



NAIROBI CITY COUNTY ASSEMBLY

OFFICIAL REPORT

Second County Assembly – Sixth Session

Thursday 17th February 2022

The House met at 2.30 p.m.

(Hon. Deputy Speaker (Mr. Geophrey Majiwa) in the Chair)

PRAYER

QUORUM

Hon. Deputy Speaker: Clerk, do we have quorum?

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

We can proceed.

PAPERS

Hon. Waithera Chege: Thank you Mr. Speaker. On behalf of the Office of the Leader of Majority Party, I wish to lay the following Paper on the floor of the House. Pursuant to Section 117 (1) of the Public Finance Management Act 2013, I beg to lay the following Paper on the Table of the assembly today Thursday 17th February 2022: The Nairobi City County Fiscal Strategy Paper for the financial year 2022-2023. Thank you, Mr. Speaker.

Hon. Deputy Speaker: Who is laying the Paper for Education Committee?

Hon. Millicent Jagero: Hon. Speaker, pursuant to Standing Order No. 131 (4), I beg to lay the following Paper on the Table of the assembly today Thursday 17th February 2022: The report of the Sectoral Committees on Children, Early Childhood Education and Vocational Training and Justice and Legal Affairs on the consideration of the Nairobi City County Prevention of Violence Extremism Bill, I beg to lay.

Hon. Esther Nyangweso: Thank you Mr. Speaker. Hon. Speaker, pursuant to Standing Order No. 131 (4), I beg to lay the following Paper on the Table of the assembly today Thursday 17th February 2022No.131 (4), I beg to lay the following Paper on the Table of the Assembly today Thursday 17th February 2022: The report of the Sectoral Committee on Children, Early Childhood Education and

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Vocational Training on the consideration of Nairobi City County Early Childhood Development and Education Bill 2021, I beg to lay.

NOTICES OF MOTION

Hon. Daniel Muturi: Thank you very much, Hon. Speaker. That, aware that Article 186 () of the Constitution of Kenya 2010 and Paragraph Five of the Fourth Schedule to the Constitution provides for the functions and powers of the County Government on county transport including county roads, streets, lighting, public roads, transport, traffic and parking; further aware that the county has since independence been honoring her eminence citizens who have had remarkable contribution to the development of the republic by not only naming or renaming of facilities or roads after them but also unveiling of statues that offer constant reminisce and recollection of their unique attributes; observing that by honoring them in such a manner is national expression of gratitude for their outstanding deeds; appreciating that the County Assembly has in recent times moved to evoke its legislative and representation mandate to pass motions urging for the recognition of such distinguished and industrious citizens; noting that there are heroes and heroines who have not only roads or streets renamed after them but also statues unveiled in the elevated act of honoring them, for instance we have Dedan Kimathi, the Tom Mboya and most recently the Ronald Ngala statue Acknowledging that the late Hon. Kenneth Matiba was among conspicuous person in the second liberation which culminated into Kenya becoming a multi-party state and commencement of the clamor of the current celebrated Constitution 2010 alongside former Prime Minister Rtd.Raila Amollo Odinga, the late Charles Rubia, the late Martin Shikuku and Senior Counsel Paul Muite. Further acknowledging that he has a remarkable record in industrial, hospitality and education sectors, and an accomplished public servant having served as the first indigenous African Permanent Secretary in 1963, Permanent Secretary for Commerce, Chairman of the Kenya Football Federation form 1974 to 1978, a Member of Parliament for Kiharu Constituency, Cabinet Minister for Health, Culture and Social Services and Transport and Communication; appreciating that as a result of this distinguished stature in the society of Kenya, in 2021 he was honored by the Nairobi City County Assembly which passed a motion to have Accra Road renamed after him; recognizing that heroes and heroines in whose honors statues have been installed and unveiled have their personalities, character, outstanding abilities and distinguished deeds more accentuated and memorized locally. This Assembly urges the Nairobi Executive in conjunction with Nairobi Metropolitan Services (NMS) to construct, install and unveil the statue of the late Kenneth Matiba along the recently renamed Kenneth Matiba Road as an act of elevated honor of the locally globally celebrated legend for the inspiration of the young generation.

Thank you Hon. Speaker.

Hon. Wilson Ochola: Thank you Mr. Speaker sir. I wish to move the following motion pursuant to Standing Order No. 34. That, aware that the County Assembly is established under Article 174 of the Constitution with the powers to make laws, oversight and represent; noting that the County Assembly depends on the exchequer for the running of its operations where the expenditure of the some of votes by this House present the House; the Accounting Officer who is in charge of the County Assembly and is the Clerk of the Nairobi City County Assembly; deeply concerned that the affairs of the County Assembly have grounded, all the expenditure which is being used in the assembly due to the Accounting Officer's liability to

operate the assembly. Finance is held at the central Bank of Kenya because of action by the officers of the county assembly who have refused to hand over despite being out of the office; regretting that the assembly now risk shutting down since members are suffering, being unable to access money for the Wards rent, imprests, per diems. Mr. Speaker sir, the assembly cannot be held at ransom by some few individuals because of the action of some officers. Pursuant to Standing Order No. 34 I ask the assembly to adjourn to discuss the collapse of the County Assembly.

Mr. Speaker sir, remember these officers are just employed like any other employees. I think they should be removed from payroll and be sacked; they are not worthy to be employees of this County Assembly. Thank you Mr. Speaker sir.

Hon. Deputy Speaker: Thank you Hon, Ochola. We will handle your Motion at the tail end today's Order Paper, so just keep your cool. Next order!

STATEMENTS

REQUEST FOR STATEMENT REGARDING CLEANING AND GARBAGE COLLECTION IN NAIROBI COUNTY SPECIFICALLY IN NAIROBI SOUTH WARD

Hon. Waithera Chege: Thank you Mr. Speaker. I wish to request for a statement pursuant to Standing Order No. 45 (2) (c), from the Chairperson of the Sectoral Committee on Environment and Natural Resources regarding cleaning and garbage collection in Nairobi County specifically in Nairobi South Ward. The focus of the Nairobi County Government is to provide professional and ecofriendly rubbish removal and collection services in the city. Even though the county is set to venture into the cleaning of the Wards in the City, this process has been an eye sore to the Nairobi residents who have been pointing accusing fingers at the County Government since the garbage backlog has piled up.

Mr. Speaker, efforts by the county to ensure timely collection and disposal have however been always thwarted by unknown persons who act as brokers for their own interests. This is because the trucks are few and the available one are forced to do more rounds than expected and can only focus on where the garbage has piled up for months.

I therefore Mr. Speaker in this statement request the Chairperson to enquire and report into:

1. The names of officers in charge of cleaning the Nairobi South Ward and their term of office;
2. The number of officers responsible for the Nairobi South Ward garbage collection and their current status;
3. Where there are specific trucks collecting garbage in Nairobi South Ward, their specific names and the names of drivers, specific number plates and the trucks available to collect garbage in Nairobi South Ward;

The statement is signed by myself, the Member of the Nairobi South Ward. Thank you, Mr. Speaker.

Hon. Deputy Speaker: Is the Chairman Environment around? Is he on Zoom? Any Member of that committee or the leadership to take up?

Hon. Peter Wanyoike: Thank you Mr. Speaker. We will report back in two weeks' time.

Hon. Deputy Speaker: Is the Member okay with the two weeks?

Hon. Waithera Chege: Thank you Mr. Speaker. I think I am not satisfied. The reason why I am not satisfied, Mr. Speaker, is because what I am asking for is the data of the officers doing garbage collection

in Nairobi South Ward. That is something that can be extracted from the system. My colleague here cannot keep saying two weeks.

I want to remind you, Mr. Speaker, that there was a statement of the same nature last year which has not been responded to up to date. Therefore, we cannot just sit here and watch the filth that we are seeing every day on our roads. I beg to differ with my colleague and he will allow me to do so with respect.

Hon. Deputy Speaker: Majority Leader, can you do that in lesser days?

Hon. Peter Wanyoike: Thank you Mr. Speaker. Mr. Speaker you know very well that we have to write the Executive side for them to respond and we have to give them seven days. Having said that Mr. Speaker---

Hon. Deputy Speaker: Is it provide for somewhere that you have to give them seven days or you can even give them less since they are just our neighbours across the corridor.

Hon. Peter Wanyoike: I can Mr. Speaker, but I cannot assure that the response will be given in lesser days or seven days. But I can give ten days for the response.

Hon. Deputy Speaker: Hon. Waithera, are you okay with ten days?

(Point of order)

Hon. Deputy Speaker: Point of order on what? Hon. Waithera, are you okay with ten days?

Hon. Waithera Chege: Mr. Speaker, with all due respect, I am not asking this only for Nairobi South Ward, because if you go round the city, and you will bear me witness because you were elected in one of the Wards, and I can see the Chair walking in. Mr. Speaker, I am requesting you to use the powers that have been bestowed on you according to Standing Order No. 1, to order the Chair of this committee to bring the reply in the House before the lapse of eight days. I wish to seek for your indulgence.

Hon. Deputy Speaker: Now that the Chair has walked in--- Can we have some order, kindly. It is more important that we deal with the garbage issue in the city in a manner that it deserves. I therefore direct the Chair Environment to ensure that by next Tuesday at 9.30 a.m. in the morning session we have a response to this statement so that it can be dealt with. The Chairman has to appear in person to give us this response. Thank you.

REQUEST FOR STATEMENT REGARDING UNDERSTAFFING OF LEGAL PERSONNEL WORKING IN
THE OFFICE OF THE COUNTY ATTORNEY AND AN ADVERTISEMENT OF THE POST WITHIN THE SAID
OFFICE

Hon Wilfred Odalo: Mr. Speaker, Members should be ready for Sine die is around the corner. Hon. Speaker, pursuant to Standing Order No. 45 (2) (c), I wish to request for a statement from the Chairpersons of the Sectoral Committee on Labour, Social Welfare and Justice and Legal Affairs regarding the understaffing of the legal personnel working in the office of the County Attorney and an advertisement post within the said office.

Hon. Speaker, the office of the county Attorney is understaffed with very few lawyers against the largest establishment whose services must be efficient and effective. The sad state of affairs has been in existence since the inception of the County Government which has perennial necessitated the county government to outsource most of its legal services. The external advocates charge very huge legal fees when the same could have been affordable if the County Government had its substantial legal personnel.

Hon. Speaker, the problem in the office of the County Attorney is further compounded by the acting

position that has yet to be filled. It is alleged that despite the office having requested for advertisement of the 17 positions, the County Public Service Board (CPSB) has over the years not taken any initiative to expedite the same.

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

- 1) The total number of lawyers the office of the County Attorney has;
- 2) The present personnel establishment in the office of the County Attorney and the shortfall deficit of the legal and paralegal staff required to fill up the existing structure;
- 3) Reasons why the County Executive continues to incur huge costs in engaging external lawyers, while lawyers employed by the County can completely handle all legal matters;
- 4) Reason why County Public Service Board has not advertised both internal and external positions which had been requested by the office of the County Attorney, and why every officer in the Legal Department is on acting capacity;
- 5) Reason why the CPSCB advertised only one position has opposed to the 17 number of posts requested by the office of the County Attorney;
- 6) Reason for the failure by the CPSB to prioritize filling of the vacancies internally and particularly by the officers currently in acting positions, before such positions were advertised externally; and
- 7) How the CPSB has taken into consideration the provision of Section 68 of the County Governments Act, 2012, in advertising and filling the positions in the Legal Department.

Thank you.

Hon. Deputy Speaker: Chair, Justice and Legal Affairs? Yes, Hon. Jagero.

Hon. Millicent Jagero: Thank you, Mr. Speaker. I request for seven days because this is a working Committee, if he will allow us.

Hon. Deputy Speaker: Hon. Member, are you okay with seven days?

Hon. Wilfred Odalo: Much in order, Mr. Speaker.

Hon. Deputy Speaker: Next Statement by Hon. Peter Wahinya. It is also important to note, Hon. Jagero, that has you commit seven days ensure that the Chairman presents that report in person here. Is Hon. Wahinya online?

(Hon. Millicent Jagero spoke off the record)

Has he engaged you officially?

(Hon. Millicent Jagero spoke off the record)

Where is the proof?

Hon. Millicent Jagero: Speaker, can I continue?

Hon. Deputy Speaker: We have a concern that if we set a precedent, then it will be business as usual.

Hon. Millicent Jagero: I will let him know because he had already assigned it.

Hon. Deputy Speaker: If we allow it to happen like that, people will write statements and sent it here through other people. Can you ask him to come in person?

Hon. Millicent Jagero: He is not in.

Hon. Deputy Speaker: If he has not engaged you officially then you cannot read. Do you have some written documents showing that he has engaged you?

Hon. Millicent Jagero: May be he didn't know. But I have a witness, I was with Hon. Mbugua Kabiro.

Hon. Deputy Speaker: Thank you, Hon. Jagero. Please, take your seat. So, Wahinya had three statements, all of them will be deferred to the next session for rescheduling.

BILL

Second Reading

THE NAIROBI CITY COUNTY PREVENTION OF VIOLENT EXTREMISM BILL, 2021 (ASSEMBLY BILL NO.13 OF 2021)

(An Act of Nairobi City County Assembly to Provide Measures for the Prevention of Radicalization, Recruitment into Violent Extremism and Enhance the Participation of Communities in the Prevention of Radicalization and Recruitment into Violent Extremism in Nairobi City County and for Connected Purposes)

Hon. Deputy Speaker: Hon. Waithera.

Hon. Waithera Chege: Thank you, Mr. Speaker. May I specifically take this opportunity to thank you and your office for the support that you have given us, so far. I am sure you will bear me witness that this is one Bill that has been able to take the shortest time possible to get to the Second Reading. I know you have personally tried your best to even have your own Bills on the floor of this House. Either it is because of lack of capacity of officers or lack of implementation of most of the things that we have been passing here.

Therefore, I wish to acknowledge the support your office has given to us so far. As we go through the Second Reading today, allow me to also appreciate the Members of both Justice and Legal Affairs and Education Committee, who have been very available to make sure that we get where we are today.

The Bill before us, Mr. Speaker, is a Bill that has been very sensitive in one way or another. In the year 1998, I personally lost a very close friend in the US Embassy bombing. Therefore, as we do our Second Reading of this Bill today, this is an agenda that is very close to my heart, and an agenda that I am passionate about. We have had a popular and eloquent public participation for the same Bill before the Second Reading, which was very well attended. Today is a very important day, not only for me, but also for the residents of Nairobi as we debate the Violent Extremism Bill.

Mr. Speaker, I wish to take you back to the 14th Riverside bombing attack that took place along Chiromo Road. It is out of that action that His Excellency the President directed that all county governments in Kenya to come up with action plan on how to deal with the issues of terrorism. I know most of our members are asking themselves why this security Bill is before this House. I wish to take them back to Paragraph Two of the Fourth Schedule, it allows the county governments to mobilize and allow communities to participate in most of the agendas that are given and the functions under the county government.

Mr. Speaker, Article 176 has given powers and mandate to all county governments in Kenya, and the functions that are outlined in the Fourth Schedule has allowed us today to bring this Bill on the floor of the House. If I proceed further to Article 176 that has given this Assembly the legislative mandate to not only come up with bills of agendas, but also to make sure that the bills that come on this floor, are bills that conform to processes and procedures of this House. I therefore wish to confirm to those who may be asking that question that we are on the right track, and we have been intentional on that topic and discussion.

Mr. Speaker, allow me to say that there have been several factors that has led, not only Nairobi but also East Africa to where we are on this specific agenda. I will go straight to the issue of our economy today because when terrorists attack Nairobi as a capital city, we are the people who are hurt most. If you look at the population of Nairobi and the young people who are moving from rural to urban, you realize that the numbers are going up every day. If any government is not able to secure that population, then we will not be on the right side of history.

The roadmap of this Bill has been very clear. We started a year and half ago. That is why this Bill is critical to us today because the development of every Bill, as we follow the procedures and processes of this House, have to conform to those procedures. Even as we debate this Bill today, I wish to confirm again that this Bill has met the threshold of getting into the second reading. We are looking forward, because most of the Members have interacted with this Bill, to next week having our Committee of the Whole. That will help us go now straight away to the Third Reading.

Mr. Speaker, this Bill speaks so much and squarely about radicalization of the young people. My area, to be very specific, which is Nairobi South Ward, 85% of the area is informal settlement. When you look at the data of young people that are being radicalized into violent extremism, you will realize that the highest percentage is coming from the informal settlement. We have along the way asked ourselves, why? The question of poverty is key if we are to look for solutions into this problem. I have looked at the World Bank data and statistics, about 95% of the population that live in the informal settlements in Nairobi, live on less than a dollar a day. Therefore, when we say Nairobi has become a hub of Al-Shabaab recruitment. Some of these factors explain the reason why we are where we are today with these young people.

The second factor is the issue of unemployment. The reason why our young people are flying to Saudi Arabia and other areas is because we are unable to procure job opportunities for them. Definitely the numbers are going up every day. The few people who have been caught in these activities are not conforming to the religious statistics. Somebody may say that it is a certain religion that does these terrorism activities. Along the way, data has confirmed that you don't have to belong to certain religion for you to be a terrorist. Most of these people who have been caught in these activities do not come from a certain religious group. Even as we move this Bill today, I want to remind our Members that terrorism has no class, religion, status, race, and no age. Some of the financiers of these terrorism activities are people that you may not even think they would be part of such activities.

If you look at this Bill, between our first and second reading, we were able to amend words like 'vulnerable groups' and replacing them with 'the residents of Nairobi.' We are saying so because today you might be a resident, for example, of Kibera Slums, and then tomorrow you move. So, if we place the

vulnerable group in this status, as it was in this Bill, then therefore we will be saying only a certain group is at risk of these activities. We want to say that everybody, irrespective of your age, you can be recruited and radicalized into these terrorism activities. The history of radicalization in this country, especially in Nairobi, has shown us that we need to come up with a solution to these problems. Am not saying that it is only the young people that are being radicalized into these activities, we have all manner of people and all age groups. The Bill actually speaks to anybody who facilitates terrorism activities in this Nairobi, will be dealt under the offences section in this Bill.

Mr. Speaker, I don't want to leave out the issue of gender inclusion. Last time on the floor of this House, I gave an example of Boko Haram and how it has been mobilizing their people to go lure young girls into some of these activities. Some of these girls were actually removed from primary and secondary schools. I know only small percentage was able to be returned back to their homes. But, today, if Nairobi doesn't do something on this specific agenda, we will find ourselves in a worse off place.

Mr. Speaker, allow me to thank most of the stakeholders who have been part of this journey. I recognize the Executive Director of the County Governance Watch, Mr. Osido, who is with us in the gallery.

(Applause)

County Governance Watch has played a key role in making sure that even the Members of this House have a sitting to go through this Bill. The British High Commission, through Mercy Corps create programs. The Tony Blair Institute, that has really helped us to come up with the content of this Bill. I will not forget the National Counterterrorism Center, led by Dr. Nyawira and the team. We really appreciate them during this second reading because Third Reading will only be about voting.

Mr. Speaker, even as my colleagues debate this second reading today, I wish to request your office not to get tired. Let us deal with this problem head on. Because of the rights that have been given by this Constitution, we have to make sure that we come up with laws for prosperity, not targeting an individual or certain group. This is a problem that is here with us. We need to make sure that we sort out this problem through the law and beyond even ourselves being in this Assembly because our Second Assembly is coming to an end. We want as Members of this House to be counted as the people who came up with legislative framework to sort out the problem of terrorism. Therefore, Mr. Speaker, allow me to call Hon. Doris Kanario to second the Bill. Thank you.

Hon. Doris Kanario: Thank you, Hon. Speaker, for the opportunity. First I want to congratulate the Hon. Member Hon. Waithera Chege for this thoughtful Bill which she has sponsored and I wish to support it during this Second Reading.

Hon. Speaker, this Bill is crucially and it touches almost every corner of this country and not only in Nairobi. A case and example, Hon. Speaker, there was a study that was done and a report made by the UN in an area in Mathare, Mlango Kubwa where the young people have abused substances; they are also falling into crises in that area due to various things about extremism. Therefore, I take this opportunity also to thank everyone who has been participating to make this Bill be and it is a Bill that touches even almost every home in both informal settlements in Nairobi.

Hon. Speaker, this bill seeks to establish the prevention of violence and extremism in our Community. Therefore, I support the Bill thank you, Hon. Speaker.

(Question proposed)

Hon. Kennedy Obuya: Thank you, Hon. Speaker, it is a while since I came to plenary since we were hit by Corona for over a year although I have been actively participating online through Zoom. Physically, it is my first time after a very long time.

Hon. Speaker this is a great Bill and I want to recommend and commend my good neighbour Hon. Waithera Chege. As a social scientist and a criminologist and this is in line with the research that I had done before. Some who had been elected informal settlement; this is very timely and as I rise on my feet to support this bill in the interest of time, as I know this is the Second Reading and it is important as I echo my sentiments and support. I beg to support the Bill.

Hon. Millicent Jagero: Thank you, Mr. Speaker, first and foremost I would like to thank Hon. Waithera Chege for this good Bill and having been born and raised in Eastleigh I have witnessed all this radicalization taking place. First, it started with young boys who were deported from the United State of America and the United Kingdom; who were ganging up and recruiting other boys between the ages of 13 to 17 years who would terrorize the community, especially the business community until we had to come up with activities and programmes that would ensure that these young boys were tamed before it got worse.

They went ahead even in recruiting young people from our neighbouring communities, which are Majego, Kinyangu, Kanyuku and Mathare. It was becoming worse until organizations of the civil societies had to come on board so that they could work out on solving these issues. Therefore, this Bill is going to be of help to the Nairobi residents, especially the prone areas that were greatly affected.

Hon. Speaker, this Bill will ensure that citizens are protected from radicalization since it has offences to those who will be knowingly involving illegal activities to their residents. Again, it will mainstream measures aimed at prevention this will be done through activities and programmes. These activities, we hope, will not be ghost activities as we have previously seen from the executive side where they do activities without involving the sectoral committees on thematic areas that are in charge of those particular areas. It will be linkages between the community and the government because most of the times you will find out that the community do not know where to report on such issues.

The Nyumba Kumi people also do not know where to report on issues and once they report them to the administration or the chief not much help is usually accorded to them. Having this Bill will ensure that the Committee that will be in place will be able to receive such reports on who is organizing the gangs.

Lastly, on its objectives, Mr. Speaker, it will promote gender equality and youth empowerment and this youth empowerment should be sustainable projects not just coming and talking to the youths telling them that there are not supposed to do this and they are not been given an option of the activities that they need to do. Income-generating activities need to be initiated through this Bill and the budgetary allocation for them which has been proposed in the Bill needs to be there because most of the youths cut across all thematic areas within this House.

We will ensure that those who will come back to this Assembly ensure that budget has been cleared and well allocated to fund those activities and to fund the projects of the youth and also. Assembly can still push for grants to be coming from the executive side so that the ongoing projects can be well funded.

Hon. Speaker, it will promote the alternative dispute resolution, in the community where we come from in Eastleigh you will find that when you report such cases the community will come in and do what

they call the hustler. Therefore, reporting it to the station creates more fear to those people and it encourages radicalization of those young people because of the kind of treatment they get.

Hon. Speaker, lastly, the youth hubs that were close as we have one at Hilton [hotel] needs to be awakened. It was one of my Motions that I proposed that the executive should come up with a resource center for the young people and these resource centers should be functional. The one-stop that we had used to function 10 years ago but know it is only a container whereby you can just go and speak through the window. Now we need an operational office that is friendly to the young people and youth officers who are in place in the government should ensure that when they are allocating devolved funds that are uwezo together with youth funds should be friendly to them and advise them on the way that they can make more money through the income-generating activities. I stand to support this Bill. Thank you, Mr. Speaker.

Hon. Antony Kimemia: *Nakushukuru sana msemaji kwa maana Bwana Spika kwa kunipa fursa hii kuweza kuzugumuzia Mswada huu ambao umeletwa na mfadhili ambae amekuwa akituletea miswada ambao ni ya maana sana, Hon. Waithera kwa hivyo shukurani kwa wengi.*

Mswada huu unazugumzia mambo ya kuzuhia kutumia mbavu katika kutafuta jinzi ambacho unachokitaka. Na umekuja wakati muhimu sana, wakati ambapo tuko kwa siasa. Huu mswada unazungumzia mambo ya wana siasa kuwatumia vijana na unazungumzia mambo ya wanabiashara kutumia vijana ili kutumia jia za haki ambazo niza kuhakikisha umepata kile unacho kitaka. Kwa hivyo mswada huu mumekuja wakati muhimu na mwafaka nina unga mkono huu mswada kwa dhati.

Ninenda kusema kwamba huu mswada umefungua mazungumzo huko inje ambapo tuko na shule na madarasa. Haya mazungumzo yawe ya kusaidia vijana wazuiwe kushikana na mambo mabaya. Wana siasa ewe ni mfadhili kutoka inje wasiwe watu wakufunza mambo ya kupinga wenzao, ama kutumiwa, hata kipigana geta ni mambo ya kutumia mambavu. Kwahivyo nashukuru sana Mheshimiwa Waithera. Mimi kwangu kule ambapo mimi na simamia kama diwani nita hakikisha kwamba vijana wamehushishwa kwa mswada huu, na wamesaidika na wajuwe ya kwamba mswada huu katika bunge letu la Nairobi.

Wengi wangesema serekali kuu katika kupigana na jambo hili, lakini sisi kama county tumekuja kusaidia na kushikilia serekali kuu kwa kutoa sheria ambazo ni zito. Wewe ukipatikana na mambo ya kutumia vijana vibaya, katika kupata mambo yako kama kifedtha, siasa, ukitaka kuwe MCA, lazima utumie vijana ndio ushinde hile nomination.

Mimi na simama hapa kuunga mswada huu mkono na sate sana bii Waithera Chege.

Hon. Mary Mwami: Thank you, Mr. Speaker sir for this great opportunity for me to be able to contribute toward this great Bill that has been set up by Hon. Waithera and which we collaborated as people who were on the committee of Education. This was long overdue because you will find that Nairobi has been a place where many people come from all over the world and meet. You will find that you will get all kinds of people and sometimes you are not able to see who is a good person and who is not. We need to domesticate what is in the national government and bring it because Nairobi has its way of dealing with it. After all, you will find that most of the terrorists that have happened in this country have happened in Nairobi.

I was here in the 1998 bomb blast and it was terrible, I was here when the Norfolk hotel was also bombed it had been a long journey and then, of course, the Dusit on Riverside Drive. Therefore, we need

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to domesticate this so that anybody that is suspected they be interrogated and are found to be capable are put in jail. We need also to look at this Bill in a preventative way where we are looking forward that our children will not wait for them to be recruited into these heinous activities by men and women who are already bent on evil. Terrorist activities do not belong to any religion or any group of the society as it cut across. The poor may be recruited because of poverty but the rich also are recruited because of the rebellion and also wanting not to go with the norms of established society.

Therefore, this is very important and we are looking forward to the executive side because it is not a Bill to be put on the shelf so that it gathers up dust as very many Motions that we have passed here and many Bills that are there including People Living with a Disability Act of 2015, which has never been functionalized. We are saying that this should be taken very seriously even I think two weeks ago or a week ago we were told that we are on alert and the international bodies including the US and UK gave alert to their citizens to be very careful about what is happening in Nairobi because we could have an attack.

Therefore, we are people that we are venerable but we will not be afraid and scared; we will be able to love our country and we will be able to continue living in it without fear of going about with our business. We will also be able to put a mechanism in place that will make sure we prevent our children by not getting involved in this. I call upon the parents of this country both men and women Kenya has the highest number of mothers that are leaving with their children with the absent fathers, which means single mothers.

While it is a normal thing that if people cannot agree they need not leave together so that they kill each other but it is an alarming thing. It is important children live together with a father and mother and even if they are separated, they should have access to both parents so that they are brought up honorably. Whereby a father is absent and a single mother is taking care of a child, it is important psychologically that they are attached to a grandfather or an uncle who is good and not people who do not have a good character who can be able to nature them again. Many of the people who you will find our young men and women getting into this terrorism and being ruined are people who have grown up with many dysfunctional families especially, where there is a single parent so why single parenthood can be there we must encourage our people. We have functional families where husband and wife are taking care of children because that is partly what leads to this and so I stand to support this Bill, it should be functionalized quickly as possible because it will enhance what the National Government is already doing. Thank you very much, Mr. Speaker Sir.

Hon. Daniel Muturi: First thank you, Hon. Speaker, for catching my eye. Hon. Speaker, I rise to support this Bill, The Nairobi City County Prevention of Violent Extremism 2021 by Hon. Waithera Chege.

Hon. Speaker, this is one of the most important Bills that has come to the floor of the House and I say this without any fear of contradiction. I lost my cousin and his fiancé during the Westgate terror attack. They had gone to the mall to shop for wedding rings but unfortunately, they were shot and died. In the same attack, my sister in law who is a mother of four got shot but survived after being taken to various hospitals.

Hon. Speaker, most people have not been this lucky, that is why this Bill to me is about prevention, and as they say, prevention is better than cure. Choices have got consequences therefore, when someone

breaks the law they must be punished. I am glad that I see penalties for people promoting terrorism either through political or religious ways and for recruitment.

Hon. Jagero and Hon. Member from Harambee ward have spoken about youths who are the future. We need youth who are productive and not destructive to the Country and that is why criminalizing these activities should be considered. We have people who radicalize the youth and they need to be curtailed. The effect of terrorism is enormous. Other than death, it brings about poverty.

Hon. Speaker, we are in the season of Covid 19 and the spike in domestic violence towards women and children due to poverty has increased. Therefore, this Bill will go a long way in keeping in the family setting.

Hon. Mary has also talked about the number of Bills. Hon. Speaker, we have more than 500 which are lying in the Executive gathering dust. We are paid by the taxpayers and whatever is passed on the floor should be a priority. I am not afraid to say that the Executive have failed totally

Hon. Deputy Speaker: Can you confine yourself within the Motion?

Hon. Daniel Ngengi: Yes Hon. Speaker. Like I said Hon. Speaker, let us look for ways of punishing some of the offenders to help avoid taking them to jail to be radicalized. With those few remarks, I support this Bill by Hon. Waithera and congratulate her for working tirelessly.

Hon. Deputy Speaker: Thank you. Hon. Nyangweso

Hon. Esther Nyangweso: Thank you very much Hon. Speaker. Allow me to congratulate Hon. Waithera for the Bill. It affects each and every one of us in that we all know someone who has been affected by terrorism in one way or the other. The administration of the Bill has people knowledgeable in various areas such as the chairperson is knowledgeable in matters security, the Office of the County commissioner is involved and there is a representative from the youth, business community, civil society and persons with disability. The committee is well established and if implemented issued on radicalization will be catered to. Thank you, Mr. Speaker. I support

Hon. Deputy Speaker: Mover? Is the mover ready?

Hon. Waithera Chege: Thank you Mr. Speaker. As I reply, I wish to remind my colleagues that Nairobi is setting precedence because as it is, there is no law that has been made to deal with issues prevention and recruitment of radicalized people in the world.

I also wish to congratulate my colleagues as we prepare to go to the committee of the whole on Tuesday by saying that it is important that we pass this law not only for ourselves but for prosperity. Therefore Mr. Speaker, allow me to remind my colleagues that we will be relying on them because passing this Bill is one thing but allowing a budget to go to this department will be another. We will be mobilizing Members of the Budget committee to ensure that the percentages mentioned in this Act are not only read out but implemented.

I wish to join my colleagues in saying that most of the Motions and Bills that were passed between the years 2018-2019 have not been signed to law and have not been implemented. We are challenging that office through the office of the Governor to make sure that they are all implemented.

I also wish to thank the Royal Danish Embassy who have been part of this journey and our clerks for doing a lot of paperwork to make sure that we get to the Second Reading. Mr. Speaker, allow me to reply and looking forward to mobilizing them on Tuesday to pass it. Thank you.

(Question put and agreed to)

(The Bill was read Second Time and committed to the committee of the whole Assembly by leave of the House)

Hon. Deputy Speaker: Next Order

MOTION

Hon. Deputy Speaker: Is Hon. Paul Kiguathi in or online to move his Motion? He is not around therefore his Bill is being deferred to House business committee for reallocation.

Clerk, confirm to me whether the threshold has been met for Hon. Ocholla to move his Motion. Can we have members present up standing so that we count the numbers and those online raise your hands? I am giving those online ten seconds to raise their hands.

(12 Members rose up to support the Motion of adjournment)

Thank you Members, you can sit. Unfortunately, we have 12 members yet we need 20. We will defer the Motion to the House Business for reallocation.

(Motions deferred)

ADJOURNMENT

Hon. Deputy Speaker: Thank you Members. There being no other business, the Assembly stands adjourned to 22nd February 2022 at 9:00 a.m. Thank you.

The House rose at 4.30 p.m.