



NAIROBI CITY COUNTY ASSEMBLY

OFFICIAL REPORT

First County Assembly – Second Session

Tuesday, 4th March, 2014

The House met at 2.30 p.m

(Mr. Speaker in the Chair)

PRAYERS

PAPERS

The following Papers were laid on the Table:

1. Debt Management Strategies Paper for the financial year 2014/2015;
2. Physical Strategy Paper for the financial year 2014/2015.

COMMUNICATION FROM THE CHAIR

Hon. Speaker (Mr. Alex Ole Magelo): Hon. Members, we want to welcome the Hon. Deputy Speaker of the County Assembly of Nairobi and the Hon. Members who just came in from a very successful tour on duty in the United States of America, Colorado Denver City.

Hon. Members, there was an item that was raised on the issue of suspension of Hon. Charles Thuo Wakarindi MCA Dandora area III Ward. The final communication will be done tomorrow 2:30 pm. Hon. Members, there have been issues of very serious nature raised in regard to the Hon. Members of this House and as from tomorrow 2:30 p.m. the Sergeant-At-Arms is under instruction that no drinks will be allowed to this Hon. House unless provided for by the Sergeant-At-Arms or members of the staff of the Clerk. I don't want to go into details, but I want to give a straight warning; straight warning. The

consequences that will follow; don't be surprised, there could be an election in your Ward because I will send you out for eight consecutive days.

We can all of us enjoy in our own style. You have time to enjoy but not inside this House. Members, if what I am saying--- you know what I am saying--- if it went out to through those cameras we'll be a House of shame. We'll be a House of shame and there is no champion in this House. There is no champion. You'll be champion in your home and you'll be champion when you are doing elections but in this House it is a House of dignity.

I want to thank you Members. I was very much touched that the Hon.--- I want to mention in name, Hon. Nyangala Jackline took all her time to prepare matters to do with Bills in this County. I want to thank you and I want to ask other Members that whatever assignment you are given, get it, go sit down, do all that it takes so that we can play a role in improving the lives of the Nairobians.

For the other Members who contribute to this House, it is going to be seen. Wait until we get into that House, the chamber, the cameras will be there. Members, the *wananchi* will know whether they voted for you or send you to sleep or they sent you to work. Once again, I want to thank you most sincerely. Thank you, Hon. Members.

(Applause)

Hon. Speaker: Hon. Members, order number 6; notices of--- is it Notice of Motion? Number 5; Papers. Apparently some papers had been left behind and they will be laid in the course of our proceedings. Thank you. Proceed.

Principal Assistant Clerk (Ms Monica Muthami): Order number 6; Notices of Motion.

NOTICES OF MOTION

NOTICE – MOTION ON COUNTY TRANSPORT FUNCTIONS TRANSFER

Hon. Member for Makongeni Ward (Mr. Peter Imwatok): Mr. Speaker , I want to present a Notice of Motion based on a Sectorial Committee on Transport and Public Works and the Motion reads as follows: **AWARE** that the transition authority under legal notice number 177 provided for the transfer of the County transport functions including road works, including County roads, mechanical and transport equipment and public road transport to County Government; **CONCERNED** that this function is yet to be transferred despite Nairobi City County compliance with all the pre-requisite requirements and having thirty seven engineers; **NOTING** that the fourth schedule of the Constitution 2010 supports the development of these functions; this Assembly resolves that the Transition Authority should immediately undertake all the necessary measures to ensure the transfer of the County transport functions to the Nairobi City County Government. Thank you, Mr. Speaker.

Principal Assistant Clerk: Order number 7; Statements.

Hon. Speaker: The Hon. Mbau, please. Notice of Motion? Go ahead, Hon. Member. Do we have it with us? Is it approved by the Speaker? It is not approved by the Speaker Hon. Member. Hon. Thuo.

STATEMENTS

REQUEST – STATEMENT ON RE-ADVERTISEMENT OF THE POSITION OF DIRECTOR OF HUMAN RESOURCE BY THE NAIROBI COUNTY PUBLIC SERVICE BOARD

Hon. Member for Karura Ward (Mr. Stephen Kamau Thuo): Thank you Hon. Speaker, pursuant to Standing Order 41(2 c) I wish to request for a Statement from the Chairperson of the Sectorial Committee on Labor and Social Welfare regarding the re-advertisement of the position of Director of Human Resource Management by the Nairobi County Public Service Board. Hon. Speaker, the Board successfully advertised and shortlisted candidates for the same position. However, it again re- advertised the job despite having potentially qualified candidates to fill the position. Hon. Speaker, in the Statement--- (*A phone rings*)

Hon. Speaker: Order Members! Order! Please, switch your phones off. They will earn you an instant (*Thuo laughs*) punishment, please.

Hon. Stephen Kamau Thuo: Thank you, Mr. Speaker, Members have complied with that. Hon. Speaker in the Statement the Chairperson should inquire into and report on:

1. Reasons for re-advertisement of the position of the Director of Human Resource Management and;
2. Table a list of all applicants and the shortlisted applicants for the above mentioned post;
3. Table a list of all appointments done by the County Public Service Board since its inception.

Thank you, Mr. Speaker.

Hon. Speaker: Hon. Member, can you seat down please. Order Member, take your seat!

(Hon. Wilson Ochola who was standing takes a seat)

Hon. Speaker: Thank you very much, Hon. Thuo. The Hon. Chairperson of Labour, to report back on Thursday 2:30 p.m. on the issue of the County Service Board. No less; no more. Thursday 2:30pm. *(Applause)* Next, order? Next order please? Next Statement, Hon. Hashim Kamau.

REQUEST – STATEMENT ON STATUS OF LIFTS IN CITY HALL ANNEX

Hon. Chief Whip of Minority: Thank you, Mr. Speaker, pursuant to Standing Order 41(c) I wish to request for a Statement from the Chairperson of the Sectoral Committee on Transport and Public Works regarding the state of elevators in City Hall Annex. Hon. Speaker the lifts are in a deplorable state and it is easy to foresee a disaster in the near future. Yesterday, Mr. Speaker, the elevator stalled with people inside for almost forty five minutes. The building also houses persons with disabilities who include Mr. Shem Obura who is the Director of Social Services and Housing and Mr. Samuel Wainaina, yet Article 54 of the Constitution of Kenya 2010 which provides for the rights of persons with disabilities is clearly being breached.

It is alleged that the persons charged with the responsibility of maintenance of the elevators are the people behind its deplorable state. Mr. Speaker, in the Statement the Chairperson should enquire into and report on whether the Executive in charge is aware of the state of these lifts and what corrective measures have been put in place to comply with the Constitution and the building regulations to avert a disaster, Mr. Speaker. Thank you.

Hon. Speaker: Very well, Hon. Hashim Kamau. The Chairperson for Works had an emergency and travelled to Narok. I don't know whether the Vice Chair is here. I'll give it to the Chairperson of Liaison Committee, Vice Chair. Vice Chairman, please can you tell us how long you need to do this and on top of--- order Member! Order! On top of that I will ask Hon. Hashim Kamau to bring a Bill to this House so that no City Hall House, City County House office is rented to outsiders. I wish you would bring the Bill here. *(Applause)* Sorry for that, it's an advice. Hon. Vice Chairman.

Hon. Member for Komarock Ward (Mr. Samuel Irungu): Mr. Speaker, I am not the Vice Chair but I stand in for the Chairperson of the---

Hon. Speaker: Very well, very well.

Hon. Samuel Irungu: ---of the Transport and Public Works Committee. Mr. Speaker I seek the leave of this House---

Hon. Speaker: Go ahead, I am listening.

Hon. Samuel Irungu: Yes, Mr. Speaker, I request that we respond on Thursday next week.

Hon. Speaker: Very well.

Hon. Samuel Irungu: Mr. Speaker, I also seek to respond to a Statement sought by Hon. Hashim Kamau, to the Chairperson of Transport and Public Works, regarding Nairobi City County transport yard situated in Dar-es-Salaam road. Mr. Speaker the Hon. Hashim Kamau has sought the Transport and Public Works Committee to inquire into and report on---

Hon. Speaker: Point of order on what? On what, Hon. Hashim Kamau?

Hon. Hashim Kamau: Mr. Speaker, is the person representing the Chair? Is he in order, because the requirement is that first of all he furnishes me with the copy of the Statement, which I have not even received? I have not even seen it. So, Mr. Speaker, is he in order?

Hon Speaker: I think in this--- order Member! Order! I am a bit--- I am sorry because we did not have a representative of the Chair. I would like to ask the Chairperson of Liaison Committee, Hon. Deputy Speaker to liaise and have this by Thursday 2:30 p.m. Thank you, Hon. Deputy Speaker. Next Statement? Hon. Warutere.

REQUEST – PERSONAL STATEMENT ON WARD OFFICE FURNITURE

Hon. Member for Roysambu Ward (Mr. Peter Warutere): Mr. Speaker sir, I rise on a point of order number 80. Requesting your indulgence on an issue that I have strongly felt needs to be tackled and that is the issue of our office furniture.

Hon. Speaker: What?

Hon. Peter Warutere: Our office furniture and the office space.

Hon. Speaker: Order Member! Order! Order Member! The Hon. Leader of Majority has now come and it is your duty now to lay papers in the Assembly.

Hon. Leader of Majority (Mr. Elias Otieno): Thank you, Mr. Speaker. First of all, I must apologize to the House for being late. I hope you will accept my apology. Mr. Speaker, I beg to lay the following Papers on the Table of the Assembly today, Tuesday 4th March, 2014;

3. Debt Management Strategies Paper for the financial year 2014/2015;
4. Physical Strategy Paper for the financial year 2014/2015.

Thank you, Mr. Speaker.

Hon. Speaker: Thank you, Hon. Leader of the Majority.

(Consultations between the Principal Assistant Clerk and Speaker)

Hon. Speaker: Very well, Hon. Leader of the Majority. What you have laid--- the Papers, is the presentation of County Fiscal Strategy Papers. I am guided that all these are with the Sectoral Committees waiting to be consolidated for the Hon. Chairperson for Budget and Appropriation Committee. Hon. Members, all Committees of the County Assembly of Nairobi are hereby required to suspend all other activities in order to consider the strategic Papers for laying on the Table.

As you are aware, we have the budget coming round the corner and at the same time we have what you have been waiting for and we require it Tabled in this House. Therefore, Chairman of the Liaison Committee, it is your duty to immediately deal with these Papers as soon as possible and report back in seven days. We have a Statement from the Hon. Wilson Ochola. Proceed.

Hon. Member for Utalii Ward (Mr. Wilson Ochola): Thank you, Mr. Speaker, Sir, with a humble request, first of all you have given me one day notice which is not possible for the---

(Consultations between the Principal Clerk and the Speaker)

REQUEST – STATEMENT ON THE MANPOWER CAPACITY OF THE NAIROBI CITY COUNTY FIRE STATION

Hon. Wilson Ochola: Mr. Speaker, I am on the floor. Pursuant to the Standing Order number 41, I wish to request for a Statement from the Chairperson of the Sectoral Committee on Culture and Community Services regarding the manpower capacity of the Nairobi City County Fire Station and its branches. Mr. Speaker sir, it is common knowledge that the Fire Station is understaffed and it last recruited new staff over two decades ago, in 1987 to be exact. In the Statement the Chairperson should enquire into and report on--- Mr. Speaker?

Hon. Speaker: I am listening.

Hon. Mr. Wilson Ochola: One; the number and qualifications of staff working at the Fire Station and its branches. Two; Mr. Speaker, Sir---

Hon. Member of Sarang’ombe Ward (Mr. Pius Otieno): Point of Order!

Hon. Speaker: Yes.

Hon. Wilson Ochola: Mr. Speaker, can you protect me from this man.

Hon. Speaker: Hon. Wilson Ochola---

Hon. Pius Otieno: Thank you, Mr. Speaker. I am standing here just to seek direction and your opinion regarding the fact that is it proper in any Commonwealth tradition of practice for a Member--- I am seeking direction from the Speaker to give a ruling if it is appropriate for a Chairman of a particular Committee to again seek a clarification or a Statement from the same Chairman whom they happen to be sitting with in the Liaison Committee. Would you mind giving direction to that effect, Mr. Speaker?

Hon. Speaker: Very well. Hon. Members, the Member who has just come in is improperly dressed, I would like you to leave the Assembly. Hon. Amutavi, leave the Assembly and he leaves the Assembly for the rest of the day.

(Hon. Amutavi leaves the Assembly Hall)

Hon. Speaker: Hon. Members, I just want to make some corrections. Debt Management Strategy Paper, that is to be handled by the Budget and Appropriation Committee and what the Hon. Chairperson for Labour has brought in a statement, as we all stand to be guided, indeed it is your responsibility as you hold your meetings in the Liaison Committee to deliberate on these issue before you bring them to the floor of the House. Very well, next item.

Hon. Member for Kayole South (Ms. Elizabeth Manyala): Point of Order!

Hon. Speaker: Hon. Akinyi, Point of Order on what, I need specifics?

Hon. Elizabeth Manyala: I rise on Standing Order number 80, but I will need some clarification here.

Hon. Speaker: Excuse me, are you standing on a Point of Order or a clarification?

Hon. Elizabeth Manyala: On clarification.

Hon. Speaker: On what?

Hon. Elizabeth Manyala: On what you have just ruled on the Liaison Committee. On the Liaison Committee, Mr. Speaker, you are aware that a sample is always a miniature of the whole population and---

Hon. Speaker: Beg your pardon?

Hon. Elizabeth Manyala: A sample is always a miniature of the whole population and the Liaison Committee is a miniature of this whole House and they represent us and they will not represent all the views of all these Members who are represented here in this Assembly and that being the case if they

discuss anything in the Liaison Committee, we will not be able--- the Members who are not in a position to be in that Liaison Committee may not be able to get the information.

Hon. Speaker: Order Member! The Liaison Committee, from my little knowledge, is a cabinet of the County Assembly of Nairobi, but I stand to be guided. The questions asked naturally would have been asked in the Liaison Committee unless you want to come and overburden us. However, Hon. Members, I will consult momentarily and come back to you. Clerk?

Hon. Wilson Ochola: Thank you, Mr. Speaker, can I continue if you have said that is so?

Hon. Speaker: Hon. Members, I will allow Hon. Wilson Ochola to ask the question but I would also advice the Chairpersons; do not come here and overburden us. You are supposed to serve the Members, not to come again to be served while the Members are being served.

Hon. Pius Otieno: Mr. Speaker, in an ideal situation---

Hon. Speaker: It is allowed.

Hon. Pius Otieno: The Chairman--- I am saying in an ideal situation---

Hon. Speaker: Order Member! Order! It is allowed.

Hon. Mr. Pius Otieno: The Chairman would have given it to the Member.

Hon. Speaker: Order!

Hon. Wilson Ochola: Mr. Speaker, can you protect me from this old man, Mr. Speaker. Thank you, Mr. Speaker for protecting me. Mr. Speaker, we were on number 2; I am not going to go back from where we are, I will just continue.

Number 2; the department plans to recruit new staff to bolster its operations especially sourcing employment from the National Youth Service and promotion of current staff on merit.

Number 3; Mr. Speaker, if employees working at the Fire Station are insured and have medical assistance or a clinic within their premises to allow for first aid and other emergencies affecting the staff.

Mr. Speaker, the law is very clear, number 5; whether the department has considered having stakeholders like the Red Cross stationed within the station addressing system management and its infrastructure when necessary. Mr. Speaker, before I finish I would like to request---

Hon. Speaker: Order!

Hon. Wilson Ochola: Point of Order! Mr. Speaker.

Hon. Speaker: Order!

Hon. Mr. Wilson Ochola: Mr. Speaker, you have only given us one week on the issue of labour. Mr. Speaker, I am the Chairman on labour and we cannot finish---

Hon. Speaker: Order! Hon. Members, again the Chairperson of Works is not available, the Chairperson for the Liaison Committee please ensure that we have this report, the earliest, Thursday, 2.30 p.m.

Hon. Elizabeth Manyala: Point of Order.

Hon. Speaker: Please specify, I want you to specify the Points of Orders.

Hon. Elizabeth Manyala: I rise on Point of Order number 80, but Mr. Speaker, I am just concerned because under Standing Order number 191, a Sectoral Committee's mandate is to investigate and enquire and report, and having given us a big volume of activities to undertake within a short time, Mr. Speaker, pertaining to the labour docket, you have heard what Hon. Thuo has asked on a report regarding the County Service Board---

Hon. Leader of Minority: Point of Order!

Hon. Speaker: Yes, a Point of Order.

Hon. Elizabeth Manyala: We need ample time so that we can investigate and enquire and bring a comprehensive report. One day is not enough, Mr. Speaker---

Hon. Speaker: Point of Order, please.

Hon. Leader of Minority: Mr. Speaker, Sir, I thought my colleague who is my neighbor stood on Standing Order number 80 which is a Personal Statement and she is not issuing a Personal Statement here, she is asking questions. Is she in order, Mr. Speaker sir?

Hon. Speaker: Hon. Members, it is absolutely clear that when I make a ruling; it is being challenged. Hon. Members, Members want to work, the Chairpersons of this House are the most articulate Chairpersons, able to do their job even in 24 hours. Therefore, with the able Chairmanship of the Liaison Chair, the time we have allocated you to give us a report is adequate and it is enough and it is so ordered. Hon. Warutere.

Hon. Peter Warutere: Mr. Speaker, Sir, I come back again here seeking your indulgence on a matter that you brought to this House about 5 days ago. There was this item you asked about forming an Ad hoc Committee to investigate on issues pertaining to the Garden Square Restaurant, the annexing of the Garden Square Restaurant and all other properties of this County. I have thought it prudent to come and request you lest you forget quickly the way the Governor had forgotten the other time---

Hon. Speaker: Order Member! Order!

Hon. Peter Warutere: I withdraw that bit. Lest we forget though, we need to form an Ad Hoc Committee to investigate and find out the situation of Garden Square as it were. You had promised that you would do it the next day, I think we had enough issues so I am just seeking your indulgence on the same.

Hon. Speaker: Hon. Members, all I know is that the Ad Hoc Committee we were to form was for the Bowling Green, if I am not wrong. We have no problem with Garden Square because as of now the Garden Square belongs to the County Government of Nairobi and unless you wanted some other transgressions. The Ad Hoc Committee, Hon. Members, we were to form an Ad Hoc Committee with regard to Bowling Green.

However, given that, it looks like it has been overtaken by events because, Hon. Members, you have gone on investigating, calling officers and at the same time it appeared in the newspapers. So, Hon. Members, unless otherwise, we do not have any Ad Hoc Committee at this particular time and remember, Hon. Members, the County Government is the sole authority on the properties of the Nairobi County unless otherwise deemed to be not properly done and I think we understand each other on that.

Hon. Member for Gatina Ward (Mr. Mike Obonyo): Point of Order!

Hon. Speaker: Order on what item?

Hon. Mike Obonyo: Mr. Speaker, just on the same, I have been requested by my able Chairman that we are delivering a comprehensive report on Bowling Green on Thursday.

Hon. Speaker: I am not aware of that.

Hon. Mike Obonyo: You should not insinuate---

Hon. Speaker: I am not aware of that!

(Laughter and loud consultations)

Hon. Speaker: Order Members! The Hon. Majority.

Hon. Leader of Majority: Mr. Speaker, I think with regards to Bowling Green, when you say we should not form an Ad hoc Committee, I don't think it is proper. Let us just continue --- (*Applause*) with the investigation. We want to know who gave it out, Mr. Speaker, because that is impunity and we should continue with the Ad hoc Committee and also Mr. Speaker, as advice, just take this House seriously because there are some people who are coming here not properly dressed and they know the Standing Orders very well. Somebody like my Chairman Amutavi, he came and he knew very well he is going to provoke you. Why don't you just take drastic action against these people? Just do it, once and for all because this is not proper. Thank you, Mr. Speaker. (*Loud consultations*)

Hon. Speaker: Hon. Members, order! Order Hon. Members! Clerk, one minute, I want to make some ruling.

(Speaker consults with Principal Assistant Clerk)

(Loud consultations)

Hon. Speaker: Hon. Members, order Members! Order! Order Members! Very well. Hon. Leader of Majority. I know what you feel is what every other Member feels in this House. It was deliberate for the Member to come in so that we can do what we want to do and according to Standing Order 104:

"Grossly Disorderly Conduct of a Member..... (a) on the first occasion, for the remainder of that day's sitting"; and the allowances of that particular sitting will not be paid and" (b) on the second or subsequent occasion during the same session, for a maximum of three sitting days including the day of suspension", "(3) If on any occasion the Speaker or the Chairperson deems that his or her powers under this Standing Order are inadequate, the Speaker or the Chairperson may name such Member or Members, in which event the procedure specified in Standing Order 109 (Member may be suspended after being named) shall be followed."

Hon. Members, indeed when you walk in through that door, you walk into an Assembly. You walk into a place where there is dignity, there is civility, but I want to challenge you to know which side of the civilized world you are in. Are you a civilized person or not a civilized person? Even if you hate the Speaker, please follow the Standing Orders--- (*Applause*).

We may not shop in the same mall and we may not go to the same church but respect the laid down procedure of any institution and respect yourself. I can assure you a mistake can be made on this Chair, a mistake can be made of sending you to oblivion, don't let us make those mistakes, and I agree with the Leader of Majority that the Hon. Member who is a Chairperson of a Committee knew he was coming to this Assembly.

I will be consulting the Clerk in a view of further punishment to the said Member. It is said in Africa- we are all African--- "*Hakuna wa tumbo na wa mgongo.*" (*Laughter*). Punishment must be meted out severely because in this House we are joking, but I can assure you I am not part of a joker and this today,

is the last warning Hon. Members, last warning. People come here dressed as if they are going to Carnivore. Others come as if they are going to a strip tease night club. Please in Swahili it's, *tuheshimiane. Lakini huyu ndiye msema kweli (Referring to the Standing Orders), huyu ndiye msema kweli.* Thank you, Hon. Member and thank you for your observation. Hon. Leader of Minority.

Hon. Leader of Minority: I just need your direction, Mr. Speaker sir, on the issue of Bowling Green. I wanted to enquire; if a matter is being investigated by a certain Committee, can this House form an Ad hoc Committee over the same while the matter is being investigated and the Report has not been tabled in this House, Mr. Speaker sir?

Hon. Speaker: Hon. Members, I think I am going to make a ruling shortly in regard to the Bowling Green issue.

Hon. Member for Nairobi South Ward (Mr. Manoah Mboku): Point of information.

Hon. Speaker: Yes, please.

Hon. Manoah Mboku: Mr. Speaker---

Hon. Speaker: Hon. Member, one minute. Hon. Members, Hon. Minority, I would have expected you to wait for my communication on the issue of Bowling Green.

Hon. Manoa Mboku: Mr. Speaker, just before you conclude that issue, may I inform this House that as the Expression of Interest was going through the daily news, Mr. Speaker, already somebody had paid the rates at the Rates Office here, a deposit of one year to lease the Bowling Green. I am wondering why the issue appeared in the press yet the Restaurant had already been leased out, Mr. Speaker. This issue needs to be investigated, Mr. Speaker. Thank you.

(Applause)

(Hon. Mike Obonyo takes to the floor without the Speaker's permission)

Hon. Mike Obonyo: Mr. Speaker, Mr. Speaker, let us not preempt the outcome of the Planning Committee's---

Hon. Speaker: Obonyo, Hon. Obonyo can you leave this House! What is this you are playing around?

(Hon. Mike Obonyo is escorted out of the Chambers by the Sergeant-at-Arms)

Hon. Speaker: Clerk can you approach. (*Consults with Principal Assistant Clerk*) Hon. Members, Hon. Obonyo is suspended for the rest of the day and Hon. Members, I am going to make a mistake here and you may not forgive me. I am going to send somebody for a long long time out of this House. I think that is what you want to know. You cannot come and play here, *hii si soko*. This is not a market. This is not a market Hon. Members, this is not a market. I am going to make a mistake like a mistake that was made the other day when a Member was sent out for two weeks, I might send you out for three weeks. It's up to you. It's the ruling of the Speaker. Next Order please?

Principal Assistant Clerk: Order number 8.

Hon. Member for Harambee Ward (Mr. Ronald Milare): Thank you, Mr. Speaker. Mr. Speaker sir, over the past few weeks, my Committee has received numerous contributions, views and proposals pertaining to the Betting, Lotteries and Gaming Bill and the Alcoholic Drinks Control and Licensing Bill and some of those contributions, Mr. Speaker, have legal technicalities. My Committee has done its due diligence and we are in the process of compiling a Report to be ready for tabling next week Tuesday and therefore we seek your indulgence, Mr. Speaker, and request that you grant us an extension so that we can finalize on the Report. Thank you.

Hon. Speaker: I think that is in order. Very well, next Order item.

Principal Clerk Assistant: Order number 9.

Hon. Ronald Milare: We seek the same, Mr. Speaker.

Hon. Speaker: Yes Hon. Milare. What did you say? Hon. Chairperson, you requested the same on Order number 9. Very well. The Hon. Elizabeth Akinyi Manyala.

MOTION

MOTION ON STREET CHILDREN/FAMILIES MENACE

Hon. Elizabeth Manyala: Thank you, Mr. Speaker sir, **THAT, AWARE** that of late there has being increase in the number of street children/families within the Nairobi City County greatly affecting business in the City centre; further **AWARE** that this problem has turned into a social nightmare with most children/families invading major streets within the CBD(Central Business District); **CONCERNED** that, these street children are now extorting money from innocent pedestrians and motorists through intimidations and threat through use of human waste; this Assembly urges the County Government to move with speed and address this issue.

Hon. Speaker: Go ahead, go ahead, I have read your Motion and it's a wonderful Motion.

Hon. Elizabeth Manyala: I therefore call upon Hon. Warutere to second this Motion.

Hon. Speaker: The Hon. Warutere.

Hon. Peter Warutere: Protect me, Mr. Speaker from some Members who are always inferring on my title and others. I beg to second this very important Motion owing to many merits on the same and I remember a story that was given by the Majority Leader one day about how he was approached by street children and knowing his might, and his strength plus what he carries, I was disturbed that these children cannot even know boundaries. Therefore, I think that it is on this notion and many other examples that I can cite here that we need urgently to give direction on particularly the management of these small children who are our brothers and sisters, who are staying on the roads and streets of Nairobi.

Due to these street children and families, particularly as the Chairman of Tourism, I think we don't depict one of the best pictures. When our tourists come from far and wide, the best or the last thing that they would want to encounter is those children demanding money from them, using force to extort money from Nairobians and I think this Hon. Member has brought this Motion timely. We need a quick fix to address this particular issue and I think without mincing my words I am privileged to be the first person to be called upon to second this Motion so that we can get a quick fix on this particular issue. With this I second the Motion by Hon. Elizabeth Manyala. Thank you.

Hon. Speaker: Very well, I want to take this early opportunity to thank the Hon. Elizabeth Manyala for bringing this Motion and it is also the appropriate time for the Members of this County Assembly to protect the Nairobians. Hon. Members, I now propose the question **THAT, AWARE** that of late there has been an increase in the number of street children/families within the Nairobi City County greatly affecting business in the City centre; further **AWARE** that this problem has turned into a social nightmare with most children/families invading major streets within the CBD(Central Business District); **CONCERNED** that, these street children are now extorting money from innocent pedestrians and motorists through intimidations and threat through use of human waste; this Assembly urges the County Government to move with speed and address this issue. Hon. Members, the Hon. Manoah Mboku.

Hon. Manoah Mboku: Thank you, Mr. Speaker, I rise in support of this Motion. Indeed, Mr. Speaker, the Nairobians are suffering. It is true these children have become a menace. They are harassing innocent people in Nairobi, extorting money, mugging and even threatening them with feaces. Mr. Speaker as the Hon. Member has put it; we need to address this issue with the urgency it requires. Mr. Speaker, I suggest that we come up with Rehabilitation Centres for the County because these street children are our children. They are our brothers, they are our sisters. We cannot send them to jail because they will still overburden our County.

I suggest, Mr. Speaker, we come up with Rehabilitation Centres for the County so that we can take these children to give them various training in various disciplines so that probably they can be disciplined productive members of this County. Mr. Speaker, why should we lease out Bowling Green? Why should

we lease out the County Garage at Dar-es-Salaam Road? Why can't we transform these facilities into Rehabilitation Centres so that we can train these children--- (*Applause*) so that we don't have these problems we are having, Mr. Speaker. If we can come up with proper plans to address this issue at this County, Mr. Speaker, we will address this issue of street children with the urgency it requires. Thank you, Mr. Speaker, I beg to support this Motion.

Hon. Speaker: Hon. Carol Muga.

Hon. Caroline Muga (Nominated Member from Harambee): Thank you, Mr. Speaker. As much as I want to support this Motion, I want us to debate it with soberness because it is not a problem with a quick fix. As the Hon. Member who was here before me; Hon. Manoah said earlier, yes we do need Rehabilitation Centres but before we go to Rehabilitation Centres, have we done a study of the street children? Do we know that there are three categories of street children in the city and even in the estates?

We have children who just come to the streets and go home. We have children who actually stay in the streets and have nowhere to go and we have children who come and work in the streets and they have places where they can live. We have street families. So as much as we would want to get so emotional about this, I think we have jumped the gun. We need to ask, have we done a study? After this study, what are the remedies that would cure this, because we don't want a solution that is quick-fix, that will happen for say six months and then in the next two years we are back again at the drawing board.

So, I believe we should have started by asking the Executive Member or the Committee in charge of Social Services to ask the Executive what they are planning to do with the street children. As much as we will want to vilify them, I have talked to them, I sit with them and I know that these children have really nowhere to go. Nowhere to go. There are cases where you listen to the stories of the streets and I don't think you will even sit and sleep comfortably knowing what is happening in the streets. We have abuse and if you see a child in the streets imagine your own children; if you send them away from the house today, where will they go? They will be scared to stay in the streets so Hon. Speaker, as much as we want to look like we are working and clear the streets of vermin as we would call them, I think we look for a sober way to address this issue. Thank you, Mr. Speaker.

Hon. Speaker: Hon. Jacqueline Nyang'ala.

Hon. Jacqueline Nyang'ala (Nominated Member from Kileleshwa): Thank you, Mr. Speaker. I rise to support this Motion and I would like to give some information, that I did initiate a Stakeholder forum for Tourism, Hoteliers, Tour Operators and everybody and this issue was very--- Everybody was concerned about this issue and we had the Minister from the Executive, Chief Officer of Tourism and my Chairman, he is not here, anyway. The Chief Executive of Trade Tourism and Industrialization is aware and she told us, there is a study that is being done because there was an issue about Children; you have Feeding Centers, they go to Feeding Centers.

Hon Speaker: Hon. Member, did you say the Chairperson of Trade or the---

Hon. Jacqueline Nyangala: I informed the Chairperson of Trade but we were with the Chief Executive Officer of Trade and Tourism in a Forum for all the Stakeholders and this issue was deliberated on very much and the Chief Executive Officer said there are plans, because initially and before they put Centers for Feeding the children with a view of taking the Children out of the Streets.

However, the children would go to the Feeding Centers and still come back to the Streets. So, there is I guess, and I think maybe we can find out from the Chief Executive Officers, they are looking for land to set up Rehabilitation Centers and they want to have something that will prevent the children from coming back to the streets. So, there is something going on probably we can ask the Chairman of Trade to find out from the Chief Executive Officer and give us a report on what he is doing. But this has come up with the Tourism Stakeholders and it was dealt with and it is being dealt with. Thank you and I support.

Hon Speaker: Thank You, Hon. Karen Wanjiru.

Hon. Karen Wanjiru (Nominated Member from Njiiru): Thank you, Mr. Speaker sir. Indeed this is a time when we want to change the picture of the CBD (Central Business District). We have suffered under the hands of these Children for a long time. Therefore, the Children should be Rehabilitated and not only Rehabilitated but we should make sure they are retained in the Rehabilitation Centres.

I have examples of Kayole Social Hall and Bahati Social Hall where Street Children have been rehabilitated, but unfortunately they get back to the streets, to harass us and to beg because they are not given enough education and even they are not taken care of by the people concerned.

So, I beg and I propose that measures should be taken to retain the children in the Rehabilitation Centers. We should establish and support the Rehabilitation Centers, so that the children are retained there. Having said that, I beg to support the Motion.

Hon Speaker: Thank you. The Hon. Alexina.

Hon. Alexina Mudi (Nominated Member from Kabiro): Thank you, Mr. Speaker sir, in as much as I am in support of this Motion, much is supposed to be done because you may want to realize that you are speaking about CBD alone, but as you move around within Nairobi you will notice that all around the Malls all these children are there, walking through the traffic jam, intimidating and even spiting on the people if you don't listen to what they want. I have done a few things like talking to these children, be-friending them; for example at Prestige Mall. Many of these children even have homes, they even have parents, *"I have been sent by my mother to go and make sure that I go back home with this or that"* they will tell you.

So when we look at their Rehabilitation Centers, I want to believe we are only considering those children that are particularly homeless and they are somewhere in the streets. How about these children

that are leaving their homes and are being sent by their parents to go to the streets and come home with money? They collect the money from innocent people. We need sustainability at these Rehabilitation Centers because you realize many of these children come back to the streets because of hunger pangs in their stomachs. What are we going to do? In as much as I am supporting this Motion there is a lot to be done than just to say rehabilitate these children. Thank you, Mr. Speaker sir.

Hon. Speaker: Hon. Adow.

Hon. Member for Eastleigh North (Mr. Osman Adow): Thank you, Mr. Speaker, I also beg to support the Motion and also I would like to add that a lot of the street children who beg on the streets are actually being encouraged and we will find most of the time when we give something to the child there is an adult behind him collecting that amount which the child has collected.

So there are professional beggars who are actually using children and they should be one of the main issues when thinking about rehabilitation of street children. We should check out those adults who are actually abusing those children in that manner where they send out the children and they stand behind them and each time they get something then they would force these children to part with it. That is one.

Number two; a lot of parents are kind of neglecting their duties. Most of those children have parents; not all of them but some of them. We should enforce the law where it say that when somebody has a child they should be responsible and those parents should be forced to pay child support and upkeep so that those street children are taken off the streets. That is what I would like to address. Thank you.

Hon Speaker: Hon. Otieno and then Hon. Millicent.

Hon. Pius Otieno: Thank you, Hon. Speaker, while I stand up to support this Motion, I would also wish just to add some expertise knowledge in terms of drafting this Motion, because in my own opinion I thought the word, 'this Assembly urges this County Government to move with speed' the author of this Motion could have actually enumerated, what are the intervention points that she seeks or she is urging this County Assembly to take. Probably in my own opinion I would have highlighted the County Assembly to come up with the legislation; County Assembly actually to allocate resources for the Rehabilitation; County Assembly to provide something that will be used to ameliorate this condition, instead of just leaving it to move with speed and address this issue because when the person is in charge---

Hon. Speaker: Hon. Member do you want to----

Hon. Pius Otieno: I am contributing.

Hon. Speaker: Do you want to propose an amendment?

Hon. Pius Otieno: No I am not.

Hon. Speaker: Are you supporting or not supporting?

Hon. Pius Otieno: I am supporting, but I am only adding some stock of knowledge to her.

(Laughter)

Hon. Speaker: There is an amendment that you want to---

Hon. Pius Otieno: No it's not an amendment because I have not given notice for an amendment.

Hon. Speaker: Hon. Otieno, Order Member! Hon. Otieno what you are doing is just right and actually if you had just asked for an amendment you would have actually put in more emphasis on the issues of the Street families. So confine yourself to supporting the Motion not amendments.

Hon. Pius Otieno: Well, obliged, Mr. Speaker. Well, the issue at hand is an issue that revolves around poverty economic dynamics and other matters that affect people living in Kenya. On the other hand it also borders on issues of human rights and other rights that border on the rights of a child.

To me the issue of Street Children has been treated as an issue of cash cow, where we have so many children doing so much, others doing so little at the expense of people either living in Nairobi or at the expense of Charitable Organization because initially we had a home called Mji wa Huruma. But that Mji wa Huruma even if it is there; it is a shell of its former self.

So we should even be asking ourselves if this institutions were institutions that were being funded by Public money, where did the rain start beating us in as far as issues of Street urchins or Street Families or whatever you call them is concerned? Because once we are addressing this at one particular time either we shall be cumulating poverty and if we are cumulating poverty what is the intervention that we are going to provide?

If we say we do not want any Street Family within the CBD of Nairobi, probably that is the only way that they too are eking out their living. Then we would be asking ourselves what is the best possible solution that will ensure that those people who come into the streets will actually get an alternative and we will not cumulate poverty in the process. In my own thinking, Mr. Speaker, if probably the County Government of Nairobi, would move with speed to ameliorate this situation either by putting infrastructure, allocating funds to this people or moving in to legislations to stem out this vice, then Nairobi could be a safer place but if we just leave it like that, then it will be a Nairobi with a man eat man society. Thank you, Speaker.

Hon. Speaker: Hon. Millicent:

Hon. Member for Kariokor Ward (Ms. Millicent Mugadi): Thank you, Mr. Speaker, I rise to support this Motion and as you have seen majority of the people who were supporting this Motion, and I am not trying to be biased, mostly are women because they are mothers and I know the pain of having a child. Mr. Speaker, one of our Hon. Members has said there are different categories of street children.

I would also like to inform the County that as much as you think that the street children originate from this County, you have to be aware that we do have neighbouring Counties, whereby we should establish a relationship to avoid street children coming from those Counties to the County of Nairobi. Since Nairobi is known as the Capital City of the Country whereby money is easily gotten and people are generous enough to give it is swamped by the street urchins from the entire country.

Secondly, Mr. Speaker, I would like to urge the County to give much support to existing Organizations that have been there and are supporting street children and also use security to enforce certain measures to protect the public. It is not that we are trying to victimize these street children, but we need to find a basic solution to our foundation that will protect both the public and the street children. Apart from that, I support the Motion. Thank you.

Hon Speaker: Hon. Tabitha

Hon. Tabitha Ndigirigi (Nominated Member from Nairobi West): Thank you, Mr. Speaker sir. I am here to support the Motion with one reason that the Mitumba people who have been evicted from their residence are having 15---

Hon Speaker: Order Member! What did you say?

Hon. Tabitha Ndigirigi: Thank you---eeh! Yes.

Hon. Speaker: What did you say?

Hon. Tabitha Ndigirigi: Mitumba.

Hon Speaker: Hon. Member, please confine yourself to the Motion.

Hon. Tabitha Ndigirigi: No, I am here to support this Motion for the street families.

Hon Speaker: For the Street Families, yes.

Hon. Tabitha Ndigirigi: There are street families that are loitering in our areas because they were evicted from Mitumba Village and the KPA (Kenya Ports Authority) people know what we are requesting, Mr. Speaker Sir, is that you defend me on this matter. (*Loud consultations*)

Hon Speaker: Order Members! Allow the Hon. Member, to proceed. The Children from Mitumba are also Street Children in the City, so she is actually right.

Hon. Tabitha Ndigirigi: Thank you, Mr. Speaker, In Mitumba Village we have 15 acres. The 15 acres have 15,000 families and these families were supposed to be resettled in Mitumba village. Through your office, we are requesting for these people to be resettled in their place. In this way we shall remove them from the streets and take them back to their homeland. Again, Mr. Speaker sir, I come back to the KPA village (Maasai Village) where we are having another family that is still there loitering and they are supposed to be resettled in their home ground. So, Mr. Speaker sir, I am here just to support this Motion and to request you just to intervene so that we settle our people.

Hon Speaker: Very well, Hon. Member. Hon. Leader of Majority

Hon. Leader of Majority: Thank you, Mr. Speaker. As I want to support this Motion also, Mr. Speaker, I would like to request this House--- these children we are talking about, they have their parents inside here *(Laughter)* let us not pretend that those are just street children, why don't we just do the honorable things and go and remove our children from the streets.

Hon Speaker: Order! Order!

Hon. Leader of Majority: Because they just don't want to be---

Hon Speaker: Order, the Leader of Majority! The Deputy Speaker Order! Order Members! Are you implying, Hon Leader of Majority, that actually the street families belong to the Members of the County Assembly?

(Loud Consultation)

Hon. Leader of Majority: Mr. Speaker, I don't think these children came from heaven, they must have come from mothers and fathers, but, what worries me is, Mr. Speaker, these street children are speaking one language, I don't know whether this tribe is the one which is bringing them into the streets. So, Mr. Speaker---

(Loud Consultation)

Hon Speaker: Order Members! Order, Leader of Majority! Order! Can you support the Motion, Hon. Leader of Majority.

Hon. Leader of Majority: Mr. Speaker, I beg to support the Motion. *(Laughing)*

(Laughing)

Hon Speaker: Hon., well, approach.

Hon. Rose Nancy Luchiri (Nominated Member from Kilimani): Thank you, Mr. Speaker sir, I am Hon. Luchiri

Hon Speaker: Yes of course, Hon. Luchiri, yes.

Hon. Rose Nancy Luchiri: Mr. Speaker sir, South Africa is a developed Country but apparently, in South Africa 80% of the population is very poor, this is a similar situation to Kenya. In Kenya we have a big population that is poor and I think it is out of that we have street children all over in the street.

Mr. Speaker sir, you know that man without law is a beast and out of that population of street children comes up insecurity. So, Mr. Speaker sir, I would urge this House to deliberate on that and maybe we come up with a legislative measure and something that can contain the situation so that we don't encourage street children in our city. Thank you, Mr. Speaker sir. Hence, I am supporting the Motion.

Hon Speaker: Hon. Mike

Hon. Member for Kariobangi Ward (Mr. Michael Wainaina Wanjiku): Thank you, Mr. Speaker. I rise to support this Motion, bearing in mind, Mr. Speaker, the way one Hon. Member has said, we have categories of street children. Mr. Speaker, we can go back to the defunct City Council; there was a good process of handling street children. Whenever these children could be arrested, it would be established that they had mothers. Mr. Speaker these are the steps that should be done in this County, because you find that some of these street children do run away from their homes and some do refuse to go back to school.

Mr. Speaker, street children make the business environment in the CBD quite unfriendly for the business people. If you can go just here, opposite Hilton, you will find that at night, that is where they do relieve themselves--- you know what I do mean--- and in the morning you will find the business people trying to take soil and cover whatever had been done at night. So, Mr. Speaker, this is a very serious issue which needs to be addressed because it is only after them being arrested that they can be sorted out.

In concluding my contribution, I would also like to ask my Chairman of Education--- because this Motion has just come when I was preparing to request a statement from him--- because you find that in our primary schools the head teachers are asking the parents to give 3,500 shillings for the desk for the children who are joining the school, Mr. Speaker. There are also hidden charges in our City County schools and this also is a contribution, you know, to the rise of street children. I happened even, Mr. Chair, to pay for one child in a bid to help one of the parents, because she had given up and was saying that her children can opt to become *chokoras* since she wasn't having money. So, Mr. Speaker, we need to do a lot so that we can encourage our children to go back to school.

Mr. Speaker, also these street children do not only speak one language, I happened to meet fifteen (15) of them who were speaking the language that our Majority Leader can understand. Thank you, Mr. Speaker, I support the Motion.

Hon. Speaker: Hon. Mbau, please---

Hon. Member for Mlango Kubwa Ward (Mr. Andrew Mbau): Thank you, Mr. Speaker. I would want to say this; this is a time bomb and the headquarters of street children, if you don't know, is in Mlango Kubwa. That is where they plan their felonies. But, Mr. Speaker, I want to remind this House that our Committee in the last budget allocated an amount of 180 million shillings for Ruai Rehabilitation Centre for Street Children. Later on we made a visit to the site and we were assured by the Embakasi Ranching that they had given the land to the City County. So, I think the onus now rests with the Executive to tell us what progress they have made, because the money is there and the land is there. And for your information, the Embakasi Ranching had given this County a period of a month to commence the development. Thank you, Mr. Speaker. I rise to support this Motion.

Hon. Speaker: Hon. Chief Whip--- Actually what Hon. Mbau is saying, and you were here when it was done, is that the Chandaria led group donated land to the street children. Hon. Chief Whip.

Hon. Chief Whip of Majority (Mr. David Mberia): Thank you, Mr. Speaker sir. I stand to support the Motion. But also, Mr. Speaker, I would beg that this is a very serious but very simple Motion and I would urge Members who have not spoken in this House to take this opportunity to give their maiden speeches. Thank you. I beg to support the Motion, Mr. Speaker.

(A member rises on a point of order)

Hon. Speaker: On? Eti what? Ninety what?

Hon. Karen Wanjiku: Can the mover be called to reply?

Hon. Speaker: Very well, Hon. Karen. Hon Members, I now call the mover of the Motion to reply.

Hon. Elizabeth Akinyi Manyala: Thank you, Mr. Speaker. At least today we got an overwhelming support for this Motion because it touches the heart of every Member here. As you know, that a child is every person who is aged between 0-18 years according to the UNHCR Convention for the right of the child and also the African Charter and the Children's Act. So I just wanted to thank all the Hon. Members for your views and for having also witnessed the challenges we are facing in the CBD. Even apart from the CBD, up to our Ward levels.

Mr. Speaker sir, as I stand, I am even a victim of these children because in my Ward we have these street children who have, I don't now even know whether to call them street children, but there are

children who have dropped out of school and they are between the ages of 10-14 years going up to 16 years. And now they are dubbed the Gaza Boys and girls. Mr. Speaker these children are really terrorizing the residents in Kayole South and they are having in their possession guns because of the proliferation of the small arms and also knives. They are spilling over the CBD and if this situation is not addressed, Mr. Speaker sir, even these Hon. Members who are wearing nice ties, nice watches, who have just come from Denver and Colorado, will not walk in this CBD or even drive their posh cars to their destinations. Because either they would be mugged on the way, Mr. Speaker sir, or something bad will happen to them. But having said that, Mr. Speaker sir, a study was actually done in 2008 and the people who did the study---

Hon. Speaker: Order, Hon. Akinyi!

Hon. Deputy Speaker (Mr. Kennedy Ng'ondi): Mr. Speaker, I think you had given the Hon. Member opportunity to come and reply and in this regard she is not supposed to contribute to the Motion but to thank the Hon. Members for supporting the Motion. Thank you, Mr. Speaker.

Hon. Elizabeth Manyala: Thank you, Mr. Speaker. In replying you have to also give the nitty-gritties, the weighty matters and address all the matters pertaining to what is being discussed, so, that you give it meat, Mr. Speaker sir. And Mr. Speaker sir, please protect me so that I can give those world views that I need---

Hon. Speaker: Very well go ahead.

Hon. Elizabeth Manyala: Thank you, Mr. Speaker. Having said this, Mr. Speaker sir; our children are ours and children have rights. One of the rights--- there are four pillars of rights which are enshrined in the UNHRC or also in the African Charter and also in the Children Act which we domesticated--- when I say 'we' I mean the Kenyan government--- which we domesticated in 2001. There are Advisory Councils who are stationed in every Ward to oversee the implementation of the Children's Act up to the letter.

But having said that, Mr. Speaker, one of the Hon. Members was saying there are three categories of children; and when I started, I started by defining what a child is. Kenya ratified in 1989, I know, the ILO Convention 182 on the worst form of child labour and a child, any child has no rights to work whatsoever under this, the last Constitution and the new Constitution which we passed in 2010.

So children are supposed to be in school; children have a right to survival; they have a right to protection; have a right to development and they have a right of protection from us Members. Having said that, the same law says that children are not supposed to be institutionalized, but instead a mechanism of providing psycho-social support be done, so that these children can be removed and be taken to safer havens.

I know Hon. Mbau has said that there was money that was allocated to rehabilitate these children and land was found in Ruai for the welfare of these children. And when you saw my Motion, I said that the

County Government should move with speed because I knew that this was already in the offing and it is in the pipeline, that the Committee that is concerned with the children before was under the Labour and Social Welfare but it was erroneously mutilated and taken to this Committee of Culture. I now ask them to move with speed and collaborate with the Executive so that they move with speed and relocate these children, and before even they relocate them provide psycho-social support so that when the children are taken to the safer haven they will become better citizens; they will enjoy the full four rights which are enshrined in the Children's Act. Thank you, Mr. Speaker.

Hon. Speaker: The Hon. Nyangwara...

Hon. Member for Viwandani (Mr. Samuel Nyangwara): Thank you, Mr. Speaker. Indeed I have prevailed upon the Hon. Member, Mr. Kitavi not to stand here on Standing Order No.32 before I make a statement. I really want to know Mr. Speaker whether there is a deliberate move by the Hon. Members of Jubilee Coalition, who indeed last week, you questioned whether there was a deliberate move by them to derail the business of this House. Normally, Mr. Speaker, the Hon. Members of the Jubilee side come here just to mark their names that they have already attended the Sittings and they walk out of this House. It is a trend that is going to derail the business of this---

Hon. Speaker: Order! Order Member! Hon. Members I will come to that in a bit. Hon. Members, I now put the question that, **AWARE** that of late there has been increase in the number of street children/families within the Nairobi City County greatly affecting business in the City centre; further **AWARE** that this problem has turned into a social nightmare with most children/families invading major streets within the CBD(Central Business District); **CONCERNED** that, these street children are now extorting money from innocent pedestrians and motorists through intimidations and threat through use of human waste; this Assembly urges the County Government to move with speed and address this issue. As many as are of that opinion say 'aye' and as many of the contrary opinion say 'nay'. The 'ayes' have it. Thank you.

(Question put for the Motion on street families/children and agreed to)

Hon. Members, the taxpayer that has brought us here or taxpayers are a very sad lot. Once again I asked a question; why are we not taking the business of the Assembly seriously? When you look at the seats, I don't want to use any name or particular person or persons but look at the seats, they are empty. You are depriving the public of their hard earned tax. You are paid to sit, deliberate and improve Nairobi. How will Nairobi ever improve, if you are not in the House? This is a very sad issue, I talked about it last week and as from tomorrow 2.30 p.m. I will be giving a communication but the register will only be signed when Members are leaving after the Rise of the House.

(Applause)

Hon. Members I will also be giving you food for thought as to how many days you need to miss for you to go home because indeed you don't deserve to be in this House if you are not in the Assembly. I

know there are Members who have gone because they had emergencies, like the Hon. Leader of Minority has an emergency in hospital and also Hon. Diana Kapeen also had to run home she had a family emergency. If you have an emergency and you have reported to the Clerk or the Speaker, you are not neglecting your role as the County Representative of Nairobi. Therefore I will be giving you details of how I will be dealing with you accordingly and may be that pay slip of yours should be empty like the empty seat of yours before this House. Thank you, Hon. Members.

Hon. Members, the House Business Committee meets after the Rise of the House. Sorry Hon. Members, with regard to the Ad hoc Committee, I will seek guidance from the leadership of the House so that we can organize the Ad hoc Committee as quickly as possible. Thank you, good evening.

(The House Rose at 4.31pm)