



## NAIROBI CITY COUNTY ASSEMBLY

### OFFICIAL REPORT

#### Second County Assembly – Second Session

Wednesday 21<sup>st</sup> March, 2018

The House met at 2.30 p.m.

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

#### PRAYERS

#### QUORUM

**Hon. Speaker:** Searjant-at-Arms, ring the bell for five minutes.

*(Bell was rang)*

#### PAPERS

**Hon. Speaker:** Chair, Budget.

**Hon. Robert Mbatia:** Thank you, Madam Speaker. Pursuant to Standing Order 191(6), I beg to lay the following paper on the table of the Assembly, 21<sup>st</sup> March, 2018. This is the report of the Finance, Budget and Appropriation Committee on the County Integrated Development Plan (CIDP) and the Annual Development (ADP). Madam Speaker, I beg to lay.

#### NOTICES OF MOTION

##### ADOPTION OF THE REPORT ON THE CIDP AND THE ADP

**Hon. Speaker:** Chair.

**Hon. Robert Mbatia:** Thank you once again, Madam Speaker. I beg to give Notice of the following Motion; THAT, this Assembly adopts the report of the Select Committee on Finance, Budget and

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Appropriation Committee on the CIDP and the ADP today, Wednesday 21<sup>st</sup> March, 2018. Thank you, Madam Speaker.

## STATEMENTS

### REQUEST TO STATEMENT ON EMPTYING OF RAW SEWAGE INTO KIU RIVER IN KAHAWA WARD

**Hon. Speaker:** Hon. Komu.

**Hon. Joseph Komu:** Thank you, Madam Speaker. Pursuant to Standing Order 45 (2), I wish to request a statement from the Chairperson on the Sectoral Committee on Environment and Natural Resources regarding the emptying raw sewage into Kiu River in Kahawa Ward. Hon. Speaker, developers around Kiu River and between Kamiti Road and Northern Bypass have encroached on the river riparian and gone ahead to empty raw sewage into the river thus exposing residents living around the river to a myriad of health hazards including the stench. This has further made it difficult for small scale farmers along the river to continue using the river water to irrigate their crops.

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

- i. Measures put in place by the County Executive to stop the developers from polluting the river.  
Thank you.

**Hon. Speaker:** Chair, Environment. You know I gave you the mic so please don't press the button again, just press it once.

**Hon. John Kamau:** In two weeks we will respond to the statement. Thank you.

**Hon. Speaker:** Are you okay with two weeks?

**Hon. Joseph Komu:** Madam Speaker, that is in order. Thank you.

**Hon. Speaker:** Hon. Chairs, yesterday I said that this House has requested for many statements and now I want to give you your figures. So far we have 77 statements and among the 77, we have only received not more than 8 to 9 responses. I think we will be a House that is doing very wrong to Kenyans, that our work is just to request for statements and we cannot get the answers. So, I am requesting that we finalize the responses. I know I sent Chair Njihia, he was to come and give us a report today and he said it himself. I hope he is in the House.

**Hon. Peter Imwatok:** Madam Speaker?

**Hon. Speaker:** Yes, Minority Whip, what is it?

**Hon. Peter Imwatok:** Madam Speaker, I am a very pained man, I asked for a statement immediately you were sworn in. Statement on the status of the insurance for the staff and you gave a directive---

**Hon. Speaker:** Hon. Masisa, both of you with Chair Kiriba, you go back and bow to the mace. You do not bow to Madam Speaker, you bow to the Mace.

**Hon. Peter Imwatok:** Thank you, Madam Speaker, I thought it was only me that you normally send back. Thank you, Madam Speaker, at least I am now comfortable, I thought you only send me. Even the Deputy Majority Leader, that is a very good example to the House. Discipline in this House is paramount, Deputy Majority Leader.

Madam Speaker, I am saying this with a lot of pain. If I am not careful it will be overtaken by events and that is based on what is happening currently in this Assembly and the Executive. So, if you can give the directive again that this statement should be availed tomorrow because I asked about the contract of the insurance. I asked about the paid out money so far and the vote book but I am seeing a conspiracy that this statement might not see the light of day before next week and I might revert to other means to get what I want to get. Thank you, Madam Speaker.

**Hon. Speaker:** Well, Minority Leader, I think I had told the Chairpersons yesterday, they understand about all the statements. I do not think that that is the only statement. I requested that we bring the answers of all the other statements so that we can finalize and also have a record because this House is a digital House and everyone tracks. Any Kenyan is able to track and know when this was asked and when this was replied. So, I would wish that we finalize those reports.

I can see that we have responses. Concerning the Chair of Transport, I know there was the acting Chair and I had requested the leadership to finalize now that we have finalized all the Committees. Where we had issues of Chairpersons, the Members were to sit again. We have three models of doing an election, there is the election by voting, there is consensus and there is acclamation. Choose one so that you finalize that issue and resolve the conflict that I saw here yesterday. I am requesting the leadership to also assist us on that so that we can have the Chairpersons who are able to bring the answers.

Chair, Legal Affairs, do you now have the response for Osman Abdi? Hon. Malde.

**Hon. Jayendra Malde:** Madam Speaker, I told you yesterday that I need two days, so I will bring it tomorrow. Thank you.

**Hon. Speaker:** Okay, so we do not have it. By next week, Wednesday, we must finalize all the responses on these statements so that I give the Chairs ample time to go sit with their CECs and see where the problem is. You can also sit with the acting County Secretary even though there is no rule that says that he is answerable to these statements, I think it is the CEC directly with the department where they are. It is time that we will have to do a letter and send it officially now that these are the statements that have been pending since 2017 to date so that we get a few answers. Chair, you have a statement?

#### RESPONSE ON PROCUREMENT PLANS FOR THE FINANCIAL YEAR 2017/2018

**Hon. Robert Mbatia:** Thank you, Madam Speaker. On Thursday 15<sup>th</sup> February 2018, Hon. David Mberia, MCA, requested for a statement from the Chairperson of Finance, Budget and Appropriations Committee regarding the procurement plans for the financial year 2017/2018 and the budget utilization report. In the statement, the Member requested the Chairperson to inquire into and report on:

- i. The Nairobi City County Executive procurement plans for the financial year 2017/2018 in line with the procurement law;
- ii. Supplier analysis report for the first half of the financial year 2017/2018; and
- iii. The itemized sectoral budget utilization report for the first half of the financial year 2017/2018.

Madam Speaker, the Committee has received the response to the above issues and has submitted the same to the Hon. Member as had been requested.

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

1. The Nairobi City County Executive procurement plans for the financial year 2017/2018 in line with the procurement law have been attached;
2. Supplier analysis report for the financial year 2017/2018 has been attached; and
3. The itemized sectoral budget utilization report for the first half of the financial year 2017/2018 has been attached.

Hon. Speaker, I wish to confirm that the response has been considered by the Finance, Budget and Appropriations Committee and it addresses the issues raised by Hon. David Mberia. I also want to confirm that this response was brought before us yesterday and we forwarded it to the Hon. Member today. Probably, he might not have a response whether it is satisfactory or not but I wish to report that if he has any issues, he can just bring them then we can give supplementary answers to the same. Thank you, Madam Speaker.

**Hon. Speaker:** Thank you very much, Chair. Hon. Mberia, I believe you have to read then you will be able to tell us.

**Hon. David Mberia:** Madam Speaker, thank you for this opportunity. I can confirm that I have received a very intimidating volume of response but I can assure you I don't feel intimidated at all. I will take my time and my financial advisers---

**Hon. Speaker:** Order, Hon. Mberia! Hon. Kiriba is on a Point of Order.

**Hon. James Kariuki:** I think it is in bad faith that the Member is responding in such a way. The Hon. Chair has just said that he didn't have ample time to look at the document. Is it in order for the Member to respond in a disrespectful manner?

**Hon. David Mberia:** I don't feel intimidated by the Deputy Leader of Majority. I didn't do finance at the university but I want to assure the House that I am going to go through the response with the help of my financial adviser and I will report back to the House on whether I am satisfied or not.

**Hon. Speaker:** Hon. Mberia, I want you to withdraw the word you used. You know very well your statement was on procurement and I think this is a very big government and you will not expect 3 pages of that procurement. In terms of the volume, I don't think it is huge, you can go through it. I want you to withdraw the word you used.

**Hon. David Mberia:** Madam Speaker, as a financial layman, I feel intimidated but I---

**Hon. Speaker:** Just withdraw the word!

**Hon. David Mberia:** The word intimidated?

**Hon. Speaker:** Yes. You are not intimidated, you asked for this response---

**Hon. David Mberia:** I withdraw the word intimidated but I assure the House that were it not for you who ordered for this statement yesterday, it would not have been brought to this House. I will go through it and I will report to the House. Thank you.

**Hon. Moses Ogeto:** Point of Order, Madam Speaker.

**Hon. Speaker:** He has finished, I don't think there is anything out of order there. What is out of order? Yes, Hon. Millicent.

**Hon. Millicent Mugadi:** Madam Speaker, I am not informing Mberia but the House. I would like to let the Hon. Members know that they are educated enough to read a document and understand anything and

if not, we have Members who can try to interpret what the document says. We also have clerks and the Legal departments that can help you understand what is written. If it is not in English, we can also use Kiswahili. Thank you.

*(Hon. Mary Mwami spoke off the record)*

**Hon. Mary Mwami:** Thank you, Madam Speaker for giving me this opportunity. I don't think Hon. Mberia is wrong to say that he does not understand a lot of finances. I have Masters in Counseling Psychology and Bachelors of Education in English---

*(Loud consultations)*

**Hon. Speaker:** Hon. Mary, are you clarifying---

**Hon. Mary Mwami:** ---but I may not be able to understand accounts. In fact when I see figures, I go blank. So, I think the Hon. Member is not wrong to say he will need some advisers and feels intimidated. I can see it is very voluminous. If I was him I would have been very scared.

**Hon. Speaker:** Order! I had finalized that topic.

*(Loud consultations)*

**Hon. Moses Ogeto:** This document, as much as it is very voluminous, we don't have copies. Even if it is Hon. Mberia who requested, we should also be supplied with copies. It is a statement of the whole House.

**Hon. Speaker:** I agree. Hon. Minority Deputy Whip, if you want a copy, you know the process. You just ask for a copy. I don't think it is an issue that we really need to raise a lot of issues on it.

**Hon. Peter Imwatok:** Madam Speaker, I agree with you. You gave the same decree last year when you said any statement coming before this House is not a personal statement. Now we want to confirm from the Chair--- that is why when the Member says he feels intimidated, seemingly it is by design to give this voluminous document knowing very well the Member for Karen has no time to go through it. Since some us understand finance, we can assist the Member. Despite being a Member of Finance, we need copies. We are told in this portal that the document is available. Officers photocopy documents and dump into this House and they know very well we don't have time. It is better if we could get a summary of the document. Giving a Member such a document is intimidating.

**Hon. Speaker:** Yes, Chair.

**Hon. Robert Mbatia:** Thank you, Madam Speaker. The Member who has just spoken is a Member of Budget and Appropriations Committee. This is a House of rules and procedures. I want to ask the Member for Kilimani whether any statement that has been answered in this House, members have been given copies. It is always at the Tables Office and Members can go and get a copy if need be.

Before Hon. Mberia responds whether it is satisfactory or not, giving every Member a copy is far-fetched.

**Hon. Speaker:** Hon. Members it is as simple and I am repeating, we have a Journals' office. If you want any report, you can pick it from there. As long as the report is tabled on the floor of the House and the Member has been informed. If you want a copy, we have the Serjeant- at- Arms, that is their work. We send them and they get you a copy. To finalize, even if we are doing all this, let us remember we are doing it in our capacities as elected Members. You can't therefore tell the House that you have not read nor have no time to read. You must read, that is why you are here. A Member must do research and read because that is why we deal with current affairs. For me, you have to read and get a summary or ask the clerks to summarize after you have read. Members must read and do research.

The Chair of Public Investment Committee (PIC).

**Hon. Kennedy Oyugi:** Thank you, Madam Speaker. I rise to seek your intervention regarding the constitutional timeline in respect to business before the Public Investment Committee. Hon. Speaker, as you are aware, Article 299 (8) of the Constitution provides that three months after receiving the report of the Auditor General, Parliament or County Assembly shall debate, consider the report and take appropriate action.

Hon. Speaker, as you are further aware, the report of the Auditor General of the financial report of Nairobi Water and Sewerage Company limited for the year ended 30<sup>th</sup> June 2016 was tabled on Thursday, 7<sup>th</sup> November 2017 and thereafter committed to the Public Investment Committee for consideration and reporting.

Hon. Speaker, my Committee was supposed to have concluded the consideration of the report and tabled it before 7<sup>th</sup> February 2018 which is within the three month timeline set by the Constitution. However, as you are aware, during the better part of October and November last year we were undergoing transition both in the Assembly, Executive and committees were still being constituted with Members undergoing induction. In addition, most of the committee work was affected by the long December recess. As such, the Committee was not able to dispense with the report within the required timeline.

Hon. Speaker, I therefore wish to seek your indulgence and allow us one more month, that is until 10<sup>th</sup> April to enable us conclude consideration of the audit report and subsequently table our report.

**Hon. Speaker:** Chair, you are requesting for one month?

**Hon. Kennedy Oyugi:** Yes, Madam Speaker.

**Hon. Speaker:** We are giving you the one month and I can see you have given us a schedule of the work you have so far done. I am hoping that the one month you are requesting will be part of your report writing and finalizing everything?

**Hon. Kennedy Oyugi:** True, Madam Speaker.

**Hon. Speaker:** Granted.

**Hon. Kennedy Oyugi:** Thank you.

**Hon. Speaker:** Hon. Njihia, you are in the House? The response you want to give us is for Hon. Naftally or for Hon. Peter Wanyoike?

**Hon. Abraham Njihia:** Hon. Speaker I have both responses ready and maybe I will seek your indulgence to start with Hon. Peter Wanyoike because it came earlier. I am happy that Hon. Wanyoike is in the house, Hon. Speaker.

RESPONSE ON FINANCIAL STATUS OF COUNTY LIQUOR LICENSING AND BETTING CONTROL  
BOARDS

On Wednesday, 8<sup>th</sup> November 2017, Hon. Peter Wanyoike, MCA rose on the floor of the Assembly pursuant to Standing Order 45 (2) (c) and requested the Chairperson of Culture and Community Services Committee for a statement regarding the accounts of Nairobi City County Liquor Licensing and Betting Control board.

He further asked the Chairperson to inquire into the report on:

- a) Financial status of the two Boards;
- b) Statement of account of accounts of the Board since inception in 2014; and
- c) How many was approved by the Liquor Licensing and Betting Control Board for the inaugural Governor's cup by the former County administration.

Madam Speaker, the Committee invited the County Executive Committee Member responsible for Commerce, Tourism and Cooperatives for a meeting on Wednesday, 6<sup>th</sup> December 2017.

The County Executive Committee Member responded on the above issue that Hon. Wanyoike had sought. In this regard, I wish to report as follows to the Assembly:

On the Financial status of the board and statement of accounts of the Board since inception in 2014: He responded that Nairobi City County Liquor Board was established via the County Liquor Act 2014. The fund bank account was opened in April 2014. The Nairobi City County Betting, Gaming and Lottery Act 2014, due to legal challenges it commenced operations in August 2017. The Board therefore does not have a fund account and therefore the financial status as well as statement of account cannot be availed.

The financial status and statement of account for the financial year 2015/2016 and 2016/2017 are summarized as follows:

We have the item in financial year 2016/2017, the amount is in millions. On column three, we have financial year 2016/2017 and the amount are in millions. We had the receipts whereby Ksh.189 million--- Hon. Speaker, I seek your indulgence, maybe I read the summary of the total because we met with the Hon. Member who requested for the statement and even took him for two sittings with him to make him understand

the financial status and statement of accounts. In financial year 2015/2016 Ksh 99,572,922 was raised and in financial year 2016/2017 Ksh. 8,762,790.50.

Hon. Speaker, on question three which the member sought to know how much was approved by the Liquor Licensing, Betting Control board for the inaugural Governor's cup under the former County administration:

He responded that the amount approved by the County Executive Committee was Ksh. 55, 929, 600. The Ward Accountant tabled an expenditure report for the financial year ended 30<sup>th</sup> June 2016 and took the Members through the report which stated that the Liquor Board resolved to sponsor a football tournament to be used as platform to sensitize the youths on dangers of excessive alcohol consumption and drug abuse. Consequently, five teams were involved from each Ward and a total of 600 teams participated. The tournament commenced in December 2016 and lasted for ten months to July 2017.

Hon. Speaker, these were the Committee observations:

The committee was satisfied with the responses given to all the questions. Hon. Speaker, I beg to lay this response. Thank you.

Hon. Speaker, I will proceed. Maybe the Member is here and he can attest that we invited him and he was satisfied with the response.

**Hon. Speaker:** Hon. Chair, is the Member in the House?

**Hon. Abraham Njihia:** Hon. Speaker, the Member is in the House. He is seated on my right. He is here.

**Hon. Speaker:** So, you were answering for Peter Wanyoike first?

**Hon. Abraham Njihia:** Yes, Madam Speaker.

**Hon. Speaker:** I can see he is there.

**Hon. Njihia:** Yes.

**Hon. Speaker:** But I can also see Naftali Mathenge in the House.

**Hon. Abraham Njihia:** Hon. Speaker, Hon. Mathenge is seated on my left.

**Hon. Speaker:** I am asking if you have the response to his statement.

**Hon. Njihia:** Yes, Madam Speaker.

**Hon. Speaker:** You want to proceed?



**Hon. Njihia:** Yes.

**Hon. Speaker:** Okay, proceed.

RESPONSE ON REHABILITATION OF GITHURAI PLAYGROUND

**Hon. Abraham Nhijia:** Okay. Hon. Speaker, on Tuesday 20<sup>th</sup> February 2018, Hon. Naftali Mathenge, MCA, rose on the floor of the Assembly pursuant to standing order 45 (2) (c) and requested the Chairperson of Culture and Community Services Committee for a statement regarding rehabilitation of Githurai playground. He further asked the Chairperson to inquire into and report on:

- a) Whether the County Executive has any plans to rehabilitate the above stated ground; and
- b) If any, when the upgrading is scheduled to start.

Madam Speaker, the Committee therefore invited the County Executive Committee Member responsible for Education, Youth, Sports, Culture and Social Services for a meeting on Thursday, 8<sup>th</sup> of March 2018. The CECM responsible for Education, Youth, Sports, Culture and Social Services responded to the above issues that Hon. Mathenge had sought.

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

On whether the county Executive has any plans to rehabilitate the above stated grounds:

Following the public participation report on the financial year 2016/17 by Finance and Economic Planning sector, Githurai open play field next to Githurai Primary School, being the only playground in the Ward, there was a need to be secured by erecting a perimeter fence. Further, the sector appreciates that the open ground in the County needs to be rehabilitated to offer the youths of Nairobi City County an enabling environment to showcase their talent in the most secure and friendly facility.

On when the upgrading is scheduled to start:

The Committee was informed that the sector had planned to fully rehabilitate four playgrounds and upgrade them to the state of international approved standard of stadium in the financial year 2018/2019 as a pilot program and afterward roll out the other grounds including Githurai playground.

Hon. Speaker, these were the Committee observations. Hon. Naftali Mathenge was satisfied with the response given and I beg to lay this response on the floor of the House. Thank you.

**Hon. Speaker:** Thank you Chair. Naftali.

**Hon. Naftali Mathenge:** Madam Speaker, the message has been communicated and let it be as promised that in the next financial year they are going to rehabilitate the field. Thank you.

**MOTION**

DEVELOPING MULTI-STOREY PARKING LOTS

**Hon. Speaker:** Hon. Pius.

**Hon. Pius Mbono:** Thank you Madam Speaker. THAT, aware that part of the Nairobi City County Governor's seven (7) point Agenda is the improvement of traffic management within the CBD, promotion of an enabling environment for job creation, business growth and wealth creation; observing that the attainment of the foregoing might prove difficult given the limited parking space in the City centre, a major contributor to traffic snarl ups and gridlock; noting that the County has several vacant lots, for instance the parking adjacent to the Supreme Court and many others, which remain underutilized; appreciating that some of the plots are utilized as temporary markets over the weekend such as Maasai Market; further noting that the plots have the potential to greatly help the City ease congestion by creating additional parking and thus new revenue streams; this Assembly urges the County Executive to consider developing multi-storied parking lots through public private partnerships in all available County plots within the greater CBD to create additional parking space and generate additional crucial revenues as well as create job opportunities.

Madam Speaker, as the Motion suggests, it is true that Nairobi City County has several plots that are underutilized and as I have stated, the one that we have adjacent to the Supreme Court is quite big. Sometimes last month, one of the Members suggested that the parking be constructed some kind of shades. But I think constructing shades will be just for a short term. If the County can come up with a long term solution to that parking. A story building be built in that space and we can have an ample parking both for business community and the County. The County will have enough parking space to deal with the traffic menace in Nairobi.

Madam Speaker, all of us can agree that one can take several rounds in town looking for a space to park his or her vehicle and sometimes they don't get it. Madam Speaker, I went to Dubai last month. It is hard to get an empty parking there. I was excited to see that most of the buildings in Dubai are parking lots. A house that has got up to six floors parking spaces. I also took some time to go to Abu-Dhabi. There is a very big building that the ground and first floor provides so many parking for the vehicles there. So, what I am saying is that it is very hard to get jam in the city because the parking are all over. My colleagues may agree that nowadays we don't have parking in Nairobi or around City Hall unlike before when we had several parking underground this building.

Nowadays if you come with your vehicle probably you are having a safari or you are going for a workshop, we sometimes come with a driver so that he goes back to look for an alternative parking because we don't have a parking that we can leave our vehicles probably for two days. The parking that we have there is not safe. So, if we can have that parking; one for the MCAs and the staff, these kind of problems that we are going through can be solved

Madam Speaker the Massai Market that is held during weekends, if you can go there you can sympathize with them. During the hot season due to the effect of the hot sunlight, most of them try to squeeze themselves under the few trees that we have there. It is now the rainy season, I don't know what they are

doing. Those people who may want to buy the merchandise from that place I think they are also suffering. My suggestion is, if that plot plus more others that we have in Nairobi are properly utilized by constructing story buildings, those buildings can house several parkings both for our Members and the public. I had a suggestion that once this parking is constructed, we have the underground floor for the Massai Market.

Probably, we can also create some space so that we have cultural food festivals in Nairobi. I sat with some officials from the Ministry of Tourism and asked them whether we have any kind of food cultural festival in Nairobi and whether we can get space and they said no. One of them said, Pius can you sell that idea in the County to create some spaces because our children only like rice and chapatis. Our children don't know what those cultural foods that we ate like *mukimo*.

Sometimes we go to Carnivore to get those foods during may be Kikuyu Night, Abagusii Night.. So I was thinking, when we have those spaces, probably Massai Market can do their businesses there and we have maybe some people who are showcasing these kinds of foods that we used to eat sometimes back. We can generate a lot of money in Nairobi because even the *Wazungus* who come to the Masai Market can also extend to eating those foods. Then you can imagine our families during the weekend, all of us we will be streaming to Nairobi to get a grip of those traditional foods.

What I am saying in short is that, we have ample spaces in Nairobi that can be utilized and get a lot of money and also ease congestion in Nairobi and probably create jobs. With that short brief Madam Speaker, I wish to call Hon. Komu to second this Motion. Thank you.

**Hon. Joseph Komu:** Thank you Madam Speaker. I stand to second this Motion given that in Nairobi we have problems of congestion and the narrower roads can be improved and be left aside and we improve on the spaces we have. Most of the times we have realized even the parking we have in Nairobi, when we come to revenue collection is not really realized and if we can do the storey parking then we will have a clear metered system where we shall have prudent way of revenue collection and Nairobians will actually have good security and we shall also have improved the underutilized spaces.

If you go around and check all over, you will find that most cities are going the multi-storey way parking. But in Nairobi we have a number of open spaces and we can equally encourage even the private partnership to undertake the same. So I beg to second.

*(Question proposed)*

**Hon. Speaker:** Hon. Emily Oduor.

**Hon. Emily Oduor:** Thank you Madam Speaker. I would like to support the Motion but also make some additions to it. We all know that we need parking spaces, we all suffer. I think right now the few of us here are lucky to get parking spaces but some of us know we used to have problems getting parking space. But specifically when we talk about the parking space that is opposite the Supreme Court, really apart from just making it a parking, I would recommend that we also put parkings probably up to fifth or sixth floor and then after that we could come up with office spaces on top of it because now the whole world is going skyscraping, we can go as high as 20 to 30 floors. So up there we can have at the roof top, I have seen countries that make it into a place where even the Masai's can go and display their goods. It is also a place where Members of this County Assembly or any other visitors can meet and showcase what we can do, hold meetings, and even put up a big conference facility. We can even think about having a hotel so that when

people come to visit Nairobi, there is something that can be seen and known as the Nairobi Conference Centre that would have all the facilities. And I think the space opposite the Supreme Court is very ideal.

Let us not look at it as parking but if it can go higher and also cater for other services like accommodation, for offices, it would give us more money and bring more revenue to the County. Also as much as we all want to make, because according to *Mheshimiwa*, I don't think we should make all the open spaces parking spaces because we are known as "a green city in the sun". So I support your Motion but partly I disagree that if you can do all of them, we should leave some spaces just to make them green so that we remain with that tag of the green city in the sun.

Otherwise I support the Motion and hopefully the rest will, thank you Madam Speaker.

**Hon. Millicent Jagero:** Thank you Madam Speaker. I stand to support the Motion but with some amendments being that with the revenue currently for the parking fees, we are not aware how much they are collecting. Because with the improvement of the parking space we are supposed to be aware of the total revenue that is being collected as per now so that we can increase the parking spaces, if it is one of the areas whereby the revenue will be increased. If the mover of the Motion Hon. Pius can substantively come out with the total revenue that is being collected then we know how it will be adjusted then it will be a good move and a good Motion.

**Hon. Speaker:** Thank you, Hon. Jagero, but I know you are aware that you cannot amend the Motion now as I had given some advice last week about it. If you want to amend a Motion, you should bring your amendments two hours before the House commences so that we are able to assist you on how to amend. When you speak on a Motion you can't be the one who is amending. It is good to read the Standing Order to understand more. I agree with you but next time when you want to amend a Motion, you should look at Standing Orders No. 54 and 55 and you will be assisted two hours before the House begins. Hon. Kennedy Omondi Obuya.

**Hon. Kennedy Obuya:** Thank you, Madam Speaker, I rise to support the Motion. Time is very important in building any economy. As a Nation and a County, it is high time we must second the revenue enhancement plans. Traffic snarl-up begins from the CBD because of lack of parking spaces. I agree with my brother that it is important we make good use of the available spaces like the one behind the Supreme Court. It is high time our Government starts with one project. I would urge Members to support the Motion and we pass it collectively as a House. Thank you very much, Madam Speaker.

**Hon. Speaker:** Majority Whip.

**Hon. Chege Mwaura:** Madam Speaker, I rise to support the Motion and as I support it, I wish also to add few points. If you go to Sunken Park on Saturday you will find kids skating and if we put it up, I would be unhappy to see that idea becoming lost. But like I said, I am supporting but how we are going to do it will be much more important.

Madam Speaker, the issue the Hon. Member is raising is with regards to a transport crisis that we have and how we manage traffic within the CBD. I think that is a brilliant opportunity for a Committee like

Transport to capture and help the Executive to rethink and reimagine a better way of managing traffic without necessarily filling vehicles within one building.

Madam Speaker, as I continue to support I would also want to have a bit of a problem with how we want to package the Motion. Why sometimes we don't get good implementation is the imagination of a specific Motion, because if we put a Motion on specific with one parking lot or a couple of vacant plots that we are eyeing, then it doesn't capture the wholesomeness. I would rather that we even argue that every other building that is coming in town should be able to cater for its own parking slots so that if you are doing about eight floors and three of them become parking then we are not going to charge you the planning fee. That kind of thinking is what I call we are moving forward.

However, the Hon. Member is acting on an issue that is pending and what he is recommending is good and however it is a panadol. We need a better way of following it up and saying that we are going to overhaul the thinking of how we will manage transport in Nairobi.

Madam Speaker, as I finish Public Private Partnerships (PPPs) we need also to evaluate how we run our PPPs. I personally do not have a lot of times for PPPs because I think they have been skilled very unfavorably for the County. As we have a Government that is collecting a lot of revenue why don't we go ahead and budget and do that building ourselves, collect loans if we have to do a building, parking plot that we are going to get 100% revenue from it.

If we go PPP ways and then in drafting, in the fine print we will not get a few remembering how our legal office is also structured it might also lose out. May be we do a whole Building Operated Transfer (BOT) where you give us the building after 10 years. Madam Speaker, we need to capture Motions that are going to see the light of the day. We were here last time and we raised these issues, they were good proposals on non-motorized transportation and they are good.

Let us look into those things and let us note as we are doing a good thing also not to hurt anybody. If we are looking about cars, how many people drive cars in Nairobi If you see the statistic is 10% or less the majority of Nairobians are working Citizens. Those families need to come and enjoy the benefits as *Mheshimiwa* is talking about of the traditional foods and without necessarily having a family car or another vehicle that is going to be captured in some enclosed building instead of us having a situation where Members of Public can enjoy their City.

We also need to rethink about social amenities in Nairobi, however with those many backed compliments I wish to support Madam Speaker, thank you.

**Hon. Speaker:** Hon. Herman Azangu.

**Hon. Herman Azangu:** Thank you, Madam Speaker for giving me this opportunity. I stand to support the Motion because the Member who has brought this Motion has made us think wider. Members of the first Assembly didn't think about what Hon. Mbono has presented.

I want to support this Motion by giving the following input: The spaces like the one we are talking about which is next to the Supreme Court and another one which is at the Garden can really help our County by generating more revenue and also create more jobs to our youths.

People like to park cars where there is security because most times they find parts of their cars missing. This is a problem and I support the Motion, Madam Speaker. Thank you.

**Hon. Speaker:** Thank you. Hon. Anthony Kimemia, are you using someone else's microphone? It is reading Anthony Kimemia. Hon. David Ayo. I will come back to you *Mheshimiwa*. Ayo, proceed

**Hon. David Ayo:** Thank you, Madam Speaker. I rise to support the Motion. I am very sure that Hon. Pius had the need to plan for the future in mind. It is very clear that the population density of our country in the near future is going to double and then how are we going to mitigate this menace? We need to come up with a beautiful plan for our City and I believe that this is the plan that my brother had in mind. I therefore beg to support and give my input into this wonderful Motion. As we plan for this, we also need to put in mind that some of the spaces that are available within the CBD cannot be encroached. The idea is good and therefore we should check the spaces properly so that we do not encroach into our environment. For those few remarks, I beg to support

**Hon. Speaker:** Thank you.

**Hon. Member:** Thank you, Madam Speaker for the opportunity to contribute to this Motion. I have been wondering out loud. The larger population of Nairobians are not car owners and as I look at it critically, what if in the next 10 year almost 30% of the population of Nairobians will be owning cars? We all know that owning cars is associated with status and the reason as to why I am supporting this Motion as a stop gap measure is because a lot needs to be done to curb issues on parking. The planners of this City never anticipated that the population of Nairobi in the next 10 years will double by more than half. Have we ever asked ourselves where we are going to get roads and parking? Madam Speaker, for that reason I support this Motion as a stop gap measure but indeed the planners of this County and country need to do a lot. Thank you. I support.

**Hon. Speaker:** Mover.

**Hon. Pius Mbono:** Madam Speaker, I want to say thanks to my colleagues. This is because they have expanded my mind through their contributions. I have seen a very big picture towards the whole conception of this Motion and so it is now upon the Transport Committee and the Planning Committee to come up with that beautiful idea. I believe that some of the developed countries like Singapore borrowed their plan from the wonderful City of Nairobi and somewhere along the line, they overtook us. Therefore I want to thank the whole House for contributing towards this and our future generations will enjoy what we have done today. Thank you

**Hon. Speaker:** You beg to reply.

*(Question put and agreed to)*

**Hon. Speaker:** Hon. Mary, do you have something to say?

**Hon. Mary Mwami:** We do not have quorum in the House.

### ADJOURNMENT

**Hon. Speaker:** We are adjourning the House but before I do that, Members, you wake up in the morning and you are paid taxpayers money. I want you to deal with your duties before Kenyans will start dealing with them. Let us adjourn.

*(The House rose at 3:57 p.m.)*