



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

**ORDERS OF THE DAY**

**TUESDAY, JULY 28, 2020 AT 9.30 A.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 – HON. MWAURA SAMORA, MCA**

***Subject: Capital projects under the transferred functions***

**THAT**, aware that Article 187 of the Constitution, 2010 and Section 24 of the Intergovernmental Relations Act, 2012 provides for the transfer of functions and powers from one level of Government to another; **further** aware that on 25<sup>th</sup> February, 2020, the Governor signed a memorandum transferring some of the County Government functions such as health services, transport services and public works services to the National Government as provided for in the Constitution which took effect from 17<sup>th</sup> March, 2020 and for twenty-four (24) months subject to renewal; **acknowledging** that in execution of the Transfer Deed, His Excellency the President established the Nairobi Metropolitan Services Office to spearhead the implementation of the transferred functions; **concerned** that the ongoing lack of consensus between the County Executive and the Nairobi Metropolitan Services on the implementation of various projects which are under the transferred functions has brought angst among some contractors who had commenced works before the transfer of functions was

effected, as the County Executive is unyielding to handover some of the capital projects which are under the transferred functions to the Nairobi Metropolitan Services, this Assembly urges the Nairobi Metropolitan Services to request for all the necessary documentation from the contractors on the existing contracts on all capital projects are under the transferred functions with a view of ensuring the contractors complete the projects in timely manner and avoid stalling of such projects.

## NOTICES

### I. 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  
Tuesday, 28<sup>th</sup> July, 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 Tuesday, 28<sup>th</sup> July, 2020 at 2.30 p.m.: -

**A. \*MOTION – HON. MOSES OGETO, MCA**

***Subject: Guidelines for secondment and/ or deployment of public***

**THAT**, aware that Article 187 of the Constitution, 2010 and Section 24 of the Intergovernmental Relations Act, 2012 provides for the transfer of functions and powers from one level of Government to another; **further** aware that on 25<sup>th</sup> February, 2020, the Governor signed a memorandum transferring some of the County Government functions such as health services, transport services, county planning and development services and public works to the National Government as provided for in the Constitution which took effect from 17<sup>th</sup> March, 2020 and for twenty-four (24) months subject to renewal; **acknowledging** that in execution of the Transfer Deed, His Excellence the President established the Nairobi Metropolitan Services Office to spearhead the implementation of the transferred functions; **recognizing** that there has been a rift between the County Executive and the Nairobi Metropolitan Services on various issues such as process of secondment and/or deployment of public officers from the County Executive to Nairobi Metropolitan Services; **noting** that Article 187 (2) (b) of the Constitution provides that constitutional responsibility for performance of the function or exercise of power on transferred functions shall remain with the government to which it is assigned by the Fourth Schedule, this Assembly urges the County Executive in conjunction with the Nairobi Metropolitan Services to develop guidelines for approval by the County Assembly on the secondment and/or deployment of officers from the County Government to the Nairobi Metropolitan Service to enhance seamless service delivery to the residents of Nairobi City County.

