



NAIROBI CITY COUNTY ASSEMBLY

OFFICIAL REPORT

Third County Assembly – Fourth Session

Tuesday 22nd July 2025

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), I direct the Sergeant-at-Arms to ring the Bell for a record of ten minutes, as you leave the door wide open. Thank you.

(Quorum Bell was rung)

Thank you, Sergeant-at-Arms. Good afternoon, Hon. Members, we now have the quorum to allow us to transact the business of the day. I instruct the Clerk-at-the-Table to proceed.

PETITION

UNWARRANTED BUSINESS DISRUPTION OF BOOK VENDORS IN THE CBD

Hon. Speaker: Hon. Members, we have got a Petition from the vendors of books and other learning materials on unwarranted business disruption in Nairobi City County CBD. I will delegate this to the Leader of the Government Business to read on behalf of the Assembly.

Hon. Peter Imwatok: Hon. Speaker, as you directed, allow me to read the Petition, as directed by your Chair.



Hon. Members, public Petition, pursuant to Standing Order No. 214, by vendors of books and other learning materials on unwarranted business disruption in the Nairobi City County CBD.

We, the undersigned citizens of Kenya, who are duly licensed vendors of books, newspapers, magazines, gazettes, and competence-based education (CBC, CBE, and other learning materials), operating within Nairobi's Central Business District, draw the attention of the County Assembly of Nairobi to the following:

AWARE THAT Article 185 of the Constitution of Kenya, 2010 vests a legislative authority and oversight of the county government to the county assembly;

THAT WHEREAS Section 116 of the County Government Act, 2012 imposes an obligation on the county government and its agencies to deliver services within its designated area of jurisdiction;

THAT, we vendors of books, newspapers, magazines, gazettes, and competence-based education and learning materials, operating within Nairobi's Central Business District, register our concern regarding recent unlawful enforcement of operations targeting our businesses under the guise of decongesting the CBD;

THAT, we play a vital role in both the economy and the educational ecosystem of Nairobi;

THAT, our petitions are under the existing Nairobi City County framework, especially the policy regulating verandas, and public space use;

THAT, we have approved letters and licenses issued by the relevant department from the Nairobi City County Government, and the operations are within existing laws and regulations;

THAT, recently there has been a crackdown executed without notice, public participation, or stakeholder engagement as required under the County Governments Act 2012, which was done selectively since other economic actors were not targeted;

THAT, the manner in which enforcement is being carried out offends Article 47 of the Constitution, which secures the rights of fair administrative action. Additionally, the absence of transparency and procedural fairness in enforcement processes runs afoul of the Constitution and related policy instruments intended to protect the rights and dignity of citizens;

THAT, the vendors of educational and reading materials serve a critical public interest;

THAT, we support literacy advancement, facilitate access to affordable knowledge and resources, and cater to learners, students, researchers and the general public. In so doing, we directly contribute to the County's education objectives and Kenya's Vision 2030, particularly quality education;

THAT, constant presence of vendors in the Central Business District acts as informal community sentiment, and they have on many occasions supported law enforcement by reporting petty crimes, monitoring suspicious activities, and alerting relevant authorities when needed. Thus, our presence contributes to a safer, better policy public space, and dismantling our operations weakens this informal but vital layer of community safety;

Whereas the petitioners confirm that efforts have been made to have the matter addressed by the relevant body, it failed to give a satisfactory response;

AND THAT, all that matters in respect of which the petitioners raised are not pending before any court of law or constitutional body;

NOW THEREFORE, your humble petitioners PRAY that the County Assembly of Nairobi City County intervenes and ensure that: -

- a) The ongoing enforcement and eviction by the Nairobi City County Government targeting books and other learning material vendors be suspended with immediate effect since they are legally operating their businesses;
- b) The Nairobi City County Government to stop harassing, extorting, and discriminating against compliant vendors;
- c) A structured and conclusive dialogue between vendors and other relevant stakeholders be held to develop tangible solutions to this vexation;
- d) Permission be given to resume lawful operations in designated zones within the CBD without fear of intimidation; and
- e) Any other orders that it may deem fit in the circumstances of this Petition.

And your petitioners will forever pray.

Presented to the Hon. Speaker, on behalf of duly license vendors of books, newspapers, magazines, gazettes, competence-based education (CBE), and other learning materials operating within Nairobi City Central Business District.

I hereby Table the petition before the Hon. Speaker and the Hon. House.

Hon. Speaker: Thank you, Hon. Majority Leader. The Petition, as tabled, is now committed to the Justice and Legal Affairs Committee. I do not know whether the Chair is in the Assembly. The Vice Chair, the Petition has been committed to your committee, kindly, you will have to move with speed and do a thorough job.

Hon. Hamisi Maleya: Very well, Hon. Speaker.

Hon. Speaker: Thank you. Clerk, let us proceed.

PAPER

REPORT OF OFFICE OF CONTROLLER OF BUDGET ON COUNTY GOVERNMENT BUDGET IMPLEMENTATION REVIEW FOR FIRST HALF OF FY 2024/2025

Hon. Speaker: The Leader of the Majority.

Hon. Peter Imwatok: Hon. Speaker, thank you again. Pursuant to Article 228 (6) of the Constitution of Kenya, 2010, I beg to lay the following Paper on the Table of this Assembly, today, Tuesday 22nd July 2025:

The report of the Office of the Controller of Budget on the County Government Budget Implementation Review for the first half of the financial year 2024/2025.

(The Paper was laid on the Table)

Hon. Speaker: Thank you. The Paper laid is now committed to the County Finance, Budget and Appropriations Committee. Clerk, proceed.

NOTICE OF MOTION

DEVELOPMENT OF NAIROBI CITY COUNTY LOCAL TOURISM POLICY

Hon. Perpetua Mponjiwa: Hon. Speaker, I beg to give notice of the following Motion:

AWARE THAT Article 174 of the Constitution of Kenya, 2010 outlines the objects of devolution, including the promotion of social and economic development and fostering national unity by recognizing diversity. Article 185 (4) (a) further mandates the county assembly to receive and approve plans and policies for the management and exploitation of the county's resources;

FURTHER AWARE THAT Article 186 and the Fourth Schedule of the Constitution assign functions related to cultural activities, public entertainment, amenities, and local tourism to county governments;

RECOGNIZING THAT the Nairobi City County, as the capital city and economic hub of Kenya, East Africa and Central African regions, holds a unique potential for cultural, historical, conference, medical, urban, and ecotourism;

NOTING THAT the Kenya Vision 2030 recognizes tourism as a key economic pillar, and emphasizes the development and diversification of tourism products, including the promotion of cultural and urban tourism;

CONCERNED THAT despite its strategic importance, cosmopolitan character, and rich historical, social, and cultural heritage, Nairobi City County has not yet developed or implemented a comprehensive local tourism policy to harness its full tourism potential and distinguish itself as a premier tourism destination;

DEEPLY CONCERNED THAT the lack of an integrated framework and coordinated strategy has led to underutilization of Nairobi's potential for local tourism, employment creation, youth engagement, and socio-economic empowerment;

NOW THEREFORE, this Assembly urges the County Executive Committee Member responsible for Tourism and Culture to initiate and fast-track the development of a comprehensive Nairobi City County local tourism... Hon. Speaker, there is a lot of interruption, Chinese drill, especially from the Deputy Majority Leader.

Hon. Speaker: You are protected, Hon. Perpetua. You may proceed.

Hon. Perpetua Mponjiwa: Thank you.

Hon. Speaker: And I really do not know why you have just singled out the leader of Wiper in the Assembly. Just be kind to the Hon. Member.

Hon. Perpetua Mponjiwa: Thank you.

Hon. Speaker: Kindly proceed. You know very well where the noise is coming from.

Hon. Perpetua Mponjiwa: Thank you, Hon. Speaker.

1. To initiate and fast-track the development of a comprehensive Nairobi City County local tourism policy, in line with the Constitution of Kenya, the County Governments Act, 2012 and Tourism Act, 2011, and the Nairobi Integrated Urban Development

- Master Plan, which has identified tourism and heritage as part of Nairobi's economic revitalization agenda alongside other relevant policy frameworks.
2. To ensure that the policy provides for: -
 - a) Mapping, preservation and promotion of local heritage, cultural assets, and public amenities;
 - b) Strategic development and marketing of unique tourism products tailored to the Nairobi context;
 - c) Inclusive participation of local communities, youth, women, and creative sectors in tourism development;
 - d) Public-private partnership (PPP) and stakeholder collaboration in resource mobilization and service delivery; and
 - e) Integration with National Tourism Promotion Initiatives under the Kenya Tourism Board, Magical Kenya, and other entities
 3. To submit the draft policy to this Assembly within six months for consideration and adoption.

Thank you, Hon. Speaker.

Hon. Speaker: Thank you, Hon. Members. The Notice as read is now committed and admitted for transaction. Clerk, proceed.

QUESTIONS AND STATEMENTS

Hon. Speaker: Hon. Majority Leader.

Hon. Peter Imwatok: Hon. Speaker, allow me to raise a few concerns as a leader of this House. I want to concur with my colleagues who are elected like myself, and also to concur with my special elect on a few concerns.

Number one, Hon. Speaker, this House has previously been treated to the theatrics of the National Government. The year 2016/2017, I remember saying on the floor of this House that some Members had saved the names of their house girls as H.E. (His Excellency). I am seeing that attitude creeping back. I am addressing the Members of the UDA. There are Members here, including Members of Parliament of this County, who purport to be closer to the President than anybody else.

Hon. Speaker, there is a notion going around, and as a leader of Government Business, I cannot respond. There is a purported empowerment program taking place in the 85 wards this coming weekend, but the leadership of this House is not aware.

Hon. Speaker, I believe as a House, you are our father. If there is anything whatsoever that has to take place – and we respect the President, with all the authority he has. We respect the presidency. Hon. Speaker, the wheeling and dealing is becoming too much in this country. The middlemen are becoming too much, especially in Nairobi, led by our MPs. Eighty percent of Members of Parliament cannot have meetings with their respective elected MCAs, but they are keen to speak on behalf of them

(Applause)

I therefore say, Hon. Speaker, under your guidance, we would wish to address this thing as elected leaders and special elect. There are people who feel holier than thou trying to be close to the Presidency or to power, and try to amplify others as anti-government. Hon. Speaker, this thing has to come to an end.

Hon. Speaker, empowerment is going on across the country, and we have no problem with that. But it must come in a fashioned manner. If you have a chance to speak to the President as a personal friend, we agree. He is also my personal friend, but do not throw it on our face. There is a liturgical rule in this House. I want to get every elected member of the UDA and Azimio or ODM on board on any program. I do not want my Deputy to be alienated if there is a program that alleviates poverty from his ward, because he is a Wiper Party member. I want everyone to be on board.

Hon. Speaker, I was looking for my counterparts to understand this empowerment program coming this the weekend. Where is the tail, neck and the stomach? It is unfortunate Members of Parliament do not address us on these issues. I dare say to the President, we respect you so much, but unfortunately the cartels of Nairobi, led by MPs, have taken over a good initiative you had.

Hon. Speaker, as a House, we respectively say we are in the Broad-Based Government, but we want things to be done in the correct manner that gives respect to your leadership, Hon. Speaker, it gives respect to my office, it gives respect to the Office of the Leader of the Minority, and it gives respect to the Whips that we have in this House.

Hon. Speaker, we want our people to be empowered, but in a very structured and respectful manner. I want to caution the MP for Langata and my own MP from Makadara, Hon George Aladwa, who is also my chairman, and Mathare MP, Hon Oluoch, that MCAs are not lesser leaders. We are leaders enough to execute our responsibilities.

(Applause)

If you want to take us that you can talk to our President more than us, then you do your things. We can also have our own time with our President to give our issues because they are not the same as those of MPs. Some MPs cannot step their constituencies. They ride behind the President's car to the State House to collect whatever they want to collect. Don't take us to that limit.

Hon. Speaker, this County is going to the dogs slowly by slowly. People are creating meetings which are not there for the state. *Vipindi viko mingi, na inaongozwa na Wabunge*. Shame on you, MPs! Hon Speaker we want to take the lead. We held a meeting with the President last time in State House, and he was to come and open this Assembly officially. We need you to initiate another meeting with the President so that we can have a sit-down with him as elected and special elect Nairobi leaders

(Applause)



In that meeting, I dare say, we don't want to see Members of Parliament. They have been in the State House on a daily basis. On that day, we want to sit with the President and our Party Leader, the Right Hon Raila Odinga.

(Applause)

The MPs, from morning to evening, are staying in State House, talking ill of MCAs, discussing which MCA is loyal and which one is not. Who gave them a loyal meter of the Members? Who gave them the moral authority? MPs should be busy in Parliament creating Bills and Laws that enable the country to move forward, but they are becoming dealers, especially the Nairobi MPs. They should be called out with all the words they deserve.

Therefore, Hon. Speaker, I humbly request you to do a formal letter to the Head of State, requesting a meeting with the Members of the County Assembly of Nairobi, we discuss the issues of our wards. Not *Jalang'o kutupanga ama Aladwa*. No! *Aladwa atatupanga kama wanachama wa ODM* when that time comes. But this is about the welfare and well-being of this House.

Hon Speaker, this Assembly is the only one in Kenya which has no formal building. We got a land in Upper hill, but it has been taken. We budget for the money, but it is not released. The President assured us of the autonomy of the Assembly, and this is the mother of all assemblies in Kenya. Your Excellency, Sir, you had to enact this Bill in three weeks. Kindly call the Speaker of the National Assembly, Hon Moses Wetangula, to hasten this Bill so that we have an autonomy as an Assembly. The MPs will not speak about that; they will speak on what they are taking home in the evening from the President. *Yaani MPs wamekuwa masangwenya kuliko hata sisi*. And they want us to entertain them? Never! Hon Speaker, I rest my statement, as a leader of this House.

Hon. Speaker: Hon Members, that is for noting. Before I grant the Whip the opportunity to speak, Hon Peter Imwatok, thank you for the observation. As the Speaker, I don't have any official communication in regard to the Saturday's empowerment program. I overheard the same from the Majority Whip, Hon Moses Ogeto. He can share the kind of information he has.

Hon. Moses Ogeto: Thank you for giving me this opportunity. I don't want to lose hope but I want to put it very clear that my counterpart – I don't know where he has gone. Hon Members of the Azimio Coalition, all the information which I usually give you, I get from him, and it has been disturbing me, Hon Speaker. I have not refused to work with the empowerment program, but the way it is being brought by these brokers, it is really alarming. This is a House of rules and structures. When I try to enquire much, then I am being told that there is a group which you cannot be put, which is State House led. I am a frustrated MCA. A Member of another coalition is the one mobilizing Members to come to my ward to do an empowerment program. We want development in our wards but respect the elected MCAs from those wards. If you wait for 2027 you may decide how you want to do it.

I am standing here today to assure the Members of Azimio that the list of the purported empowerment, if it fails today before the House, it will squarely be on the broker called Hon Mark Mugambi.

(Applause)

Hon. Speaker: Hon Member, kindly use parliamentary language.

Hon. Moses Ogeto: Sorry, Hon Speaker, that is why I have said I could have wished...

Hon. Speaker: Withdraw! Hon Mark Mugambi is not in the Assembly to protect himself.

Hon. Moses Ogeto: I want to put it very clear that the Minority Whip, Hon. Mark Mugambi should tell the President that these Members need to sit with him and tell him which projects they want to do. Not that he just gets a call from the State House or from somewhere else and tells us to bring those projects very fast. Where are we heading to, Hon Speaker? These Members must consult their people on which projects they want done. There is a Member called Hon Mark Mugambi who is holding this House captive. He is telling us what the State House has said. We started hearing these things in the last Assembly. Hon. Members of Azimio, don't blame me, I want to absolve myself. Even the list you sent me, I don't know where it is going to. Thank you.

Hon. Speaker: Thank you. Hon Nixio Juma, you wanted to...

(Hon Moses Ogeto spoke off the record)

Hon Majority Whip, Moses Ogeto you have actually thrown everyone under the bus.

(Loud consultations)

Hon. Nicholas Okwacho: Thank you, Mr. Speaker, I rise to put clarification on what our leaders have said. I am a witness that the Broad-Based Government is not one sided. I also defend the Minority Whip in his absentia, because in our last State House meeting, Members from both sides of the coalition were there. I understand when the President called for a meeting for MPs, he called Hon Stazo Omung'ala and Hon Mark Mugambi because our Whip was not around. I think Hon Stazo Omung'ala was aware.

(Applause)

Hon Stazo Omung'ala represented the Azimio side because the Majority Leader and the Majority Whip were not there. I want Hon Omung'ala to stand and defend our government, because we can't sit quiet.

(Loud consultations)

Hon. Speaker: Thank you, Hon Nicholas Juma, for that clarification.

Hon. Nicolus Juma: Thank you.

Hon. Speaker: Order, Hon Members! Hon Stazo has been adversely mentioned, he needs to defend that position

Hon. Stazo Omung'ala: Hon Speaker, let it clear that the leadership of Azimio is in no way attacking the Government of the day. The contentious issue here is the empowerment program. It was not discussed extensively in the meeting I was. The meeting was for logistical support, and it was abrupt. We had escorted the President to my constituency, Emabakasi East. It should be clear to Hon Nixio that matters communication in the Assembly is solely upon the

leadership of the Majority side and the Minority side. When it comes to our engagements out of this Assembly, unless its official, that is when I can communicate. There was no official communication from Statehouse to me to the Assembly. Structures demand that if a communication is official, then it should be communicated through the Majority Whip.

Hon Majority Whip, the problem is, there is a group that Hon Mark Mugambi is in. I am not in that group. That is where information is coming from. So, he takes the same information and bring to members. That is the contagious issue. There is no contagious issue about supporting the Broad Based Government on this side of the leadership.

(Applause)

Hon. Speaker: Hon Leader of Majority Peter Imwatok

Hon. Peter Imwatok: This is a House of rules and procedure. And the procedure does not demand the side chat between me and my Party Leader after church service, to shift a communication in this House. There are fond followers of the President, which is very okay. Even today I was asking my Whip that the President's entourage on a weekend when he is visiting Nairobi, should be a collective responsibility by all leaders. But unfortunately, there are select MPs who have decided to take us as their business. It is not County leadership. Therefore, I want to concur with Hon Stazo Omung'ala and Hon. Nicholas Juma that, that was a side chat from the State House. It was not a formal meeting inviting the 85 elected leaders to present their group from their respective wards for empowerment program in State House or whatever the venue is.

Therefore, Hon. Stazo, the Deputy Whip, has clarified that there was no formal meeting. I have been in these meetings where people pull the President on the side and tell him what they are planning, and the President will have to agree. There are many dealers, and Hon Nixo can agree. Dealers *wameingia sana*. So, please, *tupunguze hiyo kama* members. We need discuss issues of the Assembly as a unit.

Hon. Speaker, you wrote to the President last time, I am requesting that you again write to him. I am reliably informed that the Members of the County Assembly of Nairobi would want a candid discussion of Broad-Based Government, between the Presidency and possibly the Right Hon Raila Odinga, to discuss the way forward. Even this people taking the President around, let them tell the president the truth. They are there to wait *ifike 5 wakimbie Ikulu kuchukua yao*. These are conmen.

Hon. Speaker: Can we rest that, please.

(Loud consultations)

Okay, one from this side and one from the other side.

Hon. Jeremiah Themendu: Thank you, Hon. Speaker. Do you know we are wondering on this side...?

Hon. Speaker: For your information I don't know, Hon Member.

(Laughter)

Hon. Jeremiah Themendu: Hon Majority Leader, I think these Members represented here

....

Hon. Speaker: Hon. Member, kindly address the Speaker properly.

Hon. Jeremiah Themendu: I am addressing the Speaker. Thank you for giving me this chance.

Hon. Speaker: I don't know. Don't make reference to the Chair

Hon. Jeremiah Themendu: I withdraw that.

Hon. Speaker: Thank you.

Hon. Jeremiah Themendu: Majority Leader, I heard you for the first time mentioning about the Broad-Based Government. Do you know we have never heard about Broad-Based? We are hearing it when you are mentioning. You are accusing this side that we know about Broad-Based more than your side, but from today, Mr. Speaker, you should know that we only hear about it on the air. We have never been called anywhere and told that we have a Broad-Based Government. A Broad- Based Government means we come together, we dissolve everything that we have and stick with the same government.

We are supporting peace in this country and whatever the President, H.E William Samoei Ruto and H.E Raila Odinga are doing, it is on behalf of Kenyans. We are appreciating. But in real sense, we as UDA side, we don't know about Broad Based. Unless we are called, as you have said, we go there and be informed that going forward, as Assembly of Nairobi, we should follow broad-based policies. Thank you, Hon. Speaker.

Hon. Speaker: Hon Samson Ooko?

Hon. Samson Ooko: Hon. Speaker, I was very keen listening to the sentiments by the Majority Leader, which I must confirm that I concur. It is important that anything that passes this House, is communicated through leadership, But I want to confirm to you again that on this material day in Makadara Constituency, I attended a church service that was organized by the former Commissioner, Hon Catherine Okoth. It was there that the Member of Parliament of Lang'ata Constituency stood and made this humble request to the President that he considers Nairobi in this program of supporting our youths down in the wards. When he spoke, we knew that the program was meant for the County Assembly, and they were supposed to go through the leadership of the House.

We were told that the slots for each ward was supposed to be ten. Has you well put it, the next thing we were told is that, the Women Representative will be given one, Governor, two, and we ended up remaining with four. It is because there was a vacuum and Members felt left out. You come to this Assembly, no money. You go to the ward, no program for the Members. I must thank Hon Nixo and Hon. Oscar Lore who went around and brought us some *mboga*.

(Applause)

The only thing that was not done was to come formally to the leadership, which I agree was wrong. Now that they have walked and brought something on the table, we are able to discuss the four slots to be ten slots. It is now responsibility of our leaders to bring us together and say, “This has come, let us pick them first.” Thereafter, the Speaker organizes for a meeting with the President, and tell him that was for the MPs and maybe we benefited out of it. In the meeting, our leader will propose what he thinks is good for the MCAs. My ward needs empowerment since it is poor. They gave us four slots, which were supposed to be ten. They took away six. But I cannot run away from the four, I will pick those, empower my people, then come to the Majority Leader and ask him to go further and request for more.

Hon. Speaker, when he was speaking, he talked about each ward. Each ward is represented by an MCA. In my constituency, we have Hon Catherine, Hon. Jeckoniah, Hon. Masitsa, Hon. Lawi, and Hon. Kaende, our leader who is here. The MP gets four from each of the four wards in the constituency, which becomes 20, while I only get four. It is painful. Therefore, I will not castigate my leader; I will thank him for coming up with this matter. But I request that the likes of Hon Nixo, Hon Oscar Lore, and the other ones who are not here, should be appreciated. They made an initiative of bringing us closer to the power.

(Applause)

Hon. Speaker: Hon. Jera, “likes” is a negative attitude.

Hon. Samson Ooko: I am sorry, Hon. Speaker. I am just saying, people like... No, I will be accused again. Hon. Speaker, the Hon. Members who initiated this program should be commended. It was an idea that was hijacked by Members of Parliament. The leadership of the House, we respect you, sit us down so that we see how we can move forward. But I beseech you, I beg you, and I request you, that for this four, let us first pick them as we claim our space in this leadership.

Hon. Speaker: Thank you. The last one, Hon. Majiwa. Hon. Majority, please.

Point of Clarification

Hon. Peter Imwatok: *(Off the record)* ...if it goes without being clarified, it will bring a bad image. I am humbly requesting Hon. Jera, the issue you raised is not about denying anyone an opportunity on empowerment. The issue raised before the floor of the House is not who brought it and who should be applauded for bringing it, the empowerment across the country is done by Faruk Kibet, Oscar Sudi, and the rest. If Hon. Nixo is doing for Nairobi, so be it. But the question is the procedure upon which, in case of failure, I want to go along with all the 85 elected leaders, not leaving Kaende behind because he is in Wiper Party. Okay? That is my narrative. We are saying, the leadership of this House, even the Speaker himself has confessed, is not aware of that program taking place. Whoever had an idea, respectively, could have even informed the Speaker of the same idea having been born, so that we carry along with it. The issue is, arriving on Friday, you find I have other engagements. You find yourself, Hon Jera, you are in a funeral. If is a party

position, it is upon the Whip to communicate that position. If it is a party position of the UDA, it is upon the Whip of UDA Party to communicate first. That is the spirit of Broad-Based Government, what Hon. Themendu is saying. We need to consult, agree, give feedback, and we move forward. Therefore, it is not about apportioning who has helped who, where, and how.

I have said categorically here that I am not competing with anyone. To be following the President from morning to evening, I am not interested. I am interested in making sure in my small way, I assist the President in the best way, with the honesty it deserves. I am in a position to help this country, that young person, to be empowered. But as a leader here, I want to respect the office of the Speaker, that a communication should come to the Speaker, that there is a program coming, whether led by the MPs, Hon Nixo, or Hon Lore, it is a program carrying all of us. In case of any fault, the buck stops with the Speaker of Nairobi County whether he was aware of the program. If it goes back within my party, Hon Nixo will not be asked, it is me who will be asked as the Leader of the Majority. It is the Whip that will be asked, not Hon Lore or Hon. Ochieng Jera. We must respect institutions as we go forward.

Hon. Speaker, that is a good program for us. I wouldn't deny a young man from Kibra to own a motorcycle of over Kshs. 150,000. I cannot afford for him. I wouldn't deny a lady from Makongeni to get a sewing machine. I cannot buy for all of them, even if I bought for some. The process towards achieving it must be very clear. If we need to assist the President, let us be also honest and carry along all of us. But if you are holier than thou – and I am not particular about our Members – let us do what we have to do.

I congratulate Hon Nixo, Hon Lore, and the rest for the work they are doing around the Presidency. But I have an issue with the Members of Parliament who go alone without going along with the elected MCAs or special elect. We must agree as a House; do we have our way or they have their way? I am very particular on my own Member of Parliament, Hon. George Aladwa, who has never invited me, Hon. Pato, or Hon. Sonny, to any meeting about Broad-Based Government, just as Hon. Themendu has said. He is busy alone. It is a collection time. So, why do I come in? Hon. Speaker, I beg to clarify that.

Hon. Speaker: Hon. Majiwa, you have donated your time to Hon. Perpetua? But he has indicated... Now that you are up, then Mayor will close.

Hon. Perpetua Mponjiwa: Hon. Speaker, we really appreciate whatever effort is going on about the broad-based and empowerment in the ground. But I want to bring some clarity, this House is not complete as per the law without the women agenda.

(Applause)

That is why when you come to this House and you are elected using universal suffrage, you are not sworn in until you are topped up. Let us respect the two-third gender rule, it is very important.

It is very unfortunate that right now we have lost an icon and a powerhouse, Hon. Phoebe Asiyi, who first initiated the two-third gender rule. As we remember Phoebe Asiyi, you are arranging your programs, going to State House, I only hear the leaders of this House mentioning

85 wards. Of the 85 wards, who have been elected are only four. So where do you leave the 42 specially elected? Nominated Members of the County Assembly do representation. We represent the female gender and the Nairobians at large. So, I deserve the saloon and the *kinyozi* that you are going get in the State House. If the Members of the County Assembly, which I also belong, are given four, I need to be given four. Thank you, Hon. Speaker.

(Applause)

Hon. Speaker: Hon. Perpetua, there is a Member who is on a Point of Order.

Hon Eric Murigu: Thank you, Mr. Speaker. I just want to correct my Chair, Education, that even the nominated were factored in this empowerment program with one group. Thank you, Mr. Speaker.

Hon. Speaker: Hon. Majiwa, please.

Hon. Geophrey Majiwa: Thank you, Mr. Speaker. This whole debate now has thrown me aback. Hon. Speaker, if the Majority Whip is saying that he doesn't even know where the list is going, and here we are seated waiting to go for an occasion on Saturday, don't you think something is not adding up? The systems of this House works such that even in the previous Assembly, when Hon Kados was the Majority Whip, everything was going through him, and it was in fact an offence to go behind him. Now, if Hon Ogeto is telling us that he doesn't know where the list is going yet we are sending to him, so where are we going on Saturday? We are supposed to be following the list. We have told our people that on Saturday we are going, where we are taking this list? What do we tell the people? Do we also go back and tell them we don't know where the list went? Remember this thing of running around with the President's name, that is not a name that we should play around with our party politics and personal issues.

Mr. Speaker, I think it is high time we realize that we all have freedom of association in Kenya enshrined in the Constitution. We can make friendship with the leaders that be, but when structures have been put in place, those structures must work for the benefit of us all. That is where now you find that Hon. Ogeto, as the Chief Majority Whip, is telling us he doesn't know where the list is going, yet he is in charge of the diary of Membership of this Assembly. He runs our diary. He is the one who should tell us that we are having this kind of activity tomorrow at such a place and who are the participants. But now he is also not aware of the program. Mr. Speaker, don't you think it's upon you now to call for a housekeeping meeting with your leaders?

Hon Speaker, it is not a secret that the Minority Whip is the one, kind of, running the show behind the scene. It is like after you relay the information to him, he cuts you off. That is why Hon. Ogeto doesn't know where the list is going. His job is to forward, and he doesn't know what comes after that. So, he becomes now a servant of his counterpart, who is supposed to be the Minority Whip and not he Majority Whip. It is like the seat of Majority Whip has been hijacked through the back door.

This is a matter that is entrenched in our Standing Orders, that the Majority Whip is the one who should control the activities of the House. We kept getting this information from Hon.

Guyo and Hon. Kados, and it was pumped in our heads for the entire five years. That is the way we should work. Our colleague, Hon. Minority Whip, was part of the system then and he knew that this is how things were working. How he has forgotten and now he is taking the seat that does not belong to him, it is a wonder.

Hon. Speaker, I think you need to call for a housekeeping meeting with your leaders so that they can know their roles. And when you have information that does not belong to you, you should learn to relate to the person in charge. If somebody has information that should come to Majority Leader, relay it to the Majority Leader so that it can be consumed by the entire membership. If it is supposed to come to the Majority Whip, it should be relayed to the Majority Whip for consumption of the entire membership. But we have our brothers, who also happen to be close, like Hon Nixo and Hon Lore who are there in their own way. They cannot be responsible for the confusion that is here. They have their own way of doing their own things. Anybody bringing their names here is lost.

Hon. Speaker: Thank you, Worship. Actually, a contribution in such a manner is supposed to be limited to two minutes. But, Hon. Members, please, the concern as raised by various Members is actually not supposed to be for the plenary. This is supposed to be for Kamukunji, which by extension is not even the Speaker's Kamukunji, because I am not a representative of any of the 85 wards. So, the only kind thing the leadership can do to the Hon. House and Members...

(Hon. Peter Imwatok spoke off the record)

Hon. Majority Leader, what is burning? Please, take under one minute.

Hon. Peter Imwatok: Hon Speaker, under 30 seconds. Hon. Speaker and the entire colleagues, I am just perturbed. The Whip has reminded me, yesterday when we were consulting on this, I managed to talk to Hon. Roro on this particular issue. Hon. Speaker, it is good to be on Hansard so that no one can misquote us. The perturbing thing was, Hon. Roro said he is in a certain WhatsApp group, and they were told to convey this. Him also is getting this list, but he is forwarding the list to somebody called Fazul. So, it means even Hon Roro does not know the end-game of this list. So, when we are talking as leaders here, we want clarity. We have no ill intention for whoever. Even Hon. Roro confessed yesterday he was asked to collect lists from my Majority Whip, to forward to somebody called Fazul.

In the ordinary setup, if it is a County issue, Hon. Speaker, I expect Presidency, as the Senior Majiwa said, Presidency is not a joking thing. *Si kupika omena, samaki ama ngwashe*. Talking to the President is the highest privilege you can have. Thank you Hon. Nixo, Hon. Roro and Hon. Lore, it is a privilege to talk to the President.

Hon. Speaker, we could expect the Governor to call the Speaker and tell him there is an event, therefore bring the leadership together to make sure this thing is a success. Ordinarily for me, if given a chance to advise the President today, I will tell him this event to be postponed so that we have a proper way of doing it, to show the President MCAs can organize something more powerful than the broker MPs.

Hon. Speaker: Thank you, Hon. Majority. Hon. Members, thank you for the informal engagement. Clerk, kindly let us proceed. Hon DNG, under Order 7.

EVICTIONS FROM COUNTY HOUSES DUE TO RENT ARREARS

Hon. Davidson Ngibuini: Thank you so much, Hon. Speaker. I am rising to give notice of a question regarding evictions from County houses due to rent arrears. Hon. Speaker, it is a great honor and a privilege for me to be asking the first question in the history of the Nairobi City County Assembly. I am excited and eagerly looking forward to interrogating the CECM in person on the floor of this House.

Hon. Speaker, pursuant to Standing Order 47 (2) (a), I wish to ask questions to the County Executive Committee Member responsible for Built Environment and Urban planning regarding evictions from County houses due to rent arrears.

Hon. Speaker: Mheshimiwa DNG you are not clear, please. I don't know whether it is the microphone or your sound.

Hon. Davidson Ngibuini: Let me be louder, Hon. Speaker,

1. Could the CEC Member confirm whether tenants in County Government rental housing facing evictions due to rent arrears were issued with formal written notices and whether such notices complied with the legal procedures of notice, timelines, engagement, including payment plans and dispute resolution;
2. What legal or policy frameworks govern evictions from County-owned houses and what safeguards are in place to prevent the arbitrary or inhumane evictions of tenants, especially vulnerable, long-standing, or low-income residents;
3. What measures are being taken to investigate and to take action against individuals or groups involved in the unauthorized evictions, harassment, or intimidation of tenants, including the allegations of threats being issued by persons not formally authorized by Nairobi County;
4. Would the CEC Member clarify whether the County Executive engaged elected leaders and resident associations of the affected areas before executing these evictions and why such consultative mechanisms appear to have been bypassed;
5. What is the fate of tenants whose houses were allegedly reallocated to third parties despite these tenants having substantially paid the rent arrears;
6. Could the CEC Member provide the specific data on the number of households evicted from the County houses per estate per month in the last 12 months, and the total amount of rent arrears owed to the County Government that has led to these evictions;
7. Why did the County Executive Committee Member reportedly disregarded court orders and injunctions halting these evictions;

8. Is the CEC Member aware of the allegations that the County Executive is using proxies, cronies and family Members of County Officers to benefit from house reallocation, thereby disadvantaging vulnerable and deserving tenants;
9. Could the CEC Member explain what action is being taken to compensate residents whose property was lost, stolen or damaged during these evictions carried out by unauthorized persons under the County's watch;
10. Why did the County Executive disregard a prior valid gazette notice issued by the previous administration waiving rent for Nairobi tenants and instead reinstate rent arrears to this punitive evictions and house allocations;
11. What measures has the County Government put in place towards repairing, refurbishing, maintaining aesthetics and professionally managing public rental housing estates; and
12. On the matter of urban renewal and regeneration in Woodley Estate, could the CEC Member explain: -
 - i. Why construction is progressing at a slow pace;
 - ii. When the project is expected to be completed;
 - iii. Whether compensation offered to tenants i.e. Kshs. 15,000 per month for 36 months, totaling to Kshs. 900,000, will be reviewed upwards to reflect the construction delays; and
 - iv. Whether the remaining 22 tenants who went to court to challenge the demolition of their homes will be granted compensation or relocation cheques, and issued letters of allotment to new units like other Kenyans.

I beg to submit, Hon. Speaker. Thank you.

Hon. Speaker: The Chairperson Planning, Housing and Lands Committee, kindly give an undertaking.

Hon. Alvin Palapala: Thank you Mr. Speaker. We have more than 10 questions and we need to do proper investigations.

Hon. Speaker: Excuse me briefly, Chairman. This is no ordinary question, it is directed to the CEC Member, and for that reason, we would get concurrence with the Leader of Majority as a requirement by the Standing Order. The Leader of Majority will go through your request and maybe by tomorrow give directions as to when the CEC Member is able to come to the plenary to answer to your concerns. Is that okay?

Hon. Davidson Ngibuini: Much obliged, Hon. Speaker. I would like to urge the Majority Leader to consider this as an urgent matter because these people have lost their houses and some of them are in the cold despite having paid even up to Kshs. 4 million to the County of Nairobi.

Hon. Speaker: Thank you, Hon. DNG. Hon. Members, on the same, and in reference to my earlier communication in paragraph four, Standing Order No. 47 (5) (a) states that;

“The Leader of the Majority Party shall inform the County Assembly of the date, time and order in which the County Executive Committee Member shall appear to

reply to questions, and provide reports to the County Assembly and committees subjected to Paragraph 7.”

That is the order.

RESPONSE TO STATEMENT REGARDING ALLEGED DISAPPEARANCE OF
150,000 METERS ELECTRIC CABLES FROM THE HIGHWAYS STORES

Hon. Speaker: The next one is No. ii and Order No.7, the Chairperson of the Sectoral Committee on Transport and Public Works to give response to Statement requested by Hon. Joseph Ndung'u. Is Hon. Joseph Ndung'u in the House? Okay, thank you. Chairperson Transport Committee, are you ready? Kindly proceed.

Hon. Musango Maithya: Thank you, Mr. Speaker. I am going to give response to the Statement requested by Hon. Ndung'u.

Hon. Speaker, on 19th June 2025, the Hon. Joseph Ndung'u rose on the floor of the Assembly, pursuant to Standing Order No. 47 (2) (c) and requested the Chairperson of the Sectoral Committee on Transport and Public Works for a Statement regarding the alleged disappearance of 150,000 meters electric cables estimated to be worth Kshs 10 million on 8th August 2024, from the Highways Stores which is adjacent to the Nairobi County Savings and Credit Co-operative Savings (NACICO Plaza) on Ladhies Road.

Hon. Speaker, the Committee wrote to the Acting County Secretary on 24th June 2025, inviting the CEC Member for Mobility and Works to a Committee meeting which was held on 2nd July 2025. Hon. Joseph Ndung'u was also invited to attend the said meeting, and was in attendance during the deliberations.

Hon. Speaker, a copy of the detailed response has been shared with the Hon. Hon. Joseph Ndung'u, who had requested for the Statement and a further copy is hereby attached to this report. The member was satisfied with the report.

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

Hon. Speaker: Hon. Member for Kiamaiiko Ward, are you in concurrence?

Hon. Joseph Ndung'u: Yes, Hon. Speaker.

Hon. Speaker: Thank you. Hon. Nicholas Juma?

REQUEST FOR STATEMENT REGARDING STALLED
BOREHOLE PROJECTS IN EASTLEIGH SOUTH WARD

Hon. Nicholas Okwacho: Thank you, Mr. Speaker. Pursuant to Standing Order No. 47 (2) (c), I wish to request for a Statement from the Chairperson of the Sectoral Committee on Water and Sanitation regarding the stalled borehole projects and perennial shortage of water within the County, especially in Eastleigh South Ward.

Hon. Speaker Article 43 (1) provides for the right of every person to clean and safe water in adequate quantities.

Hon. Speaker, there has been acute water shortage in Eastleigh South Ward, especially in Kosovo, Mabatini, Vihiga, Sagana in Kiambiu area, and Eastleigh Section III at large. The

perennial lack of water in these areas has paralyzed business operations, forcing residents to result to the alternative of purchasing water from water bowzers and vendors which may be unsafe and expensive.

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

[The Temporary Speaker (Hon. Doreen Mugambi) took the Chair]

Hon. Speaker, in addition, the County Executive had commenced drilling of two bore holes in Eastleigh South Ward for residents to access clean and safe water in adequate quantities. However, the projects have stalled and there are no clear measures for completion. It is very important for the County Executive to immediately come up with a comprehensive framework to ensure that when contracts are advertised, they should be awarded to reliable contractors to prevent stalling of these projects.

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

1. Reasons for the perennial lack of water in Eastleigh South Ward in Kosovo, Mabatini, Vihiga, Sagana in Kiambu area, and Eastleigh Section III at large;
2. Measures that the County Executive is putting in place to ensure the aforementioned areas have reliable water supplies;
3. Reasons for the stalled drilling of the two boreholes in Eastleigh South Ward; and
4. Measures the County is taking to ensure that the stalled boreholes drilling projects are completed within the shortest time possible during this financial year.

Thank you, Mr. Speaker.

Hon. Temporary Speaker: The Chairperson of the Sectoral Committee on Water and Sanitation? Vice Chair? Any Member of the Water Committee present? Hon. Nancy Mwaura, you are a Member of the Water Committee? Hon. Jera, proceed.

Hon. Samson Ooko: Hon. Speaker, I have heard about the request, we kindly request the Member to give us two weeks to respond.

Hon. Temporary Speaker: Hon. Nicholas, is two weeks okay?

Hon. Nicholas Juma: Madam Speaker, due to the urgency of the matter, because water is life, I request for one week.

Hon. Temporary Speaker: Hon. Jera?

Hon. Samson Ooko: Hon. Speaker, I have requested for two weeks because of the respect I have for the Member. Remember that the Committee has to sit and invite some people to come and give us the report.

Hon. Temporary Speaker: Hon. Nicholas, I think two weeks is reasonable for them to do a good job.

Hon. Nicholas Juma: For the respect that I also have for the Member, I will agree with the two weeks.

(Hon. Hamisi Maleya requested for a Point of Order)

Hon. Temporary Speaker: Which Standing Order, Hon. Maleya?

(Hon. Hamisi Maleya spoke off the record)

Just sit down because you don't know the Standing Order. Clerk, read out the next Order.

MOTION

ADOPTION OF REPORT OF AUDITOR GENERAL ON RECEIVER OF REVENUE
FOR COUNTY GOVERNMENT OF NAIROBI FOR YEAR ENDED 30TH JUNE 2022

(Resumption of debate on the Motion earlier interrupted on 15.07.2025)

Hon. Temporary Speaker: Resumption of debate, under Standing Order No. 35.

(Question proposed)

Hon. Temporary Speaker: Hon. Chege Mwaura, may be you can rise up and refresh the Members' minds so that they can know what the Motion is all about. Have you delegated to someone? Hon. Emmy Khatemeshi, you can proceed as a Member of PAC.

Hon. Emmy Khatemeshi: Thank you, Hon. Speaker. Since the Motion was moved on the floor of this House last week, Tuesday 14th July 2025, I think members are free to debate.

QUORUM

Hon. Temporary Speaker: Which Standing Order? Proceed.

Hon. Stephen Kimani: *(Off the record)*

“When the County Assembly is in a committee, a member objects that there is no quorum present, the Speaker or the chairperson shall count the county assembly or committee as may be the cause. If on the count under Paragraph 1 a quorum does not appear to be present, the Speaker or the chairperson shall call for the division bell to be rang, if no quorum is present at the expiry of the 10 minutes, the Speaker shall adjourn the County Assembly until the next sitting without any question put.”

Hon. Chege Mwaura: The Point of Order is misplaced because there was a Member on the floor prosecuting business. May be if he had a Point of Order, it was to mean that Hon. Emmy was saying something that is not inconsistent with whatever she was doing. If the Point of Order from Mheshimiwa Kimani is to stand, it is with regards to what Mheshimiwa Emmy was talking about. I think the Point of Order is misplaced and misguided.

Hon. Speaker, please guide the Member to sit down and Mheshimiwa Emmy to proceed, and if he has a problem with the quorum, he needs to know where to place it. Allow him to sit down and we proceed. Thank you.

Hon. Temporary Speaker: Hon. Chege Mwaura, according to Standing Order No. 38 (1), it states; “...if at any time...” Mheshimiwa Kimani Mugo is very much in order. I direct that the Serjeant-at-Arms rings the Bell for 10 minutes.

(Quorum Bell was rung)

Hon. Temporary Speaker: Hon. Members, we have failed to raise the requisite quorum to proceed with the Motion. The Motion stands deferred, and is committed to the Assembly Business Committee for reallocation.

(Motion deferred)

ADJOURNMENT

Hon. Temporary Speaker: Hon. Members, the Assembly stands adjourned until tomorrow, Wednesday 23rd July at 2.30 p.m. Assembly Business Committee to meet at the rise of the Assembly.

The House rose at 4: 15 p.m.