



NAIROBI CITY COUNTY ASSEMBLY

OFFICIAL REPORT

Second County Assembly – Fifth Session

Tuesday 8th June 2021

The House met at 9.30 a.m.

[Hon. Temporary Deputy Speaker (Mr John Kamangu) in the Chair]

PRAYERS

QUORUM

Hon. Temporary Deputy Speaker: Clerk, confirm if we have the quorum.

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

It has been confirmed we have the quorum. Clerk, proceed.

COMMUNICATION FROM THE CHAIR

CLARITY ON THE OCCUPANCY OF THE OFFICE OF THE CLERK

Hon. Temporary Deputy Speaker: Hon. Members, as you may be aware, the Office of the Clerk became temporarily vacant following the Court of Appeal's ruling on Civil Application No. E351 of 2021, by which the court decreed on Friday 4th June 2021 that Mr. Edward Gichana step aside as Clerk of the County Assembly pending the hearing and determination of a suit filed by Mr. Jacob Ngwele.

Hon. Members, the effect of the ruling is that the Office of the Clerk became temporarily vacant.

Accordingly, the County Assembly Service Board at its sitting on Monday 7th June 2021, deliberated the implications of the decision of the Court of Appeal and subsequently resolved to appoint Ms. Adah Onyango as Acting Clerk of the County Assembly.

Hon. Members, for clarity therefore, the Acting Clerk of the County Assembly is Adah Onyango. The Office of the Speaker and the Board wishes to assure the Membership that it is working to ensure the seamless continuation of Assembly services. It is so notified.

Clerk, proceed.

NOTICES OF MOTION

INITIATION OF INTERVENTION MEASURES FOR EXCAVATION AND QUARRY WORKERS

Hon. James Kiriba: Thank you, Hon. Speaker. I beg to give notice of the following Motion:

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AWARE THAT Article 55 (b) of the Constitution of Kenya, 2010 requires the state to take measures, including affirmative action programmes, to ensure that the youth have opportunities to associate, be represented and participate in political, social, economic and other spheres of life; further aware that mineral excavations and quarrying activities in various parts of the County has led to development of infrastructure, created employment opportunities, growth of towns and has contributed to the establishment of various industries; concerned that despite the economic gains, mineral extraction and quarry activities result into environmental degradation and pollution that cause health hazards such as respiratory diseases and accidents in abandoned quarry pits without safety fences; deeply concerned that due to poverty and inadequate education, most quarry workers operate without protective clothing and appliances, or use deteriorated protective gears that compromise safety; acknowledging that Section 101 (1) of the Occupational Safety and Health Act, 2007 provides that every employer should provide and maintain for the use of employees adequate, effective and suitable protective clothing and appliances, including, where necessary, suitable gloves, footwear, goggles and head coverings, especially the employees who are involved in activities such as breaking or dressing of stone, concrete or slag at their work place; further acknowledging the need for the County Government of Nairobi in conjunction with the Ministry of Environment and Mineral Resource to empower, promote, and provide safety for the quarry workers in various sites in the County; this Assembly resolves that the Nairobi Metropolitan Service (NMS) in conjunction with the County Executive partners with the Ministry of Environment and Mineral Resource towards initiation of the following interventions for excavation and quarry workers:

(Hon. Palapala walked to the Assembly without bowing)

Hon. Temporary Deputy Speaker: Hon. Palapala, can you please go to the bench and respect the Chair.

(Hon. Palapala bowed before the Chair)

Hon. Temporary Deputy Speaker: Proceed.

Hon. James Kiriba: Thank you, Hon. Speaker.

1. Encourage all workers in such sites to register SACCOs that would attract recognitions for supply opportunities for the County Governments;
2. Undertake a Health and Occupational safety programmes that would see all quarry workers in the County issued with free protective clothing and appliances and sensitized on occupational safety; and,
3. A land refill levy be introduced and included in the subsequent County Finance Act with 40% of the soil refill per lorry being channeled for support and welfare of the registered Quarry SACCOs; and
4. County Government to encourage such SACCOs to apply for government tenders relating to provision of construction materials for self-reliance.

ESTABLISHMENT OF COOLING PLANTS FOR PROMOTION OF AQUACULTURE

Hon. James Kiriba: Hon. Speaker, I beg to give notice of the following Motion:

AWARE THAT Part 2 of the Fourth Schedule of the Constitution of Kenya provides for the functions of for the County Government, as the case with Paragraph 1 (e) which dictates Agriculture including but not

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limited to fisheries as one of the County Functions; cognizant that the National Government's Big 4 Agenda seeks to foster economic development and provide a solution to the various socio-economic challenges through the following four economic pillars;- Food Security and Nutrition, Affordable Universal Health Care, Affordable Housing and Enhancing Manufacturing; noting that the United Nations General Assembly declared 2022 the International Year of Artisanal Fisheries and Aquaculture with Food and Agriculture Organization of the United Nations (FAO -UN) as the lead agency for celebrating the year in collaboration with other relevant organizations and bodies of the United Nations system by recognition of the millions of small-scale fishers, fish farmers and fish workers who provide healthy and nutritious food to billions of people and contribute to achieving Zero Hunger; further noting that in Kenya, the Ministry of Agriculture, Livestock and Fisheries 2015 Status Report on Fisheries observed that fisheries development in the Country was slow due to a number of obstacles, being but not limited to lack of proper information on aquaculture development, cultural variations that do not support fish farming, uncertainties on returns on investment, lack of political good will, low investment by Kenyans in the sector, high running cost and lack of access to high quality fingerlings; acknowledging that Kenya has a high potential for fish farming as it can offer prospects for sustainable food security and income for communities hence creation of employment; this Assembly resolves that the Nairobi Metropolitan Services (NMS) in conjunction with County Executive;-

1. Installs four (4) industrial ice plant for fish preservation in the 4 main parts of the County and such plans be considered in the budget for the financial year 2021/2022 that would promote aquaculture in the County; and,
2. Develop a program for promotion of fish farming among the youth through provision of free fingerlings be considered in the financial year 2021/2022 budget.

ESTABLISHMENT OF COUNTY YOUTH INTERNSHIP AND VOLUNTEER PROGRAM

Hon. James Kiriba: Hon. Speaker, I beg to give notice of the following Motion:

AWARE THAT the National Government's Youth Volunteer Program has been instrumental in creating enriching opportunities for over 30,000 unemployed Kenyan youths through internship, volunteership and apprenticeship in line with provision of Article 55 (a) of the Constitution of Kenya, 2010 which require the state to take measures including affirmative action program to ensure youth access relevant education and training; appreciating that though internship and volunteership, youth are able to gain valuable work experience, explore career paths, network with professionals in their respective fields, gain confidence, develop working skills and hopefully transition into employment; concerned that Nairobi City County has a growing population of young graduates coupled with high rate of unemployment, with lack of proper mentorship programs, communities risk losing its young educated and promising members of society to social vices due to hopelessness and frustrations; acknowledging there is need for the County Governments to emulate such life improvement programs for the youth from the Nairobi Government as the lead County that would see competent young graduates access Internship and Volunteering opportunities to acquire technical skills and experience in preparation for the Labour market; this Assembly urges the County Executive to explore and consolidate mechanisms necessary for the establishment of a County Youth Internship and Volunteer Program to be implemented in the financial year 2021/2022.

ESTABLISHMENT OF A REHABILITATION PROGRAMS FOR YOUTH ON DRUGS AND SUBSTANCE ABUSE

Hon. James Kiriba: Hon. Speaker, I beg to give notice of the following Motion:

AWARE THAT Article 55 of the Constitution of Kenya, 2010 provides *inter-alia* that the State shall take measures, including affirmative action programs to ensure that youth are protected from harmful cultural practice and exploitation; further aware that Article 21 (2) of the same Constitution dictates that all state organs and all public officers have the duty to address the needs of the vulnerable groups within the society including the youths; cognizant that Part 2 of the Fourth Schedule of the Constitution of Kenya 2010, provides for the functions and powers of the County Governments, which includes *inter-alia* control of drugs and pornography; deeply concerned that the rising number of youth indulging in drugs, substance abuse such as cannabis sativa, heroin, cocaine amongst others, with reasons for such ranging from dysfunctional families, peer influence, uncontrolled alcohol trading environment, unemployment, social media influence, stress, depression to mention a few; disturbed that failure by all the relevant stakeholders to reverse the growing trend of youth involving in alcohol, drugs and substance abuse, would see the County and the Nation lose an entire generation and this would have adverse effects on the moral fabric of the society as seen from the rising case of sexual and gender based violence, suicides, homicide, femicide, crime, hopelessness, unstable marriages; acknowledging that the existence of the National Authority for Campaign Against Alcohol and Drug Abuse (NACADA), a State Corporation under the Ministry of Interior and Coordination of National Government, mandated to undertake public education and awareness against drug abuse; further acknowledging the need for top-bottom co-ordination approach by the National Government and the County Government as provided for in Article 189 of the Constitution of Kenya, 2010 in mitigating the young generation from drugs and substance abuse; this Assembly resolves that the County Executive moves with speed and:

1. To partner with the National Authority for Campaign Against Alcohol and Drug Abuse (NACADA) in developing programs and policy for creation of awareness, treatment and rehabilitation of the Persons with Substance Use Disorder (SUDs);
2. To initiate plans for the establishment of an affordable Rehabilitation and Rescue Centre to be equipped with qualified personnel and offer medical care to those already addicted; and
3. Anchor the said program and project in the County's Budget estimates for the financial year 2021/2022 for its timely implementation.

Thank you.

Hon. Temporary Deputy Speaker: Hon. Kiriba, are you done?

Hon. James Kiriba: Yes, I am done. May be Mheshimiwa Ariviza can---

Hon. Temporary Deputy Speaker: But I thought that this is a Notice and it does not need anybody to second. Hon. Ariviza, do you have anything new from what Hon. Kiriba has given? We are still on Notices of Motions and it does not require any support.

RENAMING OF AERODROME ROAD TO DOUGLAS WAKIIHURI ROAD

Hon. Abraham Njihia: Thank you, Hon. Speaker. I beg to give Notice of the following Motion:

THAT, aware that Article 186 (1) of the Constitution of Kenya 2010, and Paragraph 5 of the Fourth Schedule to the Constitution provide for the functions and powers of County Government on County

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Transport including County roads, street lighting, public road transport traffic and parking; further aware that the Country has since independence named and renamed roads and other public facilities in honour of heroes and heroines who have contributed immensely to the development of the Republic; noting that the naming of roads and other public places after heroes and heroines bestows honor and shows gratitude to such people; concerned that there are heroines and heroes who have not had similar honors bestowed upon them despite their immense contributions to this Country; further noting that Douglas Wakiihuri is the Founding Director of Nairobi Sotokoto Safari Half Marathon Limited, Board Member of Anti-Doping Agency of Kenya and Special Olympics, Kenya and the Coach to H.E the First Lady of Kenya who is the founder of Beyond Zero Campaign which has contributed immensely to the health of many women and children in the Country by improving maternal and child health care; further noting that Mr. Wakiihuri is the first Kenyan Gold Medalist of the World Marathon Championships in Rome 1987, London Marathon Champion 1989, Commonwealth Games Marathon Gold medalist 1990, Auckland, New Zealand, and World Cup Marathon champion 1995, Athens, Greece; Silver medalist in the Olympic Games, Marathon, 1988, Seoul, South Korea; he is a founder of Kibera Running Club, developing a school in the slums of Kibera and providing breakfast on running days for the Kibera kids; recognizing that Wakiihuri opened up for Kenya to the world of marathon by inspiring many Kenyans who have gone to win various marathons across the globe; further recognizing that road names have been changed before to reflect names and places with significance to Kenyans; this Assembly urges the County Executive in conjunction with the Nairobi Metropolitan Services to rename Aerodrome Road to Douglas Wakiihuri Road in honour of the athletic icon who is regarded as one of the pioneers of marathon championship in Kenya after winning the first Gold medal of the World Marathon Championships in Rome 1987 and inspired many to win world marathon Championships across the globe.

Thank you Hon. Speaker, I beg to give Notice of this motion.

Hon. Temporary Deputy Speaker: Thank you, Hon. Abraham Mwangi Njihia.

(Point of order)

What is the Point of Order Hon. Waithera Chege?

Hon. Waithera Chege: Mr. Speaker, I thought I was listed for these morning Notices of Motion. Can I proceed?

Hon. Temporary Deputy Speaker: Is it a Motion? Where is it? Has it been approved because I don't have it here with me?

Hon. Waithera Chege: Yes. Can I proceed?

Hon. Temporary Deputy Speaker: I am asking if it has been approved by the Speaker? Anyway, proceed.

Hon. Waithera Chege: The copy that the Clerk has is approved.

Hon. Temporary Deputy Speaker: Proceed. I don't have a copy and that was my concern. But since you are one of the leaders in this House, proceed.

POLICY ON NAMING OF ROADS AND OTHER COUNTY FACILITIES IN THE COUNTY

Hon. Waithera Chege: Thank you, Mr. Speaker. I beg to give Notice of the following motion:

THAT, aware that Chapter Four of the Constitution 2010 provides for the Bill of Rights which is an integral part of Kenya's democratic state and is the framework for social, economic and cultural policies;

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further aware that the purpose of recognizing and protecting human rights and fundamental freedoms is to preserve the dignity of individuals and communities and to promote social justice and the realization of the potentials of all human beings; recognizing that several individuals have served the County at various levels with dedication and splendid work towards the betterment of Nairobi City County and its residents; concerned that such individuals have not been recognized for their outstanding performance in the public service in the County; noting that individuals have upheld the rights of others, serving the community above themselves and contributing to nation building through outstanding service and achievements, this Assembly urges the County Executive to develop a policy that provide for criteria to be used in naming of roads and other County facilities in the County in recognition and appreciation of the extraordinary acts of service made by individuals who performed tremendously in their works not only to the County but to the Country at large.

Hon. Temporary Deputy Speaker: Thank you, Hon. Waithera.

(Point of order)

Hon. Ariviza, you have a point of order? Proceed.

Hon. Mary Mwami: Thank you Mr. Speaker Sir for this opportunity. I would like to bring to your attention the fact that you are referring to an alien as the Clerk of the House. It was passed by the County Assembly Service Board that Pauline Akuku is the Acting Clerk until the court case is determined. The Office of the Speaker should not come and change things that have been passed by the Service Board in the House. I heard you refer to her as the Acting Clerk when I was on Zoom.

I love her but I think it is good for us to follow the law and the procedures. The Service Board is final and cannot be changed on this floor. Thank you.

Hon. Temporary Deputy Speaker: The Communication from the Chair I have read came from the Board. I think it is the prerogative of the Board to nominate whoever they want to. But in this regard, I have communicated, and that is final.

MOTION

ADOPTION OF THE REPORT OF THE SELECT COMMITTEE ON LIAISON ON CONSIDERATION OF ASSEMBLY COMMITTEES' ANNUAL REPORTS

Hon. Peter Wanyoike: Mr. Speaker, first of all let me welcome all Members to this House after the directive of the President to close the Assembly due to COVID-19.

I beg to give Notice of the following motion:

THAT, this Assembly adapts the report of the Select Committee---

Hon. Temporary Deputy Speaker: You are giving a Notice of Motion? You are supposed to move a motion.

Hon. Peter Wanyoike: Sorry, Mr. Speaker. I beg to move the following Motion:

THAT, this Assembly adopts the report of the Select Committee on Liaison on consideration of Assembly committees' annual reports from January to December 2020, laid on the Table of the Assembly on Tuesday 2nd March 2021.

Mr. Speaker, as you are aware, the committees issue reports quarterly which are then committed to the Liaison Committee. The Liaison Committee after going through the reports came up with the following observations:

1. All committees to fast track finalizing all pending business;
2. Report on any impediment to their work to the Office of the Speaker and liaise with the committee for the necessary action to be taken;
3. The committee instructed the Implementation Committee to urgently follow up with the Executive to seek a way forward on committees for Assembly resolutions so that they can be implemented;
4. The Members to be encouraged to log in to meetings and actively participate;
5. The Committee recommended that the committee clerks to continuously remind the respective committees to responses due through their statement trackers; and
6. Chairpersons and their relevant committee clerks to enforce Standing Order No. 179 to Members who fail to attend to committee sittings.

Recommendations to the County Executive and the Nairobi Metropolitan Services

1. That the Liaison committee to hold a meeting with the CECs and Chief Officers to deliberate and come up with guidelines on how responses required by the County assembly shall be dispensed off to avoid the continuous delays
2. The Liaison committee to immediately inform the County Executive and the Nairobi Metropolitan Services that the County Assembly shall take serious actions to officers who fail to attend County Assembly meetings when summoned and those who respond poorly to the Assembly queries
3. The Liaison committee to hold a meeting with H.E the Governor and the NMS to deliberate on how best the County Assembly resolutions shall be implemented.
4. The committee to immediately hold a meeting with the relevant key sectors from the County Executive and the Nairobi Metropolitan services to deliberate on the status of their implementation of County resolutions and County Assembly to allow for funds for the drafting functions under the County Attorney's office.

With that Mr. Speaker, I beg to move and urge my Hon. Whip to second the Motion.

Hon. Temporary Deputy Speaker: Yes Hon. Nyangaresi

Hon. Moses Ogeto: Thank you Hon. Speaker. I beg to second this Motion with various recommendations. There is a communication that you made during the special sitting and did not follow due procedure. I would wish under Standing order number one and for purposes of continuity of this institution and the prevailing constitution of Kenya, I ask that the same be expunged from this House, Hon. Speaker. It is best that you do a communication on that or tell us how to go about it. Seconding this is within the confines of the law and making sure that the Standing order is adhered to. I do not know whether I will proceed to second this Motion because the committee has given very serious recommendations and I fear that by seconding this, it will not be implemented and with that I need your response.

Hon. Temporary Deputy Speaker: First and foremost, Hon. Wanyoike recommended some things to support the Motion and you come up with whatever you want to raise. Second it!

Hon. Moses Ogeto: Hon. Speaker, I will speak on this Motion because it is very good

Hon. Temporary Deputy Speaker: Thank you

Hon. Moses Ogeto: My fear is the institutional memory of this House in that if I second it will go the way it is going. This is a very good Motion that I want to second but I fear that I may be seconding for the sake of it? The Constitution must be respected. We cannot be seconding documents for the sake of it

Hon. Temporary Deputy Speaker: Hon. Nyangaresi, I wish to remind you that I am not the one moving the Motion and what you are asking of me is different. Therefore, I kindly request you to second the Motion then stand on a point of order and raise your issues.

Hon. Moses Ogeto: Hon. Speaker, I want to second my Deputy Majority Leader but I fear that if we will not respect Standing Order number one then I wish to ask my colleague to request another person to second this Motion.

Hon. Temporary Deputy Speaker: Let us first deal with the question
(Hon. Moses Ogeto spoke off record)

Hon. Temporary Deputy Speaker: You do not want to support?

Hon. Moses Ogeto: I do not want to second the Motion

Hon. Temporary Deputy Speaker: Ok. Hon. Wanyoike, you have another chance

Hon. Peter Wanyoike: Thank you very much. I call upon Hon. Themendu to second

Hon. Jeremiah Themendu: Thank you Hon. Speaker. This Assembly needs to move forward and cannot be held hostage by selfish interests. Therefore, I stand here to second the Motion so that we proceed and make sure that the business of this House has to be taken seriously. Thank you Mr. Speaker.

Hon. Temporary Deputy Speaker: Thank you Hon. Themendu
(Question proposed)

Hon. Temporary Deputy Speaker: Any Member who wishes to contribute? Yes, Whip!

Hon. Peter Imwatok: Thank you Hon. Speaker for allowing me to rise to support this report based on principles. This is a house of rules and procedure and every committees report must be respected.

Hon. Speaker, it is true that we are constrained by issues Covid 19. It started in March 2020 then this report was born. I therefore want to implore that all Chairs of committees ought to up their games. I am not very good in Zoom committee sittings. We are using taxpayer's money and we must make committee sittings to be as constructive as possible. Let us not make committees an altitude of making money therefore chairpersons must lead the committees in a proper way. What do I mean?

The committee is as good as its chair, therefore if the aim of the Chair is to ensure that members log in so that he can earn Kshs. 5,000 then that is not purposeful as per the Constitution. Based on that Hon. Speaker, I also rise on a point of privilege as a Member of this House that on 20th I travelled to Migori to attend a funeral of a grandmother to one of the lawyers who was prosecuting the impeachment of the then Governor in the Senate. Unfortunately, while I was on my way back, I got communication through my deputy Whip Moses Ogeto if I had information on the change of leadership through my party.

I tried calling you Hon. Speaker, as you were Chairing and could not pick the phone. I then called my Minority Leader who responded by saying that he was not aware. Afterwards I received a communication on the same read through the Chair.

Based on Standing order 20 clause 9 and Standing Order 21 clause 9, there is a precedence that has been set on this House that the Whip must communicate the change of leadership, if there is. I have changed two leaders in this House based on the law and the Standing Orders. I am happy that the Speaker committed himself in writing and wrote back to my party Secretary general on the complaint and acknowledged that in the next sitting, the same will be expunged from the records because it did not follow due process. Therefore, Chair, this is a House of rules and procedures and there are avenues to execute any Motion before the house.

As I sit, as a loyal precedent seeker, a man who believes in the rule of law, who believes that in this House we are not just making laws to make ImwatoK happy, and I dare say that I have an idea that one day every law, every decision we make is in the archives of history---

(interruption)

Hon. Temporary Deputy Speaker: Hon. Akama, please respect the Chair.

Hon. Peter ImwatoK: ---that our kids and our grandchildren, will have a chance to peruse what *Mheshimiwa* John Kamangu did when he was in the Chair. I beg and say as my father has always said that wisdom dictates that let us do what is premised within the law, and more importantly to protect the sanctity of this House. I am not anchored under cement and mortar to be the Whip of the Party, but we must also be sure that one day one time a lady of low stature like me becomes a Whip of the party, how will she handle such pressure. Thus Chair, intently I implore you, pursuant to our conversation on phone in which you said clearly that you were not sure what transpired, and the Speaker has communicated the same to my party, therefore Speaker, I urge that you expunge the records on the change of leadership for the Minority Party which was read before you on 20th. Thank you.

Hon. Temporary Deputy Speaker: For clarity purposes, I think the communication was done by the Speaker who is the head of this Assembly, and we do not have to dwell on that issue again because the communication was done and you are still sitting in the same seat you have been sitting on even if I communicated. So don't bring contradictions here. The communication was done by the Speaker who is the head of the Assembly. Unless you have any other issue apart from what was already communicated. I cannot contradict what the Speaker said, and you know that.

Hon. Peter ImwatoK: Chair, what I am saying is that I agree the Speaker was noble enough. I am not contradicting what my able Speaker has said, what am saying is for purposes of records for my children and grandchildren to come, that this is very important if the Chair can expunge the same, unless the Chair will say the Speaker himself should do it.

Hon. Temporary Deputy Speaker: So you are saying in future, not now. Thank you.

(Point of order)

Hon. Waithera please proceed. You have a point of order Hon. Waithera, can you request.

Hon. Waithera Chege: Thank you Chair, although that has passed, the Minority Whip is raising very pertinent issues, however, we cannot afford to divert the debate. We should remain within the contents of the debate then they can be able now to handle their issues over and above that.

Hon. Temporary Deputy Speaker: I think I have clarified that.

Hon. Waithera Chege: Mr. Chair, can we respect the rules and procedures of this House?

Hon. Temporary Deputy Speaker: Thank you, Hon. Waithera. I think I have clarified that, unless somebody else wants to contribute to this Motion.

Hon. Moses Ogeto: Thank you, Hon. Speaker, am glad because you have said you will use your wisdom to ensure that the same rules and procedures apply in this House. I beg to support this Motion on principle that my colleague has told me but there are pertinent issues that have been raised here. You realize that the Chairs of various committees, even today, you can see in this House we only have one Chair.

(Loud consultations)

Hon. Temporary Deputy Speaker: Just take note that they are here, all of them are not here but we have a good number.

Hon. Moses Ogeto: From the report, Hon. Speaker the Chairs are 28, out of 28 we have two in the House. In the recommendation, where you are the Chair of Liaison, you have said very well that the committee chairs should bring the reports.

Today morning when I was with you in House Business, we did not have business to allocate because the chairs had sat down and were only perusing on Zoom. For this report to see light of the day, let this start from us because we have the capacity and the chairs of the various committees have capacity to bring the reports before this House.

Since COVID started, it's only this report which has come before this House. It will be a privilege for this House to bring serious reports. Like where I sit in the Health Committee, we have five pending reports which need to be tabled. I sit in Justice and Legal Affairs Committee, there is a report which needs to be tabled. We are requesting the various chairmen of respective committees to bring their reports, including the Chairman for Labour who is before the House. We are requesting you to bring the reports before this House so that we may have business. If the same reports are not implemented, the Implementation Committee moves with speed to ensure the same tabled reports are formalized.

Hon. Speaker, I am seeing also that your committee has recommended on the need to meet the sector heads from Nairobi Metropolitan Service and the County government. That one will give a flow and enable us to know how much has been spent vis-a-vis how much needs to be spent, especially since the NMS came in. Are we going to allow the budget estimate cycle, so that we know since the NMS came, how many projects on roads and public works have been performed, how many projects from the health sector have been performed, in the water department, what has been done vis-à-vis what is there? I saw the report from the Controller of Budget; the absorption rate for implementation of a budget is 40%, we are only paying recurrent expenditure. And in your report you have said that when these officers are being summoned they should come and if they fail let us use our powers which are confined in Article 195 of the Constitution.

With these few remarks, I beg to support this report.

Hon. Temporary Deputy Speaker: Thank you. Anyone else? Anyone on Zoom? Hon. Kabiro what do you have?

Hon. Mbugua Kabiro: Thank you very much, Mr. Speaker Sir. I would like to greet all my Members of this House. Hon Speaker, thank you for this session. I would want to appeal to your office to open up the Assembly so that more Members can come in physically in order for us to have more productive engagements.

I have also noted with a lot of concern that the committee reports over here are directly proportional to the number of retreats, which is something that has been missing. I want to believe that is the main reason why there has not been a lot of business in the House. I have seen quite a number of Motions that have been tabled, and the biggest problem that is highlighted in this report is implementation. I would like to appeal to your leadership because you are the one, who through the Hon. Wanyoike, is submitting this report, that you beef up the implementation of the resolutions of this House. We have seen quite a number of Motions. First, we've seen quite a number of Bills that have been passed, implementation is remaining at a staggering 0.5%, which is very bad and poor.

Hon. Speaker, I would like to also note that you have directed the NMS to do a lot of things, together with the Governor in this report. For example, that the Liaison Committee to hold a meeting with Her Excellency the Governor and NMS to deliberate on the best way the County Assembly resolutions shall be implemented, which is a good thing. But I think when that happens, you should also be telling us that this meeting has happened and these are the resolutions, and that the implementation will also be done in a good way.

Otherwise, I think I would like to laud the people who have done most of these business and it is devastating to hear that the Hon. Ogeto is saying that there was nothing to allocate in the House Business Committee, which is very alarming. I think Members should be encouraged and part of the encouragements that should be happening is that the people like Hon. Waithera Chege who have moved the most Motions should be rewarded with a cash token or a trophy to show that she is actually working so hard and thinking outside the box to move several Motions.

And the people like Hon. Ogeto who have opposed the most Motions and the most statements in the house should also be rewarded. People like Hon. Ngaruiya who have been silent all throughout should also be rewarded. That will also make us want to be very much in the recognition list so that the next time we have a roll of honour we can see the most silent, and that can be picked also from HANSARD, the most silent and the most active, including the Hon. Whip Imwatok. Thank you very much, Mr. Speaker Sir.

Hon. Temporary Deputy Speaker: Thank you very much. The mover.

Hon. Peter Wanyoike: Thank you very much. Mr. Speaker let me take this opportunity to thank members for supporting and reacting on this Motion. The recommendations which are laid on this report, we will make sure, with the help of your office, to see that we sit down with the Executive side and we implement the same. With that Mr. Speaker, I beg to reply.

(Question put and agreed to)

ADJOURNMENT

Hon. Temporary Deputy Speaker: Hon. Members, there being no other business, the House stands adjourned until this afternoon at 2. 30 p.m. God bless you all.

The House rose at 11:10 p.m.