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GOVERNMENT OF NAIROBI CITY COUNTY

Paper laid by  
Deputy Speaker on  
Thursday 27/2/2020  
NBI



THE NAIROBI CITY COUNTY ASSEMBLY

OFFICE OF THE CLERK

SECOND ASSEMBLY – FOURTH SESSION

NBI CA. PLC. 2020 / (006)

27<sup>th</sup> February, 2020

PAPER LAID

Pursuant to Standing Order 192 (2) I beg to lay the following Paper on the Table of the Assembly, today, Thursday, 27<sup>th</sup> February, 2020.

THE REPORT OF THE SELECT COMMITTEE ON LIAISON ON THE CONSIDERATION OF THE BIENNIAL REPORTS OF ALL COMMITTEES

(Chairperson, Select Committee on Liaison)

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

Approved  
Blair  
27/2/2020



**NAIROBI CITY COUNTY GOVERNMENT**



**NAIROBI CITY COUNTY ASSEMBLY  
(SECOND ASSEMBLY- THIRD SESSION)**

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**SELECT COMMITTEE ON LIASON**

**REPORT ON THE CONSIDERATION OF ASSEMBLY COMMITTEE'S BIA-ANNUAL REPORTS**

*Approved  
27/2/2020  
Blum*

**Clerks Chambers  
Nairobi City County Assembly  
City Hall Buildings  
NAIROBI**

**NOVEMBER, 2019**

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## 1.0. PREFACE

### *Committee mandate*

01. The Select Committee on Liaison is established pursuant to Standing Order 204 (1), and its mandate amongst others, as provided for under Standing Orders 204 (2) and (3) is to:-
- a) *guide and co-ordinate the operations, policies and mandates of all Committees;*
  - b) *deliberate on and apportion the annual operating budget among the Committees;*
  - c) *consider the programmes of all Committees, including their need to travel and sit away from the precincts of County Assembly;*
  - d) *ensure that Committees submit reports as required by these Standing Orders;*
  - e) *determine, whenever necessary, the committee or committees to deliberate on any matter;*
  - f) *give such advice relating to the work and mandate of select committees as it may consider necessary;*
  - g) *Consider reports of Committee that have not been deliberated by the County Assembly and shall report to the County Assembly on the consideration of such reports.*

### *Committee Membership*

02. The Committee comprises of the following:-

1. Hon. John Kamangu Nyumu, MCA (Chairperson of Committees/Deputy Speaker)
2. Hon. Abdi Ibrahim Hassan, MCA (Leader of the Majority Party/ Chairperson, Selection Committee)
3. Hon. Elias Otieno Okumu, MCA (Leader of the Minority Party/Chairperson, Implementation Committee)
4. Hon. Paul Kados, MCA (Chairperson, Water and Sanitation)
5. Hon. Joseph Mwangi Komu, MCA (Chairperson, Agriculture, Livestock & Fisheries)
6. Hon. Peter Warutere, MCA (Chairperson, Health Services)
7. Hon. Charles Thuo, MCA (Chairperson, Trade, Tourism and Cooperatives)
8. Hon. Osman Adow, MCA (Chairperson, ICT and Energy)
9. Hon. Anthony Kiragu, MCA (Chairperson, Housing and Planning)
10. Hon. Peter Wahinya Kimuhu, MCA (Chairperson, Delegated County Legislation)
11. Hon. Peter Wanyoike, MCA (Chairperson, Labour and Social Welfare)

12. Hon. Wilfred Odalo, MCA (Chairperson, Public Accounts)
13. Hon. Patricia Mutheu, MCA (Chairperson, Wards Development Fund)
14. Hon. Millicent Mugadi, MCA (Chairperson, Children, Early Childhood Education & Vocational Training)
15. Hon. Stazo Omung'ala, MCA (Chairperson, Public Investment)
16. Hon. Jayendra Malde, MCA (Chairperson, Justice and Legal Affairs)
17. Hon. James M. Wambui, MCA (Chairperson, Transport & Public Works)
18. Hon. Robert Mbatia, MCA (Chairperson, Finance, Budget & Appropriations)
19. Hon. Mwangi Njihia, MCA (Chairperson, Culture & Community Services)
20. Hon. John Kamau, MCA (Chairperson, Environment & Natural Resources)
21. Hon. James Kiriba, MCA (Chairperson, Loans Committee)

### ***The Bi-annual Report***

03. This Report outlines the business conducted by Assembly Committees during the first half of the Second Session. This session began as from 4<sup>th</sup> February, 2018 in accordance with the Assembly calendar. The report is prepared in accordance with the provisions of Standing Order 192 which requires Select Committees to prepare and submit to the Select Committee on Liaison progress reports annually/biannually or on a regular basis.
04. To prepare this report, the Liason Committee **retreated to Mombasa at Pride Inn- Hotel as from 4<sup>th</sup> to 8<sup>th</sup> September, 2018**, where each Chairperson submitted a report on what his/her Committee had undertaken during the period under review.

### ***Key issues considered by Committees***

05. An analysis of the Committee's reports revealed the following as the key business during the period under review:-
  - Statement requests.
  - Budget estimates and related documents.
  - Auditor General Reports.
  - Induction/training on Committee mandates.
  - Bills.

### ***Challenges***

06. Committees also identified the following as some of the challenges encountered in the course of their work:-
  - Delay by the County Executive to submit requested information.

- Inadequate meeting rooms.
- Failure by the County Executive to implement Committee recommendations.

### **Appreciation**

07. The Committee wishes to thank the offices of the Speaker and the Clerk of the County Assembly for facilitating the Committee hold the retreat and prepare this report.
08. On behalf of the Committee, I wish to present this consolidated bi-annual report of all the Assembly Committee for the second session of the second assembly to the Assembly for adoption.

Signed .....

  
**Hon. John Kamangu Nyumu, MCA**

**Chairperson, Liaison Committee & Deputy Speaker**

**Date .....**



## 2.0. INTRODUCTION

09. This report is based on the provisions of Standing Order 192 of the Nairobi City County Assembly Standing Orders which requires Select Committees to prepare and submit to the Select Committee on Liaison progress reports annually/biannually or on a regular basis.

10. The County Assembly Committees, which are extensions of the Assembly established under the County Assembly Standing Orders and in accordance with Section 14 of the County Governments Act, 2012, are required to perform functions that the Assembly is not well fitted to consider in plenary. However, they must report back to the Assembly (plenary) their work in form of reports for ratification.

11. The following were the Assembly Committees during the period under review:-

### ***Sectoral Committees***

- i) Water and Sanitation
- ii) Agriculture, Livestock & Fisheries
- iii) Health Services
- iv) Trade, Tourism and Cooperatives
- v) ICT and Energy
- vi) Housing and Planning
- vii) Labour and Social Welfare
- viii) Children, Early Childhood Education & Vocational Training
- ix) Justice and Legal Affairs
- x) Transport & Public Works
- xi) Culture & Community Services
- xii) Environment & Natural Resources

### ***Select Committees***

- i) Selection Committee
- ii) Implementation Committee
- iii) County Legislation
- iv) Public Accounts
- v) Wards Development Fund

- vi) Public Investment
- vii) Finance, Budget & Appropriations
- viii) Loans Committee
- ix) House Business
- x) Powers and Privileges
- xi) Assembly rules and procedure
- xii) Appointments

### 3.0. CONSIDERED BUSINESS

12. The following is a summary of considered business as reported by each Committee:-

#### A. Sectoral Committee on Environment and Natural Resources

##### **Committee mandate**

The Committee's mandate as outlined under the Third Schedule to the Standing Orders includes; *"investigate, inquire into and report on all matters related to implementation of specific national government policies on natural resources and environmental conservation, including soil and water conservation and forestry and control of air pollution, noise pollution, other public nuisances and refuse removal, refuse dumps and solid waste disposal."*

##### **Committee Membership**

The Committee is comprised of 19 Members and 2 Clerk Assistants.

##### **Considered business**

The table below represents the business considered by the Committee during the period under review:-

Business	No.	Description
Sittings	62	The sittings were held both within and outside the precincts of the Assembly to consider Committee business
Statements	10	Ten (10) statement requests were directed to the Committee of which nine (9) have since been responded to while one (1) is still pending. The Committee has also been able to clear a backlog of four(4) pending statements carried over from the previous Calendar year due to incomplete information amongst others.

Reports	5	<ul style="list-style-type: none"> <li>– Report on the consideration of the Nairobi City County supplementary estimates FY 2018/19.</li> <li>– Report on the consideration of the Nairobi City County budget estimates FY 2018/19.</li> <li>– Report on the consideration of the County Fiscal Strategy Paper FYI 2018/2019.</li> <li>– Report on the status of waste disposal mechanisms of Neema livestock slaughtering &amp; investment ltd and Kiamaiko abattoirs</li> <li>– Report on the Committee's retreat on Strategic planning</li> </ul>
Retreats	3	<ul style="list-style-type: none"> <li>– Retreat held at Masada hotel, Naivasha (Thursday 22nd to Monday 26th February, 2018) to enable the Committee to be taken through the Strategic Plan Development</li> <li>– Retreat held at Flamingo Beach Hotel (Sunday 11th to Sunday 18th March, 2018) to enable the Committee undergo induction with the environment and Natural Resources Sub-sector</li> <li>– Retreat held at Travellers Beach Hotel, Mombasa (Thursday 14th to Sunday 17th June, 2018) to enable the Committee review its progress.</li> </ul>
Site visits	3	<ul style="list-style-type: none"> <li>– Ascertain the allegations of emptying of raw sewer into Kiu River in Kahawa Ward.</li> <li>– Inspect the waste disposal mechanisms used by Neema livestock slaughtering Investment.</li> <li>– Inspect the waste disposal mechanisms used by Kiamaiko Abattoir</li> </ul>

### *Pending business*

The Committee reported the following as pending business:-

Pending business	Status	Remarks
Legislative proposal on The	Pre-publication	Awaiting responses from the

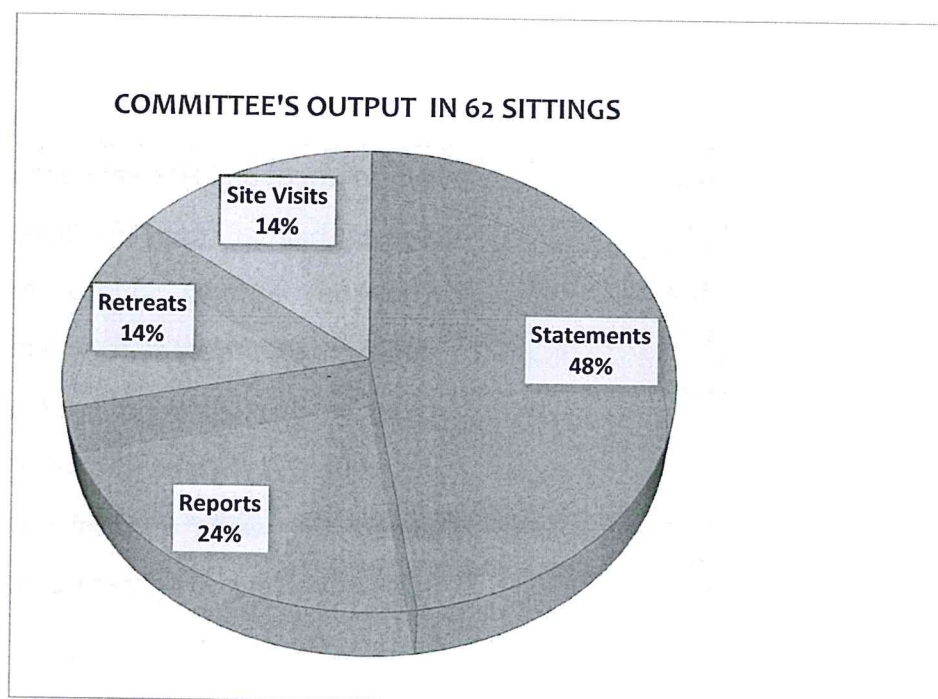


Nairobi City County Public Nuisance Bill, 2018	scrutiny	relevant stakeholders
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### Challenges

The Committee reported the following as challenges facing the Committee:-

- i.) Delay by the Executive to respond to Committee requests, especially statement requests by Hon. MCAs. Some questions are responded to when matters have been overtaken by events.
- ii.) Many a times recommendations made by the Committee are never implemented by the Executive as it only implements what is favorable to it and disregards most of what the Committee recommends.
- iii.) Lack of proper Committee rooms to facilitate productive deliberations.
- iv.) Non commitment of some Members towards Committee work.
- v.) Failure to adhere to the committee work plans due to upcoming business in between the stipulated time.



## B. Sectoral Committee on Water and Sanitation

### Committee mandate

The Committee's mandate as outlined under the Third Schedule to the Standing Orders includes; "investigate, inquire into and report on all matters related to *Water and Sanitation*

Services; water distribution, regulation, marketing and sewerage services". The Committee exercises oversight role on the work and administration of the Water and Sanitation Sub Sector.

### **Committee Membership**

The Committee is comprised of 19 Members and 2 Clerk Assistants

### **Considered business**

The table below represents the business considered by the Committee during the period under review:-

Business	No.	Description
Sittings	65	The sittings were held both within and outside the precincts of the Assembly to consider Committee business
Statements	5	Three (3) statements were responded to and found satisfactory while two (2) are still pending.
Reports	5	Pursuant to the relevant laws and Standing Orders, the Committee considered and reported on the County Integrated Development (CIDP) 2018-2022, Annual Development Plan (ADP) 2018/2019, County Fiscal Strategy Paper (CFSP) 2018/2019, Budget Estimates 2018/2019 and Supplementary Budget Estimate 2017/2018 (I and II). Reports were channeled to the Finance, Budget and Appropriations Committee with recommendations pursuant to Standing Orders.
Retreats	3	<ul style="list-style-type: none"> <li>– Retreat held at Sai Rock (1st to 4th March, 2018) to enable the Committee to be taken through the Strategic Plan Development</li> <li>– Retreat held at Sawela, Naivasha (7th to 9th June, 2018) to enable the Committee dispense Committee pending business.</li> </ul>
Site visits	5	<ul style="list-style-type: none"> <li>– Visit to Ndakaini Dam to inquire into persistent Water shortage</li> <li>– Visit to Ngethu Treatment Work to inquire into its operations at Ngethu Treatment Work</li> <li>– Visit to Ndakaini Dam to inquire into persistent</li> </ul>

		<p>Water shortage</p> <ul style="list-style-type: none"> <li>– Visit to Kikuyu Springs to ascertain their current status</li> <li>– Visit to Sasumua Dam to ascertain their current status</li> </ul>
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### **Pending business**

The Committee reported the following as pending business:-

Pending business	Status
Site visit to power star supermarket( To inquire into alleged emptying of raw sewer to a public road thus exposing residents, road users and residents of adjoining premises to a myriad of health risk by Power Star Supermarket in Clay City Ward.)	The Committee was scheduled to visit the site on Thursday, 11th October, 2018.
Site visit to Ward based projects (boreholes)	To schedule the visit date
Site visit to ATM Water Machines (Informal Settlement)	To schedule the visit date
Statement requested by Hon. Naftaly Mathenge, MCA regarding lack of water in Githurai Ward	Response received from the Sector and is being processed for tabling.
Statement requested by Hon. Mwangi Njihia, MCA regarding disconnection of water supply at Toi Market and Fort Jesus Estate within Woodley Ward	Response received from the Sector and is being processed for tabling.
Statement requested by Hon. Mwaura Samora, MCA regarding emptying of raw sewer on public roads and outside private business premises	Response received and considered, However, Committee is scheduled to visit the site next week Thursday, 11 <sup>th</sup> October, 2018 to ascertain the fact on the ground.

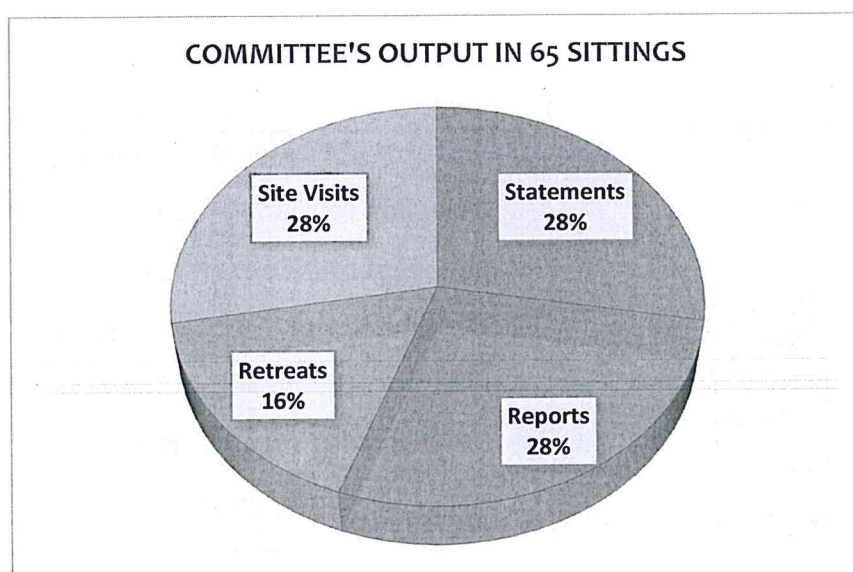
### **Challenges**

The Committee reported the following as challenges facing the Committee:-

- Delay by the sector to respond to requests to statements in time.



- Inadequate meeting venues within the assembly.
- Failure by Members requesting for statements to appear in the committee to prosecute their statements.



### C. Sectoral Committee on Planning and Housing

#### **Committee mandate**

The Committee's mandate as outlined under the third schedule to the Standing Orders includes; *"investigate, inquire into and report on all matters related to all matters related to county planning and development, including statistics, land survey and mapping, boundaries and fencing, housing and outdoor advertisement."*

#### **Committee Membership**

The Committee is comprised of 19 Members and 1 Clerk Assistant.

#### **Considered business**

The table below represents the business considered by the Committee during the period under review:-

Business	No.	Description
Sittings	51	The sittings were held both within and outside the precincts of the Assembly to consider Committee business.
Statements	20	The Committee was requested 20 statements and responded to 14 requests. Some of the responses were unsatisfactory and more clarification has since

		been sought from the Sector while others are being handled jointly with other Committees.
Bills	1	The Nairobi City County Outdoor Advertising and Signage Control and Regulation Bill, 2018
Petitions	1	A petition by the small scale traders of Dandora 1 ward.
Reports	7	<p>The reports addressed the following:-</p> <ul style="list-style-type: none"> <li>– Induction retreat</li> <li>– Site visit to plot no. LR 1870/11/217</li> <li>– Examination of County Integrated Development Plan for the year 2018-2022 and the Annual Development Plan for the year 2018/19 For The sector of:-Lands, urban renewal &amp; Housing.</li> <li>– Supplementary Estimates 2017/18 for the Sector of Lands, Urban Renewal &amp; Housing.</li> <li>– County Fiscal Strategy Paper 2018 for the Sector of Lands, Urban Renewal &amp; Housing.</li> <li>– Vetting of County Chief Officer nominees for the three sub sectors</li> <li>– Budget Estimates 2018/19 for the Sector of Lands, Urban Renewal &amp; Housing.</li> </ul>
Retreats		The Committee held quarterly workshops and joint workshops with the sector of Lands, Urban Renewal & Housing Committee to discuss forthcoming legislative proposals, review progress of the Sector's Work Plan so as to keep Members abreast and informed of all the programmes, policies and plans being implemented by the County Executive in order to realize effective oversight.
Site visits	1	Visit to Parklands High ridge Ward: to ascertain issues raised in a statement request by Hon. Joseph Ouma Ndonji regarding the ownership status of a parcel of land LR 1870/11/217 located in Westlands.

### ***Pending business***

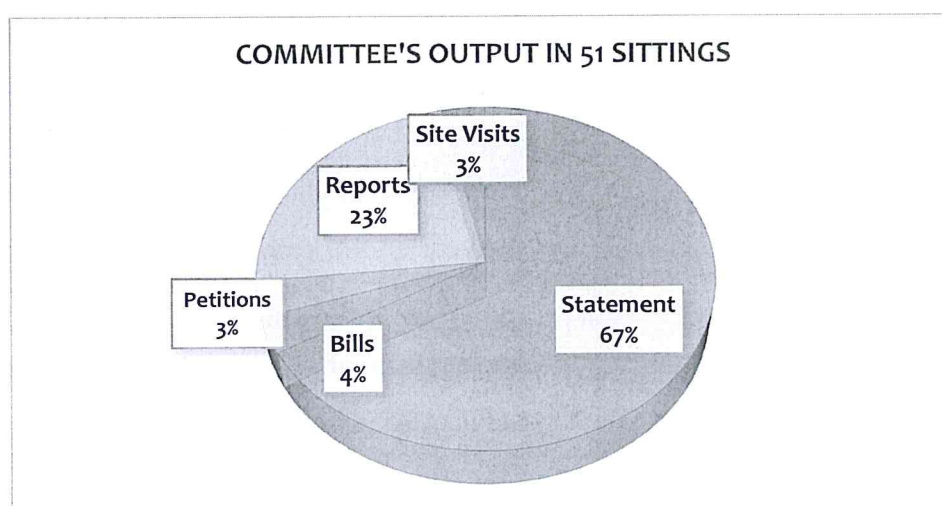
The Committee reported the following as pending business:-

Pending business	Status
The Nairobi City County Evictions, Resettlement & Demolitions Control Bill, 2018 into law	Awaiting re-introduction
Inquiry into the unfair repossession of House number 187/77 Woodley Estate; Complainant-Lucy Nyawira Kang'ari.	Ongoing
Investigation into the ownership status of a parcel of land LR 1870/11/217 located in Westlands	Ongoing
Petition by the small scale traders of Dandora 1 ward	Ongoing
Statement requests (14)	Awaiting responses/clarifications

### ***Challenges***

The Committee reported the following as challenges facing the Committee:-

- Challenges is raising quorum
- Short period of time in which to accomplish tasks. This has been witnessed in receiving plans and budgets from the executive late and being expected to review and expedite within very short timelines.
- Delay from the executive in responding to Statements.





## D. Select Committee on Public Accounts

### **Committee mandate**

The Committee derives its mandate from Standing Order 197 (2) of the Nairobi City County Assembly, which provides that:-

*“The Public Accounts Committee shall be responsible for the examination of the accounts showing the appropriations of the sum voted by the County Assembly to meet the public expenditure and of such other accounts laid before the County Assembly as the Committee may think fit”.* The Committee executes its mandate on the basis of annual and special audit reports prepared by the Kenya National Audit Office (KENAO). Its primary mandate is therefore to oversight the expenditure of public funds by Nairobi City County entities, to ensure value for money and adherence to government financial regulations and procedures.

### **Committee Membership**

The Committee is comprised of 19 members, (1) Clerk Assistant and (1) Office Assistant.

### **Considered business**

The table below represents the business considered by the Committee during the period under review:-

<b>Business</b>	<b>No.</b>	<b>Description</b>
Sittings	87	The sittings were held both within and outside the precincts of the Assembly to consider Committee business.
Consideration of Auditor General's Reports	4	<p>The Committee considered the following AGs reports(Committee reports were tabled and adopted) :-</p> <ul style="list-style-type: none"><li>– Report of the Auditor-General on the Financial Statements of Nairobi City County Assembly for the year ended 30th June, 2016</li><li>– Report of the Auditor-General on the Financial Statements of Nairobi City County Executive for the year ended 30th June, 2016</li><li>– Report of the Auditor General on the Financial Statements of Nairobi City County Assembly Service Board Mortgage Scheme Fund for the year ended 30th June, 2017; and</li></ul>

		<ul style="list-style-type: none"> <li>– Report of the Auditor General on the Financial Statements of Nairobi City County Assembly Service Board Car Loan Scheme Fund for the year ended 30th June, 2017.</li> </ul>
Retreats	6	The retreats were to consider the Audit reports, Induction and capacity building of Members.
Site visits	5	<p>The site visits were conducted while the Committee was considering audit reports as follows:-</p> <ul style="list-style-type: none"> <li>– Visit to Mama Lucy Hospital to inquire into the Systems in place to track movement of drugs</li> <li>– Visit to Dandora dumpsite to understand the operations at Dandora dump site</li> <li>– Visit to Komarock Ward Offices to ascertain the State of encroachment of public land he operations at Dandora dump site</li> <li>– Visit to High Ridge Health Centre to understand the nature of allocation (grabbing) of public land</li> <li>– Visit to Karen Health Centre to understand the nature of the land dispute.</li> </ul>
Special Audit requests	2	<ul style="list-style-type: none"> <li>– Alleged weak financial and operational procedures adopted by the Nairobi City County Liquor licensing Board leading to misappropriation of public funds.</li> <li>– Alleged mismanagement of key revenue streams of the Nairobi City County leading to revenue leakages, overall underperformance in collection of revenue by the County Treasury and loss of public funds. The said revenue streams include Loading Zones and Out-door advertisement.</li> </ul>
Statements	1	Statement requested by Hon. Patrick Karani, MCA regarding the status of the 1st Quarter internal audit review report of the County Executive. Responded on 29th March, 2018, member was not satisfied and the speaker directed that the statement be considered jointly with the Finance, Budget and Appropriations

		Committee (PAC bases its reports/work on the reports of the Auditor General unless there are reasons to believe that financial impropriety occurred in which case a special audit may be requested or an inquiry conducted. As such statements ought not to be directed to PAC).
Inquiries	1	The Committee has initiated an inquiry into illegalities and irregularities committed with respect to garbage collection in the County leading to loss of public funds.

### **Pending business**

The Committee reported the following as pending business:-

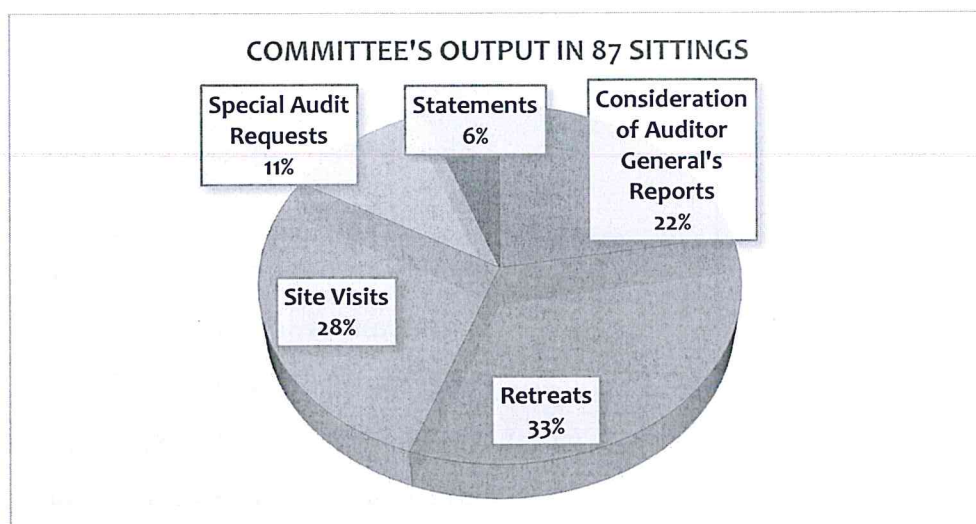
Pending business	Status
Special audit requests:-	Requests sent to the Auditor General on 24th September, 2018. Awaiting the response of the Auditor General
Inquiry into illegalities and irregularities committed with respect to garbage collection in the County leading to loss of public funds.	Ongoing

### **Challenges**

The Committee reported the following as challenges facing the Committee:-

- Failure to meet constitutional timelines due to delays by witnesses to provide required documents/responses with respect to the audit queries raised by the Auditor General. The Committee has resolved that in future it shall resort to issuing summons to rogue witnesses and further seek services of the Director of Public Prosecutions pursuant to the provisions of the County Assemblies Powers and Privileges Act.
- Unconducive meeting room befitting the operations of a Public Accounts Committee. The Committee has requested the Clerk to allocate it a specific spacious room at the basement once the rooms become operational.





## **E. Labour and Social Welfare Committee**

### ***Committee mandate***

The Committee's mandate as outlined under the third schedule to the Standing Orders includes; *"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"*. The Committee exercises its oversight role on the operations of the Public Service Management Sector, the County Public Service Board and the Social Services Sector.

### ***Committee Membership***

The Committee is comprised of 19 Members and 1 Clerk Assistant.

### ***Considered business***

The table below represents the business considered by the Committee during the period under review:-

Business	No.	Description
Sittings	65	The sittings were held both within and outside the precincts of the Assembly to consider Committee business.
Statements	6	The Committee was requested 6 statements and responded to 5 requests.
Bills	1	The Nairobi City County Outdoor Advertising and Signage Control and Regulation Bill, 2018
Petitions	1	A petition by the small scale traders of Dandora 1 ward.
Reports	6	The reports addressed the following:-

		<ul style="list-style-type: none"> <li>– Induction Workshop held in March, 2018 in Naivasha</li> <li>– Consideration of the County Integrated Development Plan 2018-2022 and the County Annual Development Plan 2018-2019</li> <li>– Consideration of the County Fiscal Strategy Paper for the FY 2018-19</li> <li>– Consideration of the Supplementary Budget Estimates 2017/2018Supplementary Estimates 2017/18 for the Sector of Lands, Urban Renewal &amp; Housing.</li> <li>– Vetting of nominees for the positions of Chief Officers for Public Service Management and Youth &amp; Sports</li> <li>– Consideration of the Budget Estimates 2018/2019</li> </ul>
Retreats	3	<ul style="list-style-type: none"> <li>– Induction Workshop at Sawela Lodge, Naivasha</li> <li>– Strategic Plan Development workshop</li> <li>– Review of Committee progress for the last one year, Pride Inn Mombasa.</li> </ul>
Site visits	1	Visit to Parklands High ridge Ward: to ascertain issues raised in a statement request by Hon. Joseph Ouma Ndonji regarding the ownership status of a parcel of land LR 1870/11/217 located in Westlands.

### **Pending business**

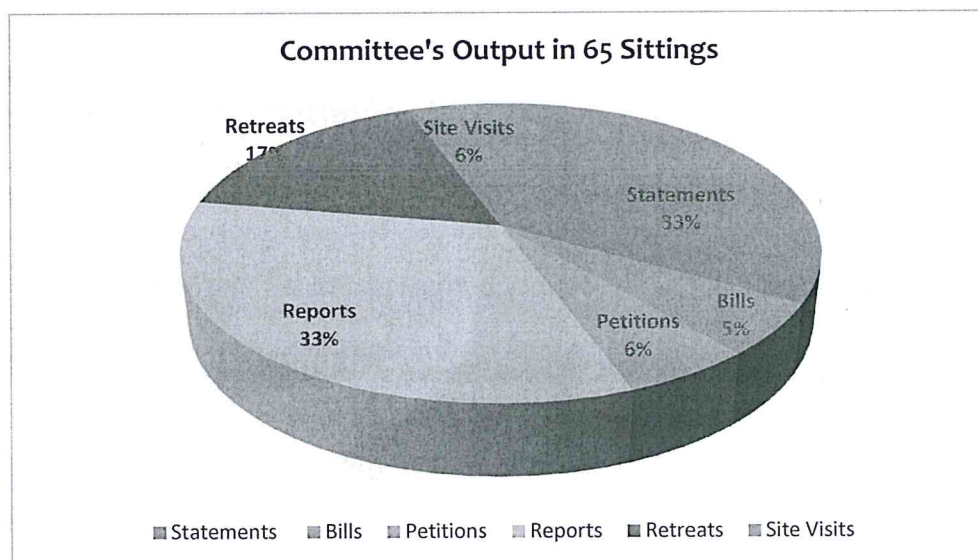
The Committee reported the following as pending business:-

Pending business	Status
Inquiry into a complaint by the Kenya County Government Workers Union regarding various issues affecting workers in the City Inspectorate Department	The Committee met the Chief Officer for Security and Compliance on 6 <sup>th</sup> August 2018 and the Union Officials on 3rd October 2018. The Committee is expected to meet other witnesses before writing its report.

## Challenges

The Committee reported the following as challenges facing the Committee:-

- The constant suspension and reshuffling of officers in the County Executive e.g. the CECM for Public Service Management leading to delays in implementation of Sector Programmes as indicated in the Annual Development Plan 2018-2019.
- Lack of proper mechanisms to compel the County Executive to implement the resolutions of the Committee. The Committee has resolved that in future it shall resort to coming up with legislation that will compel the County Executive to implement the resolutions of the County Assembly.
- Slow implementation of policies meant to address the huge wage bill challenge and corruption menace within the County. H.E. the Governor to give priority to policies that seek to solve pertinent issues affecting the County and transform the public service.
- Budget constraints that render the Committee incapable of carrying out site visits to assess the welfare of County employees in all the 85 wards. The Committee also wishes to carry out site visits to ascertain the extent of implementation of projects in the Social service sector particularly rehabilitation centres for street children and homes for the aged.



## F. Justice and Legal Affairs Committee

### Committee mandate



The Committee's mandate as outlined under the third schedule to the Standing Orders includes; *"Constitutional affairs, the administration of law and justice, including the elections, ethics, integrity and anti-corruption and human rights; city inspectorate and enforcement."*

### **Committee Membership**

The Committee is comprised of 19 Members and 1 Clerk Assistant.

### **Considered business**

The table below represents the business considered by the Committee during the period under review:-

Business	No.	Description
Sittings	69	The sittings were held both within and outside the precincts of the Assembly to consider Committee business.
Statements	8	The Committee was requested 8 statements and responded to 2 requests.
Bills	1	The Nairobi City County Outdoor Advertising and Signage Control and Regulation Bill, 2018
Petitions	1	A petition by the small scale traders of Dandora 1 ward.
Reports	4	<p>The reports addressed the following:-</p> <ul style="list-style-type: none"> <li>– Report on the consideration of the Nairobi City County supplementary estimates FY 2017/18.</li> <li>– Report on the consideration of the Nairobi City County budget estimates FY 2017/18.</li> <li>– Report on the consideration of the County Fiscal Strategy Paper FY 2017/2018</li> <li>– Report on the vetting of nominee for appointment to the position of County Chief Officer responsible for Devolution and Sub-County Administration</li> </ul>

Retreats	7	<p>The retreats were for the following reasons:-</p> <ul style="list-style-type: none"> <li>– Enable Members undergo induction, (Sawela, Naivasha).</li> <li>– To enable the Committee and the Legal department provide quality legal advisory and other legal services to the County to ensure compliance with the existing legal and regulatory framework, Flamingo, Mombasa</li> <li>– Capacity building on how to develop the Committee's strategic plan, (Sawela Lodge).</li> <li>– To capacity build with the support service departments in order to discuss important matters concerning the sector, Sawela Lodge.</li> <li>– Members to consider Committee progress for the last one year (Travellers Beach Hotel).</li> <li>– Members to meet the legal affairs department to consider Legal affairs, Supply chain management and other support service departments in order to familiarize itself with their functions,( Pride Inn Hotel, Mombasa).</li> <li>– Members to meet the Security and Disaster sub sector to discuss important matters concerning the sector, (Sawela Lodge).</li> </ul>
Site visits	1	Visit to Chandarana food store to interrogate the alleged unethical conduct and racial discrimination by Ms. Chandarana in their operations in Nairobi County.

### ***Pending business***

The Committee reported the following as pending business:-

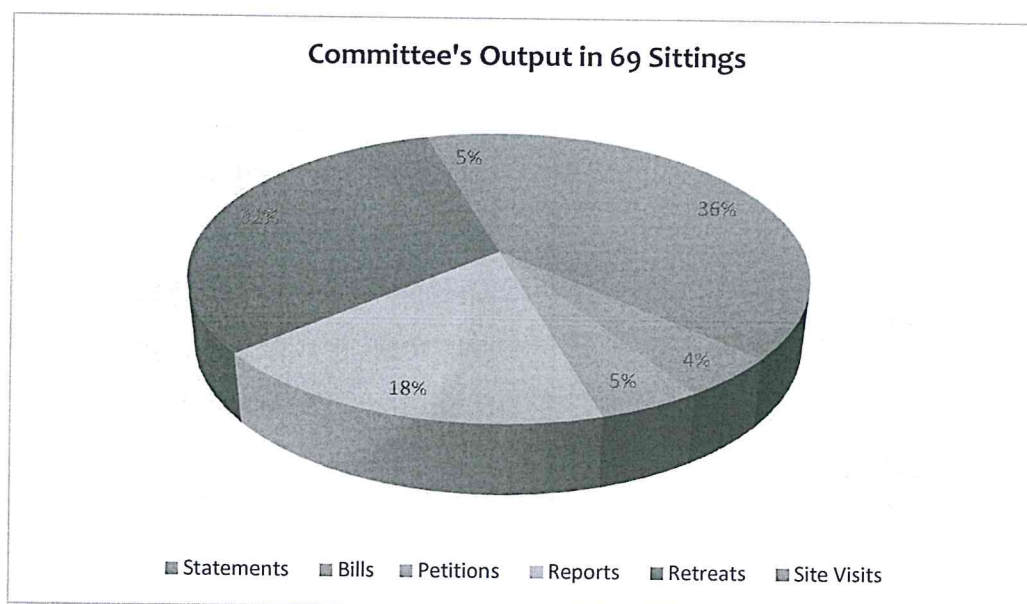
Pending business	Status
Site visit to the City Courts to understand the legal procedures followed and how the court	Requests sent to the County Attorney

operates.	
Site visit to Dagoretti and Mworoto training school	Request sent to the Director Security, Compliance and Disaster Management
Inquiry into legal fees charged by external advocates during the ongoing County filling exercise.	Set to meet the County Attorney

### Challenges

The Committee reported the following as challenges facing the Committee:-

- Failure to meet timelines due to delays by witnesses to provide required documents/responses with respect the queries raised. The Committee has resolved that in future it shall resort to issuing summons to rogue witnesses.
- Unconducive meeting room befitting the operations. The Committee has requested the Clerk to allocate it a specific spacious room at the basement once the rooms become operational.



### G. Public Investment Committee

#### Committee mandate

The Committee derives its mandate from Standing Order 197 (2) of the Nairobi City County Assembly, which provides that: - *“The Public Accounts Committee shall be responsible for:-*

- *examine the reports and accounts of the County public investments;*
- *examine the reports, if any, of the Auditor General on the County public investments; and*



- examine, in the context of the autonomy and efficiency of the county public investments, whether the affairs of the county public investments, are being managed in accordance with sound financial or business principles and prudent commercial practices”

### **Committee Membership**

The Committee is comprised of 19 members, (1) Clerk Assistant and (1) Office Assistant.

### **Considered business**

The table below represents the business considered by the Committee during the period under review:-

<b>Business</b>	<b>No.</b>	<b>Description</b>
Sittings	60	The sittings were held both within and outside the precincts of the Assembly to consider Committee business.
Consideration of Auditor General's Reports	3	<p>The Committee considered the following AGs reports(Committee reports were tabled and adopted apart from the one on performance audit) :-</p> <ul style="list-style-type: none"> <li>– Report of the Auditor-General on the Financial Statements of Nairobi City Water and Sewerage Company Limited for the year ended 30th June, 2016.</li> <li>– Report of the Auditor-General on the Financial Statements of Nairobi City Water and Sewerage Company Limited for the year ended 30th June, 2017</li> <li>– Performance Audit Report on Provision of Sewerage in Major Towns in Kenya: A Case Study of Nairobi City</li> </ul>
Retreats	3	The retreats were to consider the Audit reports, Induction and capacity building of Members.
Site visits	5	<p>The site visits were conducted while the Committee was considering audit reports as follows:-</p> <ul style="list-style-type: none"> <li>– Visit to Nairobi City Water and Sewerage Company Limited Headquarters, Kampala Road to verify</li> </ul>

		inventories. – Visit to Loresho reservoir to inquire into alleged encroachment on public land. – Visit to Kabete water treatment plant and warehouse to verify inventories. – Visit to Ng'ethu water treatment and pumping station warehouse to verify inventories.
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### ***Pending business***

The Committee reported the following as pending business:-

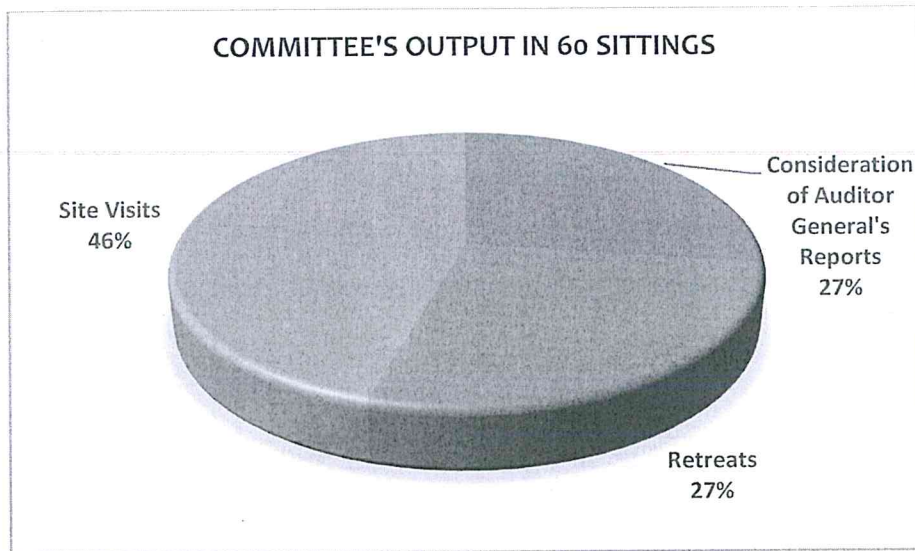
Pending business	Status
Performance Audit Report on Provision of Sewerage in Major Towns in Kenya: A Case Study of Nairobi City.	Pending due to lack of capacity building on Performance Audit

### ***Challenges***

The Committee reported the following as challenges facing the Committee:-

- Underfunding during the apportionment of Committee budgets which greatly hindered the operations of the Committee.
- Failure to meet constitutional timelines due to delays by witnesses to provide required documents/responses with respect to the audit queries raised by the Auditor General. The Committee has resolved that in future it shall resort to issuing summons to rogue witnesses and further seek services of the Director of Public Prosecutions pursuant to the provisions of the County Assemblies Powers and Privileges Act.

*Comparison of business (Graph)*



#### **H. Committee on Delegated Legislation**

##### **Committee mandate**

The Select Committee on Delegated County Legislation is established under Standing Order 202 to among other functions, consider in respect of any statutory instrument whether it-

- is in accord with the provisions of the Constitution, the Act pursuant to which it is made or other relevant written law;
- infringes on fundamental rights and freedoms of the public;
- contains a matter which in the opinion of the Committee should more properly be dealt with in an Act of Parliament;
- contains imposition of taxation;
- Directly or indirectly bars the jurisdiction of the Courts;
- gives retrospective effect to any of the provisions in respect of which the Constitution or the Act does not expressly give any such power;
- involves expenditure from the Consolidated Fund or other public revenues;
- is defective in its drafting or for any reason the form or purport of the statutory instrument calls for any elucidation;
- appears to make some unusual or unexpected use of the powers conferred by the Constitution or the Act pursuant to which it is made;



### **Committee Membership**

The Committee is comprised of 19 members, (1) Clerk Assistant, (1) Legal Counsel and (1) Office Assistant.

### **Considered business**

The table below represents the business considered by the Committee during the period under review:-

Business	No.	Description
Sittings	66	The sittings were held both within and outside the precincts of the Assembly to consider Committee business.
Reports	2	The Committee developed reports on the following :- <ul style="list-style-type: none"><li>– Induction of Members- Capacity Building and Committee</li><li>– Retreat on the Effective Management of the Committee</li></ul>
Retreats	6	The retreats were for the following purposes :- <ul style="list-style-type: none"><li>– Induction of Members- Capacity Building and Committee Mandate</li><li>– Discuss all pending regulations with the County Attorney and the County Executive Legal Department</li><li>– Undertake a Strategic Planning Retreat</li><li>– Undertake a pre-publication scrutiny retreat with the Nairobi County Liquor Board on the Alcoholic Drinks &amp; Control Licensing Regulation and the Proposed Nairobi County Alcohol Policy</li><li>– Discuss all pending regulations with the County Secretary and all CECs</li><li>– To propose and make amendments to the Betting, Lotteries &amp; Gaming Act, 2014 with the Nairobi County Trade &amp; Tourism Sector</li></ul>

### **Pending business**



The Committee reported the following as pending business:-

Pending business	Status
Pre-publication scrutiny of the Regulations on the Nairobi City County Urban Agriculture Promotion and Regulation Act, 2015	Relevant Department is in the process of preparing draft regulations
Pre-publication scrutiny of the Regulations on the Nairobi City County Alcoholic Drinks Control and Licensing Act, 2014	Regulations ready for submission to the Assembly
Pre-publication scrutiny of the Regulations on the Nairobi City County Disaster and Emergency Management Act, 2015	Relevant Department is in the process of preparing draft regulations
Pre-publication scrutiny of the Regulations on the Nairobi City County Betting, Lotteries and Gaming Act, 2014	Relevant Department is in the process of preparing draft regulations
Pre-publication scrutiny of the Regulations on the Nairobi City County Public Participation Act, 2015	Relevant Department is in the process of preparing draft regulations
Pre-publication scrutiny of the Regulations on the Nairobi City County Child Care Facilities Act, 2017	Relevant Department is in the process of preparing draft regulations
Pre-publication scrutiny of the Regulations on the Nairobi City County Sports Management Act, 2017	Relevant Department is in the process of preparing draft regulations
Pre-publication scrutiny of the Regulations on the Nairobi City County Cultural Heritage Act, 2017	Relevant Department is in the process of preparing draft regulations
Pre-publication scrutiny of the Regulations on the Nairobi City County Early Childhood Education	Relevant Department is in the process of preparing draft regulations

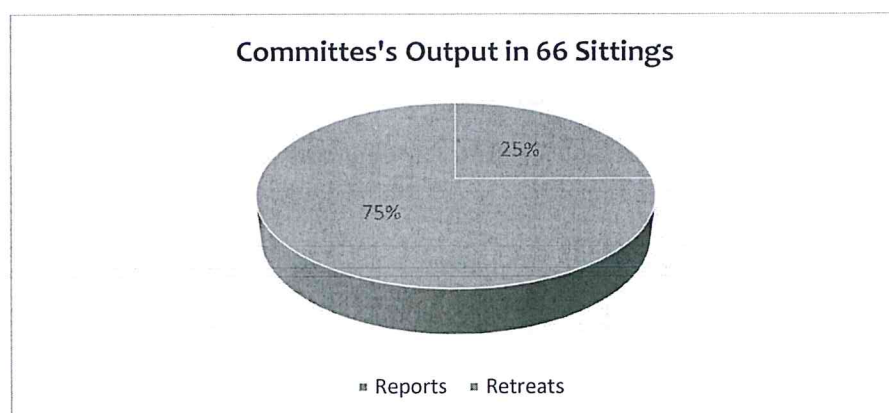
Act, 2017	
Pre-publication scrutiny of the Regulations on the Nairobi City County Persons with Disabilities Act, 2015	Relevant Department is in the process of preparing draft regulations
Pre-publication scrutiny of the Regulations on the Nairobi City County Office of the County Attorney Act, 2017	Relevant Department is in the process of preparing draft regulations
Pre-publication scrutiny of the Regulations on the Nairobi City County Inspectorate Service Act, 2017	Relevant Department is in the process of preparing draft regulations
Pre-publication scrutiny of the Regulations on the Nairobi City County Regularization of Developments Act, 2015	Relevant Department is in the process of preparing draft regulations
Pre-publication scrutiny of the Regulations on the Nairobi City County Neighborhood Associations Engagement Act, 2016	Relevant Department is in the process of preparing draft regulations
Pre-publication scrutiny of the Regulations on the Nairobi City County Flag and Other Symbols Act, 2013	Relevant Department is in the process of preparing draft regulations
Pre-publication scrutiny of the Regulations on the Nairobi City County Solid Waste Management Act, 2015	Relevant Department is in the process of preparing draft regulations

### Challenges

The Committee reported the following as challenges facing the Committee:-

- Delays in presentation of regulations to the County Assembly

- Lack of motivation by Members. There is a notion by Members that the Committee is not a busy Committee and that being placed in the Committee is a form of punishment. This notion has led to some members being de-motivated and showing little interest in the Committee business. However, this notion is slowly changing thanks to the facilitators who have demystified the Committee



## I. Transport and Public Works Committee

### **Committee mandate**

The Committee's mandate as outlined under the third schedule to the Standing Orders includes; *"Investigate, inquire into and report on all matters related to County transport, including county roads, street lighting, traffic and parking, public road transport, county public works and services including storm water management systems in built-up areas."*

### **Committee Membership**

The Committee is comprised of 19 Members and 1 Clerk Assistant.

### **Considered business**

The table below represents the business considered by the Committee during the period under review:-

Business	No.	Description
Sittings	103	The sittings were held both within and outside the precincts of the Assembly to consider Committee business.
Statements	14	The Committee was requested 14 statements which were all responded to.
Reports	4	The reports addressed the following:- <ul style="list-style-type: none"> <li>– Report on the consideration of the Nairobi City</li> </ul>



		<p>County supplementary estimates FY 2017/18.</p> <ul style="list-style-type: none"> <li>– Report on the consideration of the Nairobi City County budget estimates FY 2017/18.</li> <li>– Report on the consideration of the County Fiscal Strategy Paper FY 2017/2018</li> <li>– Report on the vetting of nominee for appointment to the position of County Chief Officer responsible for Devolution and Sub-County Administration</li> </ul>
Retreats	3	<p>The retreats were for the following reasons:-</p> <ul style="list-style-type: none"> <li>– Enable Members undergo induction</li> <li>– To enable the Committee undergo training on strategic Planning Capacity building on how to develop the Committee's strategic plan,</li> <li>– To consider the Nairobi City County Public Transport and Traffic Management Bill, 2017 (withdrawn).</li> </ul>
Site visits	4	<ul style="list-style-type: none"> <li>– Visit to various bus termini to inspect the status of bus termini in readiness for City decongestion programme</li> <li>– Visit to Westlands and along the Northern Bypass to inspect illegal parking</li> <li>– Visit to Clay City Ward to inspect status of County funded projects</li> <li>– Visit to Kwa Reuben, Mihang'o, Komarock and Umoja 1 Wards to inspect the effects of the long rains on Transport facilities.</li> </ul>

### ***Pending business***

The Committee reported the following as pending business:-

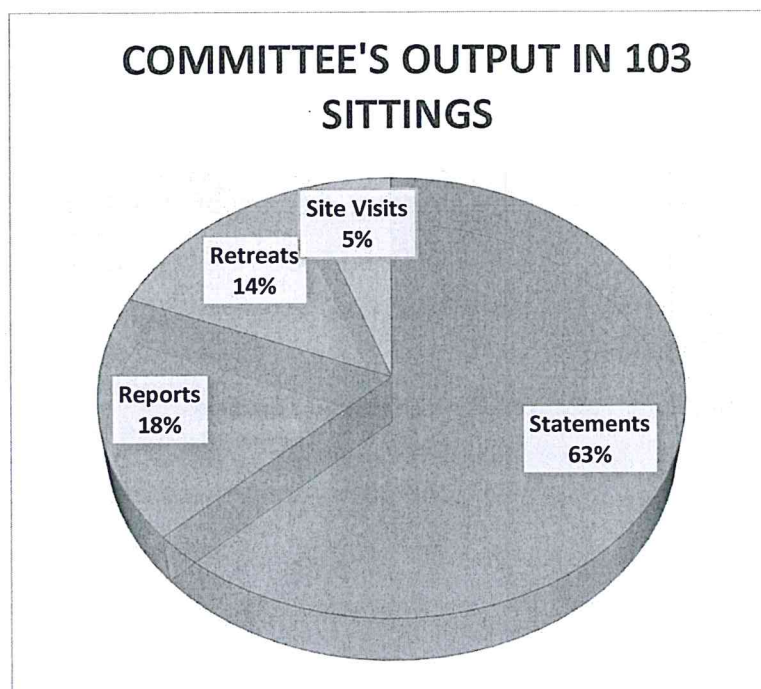
Pending business	Status
Preparation of the Committee report on site inspection visits to 32	Report being considered by the Committee in view of meeting the CEC over salient findings

County funded projects	
Report of the Committee on Benchmarking visit to Singapore	Report being compiled for adoption and Tabling
Meeting with KURA and Kenya Power regarding status of projects being undertaken in the Wards	Letter to be written for the said meeting

### Challenges

The Committee reported the following as challenges facing the Committee:-

- Laxity on the side of the Executive has been a major cause of slow undertaking of County projects intended to bring about efficient transport systems.
- The Sector requires to hold contractors to high standards given that the quality of works undertaken by the County and supervised by respective Engineers was found to be unsatisfactory



### J. Agriculture, Livestock & Fisheries Committee

#### Committee mandate

The Committee's mandate as outlined under the third schedule to the Standing Orders includes; *"agriculture, including crop and animal husbandry, livestock sale yards, county abattoirs, plant and animal disease control and welfare, including licensing of dogs and facilities for the accommodation, care and burial of animals"*

#### **Committee Membership**

The Committee is comprised of 19 Members and 1 Clerk Assistant.

#### **Considered business**

The table below represents the business considered by the Committee during the period under review:-

Business	No.	Description
Sittings	56	The sittings were held both within and outside the precincts of the Assembly to consider Committee business.
Statements	14	The Committee was requested 14 statements which were all responded to.
Reports	6	<p>The reports addressed the following:-</p> <ul style="list-style-type: none"> <li>– Induction workshop for Members of Agriculture, Livestock &amp; Fisheries Committee, Retreat held from 9th – 12th November, 2017 at Naivasha Sopa Resort</li> <li>– Vetting Report of Nominees for County Chief Officer, Food And Agriculture and Chief Officer, Livestock and Fisheries</li> <li>– Strategic Plan Development, retreat held from 8th to 11th March, 2018 in Mombasa to enable Members understand various facets or concepts on Strategic Plan such as the planning and effective execution process.</li> <li>– Pending Committee business, retreat held from 14th to 17th June, 2018 in Mombasa</li> <li>– County Fiscal Strategy Paper 2018/2019</li> <li>– Examination of County Budget Estimates for Financial Year 2018/2019.</li> </ul>



Retreats	3	<p>The retreats were for the following reasons:-</p> <ul style="list-style-type: none"> <li>– Enable Members undergo induction</li> <li>– To enable the Committee undergo training on strategic Planning Capacity building on how to develop the Committee's strategic plan,</li> <li>– To consider pending business.</li> </ul>
Site visits	3	<ul style="list-style-type: none"> <li>– Visit to Kiamaiko and Neema Abattoirs to inquire into the status of abattoirs vis a vis compliance to health standards for meat.</li> <li>– Visit to Dandora/Njiru and Kayole Abattoirs to inspect the status of abattoirs vis a vis compliance to health standards for meat.</li> <li>– Visit to Clay City Ward to verify assembled greenhouses and installed fish tanks materials supplied during the former regime</li> </ul>

### ***Pending business***

The Committee reported the following as pending business:-

Pending business	Status
Inquiry into alleged failure to comply with notice issued by CEC Member responsible for Food, Agriculture & Forestry regarding meat safety standards	Set to meet proprietors of Kiamaiko Slaughter House.
Inspection visits to Burma market and City Millers to assess the foods safety standards	Committee set to determine the dates.

### ***Challenges***

The Committee reported the following as challenges facing the Committee:-

- Negative perception that the Committee belongs to 'rebels' who have consistently failed to obey Assembly leadership. However, this has not, in anyway, derailed it from executing its mandate.

- Budget allocation (of previous Financial Years) to the Sector has always failed to commensurate with the expansive Agriculture, Livestock, Fisheries and Forestry sub sectors, again because of the perception that urban agriculture cannot be practiced in the City.

## **K. Sectoral Committee on Culture & Community Services**

### **Committee mandate**

The Committee's mandate as outlined under the third schedule to the Standing Orders includes; *"investigate, inquire into and report on all matters related to Cultural activities, public entertainment and public amenities, including, racing, liquor licensing, cinemas, video shows and hiring, libraries, museums and cultural activities and facilities and county parks, and recreation facilities; firefighting services and disaster management, control of pornography; ensuring and coordinating the participation of communities and locations in governance at the local level and assisting communities and locations to develop the administrative capacity for the effective exercise of the functions and powers and participation in governance at the local level"*.

### **Committee Membership**

The Committee is comprised of 19 Members and 1 Clerk Assistant.

### **Considered business**

The table below represents the business considered by the Committee during the period under review:-

Business	No.	Description
Sittings	82	The sittings were held both within and outside the precincts of the Assembly to consider Committee business.
Bills	1	The Nairobi City County Sports Management (Amendment) Act, 2018.
Statements	8	The Committee was requested 8 statements and responded to six (6) while three were unsatisfactory and therefore are still under committee consideration.
Reports	4	The reports addressed the following:-

		<ul style="list-style-type: none"> <li>– Report on the consideration of the Nairobi City County supplementary estimates FY 2017/18.</li> <li>– Report on the consideration of the Nairobi City County budget estimates FY 2017/18.</li> <li>– Report on the consideration of the County Fiscal Strategy Paper FY 2017/2018</li> <li>– Report on the vetting of nominee for appointment to the position of County Chief Officer responsible for Devolution and Sub-County Administration</li> </ul>
Retreats	3	<p>The retreats were for the following reasons:-</p> <ul style="list-style-type: none"> <li>– Enable Members undergo induction</li> <li>– To enable the Committee undergo training on strategic Planning Capacity building on how to develop the Committee's strategic plan,</li> <li>– To consider pending business before the Committee</li> </ul>
Site visits	3	<ul style="list-style-type: none"> <li>– Visit to Ruai Rehabilitation Center to inspect the status of completion of the construction of the Rehabilitation Center. The Committee collected information on the subject and while passing the Budget for the FY 2018/19 the project was allocated funds to complete the project.</li> <li>– Visit to Eastleigh Social Hall to ascertain issues raised in a statement requested by Hon. Osman Adow regarding the rehabilitation of the Social hall in Eastleigh North Ward and along the Northern By- pass to inspect illegal parking</li> <li>– Visit to Tom Mboya fire station to establish the capacity of fire stations in successfully conducting fire rescue and to get an in-depth understanding of how the Fire Station is managed and the challenges faced.</li> </ul>



Budget process	-	<ul style="list-style-type: none"> <li>Pursuant to the relevant laws and Standing Orders, the Committee considered and reported on the County Integrated Development (CIDP) 2018-2022, Annual Development Plan (ADP) 2018/2019, County Fiscal Strategy Paper (CFSP) 2018/2019, Budget Estimates 2018/2019 and Supplementary Budget Estimate 2017/2018 (I and II). Reports were channeled to the Finance, Budget and Appropriations Committee with recommendations pursuant to Standing Orders.</li> </ul>
Vetting of nominees for appointment	-	<ul style="list-style-type: none"> <li>Pursuant to the County Government Act, 2012 and Standing Orders, the Committee vetted Ms. Ann K. Mwenda, nominee for the position of Chief Officer responsible for Disaster Management and Coordination who was subsequently approved by the Assembly based on recommendation in Committee's report Tabled in the Assembly.</li> </ul>
Foreign Visit	1	<ul style="list-style-type: none"> <li>From 23rd to 30th September, 2018, the Committee Members undertook a benchmarking visit to the Zanzibar House of Representatives on matters relating to Cultural Heritage, Sports and Disaster Management. The report on this visit shall be tabled in the Assembly.</li> </ul>

### **Pending business**

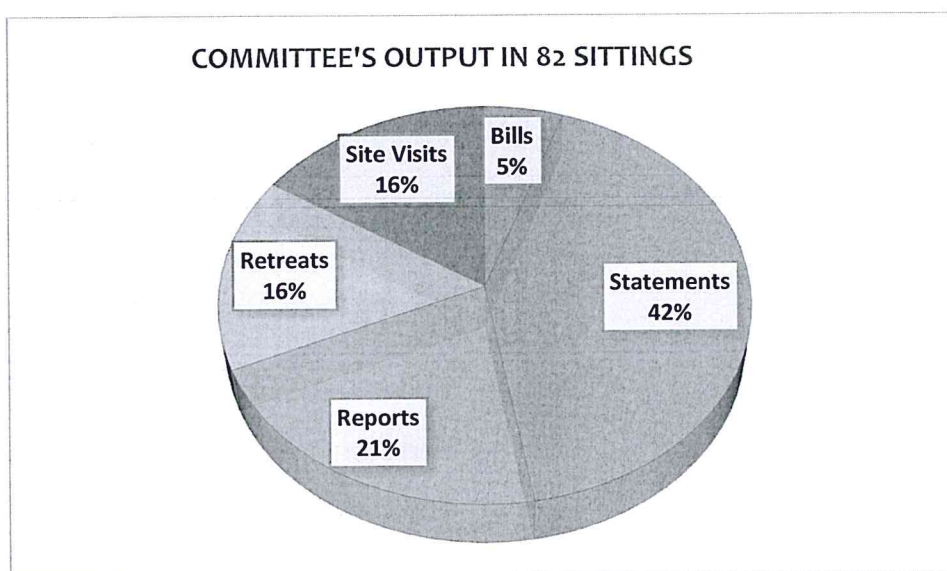
The Committee reported the following as pending business:-

Pending business	Status
Proposed amendments to the Nairobi City County Disaster and Emergency Act, 2015:-	Proposed amendments returned to the County Executive for comprehensive drafting. Awaiting the final draft from County Executive
Pre-publication Scrutiny of the Nairobi City County Public Open Space Use and Maintenance Bill,	Still being drafted. Following up with the County Assembly Legal Office to fast track the redrafting process

## Challenges

The Committee reported the following as challenges facing the Committee:-

- Continuous delay by the County Executive in procurement procedures leading to stalled sub-sectors approved projects;



## L. Finance Budget and Appropriations Committee

### Committee mandate

The Committee is established pursuant to Standing Order 199 of the Nairobi City County Assembly with the following specific mandate:-

- i) Investigate, inquire into and report on all matters related to coordination, control and monitoring of the of the county budget;
- ii) Discuss and review the estimates and make recommendations to the County Assembly;
- iii) Examine the County Fiscal Strategy Paper presented to the County Assembly;
- iv) Examine Bills related to the county budget, including Appropriations Bills; and
- v) Evaluate tax estimates, economic and budgetary policies and programs with direct budget outlay.

### Committee Membership

The Committee is comprised of 19 members, (2) Fiscal Analysts, and (1) Intern

### Considered business

The table below represents the business considered by the Committee during the period under review:-

Business	No.	Description
Sittings	87	The sittings were held both within and outside the precincts of the Assembly to consider Committee business.
Public Petitions/ Memoranda	4	<p>During the period the Committee received and considered various memoranda from members of public and civil society on:</p> <ul style="list-style-type: none"> <li>– County Integrated Development Plan 2018/2022;</li> <li>– County Annual Development Plan 2018/2019;</li> <li>– County Fiscal Strategy Paper 2018; and</li> <li>– Budget estimates for the FY 2018/19</li> <li>– Performance Audit Report on Provision of Sewerage in Major Towns in Kenya: A Case Study of Nairobi City</li> </ul>
Statements	5	The Committee considered 5 request for statements and in most cases delivered responses to the County Assembly.
Retreats	4	<p>During the duration under consideration the Committee undertook the following local workshops:</p> <ul style="list-style-type: none"> <li>– Workshop to finalize on the CIDP 2018/2022 and ADP 2018/19 held between Wednesday 14<sup>th</sup> and Monday 18<sup>th</sup> March 2018 at the Pride Inn Beach Hotel, Mombasa County;</li> <li>– Workshop to receive and deliberate on reports of various Sectoral Committees on their consideration of Supplementary Estimates for FY 2017/18 held between Wednesday 21<sup>st</sup> and Saturday 24<sup>th</sup> March 2018 at the Rainbow Hotel, Ruiru Kiambu County;</li> <li>– Workshop to finalize deliberations on proposed</li> </ul>

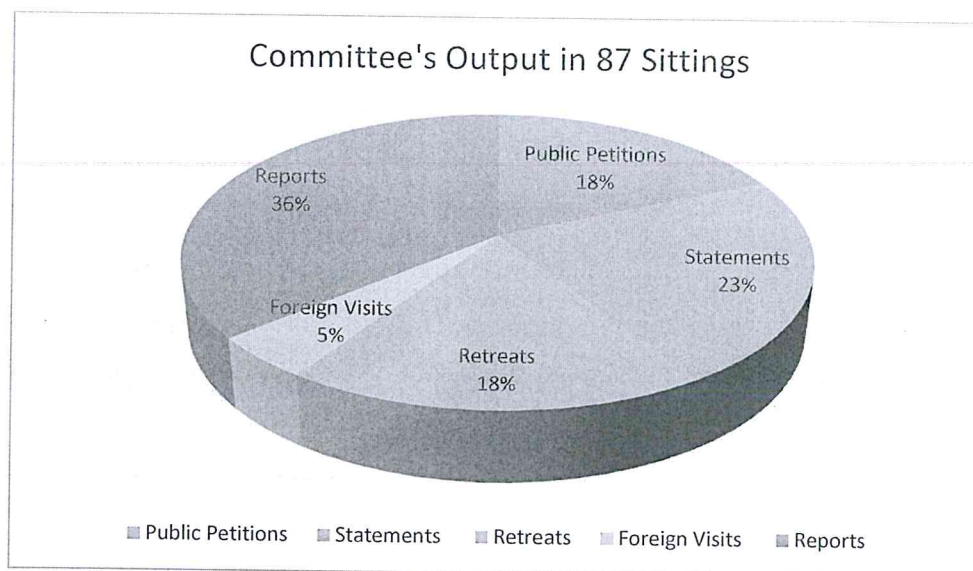


		<p>budget estimates 2018/19 held between Friday 8<sup>th</sup> and Monday 11<sup>th</sup> June 2018 at the Pride Inn Beach Hotel, Mombasa County; and</p> <ul style="list-style-type: none"> <li>– Workshop to Consider the Controller of Budget Report 2017/19 and Budget Review and Outlook paper 2017 held between Monday 16<sup>th</sup> July and Thursday 19<sup>th</sup> July, 2018 at the Windsor Golf Club, Kiambu County.</li> </ul>
Foreign Visits	1	The African Parliamentary Budget Office Conference in Cape Town South Africa
Reports	8	<ul style="list-style-type: none"> <li>– Report on the Annual Development Plan; and</li> <li>– Report on the County Integrated Development Plan</li> <li>– Report on the CFSP;</li> <li>– Report on the Debt Management Strategy Paper;</li> <li>– Report on the 1st Supplementary Estimates;</li> <li>– Report on the 2nd Supplementary Estimates; and</li> <li>– Report on the Budget Estimates.</li> </ul>

### ***Pending business***

The Committee reported the following as pending business:-

Pending business	Status
Report on the report of the Controller of Budget.	Ongoing
Finance Bill, 2018	Ongoing
Annual Development Plan for the FY 2019-20	Ongoing



## **M. Children, Early Childhood Education & Vocational Training**

### **Committee mandate**

The Committee's mandate as outlined under the third schedule to the Standing Orders includes; *"to investigate, inquire into, and report on all matters relating to the mandate, management, activities, administration, operations and estimates of the assigned department. The committee is also mandated to deal with matters related to primary education, childcare facilities, village polytechnics, home craft centers and children welfare."*

### **Committee Membership**

The Committee is comprised of 19 Members and 1 Clerk Assistant.

### **Considered business**

The table below represents the business considered by the Committee during the period under review:-

Business	No.	Description
Sittings	65	The sittings were held both within and outside the precincts of the Assembly to consider Committee business.
Statements	7	The Committee received 7 statements requests and responded to 3 while 4 were still pending due to unsatisfactory responses by the Executive.
Reports	6	The reports addressed the following:- – Report on the consideration of the Nairobi City

		<p>County supplementary estimates FY 2017/18.</p> <ul style="list-style-type: none"> <li>– Report on the consideration of the Nairobi City County budget estimates FY 2017/18.</li> <li>– Report on the consideration of the County Fiscal Strategy Paper FY 2017/2018</li> <li>– Report on site inspection visits to Juja Road Primary School, Dr. Aggrey Primary School, Muslim Primary School and Cerebral Palsy Unit &amp; Pangani Primary School in Pangani Ward and St Elizabeth Primary School &amp; Star of Hope Primary School in Viwandani Ward.</li> <li>– Report on the site inspection visit to the five (5) Early Childhood Education Development Centers ECDEs (i.e. Ayany Primary School, Kawangware Primary School, Tana Day Nursery and Starehe Day Nursery school, Ziwani Day Nursery).</li> <li>– Report on the vetting of nominee for Chief Officer responsible for Education, Children, Youth Affairs, Gender Affairs, Culture and Social Service;</li> </ul>
Retreats	3	<p>The retreats were for the following reasons:-</p> <ul style="list-style-type: none"> <li>– Enable Members undergo induction</li> <li>– To enable the Committee undergo training on strategic Planning Capacity building on how to develop the Committee's strategic plan,</li> <li>– To enable the Committee understand the fundamentals of public relations and communications for legislators, general principles of etiquette and protocol and the basic principles of foreign relations;</li> </ul>
Site visits	3	<ul style="list-style-type: none"> <li>– Site inspection visit to Juja Road Primary School, Dr. Aggrey Primary School, Muslim Primary School and Cerebral Palsy Unit &amp; Pangani Primary School in Pangani Ward and St Elizabeth</li> </ul>



		<p>Primary School &amp; Star of Hope Primary School in Viwandani Ward.</p> <p>– Site inspection visit to the five (5) Early Childhood Education Development Centers ECDEs in order to inspect the status of the said ECDEs whose construction had begun in the financial year 2016/17 but stalled due to nonpayment of the Contractor by the County Government.</p>
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### **Pending business**

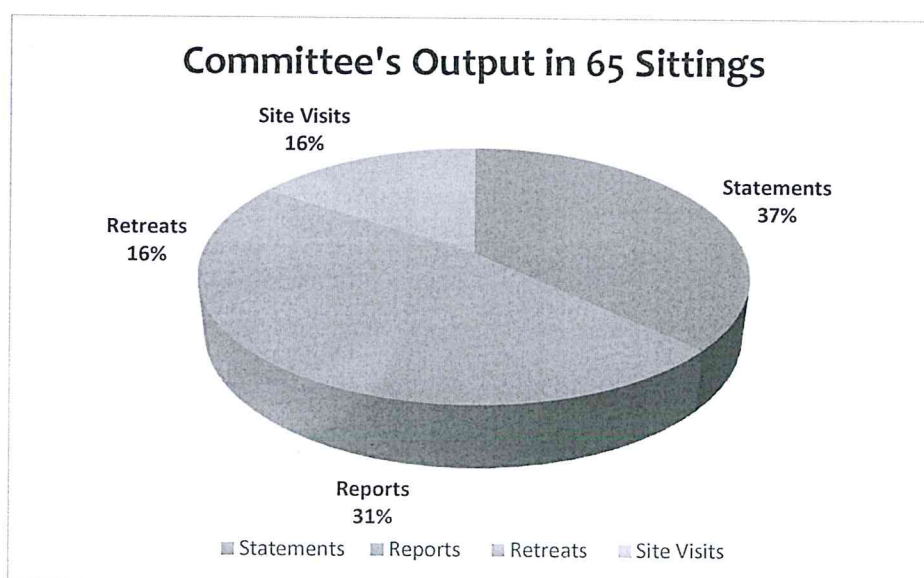
The Committee reported the following as pending business:-

Pending business	Status
Consideration of Regulations - To amend the Public Finance Management(Nairobi City County Bursary Fund Regulations, 2017);	Scheduled to hold a retreat to consider the regulations with the CEC Member
Four (4) statement requests.	To follow up with the CEC Member

### **Challenges**

The Committee reported the following as challenges facing the Committee:-

- Continuous delay by the County Executive to respond to statement requests.



## N. Sectoral Committee on Energy and ICT Committee

### **Committee mandate**

In accordance with the Third Schedule of the Standing Orders, the Committee is mandated to consider all matters relating to: - *“Electricity and gas reticulation, and energy regulation, Communication, information, broadcasting and Information, Communications, Technology (ICT) Management”*.

### **Committee Membership**

The Committee comprised of 19 members, (2) Clerk Assistants, and (1) Office Assistant.

### **Considered business**

The table below represents the business considered by the Committee during the period under review:-

Business	No.	Description
Sittings	69	The sittings were held both within and outside the precincts of the Assembly to consider Committee business.
Reports	7	<p>The reports addressed the following:-</p> <ul style="list-style-type: none"><li>– Report on the consideration of the Nairobi City County supplementary estimates FY 2017/18.</li><li>– Report on the consideration of the Nairobi City County budget estimates FY 2017/18.</li><li>– Report on the consideration of the County Fiscal Strategy Paper FY 2017/2018</li><li>– Report on Strategic Management training retreat.</li><li>– Report on the Induction of Members of Energy and ICT Committee Retreat</li><li>– Report on the consideration of the Ejijipay Revenue Collection and Management System</li><li>– Report on the consideration of the County Integrated Development Plan for the FY 2018/22 and Annual Development Plan for the FY 2018/19;</li></ul>
Retreats	3	The retreats were for the following reasons:-

		<ul style="list-style-type: none"> <li>– Enable Members undergo induction</li> <li>– To enable the Committee undergo training on strategic Planning Capacity building on how to develop the Committee's strategic plan.</li> <li>– Induction retreat of the Committee with Energy sub-sector</li> <li>– Induction retreat of the Committee with ICT and E-Government sector</li> </ul>
Site visits	1	– Visit to the Data Centre, City Hall to inspect on its operations.
Foreign Visits	-	During the period under review the committee had proposed to travel for an International Conference on ICT4S, Toronto, Canada from 14th to 18th May, 2018, which failed to materialize due to unavailability of funds for the same. Consequently, the Committee plans to carry out a foreign visit/benchmarking to Japan, Rwanda, Uganda. Australia, Nigeria or Zimbabwe on Community Data Centre and Germany and Texas for the renewable energy.

### ***Pending business***

The Committee reported the following as pending business:-

Business	Status
Business	Status
Preparations on the Vetting of Chief Officer for ICT	Process ongoing.
Legislative proposal on Access to information	At review stage at the Tables and Journals office
Fact finding site visit to KIRDI on Biogas management	Pending
Clean Energy policy and legislative proposal	Pending implementation by the Energy sub-sector

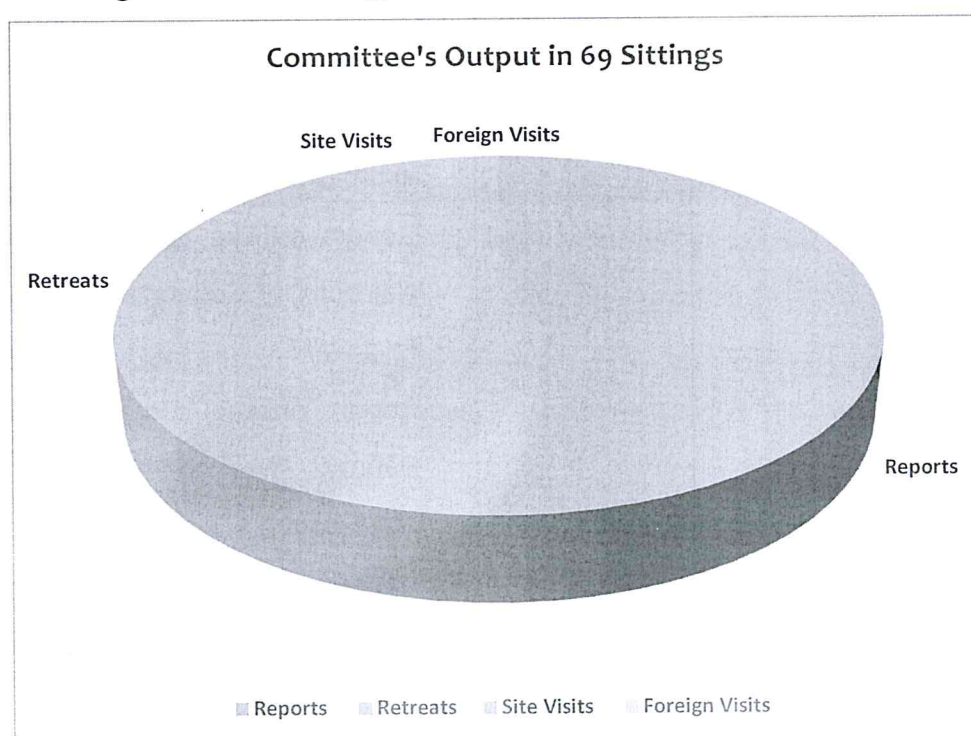


Benchmarking with the Senate Committee counterparts	Pending
Site Visit to the Data Centre and automation of the County systems and oversight on the implementation of the pending projects by the ICT department (Examining the progressive reports)	Report pending and awaiting final submission from the CEC in charge ICT
Election of Vice Chairperson	Election pending

### Challenges

The Committee reported the following as challenges facing the Committee and the Sector it oversights:-

- ICT infrastructure has not been rolled out to all the County Headquarter and sub-counties;
- Inadequate funding leading to slow completion of priority projects;
- Delayed disbursement of funds hence untimely implementation of projects and programmes;
- Inadequate human and financial capacity for managing ICT and Energy projects;
- Lack of a communication policy to cover content, standards and guidelines;
- Low adoption of ICT services; and
- Low staffing levels in the Energy Sub-Sector as well as the ICT Sector



## O. Sectoral Committee on Trade, Tourism and Cooperatives Committee

### Committee mandate

In accordance with the Third Schedule of the Standing Orders, the Committee is mandated to consider all matters relating to: - *“trade development and regulation, including markets, trade licenses (excluding regulation of professions), fair trading practices, local tourism and cooperative societies, Betting and Casinos and other forms of gambling and liquor licensing”*.

### Committee Membership

The Committee is comprised of 19 members, (2) Clerk Assistants, and (1) Office Assistant

### Considered business

The table below represents the business considered by the Committee during the period under review:-

Business	No.	Description
Sittings	82	The sittings were held both within and outside the precincts of the Assembly to consider Committee business.
Statements	2	Responded to all requests
Reports	8	<p>The reports addressed the following:-</p> <ul style="list-style-type: none"><li>– Report on the consideration of the Nairobi City County supplementary estimates FY 2017/18.</li><li>– Report on the consideration of the Nairobi City County budget estimates FY 2017/18.</li><li>– Report on the consideration of the County Fiscal Strategy Paper FY 2017/2018</li><li>– Report on induction of the Committee.</li><li>– Report on the induction workshop of Members, familiarization and Capacity</li></ul>

		<p>Building with the County Executive Sector on Commerce, Tourism and Cooperatives.</p> <ul style="list-style-type: none"> <li>– Report on the consideration of the County Integrated Development Plan for the FY 2018/22 and Annual Development Plan for the FY 2018/19.</li> <li>– Report on the training workshop on strategic planning held from 8th to 11th March, 2018 at Imperial Hotel, Kisumu County.</li> <li>– Report on the vetting of the Chief Officers for Commerce &amp; Industrialization and Tourism &amp; Cooperatives</li> </ul>
Retreats	3	<p>The retreats were for the following reasons:-</p> <ul style="list-style-type: none"> <li>– Enable Members undergo induction</li> <li>– To enable the Committee undergo training on strategic Planning Capacity building on how to develop the Committee's strategic plan.</li> <li>– To enable the Committee to review its progress</li> </ul>
Site visits	5	<ul style="list-style-type: none"> <li>– Lounge Club 207 located in Lavington area, Dagoretti North Sub-County to ascertain the response to statement requested by Hon. James Kiriba regarding the alleged prostitution activities at the Lounge.</li> <li>– City Market – Starehe Sub-County to assess the status of the market</li> <li>– Kiamaiko (Goat) Market – Mathare</li> </ul>



		<p>Sub-County to establish the existence of the market.</p> <ul style="list-style-type: none"> <li>– Retail Market – Starehe Sub-County to assess the status of the market.</li> <li>– Eastleigh Market – Kamukunji Sub-County to establish the existence of the market.</li> </ul>
Bills	-	<p>During the period under review, the Committee had not considered any Bills; however, the following legislative proposals and policies are in their preliminary stage;</p> <ul style="list-style-type: none"> <li>– Local Tourism Law;</li> <li>– SMEs Loan Scheme policy</li> <li>– Markets Law</li> <li>– Hawkers Law</li> <li>– Weights and Measures Laws</li> </ul>

### **Pending business**

The Committee reported the following as pending business:-

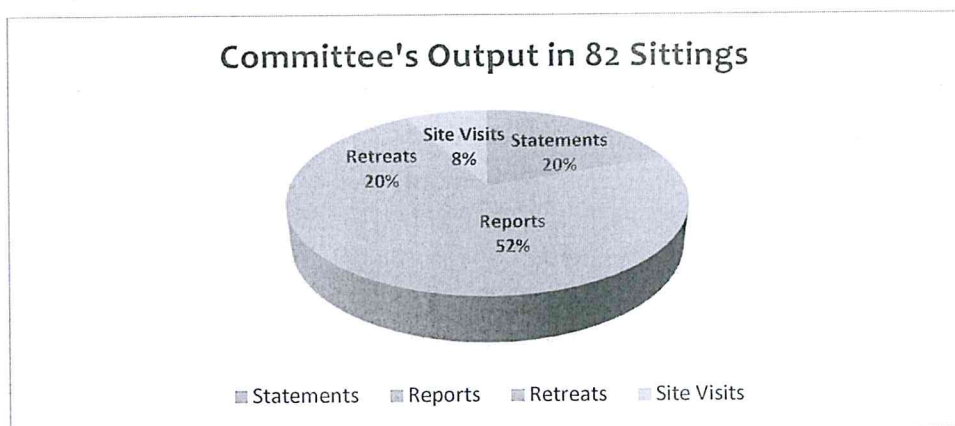
<b>Business</b>	<b>Status</b>
Report on site visits to various Markets	Scheduled a meeting with the County Executive to furnish the Committee with the relevant information to be considered in the report
Implementation status of the Sector projects for the financial year 2018/19	Scheduled to hold a meeting with the County Executive

### **Challenges**

The Committee reported the following as challenges facing the Committee and the Sector it oversees:-

- The delay by the County Executive to submit timely and satisfactory reports and information as requested by the Committee;

- Lack of quorum has hampered the operations of the Committee to a large extent; and
- Members leaving the meetings before adjournment to attend other meetings, hence diluting the level of debate and input by Members.



## **P. Select Committee on Ward Development Fund Committee**

### **Committee mandate**

The Select Committee on Wards Development Fund is established pursuant to Section 35(5) of the Wards Development Fund Act, 2014 and is mandated, among others, to:-

- Consider and recommend to the County Assembly any matter requiring action by the County Assembly pursuant to the provisions of this Act;*
- Oversee the implementation of this Act and in this respect, shall after every two years submit a report to the County Assembly and where necessary propose any amendments to this Act, in particular with respect to the Quantum of funds repayable into the Fund in accordance with section 4 of the Act;*
- Oversee the policy framework and legislative matters that may arise in relation to the Fund;*
- Continually review the framework set out for the efficient delivery of development programmes financed through the Fund;*
- Consider and report to County Assembly with recommendations, names of persons required to be approved by County Assembly under this Act.*

### **Committee Membership**

The Committee is comprised of 19 members, (2) Clerk Assistants, and (1) Office Assistant

### **Considered business**

The table below represents the business considered by the Committee during the period under review:-

Business	No.	Description
Sittings	46	The sittings were held both within and outside the precincts of the Assembly to consider Committee business.
Reports	4	<p>The reports addressed the following:-</p> <ul style="list-style-type: none"> <li>– Report on the consideration of the Nairobi City County supplementary estimates FY 2017/18.</li> <li>– Report on the consideration of the Nairobi City County budget estimates FY 2017/18.</li> <li>– Report on induction of the Committee.</li> </ul>
Retreats	3	<p>The retreats were for the following reasons:-</p> <ul style="list-style-type: none"> <li>– Enable Members undergo induction</li> <li>– Second induction workshop on the Capacity Building, Powers and mandates of the Committee and general overview of the Wards Development Fund Act, 2014 and the subsequent Amendments to the Act.</li> <li>– To enable the Committee undergo training on strategic Planning Capacity building on how to develop the Committee's strategic plan.</li> </ul>

### ***Pending business***

The Committee reported the following as pending business:-

Business	Status
Site visits to ascertain the status of the ongoing projects funded by the Wards Development Fund across the sampled Wards	Scheduling dates for visiting

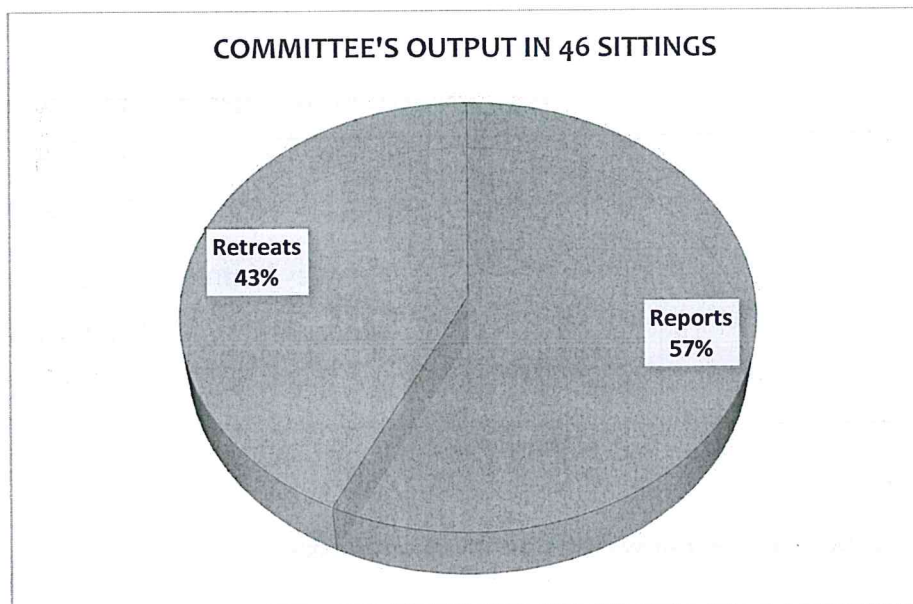


## Challenges

The Committee reported the following as challenges facing the Committee and the Sector it oversees:-

- The Committee in its oversight role has noted that the Fund experienced faced serious challenges over the years particularly in the operationalization of the Wards Development Fund. However after joint sitting with the Controller of Budget, it was agreed that the Nairobi City County has met most of the provisions set for the establishment of Wards Development Fund therefore making the Fund legal. Delay in payment of the Pending Bills was also another challenge.
- Unconducive meeting room befitting the operations of a Wards Development Fund. The Committee has requested the Clerk to allocate it a specific spacious room at the basement once the rooms become operational.

*Comparison of business (Graph)*



## Q. Select Committee on Implementation

### **Committee Mandate**

The Select Committee on Implementation is established under Standing Order No. 201 and its mandate as outlined in Standing Order 201 (2), amongst others, “to scrutinize the resolutions of the County Assembly (including adopted committee reports, petitions and the undertakings given by the County Executive Committee and examine-

- a) Whether or not such decisions and undertakings have been implemented and where implemented, the extent to which they have been implemented and whether such implementation has taken place within the minimum time necessary; and
- b) Whether or not legislation passed by the County Assembly has been operationalized and where operationalized, the extent to which such operationalization, has taken place within the minimum time necessary.

### **Committee Membership**

The Committee is comprised of 19 members, (2) Clerk Assistants, and (1) Office Assistant

### **Considered business**

The table below represents the business considered by the Committee during the period under review:-

Business	No.	Description
Sittings	87	The sittings were held both within and outside the precincts of the Assembly to consider Committee business.
Motions	13	Scrutiny on their implementation
Retreats	4	The retreats were for the following reasons:- <ul style="list-style-type: none"> <li>– Enable Members undergo induction and consider pending business</li> </ul>

### **Pending business**

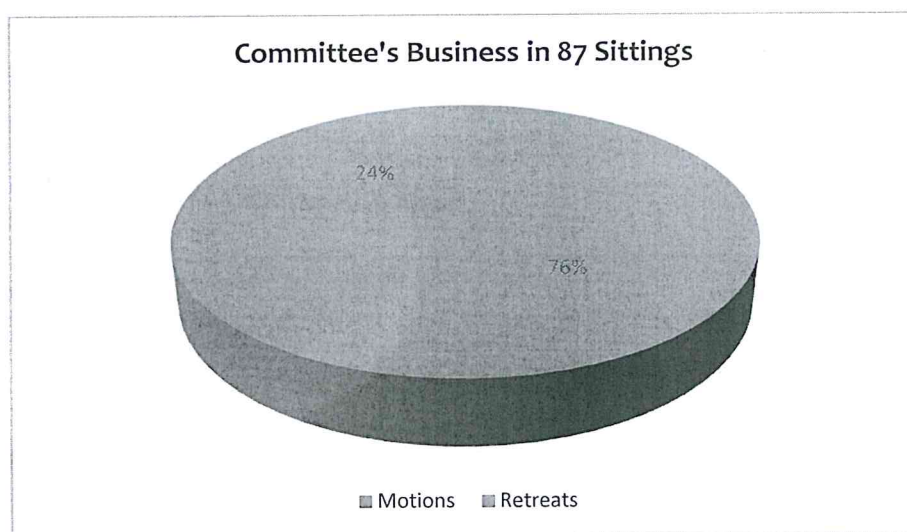
The Committee reported the following as pending business:-

Business	Status
Consideration of Resolutions on reports of public petitions.	The Committee is prioritizing their scrutiny

### **Challenges**

The Committee reported the following as challenges facing the Committee and Implementation of Assembly resolutions:-

- County Projects attract contractors with inadequate technical and financial capacity
  - that some contractors leave sites before commencement and/or completion of works due to technical inadequacy to perform specific projects;
- Lack of fund to pay contractors thus leading to stalled projects;
- The departments experience shortage of relevant tools, equipment and personnel to execute their mandates effectively. There is lack of adequate modern equipment;
- Delay in consideration of draft regulations by the Legal Department hinders the implementation of some regulations;
- Slow Procurement process hampers the implementation of some of the Assembly resolutions;
- Lack of prioritization of the Assembly resolutions by the County Executive hinders the implementation of the resolutions; this hampers the Committee to follow up on the implementation of the resolutions as there are no consistent periodic reports from the County Executive.



## R. Select Committee on Powers and Privileges

### **Committee mandate**

The Powers and Privileges Committee derives its mandate from Section 16 (1) the County Assemblies Powers and Privileges Act, 2017, which provides that:-

*“There is established for each county assembly, a committee known as the Committee of Powers and Privileges consisting of the Speaker , who shall be the chairperson of the Committee and such other members of the county assembly as may be provided in the Standing Orders of the county assembly”.*



The Committee executes its mandate on the basis of a complaint or its own motion made by any person on inquiring into the conduct of a Member whose conduct is alleged to breach the house privilege. The Committee further aims at ensuring that there is discipline amongst members in the Nairobi City County Assembly.

### ***Committee Membership***

The Committee is comprised of (11) members, Deputy Clerk, Principal Clerk L&P, (1) Clerk Assistant, (1) Office Assistant and (1) Intern.

### ***Considered business***

The table below represents the business considered by the Committee during the period under review:-

Business	No.	Description
Complaints	3	<ul style="list-style-type: none"> <li>– Personal Statement by Hon. Patrick Karani</li> <li>– Complaint against Hon. Susan Makungu Kavaya by Hon Millicent Jagero</li> <li>– Alleged assault of Hon. Millicent Mugandi Kavaya by Hon James Kiriba</li> </ul>
Inquiries	5	<ul style="list-style-type: none"> <li>– Alleged Bribery at Nairobi City County being investigated by the Ethics and Anti-Corruption Commission.</li> <li>– Alleged Bribery at Nairobi City County being investigated by the Ethics and Anti-Corruption Commission.</li> <li>– Allegations relating to the conduct of Hon. Members in the scuffle with the Speaker at the Speaker's Office</li> <li>– Allegation of bribery against Hon. Jayendra Malde</li> <li>– Conduct of Hon. Mary Ariviza in the Chamber on 25th September, 2018</li> </ul>
Retreats	2	<ul style="list-style-type: none"> <li>– Induction</li> <li>– Write Committee report on its work</li> </ul>

### ***Pending business***

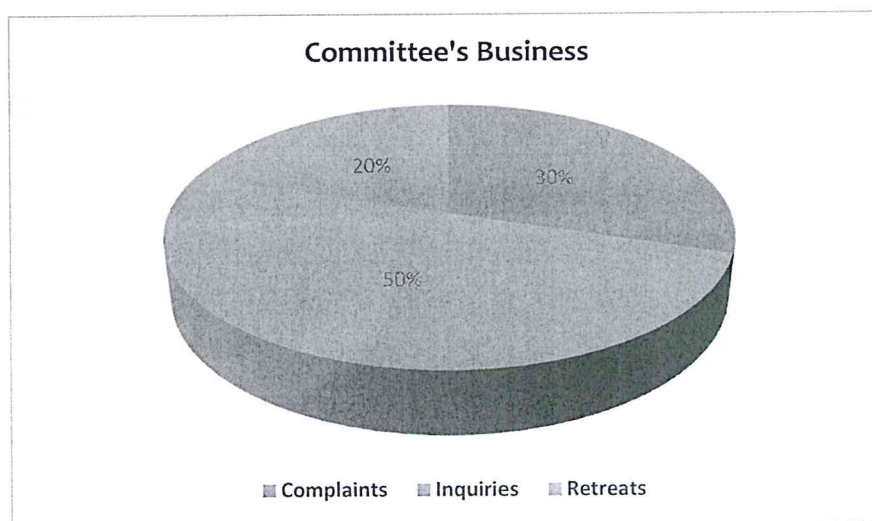
The Committee reported the following as pending business:-

Business	Status
Inquiries:-  Alleged Bribery at Nairobi City County being investigated by the Ethics and Anti-Corruption Commission.	In progress
Conduct of Hon. Mary Ariviza in the Chamber on 25th September,2018	In progress
Allegation of bribery against Hon. Jayendra Malde	In progress
Allegations relating to the conduct of Hon. Members in the scuffle with the Speaker at the Speaker's Office	In progress
Alleged Bribery at Nairobi City County being investigated by the Ethics and Anti-Corruption Commission.	In progress

### ***Challenges***

The Committee reported the following as challenges facing the Committee:-

- Inadequate resources which resulted the Committee to be poorly equipped in dealing with the complaints due to limited trainings of both the secretariat and the members.



## **S. Select Committee on House Business**

### ***Committee mandate***

The Assembly Business Committee is mandated to:-

- a) Prepare and, if necessary, from time to time adjust the County Assembly Calendar with the approval of the County Assembly;
- b) monitor and oversee the implementation of the County Assembly Business and programmes;
- c) implement the Standing Orders respecting the scheduling or programming of the business of the County Assembly and the functioning of the Committees of the County Assembly;
- d) determine the order in which the reports of Committees shall be debated in the County Assembly;
- e) may take decisions and issue directives and guidelines to prioritize or postpone any business of the County Assembly acting with the concurrence of the Leader of the Majority Party or the Leader of the Minority Party, as the case may be; and,
- f) Consider such matters as may from time to time arise in connection with the business of the County Assembly and shall have and perform such powers and functions as are conferred on and ascribed to it by these Standing Orders or from time to time by the County Assembly.

#### **Committee Membership**

The Committee is comprised of (19) nineteen members, Ag. Deputy Clerk, Principal Clerk L&P, (1) Clerk Assistant, (1) Office Assistant and (1) Intern.

#### **Considered business**

The table below represents the business considered by the Committee during the period under review:-

Business	No.	Description
Sittings	22	The sittings were held both within and outside the precincts of the Assembly to consider Committee business.
Retreats	3	The retreats were for the following reasons:- <ul style="list-style-type: none"><li>– Enable Members undergo induction</li><li>– To review Business considered by the Assembly.</li></ul>



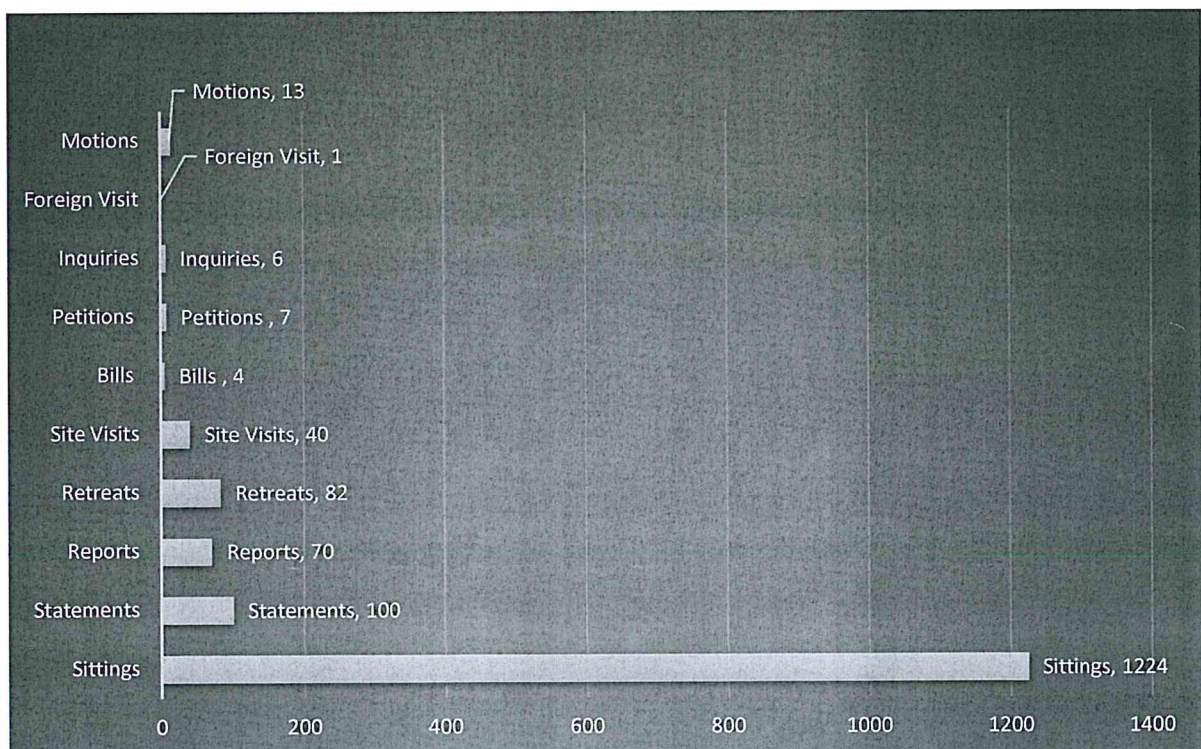
## Challenges

The Committee reported the following as challenges facing the Committee and the execution of the House business.

- Consistent lapse of quorum in the Assembly, limiting the execution of a number of allotted Businesses;
- Unprecedented absenteeism by Motion movers leading to adjournment of the House prematurely;
- Limited number of Bills presented before the Committee for allotment.



## 4.0. LIASON COMMITTEE OBSERVATIONS ON THE REPORTS



**13. The Committee made the following observations with respect to the reports presented by the respective Chairpersons:-**

- i) All Committees were inducted on their mandates and they are well equipped to perform their functions. However, they require refresher trainings especially on critical issues such as the legislative process.
- ii) Statements formed the majority of the business conducted by the Committees especially the Sectoral Committees. However, not all statement requests had been responded to. Most Chairpersons cited delays by the Executive in responding to their requests or failure to provide satisfactory responses.
- iii) Most Committees had not tabled their reports on their retreats they held which may raise audit queries.
- iv) The Executive had not implemented most of the resolutions of Committees. In addition, projects passed in the budget had not commenced.

**5.0. RECOMMENDATIONS**

**14. In view of the above observations, the Committee recommends the following:-**

- i) The office of the Clerk to include refresher trainings especially on the legislative process on the trainings scheduled in the next session.
- ii) All Committees to fast-track finalizing of the pending business and to report on any impediments to their work to the Office of the Speaker and the Liason Committee for necessary actions to be taken.
- iii) The Implementation Committee to urgently follow-up with the Executive to seek a way forward on Committee/Assembly resolutions that are yet to be implemented.