



**REPUBLIC OF KENYA**

**NAIROBI CITY COUNTY ASSEMBLY**

**SECOND ASSEMBLY – (FOURTH SESSION)**

**ORDERS OF THE DAY**

**TUESDAY, NOVEMBER 17, 2020 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. Statements

**8. \*COMMITTEE OF THE WHOLE ASSEMBLY**

***Subject: Committee of the Whole Assembly***

The Nairobi City County Betting, Lotteries and Gaming Bill, 2020 (Assembly Bill No. 3 of 2020)

**(Committee of the Whole Assembly)**

*(Chairperson, Sectoral Committee on Culture & Community Services)*

# **NOTICES**

- I. **NOTICE** is given that the Chairperson of the Sectoral Committee on Culture and Community Services intends to move the following amendments to the Nairobi City County Betting, Lotteries and Gaming Bill, 2020, (Assembly Bill No. 3 of 2020) at the COMMITTEE STAGE: -

## **CLAUSE 2**

**THAT, Clause 2** of the Bill be amended as follows; -

- (i) By deleting the word ‘minor’ and substituting it with the word ‘child’

## **CLAUSE 5 (1) (e)**

**THAT, Clause 5 (1) (e)** of the Bill be amended as follows; -

- (i) By inserting the words ‘**and with 5 years’ experience**’ immediately after the word ‘conversant’

## **CLAUSE 14 (g)**

**THAT, Clause 14(g)** of the Bill be amended as follows; -

- (i) By deleting the word ‘repeated (b)’ and replacing it with the words ‘Enforce measures to ensure responsible gambling’

## **CLAUSE 17(2)**

**THAT Clause 17 (2)** of the Bill be amended as follows; -

- (i) By deleting the words ‘**to a fine not exceeding one hundred thousand shillings or to imprisonment for a term not exceeding six months, or both**’ and substituting therefore with the words ‘**as per Part X of this Act**’

## **CLAUSE 32 (1)**

**THAT Clause 32 (1)** of the Bill be amended as follows; -

- (i) by deleting the word ‘**proceeds**’ and substituting therefore with the word ‘**winnings**’

**CLAUSE 48 (1) (a)**

**THAT Clause 48 (1) (a)** of the Bill be amended as follows; -

- i. by deleting the word **‘minor’** and substituting therefore with the word **‘child’**

**PART VII**

**THAT Part VII** of the Bill be amended as follows; -

- i. by deleting the words **‘The County Lottery Distribution Trust Fund’** and substituting it therefore with the words **‘Financial Provisions’**

**CLAUSE 52**

**THAT Clause 52** of the bill be amended as follows; -

**NEW SUB-CLAUSES**

- (i) by inserting the following new sub-clauses immediately after sub-clause 2 as follows; -

**‘52 (3) The County Executive Committee Member for Finance shall appoint the administrator of the Fund’**

**‘52 (4) The administrator of the Fund shall allocate 1.5% of the fund for administrative expenses’**

- (i) by inserting the following new Clauses immediately after Clause 52 as follows;-

**NEW CLAUSE**

**Annual Budget  
and Estimates**

**“52 A (I) At least three months before the commencement of each financial year, the Board shall cause to be prepared budget estimates of the Fund for that year.**

**(2) The Board shall approve the annual estimates at least ninety days before the commencement of the financial year to which they relate and, once approved, the sum provided in the estimates shall**

be submitted to the County Executive Committee Member for final approval.

(3) No expenditure shall be incurred for the purposes of the Board except in accordance with the annual estimates approved under subsection (3), or in exceptional circumstances, in accordance with an authorization of the Board given with prior written approval of the county executive committee member.

#### NEW CLAUSE

Books of Accounts 52 B (1) The Board shall cause to be kept proper books of accounts and records of the Fund.  
(2) The accounts and financial statements and records of the Board shall be audited and reported upon in accordance with provisions of the Public Audit Act

#### CLAUSE 55

**THAT**, Clause 55 of the Bill be amended as follows; -

- (i) by inserting the words ‘for Finance’ immediately after the word ‘member’

#### II. The Assembly resolved on Wednesday, 19<sup>th</sup> February, 2020 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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# **NOTICE PAPER I**

**Tentative business for  
Thursday, 19<sup>th</sup> November, 2020 at 2.30 p.m.**

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*(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 Thursday, 19<sup>th</sup> November, 2020 at 2.30 p.m.: -

**A. \*COM MOTION – HON. SILVIA MUSEIYA, MCA**

*Subject: a policy on Outsourcing of Legal County*

**THAT**, aware that the County Assembly enacted the Nairobi City County Office of the County Attorney which provides for the establishment of the office of the County Attorney Act to be staffed with competent Legislative drafters, legal personnel and Constitutional experts; further aware that the Act provides for the functions of the Office of the County attorney which include drafting of legislations emanating from the County Executive and publication of all legislations passed by the County; concerned that the County has lost many cases and resources due to lack of robust legal representation in cases involving the County Government; further concerned that the County legal department has failed to promote and guide the County resources in a manner to protect property of residents of Nairobi County due to lack of professionalism; noting that the County Assembly has passed several Acts which have not been published as required by the Law; this Assembly urges the County Executive to develop an elaborate policy to provide for outsourcing of legal services to handle complex or time-consuming projects and cases on a more affordable budget.

