



NAIROBI CITY COUNTY ASSEMBLY

OFFICIAL REPORT

First County Assembly – Fourth Session

Wednesday 12th October, 2016

The House met at 2.30 p.m.

(Hon. Speaker (Mr. Alex Ole Magelo) in the Chair)

Hon. Speaker (Mr. Alex Magelo): Good afternoon Hon. Members!

PRAYER

Hon. Speaker: Order Hon. Members!

(Loud consultations)

Hon. Speaker: Order Hon. Mark! Order Hon. Members!

PAPERS

Hon. Member for Harambee Ward (Mr. Robert Mbatia): Thank you Mr. Speaker, pursuant to Standing Order No. 180 sub-section 'c', I beg to lay the following paper on the table of the Assembly today Wednesday 12th October 2016, the report of the Select Committee on Public Accounts on the report of the Auditor General on the financial operations of the Nairobi City County Executive from the period 1st July 2013 to 30th June 2014. Thank you, Mr. Speaker.

Hon. Member for Korogocho Ward (Mr. Maxwell Ochar) Thank you Mr. Speaker. Pursuant to Standing Order No. 202 (2), I beg to lay the following paper on the table of the Assembly today Wednesday 12th October 2016, the report of the Sectoral Committee on Planning and Housing on the

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petition by the residents of Jericho/Lumumba regarding the change of ownership of House No. AD15/5633. Thank you.

NOTICES OF MOTION

Hon. Robert Mbatia: Hon. Speaker, I beg to give Notice of the following Motion, that this Assembly adapts the report of the Select Committee on Public Accounts on the report of the Auditor General on the financial operations of the Nairobi City County Executive from the period ended 30th June 2015, laid on the table of the Assembly today Wednesday 12th October 2016. Thank you, Mr. Speaker.

STATEMENTS

Hon. Speaker: Hon. G. Maina, you have two statements.

Hon. Member for Umoja I Ward (Mr. Njoroge G. Maina): Thank you Mr. Speaker. Good afternoon---

Hon. Njoroge G. Maina: I got a request for a statement pursuant to Standing Order No. 41 (2c) from the Chairperson of the Sectoral Committee on Health Services regarding the status of drugs supply in Umoja I Ward Health Centre. Hon. Speaker the Constitution of Kenya Article 43 (1) guarantees every individual, the highest attainable standard of health and provides that no individual may at any moment be denied emergency medical care which is important to the realization of the right to life.

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

1. The status of the drugs supplied in Umoja I Ward Health Centre;
2. Evidence of when the drugs were supplied last to the said health centre; and
3. What measures the County Executive has taken to ensure that the City residents receive proper care and medication in the various health centres in the County.

Hon. Speaker: The Hon. Chairperson of the Committee on Health Services.

Hon. Member for Nairobi South Ward (Mr. Manoah Mboku): Thank you, Mr. Speaker. I undertake to respond on the same in a week's time. But Mr. Speaker I wish to say that as much as such statements are coming to the House, the Committee has tried the much it can to invite the Executive on the same matter. But there is nothing which is being done, Mr. Speaker. The story is just the same, that KEMSA needs to be paid and the County has not paid KEMSA. KEMSA is----

Hon. Speaker: Hon. Chairperson when you are bringing us your report you can indicate that KEMSA has not been paid. I thank you.

Hon. Manoah Mboku: Okay.

Hon. Speaker: Order! Hon. Kambi I am giving you the last warning and I will deal with you perpendicularly.

Hon. Njoroge G. Maina: *(Laughs)* These microphones Mr. Speaker--- Anyway, let me continue. It is also another statement pursuant to Standing Order 41 (2c), I wish to request for a statement from the Chairperson of the Sectoral Committee on Transport and Public Works regarding the status of the installation of street/public lights and roads in Umoja I Ward. Hon. Speaker, the County Executive is supposed to install street lights in all the Wards as a measure to curb insecurity for the residents of Nairobi.

Hon. George Maina: Hon. Speaker, the County Executive is supposed to install street lights in all the Wards as a measure to curb in security for the residence in Nairobi, unfortunately up to date no streetlights have been installed in Umoja 1 Ward and the roads are in deplorably condition.

Hon. Speaker, in the statement the chairperson should inquiry into and should report on:

- i. The cause of the inordinate delay in implementing the streetlights installation projects; and
- ii. Measures being taken by the County Executive to ensure that the roads under the County government are in good condition.

Hon Speaker: Hon. Chairperson Transport and Public Works!

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

Hon. Speaker: Thank you Hon. Chairperson.

Hon. Member for South C Ward (Ms. Diana Kapeen): Thank you Hon. Speaker, I would like to address the Chair Mr. Speaker on a Point of Order Number 80. Mr. Speaker sir, over the last three weeks or so.....

Hon. Speaker: Hon. Diana Kapeen, the Notice must be given to the Hon. Speaker before....

Hon. Diana Kapeen: Mr. Speaker sir, I think I communicated to you in your office Mr. Speaker and we....

Hon. Speaker: But you did not put it in writing!

Hon. Diana Kapeen: Mr. Speaker, I only communicated because it is a personal statement sir,

Hon. Speaker: Yeah! Go ahead.

Hon. Diana Kapeen: Thank you Mr. Speaker sir, over the last three or four weeks Mr. Speaker sir, this Assembly has been turned into a theater of historic Mr. Speaker sir, clearly has the Hon. Members of Nairobi have lost the General oversight.....

Hon. Speaker: Order!

Hon. Diana Kapeen: Mr. Speaker sir, it is a personal statement.

Hon. Speaker: Order! Order!

Hon. Diana Kapeen: Mr. Speaker sir!

Hon. Speaker: Order!

Hon. Diana Kapeen: Thank you.

Hon. Speaker: Order please!

Hon. Diana Kapeen: Okay Mr. Speaker.

Hon. Speaker: I don't know where you are driving to...

Hon. Diana Kapeen: I want to clear something because it touches my entire personality Mr. Speaker sir.

Hon. Speaker: Order! I need to consult because that is new to me now. (*Consultation*) I am guided accordingly by the legal advice of this County Assembly that you should do that in writing so that we can have it in records.

Hon. Diana Kapeen: Mr. Speaker sir, but when it comes to matters of Members' welfare which you have just read it in the prayers, I think it is important that you give me a chance to be heard Mr. Speaker sir, it is very urgent and maybe it touches my life.

Hon. Speaker: If it touches your life I agree you can go on.

Hon. Diana Kapeen: Thank you Mr. Speaker sir, it has come to my knowledge and attention that I among others were bribed to that extent, given money to bring an impeachment Motion which I will not discuss because there is a court order Mr. Speaker sir.


I want to put it clear, that I have said it before this House and I am going to say it again, I have never ever and I will never ever take a bribe from anybody to sabotage natural justice Mr. Speaker sir.

Mr. Speaker sir, I was elected on a platform of honesty and my parents taught me at least to be honest with anything that I have to do Mr. Speaker sir. I am glad that the House today is full and the reason into it I don't know, maybe it is a discussion for another day Mr. Speaker sir.

But am going to say it Mr. Speaker sir, I will never sabotage if something is right, it is right I did not sign the impeachment Motion and I had my own reservation Mr. Speaker sir.

Hon. Deputy. Speaker: Point of Order Mr. Speaker!

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Hon. Speaker: Yes Point of Order Hon. Ng'ondi!

Hon. Deputy Speaker: Mr. Speaker, it is not right for the Hon. Member to take us through the route she is taking. Mr. Speaker to insinuate and to allege that there was an attempted bribery without substantiating who attempted to bribe her? Mr. Speaker it is not right. And this is a House of rules and procedures it is unwanted. Please Mr. Speaker can the Member withdraw because it is not right.

Hon. Diana Kapeen: Mr. Speaker sir, I am going to stick to my word that I am not going to withdraw, if it is my personal statement and can

Hon. Speaker: Hon. Diana Kapeen, please!

Hon. Diana Kapeen: Mr. Speaker sir, just a minute I am almost done.

Hon. Speaker: You are taking the wrong direction.

Hon. Diana Kapeen: Mr. Speaker sir, it is about me.

Hon. Speaker: Order! Hon. Kapeen and approach the Chair please. Can we proceed now!

Hon. Diana Kapeen: Thank you Mr. Speaker sir, I stand being guided by your wise counsel but I will bring a statement again tomorrow and I insist that I never signed and I will not sign out my dignity. Thank you.

Hon. Speaker: Hon. Members, please let us not go into that direction that is not worth for the Assembly. What we want and you know the procedure on bringing statements in the House. Hon. Diana Kapeen, I am glad that you will bring that statement and read it, you can always stand on your feet and you will be accorded time.

Hon. Speaker: There is a response from Hon. Kennedy Oduru from the Chairperson of Sectoral Committee on Children, Early Childhood and Vocational Training regarding the number of public schools in the County. Yes, Hon. Karen Wanjiku.

Hon. Karen Wanjiku (Nominated Member): Thank you, Mr. Speaker sir. The Statement was requested by Hon. Kagiri. Correction, Mr. Speaker, there was a small mistake there.

Mr. Speaker sir, I beg to read the following response: A Statement requested by Hon. Samuel Kagiri--

Hon. Speaker: Thank you, Hon. Karen. I beg your pardon. It is true, it is from Hon. Kagiri.

Hon. Karen Wanjiku: So, I can proceed?

Hon. Speaker: Yes.

Hon. Karen Wanjiku: Response to a Statement requested by Hon. Samuel Kagiri, MCA, Pipeline Ward from the Chairperson of Sectoral Committee on Children, Early Childhood Education and Vocational Training regarding the number of public schools in the County.

The Member sought to know the following:

- i. The number of public kindergarten, primary, secondary, tertiary and special schools in the County, specifying their Sub-Counties;
- ii. The number of students in each of the these schools; and
- iii. The number of teachers in each school.

Mr. Speaker sir, the Committee wrote to the Chief Officer responsible for Children, Early Childhood Education and Vocational Training on 27th July, 2015 requesting to be furnished with a written response to the Statement sought by the Hon. Member.

Mr. Speaker sir, the Committee did a reminder for response to the Statement to the Chief Officer responsible for Children, Early Childhood Education and Vocational Training on 3rd August, 2016.

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

That, the acting County Secretary responded on 9th August, 2016 vide a letter Ref... GL/NC/147C/52 and stated as follows;

That, as at May 2016, there are;-

- i. 7,854 number of children in Pre-unit;
- ii. 405 number of Pre-unit teachers;
- iii. 2,132 number of pupils in Special unit;
- iv. 196,723 number of pupils in primary schools and
- v. 4565 total number of Teacher staff in the County.

There is table and I believe Hon. Member has the table of the 17 Sub-Counties.

S/No	Sub-Counties	No. of children in Pre-unit	No. of Pre-unit teachers	No. of pupils in Special unit	No. of pupils in primary school	Grand total Teacher staff
1	Dagoreti South	505	13	292	12168	259
2	Dagoreti North	448	27	167	11498	296
3	Westlands	452	21	111	15766	337
4	Kibra	286	18	84	11849	245
5	Langata	284	16	27	7089	203
6	Embakasi North	203	19	41	11159	232
7	Embakasi Central	297	22	95	12029	223
8	Embakasi East	265	19	16	7113	199
9	Embakasi West	755	32	14	14674	329
10	Embakasi South	401	11	18	5570	109
11	Makadara	930	42	325	18228	401
12	Kamukunji	568	25	41	7821	204
13	Kasarani	368	22	143	10449	255
14	Ruaraka	193	16	66	7389	178



15	Roysambu	515	33	208	16946	394
16	Starehe	866	51	296	16755	486
17	Mathare	518	18	188	10220	215
	Grand total	7854	405	2132	196723	4565

Mr. Speaker sir, the acting County Secretary further reported that there are 508 students and 54 teachers in Vocational Training Centers in Nairobi County.

The Vocational Training Centers are 11. *Mheshimiwa*, you can see the table and the details.

S/N	Vocational/Technical Institution	Sub-county	No. of students	No. of teachers
1	Waithaka Technical Centre	Dagoreti South	90	10
2	Kayole Vocational Centre	Embakasi central	2	1
3	Embakasi Vocational Centre	Embakasi central	5	1
4	Bahati Vocational training Centre	Makadara	12	2
5	Kaloleni Vocational training Centre	Makadara	6	2
6	Jericho	Makadara	3	2
7	Ofafa	Makadara	9	2
8	Mathare	Mathare	249	14
9	Kiwanja Vocational training Centre	Roysambu	70	8
10	Kahawa Vocational training Centre	Roysambu	1	2

11	Kangemi	Westlands	61	10
	Total		508	54

Mr. Speaker sir, attached and tabled herewith is additional detailed data on public schools in Nairobi County as submitted by the Executive.

Mr. Speaker sir, I beg to lay this response. Thank you.

Hon. Speaker: Hon. Kagiri.

Hon. Member for Pipeline Ward (Mr. Samuel Kagiri): Thank you, Mr. Speaker, for this opportunity to respond to this Statement which has actually taken 1 year, 3 months. Mr. Speaker, I need your ears. It has taken that long yet it is a simple data of which I think the Department of Education has the data in their hands to prepare that report, compile it together and bring to this Assembly. I requested for the response until I got tired and forgot. But it is good because it has come back before we are through with our term in this Assembly.

Mr. Speaker, I just want to respond to a few issues concerning the report I was given. I will come with another Statement here to request to be given the number of schools in each Ward in this County. As per the report, there are some Wards which are not represented at all yet everybody in this County is a taxpayer and needs to be given public education. You find, like in my Ward, there is no single primary or secondary school. I have not seen any action despite following it up in the Education Department severally to have an action taken to ensure that our people are given the right to Education, especially the Free Primary Education which is guaranteed by the Constitution.

Also, these people have not indicated the facilities and even the capacity in the schools. Again, if you look at Embakasi South, the report says we have 5,500 students. We have only 3 primary schools. If there are 5,500 students in these 3 schools, you can see how densely populated those schools are. The Education Department should do a better job and present a better Statement. But for the sake of that Statement, I am going to request for another Statement that indicates the schools per Ward so that we can see who is represented in this City and who is not represented. Thank you, Mr. Speaker.

Hon. Speaker: Very well. Hon. Wanjiku.

Hon. Karen Wanjiku Mr. Speaker sir, you notice that the mandate of our Committee is only ECDs, Vocational Training and Children Welfare. We have gone an extra mile to even give a data of primary schools. Primary, secondary schools, colleges and universities are not under our mandate. If the Hon. Member wants the data, he should go to the Ministry of Education. We are allowed to cooperate with the National Government--

We've given the data and our mandate ends there. The Executive has failed that is why we wanted to impeach the Governor. He is the Director of the Executive. We've done our work---

Hon. Speaker: Order Hon. Karen! Thank you very much.

Hon. Karen Wanjiku: Yes, thank you.

Hon. Speaker: There is a Point of Order from Hon. Nyang'wara.

Hon. Member for Viwandani Ward (Mr. Samuel Nyang'wara): Mr. Speaker. I want to request your direction in this particular issue because the Hon. Member is the one who has brought this information. She cannot purport to run away from it that it does not squarely belong to the County Government. Where did she get the information from? Then this information she has tabled should be expunged from the records. Can we get direction on this matter? She cannot say that primary and secondary schools belong to the National Government and she has actually answered this question and tabled a report on the same.

Hon. Member for Kahawa West Ward (Mr. Chege Ngaruiya): Thank you Mr. Speaker for giving me this opportunity to add to Hon. Karen. I think Hon. Karen is in order that the function of the Education Committee in the Assembly as per the Fourth Schedule of the Constitution states that our function is ECD and polytechnics. Whatever information we have got as a Committee was from these offices because all the County primary schools were the property of the defunct Nairobi City Council. As we speak, the records are there. When Hon. Nyang'wara is talking about where we got the information, the records are there. The only thing we cannot do is go beyond that. We now have the scope of where the function of the Committee of Education can do as per its mandate. I think the Hon. Kagiri should agree that in fact this Committee went an extra mile to get extra information so that he can be fully equipped. Thank you Mr. Speaker.

Hon. Speaker: Yes Hon. Kambi.

Hon. Member for Dandora Area II Ward (Mr. Stephen Kambi): Thank you Mr. Speaker sir. It is a good day indeed today. We thank the almighty God. Just to add a rider on the same it is true that the mandate of the Nairobi city county does not impede on primary and secondary schools, colleges and universities. The request by the Hon. Member concerning the data of primary schools and the number of pupils so that we can know which Ward is represented to ensure at least there is equivalence in the Education Department which is very wanting. It is very important. I urge the Committee if they can liaise on behalf of this great Assembly and of Nairobians with the Ministry of Education so that we can get real time data.

I believe the records that have been presented by Hon. Karen on the data that the response Hon. Kagiri has been given might not be up to date. I urge through your directive Mr. Speaker if there is a possibility where we can get real-time info of the data in the schools and how populated they are so that we can be able to understand where the needs are. If we find there is a possibility where a place has been

ignored maybe through this Hon. Assembly we can make a request to ensure that there is equivalence in terms of education. Thank you sir.

Hon. Speaker: Yes Hon. Elizabeth.

Hon. Member for Kayole South Ward (Ms. Elizabeth Manyala): The bone of contention here is Hon. Kagiri as you are aware education was not devolved. I concur with Hon. Kagiri because under Fourth Schedule of the Constitution where the Sectoral Committee of Education is mandated to oversee. One of the key mandates is ECD, home craft polytechnics and schools and others. Having said that, the way the reports are being brought to this Assembly is wanting because when you check the methodology used, it lacks the threshold. If you are doing mapping and Hon. Kagiri is asking about the data, he wants to know why in the data some places are not evenly distributed under Devolution which is the statutory transfer of power from the National Government to the County level.

Indeed if it was done thoroughly then the methodology should reflect, be collected and all the schools and ECDs mapped. Everything should be concurrent instead of bringing half baked. All along this is what I've been seeing that most of the reports are not conclusive. I think the Sectoral Committee on Early Childhood Education needs to go back. We don't know whether they did a desk review. When they talk of a report or the data it meant that they did the literature review. This is secondary data as opposed to primary data. They need time to go and bring for us an exhaustive report which will also help us to plan or even when we exit the people who will come will now get a comprehensive report of what is on the paper. Thank you Mr. Speaker.

Hon. Speaker: Hon. Mauti you are not being clearly seen there. I will try my best to see you right now. Hon. Mauti.

Hon. Member for Kwa Reuben Ward (Mr. Elkana Mauti): Yes, thank you Mr. Speaker sir.

Hon. Speaker: Hon. Mauti

Hon. Member for Kwa Reuben ward (Mr. Elkana Mauti): Yes thank you Mr. Speaker sir, number 1 the Committee of Early Childhood has not given us any report because you cannot rely on the Executive; what about your investigation? You have not told us according to your investigation this is what you got. This means you only rely on what information you have been given and you are not doing oversight.

Number two, you are telling us your mandate lies on ECDs, you came here cheating us every Ward is going to get an ECD class, up to now there is nothing and the Committee has done nothing. Now you want a data up to primary where you're telling us that is not our mandate! Education is for all of us. We should cater for the children of Nairobi, not giving us boundaries and if there are boundaries then why bring us a report which is touching where you don't belong?

Hon. Speaker: Order Hon. Kambi, order, order! Hon. Karen Wanjiku, you have two minutes so that we can proceed to other business.

Hon. Karen Wanjiku (Nominated Member): Thank you Mr. Speaker sir, it is indeed very surprising to know that some of us do not know our mandate. I have been in this Committee since I came to this House and I know very well the mandate that am supposed to do. Hon. Manyala here is saying our mandate is schools. What is schools? Just look at your Standing Orders, it is very clear- children welfare, ECD, vocational training period! Mr. Speaker our work is not to implement. We are not implementers; we have done our work of visiting these ECDs. We visited Umoja 1 and other ECD centers that is our mandate. We have investigated and we have given you bursaries, 600 bursaries each Ward and Hon. Member can stand and say we have done nothing! I am just a Nominated Member without a single bursary! I have discussed in that Committee to give you those 600 bursaries. It is very shaming if a Member can stand here and lie under the glare of cameras.

Hon. Speaker: Order Hon. Karen!

Hon. Karen Wanjiku: That is a fact Mr. Speaker.

Hon. Speaker: Withdraw the word 'lie'.

Hon. Karen Wanjiku: Yes... 'misleading' the House Mr. Speaker.

(Loud consultations)

Hon. Speaker: Order, order Members!

Hon. Karen Wanjiku: I will withdraw 'lying' Mr. Speaker sir and replace with 'misleading'. Hon. Member cannot mislead this House. Every Ward has been given Ksh. 3 million courtesy of bursary. Courtesy of our Committee. How can you say we have done nothing? It is a fact, we did the regulation of bursary policy to make this possible. If it were not for that policy we will not be having those bursaries. So you should not say we have done nothing. We have over sighted...

(Point of Order)

Hon. Speaker: Order Hon. Kambi! Let her finish.

Hon. Karen Wanjiku: Regarding children welfare a Motion was brought by a Hon. Member here. We are making sure to play our oversight role, making sure that children department is there, it is implemented. How much more can we do? This response is satisfactory according to the mandate of our Committee. If you want to know the data of our primary schools can you bring another statement here? You know the procedures of the House. Mr. Speaker sir thank you, I beg to sit.

Hon. Speaker: Hon. Members the question has been responded and now we move to the next order, thank you Hon. Members you are good citizens!

MOTION

Hon. Speaker: Hon. Members good afternoon once again. This is a communication from the Chair. Consideration of order 8, Motion for Impeachment of the Governor as on yesterday 11th of October 2016 Order Paper.

Hon. Members, yesterday morning at 10 am the Chair was served with orders issued by the High Court in miscellaneous civil appeal 418 of 2016 in the matter between Hon. Dr. Evans Kidero, the Speaker of Nairobi City County Assembly as the first respondent and Nairobi City County Assembly as the second respondent.

Hon. Members in his application the Governor sought certain orders key among them being that the court stay the alleged sermon issued on 5th October 2016 for appearance of the Governor to the County Assembly 11th October 2016 at 2.30pm until the substantive Motion filed is heard and determined by inter-parties.

Hon. Members the court certified the application as urgent and issued orders sought accordingly. I have reviewed the application and reviewed the orders granted and I wish to guide as follows:

Hon. Members from my reading of the orders granted, what the court has stayed is the appearance of the Governor before the County Assembly pursuant to Standing Order 63 and not the mandate of the County to dispense off the Motion as contemplated under the enabling statutes and the Standing Orders.

Hon. Speaker: Hon. Members from my reading of the Orders granted, what the Court has stayed is the appearance of the Governor before the County Assembly pursuant to Standing Order 63, and not the mandate of the County Assembly to dispense off with the Motion as contemplated under the enabling statutes and the Standing Orders.

However, Hon. Members, because of the nature of the Motion in question today and the place of the right to be heard under the new Constitutional dispensation and the Standing Orders, and as enumerated variously by the Courts in Judicial Review of similar actions, the most relevant being in the matter of Martin Nyaga Wambora vs. Speaker Of The County Assembly Of Embu & 3 Others. It is imperative that the Chair provide further direction on how this Assembly proceeds with Order Number 8 as in Today's Order Paper.

Hon. Members, Standing Order 64(3) provides that when the Speaker is satisfied that a Motion filed under Standing Order 60 (Motion for Impeachment of the Governor) has been adequately debated, the

Speaker shall call upon the person who is being removed from office to answer issues raised in the debate, and thereafter call upon the mover of the Motion to reply.

Hon. Members, the import of the foregoing is that the Governor's right to be heard cannot be taken lightly and must therefore be accorded its rightful significance. It would therefore be futile to proceed with debate on the Motion in the absence of the Governor to defend himself against the allegations raised in the said Motion.

Consequently, Hon. Members, I wish to give directions as follows –

1. That Order Number 8 as appearing in yesterday's Order paper, 11th October, 2016, be suspended at the stage it is, to await further directions as the Assembly responds to the Governor's application;
2. The County Assembly proceed to Court immediately with a view to obtaining orders vacating the Orders obtained by the Governor on the alleged summons to appear before the Assembly today, for which the Governor has successfully obtained stay orders not to honour – it must be noted however that the Chair extended an invitation for the Governor to appear before the Assembly in line with Standing Order 63, and not a summons as alleged.

Hon. Members, the net effect of the foregoing directions is that we now proceed to Order Number 9.

It is so directed. Thank you.

(Applause)

Hon. Speaker: Hon. Nyangwara

Hon. Member for Viwandani Ward (Mr. Samuel Nyangwara): Thank you Mr. Speaker. I am standing not that I want to question the authority of your Chair but I just want to request you to invoke Standing Order Number 1 so that we can proceed with this particular Motion purposely because---

Hon. Speaker: Order Hon. Nyangwara! I have already given directions and therefore we cannot proceed with any other deliberation in this case. Yes Hon. Ali Hassan.

Hon. Leader of Minority: Thank you Mr. Speaker sir. I want to bring t your attention the matter of Mr. Martin Wambora.

Hon. Speaker: Hon. Ali Hassan you are out of order!

Hon. Leader of Minority: Kindly with your indulgence Mr. Speaker sir. As I have heard your ruling-

Hon. Speaker: Hon. Ali Hassan you are tied by the Standing Orders.

Hon. Leader of Minority: Mr. Speaker sir I am not questioning your ruling.

Hon. Speaker: Order Hon. Manyala!

Hon. Leader of Minority: I am just giving some information Mr. Speaker sir and so I stand guided. Can I proceed? I see that the House today is full---

Hon. Speaker: Order. He is on the floor.

Hon. Leader of Minority: Mr. Speaker sir with your indulgence, may I proceed? I stand guided. This matter refers to Martin Wambora and the Senate. The lawyer representing the Senate said that the Honorable court had no jurisdiction in the matter (the matter refers to the impeachment) ---

Hon. Speaker: Hon. Ali Hassan you are out of order. We have already ruled this and hence cannot discuss it. We now move to Order Number nine (9). Thank you very much Hon. Ali Hassan, you are a good citizen.

MOTION

Hon. Speaker: Proceed. Order Hon. Karen Wanjiku. Hon. Deputy Speaker

Hon. Deputy Speaker: Hon. Speaker I want to bring to your attention that there is lack of quorum in the House under Standing Order No. 32.

Hon. Speaker: Very well Hon. Deputy Speaker. Sergent-At-Arms kindly ring the bell for 10 minutes.

(Bell rung for 10 minutes)

Hon. Speaker: Hon. Members the House Business Committee to meet after the rise of the Assembly. There being no quorum, the Assembly is adjourned to tomorrow the 13th October, 2016. I thank you.

(The House rose at 3:45 p.m.)