



## NAIROBI CITY COUNTY ASSEMBLY

### OFFICIAL REPORT

#### First County Assembly – Third Session

Tuesday 13<sup>th</sup> October, 2015

The House met at 2.30 p.m.

*(Hon. Temporary Deputy Speaker (Mr. Maurice Akuk) in the Chair)*

### PRAYERS

**Hon. Temporary Deputy Speaker:** Serjeant-At-Arms, please ring the bell for the next 10 minutes for quorum.

*(Quorum bell rung)*

Hon. Members do we have the Whips from both sides; the Majority and Minority so that you could whip your Members for the proceedings, please?

Serjeant-At-Arms, kindly continue ringing the bell, we still need more Members inside.

*(Quorum bell rung)*

Hon. Catherine Apiyo, please come back!

Serjeant-At-Arms, I think we have quorum now, so you can stop ringing the bell. Clerk proceed.

**COMMUNICATION FROM THE CHAIR****DELEGATION FROM UASIN GISHU COUNTY ASSEMBLY**

Hon. Members our sitting this afternoon is graced by a delegation from Uasin Gishu County Assembly.

*(Applause)*

I wish to recognize the presence of Select Committee on Implementation from Uasin Gishu County Assembly and to warmly welcome the delegation to the Nairobi City County Assembly. With us this afternoon sitting up in the foyer is the:

1. Hon. Josephat Loyiyoyo, Majority Party Leader Uasin Gishu County Assembly
2. Hon. Hosea Lamai, the Deputy Speaker
3. Hon. Rabbecca Magut, Chairperson Select Committee on Implementation
4. Hon. Tabitha Masam, Deputy Chairperson Select Committee on Implementation

Members of the Committee

5. Hon. Jeremiah Sang
6. Hon. Isaac Kemboi
7. Hon. Hillary Mutai
8. Hon. Hillary Rono
9. Hon. Josephine Taurus
10. Hon. Rehema Korir
11. Hon. Patrick Bundotich

Secretariat

12. Mr. Richard Chepkonga, Clerk of Uasin Gishu County Assembly
13. Ms. Willet Sang, officer of Uasin Gishu County Assembly

*(Applause)*


On behalf of Nairobi City County Assembly family, I wish to extend a warm welcome to Hon. Members of Uasin Gishu County Assembly and the delegation at large. Feel welcomed and enjoy your experience in Nairobi. We hope to interact more during the course of your visit. Thank you.

**PETITIONS****PETITION BY MEMBERS OF KENYA COUNTY GOVERNMENT WORKERS UNION**

**Hon. Temporary Deputy Speaker:** Hon. Members, I rise before you again to read a petition presented to the office of the Clerk of Nairobi City County Assembly by members of Kenya County Government Workers Union. It is a public petition pursuant to Standing Order 195 and I read:

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WE the undersigned citizens of Kenya who are residents of Nairobi City County draw the attention of Nairobi City County Assembly to the following:

THAT aware that the constitution of Kenya under Article 37 and section 15 and 88 of the County Government Act 2012 provide the right of citizens to petition the authority of the County government on any matter.

THAT whereas as residents of Nairobi City County, we wish to express our concern over the rising cases of land grabbing within the County.

THAT whereas there are many public areas that have been mysteriously developed by private developers within the County,

THAT whereas beacons have been erected on LR/17338 Karura Health Center effectively dividing the clinic land into two parcels,

THAT whereas correspondences between Jerry Junior Obonyo of Rari Group of Companies and County Executive Committee Member for Urban Planning and Housing approved for constructions on LR/209/2323 headquarter fire station clearly indicate grabbing of public land,

THAT whereas AIC church Milimani is on the ground changing the gates and moving the children playground for a parking lot at Lady Northey Day Nursery which is a public property,

THAT whereas KEPSA is on the ground to erect their offices at Upper Hill Day Nursery which is a public property,

THAT whereas Highway Depot along Mutarakwa Road has been converted to a residential area, and houses are coming up very quickly.

THAT whereas stalls have already been developed along Nanyuki Road taking away even the staff toilets,

THAT whereas there is enough space to construct kiosks off City Stadium along Jogoo Road and many other spaces that will help the people of Nairobi County without hindering public services and;

THAT whereas the union has sought audience with relevant authorities to ensure that the matter is addressed amicably to protect public property,

The County Government has been slow to engage in order to alleviate the situation. Now, therefore, your humble petitioners pray that the Nairobi City County Assembly intervenes to protect public property from where workers give services to residents of Nairobi County and earn their living and your humble petitioners will ever pray.

Hon. Members, I have read the petition; it is a voluminous document you can't read all of it. I will commit this to the Committee on Planning.

## PAPERS

### REPORT OF TRANSPORT AND PUBLIC WORKS COMMITTEE ON SITE VISIT TO TRANSAMI PLOT 10 ON PIPELINE ROAD

**Hon. Member for Lucky Summer Ward** (Mr. Kennedy Oduru): Thank you, Mr. Speaker sir. Pursuant to Standing Order 180(6), I beg to lay the following Paper on the table of the Assembly, today, Tuesday 13<sup>th</sup> October, 2015. The Report of Sectoral Committee on Transport and Public Works on the site visit to Transami Plot 10 Road in Pipeline Ward. Thank you, sir.

**Hon. Temporary Speaker:** Hon. Chairperson Budget?

### REPORT OF BUDGET AND APPROPRIATION COMMITTEE ON THE FINANCIAL BILL

**Hon. Member for Embakasi Ward** (Mr. Michael Ogada): Thank you very much Mr. Speaker. Pursuant to Standing Order 121(4) I beg to lay the following papers on the table of the Assembly today 13<sup>th</sup> October 2015,

The Report of the Select Committee on Budget and Appropriation on the Financial Bill 2015 thank you

## NOTICES OF MOTION

**Hon. Member for Lucky Summer Ward** (Mr. Kennedy Oduru): Thank you Mr. Speaker sir I beg to give notice of the following Motion, that this Assembly adopts the report of the Sectoral Committee on Transport and Public Works on the site visit to Transami plot 10 road in Pipeline Ward laid today in the Assembly Tuesday 13<sup>th</sup> October 2015.

**Hon. Member for Makongeni Ward** (Mr. Peter Imwatok): Thank you Mr. Speaker on the chair, I would like to give a Notice of Motion: Adjournment on definite matter of urgent County importance pursuant to Standing Order 30. Hon Speaker aware that Article 43(1) of the Constitution provides that every person has right to the highest attainable standards of health which includes the right to healthcare services including reproductive healthcare.

Further aware that Article 43(2) irrevocably provides that a person should not be denied emergency medical treatment, deeply concerned that on October 5th 2015 an accident victim Mr. Alex Mandaga spent 18 hours in ambulance because Kenyatta National Hospital in Nairobi claimed it did not have an ICU bed, regretting that in the outrageous display of callous disregard for a patient welfare private

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hospitals would not admit the patient with a cash payment of Ksh.200,000, noting that this was in total contravention of the law that led to the needless loss of life since the accident victim did not get critical care in good time to save his life.

Disturbed that this incident is one amongst many others that go unreported and have left families in agony over failure by hospitals to admit emergency care patients. This Assembly adjourns pursuant to Standing Order 30 in order to discuss the provision of emergency medical care to critical patients within County hospitals and ways to forestall such needless loss of lives as a definite matter of urgent County importance. I beg to move Mr. Speaker.

**Hon. Temporary Deputy Speaker:** Hon. Members I will read Standing Order 30 for you to understand why the Hon. Member would like us to adjourn and discuss an important matter of urgent to this County of Nairobi. Standing Order 30 states:

(1) Any Member may at any time rise in his or her place and seek leave to move the adjournment of the County Assembly for the purpose of discussing a definite matter of urgent County importance.

(2) A Member who wishes to seek leave to move the adjournment of the County Assembly shall, at least two hours before the commencement of the sitting, hand to the Speaker a written notification of the matter but the Speaker shall refuse to allow the claim, unless the Speaker is satisfied that the matter is definite, urgent and of national importance and may properly be raised on a Motion for adjournment of the County Assembly.

(3) If the Speaker is satisfied in terms of paragraph (2) and not less than twenty other Members rise in their places in support, the Speaker shall allocate a time on the same day at which such Motion may be moved.

**Hon. Member for Sarangombe Ward** (Mr. Pius Otieno): Thank you Mr. Speaker. You are requested at least to stand, just in support not less than 20 members so that we can adjourn and discuss this Motion.

*(Members in support of Motion stood up)*

**Hon. Temporary Deputy Speaker:** Hon. Members you may sit down, it has been confirmed that indeed you are more than 20 members in support of this Motion and it is at my discretion to actually allocate appropriate time for this debate and the Clerk we will slot this Motion after Motion 9 has been read today, thank you.

## STATEMENTS

**Hon. Peter Imwatak:** Thank you Mr. Speaker for giving me another chance. I have two statements with me. The first statement, request for statement, pursuant to Standing Order 41(2) (c) I wish to request statement from the Chairperson of Sectoral Committee on Transport, Public Works, the Chairperson of Select Committee on Budget and Appropriation regarding the public parking at Sunkem Park and Nairobi law courts parking.

Mr. Speaker the County Finance Act 2013-2014 increased the parking fee from Ksh.140 to Ksh.300. furthermore the County government entered into a public/private partnership in management of some of the public parks in the County.

Mr. Speaker in the statement the chairperson should inquire into and report on:

1. Total number of parking slots at Sunkem park and at Nairobi law courts parking
2. Names of all parking attendants attached to the two parks and for how long they have been in charge of the parks
3. Total revenue projected to be collected from the two parks and total revenue collected from the parks in 2015 and 2014 and total revenue collected from the two parks in the first quarter of this financial year
4. Mode of payment of parking fees and printing of yellow stickers on the parking lot

Statement two, Hon Speaker pursuant to Standing Order 41(2) (c) I wish to request for a statement form Chairperson of Sectoral Committee on Planning and Housing regarding the Kenya Railways relocation plan units constructed in Makongeni and Mbotela.

Hon. Speaker in the statement the Chairperson should inquire into and report on:

1. Who approved the construction of the said units on the railway corridor contrary to the law
2. Whether the County engineers in charge of the project is aware of the cracks that have developed on some of the units and measures to deal with it
3. To table environmental report on the construction and whether the project met the threshold for environmental sound buildings
4. Table name of the residents engineer on the project
5. Where the County government has already issued occupation certificate for the said units despite cracks developing all over the building

I beg to lay the statement Mr. Speaker.

**Hon. Temporary Deputy Speaker:** Thank you Hon. Member for Makongeni. Hon. Amos, is he in the House?

**Hon. Member for Kahawa Ward** (Mr. Amos Mbuthia): Hon. Speaker pursuant to Standing Order 41(2) (c) I wish to request for a statement from the Chairperson of the Sectoral Committee on Children, Early Childhood Education and Vocational Training regarding the ownership of SSD primary school which has an early childhood department located on Ronald Ngala Street.

Hon. Speaker SSD primary school has an Early Childhood Education Department. Furthermore the school is used as a hideout for hawkers who engage in battle with County askaris.

Hon. Speaker in the statement the chairman should inquire into and report on:

1. Ownership of SSD primary school located on Ronald Ngala street
2. Number of early childhood education age children in the school
3. Why hawkers use the institution as a hideout when in confrontation with City Council askaris
4. Measures the County government is taking to prevent children from the dangers of confrontation with the City askaris and hawkers.

**Hon. Temporary Deputy Speaker:** Do we have the Chairperson of the Sectoral Committee on Planning and Housing? Please approach and tell us when you can respond to this Statement.

**Hon. Member for Korogocho Ward** (Mr. Maxwell Ochar): Thank you, Mr. Speaker. First of all, I would like my Committee to visit that area on Tuesday next week and by Thursday next week the answer will be here on this table.

**Hon. Temporary Deputy Speaker:** So are you committing to giving us a response by Thursday next week.

**Hon. Maxwell Ochar:** Thursday next week, Mr. Speaker sir.

**Hon. Temporary Deputy Speaker:** Thank you, Hon. Member. Chairperson on Sectoral Committee on Children, Early Childhood Education and Vocational Training regarding the ownership of SSD. Hon. Member of Laini Saba, please approach.

**Hon. Member for Laini Saba Ward** (Mr. David Kitavi): Mr. Speaker sir, given the nature of the Statement we shall report within seven days.

**Hon. Temporary Deputy Speaker:** Hold on Hon. Chairman, when you indicate seven days, is it seven working days of the Assembly or seven days of the calendar.

**Hon. David Kitavi:** Seven calendar working days.

**Hon. Temporary Deputy Speaker:** So we will have your report next week on Wednesday?

**Hon. David Kitavi:** So be it, Mr. Speaker sir.

**Hon. Temporary Deputy Speaker:** Thank you. Hon. Chairperson of the Sectoral Committee on Transport and Public Works.

**Hon. Member for Lucky Summer Ward (Mr. Kennedy Oduru):** Thank you, Mr. Speaker sir. The Hon. Member will get the response in a fortnight's time, thank you very much.

**Hon. Temporary Deputy Speaker:** A fortnight is two... could you please give us exact day you will bring this?

**Hon. Kennedy Oduru:** Kindly, Mr. Speaker sir, you know the tradition, we have to discuss it in our Committee and then we do a letter to the Executive which normally takes a week so that is why I am requesting to be given a fortnight.

**Hon. Temporary Deputy Speaker:** Thank you, understood.

**Hon. Member for Makongeni Ward (Mr. Peter Imwatok):** Mr. Speaker, allow me to stand on a Point of Order No. 80 to ask a Personal Statement. Kindly, with your indulgence and wisdom, allow me to ask a Personal Statement...

**Hon. Temporary Deputy Speaker:** Hon. Member, you are out of Order. You are aware that the rules and procedures that guide this House were communicated to you---

**Hon. Peter Imwatok:** Attach that to what I said, Mr. Speaker. Kindly, Mr. Speaker.

**Hon. Temporary Deputy Speaker:** Hon. Member, you will have to approach the Chair before I grant leave. I would need to know... Hon. Member you are aware of the rules and procedures required in this House but I will grant you permission to proceed on with the Order number 80.

**Hon. Peter Imwatok:** Thank you, Mr. Speaker. First of all, I must say thank you that is why it is good to have wise men sitting on the seat. Mr. Speaker and fellow Members of the County Assembly, we are the House of rules and procedures and as a Member of the County Assembly for the last two and half years since I was sworn in, I took an oath of an office to protect and up hold the law.

Out of 47 County Assemblies in this country, 46 of the County Assemblies have all the offices that were vacant filled. What I am asking the County Assembly Service Board is that we saw an advertisement about a month or so the vacancy advertised for the Deputy Clerk of the County Assembly of Nairobi. Since the interviews were done, whether they were done or not, to date, Mr. Speaker and fellow Members, we have not been communicated to by the Speaker or the County Assembly Service Board whether we found a suiting person to fill this vacancy within this County Assembly.



It is not in good faith to look for our Clerk every now and then whether he is abroad or not, he asks for the faxed documents to sign and a fax. I think it is time the Service Board must take responsibility to answer this House on whether we have a Deputy Clerk or we do not have, I beg to ask.

**Hon. Temporary Deputy Speaker:** Thank you, Hon. Member for Makongeni, do we have any Board Member with us sitting today. Hon. Majority Leader, you sit on the County Service Board, please could you give us an answer to that question?

**Hon. Leader of Majority:** Mr. Speaker, thank you for giving me this opportunity. I know Hon. Ngaruiya the former teacher is a very happy man where he is sitting because he has been asking this question several times but today let me just clarify. I think last week we had a meeting and we proposed that we were going to give Mr. Mogire to be the Deputy Clerk of this Assembly. It was immediately effected by then so maybe they are working on the letter but I think by tomorrow or on Thursday, you will get the good answer. Thank you, Mr. Speaker.

**Hon. Temporary Deputy Speaker:** Thank you. Hon. Majority Leader but we need confirmation from you that you will be giving us a reply tomorrow or the day after tomorrow. Could you please confirm because the Assembly will be interested?

**Hon. Leader of Majority:** Mr. Speaker, I will give the report tomorrow.

**Hon. Temporary Deputy Speaker:** You will give us a concrete report tomorrow.

**Hon. Leader of Majority:** Okay, thank you.

**Hon. Temporary Deputy Speaker:** Thank you. Hon...

**Hon. Member for Sarangombe Ward (Mr. Pius Otieno):** I thank Majority Leader for having responded to that, but I would kindly ask you if it would be wise or important that the same County Assembly Service Board furnishes us with all the relevant documents in as far as all those people who applied for this position and how they performed in the interview.

**Hon. Temporary Deputy Speaker:** Hon. Member for Sarangombe, I think you are out of Order and must not have been attentive enough to listen to what Majority Leader said. He did promise to give us an answer tomorrow and he said they appointed Mr. Mogire on an acting position, so please be attentive Hon. Member. Thank you. Hon. Samuel Kagiri.

**Hon. Member for Pipeline Ward (Mr. Samuel Kagiri):** Mr. Speaker, thank you for this opportunity and I have a personal Statement pursuant to Standing Order No. 80 and if you allow me I will read the personal Statement. On Friday last week, a young university student by the name Cecily Njeri Gicheha aged 23 years old was killed by a matatu from MSL Sacco operating on the Thika route when they were competing for space at Tuskys Beba Beba along Tom Mboya Street.

The girl was coming back from home and she had just landed a job at Boma hotel and was to report to work today. I am very sure the parents were happy for her and were having high hopes for their child who after clearing the school had just gotten a job after spending so much resources to bring up and educate this young girl.

Mr. Speaker, it is said that the same spot has claimed the lives of other three by the same matatus when they are rushing for space at an illegal parking because this is an on line parking which is supposed to be reserved for small vehicles but it has been illegally turned into a parking for matatus. If you visit the place, you will realize that these matatus do not have respect for the Members of the public at all even though they earn their income from them. You find that they park their vehicles bumper to bumper, popularly known as *shikanisha* such that you cannot cross from one side of the road to other and the same residents are the same people they expect to get money from. You will find that along Tom Mboya Street, a street parking have been turned to a matatu parking.

I think this is a matter which needs to be discussed by this Assembly, we need to condemn this act and we need to know what action has been taken by the County Government and if possible you allow that we discuss this Motion as a matter of emergency together with the one of Hon. Imwatoke, I would appreciate Mr. Speaker. Thank you.

**Hon. Temporary Deputy Speaker:** Thank you, Hon. Member. I think to be fair I will grant you time to further elaborate on that during Hon. Imwatoke Adjournment Motion time. Thank you.

Hon. Member for High Ridge/Parklands, are you in the House? You have a response to make. Hon. Members the following Statements are due for response, as you are aware many Statements are not responded to and this is affecting the procedures of this House.

The following Statements are due are due for response today, Tuesday 13<sup>th</sup> October, 2015. Hon. Member for High Ridge is not in the House.

Statement requested by Hon. Moses Ogeto from the Chairperson of the Sectoral Committee on Planning and Housing regarding the deteriorating state of roads along plots LR No. 209/374/1 in Kilimani Ward. Chairperson on Planning.

**Hon. Maxwell Ochar:** Thank you, Mr. Speaker. This will be the 3<sup>rd</sup> running day when I am giving the same statement. We agreed here with the Speaker that all our statements will come on Thursday this week. So, please, all the Planning responses, push them to Thursday this week. Thank you.

**Hon. Temporary Deputy Speaker:** Statement requested by Hon. Jaffer Kassam from the Chairperson of Sectoral Committee on Transport and Public Works.

**Hon. Kennedy Oduru:** Thank you, Mr. Speaker sir. On 2<sup>nd</sup> July 2015, the Hon. Jaffer Kassam---

**Hon. Temporary Deputy Speaker:** Hon. Member, I believe that--- Hon. Chairman, please take your seat. I believe that it was agreed in this House that we will only respond to Statements when the person who enquired about the Statement is in the House. Chairperson on Trade, Tourism and Cooperatives? Statement by Maurice Gari on Lang'ata Road. Is Hon. Gari in the House?

**Hon. Member for Kariokor/Ziwani Ward (Ms Millicent Mugadi):** No. Hon. Gari is not in the House.

**Hon. Temporary Deputy Speaker:** I think we will have to make a decision. Hon. Gari is just walking in, so, please respond to his statement.

**Hon. Millicent Mugadi:** Hon. Speaker sir, on Wednesday 22<sup>nd</sup> July, 2015, Hon. Maurice Gari, MCA, rose on the floor of the Assembly pursuant to Standing Order 41 (2) (c) and requested the Chairpersons of the Sectoral Committee on Trade, Tourism and Cooperatives and Justice and Legal Affairs for a Statement regarding:

- i) Authorization for hawking along Lang'ata Road opposite Nyayo Stadium;
- ii) Plans to remove hawkers and measures being put in place to provide an alternative area for their commerce; and,
- iii) Action being taken by the enforcement department to ensure road reserves are not turned into markets by unscrupulous traders across the County

Mr. Speaker sir, the Committee wrote to the Chief Officer responsible for Trade, Industrialization and Cooperative Development and Tourism, and the Chief Officer for Security---

**Hon. Temporary Deputy Speaker:** Hon. Majority Leader on a Point of Order. Granted.

**Hon. Majority Leader:** Mr. Speaker, if I am not wrong, you better call Hon. Millicent to come and see the way she looks like. Because I don't think we already have the El Nino. Just check.

**Hon. Temporary Deputy Speaker:** Hon. Majority Leader, could you be clear? I can't understand what you are talking about.

**Hon. Millicent Mugadi:** Mr. Speaker, I am properly dressed. In the morning, it was raining and if the National Government can spend millions of shillings to take care of El Nino, I think I am also allowed to spend few shillings to put appropriate shoes for the rainy season. I think that is what the Majority Leader is trying to say. My boots are appropriate for the weather.

**Hon. Temporary Deputy Speaker:** Hon. Member, can you approach so that I look at how you are dressed?

*(Hon. Millicent approached the Chair)*

Hon. Member, I rule you out of Order. And I suspend you for not being properly dressed for the rest of the Session.

**Hon. Millicent Mugadi:** Mr. Speaker, I object because I can totally explain to you what I am dressed in. This is a coat with a turtle neck. This is a tight fitting cotton trousers and boots. And boots are sold everywhere for rainy season. It is unfair to rule me out on my dress code and yet you know it is raining. We are spending billions of shillings to open drainages because of El Nino and you want to rule me out because of my shoes? What do you want me to wear? They are black and decent. Mr. Speaker, I object.

*(Loud consultations)*

**Hon. Temporary Deputy Speaker:** Order members! Hon. Chairman for Labor, Order! Have your seat. Let us hear from a lady, Hon. Karen.

**Hon. Karen Wanjiku** (Nominated Member): Thank you, Mr. Speaker sir. In fact, I think the County is late. They are supposed to buy us gumboots. You saw that it rained only one day and I couldn't come out of my house. I waited for two hours for the water to drain. Mr. Speaker sir, Millicent is in order. If you see how Kariokor/Ziwani looks like today, it proves that Millicent is in order. In fact, the rest of us are out of Order. Thank you.

**Hon. Temporary Deputy Speaker:** Hon. Luchiri.

**Hon. Nancy Luchiri** (Nominated Member): Mr. Speaker, I would really want to know the difference between---

**Hon. Temporary Deputy Speaker:** Can you also approach the Chair because you are not properly dressed?

**Hon. Nancy Luchiri:** Mr. Speaker, I am in a trouser and it is official.

**Hon. Temporary Deputy Speaker:** Kindly approach the Chair. Kindly approach.

*(Loud consultations)*

*(Hon. Nancy approached the Chair)*

She is well-dressed.

*(Loud consultations)*

**Hon. Nancy Luchiri:** Mr. Speaker, the Hon. Member, we can't differentiate her from a musician. She is dressed like those people who sing like Nigerians and those Congolese. Can she tell us---

*(Loud consultations)*

**Hon. Temporary Deputy Speaker:** Please take your seats, Hon. Members. The Speaker is on his feet. Hon. Members, we are turning this House into a House of disrespect. Hon. Members, Nairobian are watching. We are representing Nairobian. It is best to come here properly dressed to articulate matters concerning your constituents. Members, in order to dispense off this matter, I will want to hear from one lady and then make a decision. The Chairlady of Caucus.

**Hon. Racheal Kamweru** (Nominated Member): Mr. Speaker, Millicent is properly dressed. Mr. Speaker, I know the issue is that they looked and saw that the bottom was a bit tight. It is not tight. That is the trend. Mr. Speaker, what I want to say is that we have other issues we will be discussing. Actually, I met Millicent near T-Mall today checking and that place you can't go dressing like how I am dressed. That is the proper way of dressing. Mr. Speaker, why are men so particular with the way we are dressed instead of them articulating issues that are affecting us. Let this come to a halt, Mr. Speaker.

**Hon. Temporary Deputy Speaker:** The Chair will make a decision. I made a decision earlier but I allowed you to debate so that we can actually come up with the best way forward. And because I am in a good mood today, we will allow the Hon. Member to proceed on with her answer. Thank you.

*(Applause)*

**Hon. Millicent Mugadi:** Thank you, Mr. Speaker and those who supported me. Mr. Speaker, as you know, we are heading to the El Nino season and you will see a lot of different dress codes and I hope that won't affect the business of the Assembly. But we hope that proper measures are being take on the ground so that our people can also be comfortable because not all of them can afford to buy boots like me. I continue.

Mr. Speaker sir, the Committees wrote to the Chief Officer responsible for Trade, Industrialization, Cooperative Development and Tourism and the Chief Officer for Security, Compliance and Disaster Management on 24<sup>th</sup> July, 2015 requesting to be furnished with a written response to the Statement by the Hon. Maurice Gari, MCA.

In this regard, Mr Speaker sir, I wish to report to the Assembly as follows;

Mr Speaker sir, the Chief Officer for Trade, Industrialization, Cooperative Development and Tourism responded vide letter reference **MKT/8/2/36** as follows:

- i) The County, through its Market Department, has not authorized the hawking activities being carried out along Langata Road opposite Nyayo Stadium. The area is neither designated for a formal market nor a non-formal/open air
- ii) The Department has no capacity to remove the hawkers since enforcement issues are handled by the Enforcement Department. The presence of the said hawkers is not recognized by the Trade Department. From the enquiry from the department, the hawkers do not pay any levy in terms of cess to the County Government.

- iii) The Department of Trade has since requested Security, Compliance and Disaster Management to clear the area.

Mr Speaker sir, equally, the Chief Officer for Security, Compliance and Disaster Management responded vide letter reference **COSEC/DM/1/4/VOL.II/88/2015** as follows:

- i. The Department of City Inspectorate has been removing the hawkers from time to time but the greatest challenge is that when they are removed, they spread back to the highway and on Langata Road creating nuisance to motorists.
- ii. The Department may not have an alternative site for the hawkers other than arresting and removing them daily from these areas.
- iii. On ensuring the road reserves are not turned into markets by unscrupulous traders across the County, the Sub-County Commanders of specific areas have instructions to arrest hawkers coming to the road reserves.
- iv. In some areas, there has been resistance due to interference from some Members of the County Assembly who rescue traders upon arrest
- v. The Ward Administrator collects revenue on daily basis from the same traders/hawkers and this makes it difficult for the Inspectorate Department to enforce the same

**Hon. Temporary Deputy Speaker:** Hon. Member for Kayole South, please consult in low tones.

**Hon. Millicent Mugadi:** Mr. Speaker sir, I beg to lay this Response. Thank you.

**Hon. Temporary Deputy Speaker:** Hon. Maurice Gari.

**Hon. Member for Nairobi West Ward** (Mr. Maurice Gari): Thank you, Mr. Speaker. This Point of Orders should be limited because nowadays everybody is on a Point of Order. Again, before I respond to this Statement, this kind of dressing--- this is a House of rules and procedures, you can see the Chairlady—

**Hon. Temporary Deputy Speaker:** Hon. Member for Nairobi West, please, address the issue, and please tie your tie! Be properly dressed first.

**Hon. Maurice Gari:** Thank you, Mr. Speaker. The Department of Trade was collaborated with the Department Of Justice and Legal Affairs to come up with one answer. I can see the Department of Trade throwing weight back to the Department of Justice and Legal Affairs.

Mr. Speaker, these Committees were supposed to have joint sitting to come up with a comprehensive report. So, I want to report back to the Trade Committee because they are collecting cess and this cess goes directly to the Trade Committee.

With your diligence, please, can you advise the Trade Committee to come up with a report together with Justice and Legal Affairs because they were the two Committees which were tasked to go and bring the report, but now I can only see one report.

**Hon. Temporary Deputy Speaker:** Hon. Member for Nairobi West, thank you for your concern. Are you satisfied with the Trade Committee's response to your Statement?

**Hon. Maurice Gari:** No, Mr. Speaker.

**Hon. Temporary Deputy Speaker:** I will advise that you attend the Committee's sitting tomorrow and please let them know your dissatisfaction. Thank you.

Hon. Members, there are still several Statements that are due for response today and I believe that Hon. Member for Korogocho sitting in for the Chairman for Planning Committee had indicated that all the Planning Committee's responses will be in this House on Thursday. Is Hon. Member for South C in the House? Hon. Chair, Ward Development Fund, do you have the response for the Hon. Member for South C?

**Hon. Maurice Gari:** Mr. Speaker---

**Hon. Temporary Deputy Speaker:** I think you are disrespecting the House by putting your phone to be that loud. Hon. Minority Leader, that is very disrespectful. That is Hon. Member for Dandora II. Hon. Member for Dandora, that is very disrespectful. Sergeant-At-Arm, could you approach so that we find out if it is his phone which is loud? Thank you, please respect the House.

Hon. Chair, Ward Development Fund.

**Hon. Maurice Gari:** Mr. Speaker, I think we will respond tomorrow, there was a technical issue between the Committee, the Clerk and I, so we solved it today and tomorrow, we will read the response.

**Hon. Temporary Deputy Speaker:** Chairperson, Culture and Community Services, is he in the House? Chairperson for Justice, do you have the response for Hon. Obonyo in regards to the Select Committee on Budget and Appropriations, memorandum of understanding between the Nairobi City County Government and Webtribe?

**Hon. Member for Kilimani Ward (Mr. Moses Ogeto):** Thank you, Mr. Speaker sir. What I want to bring to your attention is that this matter is before the PAC Committee and I would wish you to give directions on that, Mr. Speaker sir.

**Hon. Temporary Deputy Speaker:** Hon. Chairman for Labour, do you have the response for Hon. Minority Leader?

**Hon. Member for Utalii Ward (Mr. Wilson Ochola):** Thank you, Mr. Speaker, today, we had Public Service Board and therefore, we are going to respond next week on Thursday.

**Hon. Temporary Deputy Speaker:** Thank you, very much. Clerk.

## MOTION

### REPORT ON THE STUDY VISIT TO THE TOKYO METROPOLITAN ASSEMBLY AND BUREAU OF TRANSPORTATION

**Hon. Kennedy Oduru:** Thank you, Mr. Speaker sir. I wish to move the following Motion; THAT this Assembly adopts the report of the Sectoral Committee on Transport and Public Works on the study visit to the Tokyo Metropolitan Assembly and Bureau of Transportation, Tokyo, Japan Metropolitan Government laid on the Table of the Assembly on Wednesday, 12<sup>th</sup> August, 2015.

Mr. Speaker sir, five Members of the Committee visited Tokyo, Japan from Monday, 6<sup>th</sup> to 12<sup>th</sup> April, 2015 to learn on the best practices with regards to management of Public Transport by the Tokyo Metropolitan Government and how the Tokyo Metropolitan Assembly discharges its functions. The City of Tokyo was identified as the ideal City operating an integrated transport system worth emulating.

The delegation was warmly welcomed and held meetings with the officials of the Tokyo Metropolitan Assembly and Bureau of Transportation of the Tokyo Metropolitan Government. The delegation also held a meeting with the acting Ambassador to Japan, Ambassador Paul K. Ndungu. They had an opportunity to visit Toden Arakawa Line and intensive tour of the Tokyo Metropolis. This gave Members the opportunity to have a firsthand experience of the City's Public Transport system.

Mr. Speaker sir, while in Tokyo, the delegation learnt the following:

- i. The Tokyo Metropolitan Assembly has over time put in place adequate structures and systems that help members to discharge their mandate.
- ii. Tokyo City is a world leader in terms of public transport. Despite being one of the most populous cities, the Tokyo Metropolitan Government---

**Hon. Temporary Deputy Speaker:** Order, Members!

**Hon. Kennedy Oduru:** --- in collaboration with the National Government has put in place a well-managed integrated public transport system that works for the people. This includes subways/metro (trains), street cars, mass transit buses, taxis and bicycles. Similarly, the public transport system is supported by technology to improve efficiency. In addition, the public transport system is safe and environmentally friendly.

- iii. The Tokyo Metropolitan Government has put in place a robust infrastructure that supports the transport system such as reliable railway-lines and well-constructed and maintained roads. The



- roads are clean, well-marked and cater for all road users i.e. motorists, cyclists and pedestrians.
- iv. Residents of Tokyo City have inculcated a culture of respect of rule of law and in particular respect of traffic rules and signs.

In view of the above lessons learned, the delegation recommends that the Assembly resolves as follows;

1. The County Government should take deliberate steps and introduce a well-managed integrated mass public transport system to serve the entire Nairobi Metropolis. In particular, the County Government should invest in modern and convenient commuter trains and street cars which have the capacity to carry many passengers. This will reduce the number of residents who depend on road transport and thus ease traffic congestion. It will also help in decongesting the City. In fact we already have train stations which are idle.
2. The County Government in collaboration with other national agencies should re-design County roads to cater for all road users i.e. motorists, pedestrians and cyclists.
3. The County Government should develop relevant traffic management legislations to be passed by the County Assembly and ensure that they are fully enforced. Efforts should be made to ensure that use of modern technology is incorporated in enforcing the laws.
4. The Nairobi City residents should inculcate a culture of respect of rule of law and in particular respect of traffic rules.

Mr. Speaker sir, I urge Members to support this Motion. Otherwise, I beg to move and call upon Hon. Osman Adow, who accompanied the Committee Members to the visit, to come and second the Motion. Thank you, sir.

**Hon. Member for Eastleigh North Ward** (Mr. Osman Adow): Thank you, Mr. Speaker. I wish to second the Motion. If I can get this microphone to extent a little bit--- Okay, I think I got it right.

I am seconding the Motion, Mr. Speaker; I was one of the people who went for that trip. It was a very fruitful trip and we learnt a lot. We met officials from the Metropolitan Government of Tokyo and there were a lot of similarities with Nairobi County Government, except for one thing; the Governor actually sits in the Assembly to answer questions from Members. I think that would have been a very good change for the people who did our laws so that the Governor can come and answer questions. A lot of questions which we ask here are either inadequately answered or are not answered at all.

Secondly, the King opens the sessions of the Assembly like once a year and that makes the Governors in Kenya to be like kings, I think they come to the Assembly once a year to come and open. That Constitutional amendment is required to make sure that the Governors do not become kings but the servants of the people.

Apart from that, I would like to add that the fact that Tokyo 60 years ago was in ruins after the 2nd World War and had no infrastructure, but they had a vision and they laid the foundation and that is what we need here in Nairobi today so that 60 years from now, we can look back and say that the people in the 1<sup>st</sup> County Assembly of Nairobi and the 1<sup>st</sup> Government did something right so that we can compare ourselves with how Tokyo was 60 years ago, and Nairobi of today and 60 years from now we can say that we did something right because the people there had the resolve and commitment and they got it right. But as the Chairman here said, we should come up with legislation and laws to enforce the traffic rules and whatever.

We still have problem of enforcement, as I had said many times here in Kenya, enforcement looks like a dirty word that can ever be enforced, whether it is the policing, the County, the standards in any part of this country where enforcement is required, it is always lacking and that is what we need to get right, Mr. Speaker.

**Hon. Temporary Deputy Speaker** (Mr. Maurice Akuk): Hon. Deputy Minority Leader, last warning.

**Hon. Osman Adow:** We have brought an elaborate and very thorough report that can help lay down that foundation in this County so that in 50 or 60 years from now they will tell us we did a good job. Thank you very much.

**Hon. Temporary Deputy Speaker:** Thank you Hon. Member.

*(Question proposed)*

**Hon. Temporary Deputy Speaker:** Hon. Seniority.

**Hon. Member for Kahawa West Ward** (Mr. Ngaruiya Chege): Thank you, Mr. Speaker. I rise to support this particular Statement. Is it a Motion that has been brought by a delegation that left this Country to do a study in Tokyo? Mr. Speaker as I support, I also want to urge this particular House because reports reaching my desk are that our people were mishandled in Tokyo. That is what they are not talking about here. When we send a delegation to Tokyo or to any other country, let the Members of this House be treated with the dignity that they deserve. That is a report reaching my desk.

**Hon. Temporary Deputy Speaker:** Hon. Member, please take your seat for a minute. Members as we contribute and we refer to friendly nations to this beautiful nation of Kenya, it is unfair to use derogatory words. It is very unfair to try and insinuate that this country did not do what is required of them and I don't understand the desk that you have unless nowadays you have an office in City Hall, so please refrain and withdraw. Thank you.

**Hon. Ngaruiya Chege:** Mr. Speaker let the truth be said and be told. There is nowhere we are supposed to address our issues but in this House. If our people were mishandled, let the truth be told. Even if it is a friendly country, why mishandle the----

**Hon. Temporary Deputy Speaker:** Hon. Member, are you supporting the Motion or opposing the Motion?

**Hon. Ngaruiya Chege:** I am supporting.

**Hon. Temporary Deputy Speaker:** Then use the words and statements to support the Motion.

**Hon. Ngaruiya Chege:** I am very much, but what I am very much against---

**Hon. Temporary Deputy Speaker:** Point of Order granted Hon. Gari.

**Hon. Member for Nairobi West Ward (Mr. Maurice Gari):** Mr. Speaker, I think my fellow colleague has lacked words to say, I am one of the delegates who travelled to Japan and there is nobody who mishandled us and if you go to a foreign country and there is security check, that does not mean you are being mishandled. If you are suspected or the last person to cross the checking area----

**Hon. Temporary Deputy Speaker:** Thank you, Hon. Member I think we are not debating that issue now we have asked him to refrain and to withdraw. Hon. Ogeto proceed.

**Hon. Member for Kilimani Ward (Mr. Moses Ogeto):** Thank you, Mr. Speaker for giving me this chance once more. Mr. Speaker, the recommendations has been given by the delegation which went to Tokyo is very awesome. When you see the Committee recommending for a mass public transport, Nairobi in the mornings when you come to this city you sit in traffic especially those people who come from Eastlands, they stay for more than one or two hours in traffic. But, Mr. Speaker sir, during their visit, they are talking about mass transport, they are talking about very serious things, electric trains to come and carry the people to various points in this City. This one will reduce the traffic in this city.

We wish the Governor of this city to take this report very seriously because you know very well we will be going back for an election and our Governor needs to deliver the things he promised Nairobians. When the Governor gets such a good report let him not even delay, let him go to the various corporations and sign MOUs, they implement these MOUs because when you see, today I had lunch in a certain hotel with the residents of Nairobi and they were telling me the Governor needs to do a few things in this city especially eradication of traffic jam which has become a menace and nightmare in this city. This report Mr. Speaker sir---

**Hon. Temporary Deputy Speaker:** What is the Point of Order?

**Hon. Member for Makongeni Ward** (Mr. Peter Imwatok): Mr. Speaker sir, on this report that the Committee has laid before the Assembly, I know you are a man of procedures and rules as you say always. I have not seen where it is mentioning the institution of the Governor. It is better we debate this matter in a sober way and not to mention the institution of the Executive, Mr. Speaker.

**Hon. Moses Ogeto**: Mr. Speaker sir, the County Government has two Arms; one is headed by the Speaker and the other one by the Governor. When I mean the Governor, I mean the Executive Arm of the Government; I have not talked about an individual, I am saying that the recommendations given by this Committee should be implemented by the Governor of this city.

Mr. Speaker sir, the Governor of this city is the implementer. Let us not be petty in debating some of these issues which cannot help us because we understand all of us know that whoever implements these recommendations which we have given, is the office of the Governor which constitutes many other officers. I think, Mr. Speaker sir it is procedural for me to name the word Governor because I have not mentioned any other, even if we love the Governor 2022, 2032 to implement this report which this Assembly has articulated and said that the only way that we can clear traffic jam in this City is by bringing the mass transport system---

**Hon. Temporary Deputy Speaker**: Why is the Hon. Member for Kayole South on her feet?

**Hon. Member for Kayole South Ward** (Ms. Elizabeth Manyala): Mr. Speaker sir, I think the Hon. Member is putting the cart in front of the horse, this is a report, and these are recommendations and as you are all aware, under Article 175 of the Constitution, we have two Arms of the County Government so the other Arm did not travel with them to Tokyo but if they went and saw and they came up with recommendations, the only thing that the Hon. Member would have articulated here on the floor of the House is the pending off, conclusion of this report which is articulated in this House of what they saw and what the Committee actually saw and what they intend to do.

There are two ways which we can engage the Executive Arm of the Government. It is through a Bill which they can drop from the Committee sponsoring it because for this report they went sometime in August, 2015 and now we are in October. Alternatively they can come up with a Motion which can now compel the CEC in charge of Transport to be proactive enough and implement what they went and saw and recommended. It is now important that when Committees go for benchmarking and read their reports they should come with a complete report and write a conclusion and what they also think and then follow it up with either a Motion or a Bill so that we can see how we are engaging each other. Calling the Executive wing and---

**Hon. Temporary Deputy Speaker:** Hon. Member, I think you are out of order because the Committee has recommendations. Have you read the recommendations? If you've read the recommendations they are talking about advising the County Government which is headed by the Governor. Proceed on Hon.

**Hon. Member for Kilimani Ward (Mr. Moses Ogeto):** Thank you Mr. Speaker sir for protecting me, I usually respect---

**Hon. Temporary Deputy Speaker:** Do you want to be informed?

**Hon. Moses Ogeto:** I don't want to be informed Mr. Speaker.

**Hon. Temporary Deputy Speaker:** He does not want to be informed. If you approach the Chair I know what you want to inform me about.

**Hon. Moses Ogeto:** Mr. Speaker, I wish to conclude and say that this report and recommendations given by our able Chairman should be implemented, an MOU should be drafted and passed in this Assembly by the same Executive so that we as the legislature part of the Government will have done our work. In future, we'll tell our babies that we passed these things in 2015 but it has never been implemented even by the coming Governor. Thank you so much Mr. Speaker sir. This is a very wonderful report and we wish also in road maintenance as they are saying, it's in a very good proposition which has been made. I wish you also had the same, you could look at even the pictures, the way our colleagues travelled and brought the same recommendation before this Assembly. Thank you Mr. Speaker sir, I support.

**Hon. Temporary Deputy Speaker:** Hon. Special Elect Njiru Ward.

**Hon. Karen Wanjiku (Nominated Member):** Thank you Mr. Speaker sir. That is where I stay and that is where I voted. I want to support this Motion. I want to inform the Hon. Member who was here that this is a Motion to urge the County Government to implement whatever the Committee went to benchmark in Tokyo. Indeed their trip is justified, you can see the very good work they did. They've even given us pictures. This is evidence enough that they visited Tokyo and we've not been shown any pictures of harassment anywhere. All we are seeing are warm pictures from this report. I want to commend the Committee and the delegation that went to Tokyo, Japan.

They came up with very good recommendations. I want to quote some, I cannot quote all of them because of time. Recommendation number 1: the County Government should take deliberate steps and introduce a well-managed integrated mass public transport system. That is a problem we've been having. As El Niño comes, today in the wee hours of the morning we had some rain. It was not even heavy rains and you can see what we got on our roads. Some of us spent more than two hours on Jogoo Road. What will happen when El Niño, the real monster comes? This is a Motion that has come at the right time. Nobody should tell us otherwise.

They further went ahead and said “the County Government in collaboration with other national agencies should re-design county rules, very important. Finally, the recommendations say that Nairobi City residents should inculcate a culture of respect of law which is very important. We have traffic laws that are not followed. If only we enforce, Nairobi will be a very good place to move about either as a pedestrian, a motorist or when you have a bike.

As I finish, I want to say that the Hon. Member from Kilimani is in order to say that the Office of the Governor who is the head of the Executive should really be seen to be working, thank you.

**Hon. Temporary Deputy Speaker:** I will call the mover to reply.

**Hon. Kennedy Oduru:** Thank you Mr. Speaker sir. I want to congratulate the Hon. Members for their good contributions towards this which has gone without opposition. It is very important for Hon. Members they know how Nairobi is and in terms of production. This will reduce the time wasted on traffic jams. Time as a factor of production is very essential so thank you. If it is implemented, Nairobians and even we are going to save a lot in terms of capital and time, thank you very much.

*(Question put and agreed to)*

## MOTION

**Hon. Tabitha Juma** (Nominated Member): Mr. Speaker, I wish to move a Motion that this Assembly adopts the report of the Sectoral Committee on Health Services on the inspection visit to Mowlem Health Centre laid on the table of the Assembly on Tuesday, 30<sup>th</sup> June 2015.

Mr. speaker, on behalf of the Members of the Sectoral Committee on Health Services it is my pleasure and duty to present to the Assembly the Committee’s 19<sup>th</sup> report on inspection site visit to Mowlem Health Centre on 14<sup>th</sup> April, 2015.

The background of the report:

Mowlem Health Centre is situated 19 kilometers from Nairobi CBD off Kangundo Road in Embakasi West Sub County. The Health Services Committee resolved to visit the Mowlem Health Centre to inquire into the true state of affairs at the facility following a concern by a Member of the Assembly that the facility was not equipped and was in dire need of infrastructural development. The visit was thus conducted on 14<sup>th</sup> April.

Mr. Speaker sir, I will now go to the recommendations that the Committee came up with after that visit.

Following the site visit, the Committee urges this Assembly to resolve as follows: Supply of drugs, laboratory supplies and working equipment listed above be provided--- sorry Mr. Speaker. I’ll go to the

observations on the visit. In the meeting we observed that the facility started as an initiative of the community and was handed over to the County Government to run. The land where the facility is situated belonged to Kenya Power and Lighting Company and was later donated by the company to the community. It now officially belongs to the County. The infrastructure comprises of an iron sheet structure that is further sub-divided using iron sheets into 3 rooms that are used to offer services to patients.

There is also a store made of iron sheets and toilet blocks made of concrete within the compound. The facility has only 2 staff. Two nurses who reported to work on the previous day that was on 14<sup>th</sup> April, 2014. Inside the facility there was a drip stand, a table, a sink, a vaccine carrier, a small domestic fridge, a hundred liter water container, a bed and a plastic chair. We also observed the nearest facility to Mowlem is Kariobangi South Health Centre.

The facility has the following challenges: lack of operational equipment as well as medical supplies, a list of equipment required submitted to the Committee by the 2 nurses on the ground is listed below: two examination couches, two dressing pads, a stitching pack, a small autoclave machine, IUC dip packs, 3 implant insertion sets and 3 removal sets, 2 fridges, modification of drug store, 2 lockable records cabinets, 4 hospital beds, mattresses, pillows, roof repair, putting plywood in all the rooms, putting up a waiting bay for clients, 6 chairs, 2 tables, water dispensers, 2 drip stands, 2 BP machines, 1 manual and 1 automatic, weighing scale for adult with height board--- , diagnostic sets, two photoscopes two stethoscopes, screen torch big angle, water storage tank. The Committee, after those observations recommended that;

- i. Supply of drugs, laboratory supplies and working equipment listed above be provided to Mowlem Health Facility as priority to kick-start the efficient and sufficient provision of Medical Services to the residents of Mowlem.
- ii. The County Government to allocate funds to construct a permanent structure that will improve provision of services and enhance security to the facility's equipment.
- iii. The County health sector to deploy additional staff to curb the shortage of staff so as to improve health Services deliver.
- iv. The County health sector to urgently conduct an audit of all County Health facilities including physical location, staffing levels of all cadres and adequacy of physical infrastructure.

I beg to move.

**Hon. Temporary Deputy Speaker:** Who is your seconder?

**Hon. Tabitha Juma:** Mr. Speaker, I will ask my fellow Member of the Committee, Hon. Karen to come and second.

**Hon. Karen Wanjiku:** Thank you, Mr. Speaker sir. In deed we visited Mowlem facility and the observation that my fellow Hon. Member has said are correct and even the recommendations, but because of time I just want to touch on recommendations. We have been talking about supply of drugs and as you

know today as we stand here no health facility in Nairobi County has drugs. We have been following this as Health Committee so that the County Government can pay the debt it has to KEMSA.

We have been talking, you realize our Health Committee is very active doing our job, investigating and visiting, but without implementation we think it's not right but as Hon. Who was here said, we are going to urge the office of the Governor and the CEC Member responsible of Health to be proactive because health is a priority. You realize Article 26 of the Constitution, every Citizen of Kenya has a right to life. What's more important than life? We can build many infrastructures but without people then who are we building for, Mr. Speaker. ?

I want to say that as a Committee, there's one thing we are happy about, the recommendation we made at that time, that the health facility be funded. I want to tell this Hon. House that Mowlem Health facility was given Ksh.20 million so that they can build a new health facility for the people. The population of Mowlem is so large that they stream in and out in Mama Lucy Kibaki which is along Kangundo Road just like Mowlem opposite actually. If this health facility is built, it will reduce the population that flows in and out in Mama Lucy Kibaki. Thank you.

*(Question proposed)*

Members, Hon. Member for Karura!

**Hon. Member for Karura Ward** (Mr. Kamau Thuo): Thank you, Hon. Speaker. As much as I am supporting the report, I would want to bring to your attention under Standing Order number 32 that we are lacking the quorum.

**Hon. Temporary Deputy Speaker:** I am aware. Are you contributing to the Motion?

**Hon. Kamau Thuo:** Do something if you are aware, Hon. Speaker.

**Hon. Temporary Deputy Speaker:** Kindly, contribute to the Motion. Are you in support of the Motion?

**Hon. Kamau Thuo:** Thank you, Hon. Speaker, though such tendency is not welcome at all.

**Hon. Temporary Deputy Speaker:** Hon. Member, please stick to the Motion that you stood to contribute to.

**Hon. Kamau Thuo:** Thank you, Mr. Speaker, Hon. Speaker I would want to join the rest of the Members of the Committee in supporting this particular report. I would also want to register my disappointment with the implementing arm of this Government. We have heard in the recent past other reports very beautifully drafted with very beautiful words but one word lacks- Implementation. So as much as I am supporting this report I am not so sure that it will be implemented.



I would also urge the Sectoral Committee on Health to do an audit of all the health facilities that we have in this County and also join the Hon. Member Karen the way she has said that we may be building roads, doing rails and other infrastructure but we should do something about health because we might have those beautiful roads but there are no people to use such roads. With those few remarks, I support that we adopt this report by the Health Committee. Thank you.

**Hon. Temporary Deputy Speaker:** Hon. Samuel Kagiri.

**Hon. Samuel Kagiri:** Mr. Speaker, we realized that health is vital in every person's life and I have seen the Committee of Health bringing a lot of reports here but the issue, as my colleagues are talking about is about the implementation. If at least we would have drugs available even if we have semi-permanent structures in the hospitals as the Executive plan on how to put a permanent structure but availing of drugs in the hospitals is very important. So, I would wish that this report will be implemented by the Executive at least to have our people hospitalized. Thank you.

**Hon. Temporary Deputy Speaker:** Hon. Zulfa. Hon. Samuel Kagiri, Hon. Imwatok please approach the Speaker.

**Hon. Nominated Member,** (Ms. Zulfa Hakim): Thank you, Mr. Speaker sir. I rise to support this Motion, as you realize that area is very densely populated and therefore the health services are really on demand. As we speak, they do not even have a maternity wing and I want to support this Motion in the hope that consequently this particular able Committee is going to consider working on the maternity wing. With those few remarks and as a mother and again, as a resident of Nairobi, I still insists that because of the demand and the area is densely populated, I want to urge the County Government to spend the budget they were allocated to facilitate the same with immediate effect. Thank you, Mr. Speaker.

**Hon. Temporary Deputy Speaker:** Hon. Member, I can see you are standing very far, Hon. Athembo.

**Hon. Nominated Member,** (Ms. Florence Athembo): Thank you, Mr. Speaker sir. I beg to support this Motion strongly as a Member of Health Committee. I would like to appeal to my colleagues to look at the pictures on page 10, a Committee Member inspects the facility's fridge storing the medicine, and it was very sad, have a look at the pictures on page 10. The small fridge like this cannot even serve the members of Mowlem. So, I beg to support the Motion, please Members support the Motion. Thank you.

**Hon. Temporary Deputy Speaker:** Hon. Members, I call the Mover to reply.

**Hon. Tabitha Juma:** Mr. Speaker sir, I wish to thank all the Members of this House who have stood and gave their word, gave their support for the report and it is my humble appeal to the County Government of Nairobi that as Members of the Committee of Health, we have been bringing reports after reports concerning the health services here in Nairobi and the health services in Nairobi are very wanting. I

therefore request them that they should give this a priority that it deserves and supply medicines and medical supply to members of the County. Thank you.

*(Question put and agreed to)*

**Hon. Temporary Deputy Speaker:** Hon. Members having discussed the Motion of Adjournment with Hon. Imwatok and Hon. Kagiri, I feel it is prudent that the Clerk of the House Business Committee to put this Motion for tomorrow, Wednesday as a priority Motion. Hon. Members, the Assembly Business House Committee kindly note that there will be a sitting of Assembly Business Committee today at the rise of the Assembly.

## ADJOURNMENT

**Hon. Temporary Deputy Speaker:** Hon. Members the House stands adjourned.

*(The House adjourned at 4.32 p.m.)*