



**REPUBLIC OF KENYA**

**NAIROBI CITY COUNTY ASSEMBLY**

**THIRD ASSEMBLY – (FIRST SESSION)**

**ORDERS OF THE DAY**

**WEDNESDAY, NOVEMBER 23, 2022 AT 2.30P.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. FATHIYA MOHAMMED, MCA**

***Subject: Recruitment of the County Policing Authority Pursuant to Section 41 of the Police Service Act, 2011***

**AWARE THAT**, Section 41 of the National Police Service Act, 2011 establishes the County Policing Authority for each county comprising of; -

- a) the Governor or a member of the County Executive Committee appointed by the Governor, who shall be the chairperson;
- b) county representatives appointed by the Inspector-General, who shall comprise the heads of the National Police Service, the National Intelligence Service and the Directorate of Criminal Investigations at the county level;
- c) two elected members nominated by the County Assembly;
- d) the chairperson of the County Security Committee;
- e) at least six other members appointed by the Governor, from among the following categories of persons ordinarily resident in the county who shall be recruited through a competitive process by the County Public Service Board, —
  - i. the business sector;*

- ii. *community based organizations;*
- iii. *women;*
- iv. *persons with special needs;*
- v. *religious organizations; and,*
- vi. *the youth.*

**ACKNOWLEDGING** that Section 41 (3) of the same Act requires the aforementioned names once nominated to be vetted by a County Security Committee and subsequent approval by the County Assembly; **APPRECIATING** the functions of the County Policing Authority as stipulated in Section 41(9) being *inter-alia*; to develop proposals on priorities, objectives and targets for police performance in the county; monitor trends and patterns of crime in the county including those with a specific impact on women and children; promote community policing initiatives in the county; **DEEPLY CONCERNED** with the high rise of insecurity in the County and Country at large such as broad day muggings, robberies and to some extent murder; **NOWTHEREFORE THIS ASSEMBLY** urges the County Public Service Board to urgently advertise, recruit and forward the names of the nominees for **the County Policing Authority pursuant to Section 41 (1)(e) of the Police Service Act, 2011** for vetting and subsequent approval by the Assembly as a way of augmenting policing initiatives in the County.

## NOTICES

### I. The Assembly resolved on Wednesday, 26<sup>th</sup> October, 2022 as follows: -

- a) **THAT**, pursuant to the provisions of Standing Order 106(1), 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, 24<sup>th</sup> November, 2022 at 2.30p.m.**

*(Published pursuant to Standing Order 41(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, 24<sup>th</sup> November, 2022 at 2.30 p.m.: -

**A. \*MOTION – HON. NASRA NANDA, MCA**

**Subject: *Closure and relocation of liquor outlets within 300 Meters from learning institutions.***

**AWARE** that Section 4 of the Nairobi City County Alcohol, Drinks Control and Licensing Act, 2014 establishes the Nairobi City County Alcohol Drinks Control and Licensing Board, with its main role being; control, licensing, regularization and general administration of manufacture, advertisement, sale and consumption of alcohol drinks in the County and for connected purpose; **ACKNOWLEDGING** that Section 11 of the same Act dictates *inter – alia* that the sub-county committee, through the Board, shall not grant a new license for sale of alcoholic drinks to be consumed on the premises unless the sub-county committee is satisfied that the premises in respect of which the application is made is located at least three hundred meters from any nursery, primary, secondary or other learning institutions for persons under the age of 18 years; and not grant a license for the sale of alcohol drinks in a supermarket or such other related retail chain store unless it is satisfied that the applicant has taken measures to ensure that the area in which the sale is to take place is not accessible to persons under the age of eighteen years; **DEEPLY CONCERNED** that exposure to young learners to such uncontrolled environment leads to early alcohol and other substance dependence, school drop outs, poor academic performance in school and risky sexual behaviors in the County; **FURTHER CONCERNED** by the findings from the 2018 and 2016 National Survey on the Status on Alcohol and Drug Abuse among Primary and Secondary schools pupils and Students by NACADA and KIPPRA which established Alcohol as the highest abused substance with the average user age being 11 years by the primary school pupils, with the lowest age being 4 years old, hence the need to mitigate; **NOWHEREFORE**, this Assembly **RESOLVES** that the County executive issues a ONE MONTH closure and subsequent relocation NOTICE to all Liquor outlets and Pubs operating within the Three Hundred Meters radius from any nursery, primary, secondary or other learning institutions for persons under the age of 18 years in the County; a similar ONE MONTH NOTICE to all supermarkets and other outlets stores to ensure restricted access to liquor section from persons under the age of 18; and revocation of Liquor License for non-compliance business outfits at the end of the ONE MONTH NOTICE forthwith.

