now he is doing it himself. He has decided not to outsource violence. It is very sad and I think it is time, Members of this House, if indeed there is any honour in this House, if indeed we deserve that name 'honourable members', then we should rise up and decide that it is time that Nairobi got the leadership it deserves.

We cannot have goons and criminals, people who cannot stay in the estates because wananchi will call the police. They are the people who now stay outside the Governor's office every day, most of those people, most of those goons who stay outside the Governor's office, I am telling you if they set foot in their estates in daylight, they will be arrested or killed by mob justice because they are thieves, they are criminals and rapists and it is not by coincidence that they only attacked women Members of this House.

The Governor was caught on national television slapping a Hon. Member of the National Assembly and his goons, after the scuffle was over, more than ten minutes after the scuffle was over; look at what they did to this beautiful lady, a Hon. Member of this House. She had to scream and wail and they even robbed her. It is a shame in the African culture because we are Africans. But the problem we are having here is that we have a Governor, Mr. Speaker, let me tell you, research has proven that men who are sexually starved are the ones who attack women. That is scientific research (*Applause*) and it is going to be very bad if the sexual starvation of the Governor is going to make him attack our leaders. We cannot allow that. He must sort his issues domestically with his wife at home and he must leave our leaders in peace.

We will not allow people who have been voted for; people who represent the electorates' interest here, people who represent the interests of hundreds of wananchi, to be intimidated from getting to the County Assembly because they are afraid that some goons who pretend to have degrees are going to attack them without reason. I stand here to support this motion.

I believe Mr. Speaker sir that this motion should set ground that we should actually move ahead and impeach this Governor. He must leave this County and if he wants to assault people, he must do so in his private residence. We cannot pay this Governor a salary; we cannot give him bodyguards and then he uses public premises because that office is not his, he uses public office, we pay him money, we pay for his

gym, and when he goes to the gym Mr. Speaker sir, he is preparing to come and assault our Members (*Applause*) He must leave that office and on that note, Mr. Speaker sir, I beg to support this motion. Thank you, Mr. Speaker sir.

Hon. Member for Kariokor Ward (Ms Millicent Mugadi): Thank you, Mr. Speaker and Hon. Members, I stand here to support this motion. What I want to say is that as a woman, I am very sad to see us women being physically abused in the premises where we have been elected to work. The assault on our Hon. Shebesh is a disgrace to womanhood. We as elected Members are supposed to set an example to other people outside there. We have young kids who are growing up and they see us as role models. Our Governor has so many youths out there who see him as a role model, but what he did is unacceptable. The rate of violence against women is skyrocketing at a very high rate and what he did has clearly proven to people out there that it is okay to beat women, and as for me as I stand here I want to say I do not support violence against women regardless of their gender, party affiliation and tribe. It is our constitutional right, Mr. Speaker, to go out there and work with people.

Our Hon. Shebesh was send by the City County workers. She did not just wake up in the morning and decide to storm the office of the Governor, Mr. Speaker. For your information, the Governor had already told Hon. Shebesh to wait, for he was going to see her in his office and the Hon. Shebesh waited for a whole hour and that is when he came and slapped her. I am disappointed. I believe that it is not fair and I demand that the Governor offers an apology to all the women of Kenya.

It is like someone slapping your daughter; it is like someone slapping your mother. (*Applause*) We as new 'waheshimiwas' in the political field, we are even scared. We don't know even what to do anymore. We don't know whether we will also be attacked when we will start raising issues of our people who elected us from the grassroots. Will we be attacked, yet it is our constitutional right to raise issues?

Another thing Mr. Speaker, I call on this House to ensure that we are given security as you noticed within the corridors of the Governor's office, there are muscled up men, I call them bouncers. I have seen them working as bouncers in clubs. They are positioned around the Governor's corridors. We don't even know what they are doing there. Mr. Speaker, this House should ensure that if you are not employed by the Nairobi County and you don't have an appointment in any office of this County, you should not be walking and idling around the corridors as if you are employed just to look for someone to hurt. If the Governor needs security, we have City Inspectorate askaris who I believe have been trained enough to work as security. We don't need bouncers who work in clubs at night to come and work as security at the County.

That's why they fell on Janet. Another thing, Mr. Speaker, is that I am very disappointed. If you don't know Janet was physically abused; sexually abused by those people; they were beating her and I am sorry to say that I will say this in Kiswahili. They were beating her 'na wakimwambia, nenda ukatombwe'. That is what they were saying. People that are working with the Governor have no respect for women (*Loud expression of disgust*) I am so disappointed.

I am hurt by that and the Governor should apologize. I don't think anybody is talking about the Members of the County Assembly who were assaulted. We have Janet, Hashim and other Hon. Members;

they are like seven of them. The media has tried to highlight our plight as much as possible, but it is through the intervention of this House that we as Hon. Members would be respected Mr. Speaker.

I am even scared to wear a fitting dress. Like today, the way I am dressed is because I don't know if I am going to meet with those bouncers and they are going to start saying my butt is big, my legs are sexy and they start sexually abusing me because they feel they have the protection from the Governor, Mr. Speaker. Thank you. *(Applause)*

Hon. Speaker: Hon. Members! Order Members! Hon. Members, what I think, in reference to Standing Order number 84, I want to ask you as you are aware for those who came late, there is a motion to impeach the Governor. What I think you should do today is to confine yourselves to the motion that was just brought in on adjournment, reference to standing order number 83 and 84. I would also like Hon. Members, I know it is painful, to really not use unparliamentary language so that we can understand each other. We do understand the Speaker is a father and grandfather as well, *(Applause)* So, I want to ask you to confine yourselves to the adjournment motion because the big thing is coming in, in another seven days. Thank you, Hon. Members, Hon. Fred Kambi.

Hon. Member for Dandora Area II Ward (Mr. Stephen Kambi): Thank you, Mr. Speaker sir. I stand to second the motion that is before the House on the grounds that I Stephen Muragi Kambi, the people's servant for Dandora ward, bearing in mind that I have been raised by a single parent, I know the value of a woman in the homestead, in a society and in a nation. I am against what took place on Friday the 6th and more so, I am against what has been happening and the tradition that is being set by the executive towards the legislature *(Applause)*.

It can't be that people who are not even staff members of this County; just because they have protection from a politician who is an executive member of this County whom we did respect until he disrespected himself, can abuse Hon. Members who have been elected to represent and present the issues of the electorates and Nairobianians at large. He is not the only politician even though he is the only politician in the executive wing, we as the legislators, and we demand Mr. Speaker, that you should think ahead of the legislators of this Assembly; you lead by example and you should condemn what was done by the executive and you should condemn not just with words but with beats.

We want you to stand with us and show that Mr. Speaker sir, under your leadership, we want to feel safe because Mr. Speaker sir, your House can't be invaded time and time again without your doing anything because of political differences and political interferences or intimidations. It comes a time when a man says enough is enough and Mr. Speaker sir as a grandfather, as you have just said and as a father, kindly we being the servants of Nairobianians at large, we ask you to protect and ensure that our security is strengthened and is looked at in this honorable House. It can't be that Hon. Members will be disrespected in the precincts of the County and hence we want to commence with business as usual. So, first of all I challenge your office, Mr. Speaker sir, as the head of this Assembly, you should lead by example, I support this motion with totality. Thank you sir.

Hon. Speaker: My friend, Hon. Gichohi

Hon. Member for Kayole North Ward (Mr. Peter Gichohi): Mr. Speaker sir, thank you very much for giving me this chance on this sad day for this County. Much has been said about what happened on Friday and I would like this House to declare the most dangerous corridor as the corridor just next to the Governor's office. Personally, I am very wary when I am walking there because of those events. For the people of Nairobi; I think that this is a very sad day and just like 'wahenga walisema'- am I allowed to use Kiswahili? 'Hayawi, hayawi mwishowe huwa'; it is now very clear that we elected the Governor of millionaires and left the Governor of millions in the cold. *(Applause)* Never the less, I would like to bring to your attention that what the Governor chose to do on Friday will have consequences. So, I fully support this motion and I wish that we can speed up the motion and vote to impeach the Governor. Thank you, Mr. Speaker.

Hon. Speaker: Hon. Chege.

Hon. Member for Ngara Ward (Mr. James Chege): Thank you, Mr. Speaker. Mr. Speaker, when I came in, I used the other side of the corridor, you are aware that this are dangerous times and security is important. This is a dangerous place to work in and that is why I came with that helmet, Mr. Speaker. *(Applause)* And in future we will be even contributing to motions and airing our issues with our guards on, *(Demonstrates how)*

Mr. Speaker, I support the motion by saying that it is very unfortunate for such things to happen in the precincts of the seat of the County Governor of Nairobi; again Mr. Speaker, I want also express my outmost disgust that some Members of the other side have chosen to make it a party issue while it is not. It is on that basis that I want to salute the Members who are here from the other side of the political divide because it is not a Jubilee or a CORD issue, it is an issue that is of full interest to Nairobi and people should debate it soberly and come to a logical conclusion.

Mr. Speaker, I think I also agree that a censure motion is a must, so that we can also be able to set a precedence for the Governor's of Nairobi County and the Country at large, the standards we expect of a person who has the title of an Excellency. Mr. Speaker, the reputation is built over time and I know you have a huge reputation; some of us are young and are trying to build a reputation. The sad thing and like we have said in our statement is that the Hon. or dishonorable Governor should have taken the cue and tendered his resignation.

Finally, I want to say that we should maintain the main thing to remain the main thing, Mr. Speaker. The main thing has been the strike of workers. That is what made the Members to go and be tear gassed; that is what caused the mishap at City Hall and even today after we went to pay a courtesy call to the OCPD with the Minority Leader and all these other Members you see here, Mr. Speaker, we had a position which we gave out very clearly to the OCPD. We even directed our concerns to the County Commissioner and it is a shame that people who are agitating for their rights which are enshrined in the Constitution can be tear gassed. The fact that they are not entitled to an audience is a shame; it is an embarrassment being the City that holds the capital of this Country. So, Mr. Speaker with those few remarks, I beg to support.

Hon. Speaker: The Hon. Ogeto *(Applause)*

Hon. Member for Kilimani Ward (Mr. Moses Ogeto): Thank you, Mr. Speaker sir. I want to contribute to this motion by illustrating two Articles of the Constitution which was promulgated on August 2010 and which categorically in Article 28 states issues of human dignity. In this Article 28, it illustrates, Mr. Speaker sir, that we must protect the dignity and respect of people from various backgrounds.

Mr. Speaker sir, Article 45 of the same Constitution also speaks of protecting the intellectual property. It illustrates in 2(b) that one has a right to protect his intellectual property and I refer to this, Mr. Speaker sir, in relation to what happened on Friday, that the Governor had to exercise his protection right. Mr. Speaker sir, he had to protect his, unspeakable things in this Assembly, Mr. Speaker sir, we must understand... *(Interruption)*

Hon. Speaker: Order Hon. Members! *(Loud consultations)* Order Member! I would have wanted us to hear the intellectual property that he had to protect.

Hon. Moses Ogeto: Mr. Speaker sir, in the same article 45(b), it speaks about intellectual property which I am trying to say the Governor, His Excellency was not in his senses, he had to defend himself out of his senses. Mr. Speaker sir, you must understand this, illustrating this Mr. Speaker sir, I am saying this and I beg to oppose, Thank you, Mr. Speaker sir. *(Loud consultations)*

Hon. Speaker: Is it a point of order? Point of information, please.

Hon. Charles Thuo: Mr. Speaker sir, it is indeed a very sad day because the Constitution of Kenya sets the parameters for people to confide with the elected Members of the County. *(Laughs)*, One of the fundamentals is that you must be able to understand the English language, Mr. Speaker sir. On that note it is sad that a Hon. Member of this Assembly would stand here, on the floor and talk of intellectual property. I would like to let the Hon. Member know that the Intellectual property is not found on any part of the human body. Intellectual property is part of the brain; things that you have researched and your inventions. When you protect your intellectual property, it is not something you can handle physically. It is of great importance not to let people waste time for this House. We are discussing a very important and paramount issue and we will not let people derail us with petty issues. *(Applause)* Thank you, Mr. Speaker.

Hon. Mark Ndung'u Ng'ang'a (Jubilee Nominated Member): Mr. Speaker sir, as I watch this young man; young Hon. Member speaking-

Hon. Speaker: Order Member! Order! Confine yourself to the motion.

Hon. Mark Ng'ang'a: I am sorry, Mr. Speaker, that young Hon. Member got the same treatment-

Hon. Speaker: Order! Order! Hon. Member, please! Hon. Mark, please confine yourself to the motion on adjournment. Please go ahead.

Hon. Mark Ng'ang'a: Mr. Speaker, I rise to support the motion, because it is the tendency of the Governor to whip people and hit them. Like this Hon. Member speaking here. You can see he is speaking

with fear because he got the same treatment that Hon. Shebesh got in the office of the Governor. Mr. Speaker, it is hurting; it is very hurting-

Hon. Speaker: Order! Order Member!

Hon. Mark Ng'ang'a: (*Loud consultations*)-to see young- (*Loud Consultations*)

Hon. Speaker: Order! Order Members! Hon. Member order! My brother order! Order Hon. Ogeto! Consult in low tones please.

Hon. Leader of Minority (Mr. Abdi I. Hassan): Mr. Speaker, thank you for the chance you have given me. I think it is a- (*a Member walks in*) welcome Hon. Mugo. He is one of the affected. I am happy that today when I look in front and back, I see most Hon. Members in the ruling government and I think we need to pass a very strong message to the people of Nairobi and the people of this country that the ruling government in as much as it rules at national level, in Nairobi we have decided as the ruling party we are also going to take charge of this County.

Mr. Speaker, the motion at hand is one of adjourning to discuss a matter of urgent County importance. I want to draw your attention to the fact that the issue we are discussing here is of urgent County importance. Mr. Speaker, we respect the office of the Governor. (*Speaker consults with the Clerk*) I seek your attention, Mr. Speaker.

We respect the office of the Governor but I stand here confident to say that I do not respect the office bearer currently in that office. We are not here to debate the office of the Governor; we are here to debate Dr. Evans Kidero as a person who has no respect to the women of this country; a person who has shown no respect to the Hon. Members of this Assembly and the more reason why we are here to say that the motion at hand is of urgent importance. Mr. Speaker, if I move on, we need to move very quickly and finish this. We know that time is not on our side.

Hon. Speaker: Go ahead.

Hon. Leader of Minority: Mr. Speaker, I will also listen to my Hon. Members. I will do this quickly and say that what is happening in Nairobi is something that we do not support. It is very sad as Members, we have said here that for the first time, Pumwani Hospital has been closed down, yet the Jubilee Government is very committed to ensure that free maternity is provided for all women. It is actually a contradiction. We have our only Pumwani Hospital closing down, yet we have services to provide to the people of Nairobi. So, Mr. Speaker, I rise here to support the motion and also to thank the Hon. Members who are here. We have decided as Jubilee and as Members of the ruling party to support this motion. Thank you, and I even ask you, Mr. Speaker, to put the question.

Hon. Speaker: Hon. Hashim

Hon. Chief Whip of Minority (Mr. Hashim Kamau): I stand on Standing Order 91(1) to ask you to call the mover to reply, thank you, Mr. Speaker.

Hon. Speaker: I thank you, most sincerely for the way you have conducted yourself. The debate was very sober although it is a very emotional time. Hon. Members, I now call upon the mover of the motion to reply.

Hon. Kamau Thuo: Thank you, Mr. Speaker sir. I and also the Members, would also want to thank them, as you have observed all Members are unanimous that what transpired on Friday was very sad and it has indeed painted the Nairobi County Government in bad light. So, Mr. Speaker, the few observations we have made is that if you have to slap, Mr. Speaker, slap me with a salary; Mr. Speaker, with an increase in salary. I would also want to thank our Members who are here and also the Hon. Ogeto for misleading the House. The good thing, Mr. Speaker, is that we are enlightened enough to know that he is here to distract us, but we know what we want to achieve. What we want to achieve, Mr. Speaker, is to condemn the act of the Governor of Nairobi. With those few remarks, I move the motion. *(Applause)*

Hon. Speaker: Thank you, Hon. Members. Hon. Members, I now put the question that pursuant to Standing Order number 30(1) following the assault on Friday 6th September 2013 of the Nairobi County Assembly Members on the City Hall precincts and the conduct of the Governor on the material day where the Nairobi County Women Representative Hon. Rachel Shebesh, Member of Parliament was assaulted; this Assembly resolves to adjourn to discuss the matter that painted Nairobi County in a bad light. Hon. Members as many as are of that opinion say 'aye' and as many as are of the contrary opinion say 'nay'. The 'ayes' have it. *(Applause)* Hon. Members there is a Member on his feet, my brother, Hon.-

Hon. Charles Thuo: I rise on Standing Order number 28, adjournment on a matter of County importance. Mr. Speaker sir, time is of essence we have an important matter to discuss as the Members who are here, we also want to be in unity with our staff and also consult widely and at large because we are getting opinions from Nairobian's. We are not presenting our opinions here but we are representing the common 'mwananchi' and our boss, so Mr. Speaker sir, I beg that the House adopts the adjournment of the Assembly at this moment, Mr. Speaker. Thank you.

Hon. Speaker: Thank you very much, Hon. Member. Adjournment of the County Assembly; I now put the question that the Speaker is of the opinion that such motion of adjournment of the County Assembly- sorry, that the County Assembly do now adjourn, thank you. *(Applause)* I now put the question that as many as are of that opinion of adjournment, say 'aye' and as many as are of the contrary opinion say 'nay'. The 'ayes' have it. The House is adjourned until tomorrow 2.30pm.

(The House rose at 4.10pm)