



REQUEST FOR STATEMENT

Response due in
2 weeks
4/4/2023

NCCA
PROVED
14 APR 2023
SIGNATURE OF HON. SPEAKER

Hon. Speaker,

Pursuant to Standing Order 47(2) (c). I wish to request statement from the Chairperson of the Sectoral Committee on Lands, Planning and Housing regarding structural encroachment by Dream Bean Hotel in the Central Business District.

Hon. Speaker, Article 62 (2) the Constitution of Kenya, 2010. provides that Public land shall be vested in and be held by a county government in trust for the people resident in the county, and shall be administered on their behalf by the National Land Commission. In doing so, the County Government is required to take any steps to safeguard encroachment of public land.

Hon. Speaker, structural encroachment occurs when a property owner building or structures extend into a public land or road. There have been numerous complaints from the residents of Nairobi regarding several establishments encroaching on public land whereby some premises go beyond their property line knowingly and intentionally.

Hon. Speaker, Dream Bean restaurant situated in the CBD has illegally constructed its restaurant encroaching on public road. There is a feeder road just behind the premises, however the owner of the premises has encroached on that feeder road to set-up seats and chairs for their customers.

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

1. Whether the County Executive issued construction approvals to Dream Bean restaurant;
2. Reasons as to why the County Executive has not taken any action against the proprietors for encroaching on public land yet the facility is near City Hall; and
3. Measures the County Executive has put in place to ensure that private developers do not encroach on public land.

HON. REDSON ONYANGO, MCA
MEMBER FOR NGEI WARD

DATE 9/9/2023