



NAIROBI CITY COUNTY ASSEMBLY

OFFICIAL REPORT

Second County Assembly – Second Session

Wednesday 18th April, 2018

The House met at 2.30 p.m.

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

PRAYERS

PAPERS

Hon. Speaker: Chair, Budget.

Hon. Robert Mbatia: Thank you, Madam Speaker. Pursuant to Standing Order 2(2)(1) of our Standing Orders I beg to lay the following Paper on the Table of the Assembly today, Wednesday 18th April, 2018, this being the report of the Select Committee on the County Finance Budget and Appropriations on the Nairobi City County Fiscal Strategy Paper for the financial year 2018/2019 and over the medium term. Madam Speaker, I beg to lay.

(Paper laid)

NOTICES OF MOTION

Hon. Speaker: Hon. Ayoj, Gatina Ward.

Hon. Member for Gatina Ward(Mr. David Ayoj): Thank you, Madam Speaker. I wish to give notice of the following Motion; **That aware** that a number of riparian lands in the County have been grabbed without proper approval; **further aware** that a number of Members of the County Assembly have raised issues on the grabbing of riparian lands by private developers. **Appreciating** the healthy riparian vegetation helps to

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reduce stream bank erosion and maintains stable stream channel geomorphology. **Further appreciating** that a number of interventions had been initiated by various actors like the National Environmental Management Authority (NEMA) and the previous county administration in a move that appeared a little too late. **Disturbed** that a number of unfit establishments and building in the County have encroached the reserved riparian lands attracting devastating disasters like the collapse of building leading to the loss of lives and properties. **Concerned** that the level of encroachment of riparian lands has seen the County experience flash floods and clogging of drainage systems in major parts of the County this Assembly resolves that the County Executive moves with speed and conduct an assessment of all the riparian lands in the County and forward a comprehensive report of the riparian lands and their development status within 60 days.

Hon. Speaker: Hon. Mbatia, do you have an issue?

Hon. Robert Mbatia: No, Madam Speaker. I want to give a Notice of Motion.

Hon. Speaker: Okay.

Hon. Robert Mbatia: Yes, can I proceed?

Hon. Speaker: Proceed.

Hon. Robert Mbatia: Thank you. Madam Speaker, I beg to give Notice of the following Motion. That the Assembly adopts the report of the select Committee on the County Finance Budget and Appropriation on the Nairobi County Fiscal Strategy Paper for the financial year 2018/2019 and of the medium term laid on the Table of this Assembly today 18th April, 2018 being a Wednesday. Madam Speaker, I beg to give the Notice of Motion. Thank you.

Hon. Speaker: Okay, thank you, Chair.

STATEMENTS

Hon. Speaker: Hon. Members, I would want to get responses. I know today I did not get any statements so I want to just have responses. If there is a response on a statement by the Chairperson, Sectoral Committee on Culture and Community Services, Hon. Njihia, do you have a Statement for Hon. June Ndegwa that was in regards to the perennial flooding and disaster response in the City?

Hon. Member for Woodley/Kenyatta Golf Course (Mr. Abraham Njihia): Hon. Speaker, the statement is ready and I would seek your indulgence and guidance because before we went for recess the Statement was ready and the Member was not present and today I see that she is not present. Maybe I seek your guidance, Hon. Speaker, but I have the statement with me.

Hon. Speaker: Have you been able to serve the Member with the Statement?

Hon. Abraham Njihia: Hon. Speaker, we invited her and the CEC to our Committee. She came and was satisfied with the response that was given.

Hon. Speaker: Okay, proceed if she was satisfied as you said.

Hon. Abraham Njihia: Thank you. Hon. Speaker, on Tuesday, 20th March, 2018 Hon. June Ndegwa, MCA rose on the floor of the Assembly pursuant to Standing Order 41(2)(c) and requested the Chairperson of the Culture and Community Service Committee for a statement regarding perennial flooding and disaster response in the City whenever it rains. She further asked the Chairperson to enquire into the report on:

1. Whether the County has sufficient funds for disaster management and its usage over the preceding financial years since 2013;
2. What solid measures the County is putting in place once and for all, for recurrent foreseeable disasters such as floods;
3. The County's preparedness for disasters in light of recurrent hazard mitigation whenever disasters strike; and
4. Action taken against developers who have encroached on riparian land causing blockage of rivers and drainage systems.

Madam Speaker, the Committee therefore invited the Acting County Secretary for a meeting on Tuesday 26th of March, 2018. Madam Speaker, the Acting County Secretary responded on the above issue that Hon. June Ndegwa had sought and in this regard I wish to report as follows to the Assembly:

1. **whether the County has sufficient funds for disaster management and its usage over the preceding financial years since 2013**

He responded that as a department they are reactive to disaster calls. When a disaster occurs the department responds to disasters and manages the disasters at the response level. The issue of funds is handled at the policy level. Under the Nairobi City County Disaster and Emergency Act 2015, part II on the County Disaster Management Structure 4(1) there is a requirement for a Disaster Management Council which is headed by the Deputy Governor and its members include all the County Executive Members, the County Commissioner and the County Director of Disaster Management among others. This Council is mandated to set policies with the approval of the County Assembly and administer the County Disaster Management Fund.

2. **What solid measures the County is putting in place once and for all, for recurrent foreseeable disasters such as floods**

The Acting County Secretary responded that when a disaster occurs the first step taken is to evacuate the people and where there is water that may be easier to pump out. They have pumps that they use to pump out the water. At the policy level it is the County Disaster Management Council that has the role of developing a policy that mitigates such disasters. Part 2(4)(3) of the Disaster Management Act 2015 requires the County Disaster Management Council to set policies with the approval of the County Assembly on disaster and emergency management.

3. **The County's preparedness for disasters in light of recurrent hazard mitigation whenever disasters strike**

The Acting County Secretary responded that the department is equipped with fire engines and currently there are 21 fire engines and 8 utility vehicles. It is operated on 3 shifts to ensure that there are people on standby at all times. However, the role of disaster mitigation is handled at the policy level. In Article 5(1) it is required that a Directorate of Disaster Management is established as a department to ensure that areas in the County vulnerable to disasters are identified and measures

for the prevention of disasters and the mitigation of its effects are undertaken by the department. It is urgent that it is established and the department is required to have a Director.

(4). Action taken against developers who have encroached on riparian land, causing blockage of rivers and drainage system.

The acting County Secretary responded that its security compliance level advice such people and if they don't act as per the advice, they arrest them and destroy such structures.

Committee's observations

The Member was satisfied with the responses given to all the questions.

Committee's resolutions.

Hon. Speaker, the Committee resolved to follow up the following matters:

- i. The status of the disaster and emergency fund; and
- ii. The legal framework to allow the operationalization of the funds

Hon. Speaker, I beg to lay this response. Thank you.

Hon. Speaker: Thank you, Chair. Chairperson on Transport, there was a response on a statement requested by the Hon. Francis Otieno, MCA Dandora Area IV on the pathetic state of John Osogo Road. Is the Chairman in the House? Hon. Mary Ariviza, what is it?

Hon. Mary Mwami: Thank you, Madam Speaker. I have been given the response for Transport and Public Works to read.

Hon. Speaker: Did you meet Otieno in the Committee? Has he been given his response? I can see he is not in the House. Since he is not in the House, I cannot ascertain--- Do you have the response for Hon. Malde regarding street lighting in Parklands/Highridge Ward?

Hon. Mary Mwami: Yes.

Hon. Speaker: Proceed with that one.

Hon. Mary Mwami: Madam Speaker, on 14th March, 2018, Hon. Jayendra Malde, rose on the floor of the Assembly pursuant to Standing Order 45 (2) (c) and requested the Chairperson of the Sectoral Committee on Transport and Public Works for a Statement regarding street lighting in Parklands/Highridge Ward.

In the Statement, the Member requested that the Chairperson should inquire into and report on measures being put in place to rectify the situation since businesses close early due to insecurity.

Madam Speaker, the Committee wrote to the County Executive Committee Member responsible for Public Works, Roads and Transport on 22nd March 2018 inviting him to a meeting of the Committee on 28th March 2018. The purpose of the meeting was to enable the CEC Member to furnish the Committee with the response to the Statement requested by the Member.

In this regard, Madam Speaker, I wish to report to the Assembly as follows:

(i). State of street lighting in Parklands/Highridge Ward

Madam Speaker, the Committee was informed that the electrical section is mandated to install and maintain street and public lights in the 85 Wards which constitute the Nairobi City County. However, the Section was experiencing shortage in terms of human resource and equipment. For instance, in the Section, there is technical staffing of 62 technicians. The Section has been divided into 6 divisions with each having 8 technicians. Each division covers an average of 3 Sub-Counties and 8 to 12 Wards. This means that the Department can hardly be able to visit any particular Ward more than once in 2 weeks. However, the Sector has recommended that the County employ an additional 200 technicians so that it can have 3 technicians per Ward permanently allocated to carry these routine repairs.

Madam Speaker, in terms of equipment, the sector operates a fleet of 9 pick-ups and 5 operational maintenance vehicles. This means that if the 5 vehicles are to be distributed evenly, each Ward can get it only once in 17 days (3 weeks). It is clear that these platforms are not enough to give effective service as required. Similarly, the Sector has recommended and requested for additional 12 platform vehicles so that each Sub-County can have one platform. This can enable the Sub-Counties to access at least one platform at least once per week.

In addition, Madam Speaker, the section has been experiencing shortage of repair materials and an uncoordinated supply of the same over years. For effective repairs, all the required materials must be available at the same time as may be required. At one point, one component may be available but the others not available thus incapacitating the Sector's efforts. The components have also not been sufficient for thorough work.

However, Madam Speaker, in subsequent meetings with the Sector, the Sector has reported to the Committee that the said materials are being procured and maintenance works will resume in addition to the Kenya Power and Lighting street lighting project that is ongoing across the County.

Further, the Sector's vehicles have been grounded due to lack of fuel. Currently the vehicles depend on loaned fuel courtesy of Shell petrol station. The Sector has requested for additional fuel to enable officers to access these areas when and as required without waste of man hours.

(ii). Why is the Street and Public Lights in Parklands/Highridge in a completely run down state

Madam Speaker, the Committee was informed that most of the street lighting systems in Parklands/Highridge were originally overhead and on Kenya Power poles. This system has collapsed over time largely due to vandalism of overhead copper conductors. The few which were underground have been destroyed by the rampant excavation by fiber optic installation works and other developments in the area. Therefore, this has led to the current state of street lighting in the said Ward. However, the Committee was informed that despite the challenges on ground, the Sector has mobilized a team that will carry out maintenance works in the said Ward.

In the long term, the Sector, under the ongoing collaboration with Kenya Power and Lighting Company is working to ensure that the lighting system is upgraded in the Ward. Under this arrangement, works along, for instance, Parklands Road and Muthithi Road have already started where LED lights on concrete columns have been installed.

Madam Speaker, the Committee believes that the proper lighting will be restored across the County given that the County Assembly passed the Supplementary Estimates 2017/2018 on Wednesday 28th March 2018.

Madam Speaker, Hon. Malde was satisfied with the response given by the CEC Member. A copy of the detailed response has been given to Hon. Jayendra Malde who requested for the statement and a further copy is hereby attached to this report.

Madam speaker, I beg to lay this Statement. Thank you

Hon. Speaker: Thank you Hon. Mary. Hon. Mary do you have statement for Hon. David Mbithi? Before that let me ask Hon. Malde. Are you satisfied with that statement?

Hon. Jayendra Malde: Madam Speaker 90% of Parklands/Highridge Ward is still in darkness and I need the timeliness when they can restore. They never told me the timelines and still 90% of the area is in darkness.

Hon. Speaker: So you need a timeline?

Hon. Jayendra Malde: Yes Madam Speaker.

Hon. Speaker: Since I don't want to engage so much with Hon. Mary, because I know she is standing in for the Chair, but I will request her to write that down and ensure that you get the timelines when the light will be back. She should take it back to the Committee and the Committee to ensure the CEC give the timelines.

Hon. Jayendra Malde: Thank you Madam Speaker.

Hon. Speaker: Hon. Mary, are you ok with that?

Hon. Mary Mwami: Thank you Madam Speaker, it is well received. I agree with you that I will forward this to the Chairperson of our Committee and we as a Committee will get back with the timelines.

Hon. Osman Adow: Point of order. Madam Speaker for almost close to a year now we have problem accessing the Executive side of this building. Right now we had to walk across the rain because the doors are all locked and we don't understand why they are locked and why we cannot access that building through those doors and we have to go round all the time even when it rains. Even goons waiting outside there and lots of people from Wards out there just to bother and there is a lot of issues that come up when you go outside the building. We really need to access the building through the doors that were provided.

Hon. Speaker: Hon. Adow, which doors are you talking about? I am not getting you. Which door is closed and which doors are these?

Hon. Osman Adow: Madam Speaker on the first floor and third floor there are doors that accessible to the other side but they are permanently locked.

Hon. Speaker: Ok. Is it this door that goes to the lift? Is it the one you are talking about?

Hon. Osman Adow: The door that goes to the elevators, yes.

Hon. Speaker: Yes they are locked but if you want to pass through I believe there is someone who can open for you.

Hon. Osman Adow: They don't. They only open for the *wakubwa* of the Assembly.

Hon. Speaker: Who are the *wakubwa* of the Assembly?

(Laughter)

Hon. Osman Adow: The Majority, Minority and Whips only Madam Speaker.

Hon. Speaker: Have you gone there and they told you it is only for the *wakubwas*? Have you even gone through and you are told this is a door only for the leadership?

Hon. Osman Adow: No they don't say it. They just don't open the door for you.

Hon. Speaker: OK. The best I can do is to follow up with it. When we come back from Kakamega I will have an answer for it.

Hon. Osman Adow: Thank you Madam Speaker.

Hon. Speaker: Hon. Jared is it on the same or something different?

Hon. Jared Akama: Thank you Madam Speaker. It is not on the same but it is a very important point to note. Mine was just to remind you that I had sought for a statement. Up to date I am seeing the Chairman of Culture Services seated comfortably without commitment from their side to rest the matter as far as the statement is concerned. I just thought to bring it to your attention. Thank you.

Hon. Speaker: Okay, I understand you Hon. Akama. I was just trying to look whether your statement is amongst these ones but I realized they have not replied. The Chairman is not sitting comfortable. It means the Executive side has not also responded but I think when I wrap up I will talk about these pending statements and see how to deal with them once and for all. I know they are many but I will plead with you to be patient and see how I will deal with it when I am finalizing. Hon. Ariviza I know you still have another statement. I saw Hon. Ngesa coming in but before that Hon. Waithera Chege are you on a Point of Order or what is it?

Hon. Waithera Chege: Thank you Madam Speaker, mine was on Hon. Adow statement. I just need to remind you that there is another door via Charter Hall. I was only aware that was closed the whole of last week but you could also follow up on it so that it is opened. It can help the Members.

Hon. Speaker: Well, you know Hon. Members I don't want to talk about doors but I also know that when you open those doors it would not only be Members who will be passing through and it will become another issue. I had requested the management team to ensure that when Members are coming in with visitors the visitors must go through the sensors for security purpose.

I had directed that this door that is near here remains only, and I repeat, only for Hon. Members. As for any Member with a visitor the visitor will go round and use the door with security checks. Members can use this door but alone. As for the rest of the doors I will follow up. If it is about the one that leads to the Executive I will want to know why Members are denied. But Members should not pass through those doors with visitors. If you are alone they should open the doors but if you are with a visitor definitely they will not open the doors for you.

The other side [Executive] will not agree where they have their security at the Governors. We have to agree on the principles. When they open those doors it will be only for Members. As for visitors they will have to go round the right way. I will follow up on that. I want the Sergeant-at-Arms to get clear that when Members have visitors the visitors should go through the security checks. Are we clear on that? Hon. Waithera I hope I have answered but I will follow up on Hon. Osman Adow issue. Hon. Mary Mwami I want you to give the statement on Dandora, the John Osogo road.

Hon. Mary Mwami: Thank you once again Madam Speaker. On 28th February 2018 Hon. Francis Otieno rose on floor of the Assembly pursuant to Standing Order 45 (2) (c) and requested the Chairperson of Sectoral Committee on Transport and Public Works for a statement regarding pathetic status of John Osogo road in Dandora area Ward 4.

In the statement the Member requested that the Chairperson should inquire into and report on the plans if any, to have the road repaired. Madam Speaker, the Committee wrote to the County Executive Committee Member responsible for Public Works, Roads and Transport on 7th March 2018 requesting him to furnish the Committee with information requested.

The purpose of the meeting was to enable the CEC Member to furnish the Committee with response to the statement requested by the Member. I wish to report to the Assembly as follows:

Plans if any to have John Osogo road repaired

The Committee was informed that the said road is the main access road to Dandora dumpsite and through the environment section the county provided budget for rehabilitation during the fiscal year 2015/2016. The Director of Roads in the Public Works, Roads and Transport Committee is the engineer assigned to this project and who provided technical services on behalf of the County.

Madam Speaker, subsequently the contractor was procured by the County to undertake the rehabilitation works on the road with a contract sum of 170,417,009.40/-. The contractor commenced works in June 14th 2016 with completion period of eight months. He carried out the works up to 35% by mid-2017 with the excavation and removal of bad materials and filling with approved fill done half way the road.

Madam Speaker, the contractor however has since suspended the work because of delayed payments of two certificates amounting to 45,536,183/- by the County. The contractor will be back on site upon the payment of the said amount. The Committee having been informed that the said road received an allocation through the Environment Sector urges the County Treasury to expedite payment of the pending bills so that the works on the road can resume.

Madam Speaker, Hon. Francis Otieno was satisfied with the response given by the CEC Member. However, a copy of the detailed response has been given to Hon. Francis Otieno who requested for the statement and a further copy is hereby attached to this report.

Madam Speaker I beg to lay this response before you. Thank you.

Hon. Speaker: Thank you Hon. Mary. Hon. Ngesa, are you satisfied with the response?

Hon. Francis Ngesa: Thank you very much Madam Speaker. I am wondering who told the Committee members that I was satisfied. First, I think when I was called to that Committee, I talked to them and I was told that the funds were to be provided by the Environment Sector and I am really worried because I need to know the timeline. If they will be able to tell me the timeline, I will be satisfied. Thank you very much.

Hon. Speaker: Hon. Ngesa, you want them to tell us the timeline before me here, today or as I will order.

Hon. Francis Ngesa: Sorry Madam Speaker. You know why I am saying that, the Members are saying that I was satisfied and there is no way that I told them that I was satisfied. But I can give them time because I was told to wait for 3 weeks and it is almost over.

Hon. Speaker: Okay. I will ask the Committee because I know we passed a Supplementary Budget in this House, I am hoping your contractor is part of the beneficiary of what was passed. But you can also

look at the Supplementary Budget because it is an itemized budget for you to know whether it will be paid. I will ask the Committee that you have to go back and now that you are saying that it is under Environment---

Hon. Osman Adow: Madam Speaker, Can I add more information on that?

Hon. Speaker: Hon. Osman, you have information on that?

Hon. Osman Adow: Madam Speaker being a member of the Budget as well as Transport Committees, we have deliberated a lot on it and the only issue is the payment to the contractor and the job will be finished. We have been promised that he is on the list of payment in the next bunch that will be paid and hopefully as soon as he is paid then he will go back to the site and complete the job. But it all depends on the payment from the Treasury, as soon as they make the payments, then the job will be done.

Hon. Speaker: Hon. Mary, you have heard from the Budget Committee that manages money and I am requesting you to just follow up to ensure---

Hon. Mary Mwami: Thank you Madam Speaker, I will inform my Committee and then we will follow up. In fact we have been following it up, we will. Thank you.

Hon. Speaker: Thank you.

Hon. Mary Mwami: Do I proceed with the debits?

Hon. Speaker: Hon. John Kamau Muthiga, you have an issue?

Hon. John Muthiga: Madam Speaker---

Hon. Speaker: Sorry Chair.

Hon. John Muthiga: Madam Speaker I wanted to give a clarification on that road. That road from our last Assembly was brought to Environment department, so we have set money aside for it to be paid. I will urge the Hon. Member that in the Supplementary Budget that we have passed, it is one of our priorities. So he be assured that we are going to pay that. Thank you.

Hon. Francis Ngesa: Thank you very much Madam Speaker. I will really appreciate if the road is made. Thank you Madam Speaker.

Hon. Speaker: Okay. Delegate No. 134? Who is that, and you have switched off he or she? The last statement, Hon. Mary you have a statement still for Dandora on street lighting?

Hon. Mary Mwami: I have a statement for Hon. David Mbithi.

Hon. Speaker: On?

Hon. Mary Mwami: There is another one for Hon. Francis Otieno still on Dandora for street lighting.

Hon. Speaker: Can you first finalize on that?

Hon. Mary Mwami: They are quite a number so I need---

Hon. Speaker: Yes Chair, sorry.

Hon. John Muthiga: Madam Speaker, I guess I have seen the Chairman of Transport Committee; maybe he can be in a better position to answer those questions. He has just come in. He can take over from that.

Hon. Speaker: No he cannot. When you delegate work, people continue because I can't now go and say---

Hon. John Muthiga: Madam Speaker we have never heard him speak since he was elected, so it is always good, maybe we can hear how he talks, I beg. Thank you.

Hon. Speaker: When he will answer the questions that we will ask but Hon. Mary proceed.

Hon. Mary Mwami: Madam Speaker you know that gentleman the Hon. Member is my friend; *(laughs)* let me continue. Thank you Madam Speaker for this opportunity once again. Madam Speaker on 30th November 2017 Hon. Francis Otieno, MCA rose on the floor of the Assembly pursuant to Standing Order 45 (2) (c) and requested for a statement from the Chairperson of the Sectoral Committee on Transport and

Public Works regarding the dilapidated state of street lighting in Dandora Area IV Ward. In the statement the Member requested that the Chairperson should inquire into and report on:

1. Why there was no routine repair and maintenance of broken down street lights; and
2. Why erected lamp posts have not been connected to the electric grid.

Madam Speaker, the Committee wrote to the County Executive Committee Member responsible for Public Works, Roads and Transport on 1st December 2017 inviting him to a meeting of the Committee that was held on 5th December 2017 at the County Assembly pursuant to Standing Order 45 (2) (d). The purpose of the meeting was to enable CEC Member to furnish the Committee with a response to a statement requested by the Hon. Member.

In this regard Madam Speaker, I wish to report to the Assembly as follows:

(a). Why there are no routine repairs and maintenance of broken down street lights

Madam Speaker, the Committee was informed that the Electrical Section is the one with the mandate to install and maintain the street and public lights in 85 Wards in Nairobi County. Further, the Committee was informed that with the technical staff of 62 technicians, the section has been divided into six divisions with an average of 8 technicians per division including City Hall and Pumwani Hospital and each Division covers an average of three Sub-Counties and 8 to 12 Wards.

Madam Speaker, this implies that the department can hardly be able to visit any particular Ward more than once in two weeks. In terms of vehicles, equipment and tools, the County has a fleet of 9 pick-ups, 5 lift racks. This means that if 5 lift trucks are to be distributed evenly, each Ward can get the lift truck only once in 17 days.

Therefore, Madam Speaker, it is clear that these equipment are not adequate to give effective services as expected. In view of the above, the department has requested that additional 12 lift trucks to be acquired so that each Sub-County can have one.

Additionally, the department has requested acquisition of additional vehicles, tools for inspection and maintenance. In terms of materials and parts, the Committee was informed that, over the years the section has been experiencing shortage of repair materials and uncoordinated supply of the same. The CEC Member stated that for effective repairs, all the required materials must be available at the same time as may be required.

Currently Madam Speaker, one component will be available but the others are not in supply thus hampering repair work. As regards to fuel Madam Speaker, the Committee learnt that often vehicles of the department have been grounded due to lack of sufficient fuel allocation per vehicle. This also affects the delivery in terms of inspection and repairs.

However Madam Speaker, the CEC Member stated that with the requests for equipment and materials has already been replaced, maintenance will start to take place once the same is made available.

(b). Why erected poles are not powered

Madam Speaker, the Committee was informed that once the materials are procured and in-house installations done as per work programmes, the department will place a request to Kenya Power to provide the power supply upon payment of requisite fees and charges.

However, the CEC Member stated that the above initiative may take some time because of procurement process and prioritization by Kenya Power. Madam Speaker, Hon. Francis Otieno was satisfied with the response given to him by the CEC Member.

Madam Speaker, a copy of the detailed response has been given to Hon. Francis Ngesa who requested for the statement and a further copy is hereby attached to this report. Madam Speaker I beg to lay this statement. Thank you.

Hon. Speaker: Hon. Ngesa, were you satisfied?

Hon. Francis Ngesa: With this one I am 97% satisfied. Thank you.

Hon. Speaker: Thank you. Hon. Chair, Transport, are you 0134? Are you the one?

Hon. James Mwangi: Yes, Madam Speaker.

Hon. Speaker: Where is your card?

Hon. James Mwangi: Somebody took my card and that is why I was not able to get inside. I am using someone else's card.

Hon. Speaker: Okay. I wanted to know who 0134 is. That is okay. Mary, are you done?

Hon. Mary Mwami: Thank you once again Madam Speaker. I have one for Hon. David Mbithi.

Hon. Speaker: Is Hon. David Mbithi in the House? I don't see him in the House so you will keep it so that when he is in the House tomorrow you can read it.

Hon. Mary Mwami: Thank you Madam Speaker.

Hon. Speaker: You are welcome. There are many statements that are due but are pending. Njihia?

Hon. Abraham Njihia: Hon. Speaker, I think before we went on recess you had ordered that my statement be given chance. I rose on 14th of February and my response was due on 28th of February. Then again I rose on 20th of February and it was due on 6th of March and you had ordered that it be brought. After the recess the Temporary Speaker also ordered that that statement be read but unfortunately the Chairman of Planning and Housing has been missing in this House.

Hon. Speaker: Hon. Njihia, when you say 'missing' you need to substantiate. Has he been missing in the House? Proceed.

Hon. Abraham Njihia: The reason why I am saying that is because the Temporary Speaker who was here last week ordered that the statement be brought. When it was time for statements the Temporary Speaker ordered that nobody should leave the House but the Chairman of Housing and Planning sneaked out through the backdoor. Now, I don't know how you will rule because I have been waiting for this statement. You had also ordered the Chairman of Agriculture who undertook to bring that statement here and up to today that was not honored. Madam Speaker, I wanted your ruling on the two statements which are long overdue.

Hon. Speaker: Is one of the statements the issue of ownership status of Anderson Hall? Was the statement you had asked the Chairman of Planning? Was it on the Anderson Hall within Kenyatta Golf Course?

Hon. Abraham Njihia: Yes, Hon. Speaker and that was due on 6th of March. Then the other one was on the status of plot no. 20911927/3 which was due on 28th of February.

Hon. Speaker: Okay. Hon. Members, I want to request the leadership of the House and the Whips that when we come back next week, before we go on recess, we want to know the status of all these statements. If the Executive will respond and tell us they cannot respond, the leadership should come back to the House and tell us what the Executive said. I will read few of the statements that are due.

We have one for Hon. Waithera Chege from the Chairperson of Water and Sanitation Committee that was on the issue of drainage and sewage in Upperhill. We have one of Hon. Godfrey Majiwa regarding the disciplinary procedures of the County Public Service Board on employee management. We have one of Njihia for Anderson Hall. That is to the Committee of Planning.

We have another statement from Hon. Samora on Natural Resources on the issue of dumping of raw human waste in a residential area in Njiru Ward.

We have another for Osman Khalif from Water and Sanitation. Another from Osman Adow, on the issue of rehabilitation of social halls in Eastleigh Ward. We have another from Naftali Mathenge on the issue of water and sanitation regarding lack of water in Githurai. We also have another one from Hon. Mberia on the issue of transport, regarding roads in Karen Ward, the status of roads in Karen Ward, whether named or unnamed.

Therefore, I want to ask the leadership that when we come back, before we go on recess, you must make sure we have closed a chapter called statements. Any statement that is due we must get an answer whether it is from the Executive or not. Hon. Waithera, can you stand for your team?

Hon. Waithera Chege: That is fine Madam Speaker. I will make a follow up.

Hon. Speaker: I hope Hon. Akama has understood how I have ruled and I believe his statement will also be on the same. Chair, Environment, do you have a statement?

Hon. John Kamau: Thank you Madam Speaker. We have a statement. We called the Members who requested the statement. We also requested the C.E.C to come but when they came Members were not satisfied. So, as a committee we saw it fit to go for site visits because what they were giving us was not what Members were asking for. So, Hon. Okumu, Hon. Samora and Hon. John Komu, we wait for the site visit. I guess we are waiting for the response from the Executive.

Regarding Hon. John Komu, we went for a site visit and are awaiting a response from the Executive. We have noticed that when questions come they do not give us what we want and that is why you see Members saying they are not satisfied. Therefore we decided that the Executive have to deal with what the Members are asking. So, we are still waiting for responses for Hon. Komu and Hon. Mwaura Samora.

Hon. Speaker: Thank you

Hon. Speaker: Hon. Waithera, do you want to speak on the Motion of Hon. Silas Matara? The Motion that was on the floor of the House which we are resuming debate.

Hon. Waithera Chege: Thank you Madam Speaker. I only raised the issue on quorum but I think that we should proceed.

Hon. Speaker: Okay. We have a Motion on the floor of the House. It is a Motion from Hon. Silas Matara and if anyone wishes to debate on it he can proceed. If there is none---

Hon. Herman Azangu: Thank you Madam Speaker. The Motion was read yesterday and we discussed it thoroughly. I recommend that you call the mover to reply.

Hon. Speaker: Hon. Kennedy Omondi Obuya

Hon. Kennedy Obuya: Thank you Madam Speaker. With your permission allow me in absentia to reply for Hon. Matara

Hon. Speaker: He is in the House and is seated right at the back

Hon. Kennedy Obuya: Thank you for your guidance

Hon. Speaker: Hon. Matara

Hon. Silas Matara: Thank you Madam Speaker. I had requested Hon. Obuya to reply on my behalf because I was out of town but thanks to God. I am here. I beg to reply by thanking all the Members for their thoughtful insight towards the Motion and to the Members who contributed to the same. I give my heartfelt gratitude to them. We are all aware that we were voted in by the youths and at the end of the day if the Executive heeds to our prayers then I believe that each and every Member in the House, whether elected or nominated will benefit from better relations with the youths in their Wards. Thank you Madam Speaker and in the interest of time, I beg to reply.

(Question put and agreed to)

MOTION

Hon. Speaker: Chair Transport, I am waiting for you to move a Motion on your report. Are you aware of that Motion?

Hon. James Mwangi: Madam Speaker, I am not aware of any Motion

Hon. Speaker: So you do not have the report? I rule that that report goes back to the House business committee so that it can be reallocated time. Chair, have you understood me? I have rules that it be taken back to the House Business Committee where they will allocate time for it to be debated on.

Thank you Madam Speaker.

ADJOURMENT

Hon. Speaker: Hon. Members, there being no other business, we stand to adjourn. The House adjourns to tomorrow the 19th April of 2018 at 2:30 p.m.

(The House rose at 3.47 p.m.)