



NAIROBI CITY COUNTY ASSEMBLY

OFFICIAL REPORT

Second County Assembly – Third Session

Wednesday 10th April, 2019

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, ring the bell for 10 minutes

(Quorum bell was rung for 10 minutes)

Hon. Deputy Speaker: Clerk proceed!

PAPERS LAID

Hon. Deputy Speaker: Leader of Majority

Hon. James Kariuki: Pursuant to section 135 of the Public Finance Management Act 2012 and Standing Order 228, I beg to lay the following paper on the table of the Assembly today Wednesday 10th April 2019: The Nairobi City County supplementary budget estimates for the financial year 2018/2019.

Hon. Deputy Speaker: We are withdrawing the earlier one as the Executive has replaced it with this one. Let us commit it to the Finance and Budget committee. Thank you. Chairperson Trade?

Hon. Charles Thuo: Thank you Hon. Speaker. Pursuant to Standing Order 191 (6), I beg to lay the following paper on the table of the Assembly today Wednesday 10th April 2019: The report of the sectoral committee on Trade, Tourism and Cooperatives on the consideration of the Nairobi Trade Licensing Bill. I beg to lay

(Papers laid)

Hon. Deputy Speaker: Clerk proceed.

STATEMENTS

REQUEST FOR A STATEMENT REGARDING NEGATIVE IMPACT OF GAMBLING IN NAIROBI COUNTY

Hon. Deputy Speaker: Hon. Waithera Chege

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Hon. Waithera Chege: Thank you Mr. Speaker. Pursuant to Standing Order number 45 (2) (c), I wish to request for a statement from the chairperson of the sectoral committee on Culture and Community services regarding the negative impact of gambling in Nairobi County.

Hon. Speaker, gambling not only brings non-predetermined allocation of rewards to the gamblers but also provides an ease of financial survivability leaving young people bankrupt and prone to suicide. Hon. Speaker, the gamblers unquenchable thirst of profits make them continue wanting more, end up borrowing money and taking secret loans to bet despite the losses faced thus impacting negatively on the social economic status of school going kids.

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

1. What policies in place by Nairobi county government regarding betting regulations especially on the underage and the implementation status of the same?
2. Measures put in place by the county government to tighten regulations on betting in the sector?

Thank you Mr. Speaker.

Hon. Deputy Speaker: Chair Culture? Vice chair? Any member of the committee? Proceed

Hon. Millicent Jagero: I have requested. Thank you Mr. Speaker. We request for two weeks after recess.

Hon. Deputy Speaker: Hon. Waithera are you comfortable with that?

Hon. Waithera Chege: That is okay Mr. Speaker.

Hon. Deputy Speaker: Thank you. Hon. Susan Makhungu.

REQUEST FOR A STATEMENT REGARDING RISK POSED TO RESIDENTS DUE TO BURSTING OF SEWER LINES ACROSS THE CITY

Hon. Susan Makhungu: Thank you Mr. Speaker. Pursuant to Standing Order 45 (2)(c), I wish to request for a statement from the chairperson of the sectoral committee on Water and Sanitation regarding the risk posed to residents due to bursting of sewer lines across the city especially in area 1 in Mlango Kubwa.

Hon. Speaker, several cases of overflowing sewer into residential homes have been witnessed which is a health hazard especially to the children who play with the contaminated water which can lead them to having waterborne diseases causing an outbreak in the city.

Hon. Speaker, in the statement, the chairperson should inquire into and report on;

1. Whether the County has plans put in place for the repair of the worn out sewer lines?
2. Measures taken by the County Government to curb such incidences in the County?

Thank you.

Hon. Deputy Speaker: Chair Water?

Hon. Leah Supuko: Thank you Mr. Speaker sir. We request to reply after we come back from recess. I would also like to inform the member that the Governor directed the Nairobi Water and Sewerage Company to unblock all the sewage points before the rains come and this is ongoing. Thank you.

Hon. Deputy Speaker: Hon. Makhungu are you comfortable?

Hon. Susan Makhungu: No Mr. Speaker. That place is in a very pathetic state

Hon. Deputy Speaker: We are going on recess and that is why she said that they will respond immediately after recess

Hon. Susan Makhungu: Okay Mr. Speaker

Hon. Deputy Speaker: Thank you. Hon. Cecilia Ayot.

REQUEST FOR A STATEMENT REGARDING NONFUNCTIONING OF PUBLIC LIGHTS IN THE COUNTY

Hon. Cecilia Ayot: Thank you Mr. Speaker. Pursuant to standing order 45 (2c), I wish to request for a statement from the chairperson of the sectoral committee on Transport and Public Works regarding nonfunctioning of public lights in the County for instance Laini Saba Ward.

Hon. Speaker, Laini Saba wards both 20 and 30 feet tall public lights have not been operational for the last two years. Of note is the public light along James Nderi road which is important for security and business. However, the constant response from the concerned officers has been lack of materials to repair the lights. Hon. Speaker, inadequate lighting in the ward presents a potential security risk to the people. In addition, business may not be conducted properly in such incidences.

Hon. Speaker, in the statement, the chairperson should inquire into and report on;

1. Why the procurement process is taking long given the urgency of lighting in the wards?
2. When the residents of Laini Saba can expect the public lights to be repaired and to function?

Thank you.

Hon. Deputy Speaker: Chairperson Transport? Vice chair? Any member of the committee?

Hon. Member: Mr. Speaker, give us two weeks after recess.

Hon. Deputy Speaker: Hon. Ayot?

Hon. Cecilia Ayot: Mr. Speaker, is it that I don't understand English? When she says two weeks after recess, does it mean two weeks from the time we will be coming back? This is way too long

Hon. Deputy Speaker: Kindly note that we are going on recess next week. Chairperson, do you have any other offer?

Hon. Member: We can only handle the matter after recess

Hon. Deputy Speaker: Hon. Ayot, confirm if you are comfortable with two weeks or ten days after recess.

Hon. Member: Give us 12 days

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

Hon. Cecilia Ayot: I would suggest that they take seven working days. It is important to note that when we were touring the roads, we realized that they have been biased in terms of allocating the lights. Hence they need to move with speed and take this issue seriously. Thank you.

Hon. Deputy Speaker: Ten days. Hon. Mwangi Njehia or a representative? Hon. Mellab, are you Mwangi?

Hon. Mellab Lumalah: I am representing Hon. Njihia

Hon. Deputy Speaker: Thank you. Proceed.

REQUEST FOR A STATEMENT REGARDING STATUS OF SCHOOLS IN NAIROBI COUNTY

Hon. Mellab Lumalah: Thank you very much Mr. Speaker. I am standing in on behalf of Hon. Mwangi Njihia, the chairman of Culture requesting for a statement. Pursuant to standing order 45 (2c), I wish to request for a statement from the chairperson of the sectoral committee on Children, Early childhood and Vocational Training regarding the status of schools in Nairobi County and specifically a collapsed school wall in Shadrack Primary school in Woodley ward.

Hon. Speaker, the said wall collapsed in 2018 during the rainy season. The facility remains exposed and vulnerable as the reconstruction of the wall is not yet done posing threat to the pupils since the school neighbor's part of Kibera slums due to insecurity.

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

1. Why the school perimeter wall has not been reconstructed since mid-last year
2. What the County Executive is doing to ensure the facility and children are secure from vandalism and any possible threats
3. Measures put in place by the County Government to ensure such incidences are reported and mitigated in timely manner.

Thank you, Mr. Speaker.

Hon. Deputy Speaker: Chairperson of Education? Vice Chair? Thank you, proceed.

Hon. Daniel Muturi: Thank you, Mr. Speaker. Kindly give us two weeks after recess.

Hon. Deputy Speaker: Hon. Mellab.

Hon. Mellab Lumalah: Which date?

Hon. Member: Mr. Speaker, Hon. Mellab is a member of this Assembly and she is conversant with the Assembly calendar.

Hon. Mellab Lumalah: Mr. Speaker, let us be serious here and be very professional. When you say two weeks and you don't mention the date, it can be weeks or months. I am not satisfied.

Hon. Deputy Speaker: Chairperson of Education, commit yourself. How many days?

Hon. Member: Mr. Speaker, two weeks from 23rd April.

Hon. Mellab Lumalah: Mr. Speaker, let us be serious. What is two weeks after 23rd April? Can the member get the calendar and give specific date.

Hon. Deputy Speaker: When he says two weeks, it is 14 days.

Hon. Mellab Lumalah: Mr. Speaker, I want the Chair of the Committee to answer me.

Hon. Deputy Speaker: Hon. Mellab, two weeks is 14 days. Hon. Mbutia.

STATEMENT REQUEST REGARDING DEMOLITION OF STRUCTURES IN NJIRU WARD

Hon. Elijah Irura: Thank you, Mr. Speaker. 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 demolition of structures in Nairobi County, specifically in Njiru Ward.

Hon. Speaker, the residential properties erected as far as 45 meters from the railway line were demolished on 13th March 2019, leaving families exposed to threats yet houses are basic needs to live

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

1. Reasons for the demolition of structures

2. The distance to be left between residential houses and a railway line
3. Measures put in place by the County Executive to compensate the victims

Thank you, Mr. Speaker.

Hon. Deputy Speaker: Chairperson of Planning? Vice Chair? Hon. Ruth Ndumi, proceed.

Hon. Ruth Ndumi: Thank you, Mr. Speaker. We request for two weeks.

Hon. Deputy Speaker: Hon. Mbuthia, are you comfortable with two weeks?

Hon. Elijah Irura: I accept but let it be two weeks because there are families who are right in the cold.

Hon. Deputy Speaker: Thank you. Hon. Kiriba.

STATEMENT REQUEST REGARDING THE EFFICIENCY AND NUMBER OF ROAD WORKING MACHINES IN THE COUNTY

Hon. James Kariuki: Thank you, Mr. Speaker. Pursuant to Standing Order 45 (2) (c), I wish to request for a statement from the Chairperson of the Sectoral Committee on Transport and Public Works regarding the efficiency and number of road working machines in the County.

Hon. Speaker, it is important that we be aware of road working machines such as graders, rollers, and fleet of vehicles that include those used in repair of traffic lights. The efficiency of the machines will save the taxpayers from excessive taxation and maintenance fee.

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

1. Status of all the machines, the economic lifespan value, availability of spare parts and tools
2. Measures put in place by the County Executive in ensuring efficiency of the said machines

Thank you, Mr. Speaker.

Hon. Deputy Speaker: Chairperson of Transport? Hon. Wamboi.

Hon. James Wamboi: Ahsante sana Bwana Spika. Naombe nipe muda wa wiki mbili.

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

Hon. James Kariuki: Mr. Speaker, I don't think in two weeks he will be able to give this Assembly the full document or even the status of graders alone. I will give him more than two weeks. It is in the interest of the Assembly to know the status of our machines. I will give him three weeks.

Hon. Deputy Speaker: You have been added another one week. Are you okay, Hon. Chair?

Hon. James Wamboi: Nashukuru, Mheshimiwa Spika.

Hon. Deputy Speaker: Thank you. Hon. Patrick Mbangula.

STATEMENT REQUEST REGARDING STALLED CONSTRUCTION OF UPENDO DISPENSARY IN HOSPITAL WARD

Hon. Patrick Mbangula: Thank you, Mr. Speaker. Pursuant to Standing Order 45 (2) (c), I wish to request for a statement from the Chairperson of the Sectoral Committee on Health Services regarding the stalled construction of public health facilities in Nairobi County, for instance, Upendo Dispensary in Hospital Ward.

Hon. Speaker, the construction of the above mention facility began in 2016 and since then, construction has stalled due to delayed payment by the County Government despite committing money for the better part of the construction.

Hon. Speaker, access to comprehensive, quality healthcare services are vital, and improving on this depends on part of ensuring that the people have primary care and preventive services and emergency medical services as well.

Mr. Speaker, in the statement, the Chairperson should enquire into and report on the following;

1. When the construction of Upendo dispensary will be completed.
2. Plans put in place by the County Government to equip the hospital with drugs and medical equipment, and
3. Measures put in place by the County Government to ensure contractors are paid in time to avert such delays going forward.

Just to add on this, Mr. Speaker, the day before yesterday, there were three cases of cholera that were reported within the ward at a place known as Kosovo in Hospital Ward and we actually lost one person because we had to take this person up to Mama Lucy Hospital. Given the traffic jam, we lost one person. I would like the Chairperson to give this request a priority and report within the shortest time possible. Thank you.

Hon. Deputy Speaker: Chairperson, Health? Vice Chair? Any Member from the committee? Proceed, Hon. Anita.

Hon. Anita Thumbi: Thank you Mr. Speaker. I don't know what will happen because we can't just sit and wait for the cholera to spread and you know it is very contagious and waterborne. So, I think one week after recess is okay. It is a broad request but we will do it fast. One week after recess.

Hon. Deputy Speaker: Hon. Musili, are you comfortable with one week after recess?

Hon. Patrick Mbangula: I think one week is okay, but I request the Chair to look into what steps have been take to avert the spread of the cholera as we wait for the construction of the facility and payment of the contractor. Thank you.

Hon. Deputy Speaker: Chairperson of Health, I hope you have heard the sentiments of Hon. Musili. I think you are not even with us!

Hon. Patrick Mbangula: I think I can repeat that. What I am saying is that given the seriousness of the matter, we have people losing their lives because of the cholera. Give it a priority as I wait for the response on the construction of the facility and its equipping. Within one week.

Hon. Deputy Speaker: Are we clear now?

Hon. Anita Thumbi: Yes it is very clear. We will try and communicate immediately and give feedback.

Hon. Deputy Speaker: Thank you Hon. Anita. Hon. Kennedy Obuya.

REQUEST FOR A STATEMENT REGARDING ILLEGAL PARKING OF VEHICLES DUE TO LACK OF TERMINI IN IMARA DAIMA WARD

Hon. Kennedy Obuya: Thank you. Hon. Speaker, I am raising to request for a statement from the Chair of Transport. Pursuant to Standing Order 45 (2) (c), I wish to request for statement from the Chairperson

of sectoral committee on Transport and Public Works regarding illegal parking of vehicles due to lack of termini especially in Imara Daima Ward.

Hon. Speaker, besides this, an orderly parking of vehicles has also become a menace in this said areas, for instance, there is one particular Sacco, Endamanje, who are parking randomly, blocking residents from accessing residential areas and also posing danger in case of fire outbreaks. In the statement, the Chairperson should inquire into and report on;

1. If the County Government has put in place policies to regulate parking in residential estates.
2. When the county executive will identify a public gazette termini within Imara Daima, and
3. Measure put in place by the county executive to ensure the facilities are put in place to avert a catastrophe going forward.

Hon. Speaker, I beg for a positive response from the Chair of Transport.

Hon. Deputy Speaker: Chairperson, Transport? Hon. Wambui?

Hon. James Wambui: *Nashukuru sana Bw. Spika. Naomba baada ya kutoka likizo, atupatie kama wiki mbili maana sisi pia tuna changamoto ya foleni.*

Hon. Deputy Speaker: Two weeks. Hon. Obuya, are you comfortable?

Hon. Kenedy Obuya: *Bw. Spika, naomba kwa heshima na nikinyenyekea kwa mwenyekiti, hii ni maneno na jambo ambalo linaguza maisha ya wakenya. Naomba siku saba, kama inawezekana.*

Hon. Deputy Speaker: Seven days? Will you make it within 7 days?

Hon. James Wambui: *Siku kumi ityakuwa muhimu.*

Hon. Deputy Speaker: Hon. Obuya, 10 days?

Hon. Kennedy Obuya: Sawa Bw. Spika.

Hon. Deputy Speaker: Thank you Hon. Obuya. Responses. Chairperson of planning? Hon. Chege Waithera.

Hon. Waithera Chege: Thank you Mr. Speaker. I wish to request Hon. Wambugu to read these responses, but before he does, I wish to confirm that all these members were invited to the committee and they did not honor the invitation.

Hon. Deputy Speaker: Is Hon. Gatune here? Proceed. Hon. Wambugu, proceed.

Hon. Joseph Wambugu: Thank you Hon. Speaker. On Wednesday, 4th July, 2018, Hon. Stazo Elijah, MCA, rose on the floor of the Assembly pursuant to Standing Order 45 (2) (c) and requested the Chairperson Planning & Housing---

Hon. Deputy Speaker: Hon. Wambugu, are you responding for Anthony Gatune?

Hon. Joseph Wambugu: No.

Hon. Deputy Speaker: You seem not to be with us. Are you there? Proceed.

RESPONSE TO A STATEMENT REGARDING ISSUANCE OF TITLE DEEDS IN KAHAWA WEST

Hon. Joseph Wambugu: Thank you Hon. Speaker. On Tuesday, 9th October, 2018, Hon. Anthony Gature, MCA, rose on the floor of the Assembly pursuant to Standing Order 45 (2) (c) and requested the Chairperson Planning & Housing Committee for a Statement regarding issuance of title deeds on LR. 71/7/1 in Kahawa West Nairobi County.

According to the Member the above mentioned land in Kahawa West is owned by individuals who have not been issued with title deeds even when the president had issued orders that they be given the title deeds with immediate effect. The Member further asked the Chairperson to inquire into and report on;-

1. Who is supposed to issue out titles as ordered by the president? ;
2. Plans put in place by the County Government to ensure that people are issued with title deeds to prevent issues of land wrangles; and
3. Measures put in place to ensure all lands occupied without proper documentation in Nairobi County are regularized.

Hon. Speaker, the Committee wrote a letter to County Executive Committee Member responsible for Lands, Urban Renewal & Housing on 11th October, 2018 where the contents of the request were outlined. Further, the CECM for Lands, Planning & Housing delivered a written response to the Committee on 23rd October 2018 on the issues raised.

In this regard, Hon. Speaker, I wish to report to the Assembly that;-

1. *Who is supposed to issue out titles as ordered by the president?*

Kahawa Farmers' Cooperative Society (FCS) was the registered owner of LR. NO. 71/7. The society entered into a Sale Agreement with the City Council of Nairobi on 2nd January 1973 for the sale of 154.5 acres out of LR.No. 71/7 and was paid the agreed purchase price as follows;-

- i. Ksh. 70,000 –to Agricultural Finance Co-operation.
- ii. Ksh. 60, 000 – to Kahawa Cooperative Society.

In 1987, the Society resolved to dissolved itself into Kamuthi Farmers' Co-operative Society and Kiamumbi Farmers' Co-operative Society upon which Kahawa Farmers' Co-operative Society irregularly transferred to Kamuthi Farmers LR. No. 71/7 measuring 415 acres which comprised the 154.5 acres and 21.3 acres earlier sold to the City Council of Nairobi.

A land dispute ensued in court leading to a consent agreement which however was incapable of enforcement and thus set aside on 16th December 2009.

Kamuthi Farmers Society is therefore a stranger to the transactions between the council and Kahawa Farmers' Co-operative Society.

The title obtained by Kamuthi Farmers in 2016 during the pendency of the case is therefore fraudulent.

2. Plans put in place by the County Government to ensure that people are issued with title deeds to prevent issues of land wrangles.

3. Measures put in place to ensure all lands occupied without proper documentation in Nairobi County are regularized.

Hon. Speaker, The Chief Officer Lands recommends that Kamuthi Farmers' Cooperative society should transfer the two parcels of land to the County unconditionally upon which consent will be entered marking the matter settled in court or the case proceeds to full trial since the relevant documents to prove their case are available.

Hon. Speaker, I beg to table this response.

Hon. Deputy Speaker: Hon. Wambugu proceeds with the other response for Hon. Stazo and is he around? Proceed!

RESPONSE TO STATEMENT REGARDING OWNERSHIP OF LAND IN UPPER SAVANNAH
WARD

Hon. Joseph Wambugu: Hon. Speaker, On Wednesday, 4th July 2018, Hon. Stazo Elijah, MCA, rose on the floor of the Assembly pursuant to Standing Order 45 (2) (c) and requested the Chairperson Planning & Housing Committee for a Statement regarding the ownership of plot LR No. Nairobi block 82/2028 in Upper Savannah Ward.

According to the Member, the said plot has been an access road to an informal settlement known as Vumilia slum. It has been under public use but lately, a private developer has claimed ownership of the land and is currently developing it thus frustrating the local community from accessing Vumilia slum through the access road.

The Member further asked the Chairperson to inquire into and report on;-

1. Ownership status of the said block and documents showing proof of ownership; and
2. How the private developer got approvals to develop the said property.

Hon. Speaker, the Committee wrote a letter to County Executive Committee Member responsible for Lands, Urban Renewal & Housing on 13th August 2018 where the contents of the request were outlined. Further, the CECM for Lands, Planning & Housing delivered a written response to the Committee on 29th August 2018 on the issues raised.

In this regard, Hon. Speaker, I wish to report to the Assembly that the issues raised are:-

1. *Ownership status of the said block and documents showing proof of ownership.*

The subject property LR NO. Block 82/2028 measuring approximately 0.2355 hectares or 0.5819 acres was entered in the records vide the 1990 Supplementary Valuation Roll in the names of the Continental Developers Ltd. of P.O Box 30730 Nairobi.

On 19th October 2000, the property was transferred to Carey Investments Ltd. of P.O. Box 16184 Nairobi.

2. *How the private developer got approvals to develop the said property.*

As at the date of this letter, rates had been cleared up to December 2017 and only rates for the current year had not been paid. Herewith attached is a document in support of this. Hon. Speaker, I beg to table this response. Thank You.

Hon. Deputy Speaker: You have another one for Parklands; Hon. David Ayo is he around. Proceed!

Hon. Joseph Wambugu: Hon. Speaker, On Wednesday, 26th September 2018, Hon. David Ayo, MCA, rose on the floor of the Assembly pursuant to Standing Order 45 (2) (c) and requested the Chairperson Planning & Housing Committee for a Statement regarding the grabbing of public land LR No. 209/3361 along Wangapala road, Parklands Ward.

According to the Member, the land is public property and has been grabbed by a developer who has put up a hotel by the name 'Concord Hotel'. The developer has further closed a public road nearby and personalized public parking which was part of the public land.

The Member further asked the Chairperson to inquire into and report on;-

1. The approval for the construction of the hotel on public land;
2. Measures the County has taken to ensure that grabbed public lands are repossessed including this particular land.

Hon. Speaker, the Committee wrote a letter to County Executive Committee Member responsible for Lands, Urban Renewal & Housing on 8th October 2018 where the contents of the request were outlined. Further, the CECM for Lands, Planning & Housing delivered a written response to the Committee on 8th October 2018 on the issues raised.

In this regard, Hon. Speaker, I wish to report to the Assembly that the issues raised are:

1. *The approval for the construction of the hotel on public land.*

The response was that the property was a crown land which was allocated to Jamal Ud Deen N. Allad for a term of 99 years with effect from 1st March 1951. Jamal Ud then transferred the same to Gulabchand Popatial Shah on 14th December 1973.

2. *Measures the County has taken to ensure that grabbed public lands are repossessed including this particular land*

There are no other records of any transactions or any other information on the plot in our files. Hon. Speaker, I beg to table this response. Thank You.

Hon. Deputy Speaker: Thank you, Clerk Proceed!

BILL

THE NAIROBI CITY COUNTY PUBLIC ROAD TRANSPORT AND TRAFFIC MANAGEMENT BILL, 2018 (BILL NO.7 OF 2018)

(Second Reading)

Hon. Deputy Speaker: Hon. Adow!

Hon. Osman Adow: Hon. Speaker, I rise on a point of order pursuant to Standing Order 143. Hon. Speaker, the Nairobi City County Public Transport and Traffic Management Bill 2018 was read a First Time on the Floor of the Assembly on 4th December 2018 and committed to the Sectoral Committee on Transport and Public Works for scrutiny and public participation for subsequently reporting to the House within 20 days.

Hon. Speaker, the Committee has since received memoranda from a number of stakeholders except for the County Executive who, through a letter dated 26th February 2019 requested the Assembly for more time to comprehensively scrutinize the Bill for later submission of a memorandum.

The CEC Member informed the Committee that the County has formed a technical team to scrutinize the Bill vis policies and documents from Kenya and other jurisdictions and in consultation with stakeholders in order to come up with a comprehensive version of the said Bill that will take into account diverse aspects of Public Transport.

Hon. Speaker, I had a chance to meet the experts and it agreed that for the convenience of processing the Bill in the House, it be withdrawn and a revised version be re-introduced after a period of time to be agreed on.

In view of the above, Hon. Speaker and further to my memo to your office dated 2nd April 2019, I withdraw the said Bill pursuant to Standing Order 143 for the stated reasons.

Edwin take 5 of 10th April 2019

Hon. Deputy Speaker: Thank you Hon. Adow. Point taken and motion is withdrawn. Clerk proceed.

MOTIONS

APPROVAL OF HON. SILAS MATARA TO THE SELECT COMMITTEE ON LIAISON

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Hon. Deputy Speaker: Leader of Majority?

Hon. Kiriba: Thank you Mr. Speaker. Pursuant to the provision of Standing Order 167 (3) this assembly approves the appointment of Hon. Silas Matara MCA to the select committee on Liaison pursuant to Standing Order 204(1) (b) and I beg to move the following motion and I request Hon. Mukiri to second.

Hon. Deputy Speaker: Hon. Mukiri

Hon. John Mukiri: Thank you Hon Speaker, I stand to support the motion...to second the motion.
(Question proposed)

Hon. Jeremiah Themndu: Thank you Hon Speaker. I rise to support the motion. Hon. Matara is an able MCA and I think he shall do the business in that Liaison committee being independent and working with him in the Environment committee I have seen that he is able to the task. I rise to support the motion without amendment.

Hon. Deputy Speaker: Hon. Kennedy Oyugi

Hon. Kennedy Oyugi: Thank you Mr. Speaker for the opportunity to contribute to this motion. I am short of words to express my happiness towards this motion. I beg to support.

Hon. Susan Kavanga: Thank you Mr. Speaker. I stand to support the motion. I believe in Hon Matara.

Hon. Fredrick Okeyo: Thank you Speaker. I have worked with Hon Matara in two committees and I believe he is capable. He is one of the MCAs who is sober. I don't know if he takes any stuff but I believe he is a sober guy. He can deliver. I support the motion.

Hon. Sylvia Moseiya: Thank you Hon Speaker. I arise to support the motion not so much based on the capacity of the member but as a good person. He sits on the Speaker's panel and the office he bears and the close proximity that Liaison does I think he is well placed. He is good brain from this side of the divide. Thank you.

Hon. Immapet Kemunto: Thank you Hon Speaker. I rise to support this motion and to be prudent Hon Matara is a young fellow; a youth at heart and for him to have this position it actually makes me feel happy for the entire house for the younger generation whereby one of our own is rising up. You will engineer the youth agenda. I am proud as a Kisii kinsman. I rise to support.

Hon. Rose Matista: Thank you Mr. Speaker for having recognized me in the house today. I rise to support the motion and I know Mr. Matara is a hardworking. He will do well in the Liaison committee. Thank you. I support.

Hon. Abraham Njihia: Thank you Hon Speaker. I know you are the chairman of Liaison committee. I stand here to support, thank you.

Hon. Juliet Ndegwa: Thank you Hon. Speaker. I also rise to support the motion and first and foremost am glad to see this house adhering to rules and Standing Orders and it is very clear of Standing Order 204 (1). I know Mr. Matara character is someone who knows how to deliberate on issues and give advice relating to work mandate and can be an able deputy. I rise to support.

Hon. Kennedy Obuya: I rise to support fully. Having been a member of the Speaker's panel and having worked very closely with you and the Hon. Silas Matara I want to say based on strength of Standing Order 204 (1) as a house I think we have been asleep because you as the chair of Liaison and also as the

chair of the Speaker's panel it is high time because you have been the chair of Liaison without a deputy for a long time. Much has been on your shoulder. I beg to support.

Hon. Margaret Mbote: Thank you Mr. Speaker. I stand to support this motion because the little I know about Matara I know he is a very caring person; a good man and he is sober and he can take care of whatever he is doing. I believe in him. I support him/

Hon. Anita Thumbi: Thank you so much Mr. Speaker. I rise to support the motion. For those who have interacted with Hon Matara agree with me that the man has scientific mind that keep evolving. He always has ideas and solutions to every issue. I support, thank you so much.

Hon. Joyce Kamau: Thank you Mr. Speaker. I also rise to support the motion. Hon. Matara is a very vibrant and competent Member of this House and I believe he will deliver on that position. Thank you.

Hon. Anthony Kimemia: Asante sana Naibu Spika. Nashukuru sana kwa fursa hii. Ningetaka kuikumbusha hii Nyumba ya kwamba ni nyumba ya sharia na taratibu. Kwa kufuata taratibu hizi ni muhimu sana kwamba Kamati hiyo ya Wenyekiti ilkuwa inakaa bila kiongozi mmoja na kwa hivyo ilikuwa Kamati ambayo haina nguvu.

Sasa tunafuata hizi sharia na ni muhimu sana kuzifuata na nitamwongoza ndugu yangu Mheshimiwa Matara kwasababu nimefanya kazi na yeye katika hiyo Kamati ya Wanaspika na namuunga mkono akalie kiti hicho. Asante sana nashukuru.

Hon. Joseph Wambugu: Thank you Hon. Speaker. I rise to support the Hon. Member. Hon. Silas Matara is a leader who has exhibited somberness and seriousness for the growth and development of the people of Nairobi and so I rise to support this. I hope the Hon. Matara you will not behave like these old goons who call themselves seniors who come and use us as foot soldiers---

Hon. Deputy Speaker: Hon. Wambugu, can you withdraw that please? Order Hon. Wambugu! That is un-parliamentary and it is very bad. Please if you are to support, support or sit down. Can you withdraw?

Hon. Joseph Wambugu: I withdraw Hon. Speaker.

Hon. Deputy Speaker: You may sit down now.

Hon. Joseph Wambugu: I am not finished.

Hon. Deputy Speaker: Thank you.

Hon. Cecilia Ayot: Thank you Mr. Speaker for giving me an opportunity to go on record to have supported this noble motion. I want to share the sentiments of my fellow members that being a House of rules and procedures it is only prudent to do the right thing which ought to have been done like yesterday. I also share the sentiments of my great friend and a very competent woman Hon. Silvia Museia who has really put it into perspective. I am very impressed by the overwhelming support that Hon. Matara is enjoying in this House. I also want to confirm that I am also there to support him fully. May God bless you as you undertake your new appointment. Thank you.

Hon. Elijah Mpathia: Thank you Mr. Speaker. I also rise to support the motion because I have closely interacted with Hon. Matara. He is a very visionary man and him being my neighbor most of the time we are together and I am so sure when the when the leadership found it right to put his name there, I am so sure they saw some light in him and therefore I rise to support. Thank you.

Hon. Mbugua Kabiro: Mr. Speaker I am being urged to oppose this motion by the mere fact that this position was promised to me a few months ago, but it has not been delivered. I am very happy for my brother having clinched it; I will go and copy notes so that I can know how to get such prestigious positions. Thank you very much Mr. Speaker.

Hon. Waithera Chege: Thank you Mr. Speaker. I rise to support this motion on two facts. One that the Standing Order is very clear that no member should sit in any committee if the nomination does not come on the floor of the House. Number two, that the same Standing Order says that the first chairperson of the panel should be the vice-chair of the Liaison Committee. I stand to support.

Hon. Deputy Speaker: The mover? Majority Leader?

Hon. James Kariuki: Thank you Mr. Speaker. I personally want to thank each individual member who contributed and participated in one way or the other. I am overwhelmed by you different compliments on the said member. I want to congratulate the member on this great opportunity and also thank you for your contributions. I beg to reply.

(Question put and agreed to)
(Applause)

Hon. Deputy Speaker: Clerk, proceed.

MOTION ON ADJOURNMENT

Hon. James Kariuki: Thank you Mr. Speaker sir. Pursuant to the provision of Standing Order 29 (3), this assembly adjourns tomorrow Thursday 11th April 2019 until Thursday 23rd April 2019 in accordance with the calendar of the County Assembly to enable members also to concentrate on their respective duties in their respective Wards and also engage with the CAF activities happening in Kisumu.

To that effect, I want to request Hon. Catherine to second the motion on adjournment.

Hon. Catherine Akinyi: Thank you Mr. Speaker. I rise to second the motion.

(Question proposed)

Hon. Jeremiah Themendu: Thank you Mr. Speaker. I rise to support the motion on adjournment because we need to go to our Wards and do the work that is pending and also to interact with other Hon. Members at the CAF in Kisumu. We need also to relax our minds a bit so that by the time we are coming back on 23rd April, we shall be able to concentrate on our work without any stress or fatigue. Hon. Speaker, I beg to support.

Hon. Deputy Speaker: The mover?

Hon. James Kariuki: Mr. Speaker I beg to reply. Hon. Members, it is for the importance of each somber mind that we attend Kisumu consciously and carefully because there are sorts of dangers along the way and we can also learn from the counties as we proceed. Thank you.

(Question put and agreed to)

ADJOURNMENT

Hon. Deputy Speaker: Hon. Member, having transacted today's business, the House stands adjourned till tomorrow Thursday 11th April 2019 at 2.30 p.m.

The House rose at 3.43 p.m.