



## NAIROBI CITY COUNTY ASSEMBLY

### OFFICIAL REPORT

#### Third County Assembly – Third Session

Tuesday 19<sup>th</sup> March 2024

The House met at 2.30 p.m.

*[The Speaker (Hon. Kennedy Ng'ondi) in the Chair]*

#### PRAYER

**Hon. Speaker:** Hon. Members, you may be seated.

#### QUORUM

**Hon. Speaker:** Hon. Members, the attention of the Chair has been raised for lack of quorum. Under Standing Order 37 (2) (b) I direct this Serjenat-at-Arms to ring the Bell for a record of 10 minutes, as you leave the door open.

*(Quorum Bell was rung)*

Hon. Members, be settled.

#### COMMUNICATION FROM THE CHAIR

##### PARKING AREA MEMBERS OF THE COUNTY ASSEMBLY

**Hon. Speaker:** Good afternoon, Hon. Members. I welcome you back from the retreat in Naivasha. I hope each one of you came back safe.

Hon. Members, this afternoon, I have a communication to relay to the Assembly in regard to a Petition where the Members of the County Assembly have been sued. My communication is in regards to the parking area.

Hon. Members, you will recall that at the Assembly Sitting held on 13th February 2024, I issued a comprehensive communication regarding parking of your vehicles in the designated

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parking slots. In my aforementioned communication, I informed you of my receipt of a complaint letter from a public lobby group called RLO Associates accusing the Hon Members of parking their vehicles on pedestrian walkways and or lanes on carriage ways, thus denying pedestrians their right of free and safe movement along Wabera Street.

Hon. Members, the County Assembly is in receipt of a Constitutional Petition No. 145 of 2024 suing the County Government on improper parking of vehicles along Wabera Street and Mama Ngina Street.

Hon. Members, the County Assembly was allocated parking slots along City Hall Way, Mama Ngina Street, Wabera Street and a section of Taifa Road, which clearly marked and labelled. I want to reiterate my earlier communication that it is inappropriate and unfortunate for Members to continue parking on the pedestrian walkways despite being allocated well labelled parking slots on the aforementioned Streets. I also reiterate on change of strategy by parking boys/men who have resorted to ushering Members of the public into parking slots designated for the County Assembly, thus hindering the Hon Members from accessing the parking slots.

Hon. Members, Section 16 of the County Assemblies Powers and Privileges Act, 2017 provides for breach of privileges if a Member conducts himself or herself in a manner which, in the opinion of the Committee on Powers and Privileges, is intended or is likely to reflect adversely on the dignity or integrity of a County Assembly, or of the Members or to be contrary to the best interests of a County Assembly or its Members. It shall be considered a breach of privileges should a Member park at undesignated places and relevant action shall be taken, pursuant to the provisions of the County Assemblies Powers and Privileges Act, 2017.

Hon. Members, this is attracted by the fact that now that we have been sued, it automatically attracts litigation fees that is not budgeted for by the County Assembly.

Hon. Members, I therefore direct the office of the Directorate of Security Services through the office of the Clerk to: -

1. Ensure that all Members of the County Assembly and staff park their vehicles in the designated parking slots;
2. Ensure that the designated parking slots are only used by the Members of the County Assembly and staff of the County Assembly; and
3. Liaise with the County Inspectorate Department to ban and enforce the ban of assisted parking propagated by parking boys/men.

Hon. Members, the House stands advised that we will not entertain any loitering across the gates of the Assembly, as witnessed. This has actually attracted boys who have become a nuisance to the Hon. Members, who are not able to walk freely. Some even use abusive language while demanding tokens from the Hon. Members. This must be taken seriously. We have designated APs to go around the precincts of the Assembly to make sure that they keep away such characters around the Assembly precincts. Hon. Members, you are so directed. Thank you.

*(Applause)*

*(Hon. Peter Imwatok spoke off the record)*

Majority Leader, you cannot challenge the communication from the Chair. Please, be seated.

## PAPER

### *Point of Order*

**Hon. Speaker:** Yes, Majority Leader.

**Hon. Peter Imwatok:** Hon. Speaker, before I raise the substantive issue, I would not want to challenge your communication, but allow me just to say that the Assembly is an independent body. The County Government is composed of the County Executive and the County Assembly. All the roads in this City are governed by the statutes of the Public Works Sector. Hon. Speaker, I am wondering that Petition before this Assembly is petitioning Wabera Street as not a designate of the Members of this County Assembly or any other member of the County.

I think, Hon. Speaker, the Supreme Court bears all the responsibility for taking our parking arbitrarily without information. Since we had a meeting with the Supreme Court, no one has come out to explain further what was the agreement between us, the County Government and the Supreme Court when they denied our parking.

Hon. Speaker, my request to you was to initiate a negotiation again, because last time when we had a meeting with the Supreme Court, led by the Deputy Chief Justice, we agreed to have a meeting again. The reason why Members park along the streets is because there is no clear indication of who parks where and who supervises these vehicles. By six in the morning, everywhere is parked, Hon. Speaker.

*(Applause)*

Hon. Speaker, as the Leader of this House, you should not only accommodate such a Petition but also to go further and interrogate which Member is in town at 6.30 a.m. No one.

Hon. Speaker, the Supreme Court bears responsibility for all of these. In the last meeting, we were there with the Governor, and they gave an undertaking they would call us for a second meeting to agree whether there is an exchange of land or the County Government can provide us with a space where we can park as Hon. Members. To date, nothing has been done.

Therefore, Hon. Speaker, I beg to request your office to initiate that discussion again. But for now, there is no way a Member, who is required to be on a committee and there is a small space there to park their vehicle, is told there is a Petition from the public. The Petition from the public should go to the estates. Also, these so-called petitioners must not abuse the court processes. Where does this petitioner come from? Is Wabera Street their land?

**Hon. Speaker:** Hon. Majority Leader, please don't mislead the House.

SEEK FOR EXTENSION OF TABLING OF AD HOC COMMITTEE REPORT

**Hon. Peter Imwatok:** Hon. Speaker, you will recall that on Wednesday 14<sup>th</sup> February 2024, this House resolved that the Ad Hoc Committee on Revenue, which I Chair, tables the final report today, 19<sup>th</sup> March 2024. However, I wish to report that the mandate of the Committee was enormous, and the committee has completed meetings with all the witnesses and reviewed all the submissions. We are in the process of compiling the final report and make sure all the loopholes are covered.

Therefore, Hon. Speaker, I seek your indulgence to request that for the final time, you allow the tabling of this report to be done on Tuesday 2<sup>nd</sup> February 2024. As you are aware, next week we are all in recess. Our clerks are working so hard on more than 6,000 document reconciliations from April. The documents forwarded via email by the KRA must factored in our findings. We found that in two years, we had lost Kshs. 2.9 billion in the collection of revenue. They forwarded enormous documents through email, which our clerks are downloading to make sure the report is in tandem with what we are reporting this House.

Hon. Speaker, I seek the indulgence of your Chair. Thank you.

**Hon. Speaker:** Thank you, Hon. Majority Leader. With the leave of the Chair, the request is granted, but we will not allow any further requests past the date you have mentioned.

**Hon. Peter Imwatok:** Thank you, Hon. Speaker

**Hon. Speaker:** Thank you.

## STATEMENTS

### *Point of Order*

**Hon. Speaker:** On what? We are under Order No. 7. Are you under Order No. 7.

**Hon. Peter Imwatok:** Yes.

**Hon. Speaker:** Please proceed.

**Hon. Peter Imwatok:** Hon. Speaker, I have just been told by a Member of the Speaker's Panel that there is norm trending slowly in the Assembly; that there are committees which sit outside Parliament on a sitting day. It has come to my notice as the Leader of Majority that Assembly has no enough quorum until the Bell is rung, since there are some committees which are sitting outside the Assembly on a sitting day. I think the Clerk's office should consider that. I am told that the Committee on Health is currently in Maanzoni. I don't know whether the Speaker gave the leave of the House or not.

**Hon. Speaker:** Okay, Majority Leader, that is noted. I will take care of that and report tomorrow.

## RESPONSE TO STATEMENT REGARDING STATUS OF PENDING PAYMENTS TO ALL CONTRACTORS WHO COMPLETED THE WDF PROJECTS

**Hon. Speaker:** The chairperson of the Select Committee on Ward Development Fund is to respond to the Statement requested by Hon. Redson Otieno regarding the status of pending

payments to all contractors who completed their Ward Development Fund projects. Is Hon. Redson Otieno in the House so that the Chair of WDF can proceed.

**Hon. Peter Imwatok:** Hon. Speaker, the Chair is unwell.

**Hon. Speaker:** Any Member of the Ward Development Fund with any information regarding the response? Hon. Sospeter, do you want to read out the report?

**Hon. Sospeter Mumbi:** Yes, I have the report.

**Hon. Speaker:** Unfortunately, the Hon. Member who made the request is not in the House.

**Hon. Sospeter Mumbi:** Yes. I stand to be guided.

**Hon. Speaker:** You are guided that we defer this to tomorrow and the Member be reached out.

**Hon. Sospeter Mumbi:** Much obliged.

**Hon. Speaker:** Thank you.

*(Response to Statement dropped)*

RESPONSE TO STATEMENT REGARDING INADEQUATE PUBLIC  
PARTICIPATION DURING ROLL OUT OF THE COUNTY AFFORDABLE  
HOUSING PROGRAMME IN JERICHO, HARAMBEE WARD

**Hon. Speaker:** The Chairperson of the Sectoral Committee on Lands, Planning and Housing on response to the Statement requested by Hon. Antony Kimemia. Is Hon. Kimemia in the Assembly? Are you ready to receive the report? Kindly press your mic.

**Hon. Antony Gathumbi:** Yes, I am ready, Hon. Speaker.

**Hon. Speaker:** Hon. Chairperson, are you ready?

**Hon. Alvin Palapala:** Yes, I am ready, Hon. Speaker

**Hon. Speaker:** Kindly proceed.

**Hon. Alvin Palapala:** Thank you. The Sectoral Committee on Lands, Planning and Housing report on response to a Statement requested by the Hon. Antony Kimemia Gathumbi.

The Sector Committee on Lands, Planning and Housing considered and adopted the report on response to a Statement requested by the Hon. Antony Kimemia Gathumbi, MCA. This is therefore to forward to you, as adopted by the Committee, for further action.

Hon. Speaker, on 6th June, 2023, the Hon. Antony Kimemia, MCA, rose on the floor of the Assembly pursuant to Standing Order 47 (2) (c) and requested the Chairperson of the Sectoral Committee on Lands, Planning and Housing for a Statement regarding alleged inadequate public participation during the roll out of the County affordable housing programme in the County, specifically in Jericho in Harambee Ward.

In the Statement, the Member requested that the Chairperson should inquire into and report on:

1. Why Jericho residents were not involved in the public participation from the onset and the one recently done, the notice was too short for the residents to attend;

2. How effective was the public participation considering that the concerned residents were not involved;
3. Criteria the County Executive is using to disseminate information for public participation on the issue of Government projects on affordable housing;
4. Why the County Executive earmarked Jericho as one of the Estates to construct affordable housing in due disregard of the previous/existing agreement between Kenya and Israeli Government; and
5. Measures the County Executive is taking to ensure the agreement between Kenya and Israel is adhered to.

Hon. Speaker, the Committee wrote to the Ag. County Secretary on 8th December 2023 requesting him to furnish it with a comprehensive response to the issue raised by the Hon. Antony Kimemia, MCA.

In this regard, Hon. Speaker, I wish to report to the Assembly as follows:

**Public participation on Urban Renewal Programme for Jericho Estate;**

Hon. Speaker, the Committee was informed that residents of estates in Eastlands, including Jericho, were engaged and notified of the planning of Eastland's Urban Renewal Plan process. The notification was done through the following channels:

- i. Kenya Gazette Notice No. 9511 dated 28th August 2018; and
- ii. Notice of intent to plan (*Ilani kwa Umma*) published in the Taifa Leo Daily on 31<sup>st</sup> May 2018 and Notice of completion of plan published in Daily Nation on 22<sup>nd</sup> October 2019.

In addition, the Committee noted that Urban Renewal Sub-Sector held public participation forums with the residents of Jericho Estate as per the following:

- i. The initial public forum for Jericho Estate was held on 12<sup>th</sup> February 2021, where the Community was briefed about the project. Accordingly, all the participants were given opportunity to give comments and concerns;
- ii. On 29<sup>th</sup> June 2021, a meeting was held with a committee representing the residents of Jericho. Another meeting with the committee was held on 8<sup>th</sup> March 2022;
- iii. On 25<sup>th</sup> May 2023, a public baraza was held at Jericho Estate with all tenants and other interested stakeholders; and
- iv. On 31<sup>st</sup> October 2023, a special public participation forum for Jericho Estate was held at Charter Hall.

However, the County was planning to conduct other forums.

**Criteria the County Executive is using to disseminate information for public participation on the issue of Government projects on affordable housing;**

Hon. Speaker, the Committee was informed that public participation was conducted in accordance with Section 9 (1) of Nairobi City County Public Participation Act, 2015 that require as follows regarding channels of disseminating information:

- i. Publication in at least 2 daily newspapers with national circulation;

- ii. Publication in the official website of the County Government; and
- iii. By means of radio broadcast covering the area of the County, or publication in any other media with wide reach to interested persons, including but not limited to social media platforms.

#### **Redevelopment of Nairobi City County Government Estates**

Hon. Speaker, the Committee was informed that all estates in Eastlands, including Jericho, are dilapidated with no optimal land use and with limited housing. Thus, the County has earmarked the estates for re-development with the aim of addressing the decapitation, ensure optimal land use and increase the number of housing stock available for Nairobianians. Currently, there are only 1,617 units on 12 hectares (32.52 acres) against a projection of 12, 000 housing units. Therefore, the County has earmarked all estates for re-development to provide additional housing for rental purpose and home ownership.

#### **Agreement between Kenya and Israel in regards to Jericho Housing**

Hon. Speaker, the Committee was informed that County Executive is not in possession or aware of any agreement between the Kenya Government and Israeli Government concerning Jericho Estate housing units.

Hon. Speaker, the Committee held meeting with Hon. Antony Kimemia, MCA on 28th February 2024 to deliberate on the response from the County Executive. The Member informed the Committee that the response was not satisfactory because of the following reasons:

- i. That the response only makes reference to Ofafa Jericho estate whereas the statement required answers relating to both Ofafa Jericho and Jericho Lumumba Estates;
- ii. That the advert placed in the Daily Nation on 31<sup>st</sup> May 2018 did not state the objectives and intentions of the County Government, hence the residents were not in a position to give informed contribution at the meeting;
- iii. That the County Government did not conduct civic education to enable the residents give their views from an informed perspective;
- iv. That information on the intended demolition of the estates that was disseminated at the forums conducted by the defunct Nairobi Metropolitan Services (NMS) caught the residents off guard and unprepared to effectively contribute; and
- v. That public barazas conducted by the County Government on 25<sup>th</sup> May 2023 aborted after residents realized that the County Government was committed to implementing the project without properly engaging them.

In this regard, the Committee invited the Chief Officer for Housing to its meeting that was held on 6<sup>th</sup> March 2024 in order to conclusively deliberate on the foregoing issues. At the said meeting, it was disclosed to the Committee by the Ag. County Solicitor that the matter was pending before the court. Thus, the Committee resolved that consideration of the matter be discontinued under sub judice rule.

However, Hon. Speaker, since affordable housing is a central agenda for both National and County Government for the benefit of the residents, it was agreed at the meeting that Lands, Planning and Housing and the residents of Jericho to explore an alternative dispute resolution approach. This will lead to the residents withdrawing the case out of the court in view of addressing the central concerns both in the Statement and the case presented in the court.

Hon Speaker, I beg to lay this Statement. Thank you

**Hon. Speaker:** Thank you, Hon. Member. Hon. Kimemia?

**Hon. Antony Gathumbi:** Thank you very much, Mr. Speaker for this opportunity. I want to thank the Chairman of Planning Committee for having taken this matter very seriously. What he has said is true and it is what transpired in the Committee meeting until the matter was halted by the court case. We also agreed on the alternative dispute resolution.

To that extent, I agree and I am satisfied with what the Chairman has said before the Assembly. Thank you.

**Hon. Speaker:** Thank you. Clerk!

### MOTION

#### PROVISION OF FREE CLEAN DRINKING WATER IN HOTELS AND OTHER PUBLIC AREAS

**Hon. Speaker:** Hon. Sospeter Mumbi.

**Hon. Sospeter Mumbi:** Thank you, Hon. Speaker.

*(Hon. Speaker left the Chair)*

*(The Temporary Speaker (Hon. Diana Mwangangi) took the Chair)*

THAT, aware that Article 43 (1) of the Constitution of Kenya, 2010 provides for the right of every person to access clean and safe water in adequate quantities;

FURTHER AWARE that paragraph 11 (b) of Part Two of the Fourth Schedule to the Constitution provides for County Public Works and services including water and sanitation services as a function of the County Government;

COGNIZANT that the County has various public areas that were designed to provide free clean drinking water to residents within the County;

CONCERNED that such designated areas stalled and are no longer in operation yet we have the word “Nairobi” which comes from the Maasai phrase ‘Enkare Nyrobi’, which translates to “cool water”;

FURTHER CONCERNED that most hotels and restaurants do not provide free clean drinking water to their customers;

ACKNOWLEDGING that County water and sanitation services includes county-specific water and sanitation asset development, asset management and related water supply and sanitation



service provision for the realization of the human right to water and reasonable sanitation standards in the County;

THIS ASSEMBLY URGES the County Executive to: -

1. Rehabilitate the existing stalled public points designed to provide free and clean drinking water to the residents of Nairobi City County; and
2. Develop a policy compelling hotels and restaurants across the County to provide free and clean drinking water to clients at their premises.

Hon. Speaker, I came to have a heart for this motion when I visited one of the hotels with my family, and the hotel had a swimming pool. There was a family of five seated next to our table; a mother with four children. The children were dehydrated and they needed water. They had already exhausted two bottles, and on requesting for water from the waiters, they were told the hotel didn't have water. I had to intervene and ask them why they did not have clean water yet the first condition for them to operate a hotel is to have tap water. This is a condition that has been set by the County for one to get a license. The lady with her four children had no alternative since she did not have money to buy more water. I had to buy for them two bottles of water. This is how I got concerned and my heart had that burden of wanting to intervene. I have a responsibility as a representative to table this Motion, and that is how it has found its way in the Assembly today.

Hon. Speaker, Article 43 (d) is very clear in terms of right to water. Allow me to read:

*“Every person has the right to clean and safe water in adequate quantities.”*

Hon. Speaker, while I appreciate that bottled water comes with some advantages to the County and the country in terms of revenue generation because of the taxes generated, but it has reached a point where hotels are denying Nairobian their rights to water. As a House, this should not be allowed. We all understand the importance of water to our bodies.

Hon. Speaker, when we look at revenue generated from the tax of the bottled water, it cannot be compared with the risk that Nairobian face if they cannot access clean and adequate water. Let me remind this House the advantage of water: it helps to regulate our body temperature; carry nutrients and oxygen to our cells; helps in flushing bacteria from our bladders; aiding digestion; normalizing blood pressure; cushioning joints; protecting organs and tissues; and preventing constipation. With all these advantages, if we do not provide or help people to access clean water, we are exposing them to these risks. If you compare the advantages that comes with accessibility of water vis-à-vis the revenue in terms of tax generated from the bottled water, you will see that we are being unfair to the Nairobian. I feel that there is need for us as an Assembly to request the Executive to enforce that hotels have water because this is our right.

In a hotel, you find a security officer demanding that you leave your bottled water at the entrance. If you look at it at this angle, this is my right granted to me through the Constitution. But if I get to a hotel, they demand that I leave my right at the entrance yet this is treated water from my house and perhaps I have put lemon because I love it. Once I get to the hotel, they do not have water and so they are denying me my right. I think from where I sit, Hon. Speaker, this is something that should be discouraged. We are not saying that they should stop selling bottled water, my

Motion is propagating that they provide tap water. For those that are comfortable with bottled water, they have that leeway.

As I finish, let me point out that during Gakuo's time, the then City Council had established water points across the County that benefited Nairobians because many people had the opportunity to quench their thirst across the city. I am requesting this Hon. House to support that these water points be rehabilitated so that Nairobians are able to access free and clean water.

With these remarks, allow me to end there and appreciate the House through you, Mr. Speaker for giving me your time to listen to this Motion. I request that you support the Motion. I take this opportunity to invite Hon. Alai to second my Motion. Thank you, Hon. Speaker.

**Hon. Temporary Speaker:** Hon. Alai, you can proceed.

**Hon. Robert Alai:** Thank you, Hon. Speaker. Access to clean drinking water is a fundamental human right. It also means access to sanitation. Selling water during meals is good commercially to businesses, but it denies patrons of the restaurants a fundamental right, that water is life. Access to water is access to a dignified life. Sometimes people go to hotels because they are feeling hungry and they have the money to buy food only. If one chokes on food in a hotel, water can save their lives. If the water is being sold, it means that people can choke and die in just because they cannot afford drinking water.

Hon. Speaker, we need to appreciate the efforts of Hon. Sospeter to ensure that we bring to the attention of the County to increase access to clean drinking water to many residents. I think it might make Nairobi give the country a clear direction on what need to be done to ensure those who take meals in restaurants and hotels are able to access clean drinking water.

Hon. Speaker, just like Hon. Sospeter has said, we had clean drinking water during the regime of former Town Clerk, Mr. Gakuo's. Some of these taps are now lying unmaintained. I wish that we ensure that they are operationalized so that Nairobi is recognized as a world destination. As the headquarters of the UNEP, it is only fair that we make water accessibility a clear and basic right in the city.

Hon. Speaker, access to water is also access to sanitation. Without sanitation and clean drinking water, it means we are denying people their basic rights. In all spheres of life and culturally, water is life. We cannot belabor this point enough but we can only submit to this House that this Motion has come at the right time and we need to move with speed to at least give it life.

The Water Act of 2016 is also very clear on accessibility to water. Some of us when we drilled water in our villages, we could not deny our neighbours water; you may decide to sell them water but you cannot deny them water because water is life and there is no discrimination on provision of clean water. That is why all water resources can never be private properties, they are public entities. Even if you have a river or a pond in your land, it is a public entity and access to water is a fundamental human right.

Hon. Speaker, I beg to second this Motion. Thank you.

**Hon. Temporary Speaker:** Hon. Fiunifiu, I thought you had an intervention. I will proceed to propose the Motion.

*(Question proposed)*

**Hon. Temporary Speaker:** Hon. Members, you may debate. Hon. Fiunifiu, I see you have requested for intervention and also to speak, do you wish to contribute to the Motion?

**Hon. Kamau Fiunifiu:** Yes, I wish to contribute, Hon. Speaker.

**Hon. Temporary Speaker:** Proceed.

**Hon. Kamau Fiunifiu:** Thank you for the opportunity to contribute to this very important Motion. I would also like to congratulate the Hon. Member for Roysambu for being thoughtful. He has given us an interaction that he had sometimes back in a hotel which gave him the inspiration to come up with this Motion.

Hon. Speaker, having said that, I find that this Motion is constricting in the sense that the second part of the Motion where the hotels and restaurants are compelled to provide free and clean drinking water to residents is misplaced to a greater extent. It is the state or the County Government that is supposed to provide water. Most of these hotels have boreholes and have used resources to sink those boreholes and to process that water for it to be of good quality. As much as Article 42 of the Constitution provides that every person has a right to access clean and safe water, that water need to be treated by the National Government through the Athi Water Services, and for the case of Nairobi, the Nairobi City Water and Sewerage Company.

Hon. Speaker, I would like to oppose this Motion, though not in totality. I call upon the Members of this Assembly to oppose, especially the part two of this Motion. Part one is okay. May be the Hon. Member should consider editing or coming up with---

**Hon. Temporary Speaker:** Hon. Fiunifiu, are you supporting or opposing the Motion?

**Hon. Kamau Fiunifiu:** Hon. Speaker, I have said that I am opposing this Motion because of Part two since it is misplaced and cannot be enforced. That is why I am calling upon fellow Members of this Assembly to oppose this Motion and allow the Hon. Member for Roysambu to come up with a proper motion that is enforceable. We do not pass motions for the sake of passing them. Hon. Member for Roysambu, you may even consider withdrawing this Motion and coming up with a proper one before this House. Thank you, Hon. Speaker.

**Hon. Temporary Speaker:** Who is using Hon. Susan Makungu's card? I call upon the mover to reply.

**Hon. Sospeter Mumbi:** Thank you, Hon. Speaker. I take this opportunity to appreciate the feedback from my neighbor Hon. Fiunifiu and remind him that when it comes to a right, not even the government should deny you your right. In fact, they need to facilitate and ensure that you have access to that right. If the government can be conditioned, how about an individual? It goes without saying that even for hotels to get a license, the first condition is that they must assure the government that they are able to facilitate that particular right to the people. When it comes to the enforcement, the only thing that the County needs to do is just to enforce because this is a condition that was set. I am trying to look at the concern raised by Hon. Fiunifiu where he is arguing that the motion is not enforceable. There are certain conditions that are given whenever a person applies for a license, and the government's work is to enforce and ensure that the laid conditions in

whatever document that one has, they are followed to the latter. In this case, at the initial stages it was confirmed that they must have tapped water. The only thing that the County Government is supposed to do is go round to enforce and confirm whether that is the position that the hotels have clean and accessible water.

With that much, Mr. Speaker, allow me also to appreciate Hon. Alai for seconding my Motion and also the insight he has given. I reply. Thank you.

*(Question put and agreed to)*

### **ADJOURNMENT**

**Hon. Temporary Speaker:** Members of the Assembly Business Committee to meet after this session. The House stands adjourned until tomorrow, Wednesday 20<sup>th</sup> March 2024 at 2.30 p.m.

*The House rose at 3:22 p.m.*