

# GOVERNMENT OF NAIROBI CITY COUNTY



## THE NAIROBI CITY COUNTY ASSEMBLY

THIRD ASSEMBLY

(FOURTH SESSION)

### REQUEST FOR STATEMENT

*Drilling of boreholes on a riparian land*

Hon. Speaker,

Pursuant to Standing Order 47 (2) (c) I wish to request for a Statement from the Chairperson of the Sectoral Committee on Water and Sanitation regarding the drilling of a borehole and installation of an elevated water tank by Pumptech Solutions Limited on behalf of Nairobi City Water and Sewerage Company (NWSC) on a designated public wayleave and riparian land within Kariobangi Mosque, in Baba Dogo Ward.

Hon. Speaker, the drilling of the said borehole is taking place on land that has been demarcated as a utility wayleave, which is legally preserved for public infrastructure such as water pipelines, sewer lines, drainage systems, and other essential utility services. Moreover, the site in question lies within a riparian reserve adjacent to a river, an area where the Government had previously carried out evictions to facilitate the ongoing Nairobi River rehabilitation project.

Hon. Speaker, no public participation was conducted prior to the drilling of the borehole, contrary to the provisions of the Water Act, 2016, which requires community involvement in water resource planning and development.

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

1. Detailed report confirming whether the borehole drilling project has adhered to the provisions of Section 36 of the Water Act, 2016, which requires a water service provider to obtain the approval of the Water Resources Authority (WRA) before abstracting groundwater;
2. Whether the necessary approvals have been issued to construct a borehole on riparian land;
3. Report on whether the land in question is officially gazetted as a wayleave or public utility space, and if so, whether due process was followed to allow the drilling of a borehole on such land;
4. Provide any documentary evidence of public participation or consultation with area residents and stakeholders; and
5. Provide details on the impact of the borehole on nearby underground infrastructure, flooding risks, and structural safety of adjacent developments.

Hon. Geoffrey Majjiwa, MCA  
Baba Dogo Ward

20/6/2025

Statement issued to  
Hon. Majjiwa  
20/6/2025  
S.M.C.A  
Kariobangi