



COUNTY GOVERNMENT OF NAIROBI CITY

SECOND ASSEMBLY – FOURTH SESSION

NAIROBI CITY COUNTY ASSEMBLY

VOTES AND PROCEEDINGS

WEDNESDAY, FEBRUARY 19, 2020 AT 2.30 P.M.

1. The Assembly assembled at thirty four minutes past Two O'clock.

2. The Proceedings were opened with Prayer

3. COMMUNICATION FROM THE CHAIR –

The Speaker conveyed the following communication: -

UNCLEAR OUTSTANDING LEGAL FEES AND COURT FEES IN A COURT CASE IN DUBAI

“Hon. Members, the Office of the Speaker is in receipt of a letter from Abdullah Mohammed Rasoul Ali Alharmoodi Advocates & Legal Consultants on behalf of the Dubai Courts, vide a letter dated 8th February 2020 addressed to **Mr. Jacob Ngwele.**

Hon. Members, in the letter by Lawyer Abdulla Bin Hatem, under the instruction of his client and plaintiff, being The Birmingham Leadership Development Centre (TBLDC) is claiming an outstanding Legal and Court Fees amounting to USD 23,500 which was arrived vide Dubai Court Judgement No. 656/2019 and 1952 of 2019.

Hon. Members, the said suit was applied as a result of Mr. Jacob Ngwele's failure to settle payment owed to the Birmingham Leadership Development Centre without clear reasons. Hon. Members, the Office of the Speaker takes cognizant to a number of financial misappropriation and abuse of office by the one Jacob Ngwele during his tenure as the Clerk of the Assembly.

Hon. Members, you may recall that the Chair, vide a Communication dated Wednesday, 30th October 2019 directed the formation of ADHOC Committees by the County Assembly Service Board with an aim of examining and evaluating the **Administrative aspects, the Financial aspects** and the **Technical aspect** of the Assembly with a view of improving efficiency for its posterity.

Subsequently, **Hon. Members**, as we await the completion of the inquiries and tabling of the reports by the various Ad Hoc Committees, which will amongst others, unravel the circumstance that lead to the unexplained legal claims, Members are advised to cease any official travel or otherwise to the United Arab Emirates or transit as the Assembly Service Board address the issue. I also direct that the Ad Hoc Committees expedite its inquiries to enable the relevant enforcement agencies to act on the same in a timely manner.

You are so advised. “

4. PAPERS LAID: -

The following papers were laid on the Table of Assembly:

- a) **REPORT OF THE COUNTY ASSEMBLY SERVICE BOARD ON THE VETTING AND APPOINTMENT OF FATUMA ADEN AFFEY(DR) AND WILLIS OKELO OLUOCH AS FOURTH AND FIFTH MEMBERS OF THE NAIROBI CITY COUNTY ASSEMBLY SERVICE BOARD RESPECTIVELY**

(Hon. Maurice Gari, MCA, Board Member)

5. NOTICE OF MOTION – (HON. MAURICE GARI, MCA, BOARD MEMBER)

THAT, pursuant to the provisions of paragraph 4 of the First schedule to the County Assemblies Service Act, 2017 and Standing Order 47 (3), this Assembly approves the **REPORT OF THE COUNTY ASSEMBLY SERVICE BOARD ON THE VETTING AND APPOINTMENT OF FATUMA ADEN AFFEY(DR) AND WILLIS OKELO OLUOCH AS FOURTH AND FIFTH MEMBERS OF THE NAIROBI CITY COUNTY ASSEMBLY SERVICE BOARD RESPECTIVELY**, laid on Table of the Assembly on Wednesday, 19th February, 2020.

6. STATEMENTS PURSUANT TO STANDING ORDER 45 (2) (b)

Pursuant to Standing Order 45 (2) (c) the following Member issued a Statement: -

- a) The leader of Minority Party issued a Statement on the operations of the Select Committee on Implementation

7. STATEMENTS PURSUANT TO STANDING ORDER 89: -

Pursuant to Standing Order 89 the following Member issued a personal Statement: -

- a) Hon. June Ndegwa, MCA – Majority Whip issued a personal Statement regarding the alleged threats from a Member of the County Assembly.

8. PROCEDURAL MOTION- LIMITATION OF DEBATE ON REPORTS

Motion made and Question proposed;

THAT, notwithstanding the provisions of Standing Order 103(4), this Assembly orders that, each speech in a debate on a **Report of a Committee**, a Sessional Paper or any other Report submitted to the Assembly, be limited as follows: - A maximum of sixty (60) minutes for the Mover in moving and thirty (30) minutes in replying, and a maximum of ten (10) minutes for any other Member speaking, except the Leader of the Majority Party and the Leader of the Minority Party, who shall be limited to a maximum of fifteen (15) minutes each; and that priority be accorded to the Leader of the Majority Party and the Leader of the Minority Party, in that Order.

(Deputy Speaker)

Debate ensued;

Mover replied;

Question put and **agreed to**;

9. MOTION - APPROVAL OF THE 4TH AND 5TH MEMBERS OF THE NAIROBI CITY COUNTY SERVICE BOARD

Motion Made and Question proposed: -

THAT, pursuant to the provisions of paragraph 4 of the First schedule to the County Assemblies Service Act, 2017 and Standing Order 47 (3), this Assembly approves the **REPORT OF THE COUNTY ASSEMBLY SERVICE BOARD ON THE VETTING AND APPOINTMENT OF FATUMA ADEN AFFEY(DR) AND WILLIS OKELO OLUOCH AS FOURTH AND FIFTH MEMBERS OF THE NAIROBI CITY COUNTY ASSEMBLY SERVICE BOARD RESPECTIVELY**, laid on Table of the Assembly on Wednesday, 19th February, 2020.

(Hon. Maurice Gari, MCA)

Debate ensued;

Mover replied;

Question put and **agreed to**

10. PROCEDURAL MOTION- LIMITATION OF DEBATE ON BILLS SPONSORED BY PARTIES OR COMMITTEES

Motion made and Question proposed;

THAT, notwithstanding the provisions of Standing Order 103(4), this Assembly orders that, each speech in a debate on **Bills** sponsored by a Committee, the Leader of the Majority Party or the Leader of the Minority Party be limited as follows: - A maximum of forty-five (45) minutes for the

Mover, in moving and fifteen minutes (15) in replying, a maximum of thirty (30) minutes for the Chairperson of the relevant Committee (if the Bill is not sponsored by the relevant Committee), and a maximum of ten (10) minutes for any other Member speaking, except the Leader of the Majority Party and the Leader of the Minority Party, who shall be limited to a maximum of fifteen Minutes (15) each (if the Bill is not sponsored by either of them); and that priority in speaking be accorded to the Leader of the Majority Party, the Leader of the Minority Party and the Chairperson of the relevant Sectoral Committee, in that Order.

(Deputy Speaker)

Debate ensued;

Mover replied;

Question put and **agreed to**

11. PROCEDURAL MOTION- LIMITATION OF DEBATE ON INDIVIDUAL MEMBERS' BILLS

Motion made and Question proposed;

THAT, notwithstanding the provisions of Standing Order 103(4), this Assembly orders that, each speech in a debate on **Bills NOT** sponsored by a Committee, the Leader of the Majority Party or the Leader of the Minority Party be limited as follows:- A maximum of three hours and thirty minutes, with not more than thirty (30) minutes for the Mover, in moving and ten (10) minutes in replying, a maximum of thirty (30) minutes for the Chairperson of the relevant Committee and a maximum of ten (10) minutes for any other Member speaking, except the Leader of the Majority Party and the Leader of the Minority Party, who shall be limited to a maximum of fifteen Minutes (15) each; and that priority in speaking be accorded to the Leader of the Majority Party, the Leader of the Minority Party and the Chairperson of the relevant Sectoral Committee, in that Order.

(Deputy Speaker)

Debate ensued;

Mover replied;

Question put and **agreed to**

12. PROCEDURAL MOTION- LIMITATION OF DEBATE ON MOTIONS

Motion made and Question proposed;

THAT, notwithstanding the provisions of Standing Order 103(4), this Assembly orders that, each speech in a debate on any **Motion**, including a Special motion be limited in the following manner: -A maximum of three hours with not more than twenty (20) minutes for the Mover and ten (10) minutes for each other Member speaking, except the Leader of

the Majority Party and the Leader of the Minority Party, who shall be limited to a maximum of fifteen (15) minutes each, and that ten (10) minutes before the expiry of the time, the Mover shall be called upon to reply; and that priority in speaking be accorded to the Leader of the Majority Party, the Leader of the Minority Party and the Chairperson of the relevant Sectoral Committee, in that Order.

(Deputy Speaker)

Debate ensued;

Mover replied;

Question put and **agreed to**;

13. PROCEDURAL MOTION- LIMITATION OF DEBATE ON ADDRESS BY THE GOVERNOR

Motion made and Question proposed;

THAT, notwithstanding the provisions of Standing Order 103(4) and in furtherance to the provisions of Standing Order 25(5), this Assembly orders that debate on the **Motion on the Address by the Governor** be limited to no more than five (5) minutes for each Member Speaking, thirty (30) minutes for the Mover in moving and replying and twenty (20) minutes for the Leader of Minority Party.

(Deputy Speaker)

Debate ensued;

Mover replied;

Question put and **agreed to**;

14. PROCEDURAL MOTION- LIMITATION OF DEBATE ON ADJOURNMENT MLOTION

Motion made and Question proposed;

THAT, notwithstanding the provisions of Standing Order 103(4), this Assembly orders that, the debate on **any Motion for the Adjournment** of the Assembly to a day other than the next normal Sitting Day in accordance with the Calendar of the Assembly, be limited to a maximum of three (3) hours with not more than five (5) minutes for each Member speaking, except the Leader of the Majority Party and the Leader of the Minority Party, who shall be limited to a maximum of ten (10) minutes each; and that priority be accorded to the Leader of the Majority Party and the Leader of the Minority Party, in that order. Provided that, when the period of Recess proposed by any such motion does not exceed ten (10) days, the debate shall be limited to a maximum of thirty minutes (30), and shall be strictly confined to the question of the adjournment.

(Deputy Speaker)

Debate ensued;
Mover replied;
Question put and ***agreed to;***

There being no other business and the time being two Minutes past Four O'clock the Speaker adjourned the Assembly without question put pursuant to the provisions of the Standing Orders.

15. ASSEMBLY ROSE- at two Minutes Past Four O'clock.

MEMORANDUM

The Speaker will take the Chair on
Thursday, February 20th, 2020

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