

COUNTY GOVERNMENT OF NAIROBI CITY



NAIROBI CITY COUNTY ASSEMBLY

THIRD ASSEMBLY

(THIRD SESSION)

REQUEST FOR STATEMENT

Subject: Irregular allocation of County land

Hon. Speaker,

Pursuant to Standing Order 47(2) (c), I wish to request for a Statement from the Chairperson of the Sectoral Committees on Children, Early Childhood Education and Vocational Training regarding use public land designated for schools in the County.

Hon. Speaker, Article 62 of the Constitution of Kenya, 2010 designates and protects the use of public land including land owned by County Governments. Particularly, Article 62 (2) prohibits disposing off or use of public land without following the guidelines provided for in a legislation passed by Parliament (Lands Act).

Hon. Speaker, private developers have allegedly been permitted to use land for public schools in the County without following proper procedures as per the law. For instance, Kifaru Primary School in Umoja II Ward where there is an ongoing development of structures by a private developer, Donholm Primary School in Upper Savannah Ward and others in the County. Hon. Speaker, should this County Assembly act, public land will be lost gradually.

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

- i) Whether procedures set out in Lands Act, 2012 for use of public to a private use were followed;
- ii) Whether the Education Department and /or schools have entered into any arrangement with private developers to use land belonging to schools; and whether there are supporting documents to that effect; and
- iii) Measures that the County has put in place to safeguard land designated for educational facilities from encroachment by private developers.

HON. MARK MUGAMBI, MCA.
MEMBER OF COUNTY ASSEMBLY, UMOJA II WARD

Date: 11/9/2024

Statement requested
on 17/09/24
Mark
Due in 14 days

~~12/09/2024~~
12/09/2024