



REPUBLIC OF KENYA

NAIROBI CITY COUNTY ASSEMBLY

SECOND ASSEMBLY – (THIRD SESSION)

ORDERS OF THE DAY

THURSDAY, DECEMBER 5, 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. *PROCEDURAL MOTION – THE LEADER OF MAJORITY PARTY

Subject: Reduction of publication period

THAT, notwithstanding the provisions of Standing Order 127, this Assembly resolves to reduce the publication period of the Nairobi City County Pop-Up Markets and Street Vendors Bill, 2019 (Assembly Bill No. 9 of 2019) and the Nairobi City County Transport Bill, 2019 (Assembly Bill No. 10 of 2019) from fourteen (14) days to one (1) day respectively.

9. *BILL – THE NAIROBI CITY COUNTY POP-UP MARKETS AND STREET VENDORS BILL, 2019 (ASSEMBLY BILL NO. 9 OF 2019)

Subject: First Reading

THE NAIROBI CITY COUNTY POP-UP MARKETS AND STREET VENDORS BILL, 2019 (ASSEMBLY BILL NO. 9 OF 2019)

(Hon. Kabiro Mbugua, MCA)

(First Reading)

**10. *BILL – THE NAIROBI CITY COUNTY TRANSPORT BILL, 2019
(ASSEMBLY BILL NO. 10 OF 2019)*****Subject: First Reading*****THE NAIROBI CITY COUNTY TRANSPORT BILL, 2019 (ASSEMBLY BILL NO. 9 OF 2019)****(Hon. Osman Ibrahim Adow, MCA)**

(First Reading)

11. *MOTION – HON. SILAS ONGWAE MATARA, MCA***Subject: Prohibition of agricultural activities along river banks in the County***

THAT aware that the Constitution of Kenya under Article 42 provides that every person has the right to a clean and healthy environment including the right to have the environment protected for the benefit of present and future generations through legislative and other measures; further aware that paragraph 10 of Part 2 of the Fourth Schedule to the Constitution provides for the implementation of specific national government policies on natural resources and environmental conservation including soil and water conservation as a function of the County Government; concerned that most small scale farming activities in the City are done along river banks of the Nairobi River, Mathare River, Mbagathi River and Ngong River across the County, such farming activities are done using dangerous chemical fertilizers that are washed into the rivers whose contaminated water is used to wash farm products such as vegetables; noting that in the long term, people living downstream accumulate dangerous metals such as lead which may cause anemia, kidney and brain damage and even death; acknowledging that Section 6 of Environmental Management and Co-ordination (Water Quality) Regulations, 2006 prohibit any person from cultivating or undertaking any development activity within a minimum of six meters and a maximum of thirty meters from the highest ever recorded flood level, on either side of a river, this Assembly urges the County Executive to prohibit farming activities along rivers banks to reduce the pollution of the rivers and the use of polluted river water to irrigate crops along the river banks in the County.

NOTICES

I. The Assembly resolved on Wednesday, 13th 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.

* **Denotes Orders of the Day** *

NOTICE PAPER I

Tentative business for Tuesday, 10th December, 2019

(Published pursuant to Standing Order 39(1))

IT IS NOTIFIED that the Select Committee on Assembly Business, at its last meeting, approved the following ***tentative*** business to appear in the Order Paper for Tuesday, 10th December, 2019: -

A. MOTION – HON. JAMES MWANGI, MCA

Subject: Policy for buildings to have rainwater collection and storage systems

THAT, aware that Article 43 (1) (d) of the Constitution, 2010 states that every person has a right to clean and safe water in adequate quantities; further aware that paragraph 11 (b) of the Part Two of the Fourth Schedule to the Constitution stipulates that County Government is to provide County public works and services including water and sanitation services; recognizing the provisions of Paragraph 8 of part two of the Forth Schedule of the Constitution, 2010 which states that county planning and development including housing is a function of the county government; concerned that most parts of the County especially informal settlements lack clean, safe, sufficient and affordable water, which has led to introduction of rationing of water by the Nairobi City Water and Sewerage Company and untreated water supply businesses within the County; acknowledging that the Nairobi City Water and Sewerage Company has continuously rehabilitated various sources of its water to ensure clean and adequate water supply in the County; noting that the increasing population in the County implies increasing demand for basic amenities such as water supply, which the County is unable to meet with the current water supply strategies; further noting that with proper planning, harvesting and storage, rain water can greatly supplement piped water in the County, this Assembly urges the County Executive to develop a policy to compel all owners of buildings in the County to ensure that all buildings are fixed with rainwater collection and storage systems to provide water harvesting and conservation in the County.

