



## NAIROBI CITY COUNTY ASSEMBLY

### OFFICIAL REPORT

#### Second County Assembly – Third Session

Tuesday 30<sup>th</sup> April 2019

The House met at 2.30 p.m.

*[Hon. Acting Speaker (Mr Chege Mwaura) in the Chair]*

#### PRAYERS

**Hon. Acting Speaker:** Clerk, proceed.

#### PETITION

##### DEMOLITION OF PROPERTIES IN MOWLEM WARD

**Hon. Acting Speaker:** The Hon. Member for Mowlem wanted to brief the House on something. I want to give him a chance.

**Hon. Benson Macharia:** Thank you Mr. Speaker. I have a very pressing concern from the people of my ward, Mowlem. My people from Mowlem legally acquired a property lease from the County Council of Nairobi. The property is now under threat of forceful acquisition from the County in total disregard of the laid down law. Some of my people who had actually developed, their properties were demolished causing great distress.

Hon. Speaker, I beg the indulgence of this House to allow me bring a petition to address this matter urgently. Hopefully, this should be done on Thursday, before we go for recess.

Mr. Speaker, the person I am talking about is right there at the gallery. Last year, they had their property demolished. They are not opposed to the development agenda of the Governor. What they oppose is that their property was demolished without a proper communication. The demolition took place without them being informed and they incurred losses. Some of them invested their retirement package on those places that were demolished.

So, hopefully, on Thursday, allow me to bring forth a petition to this Assembly so that their issues may be addressed. I know this House is an Assembly of just and fairness. I know the ruling will be favorable to them. Thank you.

**Hon. Acting Speaker:** Thank you, the Hon. Member for Mowlem. The Hon. Member raised an issue regarding the construction of a market that the County Government is undertaking to do in his ward. There were some of his electorates who had plots within that market area that were demolished to pave way for the construction. However, they were not compensated. They raised the issue with their Member. He was of the view to raise a statement. We advised him that it would be best if he brought a petition so that we can look at the whole issue because they have already suffered losses. They had built houses that have already been demolished. I invited the Member on the floor. Let us acknowledge the electorates from Mowlem Ward.

*(Applause)*

Thank you. They can see that their issue is being handled. So, those were the issues that the Member raised from what his electorates were asking. I hope by Thursday before we go on recess, we will be able to capture a fully done petition so that it can be taken to the relevant committee for them to take action.

So, I direct that the Clerk facilitate the Member with all the requirements possible for him to do a proper petition so that we can be able to proceed. Are you okay with that, Member for Mowlem?

**Hon. Benson Macharia:** Thank you, Mr. Speaker. I am okay with that. As the Constitution of Kenya gives this Assembly the same powers of the high court, I believe the recommendations of the committee will be of help to my constituents.

**Hon. Acting Speaker:** Thank you very much. Next order.

**Hon. Acting Speaker:** Leader of Minority, you have an issue?

**Hon. Elias Otieno:** Mr. Speaker, I have a personal statement. Standing order no. 89---

**Hon. Acting Speaker:** Order Leader! May I allow you time when we are on Order No. 7?

**Hon. Elias Otieno:** Okay.

## PAPERS

**Hon. Acting Speaker:** Thank you. There were papers to be laid and I don't think we were able to print them in good time. So, I have the report from the delegation that visited Zanzibar. May the leader of that delegation come and table the report? Approach the Table. Who was the Chair of that delegation?

Report of the Select Committee on Selection and the report of the Select Committee on Powers and Privileges will also be tabled. The Member who was leading the delegation to Zanzibar? Hon. Benson? I think he is following up on the issue of petition that he forgot about this one. We will come to him. Chair of Selection Committee, Leader of Majority, table the report and then we will give it time.

**Hon. Abdi Hassan:** Thank you, Mr. Speaker. I beg to lay the report of the Selection Committee. Thank you.

*(Paper was laid on the table)*

**Hon. Acting Speaker:** Thank you Leader of Majority. On behalf of the Committee on Powers and privileges, Vice Chair?

**Hon. Naftali Mathenge:** Thank you, Mr. Speaker. Pursuant to Section 191 (6), I beg to lay the following papers on the Table of the Assembly today, Tuesday 30<sup>th</sup> April 2019; the report of the Select Committee on Powers and Privileges on the inquiry into the unethical conduct of Hon. Members on 6<sup>th</sup> of November 2018 within the Assembly precincts.

*(Paper was laid on the Table)*

**Hon. Acting Speaker:** Thank you. Hon. Benson, you lead the delegation to Zanzibar, table your report so that we move to the next order. Clerk, facilitate the Chair of that delegation. Are we ready? Hon. Benson.

**Hon. Benson Macharia:** Thank you, Mr. Speaker. Pursuant to Standing Order No. 191 (6), I beg to lay the following paper on the Table of this Assembly today, Tuesday 30<sup>th</sup> April 2019; report of the delegation that visited Zanzibar House of Representatives from 23<sup>rd</sup> to 30<sup>th</sup> September 2018.

*(Paper was laid on the Table)*

**Hon. Acting Speaker:** Very well, thank you. Hon. Moses Ogeto.

**Hon. Moses Ogeto:** Thank you Hon. Speaker. I want to request for an extension for the report which was to be laid today. Hon. Speaker, we recall, on 3<sup>rd</sup> April 2019, you directed the Public Accounts Committee to table the report on consideration of the report of the Auditor General not later than 30<sup>th</sup> April 2019. The report of the Auditor General on Financial Statement of Nairobi City County Assembly for the year ended 30<sup>th</sup> June 2017. On behalf of the committee, I wish to report that the committee has finalized meeting all the witnesses mentioned in the said report and it shall be proceeding for its report writing next week on 7<sup>th</sup> May 2019. This is therefore to seek your indulgence that the report will be tabled immediately after the scheduled recess. We promise to strictly abide by your directions. Thank you.

**Hon. Acting Speaker:** Thank you. The Deputy Minority Whip, on behalf of the Public Accounts Committee is requesting for an extension so that they are able to table a full and comprehensive report once we come back from recess, which is the first week of June. PAC has always honored its timelines. So, I think it is fair so that they can finalize and tidy up all the issues and report by the first week of June.

**Hon. Moses Ogeto:** We will table it on the second week after recess. That is by 13<sup>th</sup> of June, if you may allow.

**Hon. Acting Speaker:** So, you are requesting that your report be tabled on or before 13<sup>th</sup> June?

**Hon. Moses Ogeto:** Much obliged.


**Hon. Acting Speaker:** Alright. Let us give you that extension. We hope that as usual, you will come up with a comprehensive report on which we will have a robust discussion about. Thank you. Next order.

## NOTICE OF MOTION

ADOPTION OF REPORT ON THE INQUIRY INTO UNETHICAL CONDUCT OF HON. MEMBERS

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**Hon. Acting Speaker:** The Leader of Majority. Powers and Privileges Committee Vice Chair, Hon. Mathenge.

**Hon. Naftali Mathenge:** Thank you Hon. Speaker. I beg to give notice of the following motion. That this Assembly adopts the report of the Select Committee on Powers and Privileges on the inquiry into unethical conduct of Hon. Members on 6<sup>th</sup> of November 2018 within the Assembly precincts. Thank you.

**Hon. Acting Speaker:** Thank you. The Committee on Powers and Privileges are ready with the report. They have tabled and put a notice. So, House Business will allocate time for them so that we are able to interrogate the report to either pass or reject. Next order.

## PERSONAL STATEMENT

### ARREST OF HON. MEMBERS

**Hon. Acting Speaker:** Leader of Minority.

**Hon. Elias Otieno:** Mr. Speaker, I have a personal statement pursuant to Standing Order No. 44. It is concerns our colleagues who have been arrested. I think there is a man who grabbed a land of Nairobi City County, by then it was Nairobi City Council. I think he is called Mr. Kiragu. I am asking this House to make sure we claim back our land. It seems the Leader of Majority wants to add something to this. Let me give him time to say something.

*(Point of information)*

**Hon. Abdi Hassan:** I want to inform my colleague and big brother here that members who are assisting with that matter will deal with it. We don't need to discuss it on the floor of the House and that no one fixed anybody. So, we don't want the media to misquote my good brother.

**Hon. Acting Speaker:** Okay, thank you. Leader of Minority, are you okay?

**Hon. Elias Otieno:** I mentioned the person who did that, I think he is called Kiragu He owns a school in Eastleigh. But since the matter is in court, let me just leave it for today. But the County should reclaim that land back to the public.

**Hon. Acting Speaker:** Fair enough.

## STATEMENTS

**Hon. Acting Speaker:** I hear that Hon. Mwangi Njehia has a request, but Hon. Millicent Jagero, are you holding brief for the Chairperson of Culture?

**Hon. Millicent Jagero:** I don't have the statement with me, Hon. Speaker.

**Hon. Acting Speaker:** But are you holding brief for him? I understand we had a challenge because of the morning session. I don't think we were able to do all the paper work. Leader of Majority?

**Hon. Abdi Hassan:** Thank you, Mr. Speaker sir. Two weeks after recess, the committee will bring its report. Thank you.

**Hon. Acting Speaker:** Thank you. Hon. Maurice Ochieng, you have a statement request?

REQUEST FOR A STATEMENT REGARDING DELAYED DISBURSEMENT OF SUBSIDIARY VOCATIONAL TRAINING CENTER SUPPORT FUND

**Hon. Maurice Ochieng:** Thank you Mr. Speaker. Pursuant to Standing Order No. 45 (2c), I wish to request for a statement from the Chairperson of the Sectoral Committee on Children, Early Childhood and Vocational Training regarding delayed disbursement of subsidiary vocational training center support fund.

Hon. Speaker, access to affordable education is a right enshrined in the constitution. Further, management and operation of village polytechnic offering vocational training is a mandate of the County Government under part 2(9) of the 4<sup>th</sup> Schedule of the Constitution. To achieve this, the National Government provides subsidiary funds through the subsidized vocational training center support grant.

Hon. Speaker, it is reported that financial year 2018/19, grant was transferred to the County Special Account in June 2018 but disbursement to the vocational center is taking longer than expected. This is affecting the day to day operation of the vocational training center.

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

1. Whether The National Government has actually transferred to the County Special Account;
2. If yes, why is it taking longer than expected for the County to disburse the fund to the centers given that the financial year 2018/19 is nearly ending;
3. Are there specific challenges that the sector is facing in relation to the management of the fund;
4. What measures are being put in place by the County Executive to ensure that the funds are disbursed in time going forward?

Thank you, Hon. Speaker.

**Hon. Acting Speaker:** Thank you, Hon. Maurice. The Chair of Education? Vice Chair? Members of the same committee? We don't have any member? Majority Whip.

**Hon. Waithera Chege:** Thank you Mr. Speaker. We request for two weeks.

**Hon. Acting Speaker:** We are going on recess. Is the first week okay with you so that they can have a whole month to work on it and then they respond in June? Hon. Maurice?

**Hon. Maurice Ochieng:** Mr. Speaker, I think this committee should take this matter very seriously. As we are here, the children are going back to school. There is no substantial report that we received from the Executive side and the committee itself. Now that we are raising a very potential issue about the polytechnics, this is the money that was given by the National Government last year in June. Up to now, the money has not been disbursed and is lying in a special account. So, we will give them one week after the recess so that we get a substantial answer. Thank you.

**Hon. Acting Speaker:** Thank you. Majority Whip, you ensure that the committee is briefed on the issue and will be ready when we return from recess. Hon. Pius Mbono?

REQUEST FOR A STATEMENT REGARDING DEMOLITIONS IN ZIMMERMAN WARD

**Hon. Pius Mbono:** Thank you, Hon. 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 ongoing demolitions in the County, especially in Zimmerman Ward.

Hon. Speaker, demolition of structures reportedly on residential structures in Zimmerman Ward are ongoing by a team allegedly called multi agency team which is carrying out the exercise without consulting and notifying the area leadership hence demeaning their dignity in the face of the electorate. Houses that are built using millions of monies are being brought down within minutes if not seconds. The demolitions have interfered with businesses around the said area affecting the economy and the County at large.

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

1. Whether the County Executive is aware and who is authorizing the exercise;
2. What is the justification of the demolitions and whether notices were issued to the affected persons and businesses;
3. What measures the County has put in place to ensure that the exercise is executed only as per the law?

Thank you Hon. Speaker.

**Hon. Acting Speaker:** Thank you. Chairman of Planning? Hon. Ruth Ndumi.

**Hon. Rose Ndumi:** We are going for recess and so we will give a report on the second week after recess. Thank you, Mr. Speaker.

**Hon. Acting Speaker:** Hon. Pius, are you comfortable with that?

**Hon. Pius Mbono:** I am not comfortable because the rate at which bulldozers are bringing down houses means that in the next three to four days, Zimmerman will go flat. So I think that we need to know why the demolition is taking place and the answer is as simple as a yes or no.

**Hon. Acting Speaker:** Let me help the Hon. Member, by stating what the Leader of Majority said in the morning session in regards to the demolitions at Zimmerman. Could you weigh in so that we conclude on that issue?

**Hon. Abdi Hassan:** I agree with the member that the issue is very sensitive. Thousands of Nairobians have lost their property and the matter cannot wait till after recess. You should direct the committee to work on it immediately, even if it means calling for a special sitting. With your indulgence, the committee should be directed to work on this sensitive matter with immediate effect and report back to the Assembly within two or three weeks if possible.

**Hon. Acting Speaker:** Given we will be on recess, let us agree that the committee do the hearings and a response done for the member and once we come back, the whole chamber will be briefed on what is happening. Is that a good direction Hon. Pius?

**Hon. Pius Mbono:** Hon. Speaker, since the Majority Leader is on this, I am comfortable because I know that he is able to see the Governor---

**Hon. Acting Speaker:** He is also affected because the demolitions are also happening in his area. Hon. Ndumi, are you comfortable?

**Hon. Ruth Ndumi:** I confirm that on Thursday we will start discussing it.

**Hon. Acting Speaker:** Thank you. Hon. Benson? Leader of Majority?

**Hon. Abdi Hassan:** Sir, with your indulgence, I ask that you take us to Order No. 8 then come back to statements after we finish with that statement.

**Hon. Acting Speaker:** We have five responses that I wanted to push forward. Do you wish to contribute on the same issue?

*(Point of order)*

**Hon. Moses Ogeto:** Hon. Speaker, I am standing on point of order under Standing Order No 41. I wish to support my Majority Leader that you change the sequence of the proceedings of this House so that we can proceed to motion number eight. Thank you.

**Hon. Acting speaker:** I had already made plans on how to go about with the responses with Hon. Mbithi and Hon. Obuya but I am not sure if Hon. Ngengi will be comfortable if we push his response to Thursday? Let us push all these responses to Thursday. Thank you. Hon. Benson, do we push your request to Thursday?

**Hon. Benson Mwangi:** No

**Hon. Acting Speaker:** Proceed.

REQUEST FOR A STATEMENT REGARDING PERFORMANCE AND QUALITY OF SERVICE DELIVERY IN THE  
DEPARTMENT OF HEALTH SERVICES

**Hon. Benson Mwangi:** Thank you Mr. Speaker. pursuant to Standing Order No. 45 2(c), I wish to request for a statement from the Chairperson of the Select Committee on Health services regarding the performance and quality of service delivery in the department of Health Services of Nairobi City County.

Hon. Speaker, there have been alleged reports relating to the operations of the department of Health Services regarding performances of revenue collection, inspection of buildings and health clinics and appointment of less qualified officers to departmental offices for instance directors.

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

1. What is the revenue collected in the last four years in relation to the following streams; Food, laboratories, medical certificates, occupation certificate, site toilets, food hygiene, licenses and export certificates;
2. List of buildings and health facilities that have been inspected and given a clean bill of health by building and development control office of public health and attach copies of certificates issued;
3. What are the qualifications the office holders in the following positions have in the Health Department; Director of Public Health, Deputy Director of Public Health, Assistant Director of Public Health;
4. Investigate the allegations that some cartels are interfering with personnel files.

Thank you, Hon. Speaker. I beg to lay the following statement.

**Hon. Acting Speaker:** Chairman Health.

**Hon. Peter Warutere:** Thank you, Hon. Speaker. This is a weighty matter, looking at the parameters that the Hon. Member has raised. I beg for your indulgence so that we get to work on this matter. I can see that I am seated next to the Chairman for Budget and the issue on fiscal discipline has been of concern. We need to look at leakages that are within the sector, wastages and financial misappropriation, and issues that are very pertinent as raised by the honorable member. I wish that you allow my committee to look into these issues prudently and before we are done with recess, I hope that you can avail resources---

**Hon. Acting Speaker:** Chairman, when can we expect the report?

**Hon. Peter Warutere:** That is where I am coming to and I don't know why there is intervention from the other side who are not even able to keep their House in order. So, allow us to sit over the matter and report on the very first day after recess.

**Hon. Acting Speaker:** Noted. Hon. Benson?

**Hon. Benson Mwangi:** Mr. Speaker, we are on the budget making process and one of the parameters of County revenues is in the sector for Health. The statement that I have raised in this noble House is weighty and so I will give the chairperson ample time to go through it and hope that by the first week after recess, I will have my response ready

**Hon. Acting Speaker:** Thank you very much. Next order.

## BILL

### *First reading*

SUPPLEMENTARY APPROPRIATION BILL (ASSEMBLY BILL NO. 2 OF 2019)

*(Order for First Reading read the first time)*

**Hon. Acting Speaker:** Proceed Clerk.

### *Second reading*

SUPPLEMENTARY APPROPRIATION BILL (ASSEMBLY BILL NO. 2 OF 2019)

**Hon. Acting Speaker:** Chair Budget

**Hon. Robert Mbatia:** Thank you, Mr. Speaker. I beg your indulgence to protect me from Hon. Mugambi and Hon. Mwangi.

**Hon. Acting Speaker:** Leader of Majority, kindly consult with your members in low tones.

**Hon. Robert Mbatia:** Thank you, Mr. Speaker. I beg to move that the Nairobi City County Supplementary appropriations Bill 2018 be read a second time.

Mr. Speaker, this morning the County Assembly adopted the report of the Finance, Budget and Appropriations Committee on the consideration of the second supplementary budget estimates for the Financial Year 2018/2019. In the adopted report, the County Assembly has granted authority for transfer of Ksh.801 million for payment of Ward Development programmes, disbursement of bursaries in excess of Ksh. 550 million to students, improvement of County infrastructure with the total development allocation for the



public works sector standing at Ksh.6.08 billion and ensuring a cleaner city with the recurrent budget for the environment sector approved at Ksh.2.46 billion. The approved budget shall also guarantee timely payment of salaries, efficient operations of the County Executive and adequate facilitation of the County Assembly to perform its functions. This Appropriations Bill therefore aims to provide a legal basis for utilization of funds approved by the County Assembly.

In conclusion Mr. Speaker, the Budget Committee has scrutinized the submitted the bill and confirmed that it is consistent with the figures approved in the supplementary estimate report. The recommendations have been incorporated as resolved by this Assembly.

Mr. Speaker, I wish to urge members to support this bill and give the County the go ahead to utilize the funds for completion of development projects and other lines of expenditure outlined herein before the end of the current financial year.

Mr. Speaker, I beg to move and request Hon. Fredrick Okeyo to second me. Thank you.

**Hon. Acting Speaker:** The Hon. Fredrick Okeyo

**Hon. Fredrick Okeyo:** Thank you, Mr. Speaker. We are looking at the supplementary and appropriations Bill and it is what gives the Executive the legal mandate to execute funds. As we said in the morning, there are portions that were done and now we are giving them the mandate to utilize funds appropriately. We did our work as a committee and hope that the Executive will reciprocate by showing members that they are willing to work and perform. It is upon them to show us as leaders of Nairobi that they are working towards the better of Nairobi. With those few remarks, I beg to second.

**Hon. Acting Speaker:** Fair enough. Resume your seats, Hon. Gikonyo and Hon. Warutere

*(Question proposed)*

**Hon. Acting Speaker:** Hon. Obuya? Hon. Themendu

**Hon. Themendu:** Thank you, Hon. Speaker. I rise to support the Bill and say something concerning the bills that we have passed from 2017 to 2019. I am worried because since 2017, I have not seen any project being done concerning capital projects in my ward. I only see projects being implemented in other wards but mine has none. I do not know what happened because I cannot be escorting other members to benefit yet my constituents are paying tax. How am I going to benefit? I am sure that by 2020/2021 we won't have projects being implemented. I hope that you are listening to me, Mr. Speaker. The former regime was pro National Super Alliance (NASA) and they benefitted at the time.

*(Laughter)*

**Hon. Acting Speaker:** Order!

*(Point of order)*

**Hon. Jeremiah Themendu:** What is the point of order for?

*(Laughter)*

*(Loud consultations)*

**Hon. Acting Speaker:** Order, Hon. Jeremiah! Order Members! Order! Hon. Themendu, you are not on record, kindly take your seat.

*(Hon. Themendu spoke off record)*

**Hon. Acting Speaker:** Let me guide you Hon. Themendu. You are at liberty to raise issues in whichever form you want. However, it is also a parliamentary practice that if a member has raised a point of order, we hear him from or her and if it is not substantial, then we throw it out. Keep in mind that I was a member in the last Assembly, we did not have NASA at the time but I say that your sentiments have been captured. I am pressed for time and so will not open that debate. The Chairman for Budget in his response will capture what you were saying and you are at liberty to vote whichever way you want. So, stand guided and proceed to conclude.

**Hon. Jeremiah Themendu:** Hon. Speaker, I support this motion. But I would like to say that the people out there who voted for the Jubilee Government are very worried because they do not see anything happening in their wards. Roads that we hear that are going to be constructed are pro NASA---

**Hon. Acting Speaker:** You are out of order Hon. Themendu!

*(Loud consultations)*

Order! Have your seat, Hon. Themendu. Members from NASA whom you are trying to put blame on are 70% new. So, if the others were getting projects and were kicked out by the public, then that cannot be the only measure in all fairness. I will not allow you back on the microphone because it is going to open a debate that I do not want to continue. Let the Chairman for Budget in his reply respond to the questions you have asked. I am sure that he has understood what you were trying to say. I will give the Leader of Majority a chance to weigh in on the matter

**Hon. Elias Otieno:** Thank you, Mr. Speaker for giving me this opportunity. When a member of this House is sworn in, he is sworn as a member of the County Assembly of Nairobi, not a member of a political party. Also this budget is not about parties but about Nairobians. Do you want to direct the County Executive or the County Government of Nairobi not to do any projects in certain areas because they are NASA party zones? In the former regime there was no NASA, it was (Coalition of Reforms and Democracy) CORD party. First of all Mr. Mzee--- *(Laughter)*

**Hon. Acting Speaker:** Order! Leader of Minority, you are not on record.

**Hon. Elias Otieno:** Mr. Speaker, I think it is important to have age limit for someone to vie as an MCA. In the Senate, you can work well with the likes of Amos Wako. Those are your age mates. *(Laughter)* You cannot come here and start lecturing us about parties. I represent a ward not a party. There are no projects in my ward but I don't complain. You would have opposed when it was tabled in the morning. Right now you are chasing a thief who has already gone. You are just like pickpocketing someone who is naked. *(Laughter)* There is nothing you are going to get there my friend. Support and learn to move on. Next time I am going to campaign for you to be the senator of Nairobi. Thank you, Mr. Speaker for your time.

**Hon. Acting Speaker:** Hon. Themendu, wrap up so that the Chair can respond.

**Hon. Jeremiah Themendu:** Mr. Speaker, I was not against a party. I only wanted to highlight the issue of bias concerning the disbursement of those projects from the Executive. We have handshake now and with handshake, we are finished.

*(Point of information)*

**Hon. Acting Speaker:** Hon. Themendu, the Leader of Majority--- *(Loud consultations)*

**Hon. Abdi Hassan:** Thank you, Mr. Speaker sir.

**Hon. Acting Speaker:** Order! Your leader is informing you.

*(Loud consultations)*

**Hon. Acting Speaker:** Order!

**Hon. Abdi Hassan:** Mr. Speaker sir, I wish to inform my good friend and a big brother who is also my neighbor---

**Hon. Elias Otieno:** He is not your brother but your father.

*(Laughter)*

**Hon. Abdi Hassan:** Mr. Speaker sir, we feel his concerns which are very genuine, but we have CFSP which is coming as Order No.12. He can raise his concerns at that moment because we are dealing with 2019/2020. This is supplementary my brother, just support it and then we can move to the other agenda. Thank you.

**Hon. Acting Speaker:** Thank you. Chairman of Budget, you can reply.

**Hon. Robert Mbatia:** Thank you, Mr. Speaker. I want to appreciate and also inform that I am only limited to respond that this Bill be read a second time. I cannot respond to other questions of people benefiting or not benefiting because we dispensed with that matter in the morning. Thank you, I beg to move.

*(Question put and agreed to)*

*(The Bill was read a second time and committed to a Committee of the Whole House by the leave of the House)*

## COMMITTEE OF THE WHOLE ASSEMBLY

*(Order for Committee read)*

*(Mr. Speaker left chair)*

IN THE COMMITTEE

*[Hon. Chair (Mr. John Nyumu) took the Chair]*

SUPPLEMENTARY APPROPRIATION BILL (ASSEMBLY BILL NO. 2 OF 2019)

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**Hon. Chairperson:** Hon. Members, we are in the Committee of the Whole Assembly to consider the Nairobi City County Supplementary Appropriation Bill, 2019 (Assembly Bill No. 2 of 2019). We will start with Clause 2.

Clause 2

*(Question that Clause 2 be part of the Bill)*

*(Question put and agreed to)*

Clause 3

**Hon. Chairperson:** Any debate? Serjeant-at-Arms, please don't allow anyone to go out.

*(Question that Clause 3 be part of the Bill)*

*(Question put and agreed to)*

Schedule

*(Question that the Schedule be part of the Bill)*

*(Question put and agreed to)*

Title

*(Question that the Title be part of the Bill)*

*(Question put and agreed to)*

Clause 1

*(Question that Clause 1 be part of the Bill)*

*(Question put and agreed to)*

**Hon. Chairperson:** Mover.

**Hon. Robert Mbatia:** Thank you, Mr. Speaker. I beg to move that the Committee do report to the Assembly its considerations of the Nairobi City County Supplementary Appropriations Bill, 2019 (Assembly Bill No. 2 of 2019) and approval thereof without amendments. Thank you, Mr. Speaker.

*(Question put and agreed to)*

*(The House resumed)*

*[Hon. Acting Speaker (Hon. Chege Mwaura) in the Chair]*

**Hon. Acting Speaker:** Have your seats, hon. members. Chair of Chairs.

### REPORT AND THIRD READING

#### SUPPLEMENTARY APPROPRIATION BILL (ASSEMBLY BILL NO. 2 OF 2019)

**Hon. John. Nyumu:** Thank you, Hon. Speaker. I wish to report to the Assembly that the Committee of the Whole Assembly has considered the Nairobi City County Supplementary Appropriations Bill, 2019 (Assembly Bill No. 2 of 2019) and approval thereof without amendments.

**Hon. Acting Speaker:** The Hon. Chairperson, do you concur?

**Hon. Robert Mbatia:** Thank you, Mr. Speaker, I beg to move that the Assembly agree with the Committee on the said report.

*(Question proposed)*

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

**Hon. Peter Imwatok:** Hon. Speaker, allow me add my voice on this important Bill before us. I have always said that it is important as a House to follow procedure to the later. The Committee on Budget headed by Hon. Mbatia and the Vice Chair. The Vice Chair may not talk a lot, but if you want to know who he is, attend the Budget Committee. He is a man who is detailed on the spirit of budgeting processes, guided by the Chair who is always at hand to make sure the Budget Committee succeeds.

I was a member of Budget Committee then and I am happy that today is the third time since this Assembly was inaugurated, to bring a third supplementary budget within this Government. But, Mr. Speaker, there are pertinent issues that we must address. Just as the hon. elder from Kayole spoke, yes we are passing a supplementary budget and without fear of contradiction, the minority side has always stood firm. When it is good for the County, we will always be there. But when things are not right, we will be there to speak about them.

As we pass this budget exactly less than two months to the end of financial year, we are waiting for the main budget. The main budget must capture the aspirations and the spirit of 85 wards at all levels, whether in Health sector, Public Works or cultural activities including night running if it is in Nairobi. It must capture the aspirations of all 85 wards.

Lastly, I want to thank all members for being there since morning for the good of more than five million Nairobians. Looking at the supplementary, there is nothing that is envisaged on behalf of Makongeni, Kaloleni and Mbotela Ward. But it is good for the County operations to move forward in terms of development agenda that has to be rolled. If I walk to Warutere's Roysambu Ward, he will not ask me which ward I come from. It is Nairobi. If I go to Lavington, Kileleshwa, where I always go most of the weekends for *nyama choma* wrapped in *pilipili*, I am worried of no one.

We must understand the spirit of equitability, that development must be at all times be equitably distributed. That is why in the morning I said I will pass this supplementary budget with a light heart. I had some heavy reservations, but after consultations that for Nairobi to move forward, we must give and take.

For those that doubt the handshake, we say we are sorry for you because it is a reality. It is better you step back and join the handshake. Thank you, Hon. Speaker.

**Hon. Acting Speaker:** Thank you. One more member then I will put the question. Hon. Mark Mugambi.

**Hon. Mark Mugambi:** Thank you very much once again, Mr. Speaker. Just to echo the sentiments of my fellow hon. members, Hon. Karani and Hon. Imwato, it is high time the elected leaders in this Assembly have a meeting in regards to development within the entire Nairobi region. Since I was sworn in as a member of Umoja 1 Ward, I am still struggling with the rollover of the WDF projects that my predecessor left. It is two years now but I have not been able to even introduce one single project. In the financial year 2018/2019, there was nothing, and in 2019/2020, there is still nothing. I am still following up the roll overs that I found. I appeal to my leadership, my able Majority and Minority Leaders because at this rate, I don't see most of us being reelected because we fought our predecessors for doing nothing. The same is applying to us. Thank you.

**Hon. Acting Speaker:** Thank you. I know the challenges the Budget Committee are grappling with; we have a budget of about Kshs.35 billion. Kshs.15 billion of which comes from the National Government and we raise our own Kshs.10 billion, that is a total of Kshs.25 billion. The other Kshs.10 billion is strictly non-existent unless we do loans. Of the Kshs.25 billion we are sure of, Kshs.15 billion goes to salaries and may be Kshs. 5 billion goes to recurrent expenditures. So, realistic amount for development is about Kshs. 5 billion. Whichever arithmetic you want to use, we cannot have projects in all the 85 wards, hence the importance of having a standardized Ward Development Fund so that at least everyone has a slice of something. That is the direction you should be looking at. A hospital, a school and market shed are projects. So, if you get a slice of something and it is balanced, then that is okay.

The Budget Committee is not only confined to the committee members, you are at liberty to follow it up because your business is to rebalance. You find an equitable way that everyone gets something. Having said that, I will put the question.

*(Question put and agreed to)*

**Hon. Robert Mbatia:** Thank you, Mr. Speaker, I beg to move that Nairobi City County Supplementary Appropriations Bill, 2019 (Assembly Bill No. 2 of 2019) be now read a third time. Thank you, Mr. Speaker.

*(Question proposed)*

**Hon. Acting Speaker:** Hon. Ogeto.

**Hon. Moses Ogeto:** Hon. Speaker, I take this chance to thank the Chair of Budget for ensuring that everything has been done. There is very high absorption rate of expenditure in this County. I would wish the Chair of Budget to bring good policies to ensure that whatever we pass in this Assembly can be implemented as per the budgets which we have passed. Let us ensure that by the end of financial year which will be on 30<sup>th</sup> June, the money is spent. Let the Chair be assured that if he will not take into consideration of the budget

that is coming, we are not threatening him but we are saying we want every ward to be developed. We campaigned with the promise of developing our wards.

With those sentiments, I am requesting the Chairman that in the next financial budget, they include all wards so that we don't hear our father, Hon. Jeremiah complaining. When I was talking about Kshs.300 million in the morning, I don't know if he was sleeping. But it is good that he saw it in the Appropriation Bill. Next year, I hope he will be waking up and ensuring that everything is concurrent with the budget. I beg to support.

*(Question put and agreed to)*

*(The Bill was accordingly read the third time and passed)*

### PROCEDURAL MOTION

#### APPOINTMENT OF MEMBERS TO THE SELECT COMMITTEE ON COUNTY FINANCE, BUDGET AND APPROPRIATIONS

**Hon. Acting Speaker:** Leader of Majority.

**Hon. Abdi Hassan:** Thank you, Hon. Speaker. Considering the time, I will not read the names in the select Committee expect for one sectoral Committee, which I need to do an amendment on the floor.

THAT, pursuant to the provision of Standing Order No. 199(1), this Assembly approves the appointment of the following Members to the Select Committee on County Finance, Budget and Appropriations:

1. The Hon. Michael Ogada Okumu, MCA
2. The Hon. Emily Oduor Ondeje, MCA
3. The Hon. Jane Muasya, MCA
4. The Hon. Elias Otieno Okumu, MCA
5. The Hon. Catherine Apiyo Okoth, MCA
6. The Hon. Paul Shem Shilaho, MCA
7. The Hon. Nimo Omar Hajji, MCA
8. The Hon. Fredrick Onyango Okeyo, MCA

I will ask my counterpart to second. Thank you.

**Hon. Elias Otieno:** Thank you, Hon. Speaker. Because of time, I do not know why the Clerk is trying to dictate the mover to read the names Age is catching up with us nowadays and I think our blood is now low at this time. Therefore, I think it is very important if he can just merge the numbers together from 13 to 18.

**Hon. Acting Speaker:** It will not be procedural.

**Hon. Elias Otieno:** Hon. Speaker is saying that it is not procedural. Therefore, I beg to second.

*(Question proposed)*

**Hon. Abdi Hassan:** Thank you, Hon. Speaker sir, I thank Members for supporting this Motion. Thank you.

*(Question put and agreed to)*

APPOINTMENT OF MEMBERS TO THE SELECT COMMITTEE ON PUBLIC ACCOUNTS

**Hon. Abdi Hassan:** THAT, pursuant to the provision of Standing Order No.197(1), this Assembly approves the appointment of the following Members to the Select Committee on Public Accounts:

1. The Hon. Wilfred Oluoch Odalo, MCA
2. The Hon. Moses Ogeto Nyangaresi, MCA
3. The Hon. Rose Adhiambo Ogonda, MCA
4. The Hon. Esther K. Munayi Nyangweso, MCA
5. The Hon. Redson Otieno Onyango, MCA
6. The Hon. Lawrence Otieno Odhiambo, MCA
7. The Hon. David Njilithia Mberia, MCA
8. The Hon. Peter Anyule Imwatok, MCA

I would like to ask Minority Whip to second. Thank you.

**Hon. Acting Speaker:** The Hon. Minority Whip.

**Hon. Peter Imwaotok:** I second.

*(Question proposed)*

**Hon. Acting Speaker:** I can see that there is no request, I think you are all in concurrence. The mover can reply.

**Hon. Abdi Hassan:** Thank you, Mr. Speaker Sir, I would like to thank Members for supporting this motion. Thank you.

*(Question put and agreed to)*

APPOINTMENT OF MEMBERS TO THE SELECT COMMITTEE ON PUBLIC INVESTMENTS

**Hon. Abdi Hassan:** THAT, pursuant to the provision of Standing Order No. 198(1), this Assembly approves the appointment of the following Members to the Select Committee on Public Investments: -

1. The Hon. Stazo Elijah Omungala - MCA
2. The Hon. Kennedy Oyugi - MCA
3. The Hon. Alvin Olando Palapala - MCA
4. The Hon. Anne Catherine Akinyi- MCA
5. The Hon. Emapet Kemunto- MCA
6. The Hon. Herman Azangu-MCA
7. The Hon. Clarence Munga-MCA
8. The Hon. Jared Ondieki Akama-MCA

I ask my Majority Whip to second.

**Hon. Waithera Chege:** Thank you, Hon. Speaker, I second.

*(Question proposed)*



**Hon. Abdi Hassan:** Thank you Mr. Speaker sir, I would like to thank Members for being cooperative.

*(Question put and agreed to)*

APPOINTMENT OF MEMBERS TO THE SELECT COMMITTEE ON IMPLEMENTATION

**Hon. Abdi Hassan:** THAT, pursuant to the provision of Standing Order No. 201(1), this Assembly approves the appointment of the following Members to the Select Committee on Implementation: -

1. The Hon. Elias Otieno Okumu, son of Jennifer - MCA
2. The Hon. Nimo Hajji - MCA
3. The Hon. Alvin Olando Palapala - MCA
4. The Hon. Michael Ogada Okumu – MCA
5. The Hon. Hafsa Khalif Mohamud- MCA
6. The Hon. Millicent Akinyi Okatch- MCA
7. The Hon. Anne Catherine Akinyi- MCA
8. The Hon. Fredrick Omondi Otieno-MCA

I ask my counterpart to come and second.

**Hon. Acting Speaker:** Leader of Minority.

**Hon. Elias Otieno:** Thank you, Mr. Speaker. I want to thank the Leader of Majority for honouring my late mum Jennifer the woman who gave birth to me. My mother was very intelligent and that is the reason why he gave birth to me at night when people were sleeping.

*(Laughter)*

Therefore, if you are called Ochieng or Onyango your mother did not do anything good to you. I second, Thank you, Mr. Speaker.

*(Question proposed)*

**Hon. Acting Speaker:** Hon. Oyugi do you have something to say?

**Hon. Kennedy Oyugi:** Thank you, Mr. Speaker, even though I did not intend to speak at this moment, I would like to say a few words kindly because I do not want--

**Hon. Acting Speaker:** Are you rising to support?

**Hon. Kennedy Oyugi:** Yes, I am supporting. Hon. Speaker, my longtime admirer, the man whom I really miss to see, Martin Luther Junior used to say, "He who is devoid of the power to forgive is devoid of the power to love". He also said, "If you have not discovered something to die for then you are not fit to live". As an admirer of Martin Luther King, I discovered something which is very passionate to me, that is a defender of social Justice. The so-called bad fate befell upon me out of my passion for defending social justice. Martin again said that time is always right to do what is right.

Therefore, Hon. Speaker, I want to conclude by saying that quietly I have endured silently, I have suffered, patiently I have been waiting. Therefore, I want to believe that the right time has come for the right thing. Thank you.

**Hon. Acting Speaker:** Thank you, I will now call the mover to reply.

**Hon. Abdi Hassan:** Thank you, Mr. Speaker sir, I beg to reply.

*(Question put and agreed to)*

#### APPOINTMENT OF MEMBERS TO THE SELECT COMMITTEE ON DELEGATED COUNTY LEGISLATION

**Hon. Abdi Hassan:** THAT, pursuant to the provision of Standing Order No. 202(1), this Assembly approves the appointment of the following Members to the Select Committee on Delegated County Legislation: -

1. The Hon. Solomon Magembe - MCA
2. The Hon. Paul Shilaho - MCA
3. The Hon. Melab Atemah-MCA
4. The Hon. Jairus Amukhoye Omayo-MCA
5. The Hon. David Wambua Mbithi-MCA
6. The Hon. Rose Masitsa-MCA
7. The Hon. Eunice Wanjiku-MCA
8. The Hon. Patrick Musili-MCA

I ask my counterpart to come and second.

**Hon. Acting Speaker:** Leader of Minority.

**Hon. Elias Otieno:** Thank you, Hon. Speaker, I would like to second the motion but I would like to remind my good friend, interpreter of Martin Luther, if it is Martin Luther, it is Martin Luther. I know you are always quoting so many things about Martin Luther. Thank you, Hon. Speaker and Martin Luther Junior.

*(Laughter)*

*(Question proposed)*

**Hon. Acting Speaker:** There being no request, I call the mover to reply.

**Hon. Abdi Hassan:** Thank you, Mr. Speaker sir, I beg to reply.

*(Question put and agreed to)*

#### APPOINTMENT MEMBERS TO THE SELECT COMMITTEE ON WARD DEVELOPMENT FUND

**Hon. Abdi Hassan:** Thank you, Hon. Speaker Sir, I think that there are some errors there because it is supposed to be Ward Development Fund.

THAT, pursuant to the provision of Section 35(1) of the Nairobi City County Ward Development Fund Act, 2014, this Assembly approves the appointment of the following Members to the Select Committee on Ward Development Fund: -

1. The Hon. Cecilia Achieng Ayot, MCA
2. The Hon. Nicholas Okumu Ouma, MCA
3. The Hon. David Okello Ruong`o, MCA

4. The Hon. Herman Azangu, MCA
5. The Hon. Fuad Hussein Mohamed, MCA

I ask my counterpart to come and second.

**Hon. Acting Speaker:** Leader of Minority.

**Hon. Elias Otieno:** Thank you, Hon. Speaker, I second.

*(Question proposed)*

**Hon. Acting Speaker:** There being no request, I call the mover to reply.

**Hon. Abdi Hassan:** Thank you, Mr. Speaker sir, I would like to thank Members for supporting this Motion. I beg to reply. Thank you.

*(Question put and agreed to)*

#### APPOINTMENT OF MEMBERS TO SECTORAL COMMITTEES

**Hon. Abdi Hassan:** Thank you, Mr. Speaker Sir, THAT, pursuant to the provision of Standing Orders No. 203(1), this Assembly approves the appointment of the following Members to the following Sectoral Committees as listed in the Third Schedule to the Standing Orders: -

##### **A. Sectoral Committee on Environment & Natural Resources**

1. The Hon. Peter Anyule Imwatok, MCA
2. The Hon. Emily Wanjiku Waitthaka, MCA
3. The Hon. Millicent Okatch, MCA
4. The Hon. Francis Otieno Ngesa, MCA
5. The Hon. Solomon Magembe, MCA
6. The Hon. Fredrick Onyango Okeyo, MCA
7. The Hon. Rose Masitsa, MCA
8. The Hon. Joseph Ndonji, MCA

**B. The amendment of Hon. Mary Ariviza, which is a typo error in our Sectoral Committee on Transport & Public Works. She was not there. The name will be exchanged with that one for Hon. Geoffrey Majiwa.**

1. The Hon. Hafsa Khalif Mohamud- MCA
2. The Hon. Evans Otiso - MCA
3. The Hon. Stazo Elijah Omungala - MCA
4. The Hon. Osman Khalif Abdi- MCA
5. The Hon. Geoffrey Majiwa - MCA
6. The Hon. Wilson Ong`ele Ochola MCA
7. The Hon. Jared Okoth Okode-MCA
8. The Hon. David Ayoyi-MCA.

##### **C. Sectoral Committee on Culture & Community Services**

1. The Hon. Osman Khalif - MCA

2. The Hon. Wilfred Oluoch Odalo - MCA
3. The Hon. Jackline Achieng Apondi - MCA
4. The Hon. David Njilithia Mberia – MCA
5. The Hon. Jared Okoth Okode –MCA
6. The Hon. Melab Atemah Lumalah-MCA
7. The Hon. Imapet Kemunto-MCA
8. The Hon. David Okello Ruong'o-MCA

**D. Sectoral Committee on Justice & Legal Affairs**

1. The Hon. Patrick Kenyangi Logedi- MCA
2. The Hon. Osman Khalif Abdi- MCA
3. The Hon. Kennedy Obuya- MCA
4. The Hon.-Emilly Oduor Ondeje- MCA
5. The Hon. Elias Otieno Okumu-MCA
6. The Hon. Moses Nyangaresi Ogeto-MCA
7. The Hon. David Ayoyi-MCA
8. The Hon. Francis Otieno Ngesa-MCA

**E. Sectoral Committee on Labour & Social Welfare**

1. Hon. Rose Adhiambo Ogonda, MCA
2. Hon. Evans Otiso, MCA
3. Hon. Wilson Ong`ele Ocholla, MCA
4. Hon. Eve Malenya- MCA
5. Hon. Esther K Munayi Nyangweso, MCA
6. Hon. Eunice Wanjiku -MCA
7. Hon. Jared Ondieki Akama- MCA
8. Hon. Mohammed Fuad Hussein-MCA

**F. Sectoral Committee on Planning & Housing**

1. Hon. Redson Otieno Onyango, MCA
2. Hon. Geoffrey Odhiambo Majiwa, MCA
3. Hon. Elias Otieno Okumu, MCA
4. Hon. Carolyne Andisi Mayunzu, MCA
5. Hon. Naftali Owuor Ogola, MCA
6. Hon. Alvin Olando Palapala, MCA
7. Hon. John Kyalo Mulyungi, MCA
8. Hon. Husni Alawi Mohammed MCA

**G. Sectoral Committee on Trade, Tourism & Cooperatives**

1. Hon. Patrick Musili MCA
2. Hon. Jane Muasya, MCA
3. Hon. Maurice Ochieng Onyango, MCA
4. Hon. Lawrence Otieno Odhiambo, MCA

5. Hon. Wilfred Oluoch Odalo, MCA
6. Hon. Redson Otieno Onyango, MCA
7. Hon. Cecelia Ayot Achieng-MCA
8. Hon. Mary Arivisa-MCA

**H. Sectoral Committee on Water & Sanitation**

1. Hon. Rose Adhiambo Ogonda- MCA
2. Hon. Michael Ogada Okumu - MCA
3. Hon. Elias Otieno Okumu - MCA
4. Hon. Emily Wanjiku Waithaka - MCA
5. Hon. Peter Anyule Imwatok - MCA
6. Hon. Lawrence Otieno Odhiambo – MCA
7. Hon. Nafatali Owuor Ogola-MCA
8. Hon. Catherine Apiyo-MCA

**I. Sectoral Committee on Agriculture, Livestock & Fisheries**

1. Hon. Jared Okode-MCA
2. Hon. Eve Malenya, MCA
3. Hon. Fredrick Omondi Otieno, MCA
4. Hon. Jairus Omayo- MCA
5. Hon. Herman Masabu Azangu-MCA
6. Hon. Fuad Mohammed Hussein-MCA
7. Hon. Kennedy Obuya-MCA
8. Hon. Maurice Gari Otieno-MCA
9. Hon. Nicholas Okumu – MCA
10. Hon. John Kyalo – MCA

**J. Sectoral Committee on Health Services**

1. Hon. Carolyne Andisi Mayunzu, MCA
2. Hon. Elija Stazo Omungala, MCA
3. Hon. John Kyalo Mulyungi, MCA
4. Hon. Moses Nyangaresi Ogeto, MCA
5. Hon. Hafsa Khalif Muhamud, MCA
6. Hon. Morris Ochieng Onyango –MCA
7. Hon. David Wambua Mbithi-MCA
8. Hon. Emilly Oduor Ondeje-MCA

**K. Sectoral Committee on Children, Early Childhood Education & Vocational Training**

1. Hon. Ann Catherine Akinyi, MCA
2. Hon. Jane Muasya - MCA
3. Hon. David Wambua Mbithi - MCA
4. Hon. Solomon Magembe – MCA
5. Ho. Maurice Gari Otieno-MCA

6. Hon. Clarence Kipkemboi Munga-MCA
7. Hon. Kennedy Oyugi-MCA
8. Hon. Joseph Ouma Ndonji-MCA

**L. Sectoral Committee on Energy & Information, Communications & Technology**

1. Hon. Faud Hussein Mohamed- MCA
2. Hon. Herman Masabu Azangu- MCA
3. Hon. Joseph Ouma Ndonji- MCA
4. Hon. Patrick Logedi- MCA
5. Hon. Kennedy Omondi Obuya-MCA
6. Hon. Jackline Apondi- MCA
7. Hon. Catherine Okoth Apiyo- MCA
8. Hon. Alvin Olando Palapala- MCA

I will ask my counterpart to come and second.

**Hon. Acting Speaker:** Leader of Minority.

**Hon. Elias Otieno:** Hon. Speaker, I think that amendment was an error. Also, Hon. Majiwa's name was there but it was omitted. If there is anybody who is still complaining, I think we still have time and we can change because you must understand the time frame.

Therefore, it is high time we table these Committees so that Members can know their Committees earlier because there are some Members who are complaining even now. I think we still have time to rectify the mistakes. There are some committees which are going for retreats.

Hon. Okelo, bear with me because we are going to do something for you. He doesn't like the Ward We because of the Chair. We are going to remove you from that Ward Fund. I

I am a happy man and I do not want any answers right now because I will say something which is my secret weapon and I will touch somewhere. Thank you, Hon. Speaker.

*(Laughter)*

*(Question proposed)*

**Hon. Acting Speaker:** Hon. David Ruong'o.

**Hon. David Ruong'o:** Thank you, Mr. Speaker, I first want to support the motion but I want to say a word on whatever my able leader has talked about. I have not been complaining about the Committee, what I have been complaining about is that every Member should get a rightful thing. We know very well all the elected leaders campaigned and we know that in the Sectoral Committee, it is whereby the policies are being made. That is what I asked my Whip because he is the person who is always in charge of making committee allocation. I had asked him whether the Ward Development Fund is a select committee or a sectoral committee. He told me to ask for Standing Orders so that he can read for me. But from the paper, it is written select committee and that is what I complained about. What I am informing you, Hon. Speaker and our Leaders for the reason of handshake, I am not going to complain about the committee. My destiny and life is in the hands of God and not in this committee.

*(Laughter)*

Whether they are going to do the right thing or not, I am not going to do anything. I will be loyal to my leadership because we are almost going back to the campaign. My chairperson, I am going to be with you, it is a very nice select committee. My Colleague in Mathare, we are going to be together and we are going to make Ward Development Fund to be a very vibrant Committee. Thank you, Mr. Speaker.

**Hon. Acting Speaker:** Thank you. Hon. Mary Ariviza.

**Hon. Mary Ariviza:** Thank you, Mr. Speaker sir. There was a letter that was written to you from the ODM Party which chooses who is put where. It was very clear that we were supposed to be put back to our committees.

Therefore, I am also a Member of the select committee. I came here a little earlier but I had been invited in two committees. When I was trying to go to that committee, I found out that they had finished. I was in that Committee from the very beginning. I am a Member of Transport and Infrastructure and that is the one our party leadership said we should be put back to.

I, therefore, beg to say that I am supposed to be put back into the committee because I have been displaced from all my committees and therefore for me, I am been mishandled in this Assembly and mistreated and it is not right. It is very important for us to know that there are some people who have better privileges than others. When we come here we are all representing our people. I have already been removed from Education.

Therefore, with all due respect from my leadership here and I had already talked to them earlier, it is important for us to know that I wished to have been put back to my committees. However, I do not mind the Trade Committee. It is okay. Hon. Majority with due respect, removing me without telling me where you are putting me is disrespectful, dishonorable and I feel much disrespected. Thank you.

**Hon. Acting Speaker:** Thank you. Hon. Mary had said there was a letter directed at me. Standing Order 203(1) says; *“There shall be a select committee to be known as the sectoral committee comprising not less than 17 and not more than 19 members who shall be nominated by the committee on selection in consultation with the County Assembly parties at the commencement of every County Assembly.”* The committee on Selection must work in concurrence with the parties that are represented. If the parties have so advised the committee on Selection, that is why we have the names. We did not do any monkey business. I call the Chair of Selection Committee who is the mover to reply.

*(Hon. Catherine Okoth rose on a Point of order)*

**Hon. Acting Speaker:** You rose on a point of order and I had given the Leader of Majority to reply. Unless you want to inform him on something, I will allow you.

**Hon. Mary Ariviza:** Are people speaking about me in this Assembly or are we speaking about other issues? I am asking about committees. We need to separate the two.

**Hon. Acting Speaker:** Order! Order! You are not on record. The Hon. Catherine, unless you are on a point of order, I would allow you to say whatever you want to say within the limits and also present yourself with decorum. Raise your point of order and if it is out of order we will mark it as out of order.

**Hon. Catherine Akoth:** Mr. Speaker nataka kuongea na Ariviza juu---

**Hon. Acting Speaker:** Mheshimiwa, sitakubali.

**Hon. Catherine Okoth:** Mr. Speaker, *lazima uniruhusu kidogo. Three months ago* nilitembea kwa Raila, na kina Orenge sikurudishwa kwa hii nyumba. Ilibidi *Majority Leader* anirudishe *after three months*. Ariviza hawezi kutuletea maneno ya *party*. Tumekaa kwa hii *party* miaka mingi, hatujaonana na Ariviza kwa hii *party*. Kama alipata *privilege* ya kuja hapa, akuje polepole na akule polepole na awaje kusumbua watu. Asante, Bwana Spika.

*(Loud consultations)*

**Hon. Acting Speaker:** Order, members! Mheshimiwa Catherine ameomba kuongea na tukamruhusu aongee. Mheshimiwa akiomba nafasi ya kuongea anapewa. Kama hangeongea kwa njia ya nidhamu tunge *rule yeye nje*. Kwa sababu amezungumzia mheshimiwa Ariviza, nitampatia ile tunaita kwa lugha ya kimombo *right of reply before Leader* azungumuze.

**Hon. Mary Ariviza:** Thank you, Mr. Speaker sir. I honour my party leader and Mama Ida, a great man and a great woman who have given me the great privilege of being in this County Assembly. They are the ones who own this party. I honour also my leaders here who are the Minority Leader---

*(Loud consultations)*

Mr. Speaker, can you protect me!

**Hon. Acting Speaker:** The Hon Mary Ariviza, I allowed you a chance to make a response because the Hon. Catherine had made allegations. I will allow you chance to reply on that issue.

**Hon. Mary Ariviza:** The idea is that I don't own the party and the leadership---

*(Loud consultations)*

*(Hon. Mary Ariviza spoke off-record)*

**Hon. Acting Speaker:** Order! Order, Hon. Mary! I am giving you back the mic.

*(Point of order)*

Chairman of Health, what is your issue?

**Hon. Peter Warutere:** Thank you, Hon. Speaker. I am a man of few words. There is what we call top-bottom leadership and I know for sure in Jubilee we have Uhuru Muigai Kenyatta as party leader. In ODM/NASA, I know we have Baba as the party leader. But in this County, we have Governor Sonko on the Executive side and in the Assembly, we have two leadership- Hon. Abdi I. Hassan as Majority Leader on the government side. We only have one leadership on the Minority side and that is enshrined in the constitution. That person is none other than Elias son of Jennifer.

It would be disrespectful for an ordinary member to come here and purport otherwise. The truth of the matter is we must respect the leadership and it is through the leadership that we serve under its behest. I am the chairman of Health Committee through the extension of the leadership of Jubilee. Hon. Ariviza can



only serve under the mercy of one Elias Otieno through the Selection Committee. Therefore, for her to start introducing third parties into this business, we say she is being disrespectful. My point is simple. There comes a time when you must honour your dignity, eat your pride and live with people because it is the only way to live in this world. While she is trying to belabor her point, let her respect the leadership.

**Hon. Acting Speaker:** Mary Ariviza, I will give you a minute to wind up what you were saying because we have to proceed. I still have three agendas.

**Hon. Mary Ariviza:** Thank you, Mr. Speaker sir. What you need to know is that people don't have to say I have disrespected anybody. I am in touch with my leadership.

*(Loud consultations)*

Can you protect me, Mr. Speaker. I have said I honour and respect my leadership---

**Hon. Acting Speaker:** Have your seat, Hon. Ariviza. I gave you a chance to respond and you're not responding. When Catherine raised an issue on Hon. Ariviza, she was addressing the House. When I gave you a chance you should be addressing the House. Leader of Majority, reply.

**Hon. Abdi Hassan:** Thank you Mr. Speaker. I thank members for supporting this motion and the changes that were made here were in concurrence with the parties in this Assembly. It was not done by Majority Leader, it was done by Selection Committee. But you did not attend the meeting which you were called. I don't take directions from you Ariviza and I don't take directions from ODM party. You have to know that, Madam Ariviza. You don't need to like me. I will still be the Majority Leader for the next five years and I can assure if you continue disrespecting the House the way you are doing, we shall just do what the Powers and Privileges Act states and the House will take action on the same. Mr. Speaker, I beg to move.

*(Question put and agreed to)*

**Hon. Abdi Hassan:** Thank you, Mr. Speaker. It is not fine that parties bring some people with mental disorder in the Assembly.

#### APPOINTMENT OF MEMBERS TO THE SELECT COMMITTEE ON ASSEMBLY BUSINESS

THAT, pursuant to the provision of Standing Order No. 163(1), this Assembly approves the appointment of the following Members to the Select Committee on Assembly Business: -

1. Hon. Elias Otieno Okumu - MCA
2. Hon. Peter Anyule Imwatok - MCA
3. Hon. Rose Adhiambo Ogonda - MCA
4. Hon. Moses Ogeto Nyangaresi - MCA
5. Hon. Esther K Munayi Nyangweso - MCA
6. Hon. Wilfred Oluoch Odalo - MCA
7. Hon. David Njilithia Mberia – MCA
8. Hon. Maurice Gari- MCA
9. Hon. Mbugua Kabiru- MCA

I ask my counterpart to second.

**Hon. Elias Otieno:** Thank you, Mr. Speaker. Before I second the motion, I am very much disappointed with my members. I think each and every NASA member knows very well the reason why this thing was delayed from last year. It is just because of this character. If you push me so hard or to the corner, I will say there are some committees that are not supposed to be with nominated members like Transport Committee. Am I wrong? If you are nominated what is your business in the Transport and Works Committee? You cannot come here and fight on the floor.

Why do you want to embarrass members of your party on the floor? It is very wrong, totally wrong. There are some committees we just give you and we know very well you're not supposed to be there. It is because we like you. It is not your right and you cannot appoint yourself in those committees. You cannot come here and ask the Leader of Minority that '*why did you remove me?*' In the first place that name was not in the Selection Committee in the morning. I don't know how those names came here. You should not come and fight on the floor. I beg to second the motion.

*(Question proposed)*

**Hon. Abdi Hassan:** Thank you. Mr. Speaker. I beg to reply.

*(Question put and agreed to)*

## MOTION

### EXTENSION OF ASSEMBLY SITTING

**Hon. Abdi Hassan:** Under Standing Order 31(3), I ask your indulgence so that we can extend the sitting until we finish the business in the Order Paper. Thank you.

**Hon. Acting Speaker:** Thank you, Leader of Majority. Procedurally, I can see you are doing well and for purposes of the media, that work is continuing and we are extending time so that we can proceed until we conclude business of the day.

*(Question put and agreed to)*

Proceed to the next order.

## PROCEDURAL MOTION

### APPOINTMENT OF MEMBERS TO THE SELECT COMMITTEE ON APPOINTMENTS

**Hon. Abdi Hassan:** THAT, pursuant to the provision of Standing Order 196(1), this Assembly approves the appointment of the following Members to the Select Committee on Appointments:

1. Hon. Elias Otieno Okumu – MCA
2. Hon. David Njilithia Mberia- MCA
3. Hon. Emily Ondeje Oduor - MCA
4. Hon. Peter Anyule Imwatok – MCA

I ask Minority whip to second, thank you.

**Hon. Peter Imwatok:** I second, Speaker.

*(Question proposed)*

**Hon. Acting Speaker:** There being no requests I call the mover to reply.

**Hon. Abdi Hassan:** Thank you Mr. Speaker, I beg to reply, thank you.

*(Question put and agreed to)*

#### APPOINTMENT OF MEMBERS TO THE SELECT COMMITTEE ON POWERS AND PRIVILEGES

**Hon. Abdi Hassan:** THAT, pursuant to the provision of Section 15 of the County Assemblies Powers and Privileges Act, 2017 and Nairobi City County Assembly Standing Order No. 169(1), this Assembly approves the appointment of the following Members to the Select Committee on Powers and Privileges:

1. Hon. Evans Otiso - MCA
2. Hon. Carolyne Andisi Mayunzu – MCA
3. Hon. Maurice Ochieng Onyango-MCA
4. Hon. Jackline Apondi-MCA
5. Hon. Geoffrey Odhiambo Majiwa-MCA

I ask my counterpart to second the motion, thank you.

**Hon. Elias Otieno:** Thank you, Mr. Speaker, I beg to second.

*(Question proposed)*

**Hon. Acting Speaker:** I call the mover to reply.

**Hon. Abdi Hassan:** Thank you, Mr. Speaker sir, I beg to reply.

*(Question put and agreed to)*

#### APPOINTMENT OF MEMBERS TO THE SELECT COMMITTEE ON SELECTION

**Hon. Abdi Hassan:** THAT, pursuant to the provision of Standing Order No. 164, this Assembly approves the appointment of the following Members to the Select Committee on Selection: -

1. Hon. Imapet Kemunto Osongo – MCA
2. Hon. Michael Ogada Okumu– MCA
3. Hon. Elias Otieno Okumu – MCA
4. Hon. Peter Anyule Imwatok – MCA
5. Hon. Mary Arivisa Mwami-MCA
6. Hon. Husni Alawi Mohammed-MCA

I ask my counterpart to second, thank you.

**Hon. Elias Otieno:** I beg to second

*(Question proposed)*

**Hon. Peter Warutere:** Allow me, Hon Speaker to support this motion and throw my words on the good deed that was done by Committee on Selection. It is important that we merge membership with abilities. Looking at what has been done by the Selection Committee, there comes a time when we need to look at abilities and quality of work. We have known each other – it has been two years now – we know the abilities of Hon. Ogeto, we know the capacity of WDF Chairperson, the weakness, the gaps of individual membership. This committee has done the right job, giving the right people what to do in the next one year. I commend them for a job well done. I am sure my good friend here will be able to discharge her mandate at this level of Powers and Privileges. Thank you.

**Hon. Acting Speaker:** We are on Selection Committee, Chairman. However, I think you made your point. The mover to reply.

**Hon. Abdi Hassan:** Thank you, Mr. Speaker, I thank members for supporting the motion. I beg to reply.

*(Question put and agreed to)*

#### APPOINTMENT OF MEMBERS TO THE SELECT COMMITTEE ON LOANS MANAGEMENT

**Hon. Abdi Hassan:** Thank you very much, Mr. Speaker. Pursuant to the provision of Nairobi City County Loans and Mortgage Regulation, this Assembly approves the appointment of the following members to the Select Committee on Loans Management:

1. The Hon. Peter Anyule Imwatok, MCA
2. The Hon. Mary Mwami Arivisa, MCA
3. The Hon. Elias Otieno, MCA
4. The Hon. Cecilia Ayot, MCA

Thank much, Mr. Speaker. I beg the Minority Leader to second.

**Hon. Elias Otieno:** Thank you, Mr. Speaker. I think this is the last. I second the motion and I also thank members. Mr. Speaker, one time we met with one of the MPs in Nairobi and he said clearly that somebody was complaining about good committees and bad committees. There is no good or bad committee. Go there and make that committee from good to better. You should not come here and cry that I should be in this or that committee. When those people are removed from these committees where do you want us to take them? Because they will also complain that they have been removed, it is bad. Isn't it?

Even my colleague here she is in Ward Development Fund. Some people say that WDF is not a good committee and she is there and doing well.

*(Question proposed)*

**Hon. Acting Speaker:** I will call the mover to reply because there are no requests.

**Hon. Abdi Hassan:** Thank you, Mr. Speaker sir. I want to take this opportunity to thank members for supporting this motion and I want to state that, as a Majority Leader I will not engage with people who have a mental disorder. I thank this assembly again and I beg to reply. Thank you.

*(Question put and agreed to)*

### MOTION

#### ADOPTION OF THE FISCAL STRATEGY PAPER AND DEBT MANAGEMENT STRATEGY PAPER FOR THE FINANCIAL YEAR 2019-2020.

**Hon. Robert Mbatia:** Thank you, Mr. Speaker. I beg the Assembly to adopt the report of the Select Committee on County Finance, Budget and Appropriation on the Nairobi City County Fiscal Strategy Paper for the financial year 2019-2020 and the Nairobi City County Debt Management Strategy Paper for the financial year 2019-2020.

Mr. Speaker, I will be very brief but also indicate that this is a very important document because once we set the ceilings, then the Executive are duty bound to bring the estimates for the budget henceforth. They are waiting for these budget ceilings. Once we adopt this report, they will be bringing the estimates for the financial year 2019-2-20. Previous documents submitted to the County Assembly indicated that as at June 2017 the total account receivables stood at Kshs.298 billion being a rise from the Kshs.208 billion in 2016-17.

Hon. Speaker, in the financial year 2019-2020, the County budget has been proposed not to exceed Kshs.35.533 billion, composed of Kshs.24.072 billion for recurrent and Kshs.11.461 billion for development to ensure the County takes care of its legal obligation, implements Inspectorate and Investigation Services, supports the sub-county administration and improves the effectiveness of the Internal Audit department. The office of the Governor is expected to utilize Kshs.6.3 billion.

Mr. Speaker, to support the big 4 plan on universal health coverage, the health sector has been allocated Kshs.7.2 billion. The Finance and Economic sector which is mandated to ensure prudent public finance management has been allocated Kshs.2.7 billion to support infrastructure development and ensure learned society. The Public Works sector and Education sector have been allocated Kshs.5.2 billion and Kshs.1.9 billion respectively. The County Government is supposed to provide clean city free from garbage and environment pollution. To support this mandate, the Environment sector has been allocated Kshs.2.2 billion. To support the legislative, oversight and representative mandate, the County Assembly has been allocated Kshs.3.2 billion.

Mr. Speaker sir, further as part of the above allocations, the County Treasury has proposed to allocate Kshs.100 million for Emergency Fund and Kshs. 100 million as appropriations in aid towards Liquor Licensing Board. The County Treasury has further allocated Kshs.500 million towards debt resolution and Kshs.325 million targeting revenue enhancement interventions for key revenue streams. On Ward Development programmes, there is proposed allocation of Kshs.1.27 billion for development translating to Kshs.14.9 million per Ward. Mr. Speaker, that is worth noting.

Hon. Speaker, the revenue kitty for the County in the financial year 2109-2020 has documented in the table CFSP 33.932 billion is composed of 17.267billion from the National share of revenue and Kshs.16.665 billion from internal sources of revenue. With this resource outlay, the budget for the financial year 2018-19 has a deficit of Kshs.1.601 billion. From own source of revenue, the County projects to collect

Kshs.3.925 from single business permits and Kshs.2.892 from rates, Kshs.2.763 billion from parking fees, Kshs.1.908 billion from building permits and also collect Kshs.1.425 billion from bill boards and adverts.

Hon. Speaker, I will go straight to our recommendations. Hon. Speaker, in addition to the recommendations contained in other parts of this report, the Committee recommends that the following policy measures be implemented by the various sectors:

#### **Finance and Economic Planning Sector**

1. That going forward, the County Executive Committee Member for Finance shall ensure that the following are attached to all budget documents submitted to the County Assembly:
  - i) A copy of confirmed minutes of the County Executive Committee indicating dates, the budget document was considered and approved by the County Executive Committee;
  - ii) Summary of the report arising from the Sector Working Groups;
  - iii) Summary of issues arising from public hearings on the budget document under consideration including a synthesis on how the matters were considered;
  - iv) Report on implementation status of previous resolutions of the County Assembly on the budget document and a consideration;
  - v) Inventory of on-going projects for all the sectors including the expected completion dates and the respective costs; and
  - vi) Scientific data e.g. Engineer's estimates informing the costing of projects included in the budget documents.
2. That not later than seven days after the adoption of a report on any budget document, the County Treasury shall make the necessary amendments to the tabled budget document and submit published copies to the County Assembly;
3. That the County Executive Member for Finance assigns a full accounting functions to the Sector Chief Officers as required under the provisions of Section 148 of the PFM Act, 2012;
4. That in line with the provisions of Section 82 of the Public Finance Management (County Government) Regulation, 2015, the County Treasury facilitates sectors to open and operates individual accounts at the Central Bank of Kenya;
5. That in line with provisions of Nairobi City County Office of the County Attorney Act, 2014, a separate vote be created in the estimates indicating the budget estimates and programmes for the Legal Department; that the vote be named Office of the County Attorney;
6. That the development projects proposed by the sectoral committees and annexed to this report form the basis for preparation of the budget for the financial year 2019-2020;
7. That the County implements and finalizes the incomplete projects from the previous financial years;
8. That in line with the provisions of Section 109 of the of PFM Act 148, 2012; the County Treasury develops and presents to the County Assembly a legislative framework exempting hospital from sweeping their revenues to the County Revenue Fund;
9. That the County Treasury shall ensure that all agency fees are budgeted for and spent in line with the provisions of PFM Act, 2012;

10. That to avoid any form of diversion of conditional grants from Roads Maintenance Levy Fund, the County opens an account to which these monies are deposited for proper funds utilization and accountability;
11. That in compliance with provisions of Section 159 of the of PFM Act 148, 2012 and the Nairobi City County Tax Waivers Administration Act 2013, all waivers shall be published in the Kenya Gazette for public input and the waivers granted reported to the County Assembly not more than 14 days after been granted; and
12. That, the County Executive Committee Member for Finance comes up with proper policies to regulate commitments and ensure that quarterly expenditure commitments match quarterly revenue inflows

#### Public Service Management

1. That the sector develops a policy to guide the long awaited voluntary early retirement and the same be presented to the County Assembly for consideration before the end of the current financial year;
2. That the measures initiated to ensure that actual expenditure on wages and salaries reduces gradually to 35% by the financial year 2020-21 be implemented; and
3. That the training vote in all sectors be centralized in Public Service Management since the sector is mandated to train and has the capacity, skills and knowledge to undertake training in line with the area of operation.

#### Trade, Commerce Tourism and Co-operative Sector

1. That the sector develops a policy on County Loans Scheme to support the SMEs and the same be submitted to the County Assembly for consideration before the end of the FY 2018-19.

#### The Office of the Governor

1. That only one Office of the Governor that only one office block should be constructed at the sub-county level which should accommodate all departments to cut costs on construction and improve efficiency in service delivery;
2. That the County should pursue partnerships with other government agencies and corporate organizations to reduce financial burden to the County; and
3. That the budget estimates and programmes for Public Communications be moved from ICT Sector to the Office of the Governor.

#### Office of the County Attorney

1. That the office develops a policy on management of decretal fees to among others require that the fees be decentralized and budgeted for under the various sectors; and
2. That the office prioritizes recruitment of legal counsels in the financial year 2019-2020.

#### Environment, Energy, Water and Natural Resources Sector

1. That, the Environment sector should strategize on efficient waste collection and transportation through zoning of waste collection, operation areas, introduction of formal contracts between private waste collectors, CBOs on solid waste management and awareness creation and public participation in environment matters to the Nairobi residents.

**Public Works, Transport and Infrastructure Sector**

1. That to enhance parking revenue collection, the County to acquire internally run electronic payment system;
2. That, the County seeks funding in order to construct several modern multi-parking towers in the existing spaces in the CBD;
3. That, the County forms a working group including the sector accounting officers, Chief Officer for Finance and the Head of Supply Chain Management that will meet periodically to assess and prioritize pending payments to service providers and contractors working with the county; and
4. That going forward, the Sector to align the contracts sum to the approved budget to avert the imbalances that occur in budgeting.

**Revenue Projections**

That the revenue projection be amended by including Kshs.700 million as estimated bank balances to be carried forward from the financial year 2018-19.

**Expenditure Ceilings**

That, the ceilings for the two arms of government be as follows:

- a) For the County Assembly, Mr. Speaker, this is of interest to us, 3.201 billion consisting of Kshs.1.530 billion for development and Kshs.1.671 billion for recurrent expenditures. For the County Executive, Kshs.32.083 billion consisting of Kshs.9.463 for development and Kshs.22.620 billion for recurrent expenditures.
- b) That, the schedules 1, 2, and 3 attached to the report forms the basis for the financial year 2019-2020 budgeting.

Mr. Speaker, as I wind up, in the medium term debt management strategy, that the Assembly approves the Debt Management Strategies underpinning the 2019 CFSP and the budget estimates for the financial year 2019-2020 and the same remains binding for the next two financial years.

Hon. Speaker, in conclusion and pursuant to provisions of Section 117(6), Sub-section (123) of the Public Finance Management Act, 2012 and Standing Order 221 (7) the County Finance Budget and Appropriations Committee recommends that; this County Assembly adopts the Nairobi City County Fiscal Strategy paper for the financial year 2019-2020 and the Nairobi City County Debt Management Strategy Paper for the financial year 2019-2020.

Hon. Speaker, I beg to move and request one Hon. Emily Oduor to second me. Thank you, Mr. Speaker.

**Hon. Emily Oduor:** Thank you, Hon. Speaker. I stand to second. First and foremost, I must thank all the members for sitting this late. This is a very important document and at a certain point I was a bit scared and skeptical that we might not have members sitting. But I can see the interest that you have and you know this is for development of this County and therefore I once again thank you for sitting here.

For us to come up with this document, it took a lot of our time reading. We actually went out to do a public participation that contributed to us coming up with this document. If you look at the document you will see that the Health Sector has the lion's share. I would like to appeal to you to kindly pass this for the sake of the Health Services.

We had a public participation and what we gathered was that sometimes Nairobian go to hospitals and don't get enough drugs. We had a situation where a woman died in a hospital simply because there



were no enough staff to attend top the woman who was giving birth. When we looked at this and we thought as much as we need revenue, a dead person cannot pay revenue so we have to put a lot in our Health sector so that we have a health county. I am begging you to look at our hospitals especially you ladies because most of the people who die in these hospitals are women. I appeal to you to pass this considering the Health sector.

The second sector that has some good money there is the Legal department. You know a week can hardly go in this County before we are dragged to court. We have to employ lawyers to do this for us or to represent us in court. If we don't pay our lawyers, within a month they will take you back to court for non-payment. That is why we considered putting some money to help pay our legal fees.

You have seen the highest goes to the Nairobi Regeneration and this is where I think most of our elected MCAs are going to gain from because we have put Kshs.330 million that will help in developing our Wards. With those very few and many words Hon. Speaker, I beg to second.

**Hon. Acting Speaker:** Thank you.

*(Question proposed)*

**Hon. Acting Speaker:** I cannot see any request, so I will call the mover to reply. Hon. Chairman, I have no requests so proceed. I think we are in concurrence with you.

**Hon. Robert Mbatia:** Thank you, Mr. Speaker. I want to appreciate the members. This is evident that there is a lot of support by the presence of the members. I also want to appreciate your office, Mr. Speaker and the support staff, the Budget office and the Hon. Members of the Finance, Budget and Appropriation Committee for spending a lot of time to have a realization of this CFSP.

Mr. Speaker, I also want to thank every sectoral committee that has participated towards realizing this. There was contention and I need to say that first we got Kshs.33.9 billion budget, then after the sectors met it shot up to 35.4 billion and after that when we met the sectors in Mombasa, it shot to Kshs.45 billion. So they had to sit and go back again to agree and that is why we came down to the Kshs.35.383 billion. With this, we believe that every sector interests have been taken care of. Obviously we don't have enough money, enough resources to do that but we ask for prudence in this.

Mr. Speaker, this also shows budget allocation of 68% recurrent and 32% development which is good fiscal practice according to the set standards. I want to thank and also ask the members of the Executive to extend the same hand because of the spirit of these members. Thank you Mr. Speaker, I beg to reply.

**Hon. Acting Speaker:** Thank you, Chairman.

*(Question put and agreed to)*

## ADJOURNMENT

Hon. Members, I want to most sincerely thank you for your diligence in working for the people of Nairobi and ensuring that business has been conducted and has been dispensed without short cuts. I hope that the media for once will also report in good light of the members of the County Assembly of Nairobi sincerely and diligently work for their people up to late.

Secondly, I also want to thank you and hope that you enjoy your Labour Day celebration tomorrow. We will be coming back on Thursday 2<sup>nd</sup> May 2019 at 2.30 p.m. We adjourned, Hon. Members

***The House rose at 5.46 p.m.***

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