



REPUBLIC OF KENYA

NAIROBI CITY COUNTY ASSEMBLY

THIRD ASSEMBLY – (SECOND SESSION)

ORDERS OF THE DAY

WEDNESDAY, JUNE 7, 2023 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. *MOTION – HON. DEONYSIAS MWANGI WAITHIRA, MCA

Subject: *Installation of security lights on commercial and residential plots*

THAT, aware that Article 29 of the Constitution of Kenya, 2010 grants every citizen a right to freedom and security; **further aware that** paragraph 5 of Part Two of the Fourth Schedule to the Constitution, 2010 provides for street lighting as a function of the County Government; **noting that** recent years have witnessed a marked increase in the number of insecurity incidences across the Country and more so in Nairobi City County; **concerned that** most of the streets in the County are in darkness due to lack of proper lighting, which has contributed to an increase in crime within the County as evidenced by muggings and other violent crimes; **further concerned that** some buildings and plots across the County have no adequate lightning as per the standard practice worldwide; **noting that** for the County to realize a 24 hour economy, security for business people and residents is indispensable; **acknowledging that** Paragraph 8 of Part Two of the Forth Schedule of the Constitution, 2010 provides for county planning and development including housing as a County function, this Assembly urges the County Executive to:-

1. formulate a policy to provide for installation of outdoor security lighting in all buildings, gates, plots and streets to provides a safer environment for the community; and
2. ensure all building plans for residential buildings have provisions for installation of outdoor security lightings.

NOTICES

I. The Assembly resolved on Tuesday, 21st February, 2023 as follows: -

- a) **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 Thursday, 8th June, 2023 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, 8th June, 2023 at 2.30 p.m.: -

A. *MOTION – HON. KENNEDY SWAKA, MCA

Subject: *Designated termini for operation public transport vehicles in the County*

THAT, aware that Article 46 of the Constitution of Kenya 2010 provides that consumers 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; **COGNIZANT THAT** Section 27 of the Nairobi City County Transport 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; **FUTHER NOTING THAT** the County has been putting in place measures to decongest the County but PSVs continue to operate in undesignated areas along roads in the County for instance Outer Ring Road, Jogoo Road e.t.c; **DEEPLY CONCERNED THAT** the persistent use of roundabouts, road shoulders 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 and loss of value for public money and investments; this Assembly urges the County Executive and the Nairobi Metropolitan to:

- 1) Issue a public notice prohibiting public transport (PSVs) from using roundabouts as termini, road shoulders, laybys and/or parking areas in contravention of the law;
- 2) Continuously enforce the foregoing prohibition notice using enforcement officers at 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.

