



REPUBLIC OF KENYA

NAIROBI CITY COUNTY ASSEMBLY

SECOND ASSEMBLY – (FIFTH SESSION)

ORDERS OF THE DAY

TUESDAY, OCTOBER 26, 2021 AT 9.30 A.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. MBUGUA KABIRO, MCA

Subjects: Development County Older Persons Welfare Policy

THAT, aware that Part Three of the Constitution of Kenya, 2010 provides for specific rights including the rights of older members of the society where the State is to take measures to ensure the rights of older persons to live in dignity and respect and be free from abuse, receive reasonable care and assistance from their family and the State; further aware that Article 43 of the Constitution provides for economic and social right of every person including the right to the highest attainable standard of health, accessible and adequate housing, reasonable standards of sanitation, free from hunger amongst others; concerned that majority of older people in Nairobi are faced with a host of problems that vary from economic, health, social and other personal problems most of which are not addressed conclusively; acknowledging that the County Government is committed to care for the elderly as evidenced by the establishment of Mji wa Huruma Home for the Elderly in Runda; further acknowledging the commitment by the National Government to provide monthly stipends for the elderly across the Nation, this Assembly urges the County Executive to develop a County Policy on Older Persons to provide for a comprehensive framework for guiding issues of older persons and establish a full-fledged Department to work hand in hand with National Government agencies in ensuring the protection of Older Persons rights, welfare and related concerns within County.

.../Notices

NOTICES

I. 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 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, 26th October, 2021 at 2.30p.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, 26th October, 2021 at 2.30 p.m.: -

A. *MOTION – HON. BENSON MWANGI MACHARIA, MCA

Subject: Establishment of a Street to School program for the street children.

AWARE that Article 21 (3) of the Constitution of Kenya 2010 provides that all State organs and all public officers have the duty to address the needs of vulnerable groups within society, including women, older members of society, persons with disabilities, **children**, youth, members of minority or marginalized communities, and members of particular ethnic, religious or cultural communities” **FURTHER AWARE** that Article 53 (1) of the same constitution dictates that every child has a right *inter-alias*:- (b) to free and compulsory basic education; (c) to basic nutrition, shelter and health care; (d) to be protected from abuse, neglect, harmful cultural practices, all forms of violence, inhuman treatment and punishment, and hazardous or exploitative labour; **CONCERNED** that according to the 2019 Kenya Population and Housing Census Report for the exercise conducted from 1st to 10th April, 2018 indicated that Kenya had a total of 46,639 street persons, out of whom the majority of the street persons being 21,550 were age 10 to 34 years, and below 19 years being 15,752, **FURTHER CONCERNED** that the highest concentration of street persons according to the said report was found in Nairobi (15,337 persons), Mombasa (7,529), Kisumu (2,746), Uasin Gishu (2,147) and Nakuru (2,005). **DISTURBED** that street children population in Nairobi County has increased over the years which has seen them thrust into a bleak, harsh and depraved environment often fraught with constant and sustained danger in various forms such as; Harassment, Violence, Drug abuse and trafficking, Sexual exploitation, Loneliness and fear, Physical and emotional abuse and neglect, Starvation, Exposure to the elements, Early pregnancy and Poor hygienic and sanitation conditions; **FURTHER DISTURBED** that most of the street children lack basic needs including education despite the Government intervention towards free Education system; this Assembly therefore resolves that the County Executive undertake the following measures:-

- i. Initiate a **“Street to School”** campaign programs towards eliminating children from the streets to school with a proper guideline for the same;
- ii. The County Executive to establish a street-children rescue center for learning through a Public Private Partnership with non-state agencies and equip it with personnel;
- iii. A one-month Public Notice be issued to the General Public on removal of all homeless children from the street and enroll them on the Street to School Program forthwith; and,
- iv. Homeless children that shall upon the expiry of the removal notice be promptly nabbed and directed to Ruai Rehabilitation Center for rehabilitation and subsequently enrolled in the **“Street To School”** program.