

Statement of Hon. Ochieng Jera requested by Jera on 5/3/2024 response due in two weeks



NAIROBI CITY COUNTY ASSEMBLY

THIRD ASSEMBLY - THIRD SESSION

NOCA APPROVED
 05 MAR 2024
 06/03/2024
 HON. SPEAKER

REQUEST FOR STATEMENT

Subject: Substandard operations of a section of Restaurants in the County.

Hon. Speaker,

Pursuant to Standing Order 47(2) (c), I wish to request for a Statement from the Chairperson of the Sectoral Committees on Health Services regarding the substandard operations of a section of restaurants in the County.

Hon. Speaker, Article 42 of the Constitution of Kenya, 2010 gives the right of access to clean and healthy environment to every citizen. Further, CAP 242 of the Public Health Act provides for the operations of restaurants in the County. Additionally, Article 46 of the Constitution of Kenya, 2010 provides that the public (consumers), have the rights to goods and services of a reasonable quality, right to protection of health, safety and economic interests and rights to compensation for loss or injury from defect of goods or services amongst others. These rights are for the benefit of customers in restaurants.

Hon. Speaker it is alleged that Tratoria Restaurant has contravened its duty of care with regard to safety in its day to day operations specifically; the restaurant has set up water tanks in an un appropriate manner, poorly mounted a smoke extractor, and installed a liquid petroleum gas cylinder at the fire exit.

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

- i) Whether the restaurant has complied with Article 46 of the Constitution of Kenya that provides for consumer rights and specifically safety of customers as well as other statutes on health safety and security; and
- ii) Measures the County Executive is putting in place to ensure compliance by all restaurants and hotels in the County.

**HON. OCHIENG JERA, MCA.
 MEMBER OF COUNTY ASSEMBLY, LINDI WARD.**

Date: _____

29th FEB 2024