



NAIROBI CITY COUNTY ASSEMBLY

OFFICIAL REPORT

Second County Assembly – First Session

Tuesday 31st October, 2017

The House met at 2:30 p.m.

(Hon. Speaker (Ms. Beatrice Elachi) in the Chair)

PRAYERS

PAPERS

Hon. John Nyumu: Thank you Madam Speaker, pursuant to section 166 (1) of the Public Finance Management Act 2012 I beg to lay the following papers on the Table of the Assembly today Tuesday 31st October 2017, the Annual Financial Reports for the year 2016/2017.

Hon. Speaker: I direct that it shall be taken to the Budget and Appropriations Committee.

Hon. John Nyumu: Thank you Madam Speaker. Again, pursuant to section 26 (3) of the Public Financial Management Act, 2012, I beg to lay the following paper on the Table of the Assembly today, Tuesday, 31st October 2017; The Annual Development Plan for the year 2018/2019.

Hon. Speaker: Thank you. The same report will be directed to the Finance and Budget Committee.

NOTICES OF MOTION**COUNTY URGED TO REVISIT CONTRACTUAL OBLIGATION WITH JAMBOPAY**

Hon. Maurice Gari: Hon. Speaker, I wish to give a notice of Motion; that aware that Nairobi County Government loses approximately 2 billion a month from unaccounted for revenue due to weak transaction record, noting that only 14 out of 136 revenue streams are automated with the rest being manual thus making it easy for officials to pocket money undetected; deeply concerned that before the Governor's intervention, about 14 million collected daily from the 14 streams while the revenue from other 122 could not be verified as they still use manual receipts; recognizing that the Governor has made efforts to fix revenue leakages and demanded time and again to know the revenues collected from JamboPay- the electronic payment and a platform for cash collection; Observing that if the County does not fix all the revenue leakages on the existing Jambo Pay platform and digitize all the streams, the County will continue to hemorrhage revenue. This Assembly urges the county Executive to revisit its contractual obligation with Jambo Pay with a view to eliminating loopholes or complete overhaul or terminating the contract if necessary to ensure the County obtains value for money in its use of the Jambo Pay system for revenue collection. Thank you. I beg to lay.

Hon. Speaker: Thank you.

Hon. Speaker: Hon. Kimemia

STATEMENTS**THE MUSHROOMING OF PUBS AND BARS AROUND RESIDENTIAL AREAS AND INSTITUTIONS OF LEARNING**

Hon. Anthony Gathumbi: Thank you very much Madam Speaker. I wish to make a statement. Hon. Speaker, pursuant to Standing Order No. 45 (2g), I wish to request for a statement from the Chairperson of the Select Committee on Culture and Community Services regarding the mushrooming of pubs and bars around residential areas and institutions of learning contrary to the Nairobi City County Alcoholic Drinks Control Act 2014; for instance in Buruburu.

Hon. Speaker, the Nairobi City County Alcoholic Control Act 2014 provides that no license shall be granted to sell alcoholic drinks in any institution of basic education including primary and secondary schools or any residential area as has been demarcated by or by the relevant written laws. Hon. Speaker, in the statement the Chairperson should inquire into and report on:

1. Who authorized the many pubs and bars in residential areas and near schools contrary to the laws;
2. What measures have been put in place to ensure such transgressions do not occur in future;
3. When will action be taken against bars and pubs owners for contravening clear provision of the law and officers of the County who authorize such illegalities; and
4. Plans by the County Executive to arrest the situation.

Thank you very much, Madam Speaker. With your indulgence Madam Speaker I would like to request you to allow me to make a maiden speech.

Hon. Speaker: On the same Hon. Member?

Hon. Anthony Gathumbi: Just a maiden speech, I thought you would grant me that permission.

Hon. Speaker: I will grant you but not on this hour. Hon. Kimemia because this hour we are on----

Hon. Anthony Gathumbi: Thank you Madam Speaker. Chairman?

Hon. Abraham Njihia: Madam Speaker, I think on 9th we are going for an induction and we will try and address some of these issues and maybe I would like your indulgence to be given one month and then we come with a comprehensive report. One month, Madam Speaker.

Hon. Speaker: Hon. Chair, one month? Surely and you are not going for the induction on this Chairman, isn't it? I believe it is a matter of urgency our students are about to finish exams and go home so can you be a bit fair to the Hon. Member and tell us when you can bring this report.

Hon. Abraham Njihia: Two weeks, Madam Speaker.

Hon. Speaker: Okay, Chair.

Hon. Abraham Njihia: Thank You.

Hon. Speaker: Hon. Kimemia, are you okay with two weeks?

Hon. Antony Gathumbi: Yes, Madam Speaker.

COMMUNICATION FROM THE CHAIR

APPOINTMENT OF MEMBERS TO SECTORAL COMMITTEES

Hon. Speaker: Hon. Members, I have a communication to make. First, I welcome you back from the recess. It is my hope that you had a fruitful break.

Hon. Members, on the names of the Committees that we had, I wish to take you through the Standing Orders so that we are able to regularize based on our Standing Orders. On Thursday, October 5th, 2017, this Assembly approved several Motions pursuant to Standing Order No. 203 (1) on appointment of Members to the Sectoral Committees. Upon scrutiny of the entire list, I have noted that Standing Order 203 (2) which provides that---

Hon. Speaker: a Member shall not be appointed to serve in more than two Sectoral Committees, has not been entirely complied with as there are instances where Members have been appointed to more than two Sectoral Committees and as such it will be un-procedural to proceed with the Membership as

resolved. Accordingly I direct the Committee on Selection to rectify the Committee Membership list to conform to the Standing Orders and report back to the Assembly.

ADJOURNMENT

I hereby with that instance adjourn, and Hon. Members in the meantime as we adjourn, the Select Committee on Selection works to regularize Membership pursuant to Standing order 31(1) which reads as follows: *Unless the Speaker for the convenience of the County Assembly otherwise directs the County Assembly shall meet at 2.30 p.m. on Tuesday, Wednesday and Thursday, but more than one sitting may be directed during the same day.*

I direct that the Assembly resume its sitting on Tuesday 7th November, 2017 when the Select Committee on Selection, will report on the regularization of Committees Membership and Select Committee on Appointments, reports on its consideration to County Executive Member Nominees for vetting Exercise. It is so directed. Thank you.

Hon. Members Order!, kindly note that there will be a sitting for the Assembly business Committee today at the rise of the Assembly at Charter Hall. Thank you.

(The House rose at 4.30 p.m.)