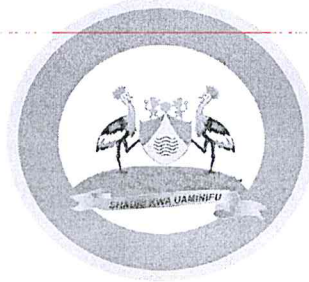


GOVERNMENT OF NAIROBI CITY COUNTY



THE NAIROBI CITY COUNTY ASSEMBLY

OFFICE OF THE CLERK

SECOND ASSEMBLY-FOURTH SESSION

NBI CA. PLC. 2020 / (61)

12th November, 2020

PAPER LAID

Pursuant to Standing Order 191, I beg to lay the following Paper on the Table of the Assembly, today Thursday 12th November, 2020.

THE REPORT OF THE SECTORAL COMMITTEE ON TRADE, TOURISM AND CO-OPERATIVES ON SITE INSPECTION VISIT TO WESTLANDS MARKET.

(Chairperson, Sectoral Committee on Trade, Tourism and Cooperatives)

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

*Paper laid by
Hon. Ngeng'
on 12th Nov 2020
2.30 pm
Wills
12/11/2020*

APPROVED
13 NOV 2008
HON. SPEAKER

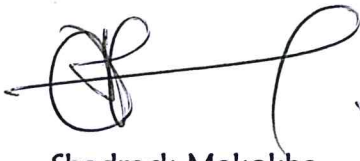
MEMO

FROM : Principal Clerk Assistant (C)
TO : Principal Clerk Assistant (L & P)
DATE : 9th November, 2020

RE: TABLING OF REPORT

The above matter refers.

Herewith please find the report of the Sectoral Committee on Trade, Tourism and Cooperatives on the site visit to Westlands Market ready to be tabled in the Assembly.



Shadrack Makokha
Principal Clerk Assistant (C)

Handwritten notes in blue ink:
I. S.C.A. - ~~Adm~~ / ~~Adm~~ / ~~Adm~~
Kinelly deal
11/11/2020

1

1



COUNTY GOVERNMENT OF NAIROBI CITY



NAIROBI CITY COUNTY ASSEMBLY
SECOND ASSEMBLY–FOURTH SESSION

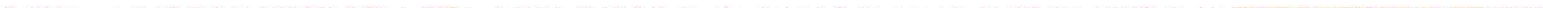
REPORT OF THE SECTORAL
COMMITTEE ON TRADE, TOURISM AND COOPERATIVES
ON THE
SITE INSPECTION VISIT TO WESTLANDS MARKET

CLERK'S CHAMBERS,
CITY HALL,
NAIROBI

NOVEMBER, 2020

Table of Contents

1.0	PREFACE.....	3
1.2	Committee Membership	3
2.0	INTRODUCTION.....	5
3.0	COMMITTEE FINDINGS DURING THE SITE VISIT	6
4.0	COMMITTEE OBSERVATIONS DURING THE SITE VISIT	7
5.0	COMMITTEE RECOMMENDATIONS	8



1.0 PREFACE

Hon. Speaker,

The Sectoral Committee on Trade, Tourism and Cooperatives is mandated under Standing Order 203, “to investigate, inquire into, and report on all matters relating to trade development and regulation, including markets, trade licenses (excluding regulation of professions), fair trading practices, local tourism and cooperative societies; and Liquor Licensing”.

1.2 Committee Membership

Hon. Speaker,

The Committee on Trade, Tourism and Cooperatives comprises of the following Members: -

1. Hon. Daniel Ngengi, MCA - Chairperson
2. Hon. Clarence Munga, MCA - Vice Chairperson
3. Hon. Anthony Gatune, MCA
4. Hon. Benson Mwangi, MCA
5. Hon. Charles Thuo, MCA
6. Hon. Doris Kanario, MCA
7. Hon. Chege Mwaura MCA
8. Hon. Elias Okumu, MCA
9. Hon. Geoffrey Ng'ang'a, MCA
10. Hon. Jane Muasya, MCA
11. Hon. Jayendra Malde, MCA
12. Hon. Jeremiah Themendu, MCA
13. Hon. Joseph Ndonji MCA
14. Hon. Lawrence Otieno, MCA
15. Hon. Maina Njoka, MCA
16. Hon. Mary Arivisa, MCA
17. Hon. Mary Njambi, MCA
18. Hon. Maurice Ochien'g, MCA
19. Hon. Millicent Jagero, MCA
20. Hon. Naftaly Mathenge, MCA
21. Hon. Nicholas Okumu, MCA

- 22.Hon. Rose Kulla, MCA
23.Hon. Patrick Musili, MCA
24.Hon. Paul Shilaho, MCA
25.Hon. Anita Thumbi, MCA
-

The Committee at its meeting with the Chief Officer responsible for Trade, Commerce and Industrialization while deliberating on the status of the Westlands Market resolved to undertake a site visit to the market on Monday 28th September, 2020 to ascertain the allocation of space/stalls in the market so as to get necessary information to inform its report to the House on the matter. During the site visit the Committee was accompanied by officers from the County Sector on Trade, Tourism and Cooperatives.

Acknowledgement

The Committee thanks the Offices of the Speaker and the Clerk of the County Assembly for the support received during the inspection visit. The Committee is also grateful to the County Representative of the area who is also a Member of the Committee who joined the Committee during the inspection visit and for his input.

It is therefore my pleasant duty and privilege, on behalf of the Committee on Trade, Tourism and Cooperatives to table this report and recommend it to the Assembly for adoption.

Signed

Hon. Daniel Ngengi MCA

(Chairperson)

Sectoral Committee on Trade, Tourism and Cooperatives

Dated this 2nd day of 2020

2.0 INTRODUCTION

- i.) Under the 4th Schedule of the Constitution of Kenya, 2010, and the Third Schedule of the Nairobi County Assembly Standing Orders, trade development and regulation including markets is vested on the County Sector of Trade, Tourism and Cooperatives.
- ii.) The Trade, Tourism and Cooperatives Sector is responsible for amongst other things markets development and management in the County.
- iii.) While deliberating on the role of the Trade, Commerce and Industrialization Sector in the development and management of County markets, the Committee noted that allocation of space/ stalls to traders in the newly constructed and renovated County markets was executed by the State Department of Housing and Urban Development.
- iv.) The Committee raised concern on the multiple allocation of market spaces to traders in the renovated County markets, specially Westlands Market.
- v.) The Committee held a meeting with the CEC Trade, Tourism and Cooperatives on Wednesday 23rd September, 2020 and received the list of the traders who operated in the market and the beneficiaries.
- vi.) The Committee conducted a joint site visit with the Trade, Tourism and Cooperatives to Westlands Market on Monday 28th September, 2020.

3.0 COMMITTEE FINDINGS DURING THE SITE VISIT

The Committee visited Westlands Market on Monday 28th September, 2020 and met the Chief Officer for Trade, Tourism and Cooperatives, the Director Markets, Starehe Central Zonal Superintendent and Mr. Nicholas Mureithi, incharge of Westlands market. The Chief Officer and Mr. Joshua Otieno the Starehe Central Zonal Superintendent took the Committee around and also briefed members on the status of the market.

They informed the Committee that Westlands market commenced in the year 2008 by the National Government at a cost of Kshs 700M. It was completed in February, 2020 and handed over to the County.

He further informed the Committee that 341 traders previously occupied the market before its development/construction.

During the Inspection Visit the Zonal Superintendent informed the Committee that;

1. That the market has three floors and would accommodate 371 permanent market traders, open air market traders and curios market traders.
2. That that allocation of space/ stalls to traders in the market was executed by the State Department of Housing and Urban Development.
3. That the 341 traders were reduced to 263 to accommodate 78 curio traders.
4. That the remaining 30 stalls were distributed as follows;
 - a. 30% i.e. 9 stalls were allocated to person with disabilities;
 - b. 30% i.e. 9 stalls were allocated to traders who had been operating from Westlands but weren't allocated space. The said traders were required to provide evidence of having traded in Westlands;
 - c. 30% i.e. 9 were allocated to traders in Westlands who were not part of the persons affected by the project; and
 - d. 10% i.e. 3 stalls were allocated to charitable organizations;
5. That vetting and balloting process was used to allocate market space since the applicants exceeded the available stalls/ space.
6. That the building basement was a car park with 100 parking slots.
7. That the management of public toilets were reserved to registered youth groups from Westlands Constituency.

8. That the National Government invited Kenyans with complains about the allocation to address their complains to the Principal Secretary, State Department for Housing and Urban Development, Mr. Charles Hinga on or before 15th June, 2020.

9. Names of the successful applicants were published in the local dailies for transparency.

4.0 COMMITTEE OBSERVATIONS DURING THE SITE VISIT

The Committee having conducted the site visit made the following observations:

1. That the basement was entirely covered by storm water;
2. That the heights of the rails inside the market and the perimeter wall were short;
3. That the building had no lift for persons with disabilities;
4. That there was no impartiality in the market space allocation;
5. That there was no current database for traders in the County markets; and
6. The State Department of Housing and Development has entirely taken over the Trade, Commerce and Industrialization Sector mandate of allocation of space in the County markets.



Mr. Nicholas Mureithi briefing the Committee



Storm water passing through the market basement

5.0 COMMITTEE RECOMMENDATIONS

The Committee recommends that this Assembly resolves as follows;

- 1) That pursuant to the 4th Schedule of the Constitution of Kenya, 2010 the mandate to manage County markets solely remain with the County Sector of Trade, Commerce and Industrialization hence have fair allocation of the market spaces;
- 2) That the ongoing market space allocation by the State Department of Housing and Urban Development in Karandini Market, New Wakulima Market along Kangundo Road, Qware Road Market, and Mwariro Market be halted;
- 3) That all the County markets being renovated/ constructed by the National Government should be handed over to the County Sector of Trade, Commerce and Industrialization for management;
- 4) That the Sector of Trade, Commerce and Industrialization urgently liaise with the State Department of Urban Housing and Development to provide a possible channel of storm water to stop flooding of the market basement;
- 5) That the heights of the rails inside the market and the perimeter wall be increased for security purposes;
- 6) That there is need for the County sub-sector of Markets to urgently develop a policy on management of County markets;

- 7) That the County sub-sector of Markets develop a current database for traders in all the County markets; and
 - 8) That the County Government should seek to partner with able institutions to modernize other County markets thus increase revenue collected.
-

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

MINUTES OF THE 11TH SITTING OF THE SECTORAL COMMITTEE ON TRADE,
TOURISM AND COOPERATIVES HELD ON MONDAY 2ND NOVEMBER, 2020 AT 12.00

PM – VIRTUAL MEETING

PRESENT

- | | |
|--------------------------------|--------------------|
| 1. Hon. Daniel Ngengi, MCA | - Chairperson |
| 2. Hon. Clarence Munga, MCA | - Vice Chairperson |
| 3. Hon. Jayendra Malde, MCA | |
| 4. Hon. Jeremiah Themendu, MCA | |
| 5. Hon. Mary Njambi, MCA | |
| 6. Hon. Millicent Jagero, MCA | |
| 7. Hon. Doris Kanario, MCA | |
| 8. Hon. Nicholas Okumu, MCA | |
| 9. Hon. Maina Njoka, MCA | |
| 10. Hon. Chege Mwaura MCA | |
| 11. Hon. Rose Kulla, MCA | |
| 12. Hon. Benson Mwangi, MCA | |
| 13. Hon. Jane Muasya, MCA | |

ABSENT

1. Hon. Joseph Ndonji MCA
2. Hon. Anita Thumbi, MCA
3. Hon. Paul Shilaho, MCA
4. Hon. Naftaly Mathenge, MCA
5. Hon. Maurice Ochien'g, MCA
6. Hon. Mary Ariviza, MCA
7. Hon. Lawrence Otieno, MCA
8. Hon. Elias Okumu, MCA
9. Hon. Charles Thuo, MCA
10. Hon. Anthony Gatune, MCA
11. Hon. Patrick Musili, MCA
12. Hon. Geoffrey Ng'ang'a, MCA

SECRETARIAT

Ms. Hellen Mutie

– COUNTY ASSEMBLY

– Committee Clerk

Agenda

1. Preliminaries (prayers & adoption of the Agenda)
2. Consideration and adoption of the Committee report on the site visit to Westlands Market
3. Any Other Business
4. Adjournment

Min. No.044/TTC/Nov/2020: Preliminaries

The Vice-Chairperson called the meeting to order at 12.09pm and the Committee clerk said the opening prayer. The Vice- Chairperson informed the Committee that under agenda no. 2 it would consider and adopt its report on the site visit to Westlands

market. The day's agenda was thereafter adopted on proposal by. Hon. Jeremiah Themendu and seconded by Hon. Nicholas Okumu.

Min. No.045/TTC /Nov/2020: Consideration and adoption of the Committee report on the site visit to Westlands Market

The Committee clerk tabled the report on the site inspection visit to Westlands Market. The Vice- Chairperson took members through the report. The Committee agreed with its contents and resolved that it be adopted for tabling as proposed by Hon. Rose Kulla and seconded by Hon. Jeremiah Themendu.

Min. No.046/ TTC /Nov/2020: Any Other Business

None

Min. No.047/ TTC /Nov/2020: Adjournment and date of next meeting

The meeting was adjourned at 12.33 pm. The next meeting was scheduled for Wednesday 4th November, 2020 at 11.00am in the Assembly Chamber.

SIGNATURE
(CHAIRPERSON)

DATE 11/11/2020