



NAIROBI CITY COUNTY ASSEMBLY

OFFICIAL REPORT

Third County Assembly – Fourth Session

Tuesday 8th April 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. We have the quorum to allow us transact Business of the day. Clerk, proceed.

COMMUNICATION FROM THE CHAIR

PRESENTATION OF COMMITTEE STATUS REPORTS

Hon. Speaker: Hon. Members, by leave of Chair, I direct that we alter the sequence of the Order Paper, I have got a communication to make and I don't know whether it is the same one. Clerk, kindly confirm. Hon. Hashim, don't engage the Whip of the Minority Party. This is in regards to presentation of Committee status report reports. Hon. Members, I would want you to capture the title of this Communication as 'presentation of Committee status reports'. This is different from annual reports.

Hon. Members, you may proceed. Kindly, Hon. Majority Leader, be settled.

(Several Members entered the Chamber)

Hon. Members, I have the following Communication to convey regarding the manner in which we shall dispense with scheduled Committee status reports, as directed during my communication of Wednesday 2nd April 2025.

Hon. Members, you will recall that during the Assembly sitting of Wednesday 2nd April 2025, I directed that all the three sittings of this week i.e. Tuesday, Wednesday and Thursday shall be dedicated towards receiving status reports from all Assembly Committees. This directive was

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in response to the observed significant erosion in the level of performance of Assembly Committees, particularly the Sectoral Committees, thus affecting the Assembly's collective oversight and legislative mandate.

Hon. Members, it is in light of this that today's sitting will be dedicated to the presentation of status reports by Committee Chairpersons. Due to the nature of the status reports, we shall not prosecute them in the usual manner under Order No. 8 on Motions. However, the Chairpersons will present the reports under Order No. 7 on Statements and pursuant to Standing Order 47. This will provide an opportunity for each Chairperson to update the House on their Committee's achievements, the challenges faced, and any outstanding tasks or pending assignments and their relationships with CEC Members and Committee Secretariats. Each Chairperson will be given 15 minutes to present their report, after which Members will have the chance to seek clarifications.

Hon. Members, due to limitation of time, the Chairs will be required to present based on the following schedule as approved by the Assembly Business Committee: -

Tuesday 8th April, 2025

1. Children, Early Childhood Education and Vocational Training Committee;
2. Health Services Committee;
3. Culture and Community Services Committee;
4. Trade, Tourism and Co-operatives Committee; and
5. Transport and Public Works Committee.

Wednesday, 9th April, 2025

1. Environment and Natural Resources Committee;
2. Justice and Legal Affairs Committee;
3. Ward Development Fund Committee;
4. Water and Sanitation Committee;
5. Public Investments Committee
6. Labour and Social Welfare Committee
7. Energy and ICT Committee

Thursday, 10th April, 2025

1. Public Accounts Committee
2. Implementation Committee
3. Finance, Budget and Appropriations Committee
4. Planning and Housing Committee
5. Delegated County Legislation Committee
6. Assembly Business Committee

Hon. Members, I trust that all Chairpersons will come prepared to present comprehensive and honest reports. I urge all Members to actively engage with the reports. However, I wish to caution that any Chairperson who fails to present their report or respond to Members' clarifications will be liable to sanctions under our Standing Orders.

Hon. Members, you will also recall that I directed the House Procedure and Rules Committee to finalize and table its report on the review of Standing Orders particularly on the

issue of introduction of question time that will see CEC Members appear before this House on Wednesdays to respond to urgent issues. In this regard, without appearing to be pre-empting debate, I am glad that the said report is ready and shall be tabled today.

Hon. Members, these efforts we are making are a critical step towards bringing our Committees back on track and ensuring that the work of the Assembly is carried out effectively. The reports will serve as a transparent review of each Committee's progress and will guide our collective efforts in improving performance and accountability going forward. I also urge all Hon. Members to remain alert to safeguard the autonomy and mandate of this County Assembly.

The House is so guided. Thank you. Clerk, proceed.

PAPER

CONSIDERATION OF AMENDMENT TO VARIOUS STANDING ORDERS

Hon. Speaker: Hon. Members, are you aware am the Chairperson of the Procedure and Rules Committee? I delegate the same to the Deputy Speaker to lay the report of the Committee. Sergeant-at-Arms, kindly facilitate the Hon. Deputy Speaker to lay the Papers.

Hon. Paul Kados: Hon. Speaker, I wish to lay the following Paper on the Table of this Assembly, today, Tuesday 8th April 2025:

The Report of the Select Committee on Procedure and Rules on Consideration of Amendment to various Standing Orders.

Thank you, Hon. Speaker

(The Paper was Laid on the Table)

Hon. Speaker: Hon. Members, there has been always an outcry on the commitment by the implementers of the resolutions of the House and various engagements, this will provide an opportunity for this House to engage directly with various CEC Members, the Chairperson County Public Service Board and the CEO Nairobi Water Company. Going forward, the House will find a perfect opportunity to listen and interrogate the CECMs, Chair of the Board and CEOs of our parastatals at every sitting on Wednesday during Statement Hour. I hope Members will contribute when the report will be allocated by the House Business Committee.

I direct that the Paper laid to be considered by the House Business Committee for debate. I hope Members will get the said report in a record time so that they can go through.

Clerk, kindly proceed.

NOTICE OF MOTION

ADOPTION OF REPORT ON CONSIDERATION ON AMENDMENTS TO VARIOUS STANDING ORDERS

Hon. Paul Kados: I wish to give notice of the following Motion;

THAT, this Assembly adopts report on Sectoral Committee on Procedure and Rules on Consideration on Amendments to various Standing Orders of Papers, laid on the Table of Assembly today, 8th April 2025.

Hon. Speaker: The same has been committed to House Business Committee for allocation. Thank you.

COMMUNICATION FROM THE CHAIR

ACKNOWLEDGMENT OF GUESTS FROM GITHURAI WARD

Hon. Members before we move to next Order, I would like to acknowledge the presence of the visiting dignitaries of this City from Githurai Ward at Public Gallery.

1. Mr. Pits Mwangi; Kindly wave. You can't wave to the House while seated.
2. Mr. Ras Owando Dominic – Representative of Inuka Sacco;
3. Mr. Kibe Gerald – Chairperson Bodaboda;
4. Mr. Dennis Muchiri – Youth and Sports representative;
5. Mr. John Mbatia;
6. Mr. Samuel Njagi – Tiga Sacco;
7. Mr. Mburu – Chairman TukTuk;
8. Ms. Charity Wanjiru;
9. Ms. Anne Aoko;
10. Mr. Dan Kimani – Vice Chair Bodaboda; and
11. Mr. Titus Njenga.

Our visiting dignitaries, feel utmost welcome. Hon. Members of the Nairobi County Assembly recognizes you and your presence. Thank you for finding time.

STATEMENTS

STATUS REPORT OF COMMITTEE ON CULTURE AND COMMUNITY SERVICES

Hon. Speaker: Hon. Clarence, are you ready? Kindly proceed. Clerk, I hope you have communicated this to other Chairmen. Chair Trade, Chair Education, Chair Health and Chair Transport, get ready. Kindly, Hon. Member be facilitated, you are supposed to make a presentation right here. Hon. Members, limit movements. Hon. Munga come forward. I hope Members, as the Chair will be going through the status, you will be taking stock so that you may engage him.

Hon. Clarence Munga: Thank you, Hon. Speaker. Allow me to present the progress report on Sectoral Committee on Culture and Community Services....

(Technical hitch)

Hon. Speaker: What is happening with these microphones.

Hon. Clarence Munga: Am I audible? Thank you, Mr. Speaker, for allowing me to do presentation. Majority Leader, the gadgets are not working.

(Hon. Peter Imwatok spoke off the record)

My leader, I am courageous enough, I can address this Assembly here or there.

Hon. Speaker: Hon. Majority Leader, you will have to bear with the Sergeant-at-Arms... Is it working? Kindly test it.

Hon. Clarence Munga: Thank you, Mr. Speaker, I think am audible enough. I am here to do a progressive report of the Culture and Community Services Committee from 1st July 2024 to 1st March 2025.

Hon. Speaker, the mandate of the Committee, in accordance with the Third Schedule of the Standing Orders, is to investigate, inquire into, and report on all matters related to:

- a) Cultural activities, public entertainment, and public amenities, including racing, liquor licensing, cinemas, video shows and hiring, libraries, museums, cultural activities and facilities, county parks, and recreational facilities;
- b) Firefighting services and disaster management;
- c) The control of pornography;

(Loud consultations)

Hon. Speaker: Hon. Members the House is supposed to give the Member time without interruption, please. Chairman, kindly concentrate you, have only 15 minutes.

Hon. Clarence Munga: Thank you, Hon. Speaker.

- d) Ensuring and coordinating community and local participation in governance at the local level; and
- e) Assisting communities and locations in developing the administrative capacity for effectively exercising their functions, powers, and participation in governance at the local level.

In executing its mandate, the Committee oversees the following Six Sectors/Departments:

- a) Youth, Talent and Sports;
- b) Social Services;
- c) City Culture, Arts & Tourism;
- d) Disaster Management and Coordination;
- e) Public Participation, Citizen Engagement and Customer Service; and
- f) The Nairobi City County Liquor Board.

Hon. Speaker, there is a list of the Members, I don't need to go through them.

Hon. Speaker: You don't have to.

Hon. Clarence Munga: Hon. Speaker, during the Committee's execution period under review, the Committee utilized various tools to achieve its objectives. These tools included:

- a) Consultative forums with the County Executive and relevant stakeholders;
- b) Consideration of respective sectors' budgetary documents, including; -
 - Annual Development Plans (FY 2023/24);
 - County Fiscal Strategy Paper (CFSP) 2023/24;
 - Supplementary I Budget Estimates for the FY 2024/25;

- County Fiscal Strategy Paper (CFSP) 2025/26;
- c) Consideration of Petitions committed to the Committee;
- d) Consideration of Statements committed to the Committee; and
- e) Consideration of Bills and Regulations assigned to the Committee.

The Committee wishes to acknowledge and thank the offices of Speaker and Clerk of the Assembly for the support extended in the execution of its mandate, the committee wishes also to appreciate secretariat for the preparation of this report. Finally, I wish to express my appreciation to the Hon. Members of the Committee who sacrifice their time to participate in the activities of the committee.

It is therefore my pleasant duty and privilege on behalf of the Sectoral Committee on Culture and Community Services to present this report of the Committee progress between 1st July 2024 to 1st March 2025. Mr. Speaker, I will go bit by bit. Let me start with Committee achievements.

Table 1: List of the Bill/ Petition/ Regulations Considered.

S/No	Bill/Petition/Regulations	Date Committed	Date Tabled	Key Recommendations	Status
	The Nairobi City County Civic Education Bill, 2023	Tuesday, 5 th December, 2023	Report Tabled on Tuesday, 4 th March, 2025	<p>That the relevant sector within the County Government collaborate with relevant stakeholders to develop comprehensive civic education curricula tailored to the needs of Nairobi City County residents.</p> <p>That the County Government submits to the Assembly within 120 days of adopting this report Regulation on the same, amongst other proposals contained in the Bill.</p> <p>That the relevant sector within the County Government work in partnership with relevant stakeholders to develop detailed implementation plans and timelines for executing the provisions of the Nairobi</p>	Awaiting implementation from the Sector

				<p>City County Civic Education Bill, 2023.</p> <p>That past, present, and future ventures in regard to civic education be within the framework of the Nairobi City County Civic Education Bill, 2023, and the recommendations of this report.</p>	
	Petition by the Residents of Gorofani Estate	Thursday, 31 st October, 2024	Report Tabled on Tuesday, 4 th March, 2025	<p>The County Government should urgently address the repair and renovation needs of Gorofani Estate residents.</p> <p>That the Disaster Management Sector should allocate resources for fire safety education and preparedness to the Gorofani Estate residents.</p> <p>That the County Government should engage with residents of Gorofani Estates and its environs, traders, and relevant stakeholders to find sustainable solutions.</p> <p>That the County Executive should ensure transparency in land use planning and redevelopment efforts in the city.</p> <p>The Disaster Management Sector should regularly assess and monitor fire risks in the Gikomba market area.</p>	Awaiting implementation from the Sector
	Public Finance Management Act (Nairobi)	Wednesday, 14 th February, 2024		The Nairobi City County Cultural Heritage Act, 2017 be amended to provide for establishment of the Fund;	Concluded (Committee resolutions forwarded the

	City County Festival Fund) Regulations, 2023			Qualification for the steering Committee be provided pursuant to Section 5 of the Nairobi City County Cultural Heritage Act, 2017; Provide clear guidelines on the composition of the signatories to the Fund Account; and The Regulations should provide for a monitoring and evaluation framework to assess the implementation of the Fund.	executive for further action)
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Committee sittings – Hon. Speaker, during the period under review, the Committee held a total of 30 sittings.

Sector Budgetary Allocation – During the period under, the Committee produced the following report... Do I have to read?

Hon. Speaker: Hon. Member, I think it is important to understand the detailed information especially on the liquor. Where is the revenue and how much have you raised?

Hon. Clarence Munga: Thank you, Mr. Speaker. On Liquor Licencing Board...

Point of Order

Hon. Speaker: Hon. Majority Leader, please.

Hon. Peter Imwatok: Hon. Speaker, sorry that I have not been around, I have not been feeling well. I am a bit confused, I know this is a directive through your seat, but I think the Chair should enumerate the success the Committee has achieved versus the challenges it faces, not enumerate the successes of the Executive. When we tabled the report of Rules and Procedure Committee, we envisioned that we will be having the CECMs here. What we want the Chair to tell us are the challenges and successes the Committee have faced. But if we go that direction, we will stay here...

Hon. Speaker: Yes. Actually, Chair, if you may recall, I directed you that this should not be part of the usual business of tabling and taking Members through the annual Committee reports.

Hon. Clarence Munga: Mr. Speaker, as guided, if you allow me to, I have this report under Liquor and possibly part of the challenges and success are attached.

Hon. Speaker: Kindly proceed.

Hon. Clarence Munga: Thank you, Hon. Speaker.

Liquor Licensing Board

- To support the sector's objectives, the Liquor Licensing Board (Vote 5327) was allocated a total of Kshs. 230 million, comprising Kshs. 220.6 million for recurrent expenditures and Kshs. 70 million for development expenditures, as per the approved annual estimates for FY 2023/24. The sectoral budget was rationalized to Kshs. 230 million for recurrent expenditures and Kshs. 70 million for development in the Supplementary I Estimates for FY 2023/24.
- Regarding the absorption rate for the sector, it is observed that, as at the end of the 4th quarter of FY 2023/24, the sector had absorbed Kshs. 229.2 million or 99.6% of the amount allocated for recurrent expenditure, and Kshs. 40.2 million or 57.2% of the amount allocated for development.
- In the current FY 2024/25, the sector was allocated Kshs. 294 million for recurrent expenditure and Kshs. 57 million for development expenditure, amounting to a total of Kshs. 351 million. This figure was subsequently rationalized to Kshs. 389 million, with Kshs. 332 million for recurrent expenditures and Kshs. 57 million for development expenditures in the Supplementary I Budget.
- The submitted Annual Development Plan for FY 2025/26 outlines sector priorities for liquor licensing, with a projected development matrix amounting to Kshs. 360 million, a figure higher than the Kshs. 309 million indicated in the CIDP.
- Under Liquor Licensing Board, to support the sector objective, the Liquor licensing board of which vote number 5327 was allocated a total of 230 million, comprising 220 million for recurrent expenditure and 70 million for development expenditure.

Inclusivity, Public Participation, and Customer Service Sector.

- In the approved Annual Budget Estimates for the FY 2023/24, the Inclusivity, Public Participation, and Customer Service Sector was allocated a total budget of Kshs. 2.2 billion. Out of this amount, Kshs. 1.65 billion was designated for recurrent expenditure, while Kshs. 560 million was allocated for development programmes.
- In the approved budget for FY 2025/26, the Sector was allocated Ksh. 352 million, with a development share of Ksh. 120 million. However, this was revised to Ksh. 456 million...

Hon. Speaker: Chairman, under your Sector, do you have any ongoing project?

Hon. Clarence Munga: Yes.

Hon. Speaker: And what are the statuses of the projects, the challenges and your engagement with the Executive? This is what is expected.

Hon. Clarence Munga: I have proposed Sector projects.

Hon. Speaker: That is what we want from you, the challenges and the way forward.

Hon. Clarence Munga: I have the challenges under the projects. So, I will start with the projects and then the challenges.

Hon. Speaker: It is important.

Hon. Clarence Munga: Thank you.

Proposed Sector Projects

1. Liquor Licensing Board

The proposed projects include:

- i. Conducting awareness campaigns/sensitization – Kshs. 100 million.
- ii. Preparing a research report – Kshs. 25 million.
- iii. Establishing rehabilitation centres – Kshs. 40 million.
- iv. Improving work environment (offices) and safety – Kshs. 30 million.
- v. Purchasing a vehicle – Kshs. 14 million.
- vi. Conducting training – Kshs. 30 million.
- vii. Increasing compliance with liquor laws and regulations – Kshs. 100 million.
- viii. Implementing inter-agency enforcement operations – Kshs. 10 million.
- ix. Conducting inter-agency meetings – Kshs. 11 million.

Mr. Speaker, am I in order?

Hon. Speaker: Yes, Majority Leader.

Hon. Peter Imwatok: I think the House needs to be guided. We are looking at a future that is either we have a good relationship at the committee level with the Executive or not. What I expect from every Chair is to tell us the sectors under the committee, directorates and sections. In your oversight role as a Chair, have you engaged with the Executive positively or there are challenges? This will enable the Members present in this House, especially of the committee, to concur or critique, so that we know where the rubber is not meeting the road. We want you to tell us if we are getting the gist of what is budgeted in supplementary budget, and if the committee is respected or not. Who does not respect this committee and why? We don't want the history. The development agenda is in the budget committee. I think that is what we need from here.

What the Deputy Speaker read here is a report of the Rules and Procedures Committee. That beyond the Chairs presenting us their status, relation and oversight role with the Executive, it informs us when a CECM comes here. When a CECM for Culture stands here, and the Chair has already told us how they relate, it is easy to cross-examine that particular CECM here.

Clerks, you have done out of context what the Speaker communicated. In fact, the Chairs need not to be written these things. You just need to stand and tell us the sectors you oversight and the challenges you have faced.

Hon. Speaker: Exactly. I hope that is what I have taken you through. Your presentation is supposed to be for the consumption of these Members and in relation to their wards, and to bring them up to speed on your plans as a sector chair. We want to give back the committee the mandate to implement the budget as appropriated by the Budget Committee. So, kindly give highlights.

Hon. Clarence Munga: Mr. Speaker, I have gotten the points well. I think the secretariat was not well informed on what we are supposed to do because of how they have prepared the report. But in a nutshell, through your guidance...

Hon. Speaker: Yes, Majority Whip.

Hon. Moses Ogeto: Hon. Speaker, I want to support what the Leader of the Majority has said. Maybe what the Chairs have not said is that they fear victimization. You need to protect them

that whatever they may want to present, they will not be victimized by the Executive. Whatever they speak here is a House's problem, not the Chairman's problem. That is why you see my Chair of Culture Committee going in circles and is not trying to say the challenges the Committee is facing.

(Laughter)

Hon. Speaker, for, example, if there is a fire outbreak, what is the response of the fire engines? That is what the Members want to hear. How are you engaging the Executive on the issue as the Chair? Chair, you may tell Speaker whether you need to be protected. Thank you, Hon. Speaker.

Hon. Speaker: Yes, Hon. Jera, the last one please. We have not opened the plenary for debate.

Hon. Samson Ooko: Hon. Speaker, let me thank you for the opportunity. The Chair standing before you is my Chair, and I am his Deputy. Allow me to point out one or two things before he proceeds. As Members of this Committee, we oversight five departments under five chief officers. The Chair has really tried.

Hon. Speaker: Hon. Chair, hold on a bit because we will give you time for that.

Hon. Samson Ooko: I am coming...

Hon. Speaker: No, we will give you time.

Hon. Samson Ooko: I wanted to give...

Hon. Speaker: Just take your seat. Hon. Whip, I have heard your concern, but I would only remind this House to adhere and confine within the limits of the Constitution and the mandate of the Committee. If you turn to be a crybaby and you are not in a position to do what is rightful as a Committee, then you will be doing a lot of disservice and injustice to the entire country.

I really don't expect this House to reduce itself to a level of holding back with fear. Fear who? Who is a subordinate staff in this House? You are a Member of the County Assembly of Nairobi elected and specially elected to represent, legislate and oversight the Executive. So, I expect nothing sort of a Chairperson to come before this plenary and say it as it.

Chairs, for some reason, you need to be a bit cautious. I had given directive that the Committees be reorganized and election be done. This is the time to prove yourself that you are in control of your Committee. I am not going to mince my words, this is the time and the perfect opportunity. We have 124 Members of the County Assembly of Nairobi, and this is the time for campaigns for those positions. I told you, you know the button to press. We have the Whips who are in control in reorganizing and subsequently conducting election on all the Committees, it is a requirement by the law and our Standing Orders. It is not the directive of the Speaker, Hon. Members. So, Hon. Clarence Munga, kindly proceed.

Hon. Peter Imwatok: *(Off the record)* ... so that we start first coming from the bottom up or the head down. We start throwing questions...

Hon. Speaker: I am sorry, Hon. Majority Leader, that is not what was approved. Thank you for understanding. The Chair is now up to speed, and he is a senior Member of this Assembly serving his third term.

Hon. Clarence Munga: Mr. Speaker, I have gotten you clearly.

Hon. Speaker: Kindly, Serjeant-At-Arms, this microphone is not audible.

Hon. Clarence Munga: Based on what we had prepared, Mr. Speaker, it is totally contrary to what I am getting from your end, and including my Majority Leader. I can just read and possibly be given another time to express all the challenges, because I understand the challenges the sectors are facing, including us passing the budget here and then the Executive failing to implement, only for them to come with a supplementary budget watering down everything that we had proposed in that budget. That is one of the challenges, Mr. Speaker.

(Applause)

Hon. Speaker: Perfect, Hon. Chair, that is exactly what we expect from a Chair.

Hon. Clarence Munga: That is what I am saying I was not prepared for that...

Hon. Speaker: Do you want to tell the House you want to request your side...

Hon. Clarence Munga: Yes, possibly I can be given more time to do a proper report so that this House can be well informed.

Hon. Speaker: As a competent Chair, you can get ten minutes of your time to go through and get the highlights so that when you are making a presentation, you can only need ...

Hon. Clarence Munga: Mr. Speaker, I know all those challenges overhead.

Hon. Speaker: That is why I am saying, do you need ten minutes as we give another Chair the floor?

Hon. Clarence Munga: Yes, sure.

Hon. Speaker: So that you come back later?

Hon. Clarence Munga: Yes.

Hon. Speaker: Okay, thank you.

(Statement deferred)

STATUS REPORT OF COMMITTEE ON HEALTH SERVICES

Hon. Speaker: Chairman, Health, are you ready?

Hon. Maurice Onyango: Hon. Speaker, on behalf of Members of the Sectoral Committee of Health, it is my pleasure, duty and privilege to present a progress report. Under Health, I have a committee of 23 Members, and my able Vice-Chair, Hon. Lily Kidenda.

(Applause)

Health has four sectors under four chief officers. We have Health Facilities headed by Ibrahim, Medical Services headed by Dr. Irene, Public Health headed by Tom Nyakaba, and Wellness, Nutrition and School Feeding Program headed by Amina Mohammed.

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Committee Meetings

The Committee held 30 sittings during the period under review. 15 were consultative forums with the County Executive and stakeholders to deliberate on many issues amongst them are: -

- i. Consideration of Bills and Regulations.
 - Nairobi City County Food Safety and Fortification Bill, 2023 (was enacted into law)
 - Draft School Feeding Program Regulations - The Public Finance Management (Nairobi City County School Feeding Program Fund) Regulations, 2023 (Still waiting for the CEC to organize for a meeting for the Committee to go through and finalize on the Regulations that they have amended).
- ii. Consideration on respective Budgetary documents and reports; -
 - County Fiscal Strategy Paper for FY 2025/26.
 - Annual Development Plan FY 2024/25.
 - Budget Estimates, Supplementary 1 for FY 2024/25.
- iii. Consideration and deliberation on the Statements committed to the Committee.
- iv. Conducted inquiry on the Status and operations of the County Hospital.s
 - Committee held meetings with County Level V hospitals officers and planning for site inspections
- v. Had sensitization meetings with Stakeholders such as: -
 - Meeting with Pharmacy and Poisons Board to consider allocation of budget for disposal of pharmaceutical waste at various health facilities, come up with legal frameworks and collaboration with the Board to ensure regulations set in the Counter Health Sector are followed to enhance patient safety and better health outcomes. – And I hope, Hon Speaker, you were present in that meeting.
- vi. Had a meeting with the Senate Standing Committee on Health Services and deliberated on the status of the health facilities in the County amongst other issues. The Committee has scheduled to meet with the counterpart Committee of the Senate before the end of the 4th quarter of the FY 2024/25.
- vii. Conducted vetting of the Chief Officer for Wellness and Nutrition Sub-Sector.

I will not read all the 30 meetings.

Consideration of Bills

The Committee considered the following Bills: -

- a) Nairobi City County Food Safety and Fortification Bill, 2023- Assented on 25th October 2024.
- b) Legislative Proposals.
 - Nairobi City County Health Services Bill, 2023 – Committee adopted the report; and

- Nairobi City County Mental Health Bill, 2024 – under consideration. Sponsored by a private member, Hon. Mark Mugambi.

Statements

The Committee has nine pending Statements. The Committee resolved the CEC Member to come before the Committee to respond to all unresolved statements next week on Wednesday.

Investigation/Site Inspection Reports

- Site inspection visits within various hotel/restaurant and clinic premises to undertake a survey on compliance to health and sanitation regulations – Planning to go for site visits from next week and come up with a report, as per Speaker’s direction.

(Applause)

- Inquiry on the operations and status of the County Level V hospitals, which is ongoing. The last two weeks, we have been inviting the CEOs of the Level V hospitals to give us the operations of the hospitals within the County.

Workshops

The Committee undertook the four workshops during the period under review to consider

1. 3rd quarter retreat of the Committee held from 20th to 23rd March 2025 to consider Nairobi City County Mental Health Bill, 2024 (Legislative Proposal), – Status - Received communication from Executive on 7th April 2025 requesting for a two weeks’ extension till 22nd April 2025.
2. 2nd quarter retreat of the Committee held from 9th to 12th December 2024 to review the Committee performance for the 1st and 2nd quarters (June to December) 2024; and consider the Public Finance Management (Nairobi City County School Feeding Program Fund) Regulations, 2023. – Status: Invite the Health, Wellness and Nutrition Sector to take Members through the Regulations but did not attend with her Chief Officers. Requested time to facilitate a meeting with the Committee to deliberate on the Public Finance Management (Nairobi City County School Feeding Program Fund) Regulation amendments (It is yet to happen).
3. 1st quarter retreat of the Committee held from 12th to 15th September 2024 to deliberate on Health, Wellness and Nutrition sector’s work plans for projects and activities for the FY 2024/25 as well as deliberate on the implementation status of the Sector capital projects for FY 2023/2024. (The CEC and Chief Officers did not attend).
4. 4th quarter retreat held from 18th to 21st April, 2024 to consider the draft report of the Nairobi City County Food Safety and Fortification Bill, 2023. – Status: Committee Adopted the report with amendments.

Memoranda from the Public

The Committee received submissions by stakeholders regarding the Food Safety and Fortification Bill, 2023 which is now an Act.

Budget Oversight

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The Committee did not have issues. The Committee rejected the Supplementary Budget due to following reasons: -

- i. Introduction of new projects which were not in the ADP.
- ii. Removal of ongoing projects from the budget, and it was in the ADP – When I was sent by the Committee to reject the budget in totality, I was surprised that what the committee recommended was not followed.

Health Wellness & Nutrition was allocated Kshs. 7.07 billion for recurrent and Kshs. 1.13 billion for development expenditures in the approved budget estimates for the FY 2023-24.

Hon. Speaker, we do have ongoing projects, some of which are stalled due to non-payments. Under FY 2024-2025, we have 15 ongoing projects. Some are at procurement stage, some are at inspection stage, and some are at payment process.

Monitoring and Evaluation

- The Committee has emphasized on the need for strengthened monitoring and evaluation frameworks within the Sector and is actively following up with the County Executive to ensure that all funded projects are tracked through quarterly reports; and
- Ensure County Executive Committee Member for the Sector attends invited meetings to deliberate on various issues that affect or impact the Sector

Challenges

The Committee experienced the following challenges: -

- i. The Committee has experienced delays in correspondences responses, and in some cases, CECM Members and the Chief Officers not attending to scheduled Committee meetings, and keep postponing thereby impeding timely decision-making and oversight; and
- ii. Roll over and stalled projects making it hard for Members to oversight during budget scrutiny and allocation of funds.

Committee Achievements

- i. The Committee has provided input on proposed legislations related to Health Services, ensuring alignment with national laws and responsiveness to the unique needs of Nairobi County residents. (Nairobi City County Food Safety and Fortification Bill, 2023 was enacted into law; Nairobi City County Health Services Bill adopted for publication and Considering legislative proposal on mental health); and
- ii. Regular joint meetings held by the Committee to meet County Executive and stakeholders have created an impact in the sector, especially in the legislation and budget making process.

Recommendations on way forward for Improved Effectiveness

The Committee recommends that: -

- i. Committee and the County Executive to strengthen monitoring and evaluation frameworks within the Sector, ensure that all funded projects are tracked through quarterly reports and projects implemented;

- ii. County Executive to offer timely and comprehensive responses/reports;
- iii. County Executive officers to honor Committee invitations failure to which sanctions be imposed;
- iv. Committee to expedite on the Health related policies and legislative proposals for effective legislative oversight; and
- v. Collaboration with the Health, Wellness and Nutrition Sector to enhance coordination, and effective communication in order to address issues that affect and impact the sector.

Hon. Speaker, to conclude, this Committee is dedicated. We wish to thank you and the office of the Clerk for the support you extend by each while considering the Committee business. Further, the Committee extends its gratitude to the secretariat for their contribution during and after the deliberations, and compilation of this report. Finally, I sincerely thank Members of the Committee of Health for their dedication and commitment during the exercise which greatly contribute to the compilation of this report. Thank you, Hon. Speaker.

(Applause)

Hon. Speaker: Thank you, Hon. Chair.

Hon. Peter Imwatok: Hon. Speaker, I am surprised that Members have clapped for the Chair, Health because he has given a liturgy of a journey in the Committee but he has not said what he speaks in private; about the challenges he is going through in the sector. The Chair of Health has accepted that all the CECMs and Chief Officers attend the meetings but the private closet is crying that they do not respect the Committee.

Hon. Chair has been complaining and lamenting on two to three issues. Number one, at what point did the Sector decide to privatize pharmacists in our hospitals? Number two, when we were growing up in Nairobi, all vaccinations for yellow fever were done at City Hall, Kenya Polytechnic or near the Marble Ark Hotel, today a private entity is issuing it. This used to be a source of revenue for the County, therefore we are losing revenue. At what point did the Chair keep quiet on this? Do not allow us to help you cry and when you are sorted, you keep quiet. Hon. Chair, when did you stop crying?

Hon. Maurice Onyango: Thank you, Majority Leader...

Hon. Speaker: On that note, now that you have mentioned, it is not only limited to pharmacies but even the radiology and CT scan being brought into our facilities for private use. You also need to clarify on these areas.

Hon. Maurice Onyango: Thank you, Hon. Speaker. Majority Leader, I wanted to expound on some issues but due to limited time of 15 minutes given to me, I was not able to go through the same issues he has raised on the status of the 'Dishi na County.'

Pending Statements

- i. Statement requested by Hon. Kennedy Swaka, MCA, on 29th September 2023; and
- ii. Statement requested by Hon. Joel Munuve, MCA, who raised almost the same Statement on management of the School Feeding Program, 'Dishi na County.' It was

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raised on March 2025. The Sstatement is still pending. Today, he appeared before the Committee, and the Members resolved to invite the County Secretary to invite the CEC Member, to invite the Chief Officer for Wellness School Feeding Programme to appear before the Committee on 16th April this year.

We still have some other pending Statements, Hon. Majority Leader and Hon. Members. Issues to do with public utilities being privatized, as a Chair and as a Committee, we came up and raised an issue which was discussed at the cabinet level but never came to the Committee of Health.

Point of Order

Hon. Speaker: Whip?

Hon. Moses Ogeto: Hon. Speaker, as the Chair proceeds, it is good that the Leader of Majority has said that he should strictly talk about the challenges. But what has perplexed me is that a Member called Joel Munuve – I don't know whether, Hon. Speaker, you have allowed Members to have bow ties – is not properly dressed.

Hon. Speaker: Bow tie is allowed, but I do not know whether Hon. Munuve is in a bow tie. Serjeant-at-Arms, kindly confirm whether Hon. Munuve is properly dressed.

Hon. Munuve, remain standing, I have not given you a chance to talk, I have only instructed the Serjeant-at-Arms to check whether you are properly dressed for the Assembly.

Hon. Munuve, kindly be assisted by the Serjeant-at-Arms and get to adhere to the Speaker's dress code. The Serjeant-at-Arms has confirmed that you are not properly dressed. Hon. Chairperson, kindly proceed.

Hon. Maurice Onyango: Thank you, Hon. Speaker. On the issue which has been raised by the Majority Leader on pharmacies being privatized, as a Committee, we oppose the privatization of these hospitals, reason being there was no legal framework and policy that was presented to the Health Committee. As I stand here as the Chair, there is no hospital whose pharmacy has been privatized. As a Committee, we oppose the introduction of the CEOs at Level IV hospitals, this has not been actualized because there is no framework or policy regarding the Level IV hospitals.

Hon. Speaker: Hon. Chair, kindly as a way of clarification and help the Members to understand, when we talk of our facilities harboring some private services, for example, at Mbagathi Hospital where we have a CT scan machine being provided, serviced and run by an individual, I do not know whether you know the consequences that come with. Is the service provider licensed, and in case where there is any form of damage caused by the machines, who will be held accountable? Is it the county that will be liable? In case of death caused by the same machine when the procedure is being done – we have a case in court which is ongoing where a mother who was undergoing through a procedure and in the process lost her life. This is something that you need to look into critically as the Chair of the Sector. Those are the areas that you need help from the committee of the Whole.

Hon. Speaker: What is it Hon. Member?

Hon. Robert Alai: Hon. Speaker, I just want to support what you are asking, which is very critical. I am surprised today that this is one of the most perfect working Sector in this County, according to the Chairman. I know for a fact and I have shown the Chair and the Committee letters showing that pest control services have been privatized to 14 service providers without going through the due process. I have also shown him letters showing that the issuance of the Public Health Certificates has been privatized to eight service providers without going through the due process. All the things that you have mentioned have been privatized. I am so surprised with what is happening in this Assembly. I see where the problem is, the problem is not the leadership or the Assembly. The problem is...

Hon. Maurice Onyango: Thank you, Hon. Speaker. May I respond?

Hon. Speaker: Give Hon. Alai time to talk even one hour because he has confirmed to this House that he has come to understand where the problem lies.

Hon. Maurice Onyango: Thank you Hon. Speaker---

Hon. Speaker: Hon. Chair, this is not what I expected of you, I really don't understand what has happened in between. But as the Speaker, I am very keen.

Yes, Hon. Majority Leader.

Hon. Peter Imwatok: To add on what Hon. Alai has said, I want to assist you, Hon. Chair and other Chairs. By you saying that we refused, that is not parliamentary. I am so disappointed that Hon. Swaka requested for a Statement in 2023 and up to date it has not been responded to because the CECM or the Chief Officer has failed to appear before the Committee. You know very well, as the Chair, the procedures. You committed before this House that Hon. Swaka would get the response in two weeks, now it is two years and two months and you are comfortably saying that we could do nothing. The Standing Order is very clear, if that Chief Officer has failed, do a report and bring to us.

Hon. Chair, I want to support Hon. Alai for the first time, there is a big problem. Let me confess today, it is the same Chair who told me, "Leader of Majority, are you aware of privatization of services in clinics?" He also told me, "are you aware that in all the hospitals people are saying that parking has been privatized?" He also told me that CEOs are being appointed. He is the same Chair saying that...

Hon. Maurice Onyango: Hon. Speaker, give me time to respond on the issue of these equipment being privatized. The equipment, under Procurement Act, have a framework. When I raised an issue in the Committee, there is a framework that was followed.

On the issue of the medical certificates and pest control, we have invited the CECM to appear before the Committee to give us the response as to why they are privatizing the medical certificates. When we did our site visits, we came up with a report to this Assembly where we found out that most of the food handlers have fake medical certificates.

Point of Order

Hon. Speaker: Yes, Hon. Whip

Hon. Moses Ogeto: Hon. Speaker, I want to support the Leader of Majority. This was done in such a way that somebody was holding brief for somebody, but today even Hon. Alai has seen it is not the Speaker.

Hon. Speaker under Articles 176 and Article 195 of the Constitution, it is clear that if the members of the Executive fail to do what they are supposed to do, there are sanctions which have been provided in this Constitution. The Chair should tell us how many people have been sanctioned and how many have not honored their summons.

Hon. Speaker, you remember that even the Governor for Isiolo was brought to the Senate by police when he refused to come, and he even paid a fine. As the Chair proceeds, let him tell us how many sanctions has he imposed or the challenges he is facing on why he has not been able to impose those sanctions on officers after doing thorough investigations. Thank you.

Hon. Maurice Onyango: Thank you, Hon. Speaker. Being a Chair you head 23 Members. and we are in a learning process. Moving forward, as a Committee, we will pull up our socks because there was a time when the Committee was very serious and there were a lot of intimidations from the Executive.

Hon. Speaker: Hon. Chair, I think when you face the Executive as a Chair and as an individual, you must expect intimidations. But when you face the Executive as a Committee, when you conduct a site visit as a Committee of the Assembly, I can confirm to you that no one in their own right can intimidate you. The Committee wields enormous powers, as contained in the Constitution. Chair, please change your approach. I know you normally go to the talk shows and media outlets as an individual, it is supposed to be a collective responsibility.

(Laughter)

Kindly take your seat, Chair. Hon. Members it is supposed...

Hon. Maurice Onyango: Thank you, Hon. Speaker. When you see me in those shows, I am usually sent by the Committee.

Hon. Speaker: Kindly take your seat. Hon. Members, it is only viable that when you want to make a press conference, you call your Committee Members to give you solidarity and concurrence on whatever you are going to relay to the electorate, so that the Committee owns the report and the press message. I want to give an example, of Hon. Alai who was frustrated and went out to an ongoing construction site happening in his ward. As a Member and a custodian, he had all the rights to go and ask questions. But these people took advantage because he was alone and exposed. The rogue laborers and site people took advantage of the vulnerability of him being alone. You could have raised the issue with the relevant Committee and request the Committee to conduct a site visit in his ward where they will be facilitated with armed askaris, our Serjeant-at Arms in uniforms and the Clerks.

Hon. Members, you have all the tools of trade with you at your disposal. At no given time that any Committee has approached the Speaker to approve any site visit and the Speaker declined.

Hon. Maurice, you have committed before the Assembly that you are in the learning process, which actually should not be the case two and half years down the line. This being unique situation and it is for the very first time for you to appear before the plenary to give the status report, I hope the House will give you a lease of life for today. But going forward, we need you to adjust and give accurate information.

Hon. Members, why I am upstanding? Based on the two presentations by the two Chairs, you make me feel like I am out of position because what I am seeing here is like next time we are going to handle issues of tribalism and friendship. We have just adopted the report of the Procedure and Rules Committee which will compel the CECMs, the CEOs of various corporate bodies and the Chair to appear before the plenary to be asked hard questions. But you are confirming the fear that it is not going to be the case. If you are going to coil yourselves that you do not want to put these people to task, then I am sorry and time is running out. I had indicated here that we must get the train on the track, and I am determined that the train must be brought back on the track.

(Applause)

That is the agenda, if you are not ready to walk this journey, the Committees must be active, the leadership must come out and get back the train on the track, there is nothing less than that, Hon. Members, I hope that I am clear.

STATUS REPORT OF COMMITTEE ON CULTURE AND COMMUNITY SERVICES

(Resumption of Statement earlier interrupted)

Hon. Speaker: The other Chair, you need to conclude?

Hon. Clarence Munga: Yes.

(Hon. Samson Ooko raised a Point of Order)

Hon. Speaker: Hon. Ochieng Jera, you cannot inform the Chair, I am sorry.

Hon. Clarence Munga: Mr. Speaker, I had appreciated the Members of the Committee, your office and the office of the Clerk. Allow me to read part of the report, and I also want members to understand the scope of the work of the Sector. We are actually overlooking six sectors. The report may look big and Members could get tired because of the long speech, but it is important for them to understand the sectors that we oversight.

Allow me to highlight some of the projects that we are doing per Sector.

Proposed Sector Projects

1. Liquor Licensing Board

The proposed projects include:

- i. Conducting awareness campaigns/sensitization – We have done several sensitizations in different sub-counties. Members can ascertain that we have done so through Liquor Licensing Board.

- ii. Preparing a research report – We have to do research on the effects of alcoholism.
- iii. Establishing rehabilitation centres – Hon. Speaker, I have to report to this House that when we came in as a Committee there was no rehabilitation centre. My Members are here, they can confirm. We gave the Liquor Board a notice to ensure that they come up with several rehabilitation centres. We have one in Industrial Area. Currently, we are doing another one in Mutuini Ward. I don't know whether the MCA of Mutuini is here.
- iv. Improving work environment (offices) and safety.
- v. Purchasing a vehicle for enforcement
- vi. Conducting training for staff.
- vii. Increasing compliance with liquor laws and regulations – that is in terms of enforcement,
- viii. Implementing inter-agency enforcement operations
- ix. Conducting inter-agency meetings

2. Inclusivity, Public Participation, and Customer Service Sector.

The Sector had purposed to undertake the following development projects:

- Establishment of a recording studio at Ksh. 50 million – Mr. Speaker, it is good to note that we had a recording studio that was burned down by 'Gen Z' at Uhuru Park.
- Purchase of stage, sound, and lighting equipment for events at Ksh. 30 million – The Committee cut down the cost from Kshs.150 million.
- Purchase of a roadshow truck at Ksh. 20 million –This is for public participation.
- Construction of two safe houses at Ksh. 20 million.

3. Disaster Management and Coordination

The sector intends to implement the following priority projects:

- Construction of a fire station at Gikomba Market at Kshs. 60 million – Mheshimiwa Petit can confirm. That is the first project we started with.
- Construction of a fire station at Kangemi – Mheshimiwa Hamisi can confirm.
- Construction of a facility at Jamhuri Showground – This is pending. It was supposed to be implemented this financial year but we gave direction as a Committee. Mheshimiwa, you can confirm by lifting your hand.

(Hon. Jared Ondieki stood in his place and raised his hand)

(Laughter)

Hon. Speaker: Hon Member, just sit. You have nothing to confirm first.

Hon Clarence Munga: I think the Member should confirm if the contractor has been awarded. Is that true?

(Hon. Jared Ondieki confirmed off the record)

Thank you. Possibly we will do a site visit and come up with a report. We stopped the one for Jamhuri for them to complete Kangemi so that we can advertise.

- Construction of a Center of Excellence at Ruai at Kshs. 300 million – This project has not yet started. We will use this centre for training in firefighting and disaster management in the County. It will also be an income generating activity because other counties will be coming to train their staff at the facility. That is why we earmarked Kshs.350 million.

4. Talent, Skills Development & Care Sector

- Construction of social halls – Hon. Speaker, we had proposed construction of the following social halls; Gatina Social Hall, Mabatini Social Hall, Pangani Social Hall, Kware Social Hall, Ngei Social Hall, Uhuru Social Hall, Dandora Social Hall, Mwiki Multi storey Social Hall, Kitusuru, Social Hall and Mugoya Sports Ground. Most of these projects have not started because majority were scrapped in the Supplementary Budget.
- Rehabilitation of social halls – Mathare North Social Hall, Kaloleni Social Hall and Ngong Road Hall. Also, they are pending because they were struck out in the Supplementary Budget. In fact, all social halls were struck out. I wish the Chairman of Budget was here because he is the one...

Hon Speaker: Hon Chair, you are normally given time to go and defend your budget as a Chair.

Hon Clarence Munga: We did.

Hon Speaker: What do you normally defend before the Budget Committee then now you come and tell the House that it was scrapped off? At the same time, you bring the report of the Committee which is adopted by the plenary without raising an issue.

Hon Clarence Munga: Hon. Speaker, when I go before the Budget and Appropriations Committee and give my recommendations, they sieve and bring their report to the floor of this House.

Hon Speaker: But there is no Chair who has protested before the plenary against the report of the Budget and Appropriations Committee.

Hon Clarence Munga: Mr. Speaker, I am on record telling the Governor...

Hon Speaker: The Governor has got nothing to do with the budget making process, Hon Chair. You have no business engaging the Governor on the issue of appropriation of the budget. The appropriation is done by the Sector. When you feel that you are frustrated, then you need to raise it with the House so that when Members contribute towards the adoption and processing of the budget, they can acknowledge the frustrations of the Committee.

Hon Clarence Munga: Thank you, Mr. Speaker, under the challenges, I will address it.

Hon Speaker: Yes, it is important.

Hon Clarence Munga: Thank you.

- Construction of stadia – Hon Speaker, we have Kihumbuini Stadium which the contractor is on sight, possibly Mheshimiwa can confirm. Ndurua BP Stadium,

Kahawa and Mugumuini stadiums have not commenced, they are proposed. On City Stadium, where the Majority Leader represents, I think he can give information that there is something going on.

Hon Peter Imwatok: The City Stadium is a capital project, it is not a ward based project. The only person who can confirm is the head of Monitoring and Evaluation in the County Government, not the Leader of Majority.

Hon Clarence Munga: I just wanted you to ascertain if the project is ongoing or not.

Hon Peter Imwatok: So far the project is going on well, a turf has been laid and the contractor is currently working on the stands.

Hon Speaker, on a point before it gets out of my head, this is the only Chairman who is giving us food from the Fire Station. This Disaster Sector is the most disastrous one.

Hon Speaker: Where is the warehouse now that you have mentioned that?

Hon Peter Imwatok: Hon Speaker, that is why I am asking. We have appropriated billions to the Disaster Fund but no one has ever thought that the hygiene of this food is more important to those who consume. Today if a forensic audit is carried out, where are these billions of money housing these foods and other disaster materials. In the Fire Station in a Capital City? Chair, your Committee should have come with a raft of measures, that in the next financial year, we are not going to allow the food that people are consuming to be housed in Gigiri Fire Station.

Can I ask a question? If today you tell me that you have purchased 15 trailers of wheat flour, how many warehouses will it hold? Do you have a warehouse?

Hon Clarence Munga: No, we don't.

Hon Peter Imwatok: Where is this food being kept?

Hon Clarence Munga: They are kept, just the way you have said, in the Fire Station.

Hon Peter Imwatok: 15 trailers?

Hon Clarence Munga: Not 15 trailers. According to...

Hon Peter Imwatok: I have seen the LPOs of food is about Kshs.50 million. Assume today we buy food worth Kshs. 70 million, where will you store that?

Hon Clarence Munga: If you allow me to respond on that...

Hon Peter Imwatok: We are just saying there is a big fraud in this Sector. You are putting two lorries of food in Gigiri and pay air. Your Sector must look into it. If you are appropriating Kshs. 200 million, you must be able to take care of our vulnerable in the society.

Hon Clarence Munga: I understand, Majority Leader.

Hon Peter Imwatok: For the first time in history, Chair, you are calling me to give me how many bales?

Hon Clarence Munga: 14 bales.

Hon Peter Imwatok: What I can pay? In the history of this County, all elected leaders every December used to receive 50-200 bales to distribute to our vulnerable people in the society. You are a failure, Chair. You have allowed your sector...

Hon Speaker: Hon Majority Leader, kindly withdraw that statement.

Hon Peter Imwatok: I withdraw that, Hon. Speaker.

Hon Clarence Munga: For your information...

Hon Speaker: Order, Hon Chair! I hope the Majority Leader does not sit in your Committee.

Hon Peter Imwatok: I don't.

Hon Speaker: There is no way he can measure your incompetency. You stand protected.

Hon Clarence Munga: Thank you. I was on record last December when I was doing distribution of food, I was told that I am the one intimidating the Sector, and you are aware of that, leader.

Hon Speaker: Kindly don't engage, the Hon Member.

Hon Clarence Munga: I was told the leaders will take charge.

Hon Speaker: Order, Hon Chair! The Leader of Majority has withdrawn.

Hon Clarence Munga: The Leader of the Majority and the Leader Minority will take charge in distribution, so, where do I come in?

Hon Speaker: Kindly proceed, Hon. Chair.

(Hon. Peter Imwatok spoke off the record)

No, I just wanted you to withdraw the word, 'he is incompetent.'

Hon Clarence Munga: I am not, and he knows that.

Hon Speaker: The Chair is competent.

Hon Peter Imwatok: I have said he is a failure. Failure is different from incompetence.

Hon Speaker: But he has not failed because no Member of the Committee has raised such.

Hon Clarence Munga: I understand the concerns of the Leader of Minority in terms of storage of food, but it is important for him to understand that these contracts are not given at the same time and the contractors don't supply at the same time. So, there is no point of bringing this issue at this particular moment.

Hon Speaker: Thank you for that. Kindly conclude.

Hon Clarence Munga: Under upgrade of playing grounds, we have; Jericho playground, Kiambu playground, Lindi playground, Lenana playground, Kabiro playground, Kawangware playground, Gatina playground and construction of Gatitu multipurpose court at Tena.

In a nutshell, I have given what the different sectors are doing.

Hon Speaker: Which is very important. I hope the elected Members now can attest to the fact that the Sector has ongoing projects in their wards. What you need to do is do a follow up with the Committee and make sure that the projects are concluded within the time frame. Chairman, are you through?

Hon Clarence Munga: Under the challenges...

Hon. Speaker: Two minutes?

Hon Clarence Munga: Yes, two minutes.

Hon. Speaker: Okay.

Hon Clarence Munga: Thank you, Hon. Speaker

Challenges

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The Committee encountered several challenges during the period under review, including:

1. Delays by the County Executive in submitting timely and satisfactory reports and information as requested by the Committee.
2. Failure by the sectors overseen by the Committee to submit policies and proposed legislation for consideration by the Assembly.

Hon. Speaker, under the challenges that the Committee is facing, I talked about the budget not being implemented in full. We pass budgets here but after two or three months, a supplementary budget is brought before the floor of the House and everything is watered down

Two, is the challenges of payment. Let me give an example of a social halls. Since this administration came in, they have never paid any single social hall. It is not my responsibility to pay the social halls, it is the responsibility of the Executive to do so. The Governor, the CEC Member for Finance and the Chief Officer know about it. There is interference, that is why I wanted to elaborate but the Leader of Majority has downplayed me and I wanted him to possibly pick up that issue. I had highlighted those issues here.

Hon Speaker: Kindly engage the Chair.

Hon Clarence Munga: He cut me short, I don't want to elaborate on it.

Lastly, when we pass the budget, there are Executive memos that come after, stopping the procurement of the projects. That affects the absorption rate of the sectors.

Hon Speaker: Do you find that as an illegality?

Hon Speaker: This is a challenge.

Hon Speaker: But is it an illegality?

Hon Clarence Munga: Of course it is an illegality, you know once we pass the budget, we expect it to be implemented.

Hon Speaker: Okay. What is the Committee doing about it?

Hon Clarence Munga: We summoned all the Chief Officers in our last retreat in Naivasha and all of them came. We gave directions that once we pass the budget, it must be implemented.

Recommendations

Hon. Speaker, the following are the recommendations of the Committee: -

1. The Committee should expedite the review and approval of policies and legislative proposals from the Sector before end of May, 2025.
2. Additional resources and support should be allocated to facilitate the successful execution of Committee resolutions, including site visits. That is a challenge from the office of the Clerk.
3. A structured framework for monitoring and evaluation should be developed to track the progress of recommendations and their implementation.

Thank you, Hon. Speaker.

Hon Speaker: Thank you. Hon Members. I hope you are taking notes. We will give plenary so that you can engage the Chair. As communicate to the Assembly, we have set aside other business as this is critical and passionate to the development agenda of the Members of this County Assembly. I recommend that we need to engage the Chairs and various sectors on this

agenda until we are through. So, Hon Members I would really request the Assembly that we cut short the other Chairs who are supposed to give presentation to tomorrow as we proceed with other businesses of the day. I hope that is in order? Okay. Clerk?

Point of Order

Hon Speaker: Hon Member, what is it?

Hon. Alvin Palapala: I stand under Standing Order 38. We are lacking quorum.

Hon Speaker: You can't confirm quorum; you need to ask whether we have a quorum. That is not one of your responsibility as a Member to count the number of Members in the Assembly

Hon. Alvin Palapala: I was just looking around...

Hon Speaker: Clerk, kindly let us proceed.

MOTION

ADOPTION OF REPORT ON VETTING OF NOMINEE
FOR APPOINTMENT AS NON-EXECUTIVE CHAIRPERSON OF
NAIROBI CITY COUNTY RURALAND URBAN AFFORDABLE HOUSING COMMITTEE

Hon Speaker: Chair, kindly proceed.

Hon Alvin Palapala: Thank you. I beg to move the following Motion:

THAT, this Assembly adopts The Report of the Sectoral Committee on Lands, Planning and Housing on Vetting of Nominee for Appointment as Non-Executive Chairperson of Nairobi City County Rural and Urban Affordable Housing Committee.

Hon Speaker, pursuant to Section 34 (3) of the Affordable Housing Act, 2024, His Excellency the Governor forwarded to the Assembly the name of one Mr. Chris Abuga for the vetting and the approval of the appointment as non-Executive Chairperson for the Nairobi City County Rural and Urban Affordable Housing Committee.

Hon. Speaker, the Nominee appeared before the Committee on Tuesday 25th February 2025 and was vetted in accordance the provisions of the Constitution, Public Appointments (County Assemblies Approval) Act, 2017, Section 35 (1) of Affordable Housing Act, 2024, and the Assembly Standing Orders, on the suitability for the appointment to the said position.

Hon. Speaker, the Committee considered the Nominee's questionnaires, CV, clearance from KRA, EACC and DCI, and oral submissions, and made the following findings.

- a) The Nominee holds a Bachelor of Electrical and Electronic Engineering from the University of Nairobi
- b) The Nominee does not hold dual citizenship
- c) Until the date of the approval hearing, the nominee has been conducting private consultancy.
- d) The Nominee meets the requirements of Chapter 6 of the Constitution of leadership and integrity, having obtained clearance from the following bodies; HELB, EACC

and KRA. The nominee, however, presented a receipt indicating that he had applied for clearance from the DCI.

- e) The Nominee has not been charged or convicted by the Court of Law in the past 3 years.
- f) The Nominee has been a resident of Nairobi City County for more than five years.
- g) The Nominee demonstrates interest knowledge of topical, administrative and technical issues touching on the docket he has been nominated to.

Having considered the file in the questionnaire of the Nominee and the oral submissions in accordance to the relevant laws, the Committee satisfied itself that the nominee is suitable for appointment as the Executive Chairperson of Nairobi City County Rural and Urban Affordable Housing Committee.

Therefore, Hon Speaker, the Committee urges the Assembly to approve the Nominee, as the Committee confirmed is suitable to hold the said position during the approval hearing process.

Thank you, Mr. Speaker. I therefore call my good friend, Hon Mark Mugambi to second the Motion.

Hon Mark Mugambi: Thank you, Hon. Speaker. As I second this Motion, allow me first to commend the Chair of the Planning Committee, the incoming MP Westlands, Hon Alvin Olando Palapala for the good job he and his Committee Members have done in the vetting and coming up with the said report. I beg to Second.

(Question proposed)

QUORUM

Hon Speaker: Hon. Majority Leader?

Hon Peter Imwatok: Hon. Speaker, I am practical in terms of procedure. This is important Motion for this County, and I would wish if possible, Hon. Speaker, you check the issue of the quorum. The Member raised albeit he was the mover of the Motion. It already on Hansard. The issue of quorum is very important.

Hon Speaker: Hon Members. in line with our Standing Orders that requires a quorum during the sitting and hour of debate, I direct the Clerk to confirm whether we have a quorum, through the Sergeant-at-Arms.

(Clerk-at-the-Table confirmed that there was no quorum)

Hon Members, after proposing the question, the Clerk has confirmed lack of quorum. Under Standing Order No. 37 (2), I direct the Sergeant-at-Arms to leave the door wide open as he rings the Bell for a record of 10 minutes.

(Quorum Bell was rung)

Hon Speaker: Hon Members, under Standing Order 37 (2), after the Bell has been rung for a record of 10 minutes, the Clerk has confirmed to the Chair we still lack quorum to transact the Business of the day. Under the guidance of the Standing Order, Hon Members, Motion No. 8

stands deferred under Standing Order No. 35. On resumption of interrupted business, I direct that the same be continued at the point of debate tomorrow same time. I direct that the House Business Committee to hold a seating at the rise of the Assembly to allocate the Business.

(Motion deferred)

ADJOURNMENT

Hon Speaker: The House stands adjourned to tomorrow, Wednesday 9th April 2025 at 2:30 p.m. Thank you.

The House rose at 4:47 p.m.