

STATEMENT/SEPTEMBER/2023

NAIROBI CITY COUNTY



NCCA APPROVED
28 SEP 2023
HON. SPEAKER

Statement Requested by Hon. Nasra Nanda
28/09/23
MCA Leg. Person decision
4/10/23

NAIROBI CITY COUNTY ASSEMBLY
THIRD ASSEMBLY - SECOND SESSION

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28/09/23

REQUEST FOR STATEMENT

Subject: Operations of City Magistrate Court

Hon. Speaker,

Pursuant to Standing Order 47(2) (c), I wish to request for a statement from the Chairperson of the Sectoral Committee on Justice and Legal Affairs regarding the operations of the City Magistrate Court in Nairobi City County and offences executed.

Hon. Speaker, the promulgation of the Constitution of Kenya, 2010 brought along many changes in the National governance and legal structures and operations. Before this Constitution currently in use, offences related to enhancement of public order, which relied majorly on by-laws which were underpinned in the Local Governments Act, 1989.

Hon. Speaker these by-laws were repealed by operation of promulgation of Constitution of Kenya, 2010.

Hon. Speaker, I am however apprehensive that the County inspectorate might still be prosecuting cases and offences previously by the defunct Nairobi City County hence contravening the Constitution and the same used to convict citizens of Nairobi at the City Magistrates Court.

Hon. Speaker, in the statement, the Chairperson should inquire into and report on:-

- i) The laws relied upon by the City Inspectorate to charge citizens of Nairobi in the City County at the Magistrates Court; and,
- ii) The operations of the City Magistrate Courts and the role of the County in management and collection of fines;

[Handwritten signature of Hon. Nasra Nanda]

HON. NASRA NANDA, MCA.
MEMBER OF COUNTY ASSEMBLY

Date: 28/09/2023