



NAIROBI CITY COUNTY ASSEMBLY

OFFICIAL REPORT

Second County Assembly – Fourth Session

Thursday 4th June 2020

The House met at 2.30 p.m.

Hon. Speaker (Ms. Beatrice Elachi) in the Chair

PRAYERS

COMMUNICATION FROM THE CHAIR

ENGAGEMENT WITH THE NAIROBI METROPOLITAN SERVICES

Hon. Speaker: Hon. Members I have a communication to make. Hon Members, you will recall that on Tuesday 2nd June 2020 I indicated to this Assembly that there will be a paradigm shift in the manner in how we engage the County Executive following the creation of NMS particularly on exercising our oversight mandate.

I particularly informed the House that I would be issuing directions on how this engagement shall be structured. Indeed, Hon. Members in the Executive Order issued by H.E The President NMS has been placed under the executive office of the President, which therefore means the implementation of the transferred functions shall directly be under H.E The President.

This confirms the roadmap issued by the president on 29th February 2020 at State House that he will ensure that he leaves a lasting legacy in Nairobi. Hon. Members while it is now clear that NMS is now under the executive office of the President we must not lose sight in our role. In this regard, I am now in the process of organizing a meeting with all relevant stakeholders and develop a structure of engagement between the county assembly and NMS. once adopted I shall communicate to this House the said structure. I promise to fastrack this process. In the meantime, since I am aware several issues are affecting our Wards, I direct that all official requests to NMS be channeled through my office including issues being raised in committees.

However, Hon. Members, nothing stops you from engaging the Director General of NMS directly on any matter of concern to the wards that require his urgent action. You will realize that in the short period NMS has been in existence several development projects such as re-carpeting of our roads and drilling of over 50 boreholes and also restructuring and refurbishing of the Michuki garden has been done. In that regard, I

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direct that the clusters that were formed in Kisumu during a retreat for elected members be reactivated for coordinated engagement with NMS where your ward issues can be raised including your priorities. My office shall be ready to assist on this front.

In the meantime, Hon. Members since the National Assembly has been requested to appropriate funds meant for NMS I direct that the Select Committee on Finance, Budget and Appropriation fast-track the budgeting process for the remaining functions as we await the way forward on this matter.

CHANGES IN THE MAJORITY PARTY LEADERSHIP

Hon. Members, you will also recall that during our sitting of 2nd June 2020 I indicated that I had received a letter from the Secretary General of Jubilee party on the party's intention to change its leadership. However, following the issues that members and the chair raised during that sitting I have today written to Jubilee party why I decided not to effect the changes including that transpired during that sitting. As such my decision still stands as we await directions from the party.

BROADCASTING OF ASSEMBLY PROCEEDINGS

Hon. Members Standing Order 235 allows broadcasting of our proceedings subject to the rules set out in the First Schedule of Standing Orders. In particular rule 6 of the First Schedule provides as follows, and I quote in part "External media: No external media house or other person may broadcast any proceedings of the assembly except as received from the broadcast feed provided by the County Assembly broadcasting unit or with the permission of the Speaker"

Part 3: a media house that receives a broadcast feed from the county assembly broadcasting unit shall broadcast it without any manipulation or distortion. No camera or other recording or broadcasting equipment shall be allowed in the assembly without authorization.

Hon. Members, my attention has been drawn to the deliberate breach of these rules particularly by some Hon. Members of this house. The essence of these rules is to protect the dignity of the House since we might not have control of what is channeled out there.

I must emphasize that it is not meant to gag anybody. Indeed, live broadcasting has its challenges including raising emotions out there or even threatening the privileges that this House enjoys. Going forward the chair shall take stern action against any person who breaches this Standing Orders. I must at this juncture single out Hon Kennedy Obuya, a Member of Imara Daima for streaming live on Facebook the proceedings of this House of 2nd June 2020 without obviously adhering to provisions of this Standing Order. I believe I commented to him and he agreed to switch off and therefore I think it also fair for me to say that was the last warning. I remember also Hon Ronaldo did it and I reminded the House the same.

Hon. Members as I conclude I still reiterate the earlier statement that I will not entertain a divided house and in the spirit of the handshake, our issues shall be addressed in a bi-partisan manner for the benefit of Nairobians. I urge members since we all promised the President that we shall give him full support to realize his dream of Nairobi, let us do so in the business we transact on the floor.

Lastly, Hon Members even if you may dislike me or how I preside over the House I believe we preside using the rules and we shall continue following the rules that we have been given to run the House and also

I request we respect the office and institution of the County Assembly and just to echo what the President has always said, even if you don't respect him, we must respect the institutions we have been given in the constitution. Thank you.

(Applause)

PAPERS

Hon. Speaker: Majority Leader!

Hon. Charles Thuo: Hon Speaker pursuant to Standing Order 191 I beg to lay the following paper on the Table of the Assembly today Thursday 4th June 2020, the report of the Select committee on Selection on the reconstitution of membership of the Select Committee on Powers and Privileges and consideration of changes in its membership. I beg to lay.

Hon. Speaker: Who is tabling the report? Chair!

Hon. Robert Mbatia: Madam Speaker pursuant to Standing Order 191 I beg to lay the following paper on the Table of the Assembly today 4th June 2020, the report of the Select committee on County Finance, Budget and Appropriation on consideration of Nairobi City County Annual Development Plan (ADP) for the financial year 2020/2021, I beg to lay.

NOTICES OF MOTION

Hon. Charles Thuo: Madam Speaker I give notice of the following motion: That the Assembly adopts the report of the Select Committee on Selection on the reconstitution of membership of the Select Committee on Powers and Privileges and consideration of changes in its membership, laid on the Table of the Assembly today Thursday 4th June 2020.

Hon. Robert Mbatia: Thank you Madam Speaker, I beg to give notice of the following motion: That this Assembly adopts the report of Select Committee on County Finance, Budget and Appropriation on consideration of Nairobi City County Annual Development Plan (ADP) for the financial year 2020/202, laid on the Table of this Assembly today 4th June 2020, thank you.

MOTIONS

ADOPTION OF REPORT ON RECONSTITUTION OF MEMBERSHIP IN POWERS AND PRIVILEGES COMMITTEE AND CONSIDERATION OF CHANGES IN ITS MEMBERSHIP

Hon. Speaker: Proceed Majority Leader!

Hon. Charles Thuo: Hon Speaker I wish to move the following motion: That this Assembly adopts the report of the Select Committee on Selection on the reconstitution of membership of the Select Committee on Powers and Privileges and consideration of changes in its membership, laid on the table of the Assembly today Thursday 4th June 2020. I call upon the Leader of Minority to second the motion.

Hon. David Mberia: Thank you Madam Speaker for this opportunity. I want to second the motion on the reconstitution of the Powers and Privileges Committee. The names which have been forwarded by both coalitions have names of men and women of valor, honor and dignity. This committee is a committee that

investigates whether there is any evidence of breach of privilege by members of this House. this House is a House of rules and procedures. It is a House, which makes laws. Therefore, members of this House are bound by the same laws they make.

Madam Speaker, the reconstitution of this committee has no intention of punishing any member of this House. therefore, there is no witch-hunt. There is no anticipation of any member to be punished. But we must bring sanity and respect and dignity to this House. there is no way we can sit here and make laws as Hon. Members and the same members break the same laws. It makes no sense. I want to congratulate the members who have gotten the opportunity to sit in this committee. Go do to business. Ensure there is honor and respect. We are all elected members and special elect from our respective parties. We must respect each other. We must respect the leader of this House who is the Speaker (*applause*). Madam Speaker there are no two centers of power in this House. This House is headed by one Speaker Madam Beatrice Elachi. The Leader of Majority and the Leader of Minority and the whips are subjected to the leadership of the Speaker. Therefore, Madam Speaker as I sit down I want to assure members across the political divide that there will be no witch-hunt. Let us all respect each other and respect the laws we make. I beg to second, thank you.

(*Applause*)

(*Question proposed*)

Hon. Speaker: It is important to name the members. Pursuant to Standing Order 164, the names are:

1. Hon. Beatrice Elachi
2. Hon. Naftally Mathenge
3. Hon. Geoffrey Nganga Mbutthis
4. Hon. Mbugua Kabiro
5. Hon. Millicent Jagero
6. Hon. Fredrick Njogu
7. Hon. Jeremiah Themndu
8. Hon. Abdikadir Mohammed
9. Hon. Maurice Ochieng
10. Hon. Maurice Gari
11. Hon. David Ayoi
12. Hon. Jared Akama
13. Hon. Osman Khalif

Hon. Moses Ogeto: Thank you, Hon. Speaker for giving me this opportunity to echo the membership of these men and women who have been accorded the opportunity to serve in the house of Privileges committee. Madam Speaker I also want to echo my Leader of Minority by saying that this House is like a court martial; it has only one head. It doesn't have two heads. Hon. Speaker in this report and membership, the committee must understand that you are the chairperson of this committee. Looking at the Chairperson of this committee I believe you will give maximum guidance. Hon. Members of this House forget very fast, and I usually consult with my friend Daktari – we call them *Mungiri*. The Jakom, H.E Raila Odinga usually says the *ngiri*, they usually forget very fast. I believe moving forward the men and women in this committee

will ensure there will be transparency in the administration of justice and dispatching of justice in their responsibilities given. Let us be reminded in this House that whether they jump, climb or move sides, you are the Speaker of this house.

(Applause)

Hon. Speaker, they must accept and must come to the reality that the Deputy Speaker of this House is none other than Kamangu.

(Applause)

All the others who chair or discharge at your seat let them know you only give them favour to sit at that seat.

(Applause)

When they will be discharging mandate at that seat, they must ensure they give justice to the people and residents of Nairobi. Hon Speaker when we are out of this House I usually call you office commanding parliament and your deputy John Kamangu and I believe even the Chair of the Budget when he engaged you the other day in unorthodox means of signing a document without consultation of this House that should not be left without him being told. Let us respect justice. Let us respect your seat. It does not matter the names they may call you. When you are sitting on that seat let them know you are the Chair and the Speaker of this House. In conclusion, I believe God will guide us in whatever we will be doing in this House. Our members have been subjected to threats. I believe as a Seventh Day Adventist that one time one moment things will work and justice will be dispensed from your seat. Hon. Speaker, I beg to support.

(Applause)

Hon. Speaker: Mover!

Hon. Charles Thuo: Thank you, Hon. Speaker---

(Hon. Peter Imwatok enters the Chambers)

(Loud consultations)

Hon. Speaker: Order!

Hon. Charles Thuo: Thank you, Hon. Speaker. I wish to apologize to you on behalf of members, they are very happy because one of us has had his day in court and has been vindicated. It was a sad night for me when I saw some of us celebrating the unorthodox arrest of our colleague. It is a shame! I remember I talked to some of us and told them that we needed God's intervention because I didn't know that there will be a day when members will celebrate the misfortunes of others.

Where I come from Hon. Speaker, the slopes of Mt. Kenya, the say that; 'you don't dig a hole in your front yard' and you are likely to fall in it. When you are laughing at a person because of misfortune, know that you are living in this world and we hope and pray that we won't come and visit you like we visited Imwatok. Don't laugh at anyone's misfortunes.

(Applause)

Hon. Speaker, the committee that we are discussing now is an integral part of the running of this House because the Constitution has given us special privileges that when we conduct business here, we are protected by the law. It is therefore very important that the same privileges are put through very strict checks and measures. This is the committee that ensures that people do not misbehave or misuse the privileges that have been accorded to us on behalf of Nairobians.

Hon. Speaker, we have had very sad incidences in this Assembly and without being prejudicial, and some of them are very life-threatening. I want to tell members whose names appear here that these people who are clapping for you will boo you next time if you do not expedite justice and if you do not do what is right and if you listen to people who want to sway the course of justice. We are expecting so much from you; we have had threats even to the Speaker herself.

(Applause)

Hon. Speaker, before we broke for recess last time, some members misbehaved and were chased from the precincts of the Assembly for some time. I am aware that Hon. Benson Mwangi has accessed the precincts of the Assembly at least once during the period he has been on suspension. We expect this committee to deal with such things, we want discipline. We are not going to entertain hooliganism and the rule of the jungle in this Assembly.

(Applause)

It is no longer the rule of the jungle, Hon. Speaker. It is no longer survival for the fittest, this is a House of rules. We are supposed to set rules and follow the same rules. I think you should expedite that because it is wrong if somebody who has been suspended to access the precincts Assembly. Hon. Speaker, during the last session I was suspended from the Assembly by a member of the Speaker's Panel for three months. I could not access even the parking leave alone the Assembly. It is therefore disrespectful to this Assembly and to the Speaker for a person to access the precincts.

Members have their in trays full and therefore the committee has a lot of business to transact. We are depending on this committee under your chairmanship to bring back the order as expected of the Hon. Members. When they discharge their duties well, justice will have been done. Thank you, Hon. Speaker and I thank all members for supporting this motion.

Hon. Speaker: Hon. Members, before I put the question it is important for us to respect our rules. If Hon. Benson came and entered the assembly, I don't think that he will blame the Speaker, he will blame himself. I want to give respect to Hon. Elias Otieno and our brother from Eastleigh.

(Applause)

They have respected the law, understood it and they have never come. We know they will stay a while longer because of COVID 19 as the sittings are very lean, but they have respected the decision. For Hon. Benson who keeps on doing many things again comes and enters the Assembly, I hereby add him another three months.

(Applause)

If he comes to the parking, the Serjeant-at-Arms, you will carry the punishment because it is wrong. If we allow that, it means we are becoming rogue. I told you that in this country the year 2020 is a year of reckoning and I think that if you are prayerful, you should be seeing what is happening in our country. You should be asking God even where the Corona virus came from.

If we are not looking at what we are discharging as leaders, if we cannot respect our rules what about the *mwananchi* who voted you in, how do you handle him or her? It means that we have despised them, Kindly, leaders, let us respect our laws.

(Question put and agreed to)

MOTION

ADOPTION OF THE ANNUAL DEVELOPMENT PLAN (ADP) FOR THE FINANCIAL YEAR 2020-2021

Hon. Robert Mbatia: Thank you Madam Speaker. I beg to move that this Assembly adopts the Annual Development Plan (ADP) for the financial year 2020-2021, this being the first engagement of this Assembly towards the new financial year.

The provisions of Section 126 (1) of the PMF Act 2012 decree that every County Government shall prepare a development plan in accordance with Article 220 (2) of the Constitution and Section 126 (3) of the same Act states that; the County Executive Committee Member responsible for Planning shall not later than the 1st of September of each year submit the development plan to the County Assembly for its approval and send a copy to the Commission on Revenue Allocation and the National Treasury.

Madam Speaker, in its fulfillment of the above legislation, and the provisions of Standing Order 219, on 10th September 2019, the Leader of Majority tabled in this Assembly the ADP for the financial year 2020-2021. Having been laid on the Table of the Assembly, the ADP was committed to the sectoral committees for reviewing in line with their respective mandate and reporting to the Finance, Budget and Appropriation Committee. At the same time, the plan was also committed to the Finance Committee for consideration with a specific focus on development programmes for priorities that fall within sectors in its oversight.

Madam Speaker, in its very crucial period of this county, this County Assembly and indeed the Hon. Members present in this Chamber this evening you will be called upon to approve the schedules of proposed developments, which are going to set the first engagement in the implementation of the four key functions to the National Government.

Madam Speaker, the County Assembly considered and approved the CIDP for the year 2018-2022 earlier in the first year. The approved CIDP provides clear goals and objectives accompanied by an implementation matrix for the realization of the set outcomes. This Annual Development Plan (ADP) therefore provides the road map towards the implementation of development projects and programmes pooled out of the CIDP for the coming financial year. The documents before this House today, will be the biggest test on representation as you had earlier said Madam Speaker in your communication and the basis of all new oversight role.

Madam Speaker, the Finance, Budget, and Appropriation Committee held discussions with the County Treasury to disseminate the specifics of the projects and programmes enlisted in the ADP and from the discussions, the committee came up with the following observations – I will be very fast Madam Speaker.

Security and Compliance Sector

The County Executive is mandated to enforce county laws and other Acts of Parliament while providing security services i.e. guiding county properties and installations. The Committee observed that in the financial year 2018-19, the sub-sector had nothing worth being recognized as achieved following the sector's admission that it had zero percent absorption in development. The committee wonders what new strategies the department will put in place to achieve its new priorities.

In the financial year 2020-2021, the Security and Compliance Sector intends to implement four programmes – that is; inspectorate, general administration and investigation. The committee noted that if the proposed 1,000 individuals to be recruited was allowed to hold any hope that the county would reach the fiscal responsibility principle of not more than 35% expenditure of annual revenue on wages and salaries.

Madam Speaker, the Agricultural Sector intends to promote urban agriculture and regulations. The committee observes that the sector has identified several projects aimed at boosting the income of youths, women groups, and other beneficiaries through the provision of facilities such as food processing machines, vegetable shredding equipment and greenhouses. These initiatives are recommendable. However, the need for the development of regulations remains a priority to ensure equity in promoting the projects and avoid marginalization.

Madam Speaker, in summary, and pursuant to the provisions of Section 126 (3) of the PFM Act 2012 and Standing Order 219, the Finance, Budget and Appropriation Committee, recommends that the ADP for the financial year 2020 be adopted and be amended as follows under the respective sectors:

Environment, Energy, Water, and Natural Resources Sector

That; the sewer revolving fund be rolled out to increase sewer connection and extending sewer systems;

That; Procurement of way bridge ramp be allowed at Kshs.30 million and done under the current financial year as per the CIDP and the ADP be amended accordingly to reflect that change;

That, procurement of way bridge at a cost of Kshs.25 million be expunged from the ADP and that procurement of air sampling kits, supervisory vehicles, water sampling kits, and noise meters be expunged from the ADP. The reason for this Madam Speaker is that it was not captured in the CIDP and it is not feasible at all.

Transport, Infrastructure and Public Works Sector

Madam Speaker, that the rolled over projects under this sector be given the priority.

That, the procurement of street and public lights maintenance materials as well as the purchase of road maintenance equipment be prioritized for the year 2020-2021. Resources be provided for the recruitment of staff in the sector to facilitate timely succession planning and procurement.

The County Executive Committee Member in charge of the sector to engage the County treasury on how pending bills worth Kshs.167 million will be paid.

Trade, Commerce, Tourism and Co-operative Sector

Madam Speaker, that, all construction and rehabilitation of existing markets be prioritized to meet the increasing demand for markets in this county.

That, the sector should move with speed and finalize on the development of the Special Loans Revolving Fund that has been promised for a while year in year out to and ensure transparency and accountability.

That, the sector should ensure that all projects for the current financial year i.e. 2019-2020, are rolled out and funds committed to the projects as approved by the assembly.

That, the programmes for the Liquor Board be implemented as proposed.

Devolution, Administration and Public Service Management Sector

That, all renovations should be centralized to the Administration Department as the plan is generally flooded with renovations of offices across sectors leading to duplication.

That, the Sub-county administration reduces the number of vehicles to be procured from 24 to only 6.

That, the allocation of the Legal Affairs Department be considered in the ADP 2021 since they were included in the CIDP 2018-2022.

That, the County Public Service Board Annual Development Plan be approved as proposed.

The Annual Development Estimates for the sector be in line with the sector's priorities.

Education, Youth, Children, Sports, Culture and Social Services Sector

That, the sector aligns its ADP programmes with the earlier CIDP programmes proposed.

Urban Planning, Lands, Housing and Urban Renewal Sector

That, all projects listed in the second year of the CIDP should be incorporated in the financial year 2020-2021.

That, the ADP should only consist of projects of one financial year and in this case, the financial year 2020-2021 and all projects should be aligned to the CIDP.

As I finish, all sectors should ensure that all projects that are intended to be achieved in the financial year 2020-2021 are costed and implemented within one year.

Madam Speaker, I hereby with your indulgence beg to lay this report before the House and beg the Assembly to adopt it. I request my member Hon. Emily Oduor to second me. Thank you, Madam Speaker.

(Hon. Emily Oduor bowed to second)

(Question proposed)

Hon. Speaker: Hon. Mary Ariviza.

Hon. Mary Mwami: Thank you Madam Speaker. I stand to be guided because I had written a letter to the Budget Committee requesting them to include a marginalized group of women, children, and youth and I have not heard anything been said about it. People Living with Disability in this city especially now with the COVID 19 are living in deplorable conditions, they are living in situations which are beyond their beyond.

Unfortunately, in this Assembly they are not well represented. But I chose to represent them since I acquired some disability while I was here. I therefore need to understand--- *(Laughs)* – it is God who works in these things – you know. I stand to represent them – you can laugh but it is true. I am wondering why the Chairman has not because there is a Standing Order that says that; at any given time at least 1% of the budget can be changed and I had requested on that ground. I can't remember which Standing Order but it is there because I had seen it and because we have tried to change it and it is not done.

Yesterday, we had a Zoom meeting with these people. They are in dire need. They need help. What happened? I didn't hear you mention the women, youth and children. They are leaving beyond their means. I am meant to understand that there is a Bill that was passed here in 2015 on people living with disability. It is sitting somewhere. I need somebody to tell me about this. So, can you tell me what you have decided on this because I need to give them a report today in the evening. It will reflect on you as Members of Nairobi County Assembly on whether you care about them or not. I am having a meeting with them at 5.

Hon. Peter Imwatok: Hon. Speaker, thank you for giving me a chance. First, I thank the Honorable House including the Hon. Speaker who sacrificed their time to see me in incarceration and to make sure I was released.

(Applause)

I also thank my Majority Leader who made sure he was with me as well the Leader of Minority, the Deputy Whip, the Majority Whip, the Deputy Minority Leader and all the Members. I believe you all reached home safely because you left the industrial area very late. I am indebted to you and I am sorry for making you go through that.

Having said that, I want to say that politics will never be an episcopal conference. I chose it as a call and I must execute it. Hon. Members, I want to affirm my support to this House and the Chair until I exit this House even if I remain alone. Hon. Speaker, I have gone through a challenge that any person cannot wish to go through. A situation whereby you are being sought for a week while you don't know the reason.

I want to thank one Nairobian in particular. By the way, up to now, I don't know who has paid my cash bail. I wanted to call the Members to raise for me a cash bail, but I was told it had already been paid by a Nairobian I don't know. That shows that what we do in this House always define us in what we are outside. I want to confirm to the House that my being there was political and I attested that yesterday. And I still

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maintain that this county cannot be looted under our watch. It doesn't matter who. It doesn't matter which office you hold. As the Chair reads this budget, I feel him. This is the 3rd year my able Chair and elder in this House has always been coming with magnanimous budgets and proposals. But even a quarter has not been implemented in every financial year. Why? This House makes laws, but there are syndicates out there who believe the laws we make do not hold water. I want to reaffirm to them that no matter the number of dungeons they will take us, we will speak. We will support your office and stand firm with it.

I also want to ask my fellow Members that they should not laugh when a colleague is in trouble. They say they came for the Palestinians and I kept quiet. They came for the Sadducees and I kept quiet because I was not a Sadducee, I kept quiet. When they came for the Christians, there was no Palestine or Sadducees to speak for me. I was alone. So, today it is me. Hon. Speaker, I have always said that you remain a mother to somebody. You remain a wife to somebody. I feel it when my daughter kept on shouting, "Where is daddy?" And daddy is seated somewhere for 6 hours while he is not told what he has done. Only phone calls all over.

Madam Speaker, I apologize to this House but with no regrets. Whatever we do in this House and Members, we must stick to it. If the Chair reads the budget, we support it because we believe Nairobianians deserve the best at all times. That is why we stood for that. For those who remember when we were sworn in, we all took the Bible to protect, to defend and to uphold the constitution. As an SDA, I believe in the Bible. Chair, we will support you as we shout out the problem in this county. It doesn't matter if we rest tomorrow. We will all die one day. Death is inevitable, but cowardice is a choice. I will not succumb to cowardice. Even outside here, I will address a press conference and call out the names. This country must have people who can stand firm on what they believe.

Madam Speaker, I support the Chair of Budget and on this side, we only support what is important for Nairobianians, not for individuals. Some people want to individualize a budget of more than 36 billion as if it is somebody's kitchen.

On that note, we are also challenging the budget committee to be firm on what they are doing. You might be 19 in number but the voice of 5 can make a difference in this county. We will support you fully. For those who are elected, I want to guarantee you that by the 4th of June next year, no council *askari* will salute you. You will always be on the exit route. What will you look behind and say? A calm lady used to say "Members, this is 2020. Let us be different". Who told you Madam Elachi will still be there to say the same? She might be somewhere.

For this one year remaining, we must do something for Nairobianians. For some of us, NMS is everything we have. Chair, I can see you removed something from the environment, but the undertones you didn't include is that what you have removed from the budget of the environment is what has been a transferred function. It is either allocated money from NMS or from here. Let us appropriate and make it clear that this money will be allocated either way, but the implementers will be NMS. Let us not shy away from this because politics is about who gets what, where, how and when. And that is what our people want.

Madam Speaker, thank you so much for being there for us. Thank you.

Hon. Speaker: Mover.

Hon. Robert Mbatia: Madam Speaker, as I reply, I want to thank the Hon. Members of this Assembly and your office for giving us support for us to get through to this point. I also want to pay special attention to

my fellow Honorable Members who sat burning the midnight oil to have this document. Hon. Melab, Hon. Kemunto, Hon. Azangu, Hon. Jagero, Hon. Mugadi, Hon. Muthami, Hon. Shilaho, Hon. Oduor, Hon. Okoth, Hon. Makungu, Hon. Mputhia, Hon. Ndungu, Hon. Samora, Hon. Ayot, Hon. Ngaruya, Hon. Thumbi, Hon. Okello, Hon. Ogada and Hon. Karani.

Madam Speaker, I want to answer to Hon. Ariviza. She wanted an answer. I acknowledge that we received her letter. It is being dealt with. This is an ADP that was tabled back in September and we dispensed off with it early in March. Even if it was not dispensed off, we are dispensing of it today in the committee, her request is captured under a fiscal proposal. That must be captured under CFSP which gives the fiscal policy. So, we will consider that one at the CFSP level. It is a blessing in disguise that we have delayed this long. The CFSP should have been tabled and dealt with by the 15th of March, but due to the prevailing circumstances, we delayed.

And again, the engagement between the Assembly and NMS together with KRA needs to be... we need to have a work plan for that. That is why you said you will be issuing a guideline on how we shall be engaging them. That is why the CFSP has been delayed and now the entry of Hon. Ariviza's letter. We shall consider it as a point. I also want to say that the coming Financial Year will be a challenge for all of us. At the CFSP level, we have to consider a lot of things because there is a pandemic which has hit us hard. Currently, even our revenues are not performing very well. We had a target of 17.5 billion on source revenue and from the projections we have, we will hardly hit 8.5 billion. That means that we shall cut all our priorities by half.

Madam Speaker, currently, we are at 7.76 billion with a month to go. In this final month, we can make at most 400 million. That means we are projecting it at 8.2 billion. So, that means the coming financial year will be a tough year. We shall have to sit and rethink and revise our estimates. We shall request the executive to revise their estimates and priorities.

Madam Speaker, I don't want to dwell much on that. I want to thank the Hon. Members and assure this Assembly that as a committee, we shall continue to be firm. We shall do our oversight and we shall be firm to the very end to ensure that the people of Nairobi get the services they deserve. Thank you.

Hon. Speaker: Thank you Chair. I know I need to get you an appointment with KRA which I have already requested. I am waiting for an answer. I also know that this is a committee that has done a lot. I think it is important to thank them for the work they have done. I also want to thank the powers and privileges committee. I know you have gone through a lot of risks, but I think it was important for us to change so that the other team can feel a bit safe.

Lastly, Chair, as you say, it is important to look at everything and ensure we realign the proposals based on...what has been transferred has been transferred. Let us not mix it. We don't want to have any challenge with the executive and especially with the presidency. Let us realign properly what is gone. We shall not be doing their budget. So, we don't need to even have it. It is the National Assembly doing its budget. We leave it at that. Realign the budget of the Executive so that we don't have a clash between NMS and the Executive. I think that would be the most important thing.

(Question put and agreed to)

Hon. Members, as we finalize, there are few things we need to look at. You will forgive me for saying this. There is a lot that happens to us. One of the things we need to thank God for is that since I came back, I have always given you a signal of what is about to happen, it comes, it happens, it goes. We know there is going to be a referendum.

We know Nairobi is going to have dynamics of change. I want us to start relooking at ourselves. How do we move on? Let us not engage so much in the politics of division. Let us start thinking of what the president told us on the 29th. We are lucky to be the first. He met us. He gave us his agenda and he spread it all over to the senate, to the national... and I think we were lucky to be told earlier. We might have differences. If you know that you ever took resources or money from anyone to allocate stalls of the market, kindly go look for the money and return to the owner. It is important. Your statements are there. People are complaining.

I think it is important to do it quietly. We don't need to know who. But if you know among the new markets, you ever promised that you will give 10 stalls to someone and you took the money, please just go quietly and refund these people because the national government will give the stalls and they are putting it in the papers. You saw the ones in Westlands. Anyone who has a charitable institution and you would want them to have the remaining 10 stalls, all you need to do is to tell them to apply online. Let them forward their papers. The ministry will look with the team that is doing the selection and see whether they can get it.

Therefore, going forward, kindly, let us ensure that happens. I don't want you to find yourself in another trouble that you can avoid. Let us do that.

Hon. Members, let us also respect each other regardless of how we are. There is an act that was passed by the president on social cybercrime. Be very careful. I don't think you want to pay someone a lot of money. I don't think we even have the money. This abuse in social media is not very good because you abuse, screenshot and send to someone else. It is not going to help us. It is going to make things harder. Let us avoid that. If you have an issue, come and tell the speaker. If you have an issue with Hon. Ndumi, go and tell her. If you have an issue with anyone, just sit down and discuss it. Let us not spread it on social media. It is not helping us.

ADJOURNMENT

Hon. Speaker: Hon. Members, the House stands adjourned to Tuesday, at 9.30 a.m.

(The House rose at 4:17 p.m.)