



COUNTY GOVERNMENT OF NAIROBI CITY

SECOND ASSEMBLY – FIFTH SESSION

NAIROBI CITY COUNTY ASSEMBLY

VOTES AND PROCEEDINGS

TUESDAY, NOVEMBER 16, 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 COUNTY ASSEMBLY

The Deputy speaker having confirmed that there was quorum, proceeded with the Business as it was in the order paper.

3. STATEMENTS PURSUANT TO STANDING ORDERS 45 (2) C:-

Pursuant to Standing Order 45 (2) (c) the following Member requested for Statement: -

- i. Statement by Hon. Millicent Jagero, MCA to the Sectoral Committee on Planning and Housing regarding the encroachment of roads in the County and particularly Muyuyu Street in Eastleigh Ward. **(Response due in 10 days)**

4. MOTION - PROHIBITION OF USE OF ROUNDABOUTS AS LAYBYS, PARKING AND TERMINI BY PUBLIC SERVICE VEHICLES

THAT aware that Article 46 of the Constitution of Kenya 2010 provides that consumers of goods and services have a right to protection, health, safety and **economic interests**, the Constitution in Part II of the Fourth Schedule apportions the parking and traffic aspects of transport function to County Governments; **COGNIZANCE THAT** Section 27 of the Nairobi City County Traffic Act, 2020 prohibits PSVs from picking and dropping passengers at undesignated bus stops and Sections 46 and 47 of the Act prohibits persons from parking on public roads in a manner that impedes traffic flow and strictly restricts parking to the designated areas, the Sections particularly prohibits PSVs from using undesignated areas as parking prior to obtaining authority from the County; **NOTING THAT** in pursuit of the County beautification initiatives, the County has from year to year allocated and appropriated funds towards rehabilitation, greening and decoration of roundabouts including entering into maintenance agreements with private companies for the purpose of environmental

aesthetics; **DEEPLY CONCERNED THAT** the persistent use of roundabouts by PSVs as termini has continued to cause heavy tailbacks of traffic on key roads such as Outer Ring road on a daily basis leading to loss of productive time and loss of value for public money and investments; this Assembly urges the County Executive and the Nairobi Metropolitan Services to: -

- 1) Issue a public notice prohibiting public transport (PSVs) from using roundabouts as termini, laybys and/or parking areas in contravention of the law;
- 2) Continuously enforce the foregoing prohibition notice using enforcement officers and the County and Sub-County levels; and
- 3) Formulate regulations to the Nairobi City County Transport Act 2020 forthwith to provide for punitive measures for operators who illegally use roundabouts as termini, laybys or parking

(Hon. John Kamau, MCA)

(Motion deferred)

And the time being THREE O'clock, the Temporary Speaker adjourned the Assembly without question put pursuant to the Standing Orders.

ASSEMBLY ROSE - at Three O'clock.

M E M O R A N D U M

The Speaker will take the Chair on Thursday, 18th November, 2021 at 2.30pm

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