



## NAIROBI CITY COUNTY ASSEMBLY

### OFFICIAL REPORT

#### Second County Assembly – Second Session

Tuesday 5<sup>th</sup> June, 2018

The House met at 2.30 p.m.

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

#### COMMUNICATION FROM THE CHAIR

**Hon. Speaker:** Hon. Members I have the following communication to make: I welcome you back from the recess and it is my sincere hope you had a wonderful and fruitful recess. As we commence the second part of the second session of the second Assembly I wish to remind you of the business before us. Firstly, we are currently in the budget making period which will culminate in the Assembly consideration for approval of the estimates for the financial year 2018/2019. The estimates were tabled and forwarded to committees; we await the report of the Budget and Appropriation Committee on the same.

Hon. Members the Chairpersons and the Budget Committee have come out strongly to dispense with the process and deliver firmly on that specific Assembly mandate. Other than the budget process we will also be considering all the pending business, this includes Motions, Statements, Bills and Petitions. Committees with pending reports both for statements and other reports are advised to move with speed to expedite conclusion of the same. Hon. Members as we resume our sittings, it is my hope that we will continue working with diligence so far exhibited in executing our collective mandate. Once again I want to welcome you back from your break, *karibuni sana*.

**NOTICE OF MOTION OF ADJOURNMENT**

## ISSUANCE OF BURSARIES TO NEEDY STUDENTS

**Hon. Peter Imwatok:** Madam Speaker thank you. Allow me to welcome you too back to the new session of the Assembly after recess for one month, and all the Hon. Members across the political divide and more so to welcome the entire Nairobi to see and watch how their leaders are going to perform this next session. Allow me to table a Motion of adjournment on definite matters of County importance pursuant to Standing Order 34.

Hon Speaker I beg to give notice of the following Motion; Aware that issuance of bursaries to needy students across the County remains one of the County's most outstanding contribution to the welfare of the needy; Noting that the timely disbursement of the funds has helped keep such needy students in schools and facilitate their smooth learning; recognizing that the Assembly has constantly allocated funds for bursaries each financial year to assist needy students with higher education; deeply concerned that the money for the noble cause has been constantly disbursed, following outcry and consistent follow up by Members of this August House despite having made provisions in the budget including the said monies remaining undisbursed to date even after commitments were made by the relevant County department; Regretting that the delay had deeply affected the beneficiaries of these bursaries who had hoped to benefit from said monies but remain out of school for lack of fees.

This Assembly adjourns pursuant to Standing Order 34 in order to discuss persistent delays in the disbursement of bursaries despite repeated commitment by the County Executive as a definite matter of urgent importance.

**Hon. Speaker:** Minority Whip I agree to give you a chance at the right time when we have dispensed all the business.

**STATEMENTS**

## NAIROBI URBAN REGENERATION INITIATIVE

**Hon. Chege Mwaura:** Madam Speaker I rise and first of all to welcome you and my colleagues back in this very short one month session before we go for long recess and I urge that we try and maximize these couple of weeks before the long recess. I rise pursuant to Standing Order 45 (2) (c) and I wish to request for a statement for Chairperson on Sectorial Committee of Planning and Housing regarding Nairobi Urban Renewal Initiative launched by former Governor of Nairobi.

The first phase of the project was to result in new housing units built in open spaces in estates within Ngara, Pangani, Jevanjee, Uhuru and Woodley. In the statement the Chairperson should inquire into and report on:

1. Current status of the project especially in New Ngara, Jevanjee, Pangani;
2. Measures taken to bring on board residents potentially to be affected by the project and if any tabled report of public participation;
3. The implementation plan of the project i.e. when the project will commence and the expected completion date;

4. Measures put in place to ensure the wellbeing of the residents to be affected by the project especially the provision of alternative accommodation and priority for occupation of new housing units; and
5. When the County Executive intends to forward the plans to the Assembly for approval pursuant to Article 185 of the Constitution section 8 of the County government Act 2012 and other enabling laws.

Madam Speaker much as I agree that the Committee on Housing is well placed to handle the matter I believe and would want to look at it more deeply because one housing issue is part of the Big Four agenda and there were some substantial work that was done in the last regime in terms of taking that discussion forward.

The way things appear is like they are not very clear to the residents and more importantly to this House when it comes to the way the projects have been organized and how they are going to be implemented.

Being a senior member in this House I would be very reluctant to join the list of colleagues who wait for 3 weeks, 4 weeks and we do not get requisite answers. I wish we find a way; maybe if a task force or an ad hoc committee that will look into the issue deeply because if we inject over 10000 units for low cost housing, it will be good trajectory to the Big Four agenda.

Madam Speaker I seek your indulgence on issues of public participation how do we bring it back on board for the issue to start moving. It is a political issue. If that project does not take place this year it will be overtaken by political events. It will be very difficult to ground break in 2020. It is something that has potential to kick some of us out of our seats if we do not take it seriously. Much as the statement has been directed to the Committee I would seek that noting we only have three weeks before the end of this session I would plead that we find a way to deal with it because I know my counterpart has also brought issue of bursary and we were given benefit of doubt and we were be given assurances here that they are going to move but they don't and they make us look a bit bad. So, I would wish you give direction on how we move on with this question. Thank you madam Speaker.

**Hon. Speaker:** Thank you whip. You realize I gave you time because I knew the issue is bigger; it is on agenda four and as much as I am giving the Chair to stand and tell us if it will be two weeks or how many weeks, I think it is important for both sides and leadership to sit down and come up with a few names for the ad hoc committee that can guide the process of agenda four so that we are able to discuss it in this House; to know where for example if you are talking about housing we should know where the land is. So that it becomes clearer that we are supporting the President on the agenda but how? It is the Assembly that needs to approve. We need that committee to engage in that. I leave it for the both sides-the Majority and Minority- to sit down and propose to the House.

The Chair of Planning? A member of that Committee?

**Hon. Peter Imwatok:** Madam Speaker I share the same predicament with the majority counterpart subject to your directives. I think you should be firm on this and make a declaration that we constitute an ad hoc committee and we resolve we are behind the four agendas of the National Government of H. E the President. It will be very important in these three weeks if we can constitute an ad hoc committee immediately

that should also shield the committee's time of going to seek for other answers so that it can just look for any relevant information you need that can be tabled before that ad hoc committee. The ad hoc committee can table before this House and from there we can adopt what the ad hoc will table before this House other than taking the committee again back to the ad hoc committee. Time will be wasted and we are in the rush. Just as the President is in the rush to sort out the mess in this country we should also support him and that is what we can do. I support the ad hoc committee than to be taken to the committee first.

**Hon. Speaker:** Chair, Planning. There is a statement sought by the Majority Whip. I just wanted to give you time so that you can tell us whether you're able to get the answers within a week, a few days or...

**Hon. Anthony Kiragu:** Thank you Madam Speaker. I have looked at the question and I think two weeks will do.

**Hon. Speaker:** But in the meantime we follow up with the proposals we have put on the Table. Whip?

**Hon. Chege Mwaure:** We will be constituting the small ad hoc committee with the directions of my counterpart. Of course the chair of Planning will definitely be a member so that we have a smaller and leaner team that can also look into the fears of residents, where is the County government with regards to the proposal and the projects that had already been committed to developers. Why have they not gone to the side so that again they can come so that when we now come up with a report that is comprehensive and something that can give us a guidance. You can widen the scope with your good office so that we don't limit to the five questions that I had asked because I also want to mention that Woodley estate is part of it and also Uhuru. Actually it is broader. We will constitute and forward the names.

Hon. Speaker: Thank you. Next order?

## MOTION

### ACCESS TO BASIC HEALTHCARE FOR THE COUNTY'S UNINSURED LOW INCOME RESIDENTS

**Hon. Speaker:** Is Hon. Silas Matara in?

**Hon. Silas Matara:** Thank you madam Speaker. First I would like to welcome the blessed members of this House and I hope they had peaceful moments out there and successful engagement during the recess that we have just come from.

I would like to move a Motion: THAT aware that access to quality healthcare is constitutional right, however millions of Nairobi residents still cannot afford to pay for health services for public or private clinics; Further aware that even with public health insurance available since 1966 only 20% of Kenyans have access to some sort of medical cover and thus access to basic health care in Nairobi is still a challenge to majority poor and increasingly the low income earners who struggle to make end meets face the demand of high cost of living; Observing that there are considerable differences in the distribution of health outcomes, health determinants and resources across the counties in Kenya, Nairobi being one of them, hence innovative ways have to be found to fill this gap bearing in mind that counties such as Makeni have successfully put in place mechanism to protect the most vulnerable and provide vulnerable access to basic healthcare for all; Recognizing that the healthcare inequalities have significant social and economic costs to the extent that they limit people's ability to realize their full potential in terms of participating effectively in community, social

and political life this Assembly urges the County Executive to explore mechanisms for the establishment of County public health insurance policy targeted and protecting the most vulnerable and ensuring the access to basic healthcare for the County's uninsured low income residents.

Hon. Speaker we are living in times of hardship left right and center. Nairobians are suffering, families lack the basic needs. Madam Speaker you and fellow Members believe that everyone is alive of state of our economy especially we have come from a long electioneering period which has really affected the economy of Kenya and other social economy ills like corruption and loss of jobs.

Due to slowdown experienced as a result of the above mentioned ills even the economic projects which provide temporary source of income have become scarce. Also due to breakdown of infrastructure like the sewer system and garbage that was in Nairobi long time ago which we thank the Governor because he is working hard to ensure Nairobi is clean and greener. The sewer system and broken infrastructure expose Nairobians to health hazards, communal diseases. Most of my colleagues here spent a significant share of their salary paying for hospitals bills for their constituents. We have vulnerable members and families in our respective communities who even putting food on table is enormous task. It is for this reason that I urge the County government through the health sector to look into this matter and come up with structures and programmes which include but not limited to making budgetary provision for basic insurance payments like NHIF for a given number of uninsured especially the vulnerable members of our respective community.

Madam Speaker we must also appreciate our Governor and by extension the National Government led by President Uhuru for the zeal and hard work toward revamping and equipping of our County hospitals and the health centers. From this the County will be able, if the programme is successfully implemented to increase revenue from customers within Nairobi.

By the end of the day we also urge Nairobians who will be enlisted to procure services from County hospitals and facilities. Madam Speaker, through the Nairobi Regeneration programme we hope the problems we are experiencing like exposure to sewers and garbage are going to be minimal. Through the programme, the patients will be urged to get services from the County hospitals hence increasing the revenue which will be a benefit of the County. For all that I would like Hon. Obuya to support.

**Hon. Kennedy Obuya:** Thank you Hon. Madam Speaker and good afternoon. I rise to second the Motion: THAT aware that access to quality healthcare is constitutional right, however millions of Nairobi residents still cannot afford to pay for health services for public or private clinics. Further aware that even with public health insurance available since 1966 only 20% of Kenyans have access to some sort of medical cover and thus access to basic health care in Nairobi is still a challenge to majority poor and increasingly the low income earners who struggle to make ends meet face the demand of high cost of living; observing that there are considerable differences in the distribution of health outcomes...

Madam Speaker I need protection from minority and majority (*Laughter*). Thank you madam Speaker! Observing that there are considerable differences in the distribution of health outcomes, health determinants and resources across the counties in Kenya, Nairobi being one of them, hence innovative ways have to be found to fill this gap bearing in mind that counties such as Makueni... Makueni County! Hon. Members it is interesting Nairobi being the capital city of eastern and central Sahara Africa, I feel kind of insulted as a resident and leader that Nairobi is not at par with Makueni County.

Hon. Speaker, successfully put in place mechanism to protect the most vulnerable and provide vulnerable access to basic healthcare for all. Recognizing that the healthcare inequalities have significant social and economic costs to the extent that they limit people's ability to realize their full potential in terms of participating effectively in community, social and political life this Assembly urges the County Executive to explore mechanisms for the establishment of County public health insurance policy targeted at protecting the most vulnerable and ensuring the access to basic healthcare for the County's uninsured low income residents.

Madam Speaker as an elected MCA of Imara Daima which has got a population of around 137,000 of which 61% comes from urban slum I feel challenged when I get approached by residents every now and then for assistance on hospital and other medical bills. I urge Hon. Members and also your guidance as we push for this to pass and as a member of this Assembly we normally get deductions on our payslips and pay for NHIF which has never been remitted to NHIF. It is regrettable that I approached a health facility and our NHIF does not reflect. I also urge and need your guidance as this is an insult to Hon. Members and to the institution. I therefore beg to second the Motion, thank you.

*(Question proposed)*

**Hon. Speaker:** Chair Health

**Hon. Peter Warutere:** Thank you Madam Speaker for catching my eye. I rise in support of the Bill. As a department we have been working on a similar Bill but the Motion at hand has come at the right time. I believe that as a department we are up to the task in building bridges and we need to go to the next level. We need to make sure that health is affordable particularly to those who cannot afford to go to Nairobi hospital, Karen and other major hospitals. As a County we have an obligation to the tax payers who are the people who pay the same taxes and because of their inability. History will judge us right if we rise as a community in support of this critical Bill and therefore I agree with Hon. Silas Matara that this is the right time for this Bill. We will give our bit and we expect that in the fullness of time this particular Motion will see the light of day. Thank you Madam Speaker.

**Hon. Speaker:** Hon. Jagero

**Hon. Millicent Jagero:** Thank you Madam Speaker. I rise to support the Motion keeping in mind that public health focuses on improving human health from the population perspective. You find that most of the health facilities run under the County are in a dilapidated state and are also understaffed. If hospitals can be improved and staffs increased then we can be able to have accessible healthcare for all because our population as is, is more compared to the nurses and doctors assigned to those particular hospitals. Again, the clinical medicines focuses on individuals and you find that most health centers do not have medication and if provided for, the health facilities give them at a small fee or are referred to hospitals and clinics erected outside the facilities. If the County Government can reciprocate what NHIF did on the *linda mama* initiative on expectant mothers package for all then they can copy that so that it be affordable to all. You find that most of the health facilities do not accept NHIF because it is free but if you go to a national or referral hospital then they are charged and a *kawaida mwananchi* cannot afford to pay that Ksh. 160. If we can come up with an initiative like that of *linda mama* of paying Ksh. 20 per week or however your pocket allows you, it will be good and accessible to all and we shall be at par with Makueni County. I rise to support the Motion.



**Hon. Speaker:** Patrick Musili.

**Hon. Peter Imwatok:** Madam Speaker, it is this card. The Clerk assured me that by tomorrow I will have a card.

**Hon. Speaker:** You need to have a card.

**Hon. Peter Imwatok:** He has assured me of that. He is back and the Legal Council is aware of the same. Madam Speaker, this Motion has come at the right time. I must congratulate *Mheshimiwa* Matara as a first time MCA has really thought out of the box. Thank you so much. Understanding where you come from and where I do, social aspect is key to all of us. Madam Speaker, I am perturbed especially when we are talking on an issue of importance of health and the Chair walks out casually. That shows how much people do not take responsibility bestowed upon them with the standard that it deserves. That is how failure originates. If the head rots then the tail definitely rots therefore the health sector is in jeopardy because the Chair leading this sector is a (inaudible).

**Hon. Speaker:** Yes

**Hon. Peter Imwatok:** Madam Speaker, let me come back to the Motion. We are speaking about---

**Hon. Speaker:** Order! Order!

**Hon. Mwaura Chege:** Point of Order.

**Hon. Peter Imwatok:** I withdraw Majority Whip. Kindly have a seat.

**Hon. Chege Mwaura:** Point of order Madam Speaker. As I rise, I wish to say that I would be the last person to discourage a Member from contributing. I just wanted to remind my good colleague and I know he knows that an Honorable Member cannot walk out casually. He has just gone out to consult and he should be coming back. I am happy that he has withdrawn. Thank you.

**Hon. Peter Imwatok:** Thank you Majority Whip. I respect you and remember when we used to sit by the pool side of Chester house and would call ourselves *judycode*. Now we are *shika mkono* handshake. Madam Speaker, what I was driving at is very clear. This is one of the biggest agenda's for the President of the Republic of Kenya whom I fondly love for the last two weeks for the vigor and power he's impacted on his seat. When we talk about healthcare, I sympathize with our County. To get an NHIF card you have to pay Ksh. 500 and that is why when I saw the Chair walk out I felt pity. We have 85 Wards in this County and the vulnerable, old and orphans cannot afford this amount. We have to be very serious when passing these Motions so that they do not go on a shelf. We need to make a decision as an Assembly that we want to see a pilot project in 85 Wards whereby the County Government allocates a figure such that every elected Member of the County Assembly with the County Administrators can identify 1000 vulnerable people within the Wards. With all due respect to the Government side Madam Speaker, we must be ready to give services to our people and that is why I said that to date, the vulnerable society in our County are not aware that we have a Government or not. I am happy that the current Governor of the City came into the seat on a social economic uplifting of the people of Nairobi. I therefore propose upon passing this Motion that the Chair can take this Motion seriously and allocate on its committee a fund or vote for that.

I am happy that His Excellency the President Uhuru Mwigai Kenyatta said that he has done pilot projects to about 23 counties of 10,000 people. Nowadays I am very keen to what he says. When he talks on corruption, healthcare, housing I am with him. We are going to ensure that the President and His

Excellency Raila Amollo Odinga deliver the four big agenda to the republic of Kenya. Therefore Chair, we want to take this Motion seriously and note that we need the allocation to jumpstart this project come the next financial year. Thank you. Next time do not walk out when we are talking about very important issues of the County.

**Hon. Speaker:** Order Minority Whip! You cannot order a Honorable Member from the other side. Minority Leader.

**Hon. Elias Okumu:** May I---

**Hon. Speaker:** Of course.

**Hon. Elias Okumu:** Maybe it was by coincidence. I want to correct the Chief Whip by saying that the rot started from the head coming down to the feet and so when the Chairman of the Health Committee arms himself to be the Governor's spokesman then that is where the rain started beating us.

**Hon. Speaker:** Order!

**Hon. Elias Okumu:** I am not asking you to answer what I have said.

**Hon. Speaker:** Order Minority Leader!

**Hon. Elias Okumu:** You walked out but it's good that you have come back. You are forgiven. Madam Speaker, I don't think that you should allow him to talk. We all know bulldozer.

**Hon. Speaker:** Withdraw the term bulldozer. I don't see any bulldozer here.

**Hon. Elias Okumu:** Madam Speaker, I withdraw. Since we are in agreement with the Motion just call the mover to reply.

**Hon. Speaker:** Okay. Hon. Mary Ariviza.

**Hon. Mary Ariviza:** Thank you Madam Speaker. As a citizen of Nairobi having been brought up here, I must say that this is not a new thing. We used to have dispensing dispensaries in Westland's and Dagoreti Corner and they were always staffed with medicine, well qualified doctors and nurses and those of us who could not afford the big hospitals were taken care of. I stand here to support this great Motion because it will go a long way to helping Nairobians. Those dispensaries also gave first aid when someone from Westlands fell ill, they would not be rushed to Kenyatta but straight to the nearest dispensary. So I stand to support that Motion and in doing so, we should not only look at the vulnerable but ensure that these dispensaries are well equipped and anyone can visit when they need treatment. We may find it hard trying to define the vulnerable people and even amongst us here. Also, some of the dispensaries have been grabbed and we need to know how the County Government can reclaim them so that they can serve the various estates. Thank you.

**Hon. Speaker:** Mover.

**Hon. Silas Matara:** Thank you Madam Speaker. I would like to extend my heartfelt gratitude to the Members for their insightful engagement and for extending a helping hand to the great Nairobians. I wish to tell Hon. Mary that the fear that she has on the process having vested interests has been noted and that at if the Executive heeds to our plea then we will take part in formulating the same. And it is going to be a free and fair one encompassing those who are needy. Like I said, we thank the Governor for the programmes of revamping the hospitals so that the pool of customers we are going to create are going to get better services. With that, I beg to reply. Thank you.



*(Question put and agreed to)*

**Hon. Speaker:** Next order. Minority

### MOTION

#### ISSUANCE OF BURSARIES TO NEEDY STUDENTS

**Hon. Peter Imwatok:** Thank you Madam Speaker for allowing this Motion. Allow me to read adjournment of indefinite matters of County importance pursuant to Standing Order number 34. Hon. Speaker, I beg to give notice of the following Motion: THAT aware that issuance of bursaries to needy students across the County remains one of the Counties most outstanding contributions to the welfare of the needy; Noting that the timely disbursement of the funds has helped keep such needy students in school and facilitate their smooth learning; Recognizing that the Assembly has constantly allocated funds for bursaries each financial to assist needy students with high school education; Deeply concerned that the monies meant for the noble cost have constantly been disbursed late following the outcry and consistent follow up by Members of this August House despite having made such provisions in the budget including the said monies remaining undisbursed to date even after commitments were made by the relevant County department; Regretting that this delay has greatly affected the beneficiary of the said bursary who had hoped to benefit from the said monies but remain out of school for lack of fees. This Assembly adjourns pursuant to Standing Order number 34 to discuss the persistent delays in the disbursement of bursaries despite repeated commitment from the County Executive as a definite matter of urgent County importance.

Madam Speaker, this is a very important Motion not only to us as Members of the County Assembly of Nairobi or our political affiliations. This is a Motion that invokes the welfare of a generation to come. As I have always said before this House, once upon a time, I used to be a watchman for those who do not know. I also used to be an oil collector and Councilor Omollo decided that I should get a bursary and go to school. My dad was a forklift driver with the Kenya Railways and his earning as then was Ksh. 6,300 and the fact that I was coming from a polygamous home I could afford to pay for my secondary fees completely. Therefore Madam Speaker, the reason as to why we want to adjourn this session is to give another kid a chance to come and be part of this House someday. It is also an opportunity to give a kid whose father is a chang'aa brewer in Dandora a chance to go to school. It has come to our notice as a House that it is the first time in the history of this County Government that since we gave the bursary forms more than six months ago the vulnerable kids in the society are still at home because this is all the hope they had. For example in my Ward, there are kids who are orphans that we have been paying school fees for from form one to form 4. As I said, I am a second time MCA and I am on record for enabling kids go to school from form 1 to form 4. I wish to extend my gratitude to the Chairperson of the Education Committee Hon. Millicent. Despite her condition, she has worked tirelessly to advance the course---

**Hon. Speaker:** Order!

**Hon. Peter Imwatok:** It is a natural condition.

*(Laughter)*

**Hon. Speaker:** Order!

**Hon. Peter Imwatok:** Madam Speaker, let me say that it is a blessing. She has been walking up and down updating Members on the status of the bursaries. We are also aware that a month before we went on recess, the Majority Leader if this House spoke vehemently and said that I the next five days bursaries would be disbursed. As we are talking Madam Speaker, it is shocking that while on recess, a lot of information filtered I that the bursary money was disbursed from the COB and unfortunately the money ended up to an account called Maryland which is not a County bursary account. It is very important for us as a House to be devoid of any political alienation. This is about Nairobi and questions must be asked. Kids in Kaloleni, Mbotela, Githurai, Roysambu want bursaries. Maryland account is in Australia and I wonder how that money ended up in that account. If it is true then we must ask questions because our kids, mothers, fathers and voters need to know. Just as the Majority Leader spoke as the Speaker welcomed us back to the Assembly that some of us have not gone back to the Wards because people are asking for bursaries. We are on recess but we are hiding from the Wards. I go to my Ward and everyone is asking for bursaries. It is very important for this County to show commitment that this is the only incentive that the poor person from Makongeni Kaloleni Mbotela can get from the County Government courtesy of their revenue. Therefore Madam Speaker I want to invite *Mheshimiwa* Gari to second the Motion. Karibu.

**Hon. Speaker:** Hon. Maurice.

**Hon. Maurice Gari:** Thank you Madam Speaker and welcome back from the recess. I can see that you are glowing. I rise to second this Motion. As you are aware, this issue on bursary is the bone of contention. Some of us used to give them out frequently when we were elected for the first time during Kidero's Government and there was no delay. I do not know the culture that has come to this Assembly. I have been following up on this issue and I even went with the Chair of Education to the bank and we asked the manager questions and what we came to learn is that people are trading with this money before it goes to the bursary account. I requested that they print for us a document showing how the monies had been transferred and they refused. They only told us that they will give that information to the Chair and upto now we have not received any communication.

We are still perturbed if that money is in that account. Madam Speaker, and this should be a warning, however much we have shaken hands and now it is a hug with the Government, we will not stop pointing where the problems are. Madam Speaker, the Chair and the people of the ruling coalition, Jubilee, must come up and they must be steady.

Things are stuck in this City, Madam Speaker, however much we are supporting you we must also point out where the problems are. Madam Speaker, it will reach a time when we will have the two leaderships of the House to form a Committee for bursaries so that the Education Department can be relieved.

Madam Speaker, to type a cheque the bank makes errors I have seen the Chair sent some photos here and there is an error of printing from the bank. I do not know how we will rectify the error. Madam Speaker, before I sit down, Chair, Education, there is no condition that can hamper your work unless you are sick and that one we can relieve you and if we relieve you there is your Vice Chair. Madam Speaker, if we go on with this trend of the Chairlady of Education, we need to ask you a question, there is nowhere you can

run to and we cannot go to the Governor, it is you to go to the Governor and the Executive so that we can have our answers. So, if you think you are tired...

**Hon. Speaker:** Your time is up.

**Hon. Maurice Gari:** I beg to second.

**Hon. Speaker:** I will propose the question.

*(Question proposed)*

**Hon. Speaker:** Hon. Jerimiah Themendu, Kayole Central.

**Hon. Jeremiah Themendu:** Thank you, Madam Speaker. I rise to support the Motion because I am also very much perturbed by the issue of this bursary. When you were campaigning, Madam Speaker, I think each and every Member here campaigned on the platform of the education bursary and as per now so many students are at home waiting for this bursary and I don't think you can go and tell people outside there that you are building roads, you are doing whatever, you are giving them water, you are planting trees, you are beautifying Nairobi and their children are at home and we are doing nothing. We were campaigning to those voters telling them that when we were in the County leadership we would make sure that the bursaries would take two or three weeks to disburse. We were campaigning and telling people that at the time of Governor Kidero bursaries were being delayed.

I remember last time that the former Governor gave bursaries, I think it was the third term and the bursaries were not given until now, the cheques are still there in the Finance Department. Now, the question I am asking is how can you go and print cheques in the bank and you have the personnel employed and paid by the County of Nairobi? That is dangerous and very shameful for this County of Nairobi and even now we cannot face our voters in our Wards. How can you go and explain and you gave those bursaries the end of December and we are saying that we are collecting more money than before and now we cannot even afford to pay bursaries.

That is very sad and I cannot even talk anymore, let me sit down, Madam Speaker, and keep quiet.

**Hon. Speaker:** Chair, Hon. Millicent.

**Hon. Millicent Mugadi:** Thank you, Madam Speaker. I beg to address the House when I am sitting down.

**Hon. Speaker:** Proceed.

**Hon. Millicent Mugadi:** I think I will explain to the House that I am a bit full and tired.

**Hon. Speaker:** Proceed.

**Hon. Millicent Mugadi:** Before this House massacres me, Madam Speaker, I take the responsibility as the Chairperson of Education and we have been having a problem with the release of funds from the Controller of Budget to the County to the bank. I would like to say that most of the problem has been on our side in terms of the data that we have been giving to the bank considering that the bank does not work the way the County works. That is why there was a bit of delay in the transfer of the County Funds to the Maryland account.

However, Madam Speaker, as we are speaking we have received a bunch of cheques and they are in the bank being typed. We really tried our best, we are working overnight together with the bank, I have gone the extra mile, I have been having sleepless nights trying to follow up because as you understand Madam Speaker, the Executive side is so digital and we are analogue so when we are trying to match it with the digital side of the bank... *(Loud consultations)*

**Hon. Millicent Mugadi:** It is my time to talk. You said I am special, why don't you just let me speak?

**Hon. Speaker:** Order, Chair.

**Hon. Millicent Mugadi:** With my special condition can I just talk?

**Hon. Speaker:** Order, Chair.

**Hon. Millicent Mugadi:** Yes. Madam Speaker, so the cheques are being typed, we have received our second bunch of bursaries and...

**Hon. Francis Ngesa:** On a Point of Order, Madam Speaker. We do not want stories from the Chair of Education, we want to know when we will get the cheques, when and how many? We are used to that dancing, Madam Speaker. We want to know exactly how many cheques they are printing and when we are getting the full...

**Hon. Millicent Mugadi:** By Friday all of you will get your cheques.

**Hon. Speaker:** Hon. Ngesa, Order! Chair?

**Hon. Millicent Mugadi:** Yes.

**Hon. Speaker:** Kindly, do not provoke the House with a condition.

**Hon. Millicent Mugadi:** It is them who are saying it, Madam Speaker. They have noticed something that I have not noticed.

**Hon. Speaker:** Order, Chair!

**Hon. Millicent Mugadi:** They are the ones saying that I have a condition, which condition?

**Hon. Member:** Madam Speaker, she is the one who said that.

**Hon. Millicent Mugadi:** Which condition? I want to know which condition? *(Loud consultations)*

**Hon. Speaker:** Order! The Chair is on her feet.

**Hon. Millicent Mugadi:** Is it wrong to get fat?

**Hon. Speaker:** Chair, I want you to listen. Hon. Ngesa, I am on the floor. Now, Chair, you have no condition and from now onwards so that I do not use a language that is not right for the House. You are blessed by God and every woman including myself has been blessed and you cannot carry that to ignore your duties. It is a non-issue and I should never again hear that in the House, it is a non-issue. So, every member, for us women, we know that we do our work, when God blesses us we do it for 9 months. It is a non-issue so let us not make it an issue here.

So, we proceed and while I am still on my feet I want you to substantiate that the Minority Leader brought to this House about a Maryland account. I think we need to throw that out of our HANSARD so I want to understand. If there was no account that was given money we need to remove that, it is wrong when we do not have exact reports that are accurate on that. So, Chair, I want...

**Hon. Speaker:** Order! I have not given you any permission. Let us respect the House, this House is an electronic House it is not a shouting House. You just touch the button and I will give you the chance to speak. Minority Whip, you brought this and you will follow the orders of the House.

**Hon. Peter Imwatok:** I want to hear the Chair, you have finished. I would have asked you that time. She is the Chair, she knows how the money entered the account, and she knows how they are printing the accounts. She is the one to substantiate. Chair proceed.

**Hon. Millicent Mugadi:** As I said earlier, we have been having issues with how we were getting our money from the Controller of Budget to the bank and it has been a process whereby money has been transferred to the wrong County account named differently. It is not that the Maryland account is not a County account, it is a County account that receives money but not specifically for bursary and it was a typo of one letter that made the money be transferred to the wrong account which at the end of the day we managed to retrieve the money.

The money is at the bank in the bursary account and at the moment we are printing the cheques. We have received the second bunch of our bursaries today and by Friday the bank will have finished typing the cheques. Most of the problems are coming from our side and it is from the Secretaries, the Members... *(Loud consultations)* No, let me finish Members. Can I finish? The data that we are giving the bank is wrong because... *(Loud consultations)* Members, let me finish!

**Hon. Maurice Gari:** Point of Order...

**Hon. Speaker:** Hon. Chair, kindly when someone stands on a Point of Order, you just keep quiet and listen to that Point of Order and you act on it. You can finish as you say but follow the rules of the House. When a member is on a Point of Order we have to give the Point of Order and then you proceed.

**Hon. Maurice Gari:** Madam Speaker, it is in a good mood of this House that one Chairperson is invoking always that it is our mistake. Madam Speaker, I want you to commit to this House and tell us, when did we commit this mistake as a House for the processing of the cheques? Madam Speaker, we must be very clear, she cannot say that it is a mistake from our side. Let her be clear and even if you gave her a chance to sit down she is not disabled.

**Hon. Speaker:** Order, Hon. Member that is none of your business. Chair, can you finalize.

**Hon. Millicent Mugadi:** Thank you for reminding me that I am not disabled. Madam Speaker, I would like to explain this to the Members. The bank is printing the cheques on a different system from the County system and it is the data that we are giving them that is being fed into the bank system and if your secretary typed wrong names, addresses or names of schools they have to correct it. I have said that our sector of education is so analogue so we are trying to mix it with the digital system that is way ahead of us. So, that is why we have had bank secretaries to come and help us. *(Loud consultations)*

**Hon. Speaker:** Order Members! Can she explain first?

**Hon. Millicent Mugadi:** Members, we have had... Madam Speaker, can they let me finish?

**Hon. Speaker:** Order Maurice, Order Hon. Gari. Chair, are you telling this House that the bank is printing the names and there are mistakes on these names. So, are you calling back the Members or how is the bank rectifying this mistake, are they calling the Members or what is happening?

**Hon. Millicent Mugadi:** Madam Speaker, thank you for that question. We had to be given secretaries who were to come and help our Education Department in the typing because the people we gave to type do not know how to type and they were typing with a lot of errors that were... *(Loud consultations)*

**Hon. Speaker:** Order Members! Hon. Ngesa sit down. I said this is an electronic House but at the same time you want information. Now, we cannot have information when we are having a match and we are not having answers. If you knew she was lying then we do not even have to have this debate because what we want is information to help us to get the bursaries because this House promised in 5 days we would have finished this. Now, if we are going in this manner and we are not getting the right information from the Chair then we shall still have the same problem.

I just want us to listen to the Chair first then anyone who has a query we will now be able to answer those queries but if we stand on a Point of Order we are confusing her and we are confusing the House. So, can we listen to the Chair so that we are able to answer the questions? The Chair has just said that there were people that were typing? Now Chair, is it the Members who gave you the secretariat or is it the bank that has brought the people who are typing?

**Hon. Millicent Mugadi:** Madam Speaker, the Education Department was typing what they received from us Members and they were taking it to the bank and when they entered the names in the bank we realized that the figures on the cheques in words and in amount did not tally. So most of the figures and school names were being rejected. So, the bank decided to give us computer literate guys to come and work with our Education Department, because when we give the Education Department the work of typing in the excel form all they will do is copy from Word and paste it to an excel form. That is what the problem has been and the bank has really helped us on that and right now we have received our second bunch of cheques after we decided how we are going to print the cheques.

So, I will kindly ask Members to be patient with me, by the end of the week on Friday we will have received 80% of our cheques. If there is a file that has a problem and needs to be checked, we will call the MCA themselves to verify. Madam Speaker, you find that at some point we are giving some Members KSh.5, 000 and some Members are giving their students KSh.20, 000. Those are the basic issues that came up and we have been having meetings on the way forward and that is why we have delayed but the issue is not from the bank, it is from the data we were giving the bank.

The bank only received the money last week and as much as we want to crucify the bank it is not their fault it is us with our data and the names they are receiving, the names of the schools and the amount in figures and words do not tally. Madam Speaker, right now we have collected everything and we are at par and we are moving. So, I am asking the Members to be very patient with the bank.

**Hon. Speaker:** Chair?

**Hon. Millicent Mugadi:** Yes, Madam Speaker?

**Hon. Speaker:** So that we finish the doubt on the issue of the account, I would request – because I know the Controller of Budget has the date she released the money and to which account it was released and we will table that report in this House, that is one. Two, I would want the leadership to now sit with the Chair and this team so that we do not have issues - and then when it comes to Friday we shall have other Members being told that even their names again were not correct – so that every Member is able to look at



that list once and for all and approve that they have given the right data on the names so that we finish completely this matter. Majority Whip.

**Hon. Millicent Mugadi:** Thank you, Madam Speaker.

**Hon. Chege Mwaure:** Thank you Madam Speaker for catching my eye. Madam Speaker, when I was consulted I agreed that the Motion should go on unhindered it is because we wanted answers. Madam Speaker, as a House, and I remember my Majority Leader giving a commitment before we went on recess and he said it in a very open way that we were expecting things to happen on Friday but there were hitches from the office of the Controller of Budget with regards to a specific law that they wanted to change.

Madam Speaker, it is important for the Whole House to understand that everyone including the ruling side, the Majority and the Minority side, even the Governor, has a list of possible bursary recipients so everyone wants the bursaries to pass and that is not an issue. Everyone wants to make it happen and I will allow Members to ventilate as much as possible. However, at the same time, Madam Speaker, we must have a way forward and we must agree that after we ventilate we must agree on how we move from here to the next point. Madam Speaker, this Committee has 19 members and I hope that at least half of them are here to help us dispense the information and misinformation that is going around.

For example what we are talking about, the bank and all that, that is information that was passed through social media accounts and which I feel that for them to have made their way here it is good that you said that they need to be substantiated. Madam Speaker, as a way forward and I will plead with my colleagues, it is good that the Chair has given us a status report but I think, one, for us to be able to move forward, if they were now in progress and there is a bunch that has been completed, let it be delivered on this other end so that now there is some goodwill. So, if 70% has not been done at least 10% has been done.

I would not like us to having another discussion like this tomorrow or next week on Tuesday because the Friday one did not materialize. So, I plead with my colleagues that all of us want this thing to happen very fast and why we are in this position. Madam Speaker, allow me to say this, that the Governor has done everything by the book. He has gotten revenue and it has gone to the revenue account at Central Bank and then now we go and beg for our money from the Controller so that now if there is a hitch we have to comply. My colleagues who were here last time you know very well that we would not be disturbed with this issue because if it meant monies and you know the PAC report is very clear that monies were being used from the source.

However, the problem that we now have is that the Governor wants to play by the book and that is the law so if we are having hitches I do not think there is anyone in this County, it has to go through the Controller and then the Controller re-releases. Article 220 gives the Controller the powers to be satisfied for her to release the money must be followed before we proceed. So, I will not bother to clarify about an account, I would gladly want to clarify if the Speaker allows it.

**Hon. Mary Avitsa:** Point of clarification.

**Hon. Speaker:** Mary what do you want to clarify?

**Hon. Mary Avitsa:** I am a Member of the Committee of Education and I feel that as a member of that Committee we have not been sincere. We played with the Executive and that is wrong for the MCAs who are here especially the MCAs that are elected and the people of Nairobi. I do not like lies because we were

never told that there is a problem with the Controller of Budget and then suddenly it goes and PAC members here. I am an educationist and I have taught in Nairobi all my life, I know all about bursaries and the Education Department inside out since I have been with it from 1985 when I started teaching. I have taught and I have seen these bursaries help people. I feel very bad when bursaries are taken and politicized and people are joking around it and playing with money going to Maryland. How can an account of Nairobi County become Maryland?

I want some clarification on how an account of Nairobi County becomes Maryland; that is one. Secondly, I would like to know, in the Department of Education of Nairobi County how cheques are again dispersed to the bank when the very names which are being told are being misspelt are being written because those names the way they are written, they are supposed to be written on the cheques even if it is the handwriting. I do not think there is any bank that refused because of handwriting *ati* they have to be typed. I want clarification on that. I feel that we are not being very sincere, we are not being very straightforward and we are doing some delaying tactics and it is not good for the Nairobians. Thank you, Madam.

**Hon. Speaker:** But you know Mary, you also sit in that Committee so you are part of the problem since you sit in that Committee.

**Hon. Chege Mwaura:** Thank you Madam Speaker and I allowed myself to be informed so that Members don't feel it is necessary wrong for a Member to inform me so that as much as you are on the mike, if somebody want to inform you on something or need some clarification, it is always good so that we contribute to the debate. I want to plead with Members, we are not fighting, the way a Member wants bursary, is the same way the Governor wants bursary. But when we say in terms of sincerity, and by the way I am not in Education Committee, the clarity would have been, this is where the insincerity is, and let us not generalize issues. Let us not say, if there is the issue of Maryland account Madam Speaker, I will not subject myself to an issue that has not been properly addressed in the House. I will not bother talking about something that is in the social media.

Madam Speaker on the issue and I know it is very emotive, let us look at...and I have given the way forward by the way that--- Madam Speaker let us---

**Hon. Speaker:** Minority Whip what is fifty six?

**Hon. Peter Imwatok:** It is about the privileges of the House that when we are in the House we have a right to question and ask anything. It does not give parameters whether it is in the social media or it is factual, we have privileges.

**Hon. Speaker:** So you know in the parliamentary practice---

**Hon. Peter Imwatok:** Madam Speaker the Chair of the Education Committee has accepted that the money was sent to a wrong account; Maryland. And Maryland account we know it is an account that was given by Maryland University to receive funds from Maryland University---

**Hon. Speaker:** Order!

**Hon. Peter Imwatok:** ...For the development of a school in Dandora. So the clarity that we want from the Majority Whip is, is this account did deliver this money wrongly? And who delivered it wrongly? These are the errors that made this country lose a lot of money. In case the Chairperson could not have

followed the money may be Madam Speaker today we could be told be talking about another NYS, another Cereal Board, another Euro Bond, another KPLC, another Goldenberg; they come that way Madam Speaker. So, it is better for us to understand where this one came from. Or we invite the DCI and DPP.

**Hon. Speaker:** I think I have given the Chair an order to table to us in this House a confirmation from the Comptroller of Budget the day the money was wired and in which account. I think let us wait for that to come.

**Hon. Chege Mwaure:** Madam Speaker, in conclusion, and I plead again with the Members. Wherever that money is, so long as it is not going to end up in the bursary account for our kids, it doesn't help us. We are not the ones who key in the money from the Central Bank to this other end. So let us not sensationalize the issue so that we make others look bad. Let us give a way forward.

**Hon. Speaker:** Just a minute Majority Leader.

**Hon. Kennedy Obuya:** Madam Speaker I feel bad when the Majority Whip misleads the House. It is true that we have challenges as a government of Nairobi. I am a product of bursaries of this City, Hon. Emmamet is also a product of bursaries, Hon. Speaker it is true that we have challenges but it is wrong when Hon. Chege misleads this House by saying that the Governor goes to beg. It is on record that Nairobi as a government generated the highest revenue, it is also on record that we are the biggest contributor of national GDP. Nairobi County is not a profit making institution but a service delivery institution Madam Speaker. It is wrong that Hon. Chege is in support that our Governor is begging. Why should our Governor beg?

Madam Speaker as a beneficiary of the bursary scheme, Nairobi County is new, yes. But Nairobi City County has been there even at independence, systems of bursaries have been there. We cannot peg and reason that challenges that we just got digitized. In this government we have a printing press that we can print cheques in this institution. It is wrong, Madam Speaker I feel so bad about this thing as a beneficiary. Please Hon. Member, Hon. Chege you have to withdraw this. Our Governor cannot beg for services.

**Hon. Speaker:** Yes Hon. Rose. You are on a Point of Order? Give me your mike. You have it?

**Hon. Rose Ogoda:** Yes.

**Hon. Speaker:** Proceed.

**Hon. Rose Ogonda:** Thank you Madam Speaker. I stand here on a Point of Order. Myself I was selling fish and all my children were educated with the bursary. We don't want long stories on bursaries. Yesterday, the statement I heard with my ears is not the statement I am hearing now. The Majority Whip is a Member for Ngara, may be there is no poor children in that Ward. Madam Speaker---

**Hon. Speaker:** Order. Withdraw that, Hon. Rose. Even in Lavington we have poor children.

**Hon. Rose Ogonda:** I have said may be Madam Speaker. If I can give you my phone Madam Speaker, you can sympathize with me. My question is, can we know how many cheques have been printed and we hear that ten Wards have been given their cheques? We are waiting for the 75 cheques so that we can see that there is work being done at the Co-operative Bank.

Madam Speaker this is not a laughing matter. We are not sleeping. I was giving bursary while I was nominated, now I am elected and I am not giving bursary.

**Hon. Speaker:** Hon. Rose you know you are on a Point of Order. I have now understood where it is not in order.

**Hon. Rose Ogonda:** Madam Speaker as I sit down let the Majority Whip conclude and give us when we are getting the cheques and also let the Majority Leader leave the name of the Governor out of this. We need bursary cheques.

*(Applause)*

**Hon. Speaker:** Hon. Chege, finalize.

**Hon. Chege Mwaura:** Allow me Madam Speaker to refer you to Article 228 of the Constitution (5) that says; *“That the Controller of Budget shall not approve any withdrawal from a public fund unless satisfied that the withdrawal is authorized by law”*.

Madam Speaker, we might sensationalize as much as you want---

*(Point of Order)*

**Hon. Joseph Ndoji:** Thank you Madam Speaker. This issue of bursary is a very serious issue and should be taken very seriously because we cannot be told that the County has people who are illiterate or who cannot write cheques or type cheques. That is a very serious statement and we know very well that the same staff were issuing bursaries for the last five years and it was being done on time and accurately. Besides that, we have the fees structures, we have the forms, some of us even provided a soft copy of the list of names of our students who are supposed to get bursary. That is a lame excuse and we need the bursaries. Give us a concrete answer because some of us have even done some *harambees* to students who are stranded. I was having a *harambee* in my office last weekend.

So, let us take it very seriously because this is our lifeline in parliament. If we cannot give bursaries, I am telling you there is nobody who is coming back to this House. Let us take it with the seriousness it deserves. If a small county like Siaya has issued bursaries, all the counties, it is only Nairobi and the Controller of the Budget is the same. You cannot tell me she is approving for Siaya, Kiambu and other counties and not Nairobi. What is wrong? Tell us the truth.

I don't know about the Maryland account but if the Chairperson is confirming that there is an account called Maryland, I don't see how it is connected to the County. And I understand that it is a county in Australia. Surely, are we joking or we are serious? Let us take it with the seriousness it deserves. Please we need the bursaries, some of the students are in the houses, and they need to go back to school. Thank you.

**Hon. Speaker:** Hon. Rose what is the Point of Order? Is it on Hon. Ndonji because he is the one who has been on the floor? Is there something wrong he said?

**Hon. Rose Ogonda:** *(Inaudible)*

**Hon. Speaker:** Put your mike on.

**Hon. Rose Ogonda:** Madam Speaker there is something that I want to clarify. This not a Standing Order matter now. The money has been disbursed and the work is being done, let the Majority Whip to tell us how many Wards are going to receive these cheques tomorrow and how many will be remaining? That is the only thing we need now not a lot of stories. We just want to know is it ten or five Wards which are going to get the cheques and when are we going to get for the 85 Wards? Only that. A point of Order cannot help us, our people are crying and the children are in the house, Madam Speaker. Just assist us from your Chair.

**Hon. Speaker:** Chair, you know that one I can't give the Majority Whip, it is for you to tell us how many cheques have been processed.

**Hon. Millicent Mugadi:** Thank you Madam Speaker. The bank received the money on Monday and they started printing on Tuesday and on daily basis they are printing a batch of 10,000 cheques. So today we have received 20,000 cheques.

**Hon. Speaker:** Order! So Chair---

**Hon. Millicent Mugadi:** They received the money on Monday and every day they have been printing 10,000 cheques.

**Hon. Speaker:** So they have 20,000?

**Hon. Millicent Mugadi:** So today we have 20,000 because last week they had started printing but they had not yet received the money. They received the money yesterday because it had to come from Maryland account to the Co-operative Bank Bursary account. You understand. The money is with the bank.

**Hon. Speaker:** So, now Chair are you confirming to the House that you have 20,000 cheques already printed.

**Hon. Millicent Mugadi:** Yes they have already been printed and they have been delivered to Ekaya and we decided at the end of the week is when we will call all Members and give them their cheques. If there is a correction to be made we will address this with the MCA himself because right now if I give the MCA for Kamukunji and the one for Mathare has not received and he goes and gives out, it is going to bring issues and already the cheques are being printed per Ward not per constituency, Madam Speaker.

We want to finish printing of the bursaries as a whole and then by the end of the week we go through and see who has received the bursaries and who has not. By the end of the week the bank has promised to have delivered all the cheques; ours and the Executive side cheques.

**Hon. Speaker:** Thank you so much. What we need Chair while you deliver your note to the Controller of Budget, you will attach the cheques, just tell us the Wards not the names or anything. The 20,000 cheques we just want to know the Ward so that we can know those ones so far have been printed. As I said the leadership should look at them so that we don't again get to the 20,000 and we are told there are errors or anything. We look at them and even if it is Ekaya who is going to stay with them but ensure the leadership has checked on it and agreed with those Members that these cheques are okay and the names are okay. So that on Friday, all Members will go together.

I agree with that but let us ensure that they all come together but the ones that have been printed, the leadership must ensure that they are checked.

**Hon. Millicent Mugadi:** Thank you Madam Speaker.

*(Point of Order)*

**Hon. Speaker:** Is there a Point of Order of not doing what we have just said?

**Hon. Peter Imwatok:** The Maryland Madam Speaker the Chair has just talked about---

**Hon. Speaker:** Hon. Minority Whip.

**Hon. Peter Imwatok:** Thank you Madam Chairperson Hon. Millicent Mugadi, a great woman we served with for the last five years. Madam Speaker, now we are on a path to get a solution compared to what

the Majority Whip had spoken. The COB needs money, the date upon which the money was received from the Controller of Budget (COB) was well given out by the COB herself or by the County Treasury. But the Chairperson of education has alluded and accepted that yesterday was the day the money was received, 4<sup>th</sup> June 2018 from Co-operative Bank, not from Central Bank but from Maryland. The question now is who is Maryland? Who received the Nairobi County Bursary Fund? To who and by whom?

Madam Speaker this is the question now which has to be taken seriously, if this House cannot ventilate, we invite forensic auditors, the Auditor General to audit whose side. I remember the NYS saga that is going on currently Madam Speaker, a man who keyed in the IFMIS system is in prison. It might be he didn't receive the money but he was given instructions to key in the IFMIS system. Therefore Madam Speaker Maryland as far as I am concerned I know that Maryland University is a donor account which was operated basically to do a construction of a school in Dandora. How it came to receive all these millions of money for all that time since we went to recess, when the Majority Leader himself here told us that the COB has released money and by the next week the cheques would be ready.

Madam Speaker what we want to know as a House now is when did the COB release the money after the release of the money where did this money go. How did it end up in Maryland University account and when did the university realize that they had received money from Nairobi County? How did they come to release back the money to Nairobi City bank account? Thank you.

**Hon. Speaker:** Yes Majority Whip.

**Hon. Chege Mwaure:** Thank you Madam Speaker. You know I attempted to explain and I lost my colleagues when I tried to say where the issue was. However Madam Speaker, I think we have a way forward now. We have a proper way forward on the issue that tomorrow the Chair of Education shall table the issues of the batch of cheques that is ready including the surrounding documents with regards to how the process was done. I think that the matter has been dispensed as per the Motion, the Motion that was brought on the table.

So if we start using kangaroo tactics now to circumvent what we agreed on to extend time for, then we are out of order Madam Speaker. So I wish that having properly gotten a way forward on the matter of bursaries, I think this House should stand adjourned, Madam Speaker.

**Hon. Speaker:** Minority Leader and you are the last.

**Hon. Elias Otieno:** Thank you Madam Speaker. I think this bursary issue is just like...

**Hon. Speaker:** I have finalized the issue.

**Hon. Elias Otieno:** ...the book that we read sometimes back when we were in standard four, Safari Children Book Two about Simon Makonde.

*(Laughter)*

Simon Makonde was born on Monday, baptized on Tuesday; On Wednesday he went to school and died on Thursday. It is just like this bursary issue, on Monday the cheque went to Maryland and came back yesterday on Monday and we are going to get in the next two days 75% of the cheques. That is going to be how many Madam Speaker because as far as I know the 85% of the...because what she is telling us right



now is different with what has been said before because she said 85% is ready. What she is telling us right now is that they are going to be about 20,000, that means that it is not 85%.

I think Madam Speaker, let us be realistic, just tell us know the exact date that we are going to get the bursaries rather than telling us it is going to be Friday because you know on Friday some people are going to be busy and they are not going to be here. Why don't you just say next week on Tuesday we are going to get the bursary rather than on Friday? At the same time tell us the criteria we are going to use to get the 85% bursary and the remaining 3% if you bring bursary to my neighbouring Ward, the other Ward is going to complain. Because they are going to say, why are our MCA not giving us the bursary and in the other Wards are getting. Just tell us the truth, tell us even next week on Friday.

We are ready to wait even to next week rather than coming here and defending yourself, you are not supposed to defend yourself; you are an MCA just like the others. We are all doing oversight and we are not against anybody. Just tell us next week you are going to get bursary don't tell us this Friday Madam Chair. Thank you.

**Hon. Silas Matara:** Just as a rider, my concern and worry to the issue was, but my colleague here was trying to pass a word to me, my concern number one is as I know if you write a cheque with an error even a full stop, it will bounce and it has a cost implication from the Payee and the drawer. So, instead of rushing the process and giving us cheques with errors which are going to have a cost implication both from the school and from the County, we are going to lose number one.

Then the other issue is, we need to be told is it the process that has a problem or is it the personnel that is incompetent? So that we know which action we should take. With regards to the issue of Maryland account, what I know is under the financial laws which were passed, if you are supposed to make a payment of more than a 100,000/=, the person who is making the payment is supposed to confirm from the receiver of the funds. So we truly don't understand, there is a disconnect from the information the Chair is giving and this has been forthcoming for like a month or so. We need to be told exactly what the problem is so that we get to be alive to the fact that we need to have substantial solutions to the same.

Chair with all due respect, instead of rushing the process and then by the end of the day the County loses, just take it slowly so that if at all it reaches a point whereby the printing has a problem, they would rather give us cheques so that we get to do the naming with each and every MCA to fill the names by themselves instead of printing cheques then we incur costs from our end. Thank you.

**Hon. Speaker:** Hon. Members I think we have really dispensed this matter, we have agreed with the Chair that she will table all the issues we have raised by tomorrow. We have agreed also that the leaderships of both sides ensure that all the cheques are correct so that we don't get into that loss and not just the loss but a problem where we will go back to the same problems we are facing.

Minority Whip, I am giving you as we close.

**Hon. Peter Imwatok:** Madam Speaker thank you so much for moderating this debate to its conclusion. I agree with my Minority Leader for giving a good way forward. Let us be very practical and with all humility to our Chairperson, I have always defended her on social media because I know what it takes. She has really fought so hard. Madam Chairlady as you are aware you are an MCA just like us and we appreciate your efforts in your committee.

As the Speaker has given the directive that the leadership now takes the centre stage because it concerns all the Nairobians. It does not concern an MCA alone or the Governor or a Senator or a Minority or Majority Leader, it concerns all of us. Madam Speaker I am seeking your indulgence if possible as the Chairperson tables that report, she should table before the leadership of this Assembly so that it does not generate into a committee fight against the Executive or an Assembly issue. Even during the issuance of these bursaries it should not be a selective issuance, it should be now the leadership of the Assembly that reports to the Assembly that now we are ready to collect our bursaries.

That is why Madam Speaker I want to seek indulgence to my colleagues, we know we have lost a lot and we have a lot of stress, we give the Chairperson and the entire committee and now the leadership the authority ample time until everything is ready as the Minority Leader has said. If you need to collect those cheques let the committee plus Hon. Millicent Mugadi tell *Mheshimiwa* Chege that you have problems with your cheques kindly correct them before they announce authoritatively it is next week on Tuesday or Friday we are going to pick cheques to give to our Wards.

And by extension Madam Speaker, this does not only give an MCA a name, it also gives even the government a name, that Nairobi government on this date all 85 Wards were given bursaries. So Madam Speaker, I want to rally my argument to the Minority Leader that next week Friday with the indulgence of the House so that every Member of the 85 Wards can confirm through the Chairperson whether there are any errors in the bursaries for his/her Ward. So that by next week Madam Speaker we can be able to say on Tuesday as we report back to the Assembly we are able to pick our cheques from this office at this time, or subsequently in the next weekend or evenly distribute these cheques to the County. Thank you, Madam Speaker.

### ADJOURNMENT

**Hon. Speaker:** It is now time to adjourn. I think Chair you have gotten it right and we have given you up to next week on Tuesday but the other matters we have to finish within this week. Hon. Members I just want to remind the Business Committee that we have a sitting. Let us stand to adjourn.

*(The House rose at 4.26 p.m.)*

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