



NAIROBI CITY COUNTY ASSEMBLY

OFFICIAL REPORT

First County Assembly – Second Session

Tuesday, 17th June, 2014

The House met at 2.30 p.m.

(Mr. Speaker in the Chair)

PRAYERS

PAPERS

The following Paper was laid on the Table:

- Report of the Select Committee on Budget and Appropriation on Scrutiny of Revenue Estimates and Expenditure for the Financial Year 2104/2015

PETITIONS

Hon. Speaker (Mr. Alex Ole Magelo): The Hon. Amos Mbutia.

PETITION BY KAHAWA WARD RESIDENTS ON GRABBING OF PUBLIC LAND

Hon. Member for Kahawa Ward (Mr. Amos Mbutia): Thank you, Mr. Speaker, pursuant to Standing Order 195(1b); I wish to move the following petition that: *“we the undersigned citizens of Kenya who are residents of Kahawa Ward draw the attention of the Nairobi City County Assembly to the following: that aware that public social amenities such as playgrounds, dispensaries and social halls play a crucial role in community social economic political and holistic existence and development; that whereas the Githurai football pitch, social hall and the land meant for the construction of a dispensary, carry social*

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economic benefits for the people of the greater Kahawa area; such benefits risk not being realized thanks to land grabbing and illegal possession of the said public amenities and property by unscrupulous individuals; that whereas the amenities have created employment for locals and bolstered the local economy through providing an avenue for young people for the exposition of talent and skills such as football, karate, netball amongst other activities which stand at risk should the illegal possession be allowed to continue; that whereas the football pitch and the social hall have been illegally possessed by the Githurai PEFA church and that documents in our possession show the lease certificate was irregularly issued by the then land registrar a Mr. P.M. Ng'ang'a and whereas efforts to have the matter addressed sufficiently have seen no progress despite the shooting of four young people during a peaceful demonstration by the aggrieved local community in 2002, therefore the humble petitioners pray:

- 1. That the Nairobi City County Assembly looks into the matter with a view to finding a solution to the illegal possession of the said public land and property through faulty allocations to unscrupulous individuals.*
- 2. That the Nairobi City County Assembly intervenes in the matter with a view to ensuring that the County Government of Nairobi urgently addresses the problem by establishing whether the land and property in question belongs to the County Government of Nairobi and thus the public or the private individuals who have illegally laid claim on the ownership of the said land and property; and the petitioners will ever pray."*

Mr. Speaker, annexed to this report are 144 signatures for this Hon. House.

Hon. Speaker: Thank you, Hon. Amos Muthia. The Department of Physical Planning has 60 days on this petition. Hon. Chairperson, 60 days.

Hon. Member for Karura Ward (Mr. Stephen Thuo Kamau): Sixty days for my petition are over.

Hon. Speaker: Hon. Thuo what are you saying? Wait the Chairman is on his feet. Hon. Chairman.

Hon. Member for Imara Daima Ward (Mr. Jairus Atenya): Thank you, Mr. Speaker sir, I have not been provided with the copy of the petition please. Yes.

Hon. Speaker: Thank you very much, Hon. Chairperson. Hon. Thuo.

Hon. Stephen Thuo Kamau: Hon. Speaker, just to let you know 60 days are over since I requested for my petition to be worked on. There is no report and it's becoming a habit. When one seeks for something in this House, you have to keep on seeking that item that you sought previously. I want your guidance on the same because it was important and the problem is still there. The problem is escalating and we are having accidents every other day, Mr. Speaker. If possible you can visit Kiambu Road on

weekends. You will see what is happening there. It's not so good what is happening. I don't know but you give direction on the matter. Thank you.

Hon. Speaker: Very well Hon. Thuo. Yes, you had a petition and it is true 60 days are over. Hon. Chairperson for Planning; that was for Planning. Was it Works? It was Works that was supposed to come up with a response because I remember it was the issue of congestion. It was the issue of a slip road. Hon. Chairperson Works, you are here; if you can shed light on that issue.

Hon. Member for South C Ward (Ms. Diana Kapeen): Thank you, Mr. Speaker, the petition for Karura Ward by Hon. Thuo reached our Committee from the Table office on the 13th of this month. We discussed it today in the morning and we allocated Friday next week for a site visit. The petition reached our Table on the 13th of this month.

Hon. Speaker: Hon. Chairperson, are you saying the petition that is nearly sixty days old reached you---

Hon. Diana Kapeen: Mr. Speaker sir, we received two petitions from the Table office and if I am not wrong we were questioned by the Implementation Committee on Thursday last week regarding the same and that's when we told them we received the petition. We also questioned the time that a document takes at the Table office.

Hon. Speaker: Very well, it's rather very sad and now that one, we don't say is the mistake of the Executive because it is still in-House. Very well, today is a Tuesday. You have two weeks to come up with a solution in regard to the petition of the people of Karura, Nairobi County. Thank you very much, proceed.

PAPERS

Hon. Speaker: The Hon. Chairperson for Budget and Appropriation, Hon. Michael Ogada.

Hon. Member for Embakasi Ward (Mr. Michael Ogada): Thank you very much, Mr. Speaker sir. Pursuant to Standing Order number 180 (6); I beg to lay the following paper on the Table of the Assembly today, Tuesday 17th June 2014; Report of the select Committee on Budget and Appropriation on scrutiny of the Estimates of Revenue and Expenditure of Nairobi City County Government and County Assembly for the Financial Year 2014/15. Thank you, Mr. Speaker sir.

Hon. Speaker: Very well, Hon. Chairperson.

NOTICES OF MOTION

Hon. Speaker: Hon. Abdi Mohamed.

**GRANTING SPECIFIC TIMES AND DESIGNATING AREAS FOR HAWKERS
TO OPERATE IN THE CENTRAL BUSINESS DISTRICT**

Hon. Abdi Mohamed: Thank you, Mr. Speaker sir. I beg to give notice of Motion **THAT AWARE** that recent years have witnessed a marked increase in the number of hawkers in the Nairobi City Central Business District (CBD) and its environs; further **AWARE** that there has been a problem between hawkers and licensed rent-paying business entities who compete for the limited space available within the CBD and its environs; deeply **CONCERNED** that the way hawkers are treated by the City County Inspectorate and enforcement is wanting; **NOTING** that these hawkers are Kenyan youths and women who try to earn a living by hawking due to unemployment which is a nightmare for both the National and the County Governments, this Assembly urges the County Government to create a framework to ensure a balance between the interests of the licensed rent-paying entities and hawkers who get their daily bread from hawking by allowing hawkers to use designated areas within the CBD to carry out their businesses within specific time in order to avoid running battles with the City County Inspectorate Department.

Thank you.

**ADOPTION OF REPORT ON SCRUTINY OF THE ESTIMATES OF REVENUE AND EXPENDITURE
FOR NAIROBI COUNTY GOVERNMENT AND COUNTY ASSEMBLY
FOR FINANCIAL YEAR 2014/2015**

Hon. Michael Ogada: Thank you once again, Mr. Speaker sir. I beg to give notice of the following Motion; **THAT** this Assembly adopts the report of the select Committee on Budget and Appropriations on the scrutiny of the estimate of the revenue and expenditure of the Nairobi City County Government and County Assembly for the Financial year 2014/15 laid on the Table of this Assembly today 17th 2014.

Thank you, Mr. Speaker.

STATEMENTS

Hon. Speaker: Very well. Thank you, Hon. Chairperson. Order, Hon. Chief Whip! Order! Yes are we still on Statements? Next order, The Hon. Jaffer Kassam.

REQUEST FOR A STATEMENT ON STALLED CONSTRUCTION OF WESTLANDS MARKET

Hon. Member for Parklands/Highridge Ward (Mr. Jaffer Kassam): Thank you, Mr. Speaker sir. I request for a Statement pursuant to Standing Order 41(2c), from the Chairperson of the Sectoral Committee on Trade, Tourism and Cooperatives regarding the stalled construction of the Westlands market in Parklands/Highridge Ward. Hon. Speaker, the aforementioned market has been under construction for

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the last 8 years and there is no completion yet. In the Statement the Chairperson should enquire into and report on:

1. Measures put in place to ensure completion of the construction work
2. Reason and cause of delay in completing construction of the market.

REQUEST FOR A STATEMENT ON GRABBED LAND AT BOHRA PRIMARY SCHOOL

Mr. Speaker sir, my second request for a Statement pursuant to Standing Order 41(2c); I wish to request it from the Chairperson of Sectoral Committee on Planning and Housing. At this point I wish to thank our Hon. Majority Leader for raising the issue on Thursday last week on the grabbed land LR number 1879/111462 belonging to Bohra Primary School in Highridge Parklands Ward by a private developer. In March, 2013 a private developer erected a perimeter wall which was demolished on Friday 13th June. Several workers were sent to erect the said wall again. In the Statement the Chairperson should enquire into and report on:

1. How the land was transferred and who the private developer is;
2. The officers involved in illegal transfer of the public land to the private individuals;
3. Measures put in place by the County Government to protect the young children in the school.

REQUEST FOR A STATEMENT ON SETTLEMENT OF DEEP SEA SLUM RESIDENTS

Mr. Speaker sir, my third and last request pursuant to Standing Order 41(2c); I wish to request a Statement from the Chairperson of Sectoral Committee on Transport and Public Works regarding the settlement of the Deep Sea slum residents in Parklands Highridge Ward. The residents of Deep Sea slums will be displaced to pave way for construction of a four lane road M15A and M15B being the missing link between Waiyaki Way through Limuru Road to Thika Super Highway due for construction in August 2014. Kenya Urban Roads Authority (KURA) gave ninety days' notice on 28th of February in two dailies. In the Statement the Chairperson should enquire into and report on:

1. Whether there are plans to construct a four lane road between Waiyaki Way and spring valley road, Parklands through Sixth Parklands Avenue, City Park Drive to Thika Super Highway;
2. The plans the County Government has underway to resettle the residents.

Thank you, Mr. Speaker sir.

Hon. Speaker: Very well Hon. Jaffer. Hon. Chairperson for Transport and Public Works in regard to the works through the Deep Sea settlement we'd like to hear your undertaking. When will you give us the report? Order, Hon. Members! Order!

Hon. Diana Kapeen: I would like to undertake the task in two weeks, Mr. Speaker sir.

Hon. Speaker: Very well, Hon. Chairperson. The Hon. Chairperson for Trade, Tourism and Cooperatives, regarding the stalled construction of Westlands market in Parklands Ward?

(Applause)

Hon. Member for Mabatini Ward (Mr. Wilfred Odalo): Yes, Mr. Speaker, two weeks is convenient.

Hon. Speaker: Very well the last one is for the Hon. Chairperson for Planning in regard to the grabbed piece of land. LR number 1870/111/462 belonging to the Bohra Primary School in Highridge Parklands Ward by a private developer. Hon. Chairperson?

Hon. Member for Korogocho Ward (Mr. Maxwell Ochar): Mr. Speaker, last week we undertook the request here and we agreed that next week we shall have that answer here in this Assembly.

Hon. Speaker: Hon. Chairperson, I passed there yesterday and I found out that that plot does not belong to the County Government neither the school. There is a board of CDF Westlands. You need to find out now again---

Hon. Maxwell Ochar: Mr. Speaker, we are going there as a Committee on Thursday.

Hon. Speaker: Very well. Thank you.

Hon. Maxwell Ochar: Thank you.

Hon. Speaker: Hon. Gari.

REQUEST FOR A STATEMENT ON CONSTRUCTION OF NEW HOUSING UNITS IN MADARAKA ESTATE

Hon. Member for Nairobi West Ward (Mr. Maurice Gari): Thank you, Mr. Speaker. I want to request a Statement pursuant to Standing Order 41(2c). I wish to request for a Statement from the Chairperson of the Sectoral Committee on Planning and Housing regarding the construction of new units in Madaraka Estate, Nairobi West Ward. In the Statement the Chairperson should enquire into and report on:

1. How many units were to be constructed;
2. Plans for expansion of sewer lines to meet the rise in demand;
3. Why have they not honored the agreement to construct the entire parking in the entire estate?
4. The reason for constructing a unit on a playground and a shopping Centre set aside for the community

Lastly there was an agreement of repainting all the entire old Houses which were to be done on the completion of the housing. Thank you, Mr. Speaker.

Hon. Speaker: Hon. Chairperson Planning, Housing, this is a very tricky issue so we need concrete information regarding this.

Hon. Jairus Atenya: Thank you, Mr. Speaker sir. I beg to be given three weeks.

Hon. Speaker: Very well, I know it is tricky, so, three weeks.

Hon. Jacqueline Nyang'ala (Nominated Member from Kileleshwa): Mr. Speaker, I rise on a Point of Order on Personal Statement, Point of Order number 80. I have three issues and I did give you notice four hours today. It was a very embarrassing moment when the Chairman of the Commission on Revenue Allocation, Mr. Micah Cheserem asked me why there was a very low turnout at the public hearing at Charter Hall on the 13th of June 2014. My response to him was that as for the invitation letter from the County Secretary to the Speaker and the Members of the County Assembly, it was received at the Clerk's office and I had the copy of the letter. It was received at the Clerk's office on the 11th June, 2014. We found it on our Chairs on the 12th June, 2014 at 2:30p.m. during the session on Thursday. I told him that most Members had gone on a trip and there was no time for Members to consult in their Wards for any suggestion or comments on the same. Some Members were out of the Assembly as we got the invitation letters. Other Members had scheduled meetings at their Wards on the 13th of June, 2014. By the way we were only two Members of the County Assembly at that forum.

Mr. Micah Cheserem then asked me what was wrong with this place. I guess this place being City Hall, he asked me directly what is wrong with us people; the legislators. *"You have toilets that don't even have water and they smell."* I was very embarrassed. Mr. Speaker, can you have guests in your home and you don't have water in the toilet and the toilet smells? I would like you to give us direction on this. By the way the toilets are defective; some cannot flush, some are broken and this has been brought to the Assembly by the Hon. Imwatok and others but nothing has been done. If you could do something and also these invitation letters have come a day before a big forum like that that we would have had so many people contribute even people from the Wards if we had known. Most of us were not here, there were only two of us in that meeting. Thank you.

Hon. Speaker: Thank you very much, Hon. Jacky Nyang'ala. I know you came to my office. Hon. Members, we have talked about our toilets in the Assembly. I want to tell you I have personally talked to the County Secretary in regard to our toilets. The predicament here is that we cannot use our money to construct or make that toilet humane as we can. I will ask the Assembly to allow me again consult with the County Secretary in regard to these toilets because this is not the first time neither the second time that that issue has come up. If they can be allowed then we can source for funds because it is still ours. We have not moved to our new state of the art facility. I will give you a reply on Tuesday 2:30 p.m.

Hon. Jacqueline Nyang'ala: Thank you, Mr. Speaker, and do not forget the communication from the Executive to the Assembly should be done in good time for us to be able to do anything and attend such forums.

Hon. Speaker: Thank you, Hon. Jackie. Once again, I know that letter reached our offices one day before the function and as you are aware, Members, it was around the weekend where most Members also had their own arrangements. I will bring it up with the County Secretary so that we can get letters that needs our attention as quickly as possible from the Government. I thank you.

Hon. Jacqueline Nyang'ala: Thank you, Mr. Speaker sir. On 10th June, 2014, our Chairman for Justice and Legal Committee, Hon. Jaffer Kassam, brought a Motion that had been laid on the Table on Wednesday, 2nd April, 2014 and this Motion was debated on elaborately by almost everyone in the Assembly on the 10th June, 2014. The Justice Committee recommended the suspension of Mr. Hilary Wambugu from duty to pave way for an independent investigation. If you remember, Mr. Munyambu, the head of Metropolitan Police was also adversely mentioned.

Mr. Speaker, on Thursday, 12th June, 2014, we had an audience with Mr. Munyambu and three other people from the Inspectorate on yet another allegation of bribery by the City Inspectorate Department. It is of concern to me that the Chairman suggested that Mr. Munyambu, who we had said we did not have confidence in, be told to investigate the allegations on Mr. Wambugu and the alleged bribe and report to us. I raised my concerns immediately that I did not have confidence in Mr. Munyambu to give us a report on any incident considering the shoddy report we received on the assault on Mr. Mberia.

Again, he could not investigate his colleague, Mr. Wambugu and give us an objective report. Mr. Speaker, I would like to say that what was of concern to me and many of the Members of the Committee is that whenever we have an audience with the Members of the Executive, the Chairman does not give us ample time to make any contribution. In fact, he never let us ask any questions and if we do he is the one who answers.

(Laughter)

Mr. Speaker, we cannot have this trend and it seems that this trend has been going on for long. I always refuse, in fact at the last meeting he refused Mr. Mauti to speak and he was always trying to explain what the Executive is saying. Mr. Speaker, I would like to ask for guidance on this issue and I would like to say that I am not comfortable being in this Committee and if the Chairman continues with this trend I would like to ask the leadership of this Assembly to move me to another Committee as I am not going to be anybody's rubberstamp. Thank you.

Hon. Speaker: Clerk.

(Consultations between the Speaker and the Clerk)

Hon. Kamau Thuo: That is very serious, Mr. Speaker.

Hon. Speaker: Very well. Hon. Jackie Nyang'ala, a question that I would like to put to you is, did you go to discuss what we had already dispensed of in the Assembly or it was a different matter?

Hon. Stephen Kamau Thuo: I am a Member of that Committee.

Hon. Speaker: Order, Hon. Thuo. You were discussing with the two gentlemen after the Assembly passed a resolution that they should be sent away?

Hon. Jacqueline Nyang'ala: Yes, Mr. Speaker. I came late and I found them discussing that and Mr. Wambugu was of the opinion that – I think he knew about the matter and he wanted his name to be cleared or whatever, I do not know what they had discussed. The Chairman actually said that he had already met with Mr. Wambugu and Mr. Munyambu and he was trying to explain something. At some point I walked out.

Hon. Speaker: Hon. Chair---

Hon. Jaffer Kassam: *(Inaudible)*

Hon. Speaker: Order, Hon. Chairperson! Order! Hon. Leader of Minority.

Hon. Leader of Minority (Mr. Abdi Ibrahim): Mr. Speaker, this is very serious. Is the good lady suggesting that what this Assembly has adopted was not the report from the Committee it was the Chairperson's report? That is a very serious issue, Mr. Speaker sir. We need to go deeper into this issue. If the report was the Chairperson's report then the Chairperson has to be reprimanded, Mr. Speaker sir.

Hon. Speaker: I am lost and I am lost because, Hon. Chairpersons, although I will make my Statements on Thursday, 2.30 p.m, I need to get to the bottom of this because if we dispense with an

agenda or an item in the Assembly I will definitely not be in a position to have it discussed again at the Committee level. Hon. Thuo, you are a Member of that Committee, can you shed a little bit of light, and then the Chairperson. However, I agree with you, Hon. Minority that that is not in order.

Hon. Stephen Kamau Thuo: Mr. Speaker, before I comment on the matter, I also think it is high time we have the Powers and Privileges Committee for such issues, Mr. Speaker.

Hon. Speaker: Correct.

Hon. Stephen Kamau Thuo: I do not have a comment.

Hon. Speaker: Hon. Mauti. Akuk.

Hon. Member for Kwa Reuben Ward (Mr. Elkana Mauti): Yes, Mr. Speaker, I thank you this afternoon. The matter which was brought in the Assembly is not the one we were discussing, it was a different matter. We had discussed and brought a matter to the Assembly and it was passed and we also had another matter on that day whereby we were not given time to debate.

Hon. Speaker: Hon. Ogeto and then Hon. Akuk.

Hon. Member for Kilimani Ward (Mr. Moses Ogeto): Mr. Speaker sir, I believe that we need to move forward because this is a Committee issue and it should not be discussed in this Assembly---

(Applause)

Mr. Speaker, me being the Vice Chairperson of the same Committee, if the Members want to address the issue concerning the Chairperson in this Assembly let them bring it to the Committee and Mr. Speaker---

Hon. Speaker: Order! Order, Hon. Ogeto! Hon. Ogeto, the Member, Hon. Jackie Nyang'ala has every right to be heard on the floor and I want to rest this matter until I come up with a substantive answer in regard to that and that will be on Thursday, 2.30 p.m., but notwithstanding the fact that you must work as a team. You must work as a team and when you are out there I expect all the Chairpersons to behave with decorum.

Hon. Jacqueline Nyang'ala: Thank you, Mr. Speaker. I want to say that I did bring this matter up in the Committee today. My third issue---

(Consultations between the Speaker and the Deputy Speaker)

Hon. Speaker: Okay, Hon. Jackie, are you done?

Hon. Jacqueline Nyang'ala: No. Mr. Speaker, I would like to bring to your attention that this week, or I think last week, the Nairobiian--- I was in the papers parked on the pavement of--- I cannot remember the name of the road. I would like to clear my name on this for many reasons. My own mother called me to tell me that she was told that I was in the papers and I do not seek that kind of attention. I want to say this, I have written letters to the Clerk from September, 2013, I think three letters – the Clerk is here – about parking. I used to park at 680 hotel and I used to pay, in fact I did not have a problem with that.

When our parking area was done it was done only up to number 115. I went to Tom Tinegar and they were done up to 127. I have never found my parking free and unfortunately in the parking, you never find the MCAs cars, they are always occupied by either City Hall staff or some cartels. I have found somebody in my parking and I said, 'you know what; this is my parking' and she told me she works at City Hall. I told her, 'well this is my parking', and she asked me; "*what is the number?*" and I replied, 'don't ask me questions; I am telling you this is my parking, go and check my ticket.'

Now, the day when I found a car in my parking I went and called Tom Tinegar and Lamek and I came with Lamek when the other car was still there and I said, let us count the cars that are here and see if any belongs to the Members of the Assembly. I think there were only two and they had to pull out a car for me to park and that is when the journalist took a photo of me when I was going to park my car. He did not talk to me, I did not talk to that journalist, he wanted to take a picture and I said fine, I did not have a problem with him taking a picture of the car, not of me.

Then Lameck took out the cars that were there, in fact there were now four empty parking spaces because--- Even if you go now you will find cars have parked there that do not have stickers. If you go opposite City Hall Annex you will find City Hall vans and cars and even the owners park there every day. So, Mr. Speaker, people are being threatened. Now I am being talked about on radio stations and I have tried to deal with this. I have written a letter to Mr. Munyambu; I have written a letter to investigations. I even know the cars that park there by their number plates.

COMMUNICATION FROM THE CHAIR

VEHICLE PARKING FOR MEMBERS

Hon. Speaker: Hon. Members, I rise here because of the pain the Members of this County Assembly are going through in regard to parking. I want to tell you that just the other day the Hon. Deputy Speaker's car, his spare wheel--- just by the door of His Excellency, the Governor, the spare wheel went and I witnessed for myself where they put their gadgets. That was not in front of City Hall; this was not by the Garden Square Restaurant; it was by the gates of His Excellency, the Governor's entrance. Members,

the other day one of the Hon. Members was being asked to part with money at the parking outside City Hall Annex, I got the report.

Hon. Members, I have talked to Tom Tinegar, I have talked with the Chief of Security in this County, a man called Mr. Munyambu, but nothing seems to be working with regard to the County Assembly Members, until the other day when we discussed about it, it is when he told me he was going to send about 12 guards or askaris. That was last week, I have not seen even one. Hon. Members, if we walked together out of that gate, all the cars there are either for suppliers or for cartels in City Hall.

There was a mention that the cartels are County Assembly Members, I investigated and that was just hot air. Members, I want to say this, this is a stern warning to the Executive in regard to the parking of our Members. Our Members have lost--- Even one Member actually lost his bumper. I am directing the Serjeant-At-Arms, tomorrow morning, the parking in front of City Hall Annex be cleared and any double parking by those outsiders, those cars should be towed away. There should be no towing away of the County Assembly Members' cars. Tow away the cars that are not owned by the Members of the County Assembly.

We are old enough for the Members of the Inspectorate to know us even by name. We have now known each other, so there is no excuse that, I did not know that was a County Assembly Member. No more excuses and I will ask the Clerk to liaise and indeed, move with speed, anymore harassment or even calling the Press to take photographs of the Members of this County Assembly is an insult to the County Assembly. Why would you call the Press to come--- How many cars are double parked in the city? Why only take the photograph of the cars that belong to the County Assembly Members? It is war from some quarters which we are now going to fight.

(Applause)

Serjeant-At-Arms, the Clerk, if this does not happen then I will tell you, Members, what we shall do until something is done. Thank you.


(Applause)

The other thing, before Members get their parkings, the issue of numbers, because the numbers are not even there. I do not want that thing to interfere with the parkings of Members of the Assembly. Now, to finalize on the issue, Standing Order number 192(2a), this matter which I had earlier said that I would give a communication on Thursday, I am guided by the Standing Orders on Liaison Committees:

LIAISON COMMITTEE

“The Liaison Committee shall-

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a. *Guide and coordinate the operations, policies and mandates of all Committees.*”

Therefore, that matter goes to that Committee and you will report back on Wednesday, next week at 2.30 p.m. I thank you. There was another matter that I had earlier on forgotten especially what we said earlier. I am glad, Members, now you are following the rules because you are coming 2 hours before and we agree on the Statements. Hon. Luchiri.

MOTION

ADJOURNMENT ON A DEFINITE MATTER OF URGENT COUNTY IMPORTANCE

SECURITY OF THE ASSEMBLY PRECINCTS AND THE MEMBERS IN THE FACE OF AL-SHABAAB THREATS

Hon. Rose Luchiri (Nominated Member from Kilimani): Thank you, Mr. Speaker sir. I would like to bring forward the Motion of Adjournment pursuant to Standing Order number 30. Mr. Speaker sir, I wish to move the following Motion. **THAT AWARE** that the House of Nairobi City County Assembly remains amongst building under threat of terrorism as severally threatened by Al Shabaab; deeply **CONCERNED** that the security of the Assembly precincts remains lackluster and worrying, given the nature of the terrorists of resorting to taking innocent lives; further **AWARE** that efforts to revamp and improve the security of the Assembly surroundings have not resulted in a considerable boost of confidence to the Members, this House adjourns pursuant to Standing Order number 30 to discuss the security of the Assembly and the City Hall building at large as a matter of definite and urgent County importance.

Mr. Speaker, sir, Hon. Jackie Nyang'ala has just complained about the parking. Our security is under threat, leave alone the fact that our own cover does not cater for terrorist victims. Mr. Speaker sir, our medical cover does not cater for us if we are attacked by the terrorists. I would urge this House, if we can adjourn and discuss on this matter. Thank you, Mr. Speaker sir. I would wish to call, Hon. Manoah to second this.

Hon. Speaker: Hon. Members---

(Members start walking out of the House)

Hon. Speaker: Order, Members! Serjeant-At-Arms, close the door. Hon. Members, adjournment on definite matter of urgent County importance. Standing Order 30(3); *“If the Speaker is satisfied in terms of Paragraph (2) and not less than 20 other Members rise in their places in support of the Speaker, the Speaker shall nominate a time on the same day at which such Motion may be Moved”*. You know the rules; it is that 20 Members must be on their feet in support of this Motion.

(Members rise to their feet)

Hon. Speaker: Very well. We will allocate time to discuss it.

Hon. Deputy Speaker (Mr. Kennedy Ng'ondi): Thank you, Hon. Speaker and thank you once again for allowing this House to address---

Hon. Speaker: Hon. Deputy Speaker, why don't we allocate time so that we can dispense of what we have?

Hon. Deputy Speaker: Thank you.

Hon. Speaker: Okay. Yes, Clerk, let us move. Hon. Members, after Motion number 9 then we will go to the Motion of Adjournment.

First Reading

THE NAIROBI CITY COUNTY PLASTIC CARRY BAGS CONTROL BILL, 2014

Clerk (Mr. Jacob Ngwele): Order number 8; The Nairobi City County Plastic Carry Bags Control Bill, 2014 (Assembly Bill number 6 of 2014). First Reading.

Hon. Speaker: The Chairperson for Environment; this goes to the Committee on Environment to scrutinize. Is the Chairperson for Environment in the House?

(Loud Consultation)

So, this is committed to the Environment Committee and that is 21 days.

MOTION

ADOPTION OF REPORT ON THE VISIT TO PUMWANI MATERNITY HOSPITAL

Hon. Member for Nairobi South (Mr. Manoah Mboku): Thank you, Mr. Speaker, I beg to move the following Motion that this Assembly adopts the Report of the Sectorial Committee on Health Services regarding the Inspection Visit to Pumwani Maternity Hospital, laid on the Table of the Assembly on Thursday 17th April, 2014.

Mr. Speaker, the Sectoral Committee on Health Services made a resolution to investigate the operations and condition of Pumwani Maternity Hospital. Following this; the committee conducted its own investigation through a tour of the Hospital on 28th August, 2013 and was accompanied by the Medical

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Officer of Health among other Public Health Department Officials. The Committee therefore compiled a report out of the investigation together with recommendations as they are detailed in the said report, after several Committee meetings. I request this Hon. Members of this Assembly to adopt this Report. Mr. Speaker sir, I wouldn't like to read everything that is in this report. I hope all Hon. Members of this House have a copy of this report and I would just like to highlight a few of the observations that the Committee came up with and then the recommendations.

Mr. Speaker, the Medical Officer of Health informed the Committee that Pumwani Maternity Hospital Management Board was previously appointed by the Minister for Local Government to oversee the running of the Hospital and to ensure things were running as expected. He further informed the Committee that following the devolution of functions the Management Board was currently reporting to the Governor. He also reported that there were some challenges that the Hospital was facing and this were to be highlighted by the Medical Superintendent.

The Hospital was handling the delivery of 80 to 100 babies daily and performing between 10 to 20 caesarian sections daily. It takes care of new born babies of up to one month who were born in the hospital and are still in the hospital. Discharged babies were not re-admitted but referred to Kenyatta National Hospital.

Mr. Speaker, the committees observed the following during the site visit; there were several sections in this hospital including the laboratory and the Committee noted that the Hospital had all the equipment's it required and it was screening blood and received blood daily from Kenyatta National Hospital and it supported the small clinics around the hospital with laboratory tests.

In the Theatre, two lifts were not functioning. They were over three years old and this caused a problem ferrying linen and food from ground floor to upper floors. The Hospital had requested the Governor to assist it acquiring new lifts. The Committee requested the hospital management to avail a copy of the said request to the Committee for follow up.

At the Labour Ward, there were no linen on the beds. Patients were using mackintosh without linen. There were only two resuscitator Machines to keep babies warm. The Hospital required two more to serve both the labour ward and theatre. There was only one Placenta Macerator machine that crushes the placenta and the hospital required two such machines.

At the New born Unit, the Committee did not enter the unit since mothers were breast-feeding the babies at the time the Committee visited. The Laundry room had two washing machines, two Extractor and two Drier machines. One ironing machine was functional and another one had broken down.

The Kitchen served both the patients and students food. The Committee felt the Student's food should be cooked separately in their own kitchen. The floor tiles were broken and in a bad state. Mr.

Speaker sir, as I have said I would not read everything really but also with regard to the Doctors' flats the Committee noted that the plot had been grabbed and they requested the County Planning Department to look into the matter. Mr. Speaker, the Committee noted that the Matron's house had been occupied by an outsider although after a push by the Committee the hospital management has since acquired back the house and the Matron is currently occupying the same.

Mr. Speaker, there was water shortage and we were informed that the borehole had broken down some years back. The Hospital relied on Nairobi Water supply that is always rationed and unreliable. There was no revenue charged from April 2013 when the President declared free Maternity services and hospital is operating with only Ksh 200,000/= daily, provided by office of the Governor. The Hospital had accumulated a debt of Ksh 86 million owed to suppliers for food and other services. Mr. Speaker, the Hospital is not supplied with drugs from KEMSA like other Government owned Health facilities but is purchasing their own drugs.

The proposed plans for the projects at Pumwani as elaborated by the Medical Superintendent to the Committee include an additional Theater to supplement the hospital's two theaters so that the patients do not wait long for operations. The Hospital also requires an Intensive Care Unit (ICU) because currently it takes patients to Kenyatta National Hospital where they queue like any other patient.

Mr. Speaker, the committee also noted that there was shortage of Doctors and 24 Doctors were required by the hospital. Only two Doctors were employed by the defunct Nairobi City Council and the remaining 22 Doctors were seconded from the Ministry of Health and it was difficult to discipline them. Mr. Speaker, as such Locum Doctors were recruited daily to ease shortage and were paid at the end of the month. They had been paid up to April, 2013 and were owed 4 months unpaid salary arrears. The Hospital was requesting for direct funding from Treasury or the County to enable it run its services well. There was also shortage of cleaners and other labourers. The cleaners were recruited on daily basis to ease shortage and they were been paid Ksh 325 daily.

In 2008 posts were advertised for Doctors and only two Doctors applied and were employed. The terms of employment and remuneration were not good since the Council Doctor is paid half of what is paid by the Ministry of Health and therefore there is need to harmonize remuneration packages. The Hospital was not receiving any financial support from the partners but it was collaborating with the University of Nairobi, University of Maryland, Mannitoba, MSF Belgium-France etc. in the follow-up of HIV positive mothers and babies. Mr. Speaker, the Committee also noted that there was shortage of Nurses and the Hospital required 240 nurses. It had only 180 nurses and a shortage of 60 nurses. Most of the nurses are due to retire in two years' time. This calls for a plan to hire more nurses.

Mr. Speaker, after all these the Committee came up with the following recommendations; concerning payment of Stand-in doctors' salary arrears, the Committee recommended that the City Treasurer pays the Locum Doctors' salary arrears. The Committee also recommended that payment of

Hospital debts of Ksh 86 million be made for the Doctors to discharge their duties. It also recommended the reimbursement of Ksh 20, 000 for every delivery in the Pumwani Maternity Hospital and promised to follow up on the matter. The Committee also recommended that the Pumwani Maternity Budget allocation of Ksh 196 Million be protected and used appropriately and accountably.

With regard to the Matron's house, Mr. Speaker, as I have reported it has been surrendered and the Matron now stays in the house. On the issue of grabbed land for the Doctors' flats, the Committee had recommended investigations be carried out and the land be repossessed. The Committee further requested for Title Deeds of all Health Centers to be availed to them and on the shortage of Nurses, Mr. Speaker, the Committee recommended that recruitment be carried out to ease the shortage.

Mr. Speaker, as I sit down, Members, on page 9; the Members who appended their signatures there were in the support of this report and I wish to call upon Hon. Nancy Luchiri to come and second this Motion, Mr. Speaker. Thank you.

(Loud consultation)

Hon. Rose Nancy Luchiri (Nominated Member from Kilimani): Mr. Speaker sir, I would wish to support this Motion as a healthy County is a rich County; a society full of talent; a society full of innovation and endowed with a development conscience. I would wish to chip in, because Pumwani Maternity Hospital is one of the biggest Maternity Hospitals not only in Nairobi but also in both Eastern and Central Africa.

I would wish to support this Motion and we should take action and move very fast. First of all our Doctors are always taken away by the Western Countries simply because after going through the normal Education process they have to spend seven years in the university while most of us go for only four years. When they graduate from University they are poorly paid; what do you expect? They will always be moving away. Mr. Speaker sir, I would urge this House to adopt this report and move forward. Thank you.

Hon Speaker: Very well. Hon Members, I now propose the question.

(Question proposed)

Hon. Karen, sorry the room--- it's a little bit dark.

(Laughter)

Hon. Karen Wanjiku Githaiga (Nominated Member from Njiiru): Thank you, Mr. Speaker sir, I hope that you are not saying that I am dark because it is the room which is dark.

(Laughter)

Hon Speaker: Not at all. It's the room which is only dark.

(Laughter)

Hon. Karen Githaiga: I stand to support this Motion, Mr. Speaker sir. We visited Pumwani and what I noted as a mother is the shortage of nurses. We noted that we have 180 nurses and the Hospital is supposed to have 240 nurses. Hence we have a deficit of 60 nurses which to me is very bad because mothers need support and help from the nurses in the Hospital and this helps save lives. You have noticed sometimes we have babies dying during birth because of shortage of nurses.

Also again what I have noticed is that there are no ramps to help the mothers and people who take food to the upper rooms or get there to check on the mothers. As the Chairman has said we have two lifts that are not working. When we come to the budget we are talking about the budget right now and as we see I will make a request that we give priorities to things that are helpful. For example, we noticed in Pumwani Maternity there is a walkway that was constructed and yet we need another new born unit. So it is very important to look at priorities when you are dealing with health issues and especially in Pumwani Maternity.

A ramp also is very important or a lift rather than making a walkway to beautify the Hospital, Mr. Speaker sir. Also we need staff houses so that people working in Pumwani Maternity can live near the Hospital. I support. Thank you.

Hon. Emmaculate Ndegwa Musya (Nominated Member from Highrise): Thank you, Mr. Speaker; I stand to support the Motion. First, we know Pumwani Maternity Hospital. 70% of the mothers living in Nairobi deliver their babies there. It is so frustrating when we hear there is shortage of nurses, when a lady goes to give birth in either Nairobi Hospital or Private Hospital you can't dare to scream, if you scream *Kidogo* the Doctors are always behind you massaging your back so that you can feel comfortable. But at Pumwani Hospital you are just left there hanging because when you scream there, nobody will come to your attention because there is shortage of nurses.

Mr. Speaker, it's frustrating as a Nairobi County, we must relook at the Pumwani Maternity Hospital because 70% of these people in this Assembly were born in Pumwani. When we are here and we cannot actually look upon that Hospital to make sure that the ladies of Nairobi County have a better place to go and give birth, we will be failing Kenyans who gave us their votes. We have to make sure that the facilities down there are very good for the mothers to get good services.

When it comes to the issue of incubators; we only know that Pumwani Hospital has six incubators. Most of our Kids die because when the mother gives birth and the child is taken to the incubators most of

the kids are just left out there because the incubators are not enough. So kindly, I stand to support this Motion so as to make sure that Nairobi County looks upon the Pumwani Maternity Hospital and makes sure that there are enough facilities. Thank you, Mr. Speaker.

Hon Speaker: Hon. Millicent and then Hon. Masiga.

Hon. Member for Ziwani/Kariokor Ward (Ms. Millicent Wambui Mugadi): Mr. Speaker, I would like to contribute to the Motion and I would like to give a point of information and this is what happened during our Denver trip when we went to Denver. What happened is that there is an Non-Governmental Organization (NGO) that agreed to support Pumwani Maternity with equipment worth 40 million US dollars and I believe Mr. Speaker, you should actually enlighten the House more because there are some Members who are worried about what is happening in Pumwani Maternity and it was a good cause that we went there and we know that help is on the way. So, all is not lost. Thank you.

Hon Speaker: Very well, Hon. Millicent. Yes, Hon. Masiga. Order! We went to the US. Yes, the Governor is in the process of remitting flight charges for Project C.U.R.E (Commission on Urgent Relief and Equipment) to supply the Medical Equipment to Pumwani. So, we are in consultation with the Governor and he will soon, after the budget, be able to transmit the money for payment of flight charges and the goods are packed and ready to be flown to Nairobi. Thank you. Hon. Masiga.

Hon. Member for Eastleigh South Ward (Mr. Nelson Marakalu Masiga): *Shukurani Bwana Spika kwa kunipa fursa hii kuweza kuchangia katika ripoti hii ambayo kamati ya Afya imeweza kuandaa.*

Kwanza kabisa ningesema kwamba mie ambaye nimesimama hapa, ni kinda ambaye amezaliwa katika hosipitali hii ya Pumwani. Niliweza kuarifiwa na mama yangu kabla hajaipiga dunia teke ya kwamba aliniza katika hosipitali hii na nilikuwa nimelazwa katika kitanda cha nambari kumi na nne; mpaka nambari ya kitanda ninajua.

Hivo basi namiini ya kwamba, kina mama wengi hasa wale ambao nawakilisha kutoka Eastleigh Kusini, wameweza kupata matatizo juu ya kujifungua. Hivyo basi tunauliza serikali ya Kaunti waweze kutilia mkazo, na kuweza kutathmini ripoti hii ambayo kamati hii imeweza kutengeneza ili tuweze kuangalia kupata sura mpya, ambayo ina ufanisi ya kuweza kusaidia akina mama wetu ambao tunawawakilisha. Shukurani, Bwana Spika.

Hon Speaker: Thank you very much, Hon Masiga. Hon. Hashimu Kamau.

Hon. Chief Whip of Minority (Mr. Hashim Athman Kamau): *Shukurani Bwana Spika. Nasimama kuunga mjadala huu, lakini Chairman wa kamati hiyo amezungumzia jambo kuhusu Doctors' flat ambayo ni nyumba iliyoko kwenye lango kuu la Pumwani Maternity.*

Lakini katika habari hiyo sikumsikia akizungumzia nyumba zingine ambazo zina julikana kama Pumwani Maternity Meru Road Staff Housing ambazo ziko katika mlango wa kutokea na hasa nyumba ya kwanza ambayo imenyakuliwa na sasa kuna habari ya ujenzi. Nyumba zenye zote ziko saba na nyumba ile ya upande wa ndani na ya mwisho saa hii inatengenezwa kuwa horofa.

Katika ripoti hiyo sikusikia akizungumzia kuhusu Nyayo Wards, ambazo ziko katika mkabala wa Pumwani Maternity. Sasa kiurefu angetuarifu kwamba Nyayo Wards ni sehemu ya Pumwani Maternity na pia zile nyumba za Meru Staff Housing. Kwa sababu amesema zile zingine zitakuwa repossessed; zile za Doctors' flats ambazo nurses wanaishi kule. Lakini kwa jumla naunga mkono ripoti ya kamati ya Afya.

Hon Speaker: Hon Hashimu, are you saying right now the Doctors' houses are under construction by outsiders?

Hon. Chief Whip of Minority: Yes, Mr. Speaker and I am sure that the Chairman is aware of Meru Staff Housing.

Hon. Speaker: Hon. Chairman, your Committee did not capture that. Is there a reason for that?

Hon. Manoah Mboku: Mr. Speaker, if you read in our recommendations, we recommended that the investigation be done to bring back the plots that had been grabbed just behind the Hospital; plots that were grabbed and indeed the MOH confirmed that and he took the matter to investigation Department and the investigation is ongoing, Mr. Speaker. So as soon as he gives us the report we will bring it back to this House. Thank you.

Hon. Speaker: Hon. Chairperson, you must follow up on the investigation because investigation can be delayed until the buildings are done then you start other problems.

Hon. Manoah Mboku: Mr. Speaker, I will follow up and bring the report.

Hon Speaker: Do that as quickly as possible and bring the report on Thursday, 2.30pm especially regarding the construction that is going on for the buildings of doctors' houses at Pumwani. Thank you.

Hon. Manoah Mboku: Thank you.

Hon. Speaker: *Mheshimiwa.*

Hon. Rosemary Wairimu Macharia (Nominated Member from Sarang'ombe-Kibra): Thank you, Mr. Speaker sir, I stand in support of the Motion and I support my sister Hon. Emmaculate where she was referred to the shortage of nurses to attend to the women in labour. If nurses are not enough, then we can allow the women to go with their next of Kin to the labour Wards. We also need solar panels and electricity

generators as alternative solutions in case of power black-outs or electricity disconnections. Jericho is an example where candles were being used to light labour wards at night as women were assisted to give birth. You can imagine what could happen if there were electrical incubators in that Jericho Maternity. Thank you.

Hon. Speaker: Hon. Akinyi Manyala—

Hon. Member for Kayole South Ward (Ms. Elizabeth Manyala): I rise to support the Motion. However, we should call a spade a spade not a big spoon. Pumwani Maternity is not in a good state. We went there and I can just liken it with what Ogundipe wrote in a book which he titled '*Why Babies Can't Talk*'. According to Ogundipe, it had to take the concern of the maker of all things to put a big yam in the baby's mouth so that the baby can't talk and up to date babies don't talk. When we went there, Mr. Speaker sir, the Chief Officer who has been the Medical Officer of Health (M.O.H) knows a lot of things that I think are happening in that hospital. For example he even knows that the matron's house had been grabbed and given to a civilian who was paying rent. I am saying that without blinking an eye because there is nothing to write home about.

Secondly, UNICEF had constructed a borehole within the compound of this Pumwani Maternity to provide water. This is goodwill because we need to work and collaborate with the well-wishers and likeminded organizations like UNICEF and lo and behold, the borehole is a white elephant and nobody was talking about it. I personally, because the male counterparts could not walk to the Labour Ward because they were scared, walked in and I saw; what I saw was a site not to behold because the women were writhing in pain with nobody to attend to them; bleeding. I don't know; it is sad. So, however, we have done the report but a lot more needs to be done if we really need to be proud that we have enhanced Pumwani Maternity to a Level 4 as opposed to what has been devolved to the counties that is the move from Level 1, 2, 3, 4. We can say it is doing well.

At the same time, even the linen; the laundry, when we inspected, which has not been captured in the report, we found old women carrying dirty linen on their backs and this is blood contaminated. There were no trolleys for them to push up to the laundry and even the laundry machine was not even working very well, meaning even cleaning of the linen is not a 100%. If I were the doctor in charge of--- whatever, I would have ordered the premises closed. But anyway, there is still a lot to be done and we will still come up with more Motions on this so that we can improve our facilities. I echo what *Mheshimiwa Hashim* has said; ---

(Laughter)

Hon. Kamau has said that even when we were walking within the compound, we found that hospital land had been grabbed yet we have an M.O.H who is an able officer who ought to have seen this and would have brought it even to the Assembly. Worse still nothing had been done at the time of our visit.

So, I think we really need to pull up our socks if we really want to improve the health facilities in Nairobi County and save the lives of our people. Thank you, Mr. Speaker.

Hon. Speaker: Thank you. Hon. Bishop---

Hon. Member for Waithaka Ward (Mr. Anthony Karanja Kiragu): Thank you, Mr. Speaker, for this opportunity. I would like to oppose this Motion fully because I don't see why this country should look forward to getting more children and just in the broad day light plan again on how they will be killed just like it was done in Mpeketoni Mombasa. Mr. Speaker, kindly I oppose this Motion and I ask that we consider how we can protect our people not looking at how we can get more children in this country.

Hon. Speaker: Order! Order, Hon. Bishop! Order, my friend! Hon. Bishop you are completely out of order. Hon. Thuo---

Hon. Member for Karura Ward (Mr. Stephen Kamau Thuo): I think he is under the influence--- I don't know of what. Mr. Speaker, I rise to support this Motion---

(Loud consultations)

Hon. Speaker: Order! Order, Members!

Hon. Stephen Kamau Thuo: I rise to support this Motion and also raise an issue. When the report raises the issue of some part of the hospital or some property of the hospital or part of hospital land being grabbed; we should be asking what the senior most doctor or health officer in this county is doing and even the M.O.H on the same matter, Mr. Speaker. I think that is a matter that should be investigated and a matter that should be concluded. That is a very important matter, Mr. Speaker, because after the refurbishing of this particular hospital, the next thing would be the expansion of the same but we cannot expand when there is not enough land or where land has been grabbed.

Before I sit down Mr. Speaker, I would also be asking that the next report from the Committee should be about Karura Health Centre just opposite Muthaiga Golf Club where also the notorious land grabbers of this city have grabbed almost half of that hospital. That is a matter that the committee should look into. We understand that, that particular dispensary is on prime land and right before Muthaiga Golf Club. So as much as I support the report I am making that request that you look into that and you stop this notorious grabbing of public utilities in this County.

The next time they might grab this Assembly and we might not have a place to meet. This is something that must stop, Mr. Speaker. I think the Chairman of the Committee has taken up that matter and also you can give directive on the same that we have reports on all the hospitals. The Committee can

go and investigate on all the hospitals that the County has or are under the care of the County and the parcels of land on which they stand, Mr. Speaker. Thank you.

Hon. Speaker: Hon. Members, what the Hon. Thuo is telling us here, the Chairman of Health, is that His Excellency the Governor is on record as saying that his primary duty is to improve health services in Nairobi. We know he has put a lot of efforts at the Pumwani Maternity Hospital but what Hon. Thuo is saying is; where will the nurses and the doctors you are asking for be staying. Remember the report of the Hon. Chair for Health that you brought last week. I am pleased to inform you that the Governor has taken action and for me I think you need as a Committee to put more effort in seeing to it that those houses in Pumwani are free for habitation by the health workers.

Secondly, as you said in your report on Mama Lucy Kibaki Hospital's visit, that all the land belonging to the health centers and hospitals which had been grabbed be returned, you should liaise with the Committee on Physical Planning so that even those health centers are fenced off so that the marauding grabbers do not get access to those health centres. Thank you. Can I call Hon. Ochar please and then Hon. Zulfa then we call for---

Hon. Member for Korogocho Ward (Mr. Maxwelll Ochar): Thank you, Mr. Speaker. First of all I would want to thank the Committee of Health because of the wonderful report they have given to this House. It was just recently when they brought a good report on Mama Lucy and today they are on Pumwani Maternity Hospital. Mr. Speaker, I support this Motion and it is high time we should crack the whip. First of all, we have seen that babies are dying there. But the baseline of everything, let us budget for the Pumwani Hospital because it serves quite a number of people of this county. And again after this then we should get down, and if possible we employ the deficit of the workers and deploy to this hospital and then we can hold anybody responsible for wrong doing.

Mr. Speaker, I can see we owe Pumwani Hospital 86 million. This is very unfair because some of the doctors will go on a go slow and everything will go haywire, Mr. Speaker sir. So, I think the Committee on Budget should look into this because 'a healthy nation is wealthy nation', if you can't take any life preciously then we have no use to be legislators in this city. Mr. Speaker, I can see another shortfall because if the central government is paying Kenyatta National Hospital, Ksh 20,000 for each and every delivery and our institution is being paid only 5,000 per each and every delivery, I think this is very unfair. And this cannot augur well with us as Nairobians because on this one, we have to petition the central government so that they can pay us good money because before this Mr. Speaker, Pumwani was charging almost 12,000 per each and every delivery. So, I request the authority i.e. H.E the Governor and his team to ask the central government to do something about this. Thank you, Mr. Speaker sir.

Hon. Speaker: Very well. Hon. Zulfa—

Hon. Zulfa Hakim Mohammed (Nominated Member California): Thank you, Mr. Speaker sir. I rise to support this Motion, it is a very important Motion for the people of Nairobi and having been a resident in that area for many years, I can however point out that the issue of the behaviour of the hospital staff has not been mentioned and I personally being a supporter of that hospital for many years or rather a few years of my adult life; I know that the nurses there maltreat the new mothers because they assault them sometimes when giving birth. I don't want to go into details but I know they get spanked if they refuse to do one or two things and also abused verbally and neglected.

So, I would urge this very able Chair of Health Committee together with his able Vice Chair Hon. Mugo to look into this issue and also report to this House on which measures can be taken to improve the behavior of these nurses, Mr. Speaker. It is not in bad faith but probably they may need some training because Pumwani Maternity Hospital is a very big hospital that caters for quite an abnormal number and probably they are stressed or they are overwhelmed. So, either this department should add the number of nurses and also may be offer them some type of training because the relationship between the patients and the nurses is not very good.

They need to do something about it, Mr. Speaker. And as well there is need for adding ambulances because they are very few if not two. I left when they were two; probably there is only one now. So they need to add ambulances because of the urgent need for them. Mothers sometimes die because of lack of ambulances. So, I urge this House to support this Motion because Pumwani Maternity Hospital is the heart of Nairobi, may be I also have many relatives who were born in the same hospital and this applies to many of you including the Vice Chair of the Health Committee. So, please come together and support this Motion. Thank you.

Hon. Speaker: Hon. Members, I now call the Mover of the Motion to reply.

Hon. Manoah Mboku: Thank you, Mr. Speaker, I want to thank these Hon. Members for accepting to support the work of the Committee in its efforts to make sure that Pumwani Maternity Hospital recommendations are implemented and fast-tracked to give health services specifically the aim to protect and improve the health services in Nairobi County. Mr. Speaker, there is need for Nairobians to find value in our maternity systems and I want to assure the Members that the committee will follow up to ensure the implementation of the recommendations of the committee.

However, Mr. Speaker, I also want to say that Members have highlighted pertinent issues regarding Pumwani and we want to assure Members that the committee is going to follow up especially the issue raised by the area Member of the grabbed piece of land behind the hospital. We are going to take up the matter with the Committee on Lands and Planning so that the plot can be repossessed. Mr. Speaker, I also want to thank the committee for the issues they highlighted the other day regarding Mama Lucy Hospital and I am glad as you have said the Governor has taken up the issue and he appointed a team to investigate and if possible to do total overhaul of Mama Lucy Hospital so that it can operate well.

Mr. Speaker, I had earlier read in the report of this committee that the Medical Officer of Health had informed the Committee that Pumwani Maternity Hospital Management Board was previously appointed by the Minister for Local Government to oversee the running of the hospital. But right now the running of the facility reports directly to the Governor. So I am sure with the Committee of Health in place we will make sure the recommendations that this committee has come up with, will be achieved as soon as possible. Thank you, Mr. Speaker.

Hon. Speaker: Hon. Members, I now put the question that the Assembly adopts the Report of the Sectoral Committee on Health Services regarding the inspection visit to Pumwani Maternity Hospital laid on the Table of the Assembly on Thursday 17th April 2014.

(Question is put and agreed to)

Hon. Speaker: Okay, Hon. Luchiri on adjournment.

Hon. Karen Wanjiku (Nominated Member for Njiru Ward): Point of Order!

Hon. Speaker: Yes, Order, Hon. Luchiri! Order on what?

Hon. Karen Wanjiku: Standing Order 32 there is no quorum, Mr. Speaker

Hon. Speaker: The quorum is there I have already counted myself.

Hon. Karen Wanjiku: There is no quorum, Mr. Speaker.

Hon. Speaker: Okay, Members, I had counted earlier, but I can see Members going. Clerk, please. The Serjeant-At-Arms to ring the bell.

(The bell is rang)

Hon. Members, order, Members! The Chief Whips from both sides need to up their game and whip Members for the Assembly business. The House is adjourned until tomorrow Wednesday at 2.30 p.m.

(The House rose at 4.35 p.m.)