



NAIROBI CITY COUNTY ASSEMBLY

OFFICIAL REPORT

First County Assembly – Fourth Session

Wednesday 27th April, 2016

The House met at 2.30 p.m.

(Hon. Speaker (Mr. Kennedy Ngondi) in the Chair)

PRAYERS

Hon. Deputy Speaker: Hon. Members, my attention has been raised about the lack of quorum in the House and I direct the Serjeant-At-Arms to ring the bell for 10 minutes under Standing Order number 31. Thank you.

(The Quorum Bell is rang for 10 minutes)

Hon. Deputy Speaker: We may continue.

COMMUNICATION FROM THE CHAIR

Hon. Deputy Speaker: Hon. Members, I have a communication to make and it is in regards to extension of time for consideration and approval of nominees for the County Policing Authority. Mr. Speaker, the Hon. Vice-Chairperson for the Sectoral Committee on Justice & Legal Affairs Hon. Moses Ogeto, MCA requested the Chair for extension of time for the Committee to consider and report on its vetting on the nominee for the County Policing Authority.

Hon. Members, the Vice-Chair noted that the vetting had encountered unforeseen technicalities which require additional time to enable the tabling of an elaborate report on the exercise. Hon. Members, the Chair then committed to issue a communication today regarding the request and I now wish to direct as follows;

The Chair did consider the Committee's request and the outstanding issues raised here therein and therefore agrees to the request and directs that the Committee tables its reports on Tuesday 3rd May, 2016 before we proceed for the recess. It is so directed. Thank you.

PAPERS

Hon. Member for Viwandani(Mr. Samuel Nyangwara): Mr. Speaker, allow me to lay the following paper on the table of the Assembly today, 26th April, 2016. Sessional Paper 2 of 2016 on the Nairobi Integrated Urban Development Masterplan. I beg to lay.

Hon. Deputy Speaker: Hon. Members, on the Nairobi Intergrated Urban Development Master plan which has been laid before the Assembly; I therefore submit the same to the Planning Committee.

NOTICES OF MOTION

Hon. Deputy Speaker: On Notices of Motion Mohammed Abdi will give a Notice of Motion urging the County Executive to ensure all the City Inspectorate and Revenue Collection Employees with uniforms to have full identification on their uniforms for identification purposes to reduce cases of arbitrary arrests, harassment and extortion by some County Government employees.

Hon. Abdi Mohammed: Hon. Speaker, I beg to give Notice of the following Motion. **“That”** aware the Constitution of Kenya 2010 grants the citizens of this Republic comprehensive rights and fundamental freedom. **Further aware** that recent years have witnessed increased cases of arbitrary arrest, harassment and extortion by the City Inspectorate and Revenue Collection Employees, thus infringing on rights and fundamental freedoms of the residents.

Concerned that some of the officers who engage in such heartless acts do not face the full force of the law due to identification crisis as such officers are not easily identified by their victims. **Noted** that huge loss of revenue has been incurred by the County Government due to extortion by such employees. This Assembly urges the County Executive to ensure that all the City Inspectorate and Revenue Collection Employees and the entire County Government workforce have identification tags for identification purposes to reduce cases of arbitrary arrest, harassment and extortion by some County Government employees and avoid impersonation. Thank you, Mr. Speaker.

Hon. Deputy Speaker: Thank you, Hon. Abdi. Hon. Member Mberia will be giving a Notice of Motion urging the County Executive to establish the offices as contemplated under Section 52 and 53 of the

County Government Act 2012 across the City to further enhance service delivery for Nairobi residents.
Hon. Mberia.

Hon. Chief Whip Majority: Thank you, Mr. Speaker for this opportunity. Mr. Speaker, I beg to give Notice of the following Motion.

That **aware** that Section 52 of the County Government Act 2012 establishes the office of the village administrator for each village unit established in the County while Section 53 of the same Act establishes for each village unit a village council whose composition is clearly detailed. **Noted** that the role of the village administrator amongst others is to coordinate, manage and supervise the general administrative functions in the village including pursuant to paragraph 14 of part 2 of the Fourth Schedule to the Constitution and ensuring and coordinating the participation of the village unit in governance.

Further noting that some counties have set up the said offices in order to further devolve services to the very basic unit of our society and improve delivery. **Recognizing** the foresaid institutions and their crucial functions are central to the proper devolution of services across the sub county and village units in the County. Deeply **concerned** that three years after the realization of the devolved system of Government, Nairobi City County is yet to establish the office of the village administrator and constitute the village councils for reasons best known to the Executive.

Convinced that this inaction to further devolve functions has played a role in the frustration of Nairobi residents with poor services, service delivery due to over centralization of services at City Hall, something which Devolution sought to cure, this Assembly urges the County Executive to establish the offices contemplated under Section 52/53 of the County Government Act 2012 across the City to further enhance service delivery for Nairobi residents. Thank you, Mr. Speaker.

Hon. Deputy Speaker: Thank you, Hon. Mberia.

STATEMENTS

Hon. Deputy Speaker: The Chairperson for culture, community services, could you respond to statement requested by Hon. Ngaruiya Chege. This is on fire fighting engines in Nairobi City County, are you ready?

Hon. Member for Kahawa West (Mr. Ngaruiya Chege): Yes, I am ready.

Hon. Deputy Speaker: Ngaruiya is in the House despite--- Are you properly dressed?

Hon. Member for Harambee (Mr. Ronald Milare: *(Inaudible)*)

Hon. Deputy Speaker: Okay, proceed.

Hon. Ronald Milare: Thank you, Hon. Speaker. Mr. Speaker, on Tuesday 15th March 2016, Hon. Ngaruiya Chege, MCA, rose on the floor of the Assembly pursuant to Standing Order 41(2)(c) and requested a statement from the Chairperson of Culture, Community Service Committee for a statement regarding firefighting engine in Nairobi City County. In the statement the Member sought to know the following;

1. The number of firefighting engines in the Country
2. Whether the engines are detained by DT Dobie and why
3. Measures taken by the County Executive to ensure that firefighting equipment is availed to residents at any given time.

Mr. Speaker sir, the Committee therefore wrote to the County Chief Officer, Security, Compliance and disaster management requesting to be furnished with a comprehensive report on the above issues. Mr. Speaker, the County Chief Officer responded on the above issues that Hon. Ngaruiya Chege sought. In this regard, Mr. Speaker, I wish to report as follows to the Assembly;

1. The number of firefighting engines in the County – There are 6 firefighting engines in the County.
2. Whether the fire engines are detained by DT Dobie and why – There are no fire engines detained at DT Dobie other than one that is undergoing engine diagnosis to determine the problem.
3. Measures taken by the County Executive to ensure that firefighting equipment is available to residents for use at any given time - The County fire fighting vehicles are distributed in the County as follows;
 - a. 1 all terrain vehicle, registration number KBR 436U stationed at City Park.
 - b. 2 all terrain vehicle, registration number KBR 429U and KBR 241 stationed at Embakasi Sub-County.
 - c. 3 all terrain vehicles registration number KBR 433U, KBR 245U stationed at Dagoretti Sub-County.
 - d. 4 all terrain vehicles registration numbers KBR 437U, KBR 249U stationed at Embakasi West Sub-County.
 - e. 5 all terrain vehicles registration KBR 430 CE 242 stationed at Kibra Sub-County.
 - f. 6 all terrain vehicles registration number KBR 435UCE247 stationed at Dagoretti Sub-County.
 - g. From tender 6, registration number KCD 950GCE342, KAW 245ZCE133, rapid intervention vehicle GKB049B emergency tender stationed at fire rescue and disaster management.
 - h. Special fire engine for high rise building rescue and water towering GKA198X stationed at the County Industrial Fire Station and Training School.

Mr. Speaker, the Chief Officer added that Nairobi Metropolitan Service Improvement Project (NMSIP) through the World Bank project has and is in the process of providing the under-mentioned as follows;

1. 3 Water tankers 10,000 litres each already delivered to the County and are awaiting documentation for insurance and fuel.
2. 1 10,000 litres firefighting appliance will be given by the end of the year.
3. Rehabilitation of fire rescue and disaster management headquarters on Tom Mboya Street and Industrial Area fire station and training school on Enterprise Rd.
4. Provision of elevated water tanks and drilling boreholes on Tom Mboya and Enterprise Rd fire stations.
5. Construction of new fire stations within the market of Kangundo Rd and Waithaka area.

Mr. Speaker, the Chief Officer further added that His Excellency the Governor, Dr. Evans Kidero signed official agreements with Belgian Ambassador and the Japanese Ambassador for the provision of the following;

Belgium

Provision of 20 fire engines and construction of 2 ultra-modern fire stations within East Africa Breweries Land to cater for Mathare slums and around Mathare including the City Inspectorate Training School, Dagoretti to cater for Kibra slums, Karen and Westlands Area.

Japan

Provision of 4 fire engines to be delivered by June 2016.

Committee observations

The Committee was satisfied with the response given. Hon. Speaker, I beg to lay this response. Thank you.

Hon. Deputy Speaker: Hon. Mbau.

Hon. Member for Mlango Kubwa(Mr. Andrew Mbau): Thank you, Mr. Speaker for giving me the opportunity to respond to whatever the Chairperson has just said. Mr. Speaker, the main reason as to why I requested for this statement is because fire had gutted 300 structures and business premises in Mlango Kubwa in Mathare. Mr. Speaker, whatever has been presented here is PR, this is a fallacy and I believe--- In fact even the Chairperson was not aware of what he was reading because if you ask him, he is talking about 'we have firefighting engines' and he has given clearly the number plate numbers and where they are stationed.

Mr. Speaker, my question is, if we have fire engines in the County, why was there no firefighting engine in Mlango Kubwa Ward during that particular phenomenon? Mr. Speaker, even in Kariobangi--- Even at

that time in Mlango Kubwa it was only the NYS, National Youth Service fire engine and G4S fire engine that heeded the call of the business people.

Mr. Speaker, just over the weekend there was fire in Zimmerman. The fire even gutted AIPCEA Church in Zimmerman, so when the Chairperson is reading, is he telling us that this particular fire engine, even if they are not at DT Dobie, where are they? Are they invisible, they are nowhere to be seen. After the fire at Zimmerman there was fire in Soweto in Kahawa West, where are these fire engines? Are they usually deployed in specific areas?

I think it is the Honourable thing that the Chairperson and his Committee should do. They should visit and see, do we really have this, what we are talking about. When I asked if they are grounded he says, no, they are operational. Are they operational and Nairobianians are facing losses in their businesses, and their houses and premises. Mr. Speaker, I think the Committee on Culture and Social Services had not even interrogated the statement because what I was given previously was a memo. A memo from somebody, Deputy Director of Rescue.

Mr. Speaker, this statement shows that the person who responded is not serious and the Committee itself is not serious. Here we are talking about millions and millions which are being lost because of fire. This is a disaster and we sit here and this disaster is happening every day. I think it is very important that the Committee should know that it is a part of this particular Assembly.

We have a constituent that we represent and they are the people complaining day and night. If we are here because of the Executive, to please them, don't just be given a document here just because you want to bring and answer then say you have responded to that particular statement. I am not satisfied and we are not even catered, how those people are going to be paid their premises when emergency strikes because this is also an issue that we should ask ourselves. When I look at where these vehicles are, they are at Embakasi Sub-County, Dagoretti Sub-County, Kibra Sub-County. Do we have only three vehicles in these Sub-Counties? We should be very serious when we talk about fire because fire consumes everything that we have---

Hon. Deputy Speaker: *Mweshimiwa* Ngaruiya, if you can look on your second page, we have one at City Park, Embakasi, Dagoretti and---

Hon. Ngaruiya Chege: City Park we know, that is the city center. It is Embakasi, Kibra and Dagoretti which were opened again---

Hon. Member: We have some in Embakasi.

Hon. Ngaruiya Chege: Yes, how many Embakasi's do we have, Sub-County?

Hon. Deputy Speaker: I think because of the inadequacies of the vehicles we are not able to provide each and every County with a vehicle. It is not practical.

Hon. Ngaruiya Chege: Mr. Speaker, initially we had 8 constituencies and they are not evenly distributed. So, Chairperson, can you take this report back to the sender, kindly let them bring a report---

Hon. Deputy Speaker: Order, Hon. Member, are you kind of in dispute of the report?

Hon. Ngaruiya Chege: Yes.

Hon. Deputy Speaker: The Committee is so satisfied that the report is in order.

Hon. Ngaruiya Chege: Yes, it is satisfying but I am not.

Hon. Deputy Speaker: Can you give the Hon. Chairperson to maybe defend his report?

Hon. Ngaruiya Chege: Yes, that is why I am finishing. That is why I am saying that this report, can it be taken back to the sender, let them do their work, and even the Committee should sit down and interrogate the document itself. Thank you, Speaker and I think I am not satisfied.

Hon. Deputy Speaker: Hon. Milare.

Hon. Ronald Milare: Thank you, Hon. Speaker. I think the Hon. Member for Kahawa West is notorious for opposing everything and playing to the gallery always. Hon. Speaker, I just want to take us through the queries that the Hon. Member sought answers to. One, the number of fire fighting engines in the County, two, whether the engines are detained at DT Dobie and three, measures taken by the County Executive to ensure that fire fighting equipment is available to any resident at any given time.

I think it is mischeivous for the Hon. Member to come here and start telling us about a fire that gutted Mlango Kubwa and Zimmerman yet in his statement he did not seek anything about Mlango Kubwa and Zimmeman. What he has sought has been responded to adequately and therefore as a senior Member of this House he should them involve he Standing Orders again and come up with a request for statement regarding the issues that he has just raised. However, the issues that he raised have been responded to adequately.

Hon. Deputy Speaker: Hon. Chief Whip.

Hon. Chief Whip Majority: Mr. Speaker, I am an Hon. Member of this House and the Hansards Mweshimiwa Ngaruiya wanted has been directly answered. Mr. Speaker, we all know that in this House Mweshimiwa Ngaruiya has never agreed to any report. However many times we send back to the sender, Mweshimiwa Ngaruiya will never agree with any report in this House. So, we raise the case. Mr. Speaker, thank you.

Hon. Ngaruiya Chege: Mr. Speaker, some information.

Hon. Deputy Speaker: You want to inform who?

Hon. Ngaruiya Chege: The Chair.

Hon. Deputy Speaker: Hon. Chair, do you want to be informed? Hon. Chairperson, I think you need to bring to the attention of the Hon. House as to what exactly Hon. Ngaruiya requested and whether you have responded accordingly because from the statement--- as the Chair I think the response you have given is in order. Hon. Ngaruiya you want to purport there is a different statement from what the Hon. Member is reading?

I think Hon. Members, it is high time we take this House seriously, to be sincere at least the response as it is given by Hon. Chairman is in order and it reflects exactly the question as it was asked.

Hon. Karen Wanjiku (Nominated Member): Point of Order Hon. Speaker!

Hon. Deputy Speaker: Granted Karen!

Hon. Karen Wanjiku: Mr. Speaker sir, are you supposed to contribute to the Motion?

Hon. Deputy Speaker: I am not Contributing, I am giving directions. Hon. Ngaruiya, can you read out the request?

Hon. Member for Kahawa West Ward (Mr. Patrick Ngaruiya): I have the statement here and the Chairman was misled. I have my request for Statement. In the statement it reads, Hon. Speaker...

Hon. Deputy Speaker: Order! Hon. Ngaruiya can you please give it to a Member to read it on your behalf because you might be reading from your head (*laughter*) Order! I didn't point out any Member to read I requested Hon. Nyaruiya to delegate to any Member.

Hon. Member for Roysambu Ward (Mr. Peter Warutere): Thank you Mr. Speaker you are in Order. Request for statement Hon Speaker, pursuant to Standing Order 41 (2) (c) I wish to request for Statement from the Chairperson of Sectoral Committee on Culture and Community Services regarding firefighting engines in the Nairobi City County.

Hon. Speaker, in the recent past there has been numerous fire out breaks in Nairobi City County specifically in Kariobangi and Mathare Valley where 300 houses were burnt and property destroyed. In all this instances the County Firefighting engines were not available it is alleged that the engines have been detained by DT Dobie because of failure to pay service charge.

Hon. Speaker, in the Statement the Chairperson should enquire into and report on the following:

1. The number of firefighting engines in the County;
2. Whether the engines are detained by DT Dobie and why; and
3. Measures taken by the County Executive to ensure that the firefighting equipment's are availed to residents for use at any given time.

Hon. Deputy Speaker: Order Hon. Whip! Order Member let me address the Hon. Chairperson for Culture first. So the question which was asked is the number of firefighting engines in the County that is the first question, so Chairman, can you respond to that?

Hon. Member for Harambee Ward (Mr. Ronald Milare): The number of firefighting engines in the County, they are six firefighting engines in the County.

Hon. Deputy Speaker: Thank you. Second, whether the engines are detained by DT Dobie and why? Can you respond?

Hon. Ronald Milare: There are no fire engines that are detained at DT Dobie other than one that is undergoing engine diagnosis to determine the problem.

Hon. Deputy Speaker: Thank you. Third, the Measures taken by the County Executive to ensure that the firefighting equipment's are availed to residents for use at any given time?

Hon. Ronald Milare: The firefighting vehicles are distributed in the County as follows and then we have listed the vehicles that are distributed at various Sub-Counties Including Embakasi, Dagoratte, Embakasi West, Kibira, CBD and Industrial area.

Hon. Deputy Speaker: So the Member raised the issue of Mlango Kubwa and Mathare in regard to that which firefighting engine is at least preserved for that use as in which Sub-County. Order Hon. Chairperson! Order, don't engage the Member directly. Do we have any firefighting engines stationed for the part of Eastlands?

Hon. Ronald Milare: Hon. Speaker, I don't hold brief for the Executive and I need to consult?

Hon. Deputy Speaker: No, but as a Chairman.

Hon. Ronald Milare I am not aware.

Hon. Deputy Speaker: There is none. Thank you, Hon. Whip. Order Hon. Ngaruiya! We are still in your issue.

Hon. Member for Karen Ward (Mr. David Mberia): Mr. Speaker, we have 17 Sub-County Mr. Speaker in Nairobi County and we have only six fire engines. Mr. Speaker sir, if the Member wanted a fire engine in his Ward then we don't understand where the Member is coming from.

Hon. Deputy Speaker: Order Hon. Whip! The Member is raising a patent issue it is not about the Ward. Hon. Ngaruiya please can you sit down. Hon. Snaich!

Hon. Member for Kariobangi North Ward (Mr. Michael Wainaina): Mr. Speaker, according to my understanding from the statement which was asked by Kahawa west Member of County Assembly I think it is very clear because even the Chair challenged him where he got the issue of Mathare, but in the statement I can see he referred to Kariobangi and Mathare, and in this area Mr. Speaker the way he has read where we have this fire engines, he is talking about Embakasi.

Being an old Member of this House Mr. Speaker you know how large Embakasi is and he is not giving exactly points where this fire Engines are, you can remember Mr. Speaker in 2014 when Kariobangi North we had this fire tragedy we had to wait for 6hours Mr. Speaker and it is on the record Mr. Chairman and I am addressing you it is on records.

We waited for the fire engine for 6 hours and I was in Embakasi North we had to come all the way to Kariobangi up to fire station and it's on record with the Senator of this Nairobi Hon. Miki Mbuvi Kioko Sonko, but Mr. Speaker I am wondering also where this fire engines are stationed.

What my fellow Hon. Member is asking in a very simply manner is the balancing of the 6 fire engines which they are talking about. They can be 6 but the balancing is it in order Mr. Speaker.

Hon. Deputy Speaker: Thank you Hon. Sinach let's get the final word from Hon. Alex Ouda then we close on the Statements.

Hon. Member for Mugumoini Ward (Mr. Alex Otieno): Thank you Mr. Speaker sir, protect me please. To my understanding the question raised by the Hon. Member has been answered and to expand where most Members are complaining is in question number three.

Mr. Speaker may I read number three, Measures taken by the County Executive to ensure that the firefighting equipment's are availed to residents for use at any given time?

Mr. Speaker, if you go to page three of the Statement you will see that Three (3) Water Tankers 10,000 litres each already delivered to the County and awaiting registration documentation for Insurance and fuel.

Hon. Deputy Speaker: Order Hon. Ngaruiya your issue is been addressed. Order!

Hon. Alex Otieno: Mr. Speaker I am contributing like any other Member, Please protect me.

Hon. Deputy Speaker: Hon. Alex is in order and very relevant he is not defending he is telling you the position. Order Hon. Nyaruiya.

Hon. Alex Otieno: Mr. Speaker we are not here to defend any fellow Chairman but we are here to contribute to where there is a positive response. Hon. Ngaruiya if you go to Number three the rehabilitation of fire rescue and Disaster Management.....

Hon. Deputy Speaker: Order Chairman please can you give Hon. Ngaruiya time to listen. Chairman please.

Hon. Alex Otieno: Mr. Speaker, I was just trying to elaborate on question number three (3).

Hon. Deputy Speaker: Can you proceed!

Hon. Alex Otieno: Measures taken by the County Executive to ensure that the firefighting equipment's are availed to residents for use at any given time. Mr. Speaker that is why I was coming to page number three where we have:

1. Three (3) Water Tankers 10,000 litres each already delivered to the County and awaiting registration documentation for Insurance and fuel.
2. One (1) 10,000 Fire Fighting Appliance would be given before the end of the year.
3. Rehabilitation of Fire Rescue and Disaster Management Headquarters Tom Mboya Street and Industrial Area Fire Station and Training School –Enterprise Road.
4. Provision of elevated water tanks and drilling boreholes at Tom Mboya and Enterprise roads Fire Stations lastly but not list;
5. Construction of New Fire Stations within the market off Kangundo road and Waitthaka area.

Mr. Speaker, that one answers statement question number three which is measures taken so, the chairman has answered the questions into detailed and Hon. Ngaruiya also should accept and also give the chairman echo for having answered his statement satisfactory. Thank you Mr., Speaker.

Hon. Deputy Speaker: Thank you, this was just building a report and a response. The issue is important Karen at least we have got enough contribution on the same. Hon. Serikal, can you sit down. If you want us to maybe get enough contribution on the same then you will have to bring up a Motion on this. But this was a report and at least I have given an opportunity for three Members to contribute on the same.

The measures are put in place Hon. Ngaruiya. Maybe you just want the Executive to act. Thank you. Let me Hon. Karen and Hon. Member. Can you sit down the Member is on the floor.

Hon. Karen Wanjiku: Mr. Speaker sir this is a very patent issue it is about the safety of Nairobian we have seen the fire spreading in the informal Sectors may some of this Hon. Members don't come from this informal Sectors, this are same people without a fair distribution of resources in the County Government Act and the Constitution is very clear and that is why we have devolution for fair distribution of resources.

If we have six fire engines why they aren't equally distributed? The three water engines the Hon. Members is talking about they are not working they are awaiting fuel can you imagine and water. These firefighting engines they don't even have water. These issues cannot be ignored and we cannot joke with this issue. Let us get a good response because I know the Chair is able to do that if he wants. Thank you.

Hon. Deputy Speaker: Hon. Member!

Hon. Member for Zimmerman Ward (Mr. Pius Mbono): Thank you Mr. Speaker I just want to disagree with the report because I believe in Nairobi we don't have enough machines on Sunday there was a huge fire in Zimmerman and when I contacted this people the office of the fire they said that there was no any machine that was available. What I am saying is that on Sunday I was very disappointed since there was a huge fire in Zimmerman Ward, therefore when I tried to reach this firefighters they said that there was no available machines. Then I asked them what they can do so as to bring down the fire, they said that they will contact the National Youth Service.

Therefore, I waited for hours and there was no response, I was therefore disturbed the whole night since the fire had consumed everything. So I believe in Nairobi we are not capable of fighting fire in fact the residents of Zimmerman asked me "Pius can you tell us that in the whole of Nairobi County we are not capable of fighting fire" I told them "we have called them and you have heard through the mobile therefore what can I do"

So Mr. Speaker I just want to echo the same message that something must be done in Nairobi otherwise everyone will be disappointed. Therefore, today is me and tomorrow it will be you. Thank you, Mr. Speaker.

Hon. Deputy Speaker: Hon. Member please I agree with what you are saying and the concerns raised by Member but now we are on report and response towards a question asked by Hon. Ngaruiya. There is little and a lot of limitation when it comes to the report before the Assembly.

The Only thing you can do is to bring up at least a substantive Motion so that at least we make a resolution on the report. But what we are doing know we are just building a report and we can't make a resolution out of it. Hon. Serikal!

Hon. Member for Lucky Summer Ward (Mr. Kennedy Oduru): Thank you, Hon. Speaker sir, I rise on a Point of Information and I would like to put it across the House that in the report it says very clearly and it is indicated that the response is written as a Memo. So it was the questions which were raised,

which have been answered by the responsible Committee. What I mean is that on the forth, sit on the memo which was addressed to the Chief Officer Security Compliance Management is that there is an information whereby the seeker of the Statement was more concerned and it was not highlighted here.

So what it is it should be taken back with the amendment he was seeking but as per this response I congratulate the Chairman and the Committee as per what was addressed from the concerned office on the issues that were raised. So the Committee and the Chairman are collect that is the information I wanted to put across. Thank you Mr. Speaker sir.

Hon. Deputy Speaker: The last one from Hon. Warutere.

Hon. Peter Warutere: Hon. Speaker, I beg the attention of Hon. Ngaruiya and the Chairman so that at least the Chairman of Transport I think issues that have been raised here my majority of Members are of importance. I would like to address the issue from the Point of Information because it is not a question of some people would just sit here and say that we are like Executives, the issue here is are we doing enough as a County.

Nairobi County is only the County where we have only two graders that do not have fuel for the last 14 days. Imagine the whole County cannot fuel the two available graders. Where I come from in Nyeri we have seven graders that are daily fueled by the County. The hour of beckoning near and time is running short let's not defend an Executive that is not working.

My point of engagement and reasoning is if Ngaruiya can be allowed so that we don't circumvent on this issue let us get a Bill and tell the Executive as it is and get the gray areas that are there within the County because to me the point is it is not like we don't have enough firefighting equipment's they are there but they are just out there for display. They are not evenly distributed. Whatever it is there it is not there at the hour of need, meaning that Nairobi County is not working.

Let's tell the Executive the truth. I am ready to go out of the way and get a Bill and discuss what is healing Nairobi County. As a matter of fact we are having issues, systems are not working and we should tell the Governor. In fact even the budget Bill that is before this House has so many questions that need to be raised we should tell the Executive the truth so that at least we can an the end of the day, because we have about one year we can save our face otherwise when come 2017, trust me with the kind of cycle funds we are seeing around we are not been visible trust me we eclipsed out of this system.

Hon. Deputy Speaker: Otieno I had indicated Warutere as the last Speaker, please! We have actually concluded on this and I am requesting, if Hon. Ngaruiya could come up with a motion towards this report. Can you confirm to the House please.

Hon. Patrick Ngaruiya: Mr. Speaker with you indulgence we are going to see and also exchange ideas and see whether we are going to come up with a motion so that, at least we can compel if not urge the County Government to do something about fire engines in this County. Thank you, Speaker.

Hon. Deputy Speaker: Thank you. Can you close then it seems you have a pressing issue.

Hon. Member for Sarangombe Ward (Mr. Pius Otieno): Mr. Speaker, thank you a radical departure that I want to take over this matter concerning the functions that have been described by this Hon. House by the Constitution. I may agree that probably Nairobi County is not working

Hon. Pius Otieno: This matter concerns the functions that have been prescribed by this Hon. House by the Constitution.

I may agree that probably Nairobi County is not working then what or who composes Nairobi County? It is composed of the Executive, Members of the County Assembly and the people living in Nairobi are part of this Nairobi. What we should be asking ourselves is, what is the role of the MCAs in so far as resource allocation is concerned. What is the role of this Assembly when it comes to prioritization of events and matters that they want to be expended on? I have heard my friend from Mukurwe-Ini. I know you come from Mukurwe-Ini. It is in Nyeri County.

I am very happy because you've spoken about poor transport system. What is the role of this House in so far as coming up with a policy that will manage those fleets? Sometimes, when we point to the Executive then we must also know that we've also not played our role. When do we start playing this proactive role because this thing does not depend on the Executive to bring them. Members have got Powers and Privileges to bring those documents.

Mr. Speaker, I say whether Ngaruiya will bring that Motion, as long as there are still six fire engines or six extinguishers with insufficient resource allocation, even people living in Sarang'ombe will still be affected. They are little. We should first agree with the budget allocations Committee on how many--- what amount have you allocated for new firefighting engines within this financial year. This Motion will still take years and years if at all we are not going to do something on the budget. Next year we shall still come back and cry for spilt milk on events that have passed.

Thank you Mr. Speaker.

Hon. Deputy Speaker: Thank you. We had already given indications on the way forward. Hon. Members allow me to defer under order number 7 the statements which were due for response we move to order number 8.

MOTION

COUNTY FISCAL STRATEGY PAPER

Hon. Member for Embakasi Ward (Mr. Michael Ogada): Mr. Speaker, thank you very much once again. I beg to move that this County Assembly adopt the Nairobi City County Fiscal Strategy Paper for the financial year 2016/17 and the Nairobi City County Debt Management Strategy Paper for the financial year 2016/17.

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Mr. Speaker sir, the deliberations of the Strategy Paper for the financial year has been a major hallmark for the Committee since it marked the first year of implementation of the PFM regulations 2015 which came into force late last year. Further, this strategy paper has the penultimate document which is meant to implement the County integrated development plan for 2013- 2017. It is a key instrument of tracking the County's development matrix. As we say during a similar time last year this Assembly must at all times desist from doing guess work with public funds and hence the need to ensure that all proposed allocations are in tandem with the Actual resource requirements supported by data and hard facts. In this regard we are happy to confirm that the Committee has taken a lot of due diligence in the scrutiny of the submitted strategy paper.

Mr. Speaker sir, this financial year the County Assembly has undertaken to review the Debt Management Strategy Paper alongside the County Fiscal Strategy Paper to enable it have a holistic view of the budget projects and any future financing plans. The Committee noted that the debt management strategy plan was prepared consistent with the strategy paper hence making it alive to the current financial reforms that the County will embark on in the coming three financial years. The purpose of the debt paper in any financial year is to outline a clear plan of Action and measures the County government would wish to pursue in order to restrict the growth of public debt as well as clear any accrued liabilities. In the approved Debt Management in the financial year 2015/16 the County planned to pursue debt or rescheduling external borrowing from money and capital market, dead asset swoop and write offs as possible strategies of curtailing the growth of public debt and alternative financing. The Committee noted in the previous financial year, the County should implement the strategies with the zeal and commitment required to enable it achieve the intended objectives.

Mr. Speaker sir, there is no shortage of legal provisions that emphasize the importance of the County Fiscal Strategy Paper in the budget process. This is a document that guides the subsequent processes in the budget cycle by aligning them to the more realistic target with the aim of ensuring that there is achievable growth trajectory within the resource constraints. From this background it is critical that all sectors and most importantly the County treasury to undertake proper analysis of the prevailing scenarios as well as including as much variables as possible in the forecasting models. In this undertaking, the guiding law has underscored the need to involve not only the relevant stakeholders but also the Members of the public to whom the policies are meant to apply.

Mr. Speaker sir, on the timelines for the submission of the paper it was presented to the office of the Clerk on the 26th February, 2016 which was two days before the statutory deadline. Having been submitted on the said date which was a Friday, the next stage was for it to be laid in the County Assembly. However, as Members may recall through a communication from the Chair delivered on Tuesday 1st march, 2016 the Members were informed that the details of the budget for the County Assembly Service Board had been inaccurately captured forcing the return of the document for explanation. The Committee commends the County treasury for having been prompt in delivering the sought explanations which satisfied the County Assembly Service Board and the Paper was hence tabled on Tuesday 8th march, 2016.

Further, as Members may recall during this time there was no functional budget and appropriations Committee which would expedite the process of scrutiny of the submitted strategy paper having been tabled to the County Assembly. The Budget Committee was reconstituted on 9th March, 2016 with the inaugural meeting held on the 15th of March, 2016. Further, as the Committee was getting down to start the scrutiny of the all-important budget document the Assembly realized that the County Treasury was reluctant to honor its obligations of ensuring that the County Assembly is adequately facilitated financially to perform its constitutional functions.

In this regard the Chair delivered a communication on the 16th of March 2016 suspending considerations of all businesses originating from the County treasury starting with the County fiscal strategy paper for the financial year 2016/17. From the foregoing and given the already explained chronology of events it was therefore not possible for the Committee and indeed all Sectoral Committees to timely report on the paper as required by the PFM Act 2012 and the standing orders. However, the Committee wishes to note that these were one of occurrences that it would not anticipate to happen again in future.

Mr. Speaker sir, the following are recommendations from the Committee. The remainder of this report should hence be constituted as a proposed amendment to the submitted strategy paper while taking into account the recommendations of the County treasury, the sectors and the sectoral Committees. Therefore, in addition to recommendations contained in other parts of this report the Committee recommends that the County resolves as follows:

a. Policy measures.

1. That in compliance with the provisions of section 107 (2c) and regulations 25 (1b) the County Assembly resolved that there shall be no replacement of employees leaving service due to natural attrition and retirement. The County Assembly therefore resolves to freeze any additional employment over the medium term. Further that any specialized employment requirement shall be subject to budgetary provisions as approved by this County Assembly.
2. The total expenditure on development for the County Government for the next financial years shall not be less than 31% of the total budget.
3. The incomplete project for the financial year 2013/14, 2014/15 and 2015/16 be given priority before any other projects are budgeted for in the financial year 2016/17.
4. The Actual expenditure on wages and salaries shall not exceed KSh. 14 billion or 40% of the total County revenue with the figures reducing gradually to 35% by the financial year 2018/19.
5. The County treasury in compliance with the Nairobi City County public participation Act ensures that there are sufficient allocations not exceeding 2% of total County revenues for public participation in various County departments.
6. In future, in addition and in furtherance to the requirements of the PFM the County fiscal strategy paper shall include:

- i. Statement of fiscal risk including international negotiations list of contingent liabilities, potential capital investment decisions
 - ii. Assessment of counties economic environment including level of adherence to the fiscal responsibility principles, medium term fiscal framework defining a top down aggregate resource envelope and broad expenditure levels
 - iii. Review of the fiscal framework including level of County public debt, revenue policy, debt policy, expenditure policy, sensitivity analysis taking into account the changes im microeconomic variables.
 - iv. Details of intergovernmental fiscal relations
 - v. The total sums of each vote and where possible the allocations to individual programs for the fiscal year in question.
7. In future in addition and in furtherance to the requirements of the PFM Act the budget estimate shall include:
- i. List including exact names, cost and allocations of projects to be undertaken with the amounts allocated for development.
 - ii. Policies of any related to revenues, expenditures, debt and deficit financing.
 - iii. How the estimates have been aligned to the resolutions adapted in the County fiscal strategy paper for the financial year under question
 - iv. Memorandum explaining how previous resolutions of the County Assembly on budget matters have been taken into account.
 - v. All estimated expenditures by vote and program clearly identifying the intended key performance indicators, outputs and outcomes of all programs.
- b. Expenditure Ceilings
- i. That the ceilings for the two arms of government be set as follows:
 - County Assembly- Ksh. 1.703Billion
 - County Executive – Ksh. 34.284Billion
 - ii. The schedules 1 and 2 attached to this report forms the basis for the FY 2016/17 budget. Therefore the ceilings of the various Sectors be as follows:
 - County Assembly recurrent will stand at 1.553 million and development will be at 150 million totaling to 1703 million
 - County public service board recurrent to stand at 87 million and development at 28, a total of 115 million
 - Governor's office recurrent to stand at 5569 million that is 5.6 billion and their development to stand at 520 totaling to about 6.1 billion that is an increment of around 800.
 - Finance and economic planning their recurrent to stand at 2.82 billion and development 100 million.

- Environment and forestry their recurrent to stand at 1.56 billion and development 970 million
- Health department recurrent to stand at 5.45 billion and development to stand at 1.1 billion that is a total figure of 6.55 billion
- Urban planning and lands, their recurrent to stand at 318 million and development to stand at 435 million a total of 753.
- Urban renewal and housing recurrent to stand at 210 million and development at 188.
- Public works and infrastructure recurrent to stand at 1.374 billion and development to stand at 4.856 billion an addition of 456 million.
- Education, youth affairs, sports, culture and social services recurrent to stand at 4.484 billion and development to stand at 400 million a reduction of 316 million.
- Trade and enterprise development recurrent to stand at 663 and development at 550 a total of 1.2 billion, a reduction of 150 million.
- Public service management recurrent to stand at 1. 34 billion and development at 115 million an addition of 85 million.
- Agriculture and livestock development, recurrent at 384 and development at 150
- ICT, E-Government and public communications recurrent at 305 and development at 150.
- Ward development projects to be given 1.643 billion.
- World Bank projects to get 143 million.
- Emergency fund transfers have been allocated 80 million.

Total is 12.86 for development and this affected our original budget by 1.697 billion, an increment as opposed to what was presented by the Executive.

Mr. Speaker sir, I need to read the following to form the components of this document:

- iii. That the recurrent and development ceiling for the Urban Renewal and Housing be revised as in Schedule 2 and specifically that the following ceilings be observed for the respective expenditure items:
 - Improvement of work environment – Ksh. 50 million;
 - Urban renewal - Ksh. 50 million;
 - Rental Housing - Ksh. 78 million;
 - Housing Research & Information - Ksh. 10 million;
 - Community Development - Ksh. 5 million; and
 - Recovery of Mortgages - Ksh. 5 million

- iv. That the development ceiling for the Urban Planning and Lands Sector be revised as in Schedule 2 and specifically that the following ceilings be observed for the respective expenditure items:

- Develop and implement integrated district area plan - Ksh. 30 million;
 - Install and upgrade ICT supported services - Ksh. 35 million
 - Implementation of a web-based physical address system- Kshs. 50 million;
 - Sustainable energy & climate change Action plan – Ksh. 5 million;
 - Building audit and safety - Ksh. 10 million;
 - Rehabilitation of City open spaces - Ksh. 25 million;
 - Renovation of planning compliance of City hall planning offices- Ksh. 10 million;
 - Refurbishment of UDD offices and development control registry- Ksh. 10 million;
 - Survey of County, allotted and site service schemes- Ksh. 10million;
 - Regularization of County and other lands -Ksh. 10 million;
 - GIS development and expansion - Ksh. 50 million;
 - Refurbishment of survey offices - Ksh. 12 million;
 - Purchase of survey equipment - Ksh. 12 million;
 - Acquisition of site vehicles - Ksh. 15 million;
 - Registration of leases - Ksh. 30 million;
 - Capacity building - Ksh. 10 million;
 - Refurbishment of City Hall Valuation offices –Kshs. 10million;
 - Establishment of GIS based Valuation roll - Kshs. 20million
- v. That the recurrent ceiling for the Water, Energy, Environment and Forestry Sector be revised as follows:
- Solid Waste Management contracts for the 18 operational zones - Ksh. 600 million;
 - Maintenance of Plants, Machinery and Equipment- Ksh. 50 million
 - Purchase of 5 trucks –Ksh. 50 million;
 - 1 bulldozer – Ksh. 34 million;
 - 1 backhoe - Ksh. 12 million;
 - 1 excavator- Ksh. 19 million; and
 - Kshs. 4 million be provided per Ward for improvement of water infrastructure
- vi. That the development ceiling for the Education Sector be revised as follows:
- Cultural Programmes- Kshs. 35 million;
 - Kshs. 50 million allocation for construction of model vocational training center at Muslim Primary School be reallocated to provide Ksh. 20 million for rehabilitation of Kangemi Youth Polytechnic and Ksh. 30 million for rehabilitation of CGHU Nursery;
 - Kshs. 20million allocation for purchase of didactic materials/equipment/furniture for ECDE centres be reduced by Ksh. 5 million and the amount be reallocated towards One Stop Youth Centre;

- That rehabilitation of Dandora III Social Hall and equipping be struck off the budget and replaced thereof with construction of two social halls in Mathare Ward and Kabiro Ward and that the construction be undertaken in phases;

Hon. Michael Ogada:

- That rehabilitation of Dandora III Social Hall and equipping be struck off the budget and replaced thereof with construction of two social halls in Mathare Ward and Kabiro Ward and that the construction be undertaken in phases;
 - That the first phase in Mathare Ward to cost Ksh. 15 million and Kabiro Ward to cost 10million totaling Ksh. 25 million in the next financial year;
 - Ksh. 2.5 million be allocated per ward for bursaries.
- i. That the ceiling for the County Public Service Board be increased by Kshs. 10million and specifically that the following ceilings be observed for respective expenditure items: -
 - Personnel Emoluments – Ksh. 35 million;
 - Development – Ksh. 28 million
 - ii. That the development ceiling for the Public Service Management be revised as in Schedule 2 and specifically that the following ceilings be observed for the respective expenditure items: -
 - Procurement & implementation of performance management system- Ksh. 20 million;
 - Staff biometric system- Ksh. 50 million;
 - Integrated human resource information system- Ksh. 50 million;
 - Construction of customer care center- Ksh. 10 million;
 - ICT platform for employee engagement- Ksh. 10 million;
 - Renovation of offices-Kshs. 20million; and
 - Equipping of HR Centre- Ksh. 5 million.
 - iii. That the development budget for the Office of the Governor be revised as in the Schedule 2 and specifically that the following ceilings be observed for the respective expenditure items: -
 - Digitization of records at the Central Registry- Ksh. 8 million;
 - Fleet management –Ksh s. 17 million;
 - Construction of Sub County Offices to house representatives from all sectors- Ksh. 160 million. Further that all other allocations in the budget for construction of ward offices be knocked off the budget;
 - Trucks for Sub County Administrators -Ksh. 85 million;
 - Legal Affairs Department (Kshs. 40million for construction of 1 court, Ksh. 15 million for case management information system, Ksh. 10 million for purchase of utility vehicles) - Ksh. 65 million;
 - Recruitment of 330 askaris and firemen (the new recruitment are meant only to replace officers leaving officers due to retirement and natural attrition)– Ksh. 120 million;

- Security, Compliance and Disaster Management (Completion of ongoing projects Ksh. 94 million, construction of 1 fire station Ksh. 50 million, purchase of 2 utility vehicles Ksh. 9 million and installation of CCTV cameras Ksh. 10 million) - Ksh. 163 million
- iv. That the development budget for the Transport and Public Works Sector be revised as in Schedule 2 and specifically that the following amendments be affected in the sector budget estimates: -
- Kshs. 170million allocated for rehabilitation of John Osogo Road be knocked off the budget;
 - Ksh. 5 million be allocated per ward for road maintenance;
 - Ksh. 5 million be allocated for persons with disabilities transport access facilities;
 - Ksh. 600 million of the contracted projects for the Transport and Public Works be completed and paid for by the end of the FY 2015/16;
 - Ksh. 50 million be allocated for improvement of Tassia Roads;
- v. That the development ceiling for the Trade and Tourism Sector be revised as in Schedule 2 and specifically that Ksh. 50 million be allocated for construction of modern kiosks in the wards;

a) Medium Term Debt Management Strategy

- i. That the Assembly approves the debt management strategies underpinning the 2016 CFSP and the budget estimates and that the same remains binding for the next two financial years;
- ii. That the debt ceiling for the County Government be set at 15% of the County Government total revenues and measures be initiated to ensure that the County achieves that target by the FY 2025/26. Further that the actual County debt does not exceed the current figure of Ksh. 45.2 billion and that the figure shall reduce gradually to meet the 15% threshold by the FY 2025/26;
- iii. That in compliance with Regulation 179 (2), the County Treasury shall set aside not more than 15% of the most recent audited and approved total county revenue for purposes of servicing county public debt.; and
- iv. That the County shall not accumulate any debt over the medium and that any officer who commits the County to a debt without the approval of the County Assembly shall individually be surcharged.

Mr. Speaker Sir, in conclusion and pursuant to the provisions of Section 117 (6), Section 123 of the Public Finance Management Act 2012 and Standing Order 206 (7) the County Budget and Appropriation Committee recommends that:

This County Assembly adopts the Nairobi City County Fiscal Strategy Paper for the FY 2016/17 and the Nairobi City County Debt Management Strategy Paper for the FY 2016/17

I beg to move and request Hon Bishop Irungu to second

Hon. Member for Komarock ward (Mr. Samual Irungu): Mr. Speaker I will want to categorically say that if this policy document is passed this county and this Hon. Members are going to have the lethal effect. The only challenge is that now the time of reckoning has come. This house through sectoral committee must force the executive to work because a policy or document is as good as how it is implemented. To be precise this document has set policy on employment. Members should know the rising levels of unemployment has actually deterred development. Because of the rising wage bill we cannot afford money for development.

There is also policy going to affect development in our wards ie the incomplete projects. If you look at public works this document has set up a policy that all the projects that have been rolling over for years and years are supposed to be completed by 30th June. The ripple effect is that all the roads, drainages that have been started have to be completed and paid by 30th June and this commitment was done before the Budget committee and the treasury headed by CEC Mwakanogu.

Mr. Speaker I have also noted with concern that the water sector has set Kshs.4 million, in the previous year we had Kshs.3 million. Adding Kshs.1 million that is Kshs.4 million. We also noted that why our trucks are breaking down is because Dandora dumpsite is in chaos. With allocation of Kshs.170 million to rehabilitate John Osogo and other truckloads within Dandora dumpsite the situation will be better.

To cap it all the bursary programme has been the epitome of this county. With Kshs.2.5 million in every ward every member has a chance to cross back here and as I sit down the executive must know that we either swim together or sink together. The members must be aggressive to make sure what we follow after this estimates are implemented. I second.

Hon. Deputy Speaker: Thank you.

(Question proposed)

Hon. Zulfa Mohammed (Nominated Member): Thank you Mr. Speaker I stand to oppose this motion, among many reasons I will point out on which is on page 18. We realize that I passed a motion on floor of this house with regard to vocational training centers. Am partially glad that they initially agreed to construct the vocational training centres however am seeing they have now scrapped the budget and am fully aware these monies were already allocated for. Being the owner of that motion I strongly oppose because this is very overdue issue considering how our children especially our teenagers are running around without any places to sharpen their talents and skills so I don't agree on page 18 under the Culture and Community Services committee, that the Ksh.50 million allocation for modern vocational centres at Muslim primary school be reallocated to provide Ksh.20 million for rehabilitation of Kangemi Youth Polytechnic.

I beg to disagree because a vocational training is totally overdue in Nairobi. Probably they can allocate other funds for the Kangemi Youth Polytechnic because it is equally important but the priority should be set and this is why we stand in front here to disagree and the chair for Budget committee should pardon me for this but I know you mean well for our youth so I beg to oppose.

Deputy Speaker: Hon. Karen

Hon. Karen Wanjiku(Nominated Member): Thank you Mr. Speaker it is good to say where the committee has worked and indeed in Njiru and Kayole and Dandora I have seen money for sewage though that money cannot be enough even for one sewage. Ksh.22.5 million for a sewage! In Njiru we don't have a sewage! It is not a rehabilitation of a sewage! So saying you are giving us Ksh.22 million for three wards! It doesn't help. So am not going to pass because of that.

Deputy Speaker: Can I make a correction

Hon. Karen Wanjiku: Yes

Hon. Deputy Speaker: OK. Hon. Member are you aware the construction of a new sewer line is preserve of Athi Water Services? The allocation from Nairobi County is for maintenance. It is not for construction of sewer line. It is a budget under the Athi Water services.

Hon. Karen Wanjiku: So what you are saying Mr. Speaker sir is we should amend this because I page 19 under Water and Sanitation committee it is clear Kshs.22.8 million should be allocated for construction of sewers in Njiru, Dandora and Kayole wards. So it should be corrected. We should oppose this report because it has a lacuna and that is not the only lacuna. I am going to give you me reasons. I want us to go to page 17 under Culture and Community Services.

Roman I states: the rehabilitation of Dandora 3 social hall and equipping be struck off the budget and replaced therefore with construction of two social hall in Mathare ward and Kabiro ward and the construction should be undertaken in phases.

It is good Mr. Speaker sir, that is development, but what is the difference? Why should the development be removed from Dandora 3 and taken to Mathare and Kabiro ward? Is this equal destruction of resources? The Hon. Member who was here Zulfa pointed out what I want to conform in page 18 because am very active member of Educational committee and as far as I remember I have never missed any sitting during this discussions. Education committee page 18 (g) (ii), it has been alleged I believe this is presentation the chair gave is what the committee said but I don't remember us passing this. That Kshs.50 million allocation for construction of model vocational center at Muslim Primary school be allocated to provide Kshs.20 million for rehabilitation of Kangemi youth polytechnic and Kshs.30 million for rehabilitation of CJHU nursery.

Mr. Speaker I want to ask, why is the development being removed form Muslim primary? We are reading something here. Do you want to tell us the people in Kangemi or Muslim are not taxpayers or not

voters of Nairobi? Again on this CJHU nursery my memory is very clear. We made a site visit in CJHU school and we gave our recommendations because, let me jog your memory a little bit, CJHU school is situated near Tusker, near bus station and we wanted those children to be removed from there and taken to other public schools because they're lives are in danger. Let me remind you children welfare is under county government.

The report recommended we remove those pupils from that school. By the way do you know we only have 10 children in the ECDE in CJHU and do you want to tell us we are giving Kshs.30 million to this 10 children, how are we doing our priorities? Are we going to give Kshs.30 million for 10 children in CJHU nursery and trying to contradict the report that this assembly pass because that was no longer our report? What laws are you following? I cannot support violating laws.

As I sit down I want to quote constitution of Kenya, it is very clear under chapter 11, Article 174 (g), the objectives of devolution: to ensure equitable sharing of national and local resources throughout Kenya.

Mr. Speaker sir being guided by points I have given there is no equitable sharing of resources and I will not support this document. I oppose vehemently.

Hon. Deputy Speaker: Thank you. Hon. Member for Kabiro

Hon. Member for Kabiro ward (Mr. Clarence Munga): Thank you Mr. Speaker for giving me opportunity to contribute to this motion. Let me congratulate the committee for doing good job. First if you go sector by sector on how they have highlighted their issues let me commend work done on culture and social services which Hon. Karen has just disputed.

Hon. Clarence Munga: Mr. Speaker, let me first commend the work done by Culture and Social Services which *Mheshimiwa* Karen has just disputed. Hon. Member should understand that when budget making process is done, you put your recommendation on a certain Committee. If the Committee finds it fit to change, it can change based on the number of the Members. If majority of the Members are of that opinion that they need to change, that is how it goes. So, don't feel bad when Kabiro Ward has been given some resources to construct a social hall.

Hon. Karen Wanjiku: Point of Order, Mr. Speaker.

Hon. Deputy Speaker: Declined.

(Hon. Karen Wanjiku spoke off the record)

Hon. Clarence Munga: Defend me, Mr. Speaker.

Hon. Deputy Speaker: Please, just be kind.

Hon. Clarence Munga: Kabiro is among the 85 Wards, and as I speak, we don't have a social hall. Mr. Speaker, through the sector, that is the social services, the Committee found it fit for people of Kabiro to

be awarded with some resources so that we can start constructing a social hall. Members who were having queries on that could have come to the Committee and actually defend their Wards. So, what they are actually asking for has passed. Let Members remember that if this report fails, the Executive proposal will go through without the amendments the Members have made. We need to defend this thing so that we pass this budget.

Mr. Speaker, my second point is on the education sector; bursaries have been given Kshs.2.5 million. This is a very huge mileage when it comes to our children's education.

Lastly, Mr. Speaker, on the medium-term debt management strategy; I think the Committee has done it well putting their fourth recommendation that the County shall not accumulate any debt over the medium, and any officer who commits the County to a debt without the approval of the County Assembly, that Member shall be surcharged. That is a very good step towards ensuring that we don't incur any debts not approved by this County Assembly. So, I strongly support this Motion and urge the Members to stand with these recommendations of Budget and Appropriations Committee so that we can move on as a County.

Hon. Deputy Speaker: Hon. Warutere.

Hon. Peter Warutere: Thank you, Mr. Speaker for catching my eye. I strongly rise to oppose this budget with the following reasons: first and foremost, I believe all Wards are equal and Members from both divide are equal. And therefore in equity, I think we should be fair when we have the interests of all Members at heart, not because you are close to the Executive so as to get the allocations of this House.

Secondly and most importantly, I am a Member of Trade and Tourism Committee and I have gone through this budget. If you go to page 16, you will realize that a department that is able to contribute about a billion between the month of January and June, it is the biggest department in terms of cess in this County. This department is being done injustice, everything that is coming from it is slashed for apparently no good reason, may be because our Chairman didn't make it to Naivasha meeting.

This budget does not pass the test of time. Everything that has been put for Trade from the first allocation of administration for purpose of motor vehicles have been reduced from Kshs.40 million to Kshs.10 million. The second item was reduced from Kshs.15 million to Kshs.5 million. Third item for tourism promotion was reduced again. Every part of this Country is going towards revival of tourism but the best thing Nairobi County can do is to reduce the amount for tourism. You realize that we had about Kshs.27 million that has been reduced to Ksh.3 million. On fourth item, the amount for tourism has actually been scrubbed completely. Fifth item, amount again has been scrubbed. Sixth item, the amount has been scrubbed. What we had requested for modern kiosks has been scrubbed to go to the savings of new market.

To us, those are not priority areas. I think the Committee sat down probably but have not done enough. With this, I ask other Members to physically get rid of this document until it is done well. The best way is to show the Executive and this particular Committee that things from the start have to be done right.

Hon. Deputy Speaker: Hon. Njoroge.

Hon. Member for Woodley/ Kenyatta Golf Course Ward (Mr. Njoroge Kairu): Thank you very much, Mr. Speaker sir. First of all, I stand here to support the budget. The Committee on Budget and Appropriations worked tirelessly to come up with this document. The initial document that we had was amounting to Kshs.40 billion, the amount that this County cannot raise. Even now the amount that we have allocated to this CFP, we should pull up our socks so that we are able to raise that money. There are so many issues that have been raised by Members here. I want to tell these Members that even if we want how, there is no way we can allocate money in every Ward because it is not enough.

There is something that has been mentioned here by Hon. Karen about the sewer line in Njiru, Kayole and other areas. Mr. Speaker sir, in fact what we need to be doing is to simplify the language that is used in this book because what we are doing in those areas, as you try to do, it is not the work of the County Government to construct the sewer line but to connect from the main sewer line to people's homes. When the Athi Water construct the sewer line, that is their main work. That is the money we have allocated for that purpose. Therefore, saying that the money that we have allocated is not enough, they are lying. I think the reason why they said that is because of lack of information.

Mr. Speaker sir, if you look at what the Budget Committee did, all these documents originated from the mother Committees and we as a Budget Committee, we work with what has been brought from various Committees. Therefore it is very hypocritical for these Members for not attending Committee meetings and come and oppose here without knowing what they are opposing. For that reason, I want to ask these Hon. Members to support the document so that it can start working and to go further and assist the County Government in raising the revenue. What we have right now here, if we are not going to increase our revenue, it will be a pipe dream.

If you look at the current budget that we are in, 2015/2016, already we have not hit the target that we had. The Budget that we had was about Kshs.31 billion. Now we have increased our budget to Kshs.35 billion. This is a lot of money. That is why we are asking Members to support the County Government in collecting revenue so that we are able to implement the budget that we have here. Thank you.

Hon. Deputy Speaker: Thank you. The Hon. Member for Njiru.

Hon. Member for Njiru Ward (Mr. Kenneth Thugi): Thank you, Mr. Speaker sir. I rise to support this document on three issues: One, the work of the Budget Committee is not to give projects but to allocate funds as requested by the relevant Committees. Two, on the issue of the sewer construction in Njiru, I would like to bring to the attention of Hon. Karen that I am the Member elect for Njiru Ward and I am the one who proposed the construction of this sewer line on three issues:

1. The mandate of this County is to provide funds for extension of services to the residents
2. The work of Nairobi City Water and Sewerage Company is to construct the main sewer lines.
3. The money that is allocated here is for construction of extensions from the main sewer to the houses.

It is good whenever you want to question anything, you ask for clarity before coming to shout your concerns on the microphone.

Hon. Karen Wanjiku: Point of order.

Hon. Deputy Speaker: Point of order granted.

Hon. Karen Wanjiku: Mr. Speaker sir, are we coming here to discuss Karen as a Hon. Member or are going to talk about issues that concern Nairobi County? I believe as a Speaker, you should protect me.

Hon. Deputy Speaker: Thank you. May be it was just a slip of tongue. Member, concentrate and address the Members.

Hon. Kenneth Thugi: On the issue of the developer of these projects, the reallocation of funds was recommendations from the Committees. On the issue of the ECD centers and construction of new ones; as the Committee on Social, Culture and Youth, they recommend that instead of building new vocational training centers, it is good if we rehabilitate the already existing ones. The Executive are not willing to construct and do new development. So, I stand here to support the document.

Hon. Deputy Speaker: Thank you. Hon. Isuha.

Hon. Member for Kangemi Ward (Mr. Peter Isuha): Thank you, Mr. Speaker sir. I stand here to support the Motion. Mr. Speaker, when you look at this budget, it cuts across all the 85 Wards. The Members should blame the Chairs of their Sectoral Committees because I remember when we were in Naivasha, Mombasa and Nakuru, we invited all the Chairs of the Sectoral Committees. These recommendations were based on what the Chairs of various Sectoral Committees presented.

On development issues, Mr. Speaker, all Wards were captured in development whereby Kshs.5 million was allocated to every Ward. The only Committee which was not represented is the Committee on Trade. The Members of Trade should blame their Chair because the Chair did not come to defend their budget.

On the recommendations of the Committee whereby the collection which was in liquor sector was not captured in the budget but right now, the Committee has recommended that collection should be included in the revenue collection so that Nairobi County can develop. Thank you, Mr. Speaker sir.

Hon. Deputy Speaker: Thank you. May be at least we get the last two. Hon. Hellen Katangie, and then Sirkal.

Hon. Hellen Katangie (Nominated Member): Thank you, Mr. Speaker. I want to appreciate all the contributions here. The mood of the House shows everybody seems to be for this budget. Please, can we ask the Chair to come and reply to this?

Hon. Deputy Speaker: Thank you, Hellen Katangie. Is the Member in Order, Hon. Members?

Hon. Members: Yes!

Hon. Deputy Speaker: So, we call the mover to reply?

Hon. Members: Yes!

(Loud consultations)

Hon. Deputy Speaker: Order, Hon. Members! Okay, Chair let be give Bishop as the last speaker.

Hon. Member for Waithaka Ward (Mr. Anthony Karanja): Thank you, Mr. Speaker for this opportunity. To be very honest, I am ashamed today that this document was produced in this Assembly. I am seeing budget lines that say that we increase the public relations budget from Kshs.100 million to Kshs.200 million. The best public relations for this County is to work for Nairobian. *(Applause)* The best public relations is the cleaner City. I am looking at the budget of the urban renewal, Mr. Speaker, I have counted and they have given this department kshs.349 million; Kshs.349 million of things that do not add value to this County. We are talking about things like implementation of a web-based physical address system at the cost of Kshs.50 million. This is a joke.

Mr. Speaker, this is a County that cannot even buy drugs in their health centers. I think this is time that this Assembly stands up. This is the time the Budget Committee owns up and tell Nairobian that they have let us down.

Mr. Speaker, when we go to Water and Energy Sector, they are proposing purchase of five trucks. I remember very well nine months ago, the Governor visited Transport yard along Jogoo Road. 15 of the 17 trucks that were bought by this County were not working. The information in this paper is not even worth the paper it is written on. We need to reject this document now, we need to say no and we need to own up and apologize to Nairobian for letting them down. Thank you, Mr. Speaker.

Hon. Deputy Speaker: Thank you. Hon. Members, allow me to call the mover to reply.

Hon. Michael Ogada: Thank you, once again, Mr. Speaker sir for the wonderful mood that we are just witnessing in the House. We have heard the opinion of the many Members in this House.

Mr. Speaker sir, one; I will start by answering the Member who has just left, who has said the County really is not able to provide drugs and instead giving monies to urban renewal, which is not worthy. We have given Kshs.900 million for the acquisition of drugs, and just because we want to buy drugs, we cannot stop any other development in the City because we are providing drugs.

Mr. Speaker, when it comes to social halls, which was also being raised by one of the Members, I need to report to her that Dandora has an existing hall. For better and equal distribution of resources, we have several other Wards which do not have social halls and therefore we thought that it was necessary instead of concentrating all the monies in Dandora, we better allow other areas in the City to have social halls.

Mr. Speaker, when it comes to urban renewal, we have City County Estate; the houses which are not repaired and are leaking. The population made a request that they need them repaired. This is actually where we have put Kshs.78 million, which my friend is saying is not worth it.

Mr. Speaker sir, this is for the service of the residents of Nairobi. I wish to beg this House to seriously look at this document and appreciate the work that this Committee has done. Reducing a budget from ksh.41 billion to kshs.36 billion is not a joke, it is work. I remember I called Chairmen two days ago and you are present. We worked on this document past midnight trying to make this document agreeable. So, we have tried to put our efforts in terms of working for this document. Members, I would like to beg that if there is a small disagreement, this is a strategy paper; we are tabling actual estimates soon in this House. You will have an opportunity to reallocate or rearrange some of these documents.

Otherwise, I beg Members that let us all support this document because if it fails, then we need six months to re-introduce it and it is really going to affect the people of this City. Thank you very much, Mr. Speaker sir.

(Question put and agreed to)

Hon. Deputy Speaker: Hon. Members, the Assembly stands adjourned to tomorrow 2:30 p.m.

(The house rose at 4:50 p.m.)