



COUNTY GOVERNMENT OF NAIROBI CITY

SECOND ASSEMBLY – (FIFTH SESSION)

NAIROBI CITY COUNTY ASSEMBLY

VOTES AND PROCEEDINGS

THURSDAY, OCTOBER 7, 2021 AT 2.30 P.M.

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

QUORUM OF THE ASSEMBLY

The Speaker having confirmed that there was no Quorum caused the bell to be rung for ten minutes.

There being Quorum at the expiry of the five minutes, the presiding Chair called the Assembly to order.

3. PAPERS LAID: -

The following papers were laid on the Table of Assembly:

**THE REPORT OF THE SELECT COMMITTEE ON SELECTION ON
THE RECONSTITUTION OF THE ASSEMBLY COMMITTEES AND
CONSIDERATION OF CHANGES IN THE COMMITTEE'S
MEMBERSHIP**

(Hon. Moses Ogeto, MCA, Deputy Minority Whip)

4. STATEMENTS PURSUANT TO STANDING ORDER 45(2)(c)

Pursuant to the provisions of Standing Order 45(2) (c), the following Members sought for statements –

- i) Hon. Moses Ogeto MCA requested for a Statement from the Chairperson of the Select Committee on Finance, Budget & Appropriations regarding the revenue collected in the County by the Kenya Revenue Authority. **(Response due in 2 weeks)**
- ii) Hon. John Mukiri MCA requested for a Statement from the Chairperson of the Sectoral Committee on Planning and Housing regarding the ownership of pieces of land in the County specifically Dagoreti Mutuini ward 512. **(Response due in 2 weeks)**

5. PROCEDURAL MOTION- APPOINTMENT OF MEMBERS TO VARIOUS COMMITTEES

Motion Made and Question Proposed;

THAT, pursuant to the provisions of Standing Order 201(1) and Standing Order 203(1), this Assembly approves the appointment of the following Members to the various Select Committees and the Sectoral Committees respectively;

- 1) Select Committees
 - a) Select Committee on Public Investments
 - i. Hon. Antony Kiragu be replaced by Hon. Joseph Wambugu.
 - ii. Hon. Chege Mwaura be replaced by Hon. Mark Mugambi
 - iii. Hon. Joyce Muthoni be replaced by Hon. Beatrice Gakuru
- 2) Sectoral Committees
 - b) Sectoral Committee on Culture Committee
 - i. Hon. Joseph Wambugu be replaced by Hon. Jeremiah Themendu
 - ii. Hon Mark Mugambi be replaced by Hon. Silas Matara
 - c) Sectoral Committee on Agriculture, Livestock and Fisheries
 - i. Hon. Antony Kiragu be replaced by Hon. Silas Matara
 - d) Sectoral Committee on Health
 - i. Hon. Beatrice Gakuru be replaced by Hon. Asli Mohamed
 - e) Sectoral Committee on Trade, Tourism and Cooperatives
 - i. Hon. Patrick Musili be replaced by Hon. Caroline Mayunzu
 - f) Sectoral Committee on Justice and Legal Affairs
 - i. Hon. Patrick Musili be replaced by Hon. Caroline Mayunzu

(Hon. Moses Ogeto, MCA – Deputy Minority Whip)

Debate arising;

Mover Replied;

Question put and **agreed to**

6. MOTION - INTERVENTIONS TO PROHIBIT PSV OPERATORS FROM TERMINATING AT PETROL STATIONS

THAT, aware that Article 46 of the Constitution of Kenya 2010 provides that consumers of goods and services have a right to protection of their health, safety and economic interests; **COGNIZANT THAT** passengers aboard public service vehicles enjoy the rights to safety under statutes as it is under the Constitution including Section 27 of Nairobi City County Transport Act, 2020 which prohibits PSVs from picking and dropping passengers at undesignated bus stops; and Section 33 (g) of the Act prohibits PSVs not reaching the final destination and other actions that endanger the lives of passengers; **NOTING THAT** Section 11(g) of Energy Act mandate the Energy and Petroleum Regulatory Authority (EPRA) to

formulate, set, enforce and review environmental, health, safety and quality standards for the energy sector in coordination with other statutory authorities including requiring fuel dispensing to safeguard against fire accidents; **CONCERNED THAT** petrol stations are areas that store and sell highly flammable substances including petrol and Liquefied Petroleum Gas (LPG) that are susceptible to explosion unless necessary safety steps are taken by operators, consumers and passenger vehicles; **OBSERVING THAT** public transport vehicles have continued to violate public transport regulatory frameworks as well as safety standards for passengers by establishing and utilizing petrol stations as pick and drop terminals hence endangering lives of passengers despite safety signs and symbol placed by petrol station operators in accordance with the established regulatory frameworks. This Assembly urges the County Executive and the Nairobi Metropolitan Services to:

- 1) Issue a public notice prohibiting Public Transport Vehicles (PSVs) from terminating at petrol stations for picking and dropping of passengers; and
- 2) Formulate regulations to Nairobi City County Transport Act, 2020 forthwith to provide for punitive measures for operators who use petrol stations as termini.

(Hon. Mark Mugambi, MCA)
(Deferred)

And the time being Eight minutes past Three O'clock, the Speaker adjourned the Assembly.

7. ASSEMBLY ROSE - at eight minutes past Three O'clock.

MEMORANDUM

The Speaker will take the Chair on
Tuesday, October 12, 2019 at 9.30 a.m.

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