



NAIROBI CITY COUNTY ASSEMBLY

OFFICIAL REPORT

Second County Assembly – Third Session

Wednesday 26th June 2019

The House met at 2.30 p.m.

(Hon. Deputy Speaker, Mr. John Kamangu, in the Chair)

PRAYERS

QUORUM

Hon. Deputy Speaker: Sejeant-at-Arms, we don't have a quorum, please ring the bell for 10 minutes.

(Quorum bell was rung for 10 minutes)

Clerk, do we a quorum now? Okay, proceed.

PAPERS

Hon. Deputy Speaker: Chairperson, Budget? Vice Chair.

Hon. Patrick Karani: [Hon. Member spoke off the microphone]...the report of the Select Committee on County Finance, Budget and Appropriation.

Hon. Deputy Speaker: Hon. Karani, come and consult with the Clerk first.

(Hon. Karani approaches the Clerk)

Hon. Patrick Karani: [Hon. Member spoke off the microphone].

(The Hon. Member laid the paper on the Table of the Assembly)

Hon. Deputy Speaker: Next order.

NOTICES OF MOTION

ADOPTION OF THE FIFTEENTH REPORT OF THE SELECT COMMITTEE ON COUNTY FINANCE, BUDGET & APPROPRIATIONS ON THE CONSIDERATION OF THE REVENUE AND EXPENDITURE ESTIMATES FOR THE NAIROBI CITY COUNTY GOVERNMENT AND THE COUNTY ASSEMBLY FOR THE FINANCIAL YEAR 2019/2020

Hon. Deputy Speaker: Chair, Budget?

Hon. Patrick Karani: [Hon. Members speaks off the microphone].

Hon. Deputy Speaker: Hon. Antony, what is it?

Hon. Anthony Kiragu: Hon. Speaker, I think the mover of the Motion is not audible enough and we would like to hear what he is moving.

Hon. Deputy Speaker: You want him to repeat? Serjeant-at-Arms, find out why the microphone is not working. Thank you, Hon. Kiragu. I noted your concern. Hon. Karani, please repeat your statement. Request for the microphone. Proceed.

Hon. Patrick Karani: I think I am now audible. Hon. Speaker, I beg to give notice of the following Motion. That, this Assembly adopts the Fifteenth Report of the Select Committee on County Finance, Budget & Appropriations on the consideration of the revenue and expenditure estimates for the Nairobi City County Government and the County Assembly for the financial year 2019/2020 laid on the Table of the Assembly on Wednesday, 26th June, 2019.

Hon. Deputy Speaker: Second notice? Hon. Thumbi?


DEVELOPMENT OF A POLICY TO REGULATE THE PARKING CHARGES BY PRIVATE HOSPITALS IN THE COUNTY

Hon. Ann Thumbi: Thank you so much Mr. Speaker. I beg to give notice of the following Motion. That aware that article 186 of the Constitution of Kenya 2010 and paragraph 5 of the 4th schedule to the constitution provide for the functions and powers of the county government on the county transport including county roads, street lights, public roads transport, traffic and parking; further aware that recent years have witnessed a marked increase in the number of private hospitals with well-developed parking slots where patients and other visitors are charged parking fee on entry to the premises; concerned that there are no regulations for private parking in the county which has resulted to parking fees in some private hospitals in the county causing stressful situation to the patients and visitors who visit the suffering family members; acknowledging that private hospitals may impose parking fees to the visitors to determine mischievous motorists who visit the facilities for the simple purpose of parking their automobiles and proceeding to other businesses; this Assembly urges the county executive to develop a policy to regulate the parking charges by private hospitals in the county to avert exploitation by owners of the premises through high parking fees when patients and general public visit such premises for services. Thank you, Mr. Speaker.

Hon. Deputy Speaker: Next order.

STATEMENTS

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Hon. Deputy Speaker: Chair, Planning. Hon. Kiragu.

Hon. Anthony Kiragu: Two weeks.

Hon. Deputy Speaker: We are asking for responses, Hon. Kiragu. Can we defer the matter until tomorrow? Do you have the statement?

Hon. Anthony Kiragu: Hon. Speaker, I am supposed to bring a statement on the Seefar Aparments when the time for statements comes.

Hon. Deputy Speaker: Hon. Kiragu, we are on order no. 7 on responses. There was a request from Kennedy Oyugi and Pius Mbono.

Hon. Anthnoy Kiragu: Hon. Speaker, order no. 7 is for members to request for statements. The responses come after that.

Hon. Deputy Speaker: Hon. Kiragu, please table them tomorrow.

Hon. Anthony Kiragu: I was ready, but if you insist, I will do that tomorrow.

Hon. Deputy Speaker: Please do that tomorrow. Thank you. Next order.

PROCEDURAL MOTION

SITTING ON THURSDAY, 27TH JUNE, 2019 AT 10.30 A.M

Hon. Deputy Speaker: Majority Leader.

Hon. Abdi Hassan: THAT, pursuant to the Provisions of Standing Order 31 (3) (b), this Assembly resolves to sit on Thursday, 27th June, 2019 at 10.30 a.m. Mr. Speaker sir, we need to sit tomorrow so that we can pass vote on account so that this County can access basic needs like salaries come 1st of July, next week. I ask my counterpart to second the Motion.

Hon. Deputy Speaker: Hon. Elias Otieno.

Hon. Elias Otieno: Thank you Mr. Speaker. I rise to second the procedural Motion because tomorrow we must have a sitting in the morning in order to finish the business of the budget. I am calling upon the Chief Whips to send messages to all Members of the County Assembly so that we finish the business of tomorrow. Any member who is travelling out of Nairobi should suspend their journey until we finish the business of tomorrow. The Chief Whips should make sure members do not go anywhere until we finish the business. Thank you.

(Question proposed)

Hon. Deputy Speaker: Anthony Kiragu.

Hon. Anthony Kiragu: I support and say that it is okay. Let the mover reply.

Hon. Deputy Speaker: Thank you. Hon. Mwangi Wamboi, do you have anything? Hon. Samora, I can see you have requested. Do you have anything? The mover.

Hon. Abdi Hassan: Thank you, Mr. Speaker sir, I want to take this opportunity to thank Members for supporting this Motion, I beg to reply. Thank you.

(Question put and agreed to)

MOTION

Disclaimer: *The electronic version of the Official Hansard Report is for information purposes only. A certified version of this Report can be obtained from the Hansard Editor.*

ADOPTION OF THE REPORT ON REPORT OF THE SELECT COMMITTEE ON COUNTY FINANCE, BUDGET & APPROPRIATIONS ON THE CONSIDERATION OF THE REVENUE AND EXPENDITURE ESTIMATES FOR THE NAIROBI CITY COUNTY GOVERNMENT AND THE COUNTY ASSEMBLY FOR THE FY 2019/2020

Hon. Patrick Karani: Thank You, Hon. Speaker, I beg to move the following Motion that this County adopts the Report of the Select Committee on County Finance, Budget & Appropriations on the consideration of the revenue and expenditure estimates for the Nairobi City County Government and the County Assembly for The FY 2019/2020.

Hon. Speaker, this is the second time, the Second Assembly Select Committee on Finance and Budget and Appropriations has the opportunity to consider and make a determination on the County Estimate of Revenue Expenditure prepared pursuant to the provision of section 131 (1) of the PFM 2012.

The Public Finance Management Regulation 2015 and Standing Order 22. This occasion marks the seventh time that the Nairobi City County Assembly will be considering the estimate of the Nairobi City County for approval. In that, duration the County Assembly has approved an estimate totaling 170 billion with losing progress thus far made in various funds across the County. Members may agree with me when I say we have come a long way in our Budget-making process.

Hon. Speaker, in the FY 2019/20 the County budget is projected at 35.283 billion shillings out of which 24.29 billion is meant for recurrent, while Kenya Shillings 10.92 billion has been marked for development initiatives compared to the approval of Second Supplementary Estimate for the FY 2018/19 the development Budget is proposed for upward review about one billion shillings. With this allocation, the development budget, represent 31% of the overall budget thereby surpassing the fiscal responsibility requirement of 30% allocation on Development programmes.

On the specific setup Hon. Speaker, the Public Health Department which aims to supplement the National Government big four agenda, on the universal health coverage take a huge chunk of the recurrent budget of 6.1 billion shillings which is equivalent to 27.6% of the total recurrent budget. This is followed by the Office of the Governor allocated 5.9, which is 24% of the total recurrent budget.

Water and Environment Sector, which is in charge of managing the City garbage collection, water and infrastructure have been granted 1.6 billion for recurrent initiatives to continue undertaking debt repayment reinvigorating revenue collection settling accrued pending bills as well as instituting fiscal reforms in the Finance and Economic Planning Sector has been allocated 2.03 billion for the recurrent. With this resource, the finance sector aims to improve revenue management, restructure the County debts and engage in development partnership, roll out voluntary early retirement as a way of managing the wage bill while undertaking comprehensive streamlining of the procurement department for efficiency.

Hon. Speaker, to facilitate proper learning of County ECDE Centres and vocational college among other related activities in the Education Centre has proposed an allocation of 2.107 billion for the recurrent including 400 million towards education scholarships.

Hon. Speaker, on development side the Budget on Public Works and Infrastructure Sector development allocation of 3.64 billion shillings about 33% total development budget. This allocation

represents a fall by 2.44 billion from the amount allocated in the second supplementary budget for the financial year 2018/19.

The Ward Development fund has been allocated 1.343 billion shillings to improve the specific project in the Wards. To ensure that there is no delay in ventilating unforeseen and an avoidable occurrence. There is a proposed allocation of 100 million for emergency funds. The allocation implies that the funds has been enhanced by Kshs.20 million, compared to the amount approved in the supplementary estimate 2018/2019.

Hon. Speaker, the tabled budget estimate has envisaged that in the financial year 2019/20 the total County revenue shall comprise of 17.26 billion from national government transfer and 17 billion from internal sources making the total revenue to the County revenue fund to equal 34.26 billion.

There is a proposed appropriation in need of 250 million to take care of activities related to recurrences. Thereby, adding up the total County revenue resource envelope of 34.58 billion from the onset of revenue, the County projects to collect 2.892 billion from single business permit, 3.925 billion shillings from rates, 2.763 billion shillings from parking, 1.908 billion shillings from building permit and get Kshs.1.425 billion from billboard and adverts.

i. Policy Measures

Hon. Speaker, when we go to committee recommendations, I am going to give a highlight on policy measures. The Committee noted various critical issues during the consideration of this estimate, which it would like to address. In addition to the proposal in the body of this report, the committee recommended that the Assembly resolves the following.

- a) That all budget estimates submitted to the County Assembly, to be arraigned to the approved Annual Development plans and County Fiscal Strategy paper in terms of its priority shillings and development projects.
- b) The Assembly resolves for the financial year 2018/19 the County Secretary and Treasurer and the Head of Supply Chain Management shall ensure that pricing levels of supply of goods and services are based on more recent and accurate market survey.
- c) That all sectors ensure that the cost of the project based on markets survey approved budget allocation and adopted procurement plans.
- d) That this Assembly resolves the County Secretary initiate and implements controls to ensure that procurement payment processes and other financial management procedures are followed in line with the provision of the Public Finance Management Act 2012 and Public Procurement and Disposal Act of 2015.
- e) Going forward all sectors shall ensure that Bills of Quantities are prepared and submitted to County Assembly not later than the beginning of April of each year.
- f) That the County Treasurer facilitate sectors to open and operate, individual accounts to the Central Bank so that to ring-fence the funds for sectors.
- g) The Sector Chief Officer be assigned full account functions including fast approval of payment in the IFMS system
- h) All sector to prioritize completion all project before initiating any new ones in the financial year 2019/20.

- i) Measures to be initiated by the County Executive to ensure that procurement procedures are not delayed leading to stored sector approved projects.
- j) That the Trade Sector develop the policy of County road scheme to support SME before the end of financial year 2018/19.
- k) The Executive County Committee Member of finance ensure that expenditure committed are periodically merged to the expected revenue taking into consideration changes in the economic environment that may affect the revenue collection.

Lastly, on policy issues that revenue mobilization should be enhanced to ensure that sectors continue to implement the project without any cash flow limitation.

ii. *Review of the sectors Program based Budgets*

Hon. Speaker, as it has been discussed most sectors are now not able to prepare their programme based on budget in line with the provision of section 12 of the second schedule of PFM Act 2012. To ensure that the budget meet requirements, the committee proposes that the following amendment be affected ineffective sector based budget:

- a) That the Environment sector the following amendments should be made on the PBB for 2019/20.
 - i. The target for purchase of NCC Ward refuse truck, heavy machines and in working condition at the dumpsite be aligned to resources available.
 - ii. The target for the daily condition is aligned to the resources available for solid waste management.
- b) The Health sector, the name of the hospital where development projects are been undertaken be indicated.
- c) Urban and Planning sector the following amendment be made on the PBB for the financial year 2019/20 projects be aligned to key performance indicators and output.
 - i. The output for valuation is adjacent to the intended objectives of updating valuation law.
 - ii. The sector to provide measurable key performance indicators for all the outputs in the program based budget and the same be linked to the target.
 - iii. The output and related indicators on climate change be knocked off the sector budget and
 - iv. The sector objectives be aligned to the approved annual development plan of 2019/20
- d) The Urban renewal sector the following amendment be made in the Programme Budget for 2019/20.
 - i. That the sector budget is adjusted to provide an allocation for slum upgrading in line with output and key performance indicators in Program-based budget.
 - ii. The target for the purchase of software allocated to 10 million be included in Programmed Based Budget.
 - iii. The target key performance and output for the technical consultancy programs be included in the program-based budget.

- e) Education, youth Affairs sport culture and social services the allocation on basic salaries, house allowances, leave allowances be rationalized and aligned to respective sector targets.
- f) That under the Public Works and Transport and Infrastructure sector be aligned to the resources in the budget;
- g) ICT e-government and Public Communication sector the following amendment be made on the program-based budget for the financial year 2019/20.
 - i. The provided matrix of program output and key performance indicated be aligned as programs and subprograms.
 - ii. The sectors objectives are aligned to the goals of the program approved in annual development program 2019/20.
- h) That under the Trade, Commerce, Tourism and Cooperative sector, the following amendment be made in the program based budget of 2019/20:

That the target of beneficiary on revolving loans be realistically adjusted to match the proposed allocation for the financial year.

Output target and key performance indicator be assigned for all sector projects.

Details of the target and market for construction and those for rehabilitation be aligned to the resources allocated.

- i) That under the Liquor Licensing Board, the following amendment be made in the program based budget for the board:
 - i. That program for the Board be clearly identified and aligned to the board objectives.
 - ii. The output and target related to purchase of vehicle be knocked off the budget.
 - iii. That all Board program be assigned output and target for the coming financial year.
 - iv. The exact location of sub county liquor offices be constructed, be provided and the number together with the corresponding resources allocated be harmonized in the program based budget and the itemized budget.
- j) That under the County Assembly clear output be provided together with key performance indicators, baseline figures and targets.
- k) That under the County Public Service Board the baseline figure be provided and program based budget be properly aligned to the itemized budget in the resource allocation.
- l) That under the Public Service Management baseline figure be provided and output for early retirement scheme be indicated.
- m) That under the Agriculture, livestock development, fisheries and forestry sector the number of causal labourers be aligned to the resources available in the financial year.
- n) Office of Governor the following amendment be made in the program based budget for financial year 2019/20.
 - i. The target for advocates to be recruited under the office of county attorney be aligned to the projected basic salary.
 - ii. The activity on purchase of vehicles for the Office of the County Attorney be aligned to the resources available in the financial year.
 - iii. The target be assigned for all activities to be undertaken by the Office of the County Attorney.
 - iv. The target of disaster sub sector be clearly provided.

- v. The programs for Internal Audit department, Inspectorate Service and Investigation be provided in the program based budget.

Mr. Speaker sir that the amendment on the program based budget be undertaken by various sectors as coordinated by the County Treasury and the revised program based budget for the financial year 2019 to be used as a tool for tracking budget implementation submitted to the County Assembly by the County Executive Member for Finance not later than seven days after adopting of this report.

III. Expenditure reallocations

Those under the Health sector the following reallocations as proposed by the Sectoral Committee on Health Services:

- a) Budget for operations and printing services be increased from Ksh. 2.1 million to Ksh. 22.1 million
- b) Budget for advertisement, awareness and publicity campaign be increased from Kshs 250,000 to Ksh. 5 million
- c) Budget for fungicides, insecticides and spray proposed to be increased from Ksh. 3.6 million to Ksh. 10 million.
- d) Budget for laboratory material supplies, environment to be increased from Ksh. 3.1 million to Ksh. 16.5 million
- e) Budget to sanitary and cleaning material supplies and small equipment to be increased from Kshs 3 million to Ksh. 20 million.
- f) Budget to other operating expenses, universal health coverage be increased by Ksh. 75 million.
- g) Budget laboratory material supplies and small equipment under health commodity be increased to Ksh. 10 million.
- h) Budget to purchase vaccines be reduced from Ksh. 200 million to Ksh. 90 million.
- i) Budget for specialized materials be reduced from Kshs 50 million to Ksh. 10 million.

That the health sector budget be reallocated within ceilings provided, additional Ksh. 100 million for community health workers to make a total of Ksh. 300 million.

IV. Development projects for financial year 2019/2020

That when introducing the Appropriation Bill to the Assembly pursuant to provision of section 129(1) of the PFM Act 2012, the County Executive Committee Member of Finance shall submit a list of all projects to be implemented in the financial year 2019/2020.

V. Expenditure increases

That unspent balances from bursaries for financial year 2018-2020 for scholarships and education benefits primary education be loaned over to the coming financial year and be included in the Appropriation Act 2019.

Mr. Speaker sir in conclusion pursuant to the provision 131(1) of PFM Act 2012 and Standing Order 22(6) the Select Committee on County Finance, Budget and Appropriation recommend that the county Assembly adopts the report of Finance, Budget and Appropriation committee on consideration of budget estimates for Nairobi County Government and County Assembly for financial year 2019/2020. Thank you. I beg the Minority Leader to second me.

Hon. Elias Otieno: Thank you Mr. Speaker for reminding me to second the Motion because if you check I am member number 16, not 19. The Budget Committee has done a good job. I ask the House to pass

the Motion for us to have capacity to have the money in our accounts because there is money for trips, retreats for Members and also money for development. I don't think we should take too much time here unless we have something else. Mr. Gari as your leader I have already decided it is good, and also Oyugi.

Mr. Speaker I know my people. I know Oyugi will stand here and start talking about Martin Luther King!

(Laughter)

Mr. Speaker, thank you.

(Question proposed)

Hon. Maurice Gari: Thank you Mr. Speaker. I rise to support this budget estimate but with some reservations although my Minority Leader who is also my friend- you know a friend must stab your back first to know if he is your true friend. I have some issues to raise concerning these estimates like the Office of the Deputy Governor. As of now we don't have any deputy Governor and you can see the development expenditure of the Deputy Governor is Ksh. 777 million and recurrent expenditure of Kshs 32 million. This office is there but on a blanket note. There is nobody in this office. This should get at least a minimal share until or when the Deputy Governor will be vetted and approved in this Assembly.

(Point of Order)

Hon. Elias Otieno: Thank you Mr. Speaker. That is the reason why I pre-empted what is going to happen after secondment of the Motion. I knew he must challenge some things. As much as the office holder is not in office, the office exists. It is the office, not the person inside that office. But right now as far as am concerned when the Majority went for the Haji I was acting as the Deputy Governor. We are rotating every month until the day the Governor is going to appoint the Deputy Governor. But right now we are rotating in that capacity of Deputy Governor. At same time funds for that office must be there because the office exists except the person occupying it is not there. I have my office here, the Majority Leader has an office. The office is there!

Hon. Deputy Speaker: Hon. Gari I thought you were through?

Hon. Maurice Gari: He was trying to correct me but I want know on which Standing Order he arose on.

Hon. Deputy Speaker: Don't forget he is the Minority Leader.

Hon. Maurice Gari: Yes he is the Minority Leader, he has more time than me, I know. Mr. Speaker the office can be there but the holder is not there and we have deficit in this budget. On Ward fund which should be changed to Ward project I have never seen any allocation. We don't know how much was allocated to Ward projects. I also echo the Water sector which was allocated Ksh. 7 million per ward. That is a very big achievement. We won't be buying tanks now. We shall be drilling boreholes and repairing pipes.

On education we have been having hard time with this issue of education. I see here the allocation of Ksh. 123 million for development expenditure and Ksh. 1.2 billion for recurrent expenditure. We should be passing the budget and see how it works. It should work promptly. Right now we have an issue with Controller of Budget on the issues of bursary and everyone here knows. I as Hon. Gari don't want to write my own political obituary because forms should be out and so that we give out the cheques. We are passing these

estimates knowing and sending the signal that we are not in good stead as Members of this County Assembly with the electorate.

I am encouraging my able Majority Leader and Minority Leader to give us their ears and convince the Executive because there is nothing we cannot do even talking to the Controller of Budget because nowadays we are not fighting; I can drink Otieno's tea and he can drink mine, I can go to Guyo's office and we can talk and I can also come to your office and we can talk, I can ask for a favour from you. So the remaining thing here is the budget estimates we are passing today but we still have issues with the Executive on the issuance of bursaries. We don't have to meet here in the Assembly but we want to meet as elected leaders who are affected through the leadership of this Assembly and we iron out these issues of bursary.

On the issue of Hon. Otieno, I respect you as you are my leader and I support your deputy governorship and I wish you well in that office. Thank you.

Hon. Deputy Speaker: I would suggest because we have a very big list here for those who want to contribute, I will urge members who get that chance to use only two minutes so that most of the members can contribute. Thank you.

Hon. Mark Macharia: Thank you Mr. Speaker. I wish to also comment on the budget and on behalf of the 85 elected leaders, I wish to bring to your attention that it is absurd that we shall pass this budget and then at the end of the financial year we shall be forced to convene another supplementary budget in order to pay the WDF projects.

Mr. Speaker my request is, if there is a way we can amend the WDF allocation to go to the Transport and Public Works just the way we do it in the supplementary budgets. We don't have to wait until the year has passed so that we can amend. Can't we do so before we pass this budget so that the elected leaders can have the projects ongoing and are paid in due time. As *Mheshimiwa* Gari said, no elected leader is willing to start writing his political obituary.

At the moment as we speak you are aware that anyone that has ongoing WDF project has not been paid up to date even after we passed the supplementary budget a month and some weeks back. Mr. Speaker it is my polite request and I know the 85 leaders are backing this. If we can amend this clause before we pass this budget it will be of great help to the Nairobians and the 85 elected leaders at large. Thank you Mr. Speaker.

Hon. Deputy Speaker: Hon. Jeremiah Themendu, two minutes please.

Hon. Jeremiah Themendu: Thank you Hon. Speaker. I rise to support the estimates but I would like to say even in the financial year 2018-19, we passed the same estimates and up to date some poor children are still suffering for lack of bursary.

I support but I urge you to follow the Executive and make sure they implement what we have said in this Assembly without any hesitation. I would like also to say that, let us not blame the Executive for now but let us look at ourselves because we oversight through the committees and we have failed and we are blaming the Executive. The people who are supposed to know whether the returns have been made to the Controller of Budget are the same committees i.e. the Education Committee.

Hon. Speaker, let us make sure that the money is not returned to the Treasury after the 30th of June. It is very sad that the money is returned and the poor children are being sent away from school because of our problem in this Assembly. Thank you Mr. Speaker.

Hon. Immapet Kemunto: Thank you Mr. Speaker. I rise to support and at the same time raise an eyebrow according to the allocation for the Special Elect fraternity. As members of this House I believe we are equal but I can't see where we are factored in this budget estimates. We as Nominated Members came to this House and as per the Sarah Serem Act, I believe and as we follow the law, and even how the allocation was initiated before we came to this House, I can't see where we are factored in these estimates and believe

if my Minority Leader for that office that you are aiming, if you can actually slash some of the amount so that we can benefit as Nominated Members. So that we can have our staff and offices it could be much better to legislate better and also feel as part of this House.

To the Budget Committee, I feel so proud being a member and a volunteer in my Ward sometime. I can see there are some considerations the committee had some volunteers where you would be allocating some cash to train them and also familiarize and give them some protective gears on how to handle the work at the ground level. I must appreciate and also hail all the committee members. Thank you.

Hon. Silas Matara: Thank you Mr. Speaker for this opportunity. Mine is to rise to support these budget estimates but with a few observations. Number one, we are all aware that during the previous budget estimates which we passed in this House we have been having a challenge because as an Assembly we get to do our work which we were elected to do by Nairobians. But unfortunately when it comes to the issue of implementing whatever we have passed in the Assembly, it becomes a problem, either due to the delays on the side of the Executive. I would urge the Executive side that; that one, they should exercise some discipline in terms of making sure that all the programmes we put in the budget are implemented in good time and also the procurement of the said services.

I am happy that the Committee of Budget headed by our able Chair did a good work in their recommendations of the report in terms of early procurement of programmes of the Executive. Number two Hon. Speaker, it would be quite disappointing that we do estimates and we overestimate and are not able to realize the money that we are able to collect from Nairobians. It is prudent that everyone plays his or her part in this County; the Executive side and our side in terms of oversighting what the Executive does. With that, I beg to support. Thank you.

Hon. Kennedy Oyugi: Thank you Mr. Speaker for giving me this opportunity to support this Motion. My issue is still the issuance of bursaries. I want to call upon the leadership i.e. the Majority Leader and the Minority Leader to help us to follow up on this issue of bursary because we have been doing it on our own and it is like they are not serious about it. It is like they are behind us and they are not talking about the bursary.

Secondly Mr. Speaker, yesterday when the CEC of Finance was reading the budget estimates, they allocated for Buruburu flats and Kariobangi South flats. Huruma flats are in a very pathetic state there is painting and the houses are in bad state and the people living there are paying rent and adding revenue for this County. I talked with the Vice Chair of Finance about Huruma flats and he told me that he will give an allocation in the next financial year.

Mr. Speaker, I want to request the Budget Committee to allocate Huruma flats some money that can help them to renovate those houses. Thank you Mr. Speaker. I beg to support this Motion because I have known that in Nairobi City County we have two Acting Deputy Governors in the House. In case of anything I will consult them as the Deputy Governors of Nairobi City. Thanks a lot Mr. Speaker.

Hon. Silvia Museiya: Thank you Mr. Speaker. I rise to support and very quickly mention page 11 No 14. It has come to my attention that the County Government of Nairobi has refused to give information on loans interests and not just the Budget Committee but also many other committees. That worries me as a member because we could be collecting revenue and putting it in one pocket and losing it in terms of debt management. When we cannot verify the debts that are being given to Nairobi in terms of loans and what they are for.

I would want this matter to be of interest to the leadership of the House led by the Majority Leader and the Minority Leader and the Budget Committee. The County government has refused to give information on loans and so we do not know how much we owe, the interest it has accrued and there is a Debt Management Paper according to the Budget Committee. This should come to the attention of all the members

of this House because we as members of committees have tried to get this information but it is not available. We would like to know why this information has become so sensitive and why it cannot be availed to the County Assembly because it impedes our oversight role as a House. Thank you.

Hon. Peter Warutere: Thank you Hon. Speaker for catching my eye. I also want to add my voice in this very important Motion. I think a time has come where we need to move from the boardroom to the actuals. Two years down the line, very little has been done. Some of us who want to exit this County Assembly to the National Assembly need to be seen to be working and I think that the budget is here to address our concerns.

As the Chairman for Health committee, I am glad that we have received the highest share at Ksh.7.3 billion and we will be able to work on our hospitals and the *wanjiku* will be happy to receive services. Hon. Speaker, I wish to reiterate that things are much better than we found them.

This budget will be a game changer and I hope that we will support this. I wish to thank the Budget Committee for working tirelessly to ensure that our future is guaranteed. I know that when these monies will be released to the economy, it will be a game changer. I hope that the monies will be used prudently by all the sectors that are there within this County. Thank you Hon. Speaker. I rise to support

Hon. Deputy Speaker: Hon. Muthiga

Hon. John Kamau: Thank you Mr. Speaker. I rise to support the Motion. As the Chairman of the Environment Committee, I am very glad because the Budget Committee has given us Ksh. 130 million under the solid waste management programme to hire casuals in all the 85 Wards. Mr. Speaker, this is the only project that makes us be felt in the wards as elected members and it is a very big milestone. We have had many programmes but the implementation bit has not been forthcoming. I support.

Hon. Deputy Speaker: Hon. Wacira

Hon. Samora Mwaura: Thank you Mr. Speaker. I rise to support this budget Motion as I make a few observations. First and foremost, I would like to say that I am very happy because every Ward will now get Ksh. 7 million under the water sector which will go a long way to improving the water situations in most of our Wards.

I would also like to congratulate the Budget Committee for the Ward Development Fund (WDF) consideration and as a member of the WDF Committee, let me reassure members that we have changed the fund from Ward Development Fund to Ward Development Programs which means that we will have lesser fights with the Controller of Budget in allocating funds. Further, I would also like congratulate the committee because of increasing funds in the health sector which will go a long way in enabling the health sectors that have been constructed by the County in the last few years to be equipped.

In addition, I wish to make a few reservations specifically in the roads sector. There are only nine projects that are going to be implemented in the next financial year and the members who did not have any projects in the rollover program will have to wait for the new financial year before they get anything. I do not know how that will be addressed but I wish to urge the Budget Committee to see what they can do to accommodate those members who do not have projects in their Wards.

Finally, I wish to echo what my fellow Members have said in regards to bursaries. This issue has become a thorn in our flesh. We are being persecuted everyday by our people because we gave them forms but they have never seen the cheques. They do not know the bureaucracy that goes on in here and the pressure is on us. Mr. Speaker, I do not know how that can be addressed by the leadership of the House to make sure that these issues are resolved as soon as possible. If we are not careful then that will be the

beginning of our political obituaries. If about 700 people whom you gave forms decide to rise against you then we will be political past tense. Thank you Mr. Speaker.

Hon. Deputy Speaker: Hon. Kirago.

Hon. Anthony Kiragu: Thank you Hon. Speaker. I would like to support this budget with some reservations. I have heard on several occasions the mover mention the County Secretary. I beg your attention Hon. Speaker. I would like to reiterate on this floor that the Office of the County Secretary is still being occupied by a stranger and the law clearly states that should not be in that office to even act.

Hon. Speaker, this is very important and the Majority Leader promised to give me a response to my statement last week. We are going to get into a very difficult quagmire in that every decision and document being signed will not stand the test of time. Let us be very clear as a House if the person sitting in that office should still be there.

I would also like to remind the person occupying that office that violation of the Constitution or any other law can lead to impeachment. As the CEC for Agriculture, it will be detrimental to continue to act as a County Secretary and we may be forced to impeach her all together for violating the law. I support this budget with another rider because I can see my political obituary written on page 18. I will not be among the nine lucky people who will be having projects for this year. However, I support it because the County is big and we cannot accommodate everybody. I still maintain my commitment to this House but will have to change my methods of getting to this House because development will not be one of them. Thank you very much.

Hon. Deputy Speaker: Finally Hon. Mbugua.

Hon. Mbugua Kabiro: Thank you very much Mr. Speaker.

Hon. Deputy Speaker: He is the last person to contribute.

Hon. Mbugua Kabiro: Thank you for the favor Mr. Speaker. I wish to look at this a little bit differently. Ksh. 35 billion is not small monies and we know for sure that if we put this money in this House then it may cover the whole building and even overflow. The bursary issue is one that has been spoken of at great lengths and today we had a meeting as the Education Committee where we kindly asked the CEC Member for Education together with the CFO to rise up and apologize to parents and students who were to benefit from the bursaries and they were adamant and even said that they could not do that.

Mr. Speaker, we have been put in a situation where we are not in control yet the blame is being put on each and every member and it is not a good thing. Today I met the Majority Whip Hon. Waithera Chege carrying a bag similar to the ones which were used to issue bursary cheques and it got me worried and I know that you have said that I am the last person to speak but I wish to donate one second to her to explain whether the bag contains the cheques or not. Thank you Mr. Speaker.

Hon. Deputy Speaker: Lastly Hon. Otieno Elias.

Hon. Elias Otieno: Thank you Mr. Speaker. I want to respond to the self-proclaimed Bishop. I was to bring the report yesterday but the CEC for Budget was reading the budget and so I was not able to bring it on the floor of the House. However, the report is ready and we are going to call him to see it before tabling. It is true the County Secretary is in office illegally and this is me preempting what is going to be tabled tomorrow and I believe that she is handing over before the day ends.

About the bursaries, I want to make it clear today in this House that it is a privilege for us to get these bursaries. The people who elected me in Kileleshwa only knew I had three roles; to oversight, which I am doing properly, to make laws here and to represent them. Those are the roles of the MCAs. So, the bursaries are privileges that the Executive has given us. This boy here is talking about bursaries yet he doesn't have a ward.

(Laughter)

(Hon. Member raised a Point of Order)

I don't want your Point of Order. Mr. Speaker, don't allow a Point of Order from this man. Martin Luther King Jr once said "*The cowards die many times*"

(Loud consultations)

I am on a Point of Order. I am not a coward to lie to you that you will get what is not your right. If you don't want me to tell you, then you should not accuse me that you want bursaries. Am I talking to David or Okello?

(Hon. Themendu raised a point of information)

Which information? I don't want you to inform me. Go and meet Amos Wako in the Senate, you are not supposed to be here.

Let us persuade the Controller of Budget to release the bursaries. I heard that the Controller of Budget is a girlfriend to one of us here. The person comes from the sides of Dandora. Let this man go and help us get the bursaries.

Call the mover to reply, Mr. Speaker.

Hon. Deputy Speaker: Thank you, Hon. Otieno. Now that this matter has come from the Minority Leader---

(Loud consultations)

Order! I want first to give a communication. Now that this matter has come from the Minority Leader, it is always good to hear the other side. Hon. Majority Leader, what can you say about what the Minority Leader has just said?

Hon. Abdi Hassan: Thank you, Mr. Speaker sir. I know the issue of bursary is a thorn in the flesh. We are dealing with it. There were some concerns by the Controller of Budget to add information pertaining the bursary. They are finishing it and I am personally following it. I am sure she will release the bursary soon. We are facing the same problem at the Wards because of the bursaries. So, members should be patient. I assure you the coming week the bursaries will be out. Thank you.

Hon. Deputy Speaker: Since the two members are both elected, their concerns are our concerns. Mover, can you reply.

Hon. Patrick Karani: Thank you, Mr. Speaker. I thank the Hon. Members for contributing to this Motion. I would like to point out few concerns----

Hon. Deputy Speaker: Serjeant-at-Arms, please don't allow any member to go out because we have another business to transact. Hon. Mwangi Wamboi, go back to your seat! That is not your seat, please go back to where you are supposed to sit.

Hon. Patrick Karani: On the issue of bursary, the Budget Committee has foreseen a scenario whereby we are going to jump to the next financial year before the Controller of Budget finalizes on the issue. It has been the concern of this committee that we are putting these monies in this estimate as payable from the financial year. Even if it will be on the second or third day of July when the Controller of Budget will approve and release the money, we have provided that in the budget so that it will be paid without much ado.

On the issue of WDF, I heard the Member of Umoja I Ward and Hon. Gari asking, every Ward has been allocated Ksh.14 million. The money will be locked in that specific line item so that it can be reinvested. When it comes to the time of payment, it will be allocated to the specific sector where it will be paid.

With those few remarks, I want to thank our secretariat for burning the midnight oil. It was really a job to come up with this report. I also want to thank our committed members of Finance, Budget and Appropriations Committee, members of this House for the support and the support of our leadership. I beg to reply, thank you.

(Question put and agreed to)

Hon. Deputy Speaker: Hon. Members, I order business as per provisions of Standing Order No.41 (2) to allow for the papers laid and notice of Motion for the vote on account.

PAPER

Hon. Patrick Karani: Thank you, Mr. Speaker. Pursuant to provision of Section 134 of Public Finance and Management Act, 2012 and Standing Order No. 227, I beg to lay the following paper on the Table of the Assembly, today Wednesday 26th June 2019: Schedule estimates showing the several services for which a vote on account is required for the year ending 30th June 2019. I beg to lay.

(The paper was laid on the Table)

COMMUNICATION FROM THE CHAIR

DIRECTION ON TRAVEL AND SITTINGS

Hon. Deputy Speaker: I have a communication here.

Hon. Members, the Assembly is currently finalizing its consideration of the budget estimates and subsequent process, having today adopted the report of the Budget Committee. The process be finalized tomorrow, 27th June 2019 with the consideration of the vote on account as scheduled for the morning sitting now agreed to by the House.

Therefore, in order to ensure there is sufficient quorum for the foregoing purpose, it is now directed that no committees are to travel today, 26th June 2019 for any schedule event. All committees should reschedule their travel to tomorrow, Thursday 27th June 2019 after plenary.

Hon. Members, similarly, there will be no committee sittings tomorrow since we will have a plenary from 10:30 a.m. therefore, it is so ordered.

NOTICE OF MOTION

VOTE ON ACCOUNT

Hon. Patrick Karani: Thank you Chair.

THAT, pursuant to the provisions of Section 134 of the Public Finance Management Act, 2012 and Standing Order 227, the withdrawal from the County Revenue Fund of the sum of Ksh. 8,701,425,708 made up in the manner set out in the Vote of Account Schedule laid before the County Assembly, be authorized for the purpose of meeting expenditure necessary to carry on the services of the Nairobi City County Government during the financial year ending on the 30th June, 2020 until such a time as the Appropriations Act for the Financial year 2019-20 comes into operation.

Thank you.

Hon. Deputy Speaker: Thank you Chair.

ADJOURNMENT

Hon. Deputy Speaker: Hon. Speaker, having transacted today's business, the House stands adjourned till tomorrow, Thursday 27th June 2019 at 10:30 a.m.

(The House rose at 4:15 p.m.)