



NAIROBI CITY COUNTY ASSEMBLY

OFFICIAL REPORT

Second County Assembly – Second Session

Wednesday 15th August, 2018

The House met at 2.30 p.m.

[Hon. Deputy Speaker (Mr. John Nyumu) in the Chair]

PRAYERS

QUORUM

Hon. Deputy Speaker: Sergeant -at -Arms, it seems as if we lack quorum. Ring the bell for 10 minutes and do not allow anybody to go out of the Chamber.

(Quorum bell rung for 10 minutes)

Thank you. Hon. Members, before we start our business, I wish to take this opportunity to welcome Hon. Members from Kakamega, West Pokot and Migori in our gallery. Let me take this opportunity to welcome you and appreciate your presence. Welcome and may God bless you.

PAPERS

Hon. Deputy Speaker: Hon. Members, according to our business today I was to give communication but I will do so after order number 7. Thank you. Report of the Select Committee of Public Accounts by Hon. Odallo?

Hon. Wilfred Odallo: Thank you Speaker. Once again I am happy to see members of my home County Migori in the House. Pursuant to Standing Order 191, I beg to lay the following paper on the Table of the Assembly today Wednesday 15th August 2018: The report of the Select Committee on Public Accounts

on the consideration of the Report of the Auditor General on the financial statement of Nairobi City County Assembly Service Board car loans for the year ended 30th 2017.

Allow me to read the second one: pursuant to Standing Order 191 (6), I beg to lay the following paper on the Table of the Assembly today Wednesday 15th August 2018: The report of the Select Committee on Public Accounts on the consideration of the Report of the Auditor General on the financial statement of Nairobi City County Assembly Service Board mortgage scheme for the year ended 30th 2017. Thank you.

(Papers laid)

Hon. Deputy Speaker: Chairperson Sectoral Committee on Public Accounts? The report of the Sectoral Committee on Culture and Community Services?

Hon. Kennedy Oyugi: Thank you Mr. Speaker on behalf of the Culture and Community Services Committee and the Chairman. Pursuant to Standing Order number 191 (6), I beg to lay the following paper on the Table of the Assembly today Wednesday 15th August 2018: The report of the Sectoral Committee on Culture and Community services workshop held on the 28th June 2018 to 1st July, 2018 at Flamingo Resort Mombasa County. Thank you.

(Paper laid)

Hon. Deputy Speaker: Transport and Public Works?

Hon. Mark Mugambi: Pursuant to Standing Order 191 (6), I beg to lay the following paper on the Table of the Assembly today Tuesday 15th August 2018: The report of the Sectoral Committee on Transport and Public works on the Committee's site inspection visit to Kwa Reuben, Mihango, Komarock and Umoja 1 wards. Thank you

(Paper laid)

NOTICES OF MOTION

Hon. Deputy Speaker: Hon. Daktari?

Hon. Wilfred Odalo: Thank you. Hon. Speaker, I beg to give notice of the following Motion; that this Assembly adopts the report of the Select committee on Public Accounts on the consideration of the Report of the Auditor General on the financial statement of Nairobi City County Assembly Service Board mortgage scheme for the year ended 30th June 2017 laid on the Table of the Assembly today Wednesday 15th August 2018. As I had indicated, they are two.

Hon. Speaker, I beg to give notice of the following Motion; that this Assembly adopts the report of the Select Committee on Public Accounts on the consideration of the Report of the Auditor General on the financial statement of Nairobi City County Assembly Service Board car loan scheme for the year ended 30th June 2017 laid on the table of the Assembly today Wednesday 15th August 2018. Thank you.

Hon. Deputy Speaker: Transport. Kindly request. Proceed.

Hon. Mark Mugambi: Thank you Mr. Speaker. I beg to give notice of the following Motion; that this Assembly adopts the Report of the Sectoral Committee on Transport and Public Works on the Committee's site inspection visit to Kwa Reuben, Mihango, Komarock and Umoja 1 Wards laid on the Table of the Assembly today Wednesday 15th August, 2018. I beg to lay. Thank you.

Hon. Deputy Speaker: Thank you.

Hon. Mark Mugambi: Sorry Mr. Speaker, I beg to give notice

STATEMENTS

STATEMENT REQUEST REGARDING OWNERSHIP STATUS OF PLOTS IN VIWANDANI WARD

Hon. Deputy Speaker: Hon. Mbithi

Hon. David Mbithi: Thank you Mr. Speaker sir. Pursuant to Standing Order 45 (2) (c), I wish to request for a statement from the Chairperson of the Sectoral Committee on Planning and Housing regarding the ownership of plots LR. No. 297752/2 and LR. No 209/7750/1 in Viwandani Ward. Hon. Speaker, the above mentioned plots are currently under private occupation and according to the County records the plots are County properties which have been leased out in unclear circumstances. Hon. Speaker, in the statement the Chairperson should inquire into and report on:

1. When the said properties in question were leased out;
2. What were the leasing terms and authorizing office; and
3. When were the said plots hived off and subdivided from the mother plot.

Hon. Speaker, I have a second statement. Pursuant to Standing Order...

Hon. Deputy Speaker: Hon. Mbithi, proceed!

Hon. David Mbithi: I have done the first Statement Hon. Speaker....

Hon. Deputy Speaker: Let us clear the first one. Chair!

Hon. David Mbithi: Committee for Planning and Housing!

Hon. Deputy Speaker: Chair!

Hon. Antony Kiragu: I would like some clarification from the Hon. Member he has already stated that the County records indicate that these are County properties. I wonder what other reports he wants if he has that information already.

Hon. Deputy Speaker: Hon. Mbithi!

Hon. David Mbithi: I would like to know under what circumstances they were issued?

Hon. Deputy Speaker: I think Hon. Kirangu you should undertake because he is requesting for a statement. How long will it take you?

Hon. Antony Kiragu: Hon. Speaker, I think we will be able to have this report on the 7th of October, 2018 because we are going on a recess until on the 25th of September, so a week after that. So two weeks.

Hon. Deputy Speaker: You can't say because you are going for a recess.

Hon. Antony Kiragu: Hon. Speaker, I request for two weeks to be able to come up with the report.

(Loud Consultation)

Hon. Deputy Speaker: Hon. Kirangu, why do you want to bring the heat in the House? I want you to say how many days you are comfortable with so that we can discuss it with Hon. Mbithi. His request is, how long will it take you, please?

Hon. Antony Kiragu: Hon. Speaker...

Hon. Deputy Speaker: Hon. Mbithi, are you happy with two weeks?

Hon. David Mbithi: I think one week could be fair because I need a piece of land where I can build an occupational centre for my people from Viwandani. So the earlier the better!

Hon. Antony Kiragu: Hon. Speaker, I will be participating in the County Sports next week and I'm the goal Keeper (*Laughter*) I will not have time to sit in this Assembly next week.

Hon. Moses Ogeto: Hon. Speaker, with due respect the Hon. Chair for Planning, if he is not serious and he does not want to respond to Hon. Mbithi's request, then let him be very clear. We don't care if he is a goalkeeper but there is a Committee in place which he should be responding too.

Hon. Speaker, let this House be taken seriously, we don't care even if you are going to Mauritius to play. Thank you Hon. Speaker.

Hon. Antony Kiragu: Hon. Speaker, we need a minimum of seven days to request an audience with the Executive. That is why I am requesting for two weeks so that I can give notice and have that meeting and give a comprehensive report. We are not just giving a report. We are going to give a comprehensive report like we have before in this House.

Hon. Deputy Speaker: Two weeks thank you. Hon. Mbithi, proceed.

STATEMENT REQUEST REGARDING MUKURU SPECIAL PLANNING AREA PROGRAMME

Hon. David Mbithi: Thank you, I will be comfortable with two weeks. Hon. Speaker, pursuant to Standing Order 45(2) (c) I wish to request for a statement from the Chairperson Sectoral Committee on Planning and Housing regarding Mukuru Special Planning Area Program.

Hon. Speaker, Mukuru area was earmarked for urban renewal facelift by previous County Government Administration under the auspices of the then administration and other stakeholders who committed to bankroll the programme. However, to date, nothing significant has been done on the ground.

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

1. Current status of Mukuru special Planning Area Programme which affects Viwandani informal settlements in Viwandani Ward;
2. Programme implementing entities other than the Nairobi City County Government and their respective interests;
3. Whether or not a public participation drive was undertaken to gather views of people likely to be affected; and
4. Provide the Assembly with the following reports touching on the programme:
 - a) Project concept note;
 - b) Cost-benefit analysis report;
 - c) Social impact report; and
 - d) Environmental Impact Assessment report.

Hon. Deputy Speaker: Hon. Kiragu again!

Hon. Antony Kiragu: Yes I request for a one month because he has requested for a very serious report that will take time to gather. I think they are four in number so I, therefore, request for thirty days.

Hon. Deputy Speaker: Hon. Mbithi, are you comfortable in one month.

Hon. David Mbithi: I'm comfortable as long as I get a very comprehensive report.

Hon. Deputy Speaker: You are comfortable with one month thank you. Hon. Wambungu!

STATEMENT REQUEST REGARDING ONGOING CONSTRUCTION ON RIPARIAN LAND ALONG
KARURA RIVER

Hon. Joseph Wambugu: Thank you Hon. Speaker, pursuant to Standing Order 45 (2) (c) I wish to request for a statement from the Chairperson of the Sectorial Committees on Planning and Housing and Environment and Natural Resources regarding the ongoing construction on riparian land along the main tributary in Karura river, in Karura Ward.

Hon. Speaker, a private developer is currently constructing a building on plot LR No.209/870/7&8 at City Park estate off Limuru road thus blocking a mainstream that sustains the Karura forest eco-system.

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

1. Who authorized the development on a riparian land;
2. Proof of documents for the approval of the development; and
3. Approval for change of user for the said land.

Thank you.

Hon. Deputy Speaker: Hon. Kirangu, I wanted some clarification. I am sure Hon. Wambugu belongs to your Committee because I can see a mix-up because as a Member of your Committee you cannot come on the floor of the House and ask the question. Can you please clarify or maybe he was removed without my knowledge.

Hon. Antony Kiragu: Hon. Speaker, I think the word is not he cannot. He can because he has done it I think the best thing is to save airtime for this by bringing the question directly to his Committee I think there is an avenue in the Standing Order.

However, we will be able in his presence as a Member of the Committee, I think we need about two weeks or three weeks maximum to get to the bottom of what he has requested so I think three weeks, is enough.

Hon. Deputy Speaker: Hon. Wambugu, are you comfortable?

Hon. Joseph Wambugu: Mr. Speaker, I am comfortable and also I think it is within this House rules and procedures that as the area MCA, I have a right to even though as a Member of the Committee and also I have my own reservations and reasons why I decided to bring it this way, rather than go directly to the Committee, Mr. Speaker.

Hon. Deputy Speaker: Hon. Wambugu, we are guided by the Standing Orders and you know that.

Hon. Joseph Wambugu: For the interest of Nairobi, Mr. Speaker.

Hon. Deputy Speaker: We are not talking about Nairobi but your Ward. You are a member of that Committee and there is a mechanism you could have used better than bring the matter to the floor of the House. Nevertheless, the Chair has undertaken and I think you are comfortable with two weeks.

(Hon. Ogeto spoke off the record)

I have ruled. The Chairman has undertaken the matter---

Hon. Moses Ogeto: We must follow the rules of this House---

(Hon. Member spoke off the record)

Hon. Deputy Speaker: Hon. Ogeto is on the floor.

Hon. Moses Ogeto: Hon. Wambugu is a Member of that Committee. The only way he can bring the same is through a public petition. With your due diligence, Hon. Speaker, let Hon. Wambugu bring it through

a public petition before the same Committee or else he excuses himself because there will be a conflict of interest.

Hon. Deputy Speaker: Exactly.

Hon. James Kiriba: Mr. Speaker sir, I believe that once a ruling has been made by the Speaker, there is no way you can take back the ruling. Guide us on this particular issue.

Hon. Antony Kiragu: I would like to request for some clarifications that he has no doubt about the capacity. If he has doubts about the capacity of the Committee or the integrity to deliver the report as it is required, it is important that we know so that we are able to move forward---

Hon. Moses Ogeto: Hon. Speaker, there will be conflict of interest in that Committee which will be against our Standing Orders.

Hon. Deputy Speaker: I had given a ruling.

COMMUNICATION FROM THE CHAIR

ONGOING SUMMONS OF MEMBERS BY THE EACC

Hon. Deputy Speaker: Hon. Members, I promised to issue a statement regarding Ethics and Anti-Corruption Commission (EACC) issue.

Hon. Members, I have the following communication to convey: As you may recall yesterday, Tuesday 14th August, 2018, the Hon. Maurice Gari, MCA, Nairobi West Ward rose on the floor of the Assembly pursuant to the provisions of Standing Order No.44 on general statements seeking direction from the Chair on the ongoing summons of the Sectoral Committee on Labour and Social welfare by the EACC.

Hon. Members, the Hon. Member in his submission, registered a concern as to why the said Committee members were subjected to external investigations instead of subjecting the Committee to the Assembly Powers and privileges Committee to examine the matter. Accordingly, you will all recall the Chair undertook to give directions on the matter before the House.

In that regard, I wish to give the following directions: Whereas the matter under investigation concerned only one member and not the whole Committee on Labour and Social Welfare as it may have been earlier perceived, Members who had been called to give statements by the EACC have been requested to do so as witnesses and not as suspects.

Secondly, Hon. Members, that matter in question, as you are all aware, is something in the public domain and with the media following the voluntary press briefing that the Member in question called for.

In view of the above, and of the foregoing, I direct as follows: Since the EACC is already investigating the matter, there is no way the Assembly can stop the investigation. Noting that both institutions are creations of the Constitution, the Commission is therefore rightful within its mandate to investigate the matter. It is so directed. Thank you, Hon. Members.

(Point of Order)

Hon. Antony Kiragu: Hon. Speaker, I think it is very clear in the County Assembly Powers and Privileges Act--

Hon. Deputy Speaker: Hon. Kiragu, with due respect, let us give the leadership chance.

Hon. Peter Imwatok: Thank you, Hon. Speaker. Let me first appreciate you for your wisdom---

Hon. Deputy Speaker: Hon. Imwatok, I had already given directions---

Hon. Peter Imwatok: I am not talking about that---

Hon. Deputy Speaker: We should not talk about it because we have other important issues to deliberate.

Hon. Peter Imwatok: Thank you, Hon. Speaker. I appreciate your wisdom especially when you sit that way, you remind me of my late father.

I have a statement that I have been waiting in this Assembly and I think it is overdue. It was about the status of the bursaries issuance. Looking at the social media currently as we are in the House, the same is circulating defaming the Hon. Members of this House that some of them are part of cartels who have used the bursary cheques to solicit for funding. I wrote that statement and the response is not yet tabled before the House. Mr. Speaker, it is high time you give directives that anything a member has asked before this House should not be discussed outside before it becomes a public document.

Therefore, I would like you to request the Chair of Education to bring the response fast enough so that we can deliberate. Out of Ksh.3.5 million that were allocated to each of the 85 Wards, which Ward received Ksh.3.5 million? Most of the Wards received less by Ksh.500, 000 or less by Ksh. 200,000 and others less by Ksh.5, 000. Personally, I received Ksh.2.755 million worth of cheques, but in the report that was brought to my office, it is written that I only owe the County Government Ksh.5, 000. The way this thing is going now, I have seen letters written to DCI and EACC. It is time this House takes a stand subject to your communication. We will not allow anyone--- we must do our job of oversight, legislation and representation without fear or intimidation.

Mr. Speaker, implore upon the Chairperson of Education to table the report on bursaries status before this Assembly. Thank you.

(Point of Order)

Hon. Antony Kiragu: Hon. Speaker, I wanted to quote the County Assembly Powers and Privileges Act. We are making a very serious omission in this Assembly by letting our Members go to the EACC. The County Assembly Powers and Privileges Act No.4 is very clear that an officer of a national security organ, in this case the EACC, may with the permission and authority of the Speaker access and conduct---

Hon. Deputy Speaker: Hon. Kiragu, I think you understood what I said and it was very clear. I made a ruling and I will not go back.

Hon. Antony Kiragu: I withdraw that, Hon. Speaker but I want us to take cue from the National Assembly. When there was a similar situation in the National Assembly about a week ago, the members were not taken to EACC.

The Speaker directed the Clerk to take evidence and all Members to appear before the Powers and Privileges Committee because that is an abuse of privileges and we are going to set a very dangerous precedent that will be used to muzzle, intimidate and cower members of this House not to be open.

I would pray that you- I don't know whether you can be able to withdraw that ruling- that it can be taken back and those files and proceedings of EACC be stopped and Members referred to the Powers and Privilege Committee, unless we are saying that the Powers and Privilege Committee that was established in this House has no capacity or is unwilling or is colluding with somebody to intimidate, to muzzle and to cower the members of this House. It will be unfair and a bad precedent on this House.

Hon Speaker I want to request that we use our internal mechanism to deal with this matter.

(Point of Order)

Hon. Naftally Mathenge: I want to assure Hon Kiragu that Powers and Privileges...

Hon. Peter Imwatok: *Mheshimiwa*, leadership is on toes! Speaker allow me to delve into this issue. I know you have wisdom and I like that. It is so humbling to see you that. Honestly speaking some of us have been in this House, this is our sixth year.

In the history of this House, for those Members who came here last year we used to sit on scrolling seats on the other hall. No any day had I ever saw a policeman walked into this Assembly when it was a hall to harass, intimidate or to issue any warrant or summon to any Member unless it is criminal matter of high degree on a particularly matter.

Speaker we are saying the Powers and privileges Act must be practical in this House. There are some busy human in existence who like to quote even a Hon. Member as they speak in this House for the outside forces. And the same outside forces can take the same quote or video recording to try to intimidate members of this House.

We are saying that Speaker's seat is a seat of wisdom that guides the Commonwealth practice of parliament. That at any given time there is no practice of parliament that allows Members of the County Assembly or National Parliament to be intimidated or put on dock based on what he has performed within precincts of the House.

Therefore Speaker we are going to take this thing seriously as leadership of the House. We are going to guard the privilege seriously. No Member at any given time will be subjected to unless we question authorities of this House. The Powers and Privilege Committee is headed by you as the Deputy and the Speaker as the Chairperson. That is the father of this House. *Bwana* Speaker I would like to put this right to every Member. As the leadership of the House if a Member receive any summon or communication prior to notification across the political divide let the leadership know so that we converge with the Speaker to handle it within the Powers and Privileges Committee first before it gets outside the Assembly.

I have also have communication that this House is a House of rules and procedures. We make rules and procedures to be followed within the House. So anyone who is inside this House must follow the procedures from the Speaker to the sweeper. Thank you.

Hon. Kennedy Obuya: Hon Speaker this is a weighty matter and as a senior member of the Powers and Privilege Committee I would request my colleagues to be a little patient with your ruling. As Powers and Privilege Committee we were not made aware of the summons from EACC. This is a matter that we heard at Plenary yesterday.

Hon. Deputy Speaker: I made a ruling and matter is overtaken by events...

(Loud consultation)

Order, order Obuya! I had made a ruling. Hon. Kiragu can you sit. Sit down. Can we go to order 7 - response to statements? Chairperson of Committee on Natural Resources.

Hon. John Muthiga: Thank you Mr. Chairman, Hon Speaker on 10th July 2018 Hon. Kennedy Oyugi MCA rose on floor of the assembly pursuant to Standing Order 45 (2)(c) and requested for a statement from the Chairperson of Sectoral Committee on Environment and Natural Resources.

The Member requested for information regarding the status of discharge of industrial effluence in the County. In the statement the Member requested that the Chairperson should inquire into and report on:

1. The number of Sunflag companies operating in the County;
2. Kind of effluent being discharged in the environment by industries in the County; and

3. The action County has taken against the companies that discharge their dangerous effluence into the sewage system without regard to the health and environmental hazards of the same.

Mr. Speaker pursuant to Sanding Order 45 (2) the Committee wrote to the County Executive Committee Member responsible for Environment, Water , Energy and Natural Resources on 11th July 2018 inviting him to a meeting of the Committee that was to be held on 17th July 2018 to deliberate on the statement.

Hon Kennedy Oyugi MCA was also invited to the meeting pursuant to Standing Order 45 (2)(e) and unfortunately the CECM was not available due to other commitments on the said date and requested the meeting to be rescheduled to 25th July 2018 which later happened.

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

1. *The number of Sunflag companies operating in the county*

Mr. Speaker Sunflag group of companies consist of 4 companies or factories. These are:

- I. Sunflag Kitui road
- II. Sunflag Pate road
- III. Supra textiles
- IV. Africa Apparels EPZ Company along Runyenjes road off Nanyuki road.

They are all involved in garment production and knitting of textiles and local export markets.

2. *The kind of effluents being discharged into the environment by the industries in the County* - Mr. Speaker, the Sunflag Group of Companies releases textile waste water that consists of washing chemicals, printing and dyeing waste water, weaving and textile cuttings. The released effluents are of high temperatures since some of the dyeing and embroidery processes requires team based stabilization. The effluent is released into the sewer lines. The companies do not have appropriate pre-treatment systems for their waste water and there have been issues with improvement orders.
3. *Action taken on non-compliant industries* - Inspection. Mr. Speaker, inspection is carried out in all industries as per the inspection schedule. Upon inspection by industrial environment management section of the environment and compliance department and upon satisfaction that an industry is non-compliant it is given orders to improve. *Enforcement* – on expiry of 14 days the factories are then forwarded to the Nairobi Water Sewerage Co. team to enforce the improvement and charge the companies in the city code. The security team issues summons and prosecutes the non-complaint industries.

Hon. Moses Ogeto: Hon. Speaker, I am on a Point of Order number 45(f) and (e). Hon. Speaker, the member of the same Committee who requested the statement before this House is present, when the same committee and the same statement is not satisfactory before this House... Because Hon. Speaker, the member I am aware is not satisfied with the statement. I wonder why the same statement should be tabled before his House. Hon. Speaker with your due diligence, Standing Order number 45(e) the member Hon. Oyugi is not satisfied with the statement.

Hon. James Kamau: I guess the said Member is in the House so maybe after I read the statement he should rise and say if he is satisfied or not. I do not think he is dumb, Mr. Speaker.

Hon. Deputy Speaker: Hon. Ogeto, I can see you there. Hon. Oyugi is here and he is the one who requested the statement. You are now harassing Hon. Oyugi. Let Hon. Kamau finish first. Hon. Ogeto, you are there and I will give you a chance to speak.

Hon. John Kamau: Mr. Speaker, we should always follow the rules of this House. I first read the statement and then the Member will say if he is satisfied or not

Hon. Deputy Speaker: Hon. Kamau, can we go to the statement. Go to the response.

Hon. John Kamau: Thank you, Mr. Speaker.

Hon. Moses Ogeto: Standing Order 45(e) is very specific saying that the Hon. Member requested for this statement should appear before the same committee and at that time is the time the member will declare...

Hon. John Kamau: Mr. Speaker, the same Member who had requested the statement has not even spoken.

Hon. Deputy Speaker: Hon. Ogeto, I think Hon. Oyugi can talk for himself. Please don't interject.

Hon. John Kamau: Mr. Speaker, I even wonder if Hon. Ogeto is the PA of Hon. Oyugi.

Hon. Deputy Speaker: Hon. Kamau, sit down. I think we go to order number 8 because we have a very important matter to be tabled before us. I will give you a chance my brother, I will still come back to you. I have not forgotten that you are around, I cannot forget. Let us go to order number 8 because there are a few things that we want to clarify.

PROCEDURAL MOTION

ALTERING THE ASSEMBLY CALENDAR AND ADJOURN TOMORROW 16TH AUGUST 2018 TO 25TH
SEPTEMBER 2018

Hon. Deputy Speaker: Leader of Majority.

Hon. James Kariuki: Mr. Speaker sir, once again I want to welcome the Hon. Members from Migori County. Welcome to Nairobi; Nairobi County Assembly is the best place to be.

Pursuant to the provisions of Standing Order number 28(2) this Assembly resolves to alter the County Assembly calendar and adjourn tomorrow, Thursday 16th August, 2018 until Tuesday 25th September, 2018. I hope everybody is aware that there are oncoming games in which the County Assemblies are attending from this date and I hope that I will be allowed to have time to attend the same. In addition to that, I also hereby request that the Members of this County Assembly who are the hosts be provided with uniforms to attend the same. I also wish my able senior Member *Bwana Whip* to support the same. Thank you.

Hon. Deputy Speaker: Hon. Anyule.

Hon. Peter Imwatok: Thank you. You are the first Speaker ever to pronounce that name powerfully as it is. Thank you Speaker. Hon. Speaker, Hon. Anyule is, on standing, the senior-most member...

Hon. Deputy Speaker: You should know the leadership of the House is on the floor. *(Laughter)*

Hon. Peter Imwatok: We are seconding the Motion, Senior Member. Mr. Speaker, they want to usurp the aroma that I have said you are the best Speaker to pronounce my name as it is. *(Laughter)*. Mr.

Speaker, allow me to join with my majority side in the proposal of this Motion and being the President of CASA in Kenya I have said that soon you will be calling me His Excellency the President of EACA, East and Central African games.

I am privileged to support this Motion and I say Hon. Members of Nairobi County it is also a privilege for us as an Assembly to host the first edition of the CASA games which is slated for... I was just talking to the SG, Secretary General of CAF which has just sent a private jet for me to fly to Kisumu tomorrow to update the Speakers, Clerks, Majority Leaders, Minority Leaders and Deputy Speakers on the progress report of the coming games. Mr. Speaker, as all the members are aware, we have visitors here hosted by the president here standing (*Laughter*) that the CASA games are being held here in Nairobi, Kasarani and at other fields across the City which promotes tourism, interaction, 24 hour economy excluding nocturnal, Mr. Speaker. (*Laughing*)

Mr. Speaker, I support this Motion fully because our teams – we have 23 disciplines – and out of the 23 disciplines we are running about 17 disciplines as Nairobi. As you are aware Nairobi is the mother of all assemblies, the National Assembly, anyone will count it as part of Nairobi County Assembly. I am happy one of my visitors walked into the gallery and said, ‘*wow, this is a capital city County Assembly*’ the way Members are seated in a dignified manner, the way the Speaker is seated respectfully. Therefore, we ought to have proper preparation of these games. In the history of KIKOSA then CASA, the first champions were Nairobi County Assembly and here we are at home, we cannot play second fiddle to any team. Mr. Speaker, I support these Members and I am aware the issues coming up, the team that participates, all of us, we have 17 disciplines, all the staff, all the Hon. Members coming tomorrow, the committees will continue as...

Hon. Peter Imwatok: ...usual from 8:30 to 12:30 but by 2 o'clock all the Hon. Members who desire to participate in every discipline will be required to register with respective team managers in the various fields that we have identified.

Secondly, I am also aware that Hon. Members were asking how comes we host these games in Nairobi. Nairobi City County Assembly has what we call Local Organizing Committee which is going to consider the welfare of all the players who will be in camp for the one week of these games. On top of that, our Speaker and the County Assembly Service Board and the administrative office has agreed that coming that week, the entire Assembly will participate in Kasarani as the host and everybody will be paid his committee allowance at Kasarani. Let us be assured that the welfare of the Members is well taken care of, especially the participants. Don't worry about what we know. The committee will consider how our teams will participate fully. I beg to support this Motion.

(Question proposed)

Hon. Deputy Speaker: Mover.

Hon. Moses Ogeto: Hon. Speaker, I was replying and you have not given me the microphone.

Hon. Deputy Speaker: Hon. Ogeto, you are a member of this County Assembly.

Hon. Moses Ogeto: Hon. Speaker, you put a question for us so that we can discuss this adjournment Motion. But if you requested otherwise, it is okay.

Hon. Deputy Speaker: Thank you. May the mover reply.

Hon. James Kariuki: Mr. Speaker sir, I have replied. Hon. Ogeto, you should remember that this is a House of rules and procedures.

(Question put and agreed to)

Hon. Deputy Speaker: Next order. Hon. Members, we go back to order no. 7. Hon. Kamau, can you proceed so that I can give Hon. Ayugi a chance?

Hon. John Kamau: I was just about to finish Mr. Speaker.

Hon. Deputy Speaker: You already finished?

Hon. John Kamau: On my last paragraph.

Hon. Deputy Speaker: Can you conclude so that we give him a chance?

Hon. John Kamau: Mr. Speaker, the environment and natural resources subsector is liaising with other relevant sectors including water and sewerage to ensure that action is taken against those industries that are non-compliant and adherence on set conditions and regularly monitoring. Mr. Speaker, a copy of detailed response has been given to Hon. Kennedy Oyugi, MCA and further copies is hereby attached to this report. Mr. Speaker, I beg to lay the response. Thank you.

Hon. Deputy Speaker: Hon. Ayugi, you now have a chance.

Hon. Kennedy Oyugi: Thank you Mr. Speaker. Indeed, I was invited by the Chairman to their committee where they had a chat with the CECM. Before I go to that, Hon. Ogeto who was talking on my behalf had all the right bearing in mind that he is my Whip. So, I had already told him that I was not contented with the answer. That notwithstanding, I spoke with the Chairman about my reservations over the answers. If you look at question 4 that asks on actions the county has taken against the companies that discharge their dangerous effluent into the sewerage system without regard to the health on environment and hazards of the same, look at the answer. I believe you have a copy. Without much ado, I would request the Chairman and the entire team that we give them more time for a more comprehensive answer.

Hon. Deputy Speaker: Hon. Kamau, I don't think there is a tag of war. Hon. Oyugi is not satisfied. Let us give you enough time so that Hon. Oyugi may get a comprehensive answer. We don't want stories. How long do you need to answer Hon. Oyugi's queries? Hon. Oyugi are you comfortable with two weeks?

Hon. Kennedy Oyugi: I am comfortable even if he suggests one month.

Hon. Deputy Speaker: Thank you. Hon. Chege.

Hon. Waithera Chege: Thank you Mr. Speaker. I am on Standing Order no. 36. Mr. Speaker sir, there is no quorum in the House.

Hon. Deputy Speaker: Serjeant-at-Arms, ring the bell for ten minutes.

(Quorum bell was rang)

ADJOURNMENT

Hon. Deputy Speaker: Hon. Members, due to lack of quorum, I adjourn the session for today until tomorrow 2:30 p.m. The House Business Committee to meet immediately after this. Thank you.

(The House rose at 3:50 p.m.)

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