



**REPUBLIC OF KENYA**

**NAIROBI CITY COUNTY ASSEMBLY**

**SECOND ASSEMBLY – (FIFTH SESSION)**

**ORDERS OF THE DAY**

**TUESDAY, NOVEMBER 16, 2021 AT 2.30 P.M.**

**PRAYERS**

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

**8. \*MOTION – HON. JOHN MUTHIGA KAMAU, MCA**

***Subject: Prohibition of use of roundabouts as laybys, parking and termini by public service vehicles***

**THAT** aware that Article 46 of the Constitution of Kenya 2010 provides that consumers of goods and services have a right to protection, health, safety and **economic interests**, the Constitution in Part II of the Fourth Schedule apportions the parking and traffic aspects of transport function to County Governments; **COGNIZANCE THAT** Section 27 of the Nairobi City County Traffic Act, 2020 prohibits PSVs from picking and dropping passengers at undesignated bus stops and Sections 46 and 47 of the Act prohibits persons from parking on public roads in a manner that impedes traffic flow and strictly restricts parking to the designated areas, the Sections particularly prohibits PSVs from using undesignated areas as parking prior to obtaining authority from the County; **NOTING THAT** in pursuit of the County beautification initiatives, the County has from year to year allocated and appropriated funds towards rehabilitation, greening and decoration of roundabouts including entering into maintenance agreements with private companies for the purpose of environmental aesthetics; **DEEPLY CONCERNED THAT** the persistent use of roundabouts by PSVs as termini has continued to cause heavy tailbacks of traffic on key roads such as Outer Ring road on a daily basis leading to loss of productive time

.../Notices

and loss of value for public money and investments; this Assembly urges the County Executive and the Nairobi Metropolitan Services to: -

- 1) Issue a public notice prohibiting public transport (PSVs) from using roundabouts as termini, laybys and/or parking areas in contravention of the law;
- 2) Continuously enforce the foregoing prohibition notice using enforcement officers and the County and Sub-County levels; and
- 3) Formulate regulations to the Nairobi City County Transport Act 2020 forthwith to provide for punitive measures for operators who illegally use roundabouts as termini, laybys or parking.

## **NOTICES**

### **I. The Assembly resolved on Tuesday, 9<sup>th</sup> February, 2021 as follows: -**

**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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