

Paper laid by Hon.  
Asha Abdi Soso  
on 28/06/2017



Mfor  
PCA clsp

THE NAIROBI CITY COUNTY ASSEMBLY

OFFICE OF THE CLERK

5<sup>TH</sup> SESSION

NBI CA. PLC. 2017 / (064)

28<sup>th</sup> June, 2017

PAPER LAID

Pursuant to Standing Order 180 (6) I beg to lay the following Paper on the Table of the Assembly, today Wednesday 28<sup>th</sup> June, 2017.

THE REPORT OF THE SECTORAL COMMITTEE ON LABOUR AND SOCIAL WELFARE  
ON THE RETREAT HELD AT RAINBOW RUIRU RESORT FROM 2<sup>ND</sup> – 5<sup>TH</sup> MAY, 2017

(Chairperson, Sectoral Committee on Labour and Social Welfare)

Copies to:  
The Speaker  
The Clerk  
Hansard Editor  
Hansard Reporters  
The Press

Approved  
*[Signature]*  
28<sup>th</sup> / 06 / 2017





NAIROBI CITY COUNTY ASSEMBLY

FIRST ASSEMBLY – FIFTH SESSION

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REPORT OF THE SECTORAL  
COMMITTEE ON LABOUR AND SOCIAL WELFARE  
ON

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THE RETREAT HELD AT RAINBOW RUIRU RESORT, RUIRU FROM 2<sup>ND</sup> -5<sup>TH</sup> MAY,  
2017

Clerk's Chambers,  
County Assembly,  
City Hall Buildings,  
P O Box 45844-00100.  
NAIROBI

May, 2017

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## 1.0 PREFACE

Mr. Speaker Sir,

The Sectoral Committee on Labour and Social Welfare is established under Standing Order 191, and its mandate amongst others, as outlined under Standing Orders 191 (5) (a) is to:-

- a) investigate, inquire into, and report on all matters relating to the mandate, management, activities, administration, operations and estimates of the assigned departments;*
- b) study the programme and policy objectives of departments and the effectiveness of the implementation;*
- c) study and review all county legislation referred to it;*
- d) study, assess and analyze the relative success of the departments as measured by the results obtained as compared with their stated objectives;*
- e) investigate and inquire into all matters relating to the assigned departments as they may deem necessary, and as may be referred to them by the County Assembly;*
- f) to vet and report on all appointments where the Constitution or any law*
- g) requires the County Assembly to approve, except those under Standing Order 185 (Committee on Appointments) ; and,*
- h) Make reports and recommendations to the County Assembly as often as possible, including recommendation of proposed legislation.*

## 1.1 Committee Membership

The Committee comprises the following Members:-

1. Hon. Wilson Ochola, MCA -Chairman
2. Hon. Peter Wanyoike, MCA- Vice Chairman
3. Hon. Alfred Ambani MCA
4. Hon. Elizabeth Manyala, MCA
5. Hon. Peter Isuha Vukindu, MCA
6. Hon. Daniel Mutiso, MCA
7. Hon. Fredrick N Njogu, MCA
8. Hon. John Waweru, MCA
9. Hon. Asha Abdi Sosso, MCA
10. Hon. Rose Ogonda, MCA

11. Hon. Dan Oria ,MCA
12. Hon. Marion Githinji, MCA
13. Hon. Rosemary Macharia, MCA
14. Hon. Christine Abuto, MCA
15. Hon. Mohammed Abdi, MCA
16. Hon. Elizabeth Sang, MCA
17. Hon. Abdi I. Ibrahim, MCA- Leader Minority

Mr. Speaker Sir,

The Committee had set part of its activities to attend a Committee workshop retreat to review its performance from the First to the Fifth Session. That is from 2013-2017.


In order to achieve the above, the Committee undertook a workshop retreat to Ruiru, Rainbow Ruiru Resort from 3<sup>rd</sup> – 5<sup>th</sup> May, 2017.

On behalf of the Members of the Sectoral Committee on Labour and Social Welfare, I wish to take this opportunity to thank all Members of the Committee for their input and valuable contributions during the deliberations and also to thank the Office of the Speaker and Office of the Clerk for their facilitation.

Signed .....  .....

Hon. Wilson Ochola, MCA

(Chairperson, Labour and Social Welfare Committee)

Date .....  .....

## 2.0 COMMITTEE MEMBERS

### NAMES

### SIGNATURE

1. Hon. Wilson Ochola, MCA – Chairman
2. Hon. Peter Wanyoike, MCA – Vice-Chairman
3. Hon. Alfred Ambani, MCA
4. Hon. Abdi I. Hassan, MCA
5. Hon. Elizabeth Manyala, MCA
6. Hon. Peter IsuhaVukindu, MCA
7. Hon. Daniel Mutiso, MCA
8. Hon. John Waweru Kinuthia, MCA
9. Hon. Fredrick N. Njogu, MCA
10. Hon. Daniel Oria, MCA
11. Hon. Elizabeth Sang, MCA
12. Hon. Asha Abdi Sosso, MCA
13. Hon. Rose Ogonda, MCA
14. Hon. Mohammed Abdi, MCA
15. Hon. Marion Githinji, MCA
16. Hon. Rosemary Macharia, MCA
17. Hon. Christine Abuto, MCA

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## 2.1 Official Opening and Introductory remarks

The workshop was officially opened by the Vice- Chairperson. He said the opening prayers and thereafter welcomed Members to the workshop. Members were reminded of the key objective of the workshop which was to review the Committee performance from 2013-2017.

The Vice-Chairperson concluded his opening remarks by urging Members to maximize on the remaining time and to actively participate on the oncoming deliberations.

## 3.0 ACTIVITIES UNDERTAKEN IN 2014

Below are some of the activities that the Committee undertook in 2014;

### 3.1 Sitzings:

In the period under review –January to December 2014, the Committee held a total of two hundred and one (201) sittings in the County Assembly Building. The meetings were held for the following action items;

- i. Discussion with the County Executive Committee Member and Chief Officer in charge of Public Service Management on the progress of the department;
- ii. Meeting with the County Public Service Board to deliberate on the challenges facing the board on execution of its mandate;
- iii. Examination of County Supplementary Estimates for Financial Year 2013/ 2014;
- iv. Examination of the 2014/2015 financial estimates for the department of public service management, sports and youth;
- v. Deliberations and response to statements requested on the floor of the Assembly;
- vi. Housekeeping meetings/ progress and evaluation of various listed actions,
- vii. Deliberation of matters affecting County workers together with the Workers Union and the department of Public Service Management;
- viii. Investigation report regarding the deteriorating state of the City Stadium facility;
- ix. deliberation on the report of the County Public Service Board annual report of financial year 2013/2014;

- x. Examination of proposed legislation on Volunteerism in the County; among others.

### 3.2 Local Visits:

During the period under review, the Committee undertook **eight (8)** inspection visits and courtesy visits as chronologically indicated below;

- (i) courtesy visit to the Central Organization of Trade Unions (COTU - K) offices to deliberate on Trade Unions and challenges of labour relations under devolved system of governance [6<sup>th</sup> February 2014];
- (ii) courtesy visit the Kenya Football Federation (KFF) to deliberate football development in the County and possible linkages to spur football in the County [12<sup>th</sup> March 2014];
- (iii) committee's participation on the Heart to Run/Walk marathon event at Uhuru Gardens [29<sup>th</sup> March 2014];
- (iv) inspection tour to City Stadium to assess security both within and without the facility and the state of the Stadium; in regard to its infrastructure and maintenance of the same [14<sup>th</sup> April 2014];
- (v) inception meeting with Kenya Red Cross on safety in work places, held in Boma Inn Hotel South C, Nairobi [28<sup>th</sup> April 2014];
- (vi) Second visit to City Stadium to inspect the general status of the stadium on; infrastructure, staff, sanitation, security and management [17<sup>th</sup> July 2014];
- (vii) Courtesy visit to the National Labour Commissioner to deliberate on policy development and advice on a proposed legislation on Volunteerism Bill [10<sup>th</sup> September 2014];
- (viii) Committee attended a Public hearing on public fundraising appeals bill, 2014 (senate bill no. 28), at the Senate precincts, KICC to give its views and amendments to the Bill [29<sup>th</sup> September 2014];

### 3.3 Seminar /Workshops / Conferences:

During the duration under consideration, the Committee undertook the following workshops:-



- Report writing retreat on the Committee's consideration on the Nairobi City County Public Service Board annual report for 2013/2014, held in Mombasa, Sai Rock Hotel from 25<sup>th</sup> – 28<sup>th</sup> September 2014;
- Workshop on trade unions and challenges of labour relations under a devolved system of government, held in Kisumu, Tom Mboya Labour College from 7<sup>th</sup> – 10<sup>th</sup> August 2014;
- Induction workshop for the Members of the Committee on their mandate, operational, management and labour related policies held in Mombasa, at Sai Rock hotel from 13<sup>th</sup> – 16<sup>th</sup> March 2014; and,
- Workshop on Volunteerism Policy, Gender mainstreaming and Safety in working environment held in Mombasa Bamburi Beach Hotel from 1<sup>st</sup> – 4<sup>th</sup> June 2014.

### 3.4 Committee Reports:

The Committee has, during the period under review, produced and tabled three (3) reports for adoption by the Assembly as indicated below;

#### 3.4.1 Tabled reports;

- (i) Report on the Examination of the County Supplementary Estimates for Financial Year 2013/2014;
- (ii) Report of the Sectoral Committee on Labour and Social Welfare on the Deteriorating State of the City Stadium, laid on the table of the Assembly on Wednesday, 15<sup>th</sup> October 2014;
- (iii) Report on the Committee's Consideration on the Nairobi City County Public Service Board Annual Report 2013/2014, laid on the table of the Assembly on Wednesday, 15<sup>th</sup> October 2014;

### 3.5 Statements:

The Committee during the period under review, received twelve (12) statement requests. Details of the statements is as indicated below;

#### 3.5.1 Responded statements;

- i. Statement request regarding employment by the Nairobi County Public Service Board on alleged regional and gender bias in the employment, requested by Hon. Osman Adow on Wednesday, 26<sup>th</sup> March 2014;

- ii. Statement request regarding the alleged illegal presence of the County Fleet Manager in the office despite her interdiction, requested by Hon. Maurice Akuk on Tuesday, 14<sup>th</sup> October 2014.
- iii. Statement request regarding the names and qualification of Divisional Commanders, Divisional Managers and Ward Managers of all ward in Nairobi County, requested by Hon. Manoh Mboku on Thursday, 5<sup>th</sup> December 2013; (Statement request regarding the ballooning wage bill of Nairobi County which has been skyrocketing to about 800 million yet the last employees were hired 14 years ago when the wege bill was 200 million, requested by Hon. Peter Imwatok on Thursday, 19<sup>th</sup> September 2013;
- iv. Statement request regarding re-advertisement of the position of the Director of Human Resource Management by the Nairobi City County Public Service Board, requested by Hon. Kamau Thuo on 4<sup>th</sup> March 2014;
- v. Statement request regarding terminal benefits of some defunct City Council Employees, requested by Hon. Ngaruiya Chege on Tuesday, 22<sup>nd</sup> July 2014;
- vi. Statement request regarding the closure of the Housing Development Department and Slum Upgrading (Site & scheme) Service Offices by officers of City Inspectorate on 17<sup>th</sup> March 2014, requested by Hon. Peter Migwi Gichohi on Tuesday, 1<sup>st</sup> April 2014;
- vii. Statement regarding the appointment of the Ward Administrators resulting o duplication of roles with Ward Administrators, requested by Hon. Karen Wanjiku Githaiga on Wednesday, 2<sup>nd</sup> July 2014;
- viii. Statement request regarding the appointment of Dr. Lucy Wanjiru Musyoka, as Director of Public Health, requested by Hon. Jaffer Kassam on Tuesday, 15<sup>th</sup> July 2014;
- ix. Statement request regarding the contracting of Creative Consolidated, a private cleaning service company by the Nairobi City County Government, requested by Hon. Samuel Mwangi, on 1<sup>st</sup> April 2014;
- x. Statement request regarding lost revenue at the City Stadium as a result of poor facilities, insecurity and lack of adequate staff requested by Hon. Magdalene Mbogori on Thursday, 6<sup>th</sup> March 2014;



- xi. Statement request regarding the alleged illegal internal transfers in various sectors of Nairobi City County most affected being the health sector, requested by Hon. Manoh Mboku on Thursday, 7<sup>th</sup> August 2014;
- xii. Statement request regarding the delay in salaries remittance of Health Department staff/officers of Nairobi County, requested by Hon. Leah Matee, on Wednesday, 16<sup>th</sup> July 2014;

### 3.6 Investigations:

- i.) Inquiry into development of all the sports facilities in the County; and,
- ii.) Issues affecting workers in the County.

## 4.0 ACTIVITIES UNDERTAKEN IN 2015

### 4.1 Sitzings:

In 2015, the Committee held a total of One hundred and Thirty Eight (138) sittings in the County Assembly Building. The meetings were held for the following action items;

- i. Discussion with the County Executive Committee Member and Chief Officer in charge of Public Service Management on the progress of the department and matters affecting workers in the County;
- ii. Meeting with the County Public Service Board to deliberate on the various recruitments in the County and their financial implications;
- iii. Examination of the 2015/2016 financial estimates for the County Public Service Board, department of public service management, sports and youth (on going);
- iv. Deliberations and response to statements requested on the floor of the Assembly;
- v. Housekeeping meetings/ progress and evaluation of various listed actions,
- vi. Investigation report regarding the state of the sports ground facilities in the county(on going);
- vii. Deliberation on a proposed legislation on County Sports Management; among others.



- viii. Discussion with the County Public Service Board on the established and abolished offices in the County, various recruitments in the County and its financial implications, together with the County wage bill;
- ix. Committee consideration of the Persons with Disabilities Bill, 2015 –Bill No. 11 of 2015;
- x. Deliberations and response to statements requested on the floor of the Assembly;
- xi. Housekeeping meetings/ progress and evaluation of various listed actions,
- xii. Deliberations on the alleged debt owed by the County to NACICO;
- xiii. Deliberation on a proposed legislation on County Sports Management; among others.

#### 4.2 Local Visits:

During the period under review, the Committee undertook three (3) inspection visits and courtesy visits as chronologically indicated below;

- a) Inspection tour to 15 sports facilities in the County in 3 days to; assess the status of the sports grounds and facilities; establish development against the allocated budget of each sports facility; and, to give recommendations and way forward from the findings

The committee undertook the inspection exercise in 3 major phases which were;

- Phase 1 – Kibera, Woodley, Ngong, Kawangare and Kangemi area;
- Phase 2 – Hamza, Komarock, Tena, Jericho and Kaloleni area; and,
- Phase 3 – Uhuru, Dandora, Kariobangi, Korogocho, Huruma, and California area.

#### 4.3 Seminar /Workshops / Conferences:

During the duration under consideration, the Committee undertook the following workshop:-

- Workshop to enable the Members to undergo training on legislative proposals, Committee mandate, management and oversight roles held in Kisumu, Royal City Hotel from 12<sup>th</sup> – 15<sup>th</sup> February 2015.
- Workshop to deliberate on the County Public Service Board, Public Service Management and Sports, Youth and Gender sectors programs, policies and business

pending before the Committee, held in Mombasa, Sai Rock Beach Hotel from 3<sup>rd</sup> - 6<sup>th</sup> Sept 2015.

- Workshop to consider the Persons with Disabilities Bill, 2015, held in Naivasha, Sawela Beach Hotel from 1<sup>st</sup> -4<sup>th</sup> November 2015.

#### 4.4 Committee Reports:

The Committee, during the period under review, produced three (3) reports for adoption by the Assembly. Namely;

- Report of the Sectoral Committee on Labour and Social Welfare on legislative proposals, committee mandate, management and oversight roles workshop that was held in Royal City, Kisumu from 12<sup>th</sup> -15<sup>th</sup> February 2015.
- Report of the Sectoral Committee on Labour and Social Welfare on the County Public Service Board, Public Service Management and Sports, Youth and Gender sectors programs, policies and business pending before the Committee, held in Mombasa, Sai Rock Beach Hotel from 3<sup>rd</sup> -6<sup>th</sup> Sept 2015
- Committee Workshop report on consideration of the Persons with Disabilities Bill, 2015, held in Naivasha, Sawela Beach Hotel from 1<sup>st</sup> -4<sup>th</sup> November 2015.

#### 4.5 Statements:

The Committee during the period under review, received three (3) statement requests.

##### 4.5.1 Responded statements;

- i. Statement request regarding recruitment of the traffic marshals by the Nairobi County Public Service Board, requested by Hon. Elkana Mauti on Tuesday, 18<sup>th</sup> November 2014;
- ii. Statement request regarding advertisement of security job vacancies in the Security and Compliance sector by the County Public Service Board, requested by Hon. Moses Ogeto on Tuesday, 3<sup>rd</sup> March 2015

- iii. Statement request regarding the reasons behind the suspension of 51 County employees within the Inspectorate Department, requested by Hon. Erastus Mburu on Thursday, 26<sup>th</sup> March 2015;
- iv. Statement request regarding the vacant position of Director of Public Health, Nairobi City County, requested by Hon. Manoh Mboku on Thursday, 2<sup>nd</sup> July 2015;
- v. Statement request regarding the establishment of Public Offices in the County by the County Public Service Board, requested by Hon. Hassan I. Abdi on Thursday, 13<sup>th</sup> August 2015;
- vi. Statement request regarding response regarding a State Officer holding a Civil Servant Office in the County, requested by Hon. Elkana Mauti on Tuesday, 29<sup>th</sup> September 2015;
- vii. Statement request regarding the use of Undugu sports grounds by the National Youth Service to dump soil excavated from road construction in Highrise Ward, requested by Hon. Maurice Akuk on Tuesday, 22<sup>nd</sup> September 2015.

#### 4.6 Investigations:

- i. County Sports ground inspections; their state, management and development against the 2014/2015 budget allocations for the sector
- ii. Issues affecting workers in the County – terms and conditions of employment;
- iii. County Sports ground inspections; their state, management and development against the 2014/2015 budget allocations for the sector and;
- iv. Recruitment by the County Public Service Board in the County.

#### 4.7 Bills:

- The Committee was assigned the Nairobi City County Persons with Disabilities Bill, 2015 bill No. 10 of 2015 for consideration. The bill was passed by the County Assembly on 2<sup>nd</sup> December, 2015



- The Committee was assigned the Nairobi City County Public Participation Bill, 2015 bill No. 11 of 2015 for consideration. The bill was passed by the County Assembly on 2<sup>nd</sup> December, 2015

## 5.0 ACTIVITIES UNDERTAKEN IN 2016

Below are some of the activities that the Committee undertook;

### 5.1 Sitzings:

- i. The Committee held a total of One hundred and Twenty two (122) sittings in the County Assembly. The purpose of the meetings was as follows:
- ii. Discussions with the County Public Service Board on the protracted disputes of health workers in the County
- iii. Consideration of Committee reports
- iv. Deliberations and responses to statements requested on the floor of the Assembly;
- v. Deliberations with the Kenya National Union of Nurses on their grievances on issues of suspensions, dismissals and alleged erroneous pay slips
- vi. Housekeeping meetings, progress and evaluation of various listed actions
- vii. Deliberations with the Public Service Management department on their strategic plan and the department on Education, Youth Sports, Gender Affairs, Culture and Social Services on the Nairobi Sports Policy.
- viii. Discussions with the County Public Service Board, Public Service Management and the Department of Education, Youth Sports, Gender Affairs, Culture and Social Services on the Budget Estimates FY 2016/17
- ix. Discussions with the County Public Service Board and the Public Service Management on the Nairobi County health workers protracted disputes

### 5.2 Seminar /Workshops / Conferences:

During the period under review, the Committee undertook the following workshops:-

- i. Workshop by the County Public Service Board to consider the Annual Report of the County Public Service Board for the FY 2014/2015 and the report of County Public Service Board on Promotion of National Values and Principles of

Governance in Public Service held at Travellers Hotel, Mombasa from 10<sup>th</sup>- 13<sup>th</sup> March, 2016

- ii. Workshop by the County Public Service Management to deliberate on the Public Service Management functions, activities and programmes held at Sawela Lodge, Naivasha from 31<sup>st</sup> March-3<sup>rd</sup> April, 2016.
- iii. Workshop by the Department of Education, Youth Sports, Gender Affairs, Culture and Social Services to deliberate on the Nairobi Sports Policy, held at Sai Rock Beach Hotel, Mombasa from 7<sup>th</sup>-10<sup>th</sup> April, 2016
- iv. Committee workshop to deliberate on the strategic plan for the Public Service Management and the Department of Education, Youth Sports, Gender Affairs, Culture and Social Services held at Sawela Lodge, Naivasha from 19<sup>th</sup>-22<sup>nd</sup> March, 2016
- v. Committee workshop to deliberate on the Sessional Paper No. 1 of 2016, held at Sweetlake Resort, Naivasha from 9<sup>th</sup>-12<sup>th</sup> June, 2016
- vi. Stakeholders Forum by the County Public Service Board at Boma Inn Hotel, Nairobi on 28<sup>th</sup> June, 2016
- vii. Workshop by the County Public Service Board to discuss the Nairobi County Health Workers issues held at Travellers Beach Hotel, Mombasa on 30<sup>th</sup> June-3<sup>rd</sup> July, 2016
- viii. Workshop by the County Public Service Board to discuss the County Human Resource Policies and procedural Manual held at Travellers Beach Hotel, Mombasa on 16<sup>th</sup> – 19<sup>th</sup> October, 2016
- ix. Committee workshop to deliberate on County Workers' issues held at Royal City Hotel, Kisumu on 15<sup>th</sup> -18<sup>th</sup> September, 2016.
- x. Committee workshop to deliberate on pending Committee business held at Sawela Lodge, Naivasha on 9<sup>th</sup>-12<sup>th</sup> November, 2016

### 5.3 Committee Reports:

The Committee during the period under review, came up with five reports. Namely:



- i. The Report of the Sectoral Committee on Labour and Social Welfare on the Consideration of the Nairobi County Public Service Board Annual report for the FY 2014/2015
- ii. The Report of the Sectoral Committee on Labour and Social Welfare on the report of the Nairobi County Public Service Board on Promotion of National Values and Principles of Governance in Public Service for the FY 2014
- iii. Report of the Committee on the site visit to Joseph Kang'ethe Sports ground to ascertain issues regarding the ongoing development project and alleged encroachment of the grounds.

#### 5.4 Statements:

The Committee during the period under review, received five (5) statement requests as indicated below;

- i. Statement request regarding plans to hand Lap trust pension scheme another estate in debt swap. The statement was committed to both Labour and Social Welfare Committee and Budget and Appropriations Committee.
- ii. Statement request regarding the positions awarded to directors in different departments in acting capacity and the recruitment of candidates in the Cooperative department as advertised in the County Government website
- iii. Statement request regarding the recent public dismissal of some County Inspectorate employees by the Governor for alleged failure to reign in the general lack of order in the CBD.
- iv. Statement request regarding the County Secretary and Chief Officer Finance and Economic Planning who have been in acting capacity for several months without advertisement for the said positions.
- v. Statement regarding the payment of youth who worked for the City County under the Decentralization Department for a month in various Wards.

### 5.5 Investigations:

- iii.) Issues affecting Health workers in the County – suspension of 64 nurses of Pumwani Maternity Hospital, issues of nurses allegedly receiving erroneous pay slips among others.
- iv.) Recruitments by the County Public Service Board in the County.

## 6.0 ACTIVITIES UNDERTAKEN FROM JAN-APRIL 2017

### 6.1 Sitzings:

Between January to April 2017, the Committee held a total of thirty nine (39) sittings in the County Assembly Building. The meetings were held for the following action items;

- i. Consideration of the budget estimates for the County Public Service Board, Public Service Management and Education, Youth Sports, Gender Affairs, Culture and Social Services department
- ii. Finalizing on all pending statements
- iii. Adoption and tabling of pending reports
- iv. Issues of encroachment of County Sports ground facilities by meeting the CEC in charge of Education, Youth Sports, Gender Affairs, Culture and Social Services
- v. Issue of employment of workers who had been shortlisted as per advertised positions in August, 2016
- vi. Issue of the on-going County Health workers strike

### 6.2 Seminar /Workshops / Conferences:

During the period under review, the Committee undertook the following workshops:-

- i. Committee workshop held at Sawela Lodge, Naivasha from 9<sup>th</sup>-12<sup>th</sup> November, 2016
- ii. Committee workshop held at Sweetlake Resort, Naivasha from 23<sup>rd</sup> -26<sup>th</sup> January, 2017

### 6.3 Committee Reports

The Committee during the period under review, came up with two (2) reports. Namely:

- i. The Report of the Sectoral Committee on Labour and Social Welfare on the workshop held at Sawela Lodge, Naivasha from 9<sup>th</sup>-12<sup>th</sup> November, 2016
- ii. The Report of the Sectoral Committee on Labour and Social Welfare on the Committee workshop held at Sweetlake Resort, Naivasha from 23<sup>rd</sup> -26<sup>th</sup> January, 2017

### 7.0 PENDING COMMITTEE BUSINESS

- i. Consideration of the Annual Report of the County Public Service Board on the Promotion of National Values and Principles of Governance in Public Service
- ii. Consideration of the Nairobi County Public Service board Annual Report for 2015/2016

### 8.0 CHALLENGES FACED BY THE COMMITTEE

1. Lack of adequate budget to run Committee operations in order to facilitate smooth running of committee activities i.e. conducting site visits within the County to inspect sports ground facilities
2. Challenge of proper management of the relationship between the Committee and the Executive with respect to officers ignoring Committee invitations
3. Non- commitment of some Members towards committee business- The main challenge is the poor turnout in Committee meetings by Members thus affecting output
4. Lack of proper committee rooms to facilitate productive and proper deliberations



## 9.0 COMMITTEE RECOMMENDATIONS

Mr. Speaker Sir,

In view of the above, the Committee urges the Assembly to resolve as follows in order to ensure a successful Second Assembly;

- i. The Assembly should consider allocating more funds to the Committees given their mandate in order to adequately conduct comprehensive oversight
- ii. The Second Assembly to work effortlessly to ensure improved relationship with the Executive to develop a conducive and mutual working environment for the improvement of service delivery
- iii. The Assembly should make thorough follow-up on implementation of Assembly resolutions

MINUTES OF THE 23<sup>RD</sup> SITTING OF THE NAIROBI CITY COUNTY ASSEMBLY LABOUR AND SOCIAL WELFARE COMMITTEE HELD ON WEDNESDAY 3<sup>RD</sup> MAY 2017, AT RAINBOW RUIRU RESORT AT 10.30 AM

PRESENT

1. Hon. Peter Wanyoike, MCA – Vice Chairman
2. Hon. Abdi I. Hassan, MCA
3. Hon. Rose Ogonda, MCA
4. Hon. Rosemary Macharia, MCA. - Chairing
5. Hon. Fredrick Njogu, MCA.
7. Hon. Daniel Mutiso, MCA.
8. Hon. John Waweru, MCA.
9. Hon. Mohamed Abdi, MCA.
10. Hon. Elizabeth Manyala, MCA.
11. Hon. Alfred Ambani, MCA.
12. Hon. Peter Isuha, MCA
13. Hon. Marion Githinji, MCA.

ABSENT

1. Hon. Wilson Ochola, MCA – Chairperson
2. Hon. Dan Oria, MCA
3. Hon. Asha Abdi Sosso, MCA.
4. Hon. Elizabeth Sang, MCA.
5. Hon. Christine Abuto, MCA.

SECRETARIAT

1. Ms. Shirley Achieng' - Committee Clerk
2. Ms. Beryl Adhiambo – Office Assistant

MIN 100/LSW/MAY/2017 – PRELIMINARY

The meeting was called to order at 11:00 am and the opening prayers were conducted by the Chairman.

The Vice Chairman welcomed Members and the secretariat to the retreat and stated that since the Committee was committed to finalize the business ahead of them.

MIN 101/LSW/MAY/2017 – FIRST ASSEMBLY REPORT FOR THE PERIOD 2014-2017

Hon. Alfred Ambani took the Committee through the activities the Committee undertook from 2014-2017.



**(a) Sitzings**

In the period under review the Committee held a total of four hundred and fifty (450) sittings in the precincts of the Assembly and other venues within the Country. The agenda of the meetings was to consider the following matters among others:

- i. Discussion with the County Executive Committee Member and Chief Officer in charge of Public Service Management on the progress of the department and matters affecting workers in the County;
- ii. Meeting with the County Public Service Board to deliberate on the various recruitments in the County and their financial implications;
- iii. Examination of the 2015/2016 financial estimates for the County Public Service Board, department of Public Service Management and the department of Sports and Youth
- iv. Deliberations and response to statements requested on the floor of the Assembly;
- v. Housekeeping meetings/ progress and evaluation of various listed actions,
- vi. Investigations regarding the state of the sports ground facilities in the county
- vii. Deliberation on a proposed legislation on County Sports Management;
- viii. Discussion with the County Public Service Board on the established and abolished offices in the County, various recruitments in the County and its financial implications, together with the County wage bill;
- ix. Committee consideration of the Persons with Disabilities Bill, 2015 –Bill No. 11 of 2015;
- x. Deliberations on the alleged debt owed by the County to NACICO;

**(b) Bills**

In the period under review the Committee considered two bills namely;

- The Nairobi City County Persons with Disabilities Bill, 2015, Bill No. 10 of 2015 for consideration. The bill was passed by the County Assembly on 2<sup>nd</sup> December, 2015

- The Nairobi City County Public Participation Bill, 2015, Bill No. 11 of 2015 for consideration. The bill was passed by the County Assembly on 2<sup>nd</sup> December, 2015

#### **c) Petitions**

The committee considered one petition during the period under review;

- Petition by Baba dogo slum residents on delay by the Nairobi City County Government to provide free health care to orphans and vulnerable children, severely disabled persons and elderly persons from the slum.

#### **d) Statements**

The Committee in the period under review considered a total of twenty five (25) statements and responded to them on the floor of the House.

#### **e) Local Visits:**

During the period under review, the Committee undertook **nine (9)** inspection visits and courtesy visits as chronologically indicated below;

- (i) courtesy visit to the Central Organization of Trade Unions (COTU - K) offices to deliberate on Trade Unions and challenges of labour relations under devolved system of governance
- (ii) courtesy visit the Kenya Football Federation (KFF) to deliberate football development in the County and possible linkages to spur football in the County
- (iii) committee's participation on the Heart to Run/Walk marathon event at Uhuru Gardens
- (iv) inspection tour to City Stadium to assess security both within and without the facility and the state of the Stadium; in regard to its infrastructure and maintenance of the same
- (v) inception meeting with Kenya Red Cross on safety in work places, held in Boma Inn Hotel South C, Nairobi



- (vi) Second visit to City Stadium to inspect the general status of the stadium on; infrastructure, staff, sanitation, security and management
- (vii) Courtesy visit to the National Labour Commissioner to deliberate on policy development and advice on a proposed legislation on Volunteerism Bill
- (viii) Committee attended a Public hearing on public fundraising appeals bill, 2014 (senate bill no. 28), at the Senate precincts, KICC to give its views and amendments to the Bill
- (ix) Inspection tour to 15 sports facilities in the County in 3 days to; assess the status of the sports grounds and facilities; establish development against the allocated budget of each sports facility; and, to give recommendations and way forward from the findings

**f) Investigations:**

- iii.) Inquiry into development of all the sports facilities in the County; and,
- iv.) Issues affecting workers in the County.
- v.) County Sports ground inspections; their state, management and development against the 2014/2015 budget allocations for the sector
- vi.) Issues affecting workers in the County – terms and conditions of employment;
- vii.) County Sports ground inspections; their state, management and development against the 2014/2015 budget allocations for the sector and;
- viii.) Recruitment by the County Public Service Board in the County.
- vii) Committee workshop to deliberate on County Workers' issues held at Royal City Hotel, Kisumu on 15<sup>th</sup> -18<sup>th</sup> September, 2016.
- viii) Committee workshop to deliberate on pending Committee business held at Sawela Lodge, Naivasha on 9<sup>th</sup>-12<sup>th</sup> November, 2016
- ix). Issues affecting Health workers in the County – suspension of 64 nurses of Pumwani Maternity Hospital, issues of nurses allegedly receiving erroneous pay slips among others.
- x). Recruitments by the County Public Service Board in the County.

MIN 102/LSW/MAY/2017 – ADJOURNMENT

There being no other business, the meeting was adjourned at 1:05 pm, next meeting to be

CONFIRMED AS TRUE RECORDS OF PROCEEDINGS

CHAIRPERSON Bwm.....

DATE 24/5/2017.....

