

REPUBLIC OF KENYA

NAIROBI CITY COUNTY ASSEMBLY

THIRD ASSEMBLY – (FOURTH SESSION) ORDERS OF THE DAY

TUESDAY, JUNE 10, 2025 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. Statements
- 8. *COMMITTEE OF THE WHOLE COUNTY ASSEMBLY TO CONSIDER THE GOVERNOR'S RESERVATIONS ON THE NAIROBI CITY COUNTY EARLY CHILDHOOD DEVELOPMENT AND EDUCATION BILL, 2024

Subject: Governor's Reservation

The Governor's Reservations on the Nairobi City County Early Childhood Development and Education Bill, 2024.

(Hon. Perpetua Mponjiwa, MCA)

(Committee of the Whole County Assembly)

NOTICES

I. NOTICE is given that the Vice-Chairperson of the Sectoral Committee on Children, Early Childhood Education and Vocational Training intends to move the following amendments to the Nairobi City County Early Childhood Development and Education Bill, 2024, at the Committee Stage.

CLAUSE 2

THAT, Clause 2 of the Bill be amended as follows; -

- (i) By amending the definition of the following words in their alphabetical sequence of definitions to read
 - a) "County Education Board" means a Board established as an agency of the National Government to serve the relevant County under section 17 of the Basic Education Act 2013;
 - b) "County" means the Nairobi City County established under Article 176 of the Constitution of Kenya;
 - c) "Committee" means the County Early Childhood Education Committee established under Clause 4 of the Bill.

CLAUSE (S) 5 & 7

THAT, Clause 5 and 7 of the Bill be amended as follows; -

- (i) By interchanging the clauses so that the composition of the Committee is contained under Clause 5 and functions of the Committee be under Clause 7;
- (ii) By insert the words "County Educational Assessment and Resource Centers (EARC) Coordinators" under the Composition of the Committee.

CLAUSE (S) 36, 37 & 38

THAT, Clause (s) 36, 37 & 38 of the Bill be amended as follows; -

(i) By deleting the clauses in their entirety.

CLAUSE 39

THAT, Clause 39 of the Bill be amended as follows; -

- (i) By amending sub-clause (e) by deleting the word "department" and substituting thereof with "the County Executive Committee Member responsible for matters Finance";
- (ii) By deleting sub-clause (f).

CLAUSE 42

THAT, Clause 42 of the Bill be amended as follows; -

(i) By deleting the marginal note in its entirety and substituting thereof with "funding of public Pre-Primary Education Centres"

CLAUSE 45

THAT, Clause 45 of the Bill be amended as follows; -

(i) In sub-clause (1) by deleting and inserting the clause to read "The County Executive Committee Member for Finance may, in consultation with the County Executive Committee Member for Education, invest...."

TITLE

THAT, the Title of the Bill be amended as follows; -

(i) By deleting the word "Development" in Part I of the Bill

LONG TITLE & SHORT TITLE

THAT the Long Title and Short Title of the Bill be amended as follows; -

(i) By deleting the word "Development" in Part II of the Bill and replace it with the word "Education"

II. <u>The Governors' Reservations on the Nairobi City County Early</u> <u>Childhood Development and Education Bill, 2024: -</u>

Clause	Recommendation	Justification	
	PA	ART I	
Title (Long Title and Short Title)	Delete the word 'Development' in both the long and short titles.	 The word Development has been used in the Title whereas the same has not been outlined in the Bill The title of the bill contains the word "development" that is not in tandem with the contents of the Bill as it stipulates development programs and goals that are not captured in the bill. These development programs include but are not limited to growth monitoring, nutrition and early detection of children with special needs. 	
Clause 2	Delete the first definition of	The word "County Education Board" has	
(Interpr	"County Education Board"	been given two distinct meanings in the bill	
etation)		with the first one indicating that the	
		"Board" is established under Clause 4 which	
		clause does not actually establish any Board.	
	Insert the interpretation of the	For ease of reference	
	word "County" to mean		
	Nairobi City County		
	Insert the interpretation of the	Committee has been established under	
	word "Committee" to mean County Early Childhood	Clause 4 of the Bill	
	County Early Childhood Education Committee		
	Insert a Clause on Objects and	Objects and Purpose outlines the intent for	
	purpose	enacting the Bill.	
PART II			
Title	Delete the word "Development"	This is provided for under Clause 4.2.1 in	
	in Part II of the Bill and replace	the National Pre-Primary Education Policy	
	it with the word "Education."	Standard Guidelines 2018.	
	The Title should read as		
	follows "PART II -COUNTY		
	EARLY CHILDHOOD		
	EDUCATION		
	COMMITTEE"	/Covernanta Personnations	

..../Governor's Reservations

Clauses 5 Interchange Clause 7 on "the composition of the Committee" chronological. A committee should with Clause 5 on the "Functions of the Committee". Clause 7 Insert the "County Educational Assessment and Resource Centers(EARC) Coordinators" Education Policy Standard Guid under the Composition of the Committee PART IV Clause(s) Delete all these Clauses in their 22, 23,24 and 25 Interchange Clause 7 on "the chronological. A committee should be established then it's composition in mandates and functions thereto. This has been provided for under 4.2.2.1 of the National Pre-Perocenters (EARC) Coordinators" Education Policy Standard Guid 2018. PART IV Clause(s) Delete all these Clauses in their schedule 4 of the Constitution of Ferrica 2010 as follows: -	ld first osition ag its clause rimary delines			
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and 25 2010 as follows: -				
a) Teacher training is a function	of the			
National Government;				
b) Curriculum development is	also a			
function of the Na	ational			
Government; and				
c) Daycare facilities are provide	ed for			
under the Nairobi City C	County			
Childcare Facilities Act, 2017.				
PART V				
Clauses Delete these clauses in their This part is in contravention wi	th the			
27, 28, 29, entirety. constitutional principle of Inclusive	vity.			
30 and 31 The Sector Policy for learners	s and			
trainees with disability dated May	, 2018			
also encourages inclusion of all ch	nildren			
irrespective of their special nee	eds in			
ordinary pre-primary education sy	stem.			
PART VI				
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assets of a county entity upon the			assets of a county entity upon the		
County Executive Committee Member			County Executive Committee Member		
-Finance			–Finance		

III. The Assembly resolved on Wednesday, 12th February, 2025 as follows: -

a) THAT, each speech in a debate on Bills sponsored by a Committee, the Leader of the Majority Party or the Leader of the Minority Party be limited as follows:- A maximum of forty five (45) minutes for the Mover, in moving and fifteen minutes (15) in replying, a maximum of thirty (30) minutes for the Chairperson of the relevant Committee (if the Bill is not sponsored by 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 (if the Bill is not sponsored by either of them); 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*