



REPUBLIC OF KENYA
NAIROBI CITY COUNTY ASSEMBLY
SECOND ASSEMBLY – (FIFTH SESSION)
ORDERS OF THE DAY
THURSDAY, FEBRUARY 25, 2021 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. *COMMITTEE OF THE WHOLE ASSEMBLY

Subject: *Consideration of the Governor's Memorandum on the Tobacco Control Bill, 2019.*

The Nairobi City County Tobacco Control Bill, 2019 (Governor's Memorandum).

(Committee of the Whole Assembly)

(Chairperson, Sectoral Committee on Health Services)

NOTICES

I. THE NAIROBI CITY COUNTY TOBACCO LICENSING BILL, 2019

(ASSEMBLY)

NOTICE is given that the Chairperson of the Sectoral Committee on Health Services intends to move the following amendments to the Nairobi City County Tobacco Licensing Bill, 2019 at the Committee Stage—

CLAUSE 2

THAT, the Bill be amended in clause 2 by deleting “29” appearing immediately after the word “section” and substituting with “16” in the interpretation of the words “specially designated smoking area”.

CLAUSE 9

THAT, the Bill be amended in clause 9(1) on Prohibited places for sale by introducing sub-clauses after (c), (d) public institution and government buildings, (e) prohibited places and (f) prohibited smoking areas as covered under clause 15 to comply with WHO-FCTC, the Tobacco Act and Tobacco Control Regulations.

THAT, the Bill be amended in clause 9(2) by substituting the words “a term not exceeding one month” with “a term not exceeding six months” for universality of offence penalties.

CLAUSE 13

THAT, the Bill be amended in clause 13(2) on Outdoor advertisement by substituting the words “fine not exceeding ten thousand shillings or to imprisonment for a term no exceeding one month” with “a fine not exceeding fifty thousand shillings or six months imprisonment or both for consistency with Tobacco Act 2007.

CLAUSE 14

THAT, the Bill be amended in clause 14(4) on Right to smoke free environment by introducing a new sub-clause 14(5) to provide a penalty “a person who contravenes this section shall be guilty of an offense and upon conviction to a fine not exceeding fifty thousand shillings, or to imprisonment not exceeding a term of six months, or both” for consistency with Tobacco Act 2007.

CLAUSE 15

THAT, the Bill be amended in clause 15(5) by substituting the words “three” appearing after the word “exceeding” with the word “six” to appear before the word “months” for consistency with Section 33(3) of the Tobacco Act 2007.

CLAUSE 17

THAT, the Bill be amended in clause 17(3) on Display of notices by substituting the words “three months” appearing after the word “exceeding” with the words “six months” before the word “or” for consistency with Section 34(6) of the Tobacco Act 2007.

CLAUSE 21

THAT, the Bill be amended in clause 21 on School health programs by inclusion of “tertiary college and universities” to appear immediately after the word “secondary schools” to make provision for comprehensive coverage of learning institutions and to educate the youths on the risks of use of tobacco and tobacco products.

II. The Assembly resolved on Tuesday, 9th February, 2021 as follows: -

- a) **THAT**, notwithstanding the provisions of Standing Order 103(4), this Assembly orders that, each speech in a debate on **Bills NOT** sponsored by a Committee, the Leader of the Majority Party or the Leader of the Minority Party be limited as follows:- A maximum of three hours and thirty minutes, with not more than thirty (30) minutes for the Mover, in moving and ten (10) minutes in replying, a maximum of thirty (30) minutes for the Chairperson of the relevant Committee and a maximum of ten (10) minutes for any 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 Minutes (15) each; 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, 2nd March, 2021 at 9.30a.m.**

(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, 2nd March, 2021 at 9.30 a.m.: -

A. 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)

