



COUNTY GOVERNMENT OF NAIROBI CITY

FIRST ASSEMBLY – FIFTH SESSION

NAIROBI CITY COUNTY ASSEMBLY

VOTES AND PROCEEDINGS

TUESDAY, MAY 23, 2017 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 Deputy Speaker having confirmed that there was no Quorum caused the Bell to be rung for Ten minutes.

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

**3. THE NAIROBI CITY COUNTY TOBACCO CONTROL BILL, 2017
(ASSEMBLY BILL NO. 3 OF 2017)**

Order for Second Reading read;

(The Bill was withdrawn pursuant to Standing Order 133 (1))

4. COMMITTEE OF THE WHOLE ASSEMBLY

Order for Committee of the Whole Assembly read;

IN THE COMMITTEE

(Hon. Karen Wanjiku in the Chair)

The Nairobi City County Early Childhood Education Bill, 2017

(Assembly Bill no. 3 of 2017)

Clause 3 amendments proposed –

THAT, Clause 3 of the Bill be amended:

- (i) In clause 3 sub- clause (1) (a) and (b), by merging (a) and (b) into one sentence.

- (ii) In clause 3 (1) (b) by deleting the word “seven days” and replacing it thereof with the word “five days”.

(Hon. David Kitavi, MCA)

Question of the amendment proposed

Question put and agreed to;

Question that Clause 3 as amended be part of the Bill proposed, put and agreed to

Clause 4

Question that Clause 4 be part of the Bill proposed, put and agreed to

Clause 5 amendments proposed –

THAT, Clause 5 of the Bill be amended:

- (i) In clause 5 sub- clause (1), by inserting the words “ in consultation and in alignment with the current national curriculum framework developed by the Ministry of Education and Kenya Institute of Curriculum Development” immediately after the word “services”.

(Hon. David Kitavi, MCA)

Question of the amendment proposed

Question put and agreed to;

Question that Clause 5 as amended be part of the Bill proposed, put and agreed to

Clause 6 amendments proposed –

THAT, Clause 6 of the Bill be amended:

- (i) In clause 6 sub-clause (2) (b) by inserting the words, “either in writing or orally “immediately after the word, “Member” and before the word, “that”.
- (ii) In clause 6 sub –clause (2) (b) by inserting the words, “within a period of three months” immediately after the word, “centre”.
- (iii) In clause 6 sub-clause (2) (c) by deleting the word, “tell” and replacing it thereof with the words, “inform”.
- (iv) In clause 6 sub-clause (2) (c) by inserting the words, “either in writing or orally” immediately after the word, “inform”, and before the word, “the”.

- (v) In clause 6 sub-clause (2) (c) by deleting the words, “as soon as is reasonably practicable” appearing after the word “Member” and replacing it thereof with the words, “within 24 hours” before the word “after”.
- (vi) In clause 6 sub-clause (3) (a) by deleting the words, “twenty thousand for every day or part of a day on which the offence took place”, and replacing it thereof with the words, “fifty thousand”.
- (vii) In clause 6 sub-clause (3) (b) by deleting the words, “fifty thousand” and replacing thereof the word, “twenty thousand”.

(Hon. David Kitavi, MCA)

Question of the amendment proposed

Question put and agreed to;

Question that Clause 6 as amended be part of the Bill proposed, put and agreed to

Clause 7

Question that Clause 7 be part of the Bill proposed, put and agreed to

Clause 8 amendments proposed –

THAT, Clause 8 of the Bill be amended:

- (i) In clause 8 sub-clause 1 by adding the words, “in consultation and in alignment with the Ministry of Education and the national regulations in place” immediately after the word regulations.

(Hon. David Kitavi, MCA)

Question of the amendment proposed

Question put and agreed to;

Question that Clause 8 as amended be part of the Bill proposed, put and agreed to

Clauses 9, 10, 11, 12, 13, 14, 15 and 16:

Question that Clauses 9, 10, 11, 12, 13, 14, 15 and 16: be part of the Bill proposed, put and agreed to

New Paragraph 3 (1) (b)

THAT, Clause 3 be amended:

By inserting a new paragraph — “3 (1)(b) early childhood education and care centres which shall administer such continuous education from 8am in the morning to 3pm in each day”

Motion made and question proposed;

That New Paragraph 3 (1) (b) be read a Second Time

(Hon. David Kitavi, MCA)

Question put and agreed to

Question that New Paragraph 3 (1) (b) be part of the Bill proposed, put and agreed to

New Paragraph 5 (4) (c)

THAT, Clause 5 be amended:

In clause 5 by inserting a new paragraph — “5 (4) (c) specify that the transitional timeline for service providers to comply with another specified curriculum requirement be one year”.

Motion made and question proposed;

That New Paragraph 5 (4) (c) be read a Second Time

(Hon. David Kitavi, MCA)

Question put and agreed to

Question that New Paragraph 5 (4) (c) be part of the Bill proposed, put and agreed to

New Sub-clause 8 (4) (A)

THAT, Clause 8 be amended:

By inserting a new sub-clause — “8 (4A) The Executive Committee Member may regulate the fees paid by parents or guardians to early childhood education and care centres”.

Motion made and question proposed;

That New Sub-clause 8 (4) (A) be read a Second Time

(Hon. David Kitavi, MCA)

Question put and agreed to

Question that New Sub-clause 8 (4) (A) be part of the Bill proposed, put and agreed to

New Clause 13A

THAT the following new Clause be inserted immediately after Clause 13 –

13 (A) (1) “A service provider or teacher or caretaker or caregiver who subjects the children in an early childhood centre to verbal or physical abuse or verbally or physically abuses the children in an early childhood education centre commits an offence and is liable on conviction to a fine or not exceeding five hundred thousand shillings or to a term of imprisonment not exceeding two years or to both.

(2) All teachers and or caregivers in an early childhood education and care centre must be registered in line with provisions in the national Early Childhood Education policy in place.”

That New Clause 13A be read a Second Time

(Hon. David Kitavi, MCA)

Question put and agreed to

Question that New Clause 13A be part of the Bill proposed, put and agreed to

Clause 2 amendment proposed –

THAT, Clause 2 of the Bill be amended:

- (i) In paragraph 12 by deleting the entire paragraph and replacing it thereof with the following new meaning...“licensed hospital-based education service” means “a hospital-based education and care service in respect of which the service provider hosts an early childhood education care centre and holds a current license issued under regulations made under section 8”.
- (ii) By inserting the following new definitions in their proper alphabetical sequence-
 - a) “curriculum framework” means a written plan or organized framework that includes goals for children’s development and learning experiences through which they will achieve these goals and materials needed.
 - b) “substantially affected” means the people or agencies or bodies likely to be affected in ECDE administration and this include service providers, parents, guardians, teachers or caregivers.

(Hon. David Kitavi, MCA)

Question of the amendment proposed

Question put and agreed to;

Question that Clause 2 as amended be part of the Bill proposed, put and agreed to

Title

Question that the Title be part of the Bill proposed, put and agreed to

Clause 1

Question that Clause 1 be part of the Bill proposed, put and agreed to

Bill to be reported with amendments.

5. ASSEMBLY RESUMED:-

The Nairobi City County Early Childhood Education Bill, 2017 **(Assembly Bill No.3 of 2017)**

Bill reported with amendments

Motion made and Question proposed:-

THAT, the Assembly do agree with the Committee of the Whole Assembly in the said report.

(Hon. David Kitavi, MCA)

Question put and agreed to.

Motion made and question proposed-

THAT, The Nairobi City County Early Childhood Education Bill, 2017 (Assembly Bill No.3 of 2017) be now read a Third Time.

(Hon. David Kitavi, MCA)

Question put and agreed to.

Bill read a Third Time and **passed**.

And the time being forty five minutes past Three O'clock, the Deputy Speaker interrupted the proceedings and adjourned the Assembly without question put pursuant to the Standing Orders.

6. HOUSE ROSE - forty five minutes past Three O'clock

MEMORANDUM

The Speaker will take the Chair on
Wednesday, May 24th, 2017 at 2.30 p.m.