



**REPUBLIC OF KENYA**  
**NAIROBI CITY COUNTY ASSEMBLY**  
**SECOND ASSEMBLY – (THIRD SESSION)**

**ORDERS OF THE DAY**

**SUPPLEMENTARY**

**TUESDAY, OCTOBER 8, 2019 AT 2.30 P.M.**

**ORDER OF BUSINESS**

**PRAYERS**

1. Administration of Oath
2. Communication from the Chair
3. Messages
4. Petitions
5. Papers
6. Notices of Motion
7. Statement

**8. \*MOTION – THE LEADER OF MAJORITY PARTY**

**Subject: Approval The Punguza Mizigo (Constitutional Amendment) Bill, 2019.**

**THAT AWARE**, that Article 257 of the Constitution of Kenya, 2010, (hereinafter “the Constitution”) on Amendment to the Constitution by popular initiative, provides for the process by which the Constitution may be amended by Popular Initiative;

WHEREAS Article 257 (5) of the Constitution provides that if the Independent Electoral and Boundaries Commission is satisfied that an initiative meets the requirements of this Article, the Commission shall submit the draft Bill to each county assembly for consideration within three months after the date it was submitted by the Commission;

WHEREAS, the Independent Electoral and Boundaries Commission (IEBC), in keeping with the provisions of Article 257 (5) of the Constitution transmitted to the Speaker of the County Assembly a draft bill to amend the Constitution by Popular Initiative dubbed Punguza Mizigo Initiative, whose full title is The Punguza Mizigo (Constitutional Amendment) Bill, 2019 vide a letter dated 18th July, 2019 from the Chairperson of the Commission;

WHEREAS the Hon. Speaker vide a Communication from the Chair dated Tuesday 30th July, 2019 relayed to the Assembly his receipt of The Punguza Mizigo (Constitutional Amendment) Bill, 2019, and the admittance of the Bill before the House thereof;

WHEREAS the procedural exposition requisite for the consideration process when the Bill is transmitted to the County Assembly is not laid out in the Constitution nor indeed in the Assembly Standing Orders, which directions regarding consideration of the said Bill in keeping with the provisions of Article 257 (6) the Speaker made in his Communication earlier referenced;

AND WHEREAS, the said Article 257(6) provides that if a county assembly approves the draft Bill within three months after the date it was submitted by the Commission, the speaker of the county assembly shall deliver a copy of the draft Bill jointly to the Speakers of the two Houses of Parliament, with a certificate that the county assembly has approved it.

NOW THEREFORE, pursuant to the provision of Article 257(6) of the Constitution of Kenya, 2010, this Assembly RESOLVES to APPROVE The Punguza Mizigo (Constitutional Amendment) Bill, 2019.

**9. \*MOTION – HON. MARGARET MBOTE, MCA**

***Subject: A policy for rehabilitation of street families/children & Construction of proposed Rehabilitation Centre in Ruai***

**THAT, aware** that the problem of street children/families is not limited only to the Third World where there are hundreds of thousands of children running away from home and living on the streets across the world, which has become a pandemic problem for many governments in the World; **further aware** that of recent years the problem of street children/families in the Nairobi City has increased thereby affecting business in the city Centre; noting that this problem had turned into a social nightmare with more street children/families invading major streets within the Central Business District (CBD); **concerned** that these street children/families are now extorting money from innocent pedestrians and motorists through intimidation and threats of use of human waste, some of them come up with all sorts of tricks, ranging from having sick children or people suffering from a terrible disease accompany them; **further concerned** that below the veneer of a dirty street person is a well calculated and thriving drug and

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alcohol business where the street people are used as mules to transport drugs and alcohol from one point to another, worse are the peddlers who sell drugs to the street people on credit to permanently keep them hooked and in debt, leading to a vicious cycle of petty thieving to sustain the habit; **acknowledging** the effort by the County government to bring sanity in the Central Business District by launching an operation to flush out street families from the C.B.D, this Assembly urges the County Executive to:-

- i. develop a comprehensive policy with programmes for the rehabilitation of street children/families, to regulate homes catering for street families with institutional system that identifies, assesses and classifies street families and to solve the issue of homeless people in County;
- ii. complete the construction of the Ruai Rehabilitation centre for rehabilitation of street families/children; and
- iii. integrate street children in existing children's homes

## **NOTICES**

**The Assembly resolved on Wednesday, 13<sup>th</sup> February, 2019 as follows: -**

- a) **THAT**, notwithstanding the provisions of Standing Order 103(4), this Assembly orders that, each speech in a debate on any Motion, including a Special motion be limited in the following manner:-A maximum of three hours with not more than twenty (20) minutes for the Mover and ten (10) minutes for each other Member speaking, except the Leader of the Majority Party and the Leader of the Minority Party, who shall be limited to a maximum of fifteen (15) minutes each, and that ten (10) minutes before the expiry of the time, the Mover shall be called upon to reply; and that priority in speaking be accorded to the Leader of the Majority Party, the Leader of the Minority Party and the Chairperson of the relevant Sectoral Committee, in that Order.

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**\* Denotes Orders of the Day \***

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