



COUNTY GOVERNMENT OF NAIROBI CITY

SECOND ASSEMBLY – (THIRD SESSION)

NAIROBI CITY COUNTY ASSEMBLY

VOTES AND PROCEEDINGS

WEDNESDAY, JULY 24, 2019 AT 2.30 P.M.

1. The Assembly assembled at thirty-eight minutes past Two O'clock.
2. The Proceedings were opened with Prayer

QUORUM OF THE ASSEMBLY

The Deputy Speaker having confirmed that there was no Quorum at the commencement of the Assembly caused the Bell to be rung for Ten minutes.

And there being a Quorum at the expiry of the five minutes, the Deputy Speaker called the Assembly to order.

3. COMMUNICATION FROM THE CHAIR

GRANT OF EXTENSION OF TIME FOR THE TABLING OF THE PUBLIC ACCOUNTS COMMITTEE'S REPORT

Honorable Members, I have the following Communication to convey –

“Honorable Members, you will recall that on Wednesday, 18th July 2019, the Hon. Moses Ogeto, MCA, while holding brief for the Chairperson, Select Committee on Public Accounts, rose on a point of order pursuant to the provision of Standing Order no. 191, seeking the indulgence of the House for the extension of time provided for under Article 191 of the Constitution for the conclusion of the consideration of the Report of the Auditor General, specifically the Report of the Auditor General on the Financial Statements for Nairobi City County for the year ended 30th June 2018, and subsequent tabling of the said Report.

Honorable Members, the Chair subsequently provided direction on the processing of such requests and ordered that the Committee comply accordingly.

Honorable Members, the Committee has since complied and is therefore granted until after the upcoming recess to complete its work and table its report. For the record, the Assembly is to recess on 8th August, 2019 and

resume on 10th September, 2019. The Report should be tabled soon thereafter or roughly forty-six (46) days. It is so directed.

I thank you Honorable Members.”

4. NOTICES OF MOTION – (HON. SILVIA MUSEIYA, MCA)

THAT, aware that Kenya’s legal framework lays a firm foundation for the principles of diversity, gender equity and equality in the country’s politics and government; **NOTING** that these key principles are supported by the Constitution, upheld by legislation regulating elections and political parties, judicial decisions, and complemented by a body of international treaties and conventions; **DEEPLY CONCERNED** that unfortunately, this critical legal standard of diversity and gender equity and equality has not been completely met, not just at the National but even at the County level in terms of representation of diverse groups in critical county governance structures and entities; **OBSERVING** that making diversity a reality in the County requires not only a conducive legal framework but also the collaborative efforts of relevant state and non-state actors; **RECOGNIZING** that a customized policy framework that borrows from existing legal frameworks but provides for effective diversity and inclusion of all groups, whether minorities, gender sensitivity or other vulnerable groups in public service at the devolved level within the City County would best serve this purpose; this Assembly **urges** the County Executive to explore mechanisms for developing a Diversity and Inclusivity Policy for the County and in the meantime enforce the provisions of the existing National law to promote diversity and inclusion of all vulnerable groups in County governance.

5. NOTICES OF MOTION – (HON. SILVIA MUSEIYA, MCA)

THAT, aware that the Article 14 of the United Nations Declaration on the Rights of Indigenous Peoples provides for the right of indigenous communities to establish and control their educational systems and institutions providing education in their own languages and promoting their culture; **FURTHER AWARE** that the fourth objective of the 2030 Agenda for Sustainable Development is "*to ensure an inclusive and equitable quality education and to promote lifelong learning opportunities for all*" which for indigenous communities means ensuring an education that guarantees the learning of their own language and culture; **NOTING** that the Constitution of Kenya, 2010, similarly provides for the promotion and protection of culture and indigenous languages and knowledge; **OBSERVING** that language is the main form of interaction with our environment and that words preserve stories, traditions, culture and identity; **COGNISANT** of the fact that indigenous languages represent the legacy of our forbearers and our obligation is to take care of them because when an indigenous language disappears, the indigenous traditional knowledge (stories, legends, songs, values, myths, prayers) also disappear; **APPRECIATING** that the treasure of indigenous languages is a heritage that should not be lost; **DEEPLY CONCERNED** that unfortunately, indigenous cultural identity and languages are threatened by the constant growth and assimilation of globalization within cosmopolitan cities such

as Nairobi; this Assembly urges the County Executive to explore mechanisms for developing a framework under Section 17 of the Nairobi City County Early Childhood Education Act, 2017 for encouraging learners in ECD Centers to experience their native languages, knowledge and culture to promote all-inclusive early learning in the County.

5. STATEMENTS PURSUANT TO STANDING ORDER 45 (2) (C): -

Pursuant to Standing Order 45 (2) (c) the following Members requested for Statements: -

- a. Hon. Mwangi Njihia, MCA requested for a Statement from the Chairperson of the Sectoral Committee on Transport and Public Works regarding the deplorable state of roads in the County - *response due in two (2) weeks;*
- b. Hon Francis Ngesa MCA, requested for a statement from the Chairperson of the Sectoral Committee on Planning and Housing regarding approvals for development of structures on plot LR NO. 209/2439/9, Tausi lane along Koinange street- *response due in one (1) week*

6. MOTION – THE REPORT OF THE SELECT COMMITTEE ON PUBLIC ACCOUNTS ON THE CONSIDERATION OF THE REPORT OF THE AUDITOR-GENERAL ON THE FINANCIAL STATEMENTS OF THE NAIROBI CITY COUNTY EXECUTIVE FOR THE YEAR ENDED 30TH JUNE, 2017

Motion Made and Question Proposed;

THAT, this Assembly adopts **THE REPORT OF THE SELECT COMMITTEE ON PUBLIC ACCOUNTS ON THE CONSIDERATION OF THE REPORT OF THE AUDITOR-GENERAL ON THE FINANCIAL STATEMENTS OF THE NAIROBI CITY COUNTY EXECUTIVE FOR THE YEAR ENDED 30TH JUNE, 2017**, laid on the Table of the Assembly on Thursday, 4th July, 2019

(Chairperson, Select Committee on Public Accounts)

Debate ensued;

Mover replied;

Question put and **Agreed to.**

7. MOTION – THE REPORT OF THE SELECT COMMITTEE ON PUBLIC ACCOUNTS ON THE CONSIDERATION OF THE REPORT OF THE AUDITOR-GENERAL ON THE FINANCIAL STATEMENTS OF THE NAIROBI CITY COUNTY ASSEMBLY FOR THE YEAR ENDED 30TH JUNE, 2017

Motion Made and Question Proposed;

THAT, this Assembly adopts **THE REPORT OF THE SELECT COMMITTEE ON PUBLIC ACCOUNTS ON THE CONSIDERATION OF THE REPORT OF THE AUDITOR-GENERAL ON THE FINANCIAL STATEMENTS OF THE NAIROBI CITY COUNTY ASSEMBLY FOR THE YEAR ENDED 30TH JUNE, 2017**, laid on the Table of the Assembly on Thursday, 4th July, 2019

(Chairperson, Select Committee on Public Accounts)

Debate ensued;

Mover replied;

Question put and **Agreed to.**

And the time being Eighteen minutes past Three O'clock the acting Speaker adjourned the Assembly without Question put pursuant to the Standing Orders.

8. ASSEMBLY ROSE - at Eighteen Minutes past Three O'clock.

MEMORANDUM

The Speaker will take the Chair on
Thursday, July 25th, 2019

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