



THE NAIROBI CITY COUNTY ASSEMBLY

THIRD ASSEMBLY

12 MAR 2024

(THIRD SESSION)

REQUEST FOR STATEMENT

Hon. Speaker,

Pursuant to Standing Order 47(2) (c), I wish to request for a Statement from the Chairperson of the Sectoral Committee on Lands, Planning and Housing regarding surrender of land to the County Government for open spaces, amenities, recreational and facilities in the subdivision of land in Mwiki Ward (infinity-Giathieko area) holding parcel numbers LR. No. 9363/65, LR. No. 9363/85, LR. No.30393, LR. No.30393/1585 and LR. No.30393/1988.

Hon. Speaker, part IV (Sec 7) of the Physical and Land Use Planning Act Development Permission and Control Regulations 2021, which provides for subdivision and amalgamation, states that applicants for subdivision of large parcels of land shall at no cost surrender to the County Government land for open spaces, amenities and recreational facilities, excluding road reserves.

Hon Speaker, there are allegations that the developers of the said parcels of land did not surrender the required 10% of land to the County for the purposes mentioned above and further reports indicate that there is ongoing construction activities that do not have the requisite building approvals from the Planning Department.

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

1. Whether there was surrender of land for public use during the subdivision of parcel numbers LR. No. 9363/65, LR. No. 9363/85, LR. No.30393, LR. No.30393/1585 and LR. No.30393/1988 in Mwiki Ward- if yes details and proof of documents and maps be provided;
2. Whether the developer(s) of LR.No.30393/1988 have approvals from the County for ongoing constructions. Proof of the same should be provided; and
3. Steps that the County Government is taking to ensure that all surrender lands are tracked, accounted for and a register of the same maintained.

HON. SAMUEL KANYI KAGO, MCA
MEMBER FOR MWIKI WARD