

GOVERNMENT OF NAIROBI CITY COUNTY



THE NAIROBI CITY COUNTY ASSEMBLY

OFFICE OF THE CLERK

SECOND ASSEMBLY-THIRD SESSION

NBI CA. PLC. 2019 / (059)

7th August, 2019

PAPER LAID

Pursuant to Standing Order 191 (6) I beg to lay the following Paper on the Table of the Assembly, today Wednesday 7th August, 2019.

REPORT OF THE SECTORAL COMMITTEE ON LABOUR AND SOCIAL WELFARE ON CONSIDERATION OF PETITION BY RESIDENTS OF NAIROBI CITY COUNTY REGARDING NON-INVOLVEMENT OF DISABLED PERSONS IN KEY DECISION MAKING ORGANS IN NAIROBI CITY COUNTY GOVERNMENT.

(The Chairperson, Sectoral Committee on Labour and Social Welfare)

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

Paper laid
by Hon. A. Kamau
on 7/08/19
CA
7/08/19

COUNTY GOVERNMENT OF NAIROBI CITY



Paper laid by
Hon. Akama
on 7/8/19
CA
7/8/19.

NAIROBI CITY COUNTY ASSEMBLY
SECOND ASSEMBLY-THIRD SESSION

REPORT OF THE SECTORAL
COMMITTEE ON LABOUR AND SOCIAL WELFARE
ON

CONSIDERATION OF PUBLIC PETITION BY RESIDENTS OF NAIROBI CITY COUNTY
REGARDING NON-INVOLVEMENT OF DISABLED PERSONS IN KEY DECISION-MAKING
ORGANS IN NAIROBI CITY COUNTY GOVERNMENT

Clerk's Chambers
City Hall Buildings
NAIROBI

AUGUST, 2019

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ANNEXES

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- (ii) **Annexure (2)**
 - a) Public Petition
 - b) Submissions by the County Executive Committee Member

1.0. PREFACE

1.1. Committee Mandate

Hon. Speaker,

The Sectoral Committee on Labour and Social Welfare is one of the Sectoral Committees established under Standing Order 203. The Committee is mandated under the Third Schedule of the Standing Orders to ***“investigate, inquire into and report on all matters related to labour, trade union relations, manpower or human resource planning; County Public Service; gender and social welfare, youth.”***

1.2 Committee Membership

Hon. Speaker,

The Committee comprises the following Members:-

- | | |
|---|-------------------------|
| 1. Hon. Peter Wanyoike Gitau, MCA | Chairperson |
| 2. Hon. Geoffrey Ng'ang'a Mbuthia, MCA | Vice Chairperson |
| 3. Hon. Rose Adhiambo Ogonda, MCA | |
| 4. Hon. John Ng'ang'a Mukiri, MCA | |
| 5. Hon. Wilson Ongele Ochola, MCA | |
| 6. Hon. Peter Wahinya Kimuhu, MCA | |
| 7. Hon. Fuad Hussein Mohamed, MCA | |
| 8. Hon. Antony Kimemia, MCA | |
| 9. Hon. Anthony Gatune, MCA | |
| 10. Hon. Evans Otiso, MCA | |
| 11. Hon. Jared Akama, MCA | |
| 12. Hon. Mary Njambi, MCA | |
| 13. Hon. Susan Makungu, MCA | |
| 14. Hon. Beatrice Gakuru, MCA | |
| 15. Hon. Laurah Mwende, MCA | |
| 16. Hon. Margaret Mbote, MCA | |
| 17. Hon. Esther Nyangweso, MCA | |
| 18. Hon. Eunice Wanjiku Marimbi, MCA | |

1.3 Presentation of Public Petition

Hon. Speaker,

Pursuant to Standing Order 208, the Hon. Speaker presented a Public Petition by residents of Nairobi City County regarding non-involvement of disabled persons in key decision-making organs in Nairobi City County Government on 2nd April, 2019.

1.4 Committal to Committee on Labour and Social Welfare

Hon. Speaker,

The Petition was forwarded to the Sectoral Committee on Labour and Social Welfare on 9th May, 2019 for consideration and reporting to the Petitioners within 45 calendar days in accordance with Standing Order 215 (2).

1.5 Committee Meetings

Hon. Speaker,

The Committee invited the Petitioners to a sitting of the Committee held on Wednesday 12th June, 2019 to deliberate on the Petition. The Committee also invited the Ag. County Secretary and the County Executive Committee Member for Education, Sports, Culture, Youth Affairs and Social Services to a meeting held on Wednesday 10th July 2019 to deliberate on the Petition. In total, the Committee held five sittings in consideration of this matter.

1.6 Acknowledgement

Hon. Speaker,

May I take this opportunity to thank Members of the Committee for their input and valuable contributions during the deliberations on the Petition. The Committee also takes this opportunity to thank the Offices of the Speaker and of the Clerk of the County Assembly for the logistical support accorded to it during the deliberations. The Committee is grateful to the staff of the County Assembly attached to the Committee for their services rendered to the Committee.

Finally, on behalf of the Sectoral Committee on Labour and Social Welfare, it is my pleasure and duty to present to the Assembly, the Committee's Report on its

consideration of a Public Petition by residents of Nairobi City County regarding non-involvement of disabled persons in key decision-making organs in Nairobi City County Government.

Thank you.

Signed 

Hon. Peter Wanyoike, MCA
(Chairperson)

Sectoral Committee on Labour and Social Welfare

Dated this  day of... 2019

2.0. BACKGROUND

2.1 Mandate of the Sectoral Committee on Labour and Social Welfare

The Sectoral Committee on Labour and Social Welfare is one of the Sectoral Committees established under Standing Order No. 203 with amongst others, the mandate to 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.

2.2 Background of the Public Petition

Article 21, Sub –Article 3 of the Constitution of Kenya, 2010 state 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 marginalised communities, and members of particular ethnic, religious or cultural communities.

Article 185 of the Constitution rests the legislative Authority and Oversight function at the County level on the County Assembly.

Article 54 of the Constitution gives persons with disabilities rights to be treated with dignity and respect and to be addressed and referred to in a manner that is not demeaning; to access educational institutions and facilities for persons with disabilities that are integrated into society to the extent compatible with the interests of the person; to reasonable access to all places, public transport and information; to use Sign language, Braille or other appropriate means of communication; and to access materials and devices to overcome constraints arising from the person's disability.

Article 56 further gives persons with disabilities rights to participate as is represented in governance and other spheres of life; are provided special opportunities in educational and economic fields; are provided special opportunities for access to employment; develop their cultural values, languages and practices; and have

reasonable access to water, health services and infrastructure.

The Nairobi County Disabled People Organizations petitioned the Nairobi City County Assembly and expressed their concern regarding their lack of representation in decision making in the County, poor service delivery to Persons living With Disabilities; and laxity of meeting Constitutional obligations concerning PWDS set out in the Employment and Procurement Acts.

The residents Nairobi County Disabled People Organizations confirmed that efforts have been made to have the matter addressed by the relevant body but it has failed to give a satisfactory response and that the issues in respect of which the Petition is made, is not pending before any Court of law, or Constitutional or legal body.

The Petitioners therefore PRAYED that the County Assembly of Nairobi City intervenes and ensure that:-

- a. The Nairobi City County Executive establishes Persons with Disabilities Board as provided in the Nairobi City County Persons with Disabilities Act, 2015 and enacts the Regulations thereon;
- b. The Nairobi City County Executive ensures compliance with accessibility requirements of the buildings within Nairobi City County and have a front office desk that serves persons with disabilities in the County and Sub-county managed by a person with disability and a sign language interpreter; and
- c. The Nairobi City County Executive sets aside special needs bursary fund for schools from lower primary to higher levels of education for learners with disabilities.

3.0 CONSIDERATION OF THE PUBLIC PETITION

In considering the Petition, the Sectoral Committee on Labour and Social Welfare considered the provisions of the Nairobi City County Persons with Disabilities Act, 2015 the Persons with Disabilities Act, 2003 and the Constitution of Kenya, 2010.

The Committee held a meeting with the representatives of the Nairobi County Disabled People Organizations on Wednesday 12th June 2019 where the Committee gathered views from the petitioners with regard to the petition.

The Committee also held a meeting on Wednesday, 10th July, 2019 where the Committee engaged Officers from the Education, Youth Affairs, Sports Culture and Social Services Sector of the County Executive on the Petition prayers and the implementation status of the Nairobi City County Persons with Disabilities Act, 2015. The minutes of the proceedings are attached to this report.

3.1 MEETING WITH THE PETITIONERS: NAIROBI COUNTY DISABLED PEOPLE ORGANIZATIONS

- 3.1.1 The Committee held a meeting with the Petitioners on Wednesday 12th June, 2019 at Charter Hall, Assembly Precincts, City Hall Buildings to deliberate on the Petition.
- 3.1.2 The petitioners informed the Committee that one of the main purpose of the Petition was lack of implementation of the Nairobi City County Persons with Disabilities Act, 2015. The petitioners also informed the Committee that they would like the County Government to consult widely with persons living with disabilities in the County prior to the establishment of the Nairobi City County Persons with Disabilities Board.
- 3.1.3 The petitioners sought the Committee's assistance in ensuring that buildings and public roads within the County cater for movement of persons living with disabilities in adherence to Article 54 of the Constitution of Kenya and Sections 16,17 and 18 of the Nairobi City County Persons with Disabilities Act 2015; and that they are accorded equal job/business opportunities and not treated as second-class citizens.
- 3.1.4 The representatives of the Nairobi County Disabled People Organizations brought to the attention of the Committee that there was need for the County Government to set up customer service desks that serve persons with disabilities in the County and Sub-County managed by officers who are trained in sign

language and braille. These desks will facilitate persons living with disabilities especially the visually impaired and the deaf, to easily access services from the County.

- 3.1.5 The petitioners further sought the Committee's intervention in ensuring that their rights are addressed by the County Government as is stipulated in the Nairobi City County Persons with Disabilities Act, 2015. They also advocated for disability mainstreaming in the County in order to promote, protect and ensure full and equal enjoyment of all human rights and fundamental freedoms by all persons with disabilities; and to promote respect for their inherent dignity.
- 3.1.6 Finally, the petitioners sought the Committee's intervention in ensuring that the Nairobi City County Government sets aside special needs bursary fund for schools from lower primary to higher levels of education for learners with disabilities. The Committee assured the petitioners that they would take up the matter with the relevant Sector.

3.2 MEETING WITH THE COUNTY EXECUTIVE COMMITTEE MEMBER FOR EDUCATION, SPORTS, CULTURE, YOUTH AFFAIRS AND SOCIAL SERVICES

- 3.2.1 The Committee held a meeting with the County Executive Committee Member for Education, Sports, Culture, Youth Affairs and Social Services on Wednesday 10th July, 2019 at Committee Room 5, Assembly Precincts, City Hall Buildings to deliberate on the Petition.
- 3.2.2 The Chairperson informed the County Executive Committee Member the various grounds of the Petition key ones being:
- Lack of implementation of the Nairobi City County Persons with Disabilities Act, 2015;
 - Lack of compliance to accessibility requirements in buildings and public roads within the County in adherence to Article 54 of the Constitution of Kenya and Sections 16,17 and 18 of the Nairobi City County Persons with Disabilities Act 2015;
 - Lack of customer service desks to serve persons with disabilities in the County; and

- The need for special needs bursary fund for schools from lower primary to higher levels of education for learners with disabilities.

3.2.3 *On implementation of the Nairobi City County Persons with Disabilities Act, 2015;*

The County Executive Committee Member informed the Committee that the Nairobi City County Persons with Disabilities Regulations were drafted in 2017 and the Nairobi County Persons with Disabilities Board gazetted on 28th July 2017. The County Executive Committee Member has however never convened a sitting of the Board since gazettelement of the Board Members. This is because the County Executive Committee Member noticed the need to amend the Nairobi City County Persons with Disabilities Act, 2015. As per her observations, the functions of the Nairobi City County Persons with Disabilities Board seem to override the functions of the County Executive.

3.2.4 *On compliance to accessibility requirements in buildings and public roads within the County in adherence to Article 54 of the Constitution of Kenya and Sections 16,17 and 18 of the Nairobi City County Persons with Disabilities Act, 2015;*

The County Executive Committee Member informed the Committee that Part II of the draft Nairobi City County Persons with Disabilities Regulations provide for an authorized officer to inspect public buildings, roads or other social amenities to ensure that the proprietor satisfies the requirements of Sections 16, 17 and 18 of the Nairobi City County Persons with Disabilities Act, and shall make a recommendation to the relevant board for the issuance of adjustment orders.’ She has however not yet liaised with the technical officers in the County Executive to ensure that all buildings, public roads and walkways adhere to the accessibility requirements set out in the Act.

3.2.5 *On the lack of customer service desks to serve persons with disabilities in the County;*

The Committee was informed that there are programmes in place for persons living with disabilities under the Social Services and Community Development department. Five staff are currently undergoing training on sign language since March 2019 in collaboration with Nairobi Trust, which will end in September

2019. The County will then set up five customer service desks within City Hall Buildings to serve persons with disabilities.

3.2.6 *On special needs bursary fund for schools from lower primary to higher levels of education for learners with disabilities;*

The County Executive Committee Member informed the Committee that the Nairobi City County Bursary and Scholarship Fund Regulations, 2019 have taken into consideration children with disability under Regulation 20. The Regulations have a provision for children with special needs.

3.2.6 *The Committee further sought to know whether the Sector has set aside a budget for operations of the Board since it was gazetted;*

The County Chief Officer for Social Services informed the Committee that the Board has never been able to operate since it does not have a provision for a fund under the Act. This has also necessitated the need to review the Act.

4.0. COMMITTEE'S OBSERVATIONS AND FINDINGS

Following the meetings held with the representatives of the Nairobi County Disabled People Organizations, the County Executive Committee Member for Education, Sports, Culture, Youth Affairs and Social Services and the oral submissions received, the Committee made the following observations:-

4.0.1 The Sector for Education, Sports, Culture, Youth Affairs and Social Services has inordinately delayed implementing the Persons with Disabilities Act 2015. Members observed that nothing prohibited the Sector from implementing the Act even as they proposed amendments on areas the Sector felt needed to be amended. Members further noted that while considering the legislation while still a Bill, the Sector was fully engaged and submitted their proposals which were incorporated. Members further noted that the implementation of legislation is not discretionary and shall come into force as provided by Section 25 (2) of the County Governments Act, 2010.

- 4.0.2 The Committee noted that the Nairobi City County Persons with Disabilities Regulations drafted in 2017 have never been forwarded to the Assembly for consideration and approval as envisaged by the Statutory Instruments Act, 2013.
- 4.0.3 The Committee also noted that many buildings including public buildings, roads and walkways in the City are not disability friendly, as they do not adhere to the accessibility requirements set out in Section 16, 17 and 18 of the Nairobi City County Persons with Disabilities Act, 2015. The County Executive Committee Member is yet to initiate consultations with the relevant Sectors in order to comply with the provisions in the Act.
- 4.0.4 Members further noted that there was nothing hindering the Sector from setting up the customer service desks and training the officers while on the job. It was also noted that the deaf were not the only persons with disabilities to be served at the service desks.
- 4.0.5 The Committee also observed that there had been an allocation of Kshs. 50 Million for persons living with disabilities in the Financial Year 2015/2016 but no budget allocation was given for the same in the subsequent Financial Years. Members proposed that moving forward, it would be important for the Sector to allocate a budget towards programmes for persons living with disabilities and operations of the Nairobi City County Persons with Disabilities Board.


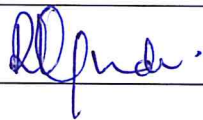




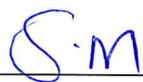
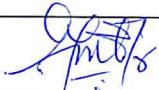


5.0. COMMITTEE'S RECOMMENDATIONS

Following the above deliberations on the Petition, the Committee makes the following recommendations:- That;

1. The CECM to convene the first sitting of the Nairobi County Persons with Disabilities Board as soon as possible and not later than thirty days from the date of tabling this report, to deliberate on the implementation of the Nairobi City County Persons with Disabilities Act, 2015 and to immediately inform the Committee on the resolutions of the said meeting;

2. The Sector to collaborate with the relevant Sectors of the County Executive to ensure compliance with accessibility requirements of all the buildings and public roads in the County as set out in Section 16, 17 and 18 of the Nairobi City County Persons with Disabilities Act, 2015 and urgently update the Committee on the progress. A report on the same be forwarded to the Committee on or before 10th August 2019;
3. The Sector to immediately set up customer service desks at the main receptions of City Hall Buildings and City Hall Annex equipped to serve persons living with disabilities in the County. Members noted that there was nothing hindering the Sector from setting up the service desks as provided in the Act and training the officers while on the job;
4. The CECM to ensure compliance with part V of the Nairobi City County Bursary and Scholarship Fund Regulations, 2019 on issuance of bursaries to children with special needs and a report be forwarded to the Committee on or before 30th August 2019 on the number of indigent special needs children awarded bursaries in the last two Financial Years;
5. The Sector forward to the Assembly the proposed amendments Bill to the Nairobi City County Persons with Disabilities Act, 2015 within 30 days from the date of tabling this report for consideration;
6. The County Executive Committee Member to urgently complete the drafting of the Nairobi City County Persons With Disabilities Act, 2015 Regulations and forward them to the Assembly in compliance with Section 11 of the Statutory Instruments Act, 2013; and
7. The Sector to re-allocate its budget to provide for programmes for persons living with disabilities and operations of the Nairobi City County Persons with Disabilities Board, in concurrence with the County Executive Committee Member for Finance, and the same submitted to the County Assembly for approval through Supplementary Estimates.

**COMMITTEE MEMBERS SIGNATURES FOR ADOPTION OF COMMITTEE REPORT ON
CONSIDERATION OF PUBLIC PETITION BY RESIDENTS OF NAIROBI CITY COUNTY
REGARDING NON-INVOLVEMENT OF DISABLED PERSONS IN KEY DECISION-
MAKING ORGANS IN NAIROBI CITY COUNTY GOVERNMENT**

NO	NAME	SIGNATURE
1	Hon. Peter Wanyoike Gitau, MCA	
2	Hon. Geoffrey Ng'ang'a Mbuthia, MCA	
3	Hon. Rose Adhiambo Ogonda, MCA	
4	Hon. Peter Wahinya Kimuhu, MCA	
5	Hon. John Ng'ang'a Mukiri, MCA	
6	Hon. Wilson Ongele Ochola, MCA	
7	Hon. Evans Otiso, MCA	
8	Hon. Jared Akama, MCA	
9	Hon. Antony Kimemia, MCA	
10	Hon. Fuad Hussein Mohamed, MCA	
11	Hon. Anthony Ng'ang'a Gatune, MCA	
12	Hon. Susan Makungu Kavaya, MCA	
13	Hon. Beatrice Waithera Gakuru, MCA	
14	Hon. Margaret Wanjiru Mbote, MCA	
15	Hon. Esther Nyangweso, MCA	
16	Hon. Laurah Mwende, MCA	
17	Hon. Eunice Wanjiku Marimbi, MCA	
18	Hon. Mary Njambi Njuguna, MCA	

MINUTES OF THE 20TH SITTING OF THE NAIROBI CITY COUNTY ASSEMBLY SECTORAL COMMITTEE ON LABOUR AND SOCIAL WELFARE HELD ON TUESDAY 14TH MAY, 2019 AT 12.00 PM AT THE COMMITTEE ROOMS, CITY HALL BUILDINGS

PRESENT:

- | | |
|--|------------------|
| 1. Hon. Peter Wanyoike Gitau, MCA | Chairperson |
| 2. Hon. Geoffrey Ng'ang'a Mbuthia, MCA | Vice Chairperson |
| 3. Hon. Evans Otiso, MCA | |
| 4. Hon. Jared Akama, MCA | |
| 5. Hon. Susan Makungu, MCA | |
| 6. Hon. Anthony Gatune, MCA | |
| 7. Hon. Antony Kimemia, MCA | |
| 8. Hon. Beatrice Waithera, MCA | |
| 9. Hon. Esther Nyangweso, MCA | |
| 10. Hon. Eve Malenya, MCA | |
| 11. Hon. John Ng'ang'a Mukiri, MCA | |
| 12. Hon. Eunice Wanjiku Marimbi, MCA | |
| 13. Hon. Margaret Wanjiru Mbote, MCA | |
| 14. Hon. Peter Wahinya Kimuhu, MCA | |

ABSENT:

1. Hon. Mary Njambi, MCA
2. Hon. Rose Ogonda, MCA
3. Hon. Laurah Mwende, MCA
4. Hon. Wilson Ongele Ochola, MCA
5. Hon. Fuad Hussein Mohamed, MCA

SECRETARIAT:

- | | | |
|------------------------|---|-----------------|
| 1. Ms. Josephine Kamau | – | Clerk Assistant |
|------------------------|---|-----------------|

Agenda:

- 1) Preliminaries
- 2) Consideration of a Petition by Residents of Nairobi City County regarding non-involvement of disabled persons in key decision making organs in the Nairobi City County
- 3) AOB & Adjournment

MIN.66/LSW/MAY/2019: PRELIMINARIES

The Chairperson called the meeting to order at 12.00 pm and opened the meeting with a word of prayer. He then welcomed Members to the meeting and read the agenda of the day which was subsequently adopted for discussion as proposed by Hon. Antony Kimemia and seconded by Hon. John Mukiri.

MIN.67/LSW/MAY/2019: CONSIDERATION OF A PETITION BY RESIDENTS OF NAIROBI CITY COUNTY REGARDING NON-INVOLVEMENT OF DISABLED PERSONS IN KEY DECISION MAKING ORGANS IN THE NAIROBI CITY COUNTY

The Chairperson informed the Committee that it had received a Public Petition by residents of Nairobi City County regarding non-involvement of disabled persons in key decision making organs in the Nairobi City County

The Committee resolved to invite the petitioners to deliberate on the petition on Wednesday 5th June, 2019.

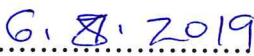
MIN.68/LSW/APRIL/2019:

A.O.B & ADJOURNMENT

The Committee having dispensed with the business of the day and the time being thirty six minutes past One O'clock, the Chairman adjourned the sitting. The date and venue of the next sitting was going to be communicated by way of notice.

CONFIRMED AS TRUE RECORD OF PROCEEDINGS

SIGN..........

DATE..........

HON. PETERWANYOIKE (CHAIRPERSON)

MINUTES OF THE 28TH SITTING OF THE NAIROBI CITY COUNTY ASSEMBLY SECTORAL COMMITTEE ON LABOUR AND SOCIAL WELFARE HELD ON TUESDAY 11TH JUNE, 2019 AT 12.00 PM AT THE COMMITTEE ROOM, CITY HALL BUILDINGS

PRESENT:

- | | |
|--|------------------|
| 1. Hon. Peter Wanyoike Gitau, MCA | Chairperson |
| 2. Hon. Geoffrey Ng'ang'a Mbuthia, MCA | Vice Chairperson |
| 3. Hon. Evans Otiso, MCA | |
| 4. Hon. Anthony Gatune, MCA | |
| 5. Hon. Mary Njambi, MCA | |
| 6. Hon. Rose Ogonda, MCA | |
| 7. Hon. Laurah Mwende, MCA | |
| 8. Hon. Beatrice Gakuru, MCA | |
| 9. Hon. Esther Nyangweso, MCA | |
| 10. Hon. John Ng'ang'a Mukiri, MCA | |
| 11. Hon. Wilson Ongele Ochola, MCA | |
| 12. Hon. Margaret Wanjiru Mbote, MCA | |
| 13. Hon. Susan Makungu Kavaya, MCA | |
| 14. Hon. Eunice Wanjiku Marimbi, MCA | |

ABSENT:

1. Hon. Jared Akama, MCA
2. Hon. Antony Kimemia, MCA
3. Hon. Eve Malenya, MCA
4. Hon. Peter Wahinya Kimuhu, MCA
5. Hon. Fuad Hussein Mohammed, MCA

SECRETARIAT:

- | | | |
|------------------------|---|-----------------|
| 1. Ms. Josephine Kamau | – | Clerk Assistant |
|------------------------|---|-----------------|

Agenda:

- 1) Preliminaries
- 2) Review of the Nairobi City County Persons with Disability Act, 2015 vis a vis the Constitution of Kenya, 2010
- 3) Consideration of Committee Report on Vetting of Nominees to the County Public Service Board
- 4) AOB & Adjournment

MIN.092/LSW/MAY/2019:

PRELIMINARIES

The Chairperson called the meeting to order at 12.00 pm and opened the meeting with a word of prayer. He then welcomed Members to the meeting and read the agenda of the day which was subsequently adopted for discussion as proposed by Hon. Rose Ogonda and seconded by the Hon. Antony Gatune.

MIN.093/LSW/MAY/2019:

REVIEW OF THE NAIROBI CITY COUNTY PERSONS WITH DISABILITY ACT, 2015 VIS A VIS THE CONSTITUTION OF KENYA, 2010

The Committee reviewed the Nairobi City County Persons with Disabilities Act, 2015 and the Chairperson requested Members to avail themselves for the meeting with PWDs.

MIN.094/LSW/MAY/2019: CONSIDERATION OF COMMITTEE REPORT
ON VETTING OF NOMINEES TO THE COUNTY PUBLIC SERVICE BOARD

The Committee reviewed the nominees assessment forms on their performance during the approval hearing. The Committee also reviewed the draft report and approved the six nominees to the County Public Service Board.

MIN.095/LSW/MAY/2019: A.O.B &ADJOURNMENT

The Committee having dispensed with the business of the day and the time being five minutes past One O'clock, the Chairman adjourned the sitting. The date and venue of the next sitting was going to be communicated by way of notice.

CONFIRMED AS TRUE RECORD OF PROCEEDINGS

SIGN.....PW..... DATE.....7.8.19.....

HON. PETER WANYOIKE (CHAIRPERSON)

MINUTES OF THE 29TH SITTING OF THE NAIROBI CITY COUNTY ASSEMBLY SECTORAL COMMITTEE ON LABOUR AND SOCIAL WELFARE HELD ON WEDNESDAY 12TH JUNE, 2019 AT 11.00 AM AT THE CHARTER HALL, CITY HALL BUILDINGS

PRESENT:

- | | |
|--|------------------|
| 1. Hon. Peter Wanyoike Gitau, MCA | Chairperson |
| 2. Hon. Geoffrey Ng'ang'a Mbuthia, MCA | Vice Chairperson |
| 3. Hon. Evans Otiso, MCA | |
| 4. Hon. Jared Akama, MCA | |
| 5. Hon. Anthony Gatune, MCA | |
| 6. Hon. Antony Kimemia, MCA | |
| 7. Hon. Mary Njambi, MCA | |
| 8. Hon. Rose Ogonda, MCA | |
| 9. Hon. Beatrice Gakuru, MCA | |
| 10. Hon. Esther Nyangweso, MCA | |
| 11. Hon. Susan Makungu Kavaya, MCA | |
| 12. Hon. Eunice Wanjiku Marimbi, MCA | |
| 13. Hon. Margaret Wanjiru Mbote, MCA | |
| 14. Hon. John Ng'ang'a Mukiri, MCA | |
| 15. Hon. Peter Wahinya Kimuhu, MCA | |
| 16. Hon. Wilson Ongele Ochola, MCA | |

ABSENT:

1. Hon. Fuad Hussein Mohamed, MCA
2. Hon. Laurah Mwende, MCA
3. Hon. Eve Malenya, MCA

SECRETARIAT:

- | | | |
|------------------------|---|-----------------|
| 1. Ms. Josephine Kamau | – | Clerk Assistant |
|------------------------|---|-----------------|

Agenda:

- 1) Preliminaries
- 2) Confirmation of Minutes – 21st, 24th, 25th and 29th Sitzings of 2019
- 3) Matters Arising
- 4) Consideration and Adoption of Committee Report on Vetting of Nominees to the Nairobi City County Public Service Board
- 5) Meeting with the Petitioners to deliberate on a Petition by Residents of Nairobi City County regarding non-involvement of disabled persons in key decision making organs in the Nairobi City County
- 6) AOB & Adjournment

MIN.096/LSW/JUNE/2019:

PRELIMINARIES

The Chairperson called the meeting to order at 11.20 am and opened the meeting with a word of prayer. He then welcomed Members to the meeting and read the agenda of the day which was subsequently adopted for discussion as proposed by the Vice Chairperson and seconded by the Hon. Rose Ogonda.

MIN.097/LSW/JUNE/2019:

CONSIDERATION AND ADOPTION OF COMMITTEE REPORT ON VETTING OF NOMINEES TO THE NAIROBI CITY COUNTY PUBLIC SERVICE BOARD

Members considered the report on vetting of nominees to the Nairobi County Public Service Board and gave their observations and recommendations on the same.

The Committee having considered the nominees' filled Questionnaires pursuant to the Public Appointments (County Assemblies Approval) Act, 2017, their curricula vitae and having heard their oral submissions, felt that they satisfied the requirements of Chapter Six of the Constitution of Kenya on leadership and integrity which is a requirement under section 35(3)(c) of the County Governments Act, 2012.

The Committee therefore adopted the report as proposed by Hon. Peter Wahinya and seconded by Hon. Rose Ogonda.

MIN.098/LSW/JUNE/2019: MEETING WITH THE PETITIONERS TO DELIBERATE ON A PETITION BY RESIDENTS OF NAIROBI CITY COUNTY REGARDING NON-INVOLVEMENT OF DISABLED PERSONS IN KEY DECISION MAKING ORGANS IN THE NAIROBI CITY COUNTY

The Chairperson welcomed the petitioners to the meeting followed by a round of introduction. He stated the agenda of the meeting, which was a petition that had been submitted to the Committee for consideration and reporting. He then invited the petitioners to present their prayers to the Committee.

One of the main purpose of the petition was lack of implementation of the Nairobi City County Persons with Disability Act, 2015. The petitioners informed the Committee that they would like the County Government to conduct public participation prior to the establishment of the Nairobi City County Board for Persons with Disabilities.

The petitioners also sought the Committee's assistance in ensuring that buildings within the County cater for movement of persons living with disabilities, equal business opportunities and that they are not treated as second-class citizens.

The petitioners further sought the Committee's intervention in ensuring that their needs are well catered for by the County Government. They also advocated for disability mainstreaming in the County.

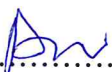
Way Forward:


- i. The Committee advised the petitioners to conduct elections as soon as possible and elect officials who will be their representatives.
- ii. The Committee assured the petitioners that their grievances would be addressed without delay and a report will be forwarded to them on the same.

MIN.099/LSW/JUNE/2019: A.O.B & ADJOURNMENT

The Committee having dispensed with the business of the day and the time being fifteen minutes past Two O'clock, the Chairman adjourned the sitting. The date and venue of the next sitting was going to be communicated by way of notice.

CONFIRMED AS TRUE RECORD OF PROCEEDINGS

SIGN.....

DATE.....

HON. PETER WANYOIKE (CHAIRPERSON)

MINUTES OF THE 30TH SITTING OF THE NAIROBI CITY COUNTY ASSEMBLY SECTORAL COMMITTEE ON LABOUR AND SOCIAL WELFARE HELD ON TUESDAY 2ND JULY, 2019 AT 12.00 PM AT THE COMMITTEE ROOM, CITY HALL BUILDINGS

PRESENT:

- | | |
|--|------------------|
| 1. Hon. Geoffrey Ng'ang'a Mbuthia, MCA | Vice Chairperson |
| 2. Hon. Evans Otiso, MCA | |
| 3. Hon. Jared Akama, MCA | |
| 4. Hon. Anthony Gatune, MCA | |
| 5. Hon. Antony Kimemia, MCA | |
| 6. Hon. Mary Njambi, MCA | |
| 7. Hon. Rose Ogonda, MCA | |
| 8. Hon. Esther Nyangweso, MCA | |
| 9. Hon. John Ng'ang'a Mukiri, MCA | |

ABSENT:

- | | |
|-------------------------------------|-------------|
| 1. Hon. Peter Wanyoike Gitau, MCA | Chairperson |
| 2. Hon. Eunice Wanjiku Marimbi, MCA | |
| 3. Hon. Margaret Wanjiru Mbote, MCA | |
| 4. Hon. Fuad Hussein Mohamed, MCA | |
| 5. Hon. Peter Wahinya Kimuhu, MCA | |
| 6. Hon. Wilson Ongele Ochola, MCA | |
| 7. Hon. Laurah Mwende, MCA | |
| 8. Hon. Beatrice Gakuru, MCA | |
| 9. Hon. Susan Makungu, MCA | |
| 10. Hon. Eve Malenya, MCA | |

SECRETARIAT:

- | | | |
|------------------------|---|-----------------|
| 1. Ms. Josephine Kamau | – | Clerk Assistant |
|------------------------|---|-----------------|

Agenda:

- 1) Preliminaries
- 2) Confirmation of Minutes – 1st to 5th Sitzings of 2019
- 3) Matters Arising
- 4) Preparation of meeting with the Ag. County Secretary and the CECM for Education, Children, Sports, Youth Affairs and Social Services to deliberate on a Petition by Residents of Nairobi City County regarding non-involvement of disabled persons in key decision making organs in the Nairobi City County
- 5) AOB & Adjournment

MIN.100/LSW/JULY/2019:

PRELIMINARIES

The Vice-Chairperson called the meeting to order at 12.05 am and opened the meeting with a word of prayer. He then welcomed Members to the meeting and read the agenda of the day which was subsequently adopted for discussion as proposed by the Hon. Evans Otiso and seconded by the Hon. Jared Akama.

MIN.101/LSW/JULY/2019:

CONFIRMATION OF MINUTES

The Vice-Chairperson read through the Minutes of the 1st sitting held on 23rd January, 2019. The Minutes were confirmed to be the true record of the proceedings as proposed by Hon. Anthony Gatune and seconded by Hon. Antony Kimemia.

The Vice-Chairperson read through the Minutes of the 2nd sitting held on 30th January, 2019. The Minutes were confirmed to be the true record of the proceedings as proposed by Hon. John Ng'ang'a and seconded by Hon. Anthony Gatune.

The Vice-Chairperson read through the Minutes of the 3rd sitting held on 5th February, 2019. The Minutes were confirmed to be the true record of the proceedings as proposed by Hon. Esther Nyangweso and seconded by Hon. Mary Njambi.

The Vice-Chairperson read through the Minutes of the 4th sitting held on 6th February, 2019. The Minutes were confirmed to be the true record of the proceedings as proposed by Hon. Jared Akama and seconded by Hon. John Ng'ang'a.

The Vice-Chairperson read through the Minutes of the 5th sitting held on 13th February, 2019. The Minutes were confirmed to be the true record of the proceedings as proposed by Hon. Anthony Gatune and seconded by Hon. Antony Kimemia.

MIN.102/LSW/JULY/2019:

MATTERS ARISING

There were no matters arising from the minutes.

MIN.103/LSW/JULY/2019:

PREPARATION OF MEETING WITH THE AG. COUNTY SECRETARY AND THE CECM FOR EDUCATION, CHILDREN, SPORTS, YOUTH AFFAIRS AND SOCIAL SERVICES TO DELIBERATE ON A PETITION BY RESIDENTS OF NAIROBI CITY COUNTY REGARDING NON-INVOLVEMENT OF DISABLED PERSONS IN KEY DECISION MAKING ORGANS IN NAIROBI CITY COUNTY

The Vice Chairperson informed Members that the Committee was scheduled to hold a meeting with the CECM for Education, Children, Sports, Youth Affairs and Social Services to deliberate on a Petition by Residents of Nairobi City County regarding non-involvement of disabled persons in key decision making organs in the Nairobi City County Government, on Wednesday 3rd July 2019.

The secretariat briefed the Committee on the provisions of the Nairobi City County Persons with Disabilities Act, 2015 on the tenure of office of the members of the Board, which is three years. She also informed the Committee that the Assembly approved the nomination of eleven members of the Board in the month of June 2017.

MIN.104/LSW/JULY/2019:

A.O.B & ADJOURNMENT

The Committee having dispensed with the business of the day and the time being fifty seven minutes past Twelve O'clock, the Chairman adjourned the sitting. The date and venue of the next sitting was going to be communicated by way of notice.

CONFIRMED AS TRUE RECORD OF PROCEEDINGS

SIGN.....
HON. PETER WANYOIKE (CHAIRPERSON)

DATE.....7.08.19.....

MINUTES OF THE 31ST SITTING OF THE NAIROBI CITY COUNTY ASSEMBLY SECTORAL COMMITTEE ON LABOUR AND SOCIAL WELFARE HELD ON WEDNESDAY 3RD JULY, 2019 AT 11.00 AM AT COMMITTEE ROOM 5, CITY HALL BUILDINGS

PRESENT:

- | | |
|--|------------------|
| 1. Hon. Peter Wanyoike Gitau, MCA | Chairperson |
| 2. Hon. Geoffrey Ng'ang'a Mbuthia, MCA | Vice Chairperson |
| 3. Hon. Evans Otiso, MCA | |
| 4. Hon. Jared Akama, MCA | |
| 5. Hon. Anthony Gatune, MCA | |
| 6. Hon. Antony Kimemia, MCA | |
| 7. Hon. Rose Ogonda, MCA | |
| 8. Hon. Laurah Mwendu, MCA | |
| 9. Hon. Beatrice Gakuru, MCA | |
| 10. Hon. Susan Makungu, MCA | |
| 11. Hon. Esther Nyangweso, MCA | |
| 12. Hon. Margaret Wanjiru Mbote, MCA | |

ABSENT:

1. Hon. Eunice Wanjiku Marimbi, MCA
2. Hon. Fuad Hussein Mohamed, MCA
3. Hon. Peter Wahinya Kimuhu, MCA
4. Hon. Wilson Ongele Ochola, MCA
5. Hon. John Ng'ang'a Mukiri, MCA
6. Hon. Mary Njambi, MCA

IN-ATTENDANCE:

- | | | |
|---------------------|---|-------------------------|
| 1. Mr. Daniel Ngari | – | Director, Youth Affairs |
|---------------------|---|-------------------------|

SECRETARIAT:

- | | | |
|------------------------|---|-----------------|
| 1. Ms. Josephine Kamau | – | Clerk Assistant |
|------------------------|---|-----------------|

Agenda:

- 1) Preliminaries
- 2) Meeting with the Ag. County Secretary and the CECM for Education, Children, Sports, Youth Affairs and Social Services to deliberate on a Petition by Residents of Nairobi City County regarding non-involvement of disabled persons in key decision making organs in the Nairobi City County Government
- 3) AOB & Adjournment

MIN.098/LSW/JULY/2019:

PRELIMINARIES

The Chairperson called the meeting to order at 11.10 am and opened the meeting with a word of prayer. He then welcomed Members to the meeting and read the agenda of the day which was subsequently adopted for discussion as proposed by the Hon. Margaret Mbote and seconded by the Hon. Susan Makungu.

MIN.099/LSW/JULY/2019:

MEETING WITH THE AG. COUNTY SECRETARY AND THE CECM FOR EDUCATION, CHILDREN, SPORTS, YOUTH AFFAIRS AND SOCIAL SERVICES TO DELIBERATE ON A PETITION BY RESIDENTS OF NAIROBI CITY COUNTY REGARDING NON-INVOLVEMENT OF DISABLED PERSONS IN KEY DECISION MAKING ORGANS IN THE NAIROBI CITY COUNTY GOVERNMENT

The Chairperson welcomed the Director for Youth Affairs to the meeting followed by a round of introduction. He then read out a letter from the Ag. County Secretary requesting for rescheduling of the sitting due to the absence of relevant officers who were out of the Country for the AFCON Championship.

Members raised a concern on failure by accounting officers to attend serious meetings to deliberate on weighty matters such as a petition. The Director was dismissed from the meeting and the Committee resolved to reschedule the sitting to Wednesday 10th July, 2019.

MIN.100/LSW/JULY/2019:

A.O.B & ADJOURNMENT

Hon. Jared Akama brought to the attention of the Committee the various demonstrations being held by workers from various Companies in the County. The Committee resolved to conduct site visits to various Industries that workers have held demonstration to assess the welfare of employees and working conditions.

The Committee also noted that it is important for the County to come up with a regulation that would require Companies to comply with the laws in place on employees welfare before issuance of licenses. This will also act as a revenue generation stream for the County.

The Committee having dispensed with the business of the day and the time being One O'clock, the Chairman adjourned the sitting. The date and venue of the next sitting was going to be communicated by way of notice.

CONFIRMED AS TRUE RECORD OF PROCEEDINGS

SIGN.....
HON. PETER WANYOIKE (CHAIRPERSON)

DATE.....7.08.19.....

MINUTES OF THE 32ND SITTING OF THE NAIROBI CITY COUNTY ASSEMBLY SECTORAL COMMITTEE ON LABOUR AND SOCIAL WELFARE HELD ON TUESDAY 9TH JULY, 2019 AT 11.00 AM AT COMMITTEE ROOM 8, CITY HALL BUILDINGS

PRESENT:

- | | |
|---------------------------------------|------------------|
| 1. Hon. Peter Wanyoike Gitau, MCA | Chairperson |
| 2. Hon. Geoffrey Ng'ang'a Mbutia, MCA | Vice Chairperson |
| 3. Hon. Evans Otiso, MCA | |
| 4. Hon. Jared Akama, MCA | |
| 5. Hon. Rose Ogonda, MCA | |
| 6. Hon. Susan Makungu, MCA | |
| 7. Hon. Laurah Mwende, MCA | |
| 8. Hon. Anthony Gatune, MCA | |
| 9. Hon. Esther Nyangweso, MCA | |
| 10. Hon. John Ng'ang'a Mukiri, MCA | |
| 11. Hon. Eunice Wanjiku Marimbi, MCA | |
| 12. Hon. Margaret Wanjiru Mbote, MCA | |

ABSENT:

1. Hon. Fuad Hussein Mohamed, MCA
2. Hon. Peter Wahinya Kimuhu, MCA
3. Hon. Wilson Ongele Ochola, MCA
4. Hon. Antony Kimemia, MCA
5. Hon. Beatrice Gakuru, MCA
6. Hon. Mary Njambi, MCA

SECRETARIAT:

- | | | |
|------------------------|---|-----------------|
| 1. Ms. Josephine Kamau | – | Clerk Assistant |
|------------------------|---|-----------------|

Agenda:

- 1) Preliminaries
- 2) Confirmation of Minutes – 6th to 10th Sitzings
- 3) Matters Arising
- 4) Preparation of Meeting with the Ag. County Secretary and the CECM for Education, Children, Sports, Youth Affairs and Social Services to deliberate on a Petition by Residents of Nairobi City County regarding non-involvement of disabled persons in key decision making organs in the Nairobi City County Government
- 5) AOB & Adjournment

MIN.101/LSW/JULY/2019:

PRELIMINARIES

The Chairperson called the meeting to order at 12.15 pm and opened the meeting with a word of prayer. He then welcomed Members to the meeting and read the agenda of the day which was subsequently adopted for discussion as proposed by the Hon. Laurah Mwende and seconded by the Hon. Susan Makungu.

MIN.102/LSW/JULY/2019:

CONFIRMATION OF MINUTES

Hon. Esther Nyangweso read through the Minutes of the 6th sitting held on 19th February, 2019. The Minutes were confirmed to be the true record of the proceedings as proposed by the Chairperson and seconded by John Mukiri.

Hon. Esther Nyangweso read through the Minutes of the 7th sitting held on 20th February, 2019. The Minutes were confirmed to be the true record of the proceedings as proposed by Hon. Margaret Mbote and seconded by the Vice Chairperson.

Hon. Esther Nyangweso read through the Minutes of the 8th sitting held on 26th February, 2019. The Minutes were confirmed to be the true record of the proceedings as proposed by Hon. Evans Otiso and seconded by Hon. Margaret Mbote.

Hon. Esther Nyangweso read through the Minutes of the 9th sitting held on 27th February, 2019. The Minutes were confirmed to be the true record of the proceedings as proposed by the Vice Chairperson and seconded by Hon. John Mukiri.

Hon. Esther Nyangweso read through the Minutes of the 10th sitting held on 12th March, 2019. The Minutes were confirmed to be the true record of the proceedings as proposed by Hon. Laura Mwende and seconded by the Vice-Chairperson.

MIN.103/LSW/JULY/2019:

PREPARATION OF MEETING WITH THE AG. COUNTY SECRETARY AND THE CECM FOR EDUCATION, CHILDREN, SPORTS, YOUTH AFFAIRS AND SOCIAL SERVICES TO DELIBERATE ON A PETITION BY RESIDENTS OF NAIROBI CITY COUNTY REGARDING NON-INVOLVEMENT OF DISABLED PERSONS IN KEY DECISION MAKING ORGANS IN THE NAIROBI CITY COUNTY GOVERNMENT

The Committee reviewed the questions prepared by the secretariat and the provisions of the Nairobi City County Persons with Disabilities Act, 2015.

The Chairperson urged Members to be on time for the Wednesday 10th July, 2019 sitting, for proper planning.

MIN.104/LSW/JULY/2019:

A.O.B & ADJOURNMENT

The Committee having dispensed with the business of the day and the time being Fifty Minutes past Twelve O'clock, the Chairman adjourned the sitting. The date and venue of the next sitting was going to be communicated by way of notice.

CONFIRMED AS TRUE RECORD OF PROCEEDINGS

SIGN.....
HON. PETER WANYOIKE (CHAIRPERSON)

DATE.....7.08.19.....

MINUTES OF THE 33RD SITTING OF THE NAIROBI CITY COUNTY ASSEMBLY SECTORAL COMMITTEE ON LABOUR AND SOCIAL WELFARE HELD ON WEDNESDAY 10TH JULY, 2019 AT 11.30 AM AT COMMITTEE ROOM 5, CITY HALL BUILDINGS

PRESENT:

- | | |
|--|------------------|
| 1. Hon. Jared Akama, MCA | Ag. Chairperson |
| 2. Hon. Geoffrey Ng'ang'a Mbuthia, MCA | Vice Chairperson |
| 3. Hon. Evans Otiso, MCA | |
| 4. Hon. Beatrice Gakuru, MCA | |
| 5. Hon. Susan Makungu, MCA | |
| 6. Hon. Esther Nyangweso, MCA | |
| 7. Hon. Eunice Wanjiku Marimbi, MCA | |
| 8. Hon. Margaret Wanjiru Mbote, MCA | |

ABSENT:

- | | |
|-----------------------------------|-------------|
| 1. Hon. Peter Wanyoike Gitau, MCA | Chairperson |
| 2. Hon. Fuad Hussein Mohamed, MCA | |
| 3. Hon. Peter Wahinya Kimuhu, MCA | |
| 4. Hon. Wilson Ongele Ochola, MCA | |
| 5. Hon. John Ng'ang'a Mukiri, MCA | |
| 6. Hon. Antony Kimemia, MCA | |
| 7. Hon. Laurah Mwende, MCA | |
| 8. Hon. Anthony Gatune, MCA | |
| 9. Hon. Rose Ogonda, MCA | |
| 10. Hon. Mary Njambi, MCA | |

IN-ATTENDANCE:

1. Ms. Lucia Mulwa – CECM for Education, Sports, Youth Affairs and Social Services
2. Mr. Jairus Musumba – County Chief Officer for Education and Social Services
3. Ms. Ruth Owuor – Director for Education
4. Mr. Dominic Odera – Director Administration
5. Mr. Shem Ombura – Director Social Services
6. Ms. Jane Wamuguru – Ag. Director Gender
7. Ms. Elizabeth Ajuang – Administrator

SECRETARIAT:

- | | | |
|------------------------|---|-----------------|
| 1. Ms. Josephine Kamau | – | Clerk Assistant |
|------------------------|---|-----------------|

Agenda:

- 1) Preliminaries
- 2) Confirmation of Minutes – 6th to 10th Sittings
- 3) Matters Arising
- 4) Meeting with the Ag. County Secretary and the CECM for Education, Sports, Youth Affairs and Social Services to deliberate on a Petition by Residents of Nairobi City

County regarding non-involvement of disabled persons in key decision making organs in the Nairobi City County Government
5) AOB & Adjournment

MIN.105/LSW/JULY/2019:

PRELIMINARIES

The Ag. Chairperson (Hon. Jared Akama) called the meeting to order at 11.30 am and opened the meeting with a word of prayer. He then welcomed Members to the meeting and read the agenda of the day which was subsequently adopted for discussion as proposed by the Hon. Esther Nyangweso and seconded by the Hon. Beatrice Waithera.

MIN.106/LSW/JULY/2019:

MEETING WITH THE AG. COUNTY SECRETARY AND THE CECM FOR EDUCATION, CHILDREN, SPORTS, YOUTH AFFAIRS AND SOCIAL SERVICES TO DELIBERATE ON A PETITION BY RESIDENTS OF NAIROBI CITY COUNTY REGARDING NON-INVOLVEMENT OF DISABLED PERSONS IN KEY DECISION MAKING ORGANS IN THE NAIROBI CITY COUNTY GOVERNMENT

The Ag. Chairperson read out the letter of invitation and the petition, which formed the agenda of the meeting after a round of introduction. He then welcomed the CECM and her team to respond to the petition prayers.

The CECM informed the Committee that the Nairobi County Persons with Disabilities Board was gazetted on 28th July 2017 but has never convened a sitting since gazettment. This is because the CECM noticed the need to amend the Nairobi City County Persons with Disabilities Act, 2015 because the functions of the Board seem to override the functions of the County Executive.

The Committee sought to know whether the Sector has set aside a budget for operations of the Board since it was gazetted. The County Chief Officer for Social Services informed the Committee that the Board has never been able to operate since it does not have a provision for a fund under the Act. This has also necessitated the need to review the Act.

Members also sought to know measures the County Government has put in place to ensure that all buildings in the County cater for the needs of PWDs in terms of accessibility in adherence to Article 54 of the Constitution of Kenya, 2010 and Section 16 of the Nairobi City County Persons with Disabilities Act, 2015.

The Committee was informed that the Nairobi City County Persons with Disabilities Regulations were drafted in 2017 and provide for the same. Part II of the Regulations state that 'An authorized officer shall inspect public buildings, roads or other social amenities to ensure that the proprietor satisfies the requirements of Sections 16, 17 and 18 of the Nairobi City County Persons with Disabilities Act and shall make a recommendation to the relevant board for the issuance of adjustment orders.'

The CECM also informed the Committee that the Nairobi City County Bursary and Scholarship Fund Regulations, 2019 have taken care of persons with disability under Regulation 20. The regulations have a provision for children with special needs.

The Committee was further informed that there are programmes in place for persons living with disabilities under the Social Services and Community development departments. Five staff are currently undergoing training on sign language since March 2019 in collaboration

with Nairobi Trust, which will end in September 2019. The County will then set up five customer service desks within City Hall Buildings to serve persons with disabilities.

Following the above deliberations on the petition, the Committee made the following resolutions:-

- i. The Sector to forward proposed amendments to the Act by 10th August, 2019 to the Committee for consideration;
- ii. The CECM to convene the first sitting of the Nairobi County Persons with Disabilities Board as soon as possible to deliberate on the implementation of the Nairobi City County Persons with Disabilities Act, 2015;
- iii. The Sector to collaborate with the relevant Sectors of the County Executive to ensure compliance with accessibility requirements of all the buildings and public roads in the County as set out in Section 16 of the Nairobi City County Persons with Disabilities Act, 2015;
- iv. The Sector to immediately set up front office desks at the main entrance of City Hall Building and City Hall Annex to serve persons living with disabilities in the County; and
- v. The CECM to ensure compliance with part V of the Nairobi City County Bursary and Scholarship Fund Regulations, 2019 on issuance of bursaries to children with special needs.

The Ag. Chairperson thanked the officers for attending the meeting and for the commitment to address the issues raised in the petition.

MIN.107/LSW/JULY/2019:

A.O.B & ADJOURNMENT

The Committee having dispensed with the business of the day and the time being Two Minutes past One O'clock, the Chairman adjourned the sitting. The date and venue of the next sitting was going to be communicated by way of notice.

CONFIRMED AS TRUE RECORD OF PROCEEDINGS

SIGN.....
HON. PETER WANYOIKE (CHAIRPERSON)

DATE.....7.08.19.....

MINUTES OF THE 34TH SITTING OF THE NAIROBI CITY COUNTY ASSEMBLY SECTORAL COMMITTEE ON LABOUR AND SOCIAL WELFARE HELD ON TUESDAY 16TH JULY, 2019 AT 12.00 PM AT COMMITTEE ROOM 8, CITY HALL BUILDINGS

PRESENT:

- | | |
|--------------------------------------|-----------------|
| 1. Hon. Jared Akama, MCA | Ag. Chairperson |
| 2. Hon. Evans Otiso, MCA | |
| 3. Hon. Susan Makungu, MCA | |
| 4. Hon. Laurah Mwendu, MCA | |
| 5. Hon. Anthony Gatune, MCA | |
| 6. Hon. Beatrice Gakuru, MCA | |
| 7. Hon. Antony Kimemia, MCA | |
| 8. Hon. Esther Nyangweso, MCA | |
| 9. Hon. John Ng'ang'a Mukiri, MCA | |
| 10. Hon. Eunice Wanjiku Marimbi, MCA | |
| 11. Hon. Margaret Wanjiru Mbote, MCA | |

ABSENT:

- | | |
|--|------------------|
| 1. Hon. Peter Wanyoike Gitau, MCA | Chairperson |
| 2. Hon. Geoffrey Ng'ang'a Mbuthia, MCA | Vice Chairperson |
| 3. Hon. Fuad Hussein Mohamed, MCA | |
| 4. Hon. Peter Wahinya Kimuhu, MCA | |
| 5. Hon. Wilson Ongele Ochola, MCA | |
| 6. Hon. Rose Ogonda, MCA | |
| 7. Hon. Mary Njambi, MCA | |

SECRETARIAT:

- | | | |
|------------------------|---|-----------------|
| 1. Ms. Josephine Kamau | – | Clerk Assistant |
|------------------------|---|-----------------|

Agenda:

- 1) Preliminaries
- 2) Confirmation of Minutes – 33rd Sitting
- 3) Matters Arising
- 4) AOB & Adjournment

MIN.108/LSW/JULY/2019:

PRELIMINARIES

The Ag. Chairperson (Hon. Jared Akama) called the meeting to order at 12.30 pm and opened the meeting with a word of prayer. He then welcomed Members to the meeting and read the agenda of the day which was subsequently adopted for discussion as proposed by the Hon. Esther Nyangweso and seconded by the Hon. Margaret Mbote.

MIN.109/LSW/JULY/2019:

CONFIRMATION OF MINUTES

The Ag. Chairperson read through the Minutes of the 33rd sitting held on 10th July, 2019. The Minutes were confirmed to be the true record of the proceedings as proposed by Hon. Evans Otiso and seconded by Hon. Esther Nyangweso.

MIN.110/LSW/JULY/2019:MATTERS ARISING

The Committee raised a concern on the delay in drafting and forwarding the proposed amendments to the Act for consideration by the Assembly and resolved to remind the CECM for Education & Social Services in writing to forward to the Committee the proposed amendments to the Assembly by 10th August, 2019.

The Committee noted that the Nairobi City County Persons with Disabilities Regulations drafted in 2017 have not been forwarded to the Assembly for consideration and approval. The Committee therefore resolved to request the CECM to forward the said Regulations for its consideration.

Members also voiced their displeasure on the fact that despite all the cited Sections and Regulations, the Sector had not made attempts to implement any of the provisions.

Members further noted that there was nothing hindering the Sector from setting up the customer service desks and training the officers while on the job. It was also noted that the deaf were not the only Persons with disabilities to be served at the service desks.

The Committee therefore made the following resolutions:-

- i. The Sector to forward to the Committee the proposed amendments to the Nairobi City County Persons with Disabilities Act, 2015 by 10th August, 2019 for consideration;
- ii. The CECM to convene the first sitting of the Nairobi County Persons with Disabilities Board as soon as possible to deliberate on the implementation of the Nairobi City County Persons with Disabilities Act, 2015;
- iii. The Sector to collaborate with the relevant Sectors of the County Executive to ensure compliance with accessibility requirements of all the buildings and public roads in the County as set out in Section 16, 17 and 18 of the Nairobi City County Persons with Disabilities Act, 2015;
- iv. The Sector to immediately deploy officers to carry out inspections in all buildings in the County to establish whether they are compliant to Sections 16, 17 and 18 of the Nairobi City County Persons with Disabilities Act, 2015 and a report be prepared on the same;
- v. The Sector to immediately set up customer service desks at the main entrance of City Hall Building and City Hall Annex to serve persons living with disabilities in the County. Members noted that there was nothing hindering the Sector from setting up the service desks and training the officers while on the job;
- vi. The CECM to ensure compliance with part V of the Nairobi City County Bursary and Scholarship Fund Regulations, 2019 on issuance of bursaries to children with special needs; and
- vii. A report be forwarded to the Assembly on the number of indigent special needs children awarded bursaries in the last two Financial Years.

MIN.111/LSW/JULY/2019:

A.O.B &ADJOURNMENT

The Committee having dispensed with the business of the day and the time being Three Minutes past One O'clock, the Chairman adjourned the sitting. The date and venue of the next sitting was going to be communicated by way of notice.

CONFIRMED AS TRUE RECORD OF PROCEEDINGS

SIGN.....
HON. PETER WANYOIKE (CHAIRPERSON)

DATE.....7.8.19.....

MINUTES OF THE 36TH SITTING OF THE NAIROBI CITY COUNTY ASSEMBLY SECTORAL COMMITTEE ON LABOUR AND SOCIAL WELFARE HELD ON TUESDAY 23RD JULY, 2019 AT 12.00 PM AT COMMITTEE ROOM 8, CITY HALL BUILDINGS

PRESENT:

- | | |
|---------------------------------------|------------------|
| 1. Hon. Peter Wanyoike Gitau, MCA | Chairperson |
| 2. Hon. Geoffrey Ng'ang'a Mbutia, MCA | Vice Chairperson |
| 3. Hon. Jared Akama, MCA | |
| 4. Hon. Evans Otiso, MCA | |
| 5. Hon. Rose Ogonda, MCA | |
| 6. Hon. Beatrice Gakuru, MCA | |
| 7. Hon. Susan Makungu, MCA | |
| 8. Hon. Laurah Mwendu, MCA | |
| 9. Hon. Anthony Gatune, MCA | |
| 10. Hon. Esther Nyangweso, MCA | |
| 11. Hon. John Ng'ang'a Mukiri, MCA | |
| 12. Hon. Eunice Wanjiku Marimbi, MCA | |
| 13. Hon. Margaret Wanjiru Mbote, MCA | |

ABSENT:

1. Hon. Fuad Hussein Mohamed, MCA
2. Hon. Peter Wahinya Kimuhu, MCA
3. Hon. Wilson Ongele Ochola, MCA
4. Hon. Antony Kimemia, MCA
5. Hon. Mary Njambi, MCA

SECRETARIAT:

- | | | |
|------------------------|---|-----------------|
| 1. Ms. Josephine Kamau | – | Clerk Assistant |
|------------------------|---|-----------------|

Agenda:

- 1) Preliminaries
- 2) Consideration of the Committee report on the Consideration of a Public Petition by residents of Nairobi City County regarding non-involvement of disabled persons in key decision-making organs in Nairobi City County Government
- 3) AOB & Adjournment

MIN.116/LSW/JULY/2019:

PRELIMINARIES

The Chairperson called the meeting to order at 12.00 pm and opened the meeting with a word of prayer. He then welcomed Members to the meeting and read the agenda of the day which was subsequently adopted for discussion as proposed by the Hon. Beatrice Waithera and seconded by the Hon. Margaret Mbote.

MIN.117/LSW/JULY/2019:

CONSIDERATION OF THE COMMITTEE REPORT ON THE CONSIDERATION OF A PUBLIC PETITION BY RESIDENTS OF NAIROBI CITY COUNTY REGARDING NON-INVOLVEMENT OF DISABLED PERSONS IN KEY DECISION-MAKING ORGANS IN NAIROBI CITY COUNTY GOVERNMENT

The Chairperson took Members through the draft Committee report noting that special needs children bursary fund need to be given serious attention. The Committee resolved to request the County Executive Committee Members for Education to create a bursary fund specifically for children with special needs.

Hon. Esther Nyangweso proposed that the sixth nominee to the County Public Service Board be a person living with disabilities in order to comply with the provisions of the Constitution of Kenya on equal opportunity.

MIN.118/LSW/JULY/2019:

A.O.B &ADJOURNMENT

The Committee having dispensed with the business of the day and the time being Forty Five Minutes past Twelve O'clock, the Chairman adjourned the sitting. The date and venue of the next sitting was going to be communicated by way of notice.

CONFIRMED AS TRUE RECORD OF PROCEEDINGS

SIGN.....
HON. PETER WANYOIKE (CHAIRPERSON)

DATE.....7.8.19.....

MINUTES OF THE 40TH SITTING OF THE NAIROBI CITY COUNTY ASSEMBLY SECTORAL COMMITTEE ON LABOUR AND SOCIAL WELFARE HELD ON WEDNESDAY 7TH AUGUST, 2019 AT 12.00 PM AT COMMITTEE ROOM 1, CITY HALL BUILDINGS

PRESENT:

- | | |
|--------------------------------------|-------------|
| 1. Hon. Peter Wanyoike Gitau, MCA | Chairperson |
| 2. Hon. Jared Akama, MCA | |
| 3. Hon. Evans Otiso, MCA | |
| 4. Hon. Rose Ogonda, MCA | |
| 5. Hon. Susan Makungu, MCA | |
| 6. Hon. Antony Kimemia, MCA | |
| 7. Hon. Esther Nyangweso, MCA | |
| 8. Hon. John Ng'ang'a Mukiri, MCA | |
| 9. Hon. Eunice Wanjiku Marimbi, MCA | |
| 10. Hon. Margaret Wanjiru Mbote, MCA | |

ABSENT:

- | | |
|--|------------------|
| 1. Hon. Geoffrey Ng'ang'a Mbuthia, MCA | Vice Chairperson |
| 2. Hon. Fuad Hussein Mohamed, MCA | |
| 3. Hon. Peter Wahinya Kimuhu, MCA | |
| 4. Hon. Wilson Ongele Ochola, MCA | |
| 5. Hon. Beatrice Gakuru, MCA | |
| 6. Hon. Laurah Mwende, MCA | |
| 7. Hon. Anthony Gatune, MCA | |
| 8. Hon. Mary Njambi, MCA | |

SECRETARIAT:

- | | | |
|------------------------|---|-----------------|
| 1. Ms. Josephine Kamau | – | Clerk Assistant |
|------------------------|---|-----------------|

Agenda:

- 1) Preliminaries
- 2) Adoption of the Committee Report on the Consideration of a Public Petition by residents of Nairobi City County regarding non-involvement of disabled persons in key decision-making organs in Nairobi City County Government
- 3) AOB & Adjournment

MIN.131/LSW/JULY/2019:

PRELIMINARIES

The Chairperson called the meeting to order at 12.20 pm and opened the meeting with a word of prayer. He then welcomed Members to the meeting and read the agenda of the day which was subsequently adopted for discussion as proposed by the Hon. John Mukiri and seconded by the Hon. Jared Akama.

MIN.132/LSW/JULY/2019:

ADOPTION OF THE COMMITTEE REPORT ON THE CONSIDERATION OF A PUBLIC PETITION BY RESIDENTS OF NAIROBI CITY COUNTY REGARDING NON-INVOLVEMENT OF DISABLED PERSONS IN KEY DECISION-MAKING ORGANS IN NAIROBI CITY COUNTY GOVERNMENT

The Chairperson took Members through the draft Committee report noting the need to request the County Executive Committee Member for Education to create a bursary fund specifically for children with special needs.

The Report of the Committee was adopted as proposed by Hon. Margaret Mbote and seconded by Hon. Evans Otiso.

MIN.133/LSW/JULY/2019:

A.O.B &ADJOURNMENT

The Committee having dispensed with the business of the day and the time being Fourty Five Minutes past Twelve O'clock, the Chairman adjourned the sitting. The date and venue of the next sitting was going to be communicated by way of notice.

CONFIRMED AS TRUE RECORD OF PROCEEDINGS

SIGN.....PW.....
HON. PETER WANYOIKE.(CHAIRPERSON)

DATE.....7.08.19.....