



NAIROBI CITY COUNTY ASSEMBLY

OFFICIAL REPORT

Second County Assembly – Fifth Session

Thursday 25th February 2021

The House met at 2.30 p.m.

[Hon. Temporary Deputy Speaker (Ms. Immapet Kemunto) in the Chair]

PRAYERS

QUORUM

Hon. Temporary Deputy Speaker: Clerk, confirm if there is quorum?

(The Clerk-at-the-Table confirmed there was quorum)

STATEMENTS

RESPONSE TO STATEMENT REGARDING THE UTILIZATION OF COVID 19 FUNDS WHICH WERE DONATED
BY THE MINISTRY OF HEALTH, DANIDA AND WORLD BANK

Hon. Peter Warutere: Thank you Hon. Speaker. I have a response to a statement that was requested by Hon. Jeremiah Themendu.

Hon. Speaker on 1st December 2020, Hon. Jeremiah Themendu MCA rose on the floor of the assembly pursuant to Standing Order no. 45 (2) (c) and requested the Chairperson of the Sectoral Committee on Health Services for a statement regarding the utilization of Covid-19 funds which were donated by the Ministry of Health, DANIDA and World Bank.

In the statement the Member requested that the Chairperson should inquire into and report on the following:

1. The total amount of the Covid-19 funds received by the County Government and their breakdown in terms of utilization;
2. The actual number of supplemental oxygen and ventilators in the county facilities;

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3. Whether the Nairobi Metropolitan Services and County Executive procured the same, uses the Covid-19 fund; and
4. Measures that the Nairobi Metropolitan Services and County Executive have put in place to mitigate the spread of Corona virus within this county.

Hon. Speaker, the committee wrote to the director responsible for the Nairobi Metropolitan Services on 21st December 2020 seeking response of the statement requested by the Hon. Member. The committee was furnished with the response with the issue raised by the Member and upon consideration at its virtue meeting held on 17th February 2021, it found it to be satisfactory.

Subsequently, the committee invited Hon. Jeremiah Themendu MCA, to attend a virtue meeting on Wednesday February 2021 pursuant to Standing Order 45 (2) (e), to gather the views of the Hon. Member regarding the said response to the statement which was expressed as satisfactory.

Hon. Speaker, I wish to report to the assembly the following:

A. Utilization of Covid-19 funds donated by the government

The Nairobi metropolitan Services received a total of Kshs.294 million towards response to Covid-19 control. The funds which have been audited by the Kenya National Audit office (KENAO) and the National Treasury were budgeted and utilized as the table below:

INTERVENTION	BUDGET	STATUS	REMARKS
Isolation center at Pumwani School of Nursing - 90 beds	Kshs.8,800,000/=	Procured hospital pharmaceuticals and non-pharmaceuticals worth Kshs.12,446,237/=	Revised budget upwards to accommodate the expenditure
Isolation center at KMTC – Lady Griffiths Hostel - 190 beds	Kshs.30,015,000/=	Handed back to KMTC due to reopening	Services contracts for catering, waste management and cleaning services paid Kshs. 20 million reallocated for Personal Protective Equipment (PPEs)
Make shift Isolation facility at Mbagathi Hospital – 160 beds	Kshs.80,000,000/=	95% complete and down payment of Kshs.36 million paid	Awaiting handover and payment of balance

Establishment of treatment centre at Mbagathi Hospital	Kshs.114,301,828/=	Renovation of blocks A and B not yet done. Various equipment procurement by the hospital team	Equipment worth approximately Kshs.70 million delivered Renovations ongoing
Recruitment of health care workers (HCW) to support isolation and treatment centers	Kshs.45,400,000/=	Recruitment done by the Public Service Commission and staff reported	254 assorted healthcare professionals recruited and hired from November 2020 and have requested renewal of their contracts for another 6 months
Public Health interventions such as; Waste disposal, mortuary services, fumigation, and health promotion	Kshs.10,000,000/=	Requisitions done for the Public Health commodities to be procured	Ongoing fumigation and health promotion activities
Administrative support such as; facilitation, fuel and airtime	Kshs.5,869,000/=	Requisition for airtime for June, July and August done. Facilitation ongoing and additional airtime requisition done for September, October and November	Facilitation and airtime to RRTs both County and Sub-counties ongoing.

World bank donated Kshs. 17,605,000/= through DANIDA which is still at Special Purpose Account at the Central Bank and NMS has not accessed the same due to the need for change of signatories. This Hon. Speaker, is something that needs to be fast tracked. We are working with the committee to ensure that this is done and harmonized.

B. Number of Supplemental Oxygen Ventilators in County Hospitals

- Mama Lucy Hospital has 27 [ventilators] whereby 18 were donated by the World bank, 5 donated by the USAID and 4 were initially procured by the hospital

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- Mbagathi Hospital had 2 procured by NMS with the Covid 19 funds
- Pumwani Hospital had 4 donated by world Bank through Mistry of Health

C. Measures put in place to mitigate spread of Corona Virus in the County

- Testing of Covid-19 – NMS has established a testing center at Mama Lucy Kibaki Hospital for free testing with the support of NMACC. Sample collection is done in identified NMS public facilities in all the 10 sub-counties daily
- In Nairobi, there are additional 23 laboratories listed below testing and reporting on Covid-19 tests
- Quarantine and isolation centres – Initially the NMS had 61 quarantine sites active but to date there is only one active site at Leone Institute. There are also some hotels which admit returnees for quarantine under NMS supervision.
- Home based isolation is ongoing with 19,264 cumulatively having gone through home based isolation.

The table is listed on what is happening and where, it has been annexed for the purpose of seeing.

Human resource for health:

- NMS through the Public service commission has recruited 644 health care workers.
- It has also advertised and started recruitment of over 1,600 additional staff through PSC
- NMs has trained a total of 700 health care workers on Infection Prevention and Control (IPC) on Covid-19 while at their work places
- Covid-19 Critical care trainings are being conducted by the Ministry of Health (MOH) and so far 10 staff have been trained on the same.
- NMS paid Health care workers three months' risk allowance (April to June 2020) as directed by the SRC
- There are isolation centres for staff who fall ill which include MLKH and Royal Tulip Hotel
- Psycho-social sessions are ongoing for NMS HCWs with the support of stakeholders
- Strengthened referral system and establishment of a Call Centre that has improved communication system for HCWs
- NMS procured new ambulances and rehabilitated another six to strengthen the referral system
- Staff are accessing ongoing Covid-19 testing at MLKH for free

Commodities and Supplies:

- NMS has procured PPEs worth about Kshs.120 million from KEMSA for health care workers
- All PPEs are accounted for through the accountability documents that include delivery notes, bin cards, distribution and issuance forms that are done through supply chain management by the County and sub-county personnel

- NMS has procured through the Universal Health care (UHC) funds for essential drugs worth Kshs.338 million. Drugs worth Kshs.187 million were delivered by KEMSA in November and the resupply of the remaining balance was done over Christmas.
- Hand wash stations and soaps have been donated through UNICEF, AMREF, Red Cross and other partners

Risk Communication and Communication Engagement:

- RCCE strategy and implementation plan was rolled out
- Continued engagement of CHVs and Community Own Resource persons (CORPs)
- Media engagement through local FM stations, TV, Social media
- Engagement of Community and religious leaders ongoing
- Behavior change communication initiatives ongoing
- Community conversations and online platforms for engaging the community and particularly the adolescents
- Identification and engagement of Covid-19 champions
- Education of the public and enforcement officers through environmental health team on containment measures (handwashing, masking, and distancing)
- Working with schools and education teams on Covid-19 education and enforcement of containment measures
- NMS is undertaking enforcement of Covid-19 protocols for matatus and hotels through the multi-agency team.

Hon. Speaker, a copy of the detailed response has been given to the Hon. Member and further copies attached to this report. I also wish to report that the said Member is currently issuing bursary forms and I am sure he is joining us via Zoom to receive the said report. There was no contention, and therefore I beg to lay this response to the statement. Thank you.

Hon. Temporary Deputy Speaker: Hon. Themendu, I hope you are satisfied.

Hon. Jeremiah Themendu: Thank you Hon. Speaker. The reason why I requested for the statement is because Nairobi has been greatly affected by the Covid-19 pandemic than any other county in Kenya. In March the World Bank and DANIDA donated some funds to all counties in this country. The money we received as a county was never used and that is why I asked the question to know how the money was spent. I have come to know that the money was transferred to NMS.

The Committee invited me to their meeting and we went through the response and it was good. I am okay with it. I thank the Chair of the committee, the committee and the Clerk of the committee for the job well done. Thank you Hon. Speaker.

COMMITTEE OF THE WHOLE ASSEMBLY

(Hon. Temporary Deputy Speaker left the Chair)

IN THE COMMITTEE

(Hon. Temporary Chairperson, Hon. June Ndegwa, took the Chair)

THE NAIROBI CITY TOBACCO CONTROL BILL, 2019 (GOVERNOR'S MEMORANDUM)

Hon. Temporary Chairperson: Hon. Members we are now in the Committee of the Whole assembly to consider the Governor's reservations on the Nairobi City County Tobacco Control Bill 2019. We will start with Clause 9.

Clause 9

(Question proposed)

Hon. Temporary Chairperson: Any debate?

Hon. Peter Warutere: Thank you, Hon. Chair. I am on justification of the Governor's recommendation on Nairobi City County Tobacco Control Bill, 2019 by the Committee of Health Services. On Clause 9, I agree with the Governor's recommendation. Having sat with my Committee, we agreed that this recommendation is vital as it will align the Act with World Health Organization (WHO) Framework Convention on Tobacco Control Act 2019. I concur.

(Clause 9 agreed to)

Clause 13

(Question proposed)

Hon. Temporary Chairperson: Any debate?

Hon. Peter Warutere: I sat with my Committee and we agreed with the Governor's recommendation so this Clause can be consistent with the Tobacco Control Act, 2007. I agree.

(Clause 13 agreed to)

Clause 14

(Question proposed)

Hon. Temporary Chairperson: Mover?

Hon. Peter Warutere: Hon. Chair, we as well agreed with the Governor's recommendation as this will be consistent with Section 33 (3) of the Tobacco Control Act, 2007, which states that it is an offence for a person smoking in a prohibited area and the person should be fined Kshs. 50,000 or imprisonment not exceeding six months. I agree

(Clause 14 agreed to)

Clause 15

(Question proposed)

Hon. Temporary Chairperson: Mover?

Hon. Peter Warutere: Thanks once again. We agreed with the Governor's recommendation as this will be consistent with Section 33 (3) of the Tobacco Control Act, 2007, which states that it is an offence for a person smoking in a prohibited area and the person should be fined Kshs. 50,000 or imprisonment not exceeding six months. We are in concurrence

(Clause 15 agreed to)

Clause 17

(Question proposed)

Hon. Temporary Chairperson: Mover?

Hon. Peter Warutere: Hon. Chair, on Clause 17, we as well agreed with the Governor's recommendation as this will be consistent with Section 34 (6) of the Tobacco Control Act, 2007, which puts it as an offence the failure by a manager or owner of a prohibited smoking area to display a smoking prohibition warning. I agree

(Clause 17 agreed to)

Clause 21

(Question proposed)

Hon. Temporary Chairperson: Mover? I think you are playing musical chairs

Hon. Peter Warutere: Hon. Chair, I am getting few challenges. I think somebody is trying to frustrate me. However, I will continue with my noble duty.

On Clause 21, the Committee as well agreed with the Governor's recommendation on a school health program as this will educate the youths in the institution on the risks of tobacco and tobacco products. You are all aware it is widely abused. Thank you Chair, I am in concurrence.

(Clause 21 agreed to)

Clause 2

(Question proposed)

Hon. Temporary Chairperson: Mover?

Hon. Peter Warutere: Hon. Chair, we agreed with the Governor's recommendation to delete 29 in the definition and replace it with 16. This is because Clause 29 is on places authorized officers may enter and not on designated smoking areas. I agree

(Clause 2 agreed to)

Hon. Temporary Chairperson: Mover?

Hon. Peter Warutere: Hon. Chair, allow me thank all the Members for agreeing with my Committee on various proposals that had brought in terms of reservations. This Bill will go a long way into ensuring things are done right. This is indeed a new beginning. Thank you.

Hon. Temporary Chairperson: Chair, please move.

Hon. Peter Warutere: Hon. Chair, I beg to move that the Committee do report to the Assembly its consideration of the Governor's reservations on Nairobi City County Tobacco Control Bill, 2019 (Assembly Bill No.9 of 2019) and its approval thereof without any amendments.

(Question proposed)

(Question put and agreed to)

(The House resumed)

[Hon. Temporary Deputy Speaker (Hon. Immapet Kemunto) in the Chair]

REPORT

NAIROBI CITY COUNTY TOBACCO CONTROL BILL, 2019 (GOVERNOR'S MEMORANDUM)

Hon. Temporary Deputy Speaker: Chair.

Hon. June Ndegwa: Hon. Speaker, I beg to report that the Committee of the Whole House has considered the Governor's reservations on Nairobi City County Tobacco Control Bill, 2019 (Assembly Bill No.9 of 2019) and its approval thereof without any amendments.

Hon. Peter Warutere: Hon. Speaker, I beg to move that the Assembly do agree with the Committee in the said report. Thank you.

(Question proposed)

Hon. Peter Warutere: Thank you, Hon. Speaker. Allow me to rise and largely thank the membership of my Committee, the membership of the whole House and the Chair, who ensured this Bill finally saw the light of the day. It has taken us months to work on this Bill. We had a memorandum that was returned by the Governor, and as a House, we had a job to do. That job we have done today and I am glad. Out there, we will focus on enforcement from the Executive side and the officers to ensure that the designated points are taken care of and smokers smoke at whatever points responsively. I thank all of you for taking time to lend a hand on this very important Bill. I am forever indebted to you all. Thank you.

(Question put and agreed to)

ADJOURNMENT

Hon. Temporary Deputy Speaker: Hon Members, there being no any other business, the House stands adjourned till next week, Tuesday 2nd March 2021 at 9.30 a.m.

The House rose at 3.10 p.m.