



## COUNTY ASSEMBLY OF MOMBASA

### OFFICIAL REPORT

Thursday, 11<sup>th</sup> April, 2019

The House met at 2:37p.m.

*(The Deputy Speaker (Hon. Fadhili Mwalimu) in the Chair)*

### PRAYERS

**The Deputy Speaker (Hon. Mwalimu):** Have your seats. Serjeant ring the quorum bell.

*(Quorum bell rung)*

Yes Clerk confirm if there is quorum?

*(Clerk confirmed quorum)*

Yes Clerk?

### STATEMENTS

RESPONSE TO STATEMENT BY VICE CHAIRPERSON COMMITTEE ON EDUCATION,  
INFORMATION TECHNOLOGY AND MV 20135 HON. ALI SHARIFF ON UPDATE ON THE  
ISSUANCE OF THE BURSARY IN THE COUNTY

Yes Chairman Committee on Education, Information, Technology and MV 2035 or any other Member from that Committee? Yes Hon. Ali Shariff I understand you are the Vice Chair. Yes Hon. Ali Shariff proceed.

**Hon. Ali Sharif:** Mr. Chair the concerned Clerk is still printing the report and am looking forward for it to be brought to the House in the next five minutes.

**The Deputy Speaker (Hon. Mwalimu):** Yes Hon. Bwire?

**Hon. Bwire:** Thank you Mr. Speaker. I think the Chairman promised yesterday that he will be having the report today and it is my belief this House will not adjourn until we get that report as we have been promised by the Chair. Thank you.

**The Deputy Speaker (Hon. Mwalimu):** Thank you. Yes Hon. Ali are you ready with your report?

**Hon. Ali Sharif:** Yes Mr. Chair; I said five minutes I did not say tomorrow, I said five minutes and it is ready and it is with me here.

Mr. Speaker I wish to give the following Statement response to the statement requested by Hon. Raphael Bwire on update on the issuance of the bursary in the County on Tuesday 9<sup>th</sup> April, 2019.

Mr. Speaker Sir, 2019 Elimu fund from two to form four bursary update, the County from two to form four exercise began on Monday April 9<sup>th</sup>, 2019 in seven locations below across Mombasa County and the locations are right there in different Sub-Counties which is Changamwe which was done in Chaani Social Hall, Jomvu in Mikindani Social hall, Kisauni two places Kisauni Water & Mwakirunge Chiefs office, Likoni it was done at Likoni Social Hall, Mvita at Tononoka Social Hall and Nyali at Kongowea Market.

Mr. Speaker Sir so far 4900 potential beneficiary were sent a text message on Sunday April 8<sup>th</sup> to collect the application forms, this was based on data they had submitted up to April 2019.

Below is the update as per April 10<sup>th</sup> 2019:

In Changamwe forms allocated it was 980 by Monday 568, Tuesday 228, number of forms distributed was 796, balance 184, distributed percent was 8.22. In Jomvu distribution percentage was 64.46, In Kisauni distributed percentage was 85.51, in Likoni the distributed percentage was 69.89, Mvita 70.82 per cent, and Nyali 75.53 per cent.

The total distributed percentage was 76.41 per cent; bursary process and cheque disbursement it was agreed the beneficiaries will receive the cheques at the Ward level from the office of the Member of the County Assembly according to the Elimu Fund payment procedure.

The logistical cost which includes; contacting beneficiaries' desk, training Clerks, Check registers and security will be done by the MCA. The applications forms are supposed to be filled and returned by Friday April 12<sup>th</sup>, after that the Department will enter all the forms in the database to find duplicates, after that all the forms will be vetted by the six Counties financial Head Committees. The data of the approved forms will be sent to the Board of Trustees of the Elimu Fund to decide the award amount per beneficiary, issue instruction to the bank for cheque printing, the cheque printing in Nairobi will take about seven working days and upon receipt of cheques they will be sorted and distributed to the 30 MCA's Offices. The cheques will be disbursed to beneficiaries in that Ward and all the beneficiaries will be notified via short messages (SMS), the Department intends to disburse the cheques before or during the first week of May, 2019. Thank you very much.

**The Deputy Speaker** (Hon. Mwalimu): Thank you Hon. Ali Shariff, the Vice Chairperson Committee on Education. Yes Clerk?

RESPONSE TO STATEMENT BY VICE CHAIRPERSON COMMITTEE ON TRANSPORT,  
INFRASTRUCTURE AND PUBLIC WORKS HON. MWAKA BAKARI ON POOR STATE OF THE ROAD  
FROM MATERNITY TO BIG MAMA IN CHAANI WARD

Committee on Transport, Infrastructure and Public Works, yes Hon. Mwaka, the Vice Chair?

**Hon. Mwaka Bakari:** Thank you Mr. Speaker Sir, poor state of the road from Maternity to Big Mama in Chaani Ward. The road is included in the financial year 2018/2019 Annual Development Plan for routine maintenance; letters of award have been issued and works will begin in two weeks time. Thank you Mr. Speaker.

**The Deputy Speaker** (Hon. Mwalimu): Thank you Hon. Mwaka. Yes Clerk?

RESPONSE TO STATEMENT BY VICE CHAIRPERSON COMMITTEE ON TRANSPORT,  
INFRASTRUCTURE AND PUBLIC WORKS HON. MWAKA BAKARI ON POOR STATE OF THE ROAD  
FROM HOLY CROSS CATHOLIC TO MATERNITY IN KIPEVU WARD

Committee on Transport, yes Hon. Mwaka? Use your microphone.

**Hon. Mwaka Bakari:** Thank you Mr. Speaker Sir, poor state of the road from Holy Cross Catholic to Maternity in Kipevu Ward. The road is included in the financial year 2018/2019 Annual Development Plan for routine maintenance, letters of award have been issued and works will begin in two weeks time. Thank you Mr. Speaker.

**The Deputy Speaker** (Hon. Mwalimu): Thank you Vice Chair Transport. Yes Clerk?

RESPONSE TO STATEMENT BY CHAIRPERSON COMMITTEE ON ENVIRONMENT, WASTE  
MANAGEMENT AND ENERGY HON. SHEBE ATHMAN ON ILLEGAL DUMPING SITE AT KAA CHONJO,  
TUDOR

Yes Chairperson Committee on Environment, Waste Management and Energy? Illegal dumping site at Kaa Chonjo, Tudor Ward.

**Hon. Shebe Athman:** Thank you Hon. Speaker but I think Hon. Speaker the Statement which is being brought in front of me right now I answered it last week Hon. Speaker I do not know what is happening because I brought a Statement response last week I remember very well concerning Kaa Chonjo, Tudor.

**The Deputy Speaker** (Hon. Mwalimu): Then just respond again maybe the Hon. Member asked it again.

**Hon. Shebe Athman:** Thank you Hon. Speaker. I would wish to inform again the Honourable House that the situation at Kaa Chonjo is being worked upon and we have agreed together with the Member of the County Assembly (MCA) of Tudor Ward that the Department is going to hire casual staff to take care of that dumping site and this is because the area cannot be accessed by the bulldozer. I think we have already agreed with the Hon. Member that the matter will be sorted out soon. Thank you Hon. Speaker.

**The Deputy Speaker** (Hon. Mwalimu): Thank you. Yes Hon. Tobias Samba, the incoming Chair...?

**Hon. Samba:** Youth, Gender, Sports and Culture. Thank you Mr. Speaker

*(Applause)*

In fact I want to congratulate my Chairman for Environment he did a noble job, he took initiative and went to the Department himself accompanied by the Members and the agreement is that we are supposed to look for some reinforcement which was supposed to be sponsored by the County government but so far nothing has been done but I took initiative yesterday we did some first aid but I request him to do a follow up so that we may clear the dumping site and close it once and for all, but I appreciate his efforts and thank you so much for giving me my time...

*(Applause)*

**The Deputy Speaker (Hon. Mwalimu):** Yes Clerk?**RESPONSE TO STATEMENT BY CHAIRPERSON COMMITTEE ON WATER, SANITATION AND  
NATURAL RESOURCES ON THE TENDER FOR CONSTRUCTION OF WATER PIPELINE IN FRÈRE TOWN  
WARD**

Yes, Committee on Water, Sanitation and Natural Resources, respond on the tender for Construction of Water Pipeline by Hon. Kitula in Freetown Ward.

**Hon. Hamad Mgwisho:** Thank you Mr Speaker. I wish to make the following Statement regarding the above mentioned project, that the project was designed for a total of 2.6km, I think everybody has a copy of this report, okay let me read for you.

- a. The project was designed for a total of 2.6km pipeline to serve over 1000 people,
- b. The project was planned to be implemented fully for 2.6km pipeline within the financial year (2018/2019), however due to the budget cut from Kshs 356.65Million to 167.05Million, the project was revised to be implemented in phases,
- c. Phase 1 will comprise of implementation of 1.0km pipeline and this phase is earmarked to start this financial year upon availability of funds,
- d. The phase two of the project will be done in the next financial year which will comprise implementation of 1.6km of pipeline,
- e. The project was advertised, evaluated and the Contractor for the project was identified

Thank you Mr. Speaker.

**The Deputy Speaker (Hon. Mwalimu):** Thank you. Yes Hon. Kitula, are you okay with the response?

**The Chief Whip (Hon. Kitula):** Ahsante Mheshimiwa Spika nimeridhika.

**The Deputy Speaker (Hon. Mwalimu):** Yes Clerk?

**STATUS OF THE DRAINAGE SYSTEMS IN MKOMANI WARD**

Hon. Kizito Opeya?

**Hon. Opeya:** Thank you Mr Speaker. Mr Speaker Sir I stand pursuant to Standing Order 41(2) (c) seeking to know from the Chairperson Committee on Transport, Infrastructure and Public Works if he is aware of status of the drainage systems in Mkomani Ward specifically in the following areas;

1. Daytona
2. Mnazi moja
3. Shauri yako
4. Maweni
5. Kitaruni

Mr. Speaker Sir, there are several tours in the following areas accompanied by the County Secretary Mr. Francis Thoya and Engineer Keno from the Department of Transport Infrastructure and Public Works.

There are promises from them that a permanent solution will be found once and for all, no work has been done in these areas and this has led to complaints from the residents. Mr. Speaker Sir I further wish to know from the Chairperson, whether the County government have any plans to remedy this problem in Mkomani. Thank you Mr. Speaker Sir.

**The Deputy Speaker** (Hon. Mwalimu): Chairperson on Committee on Transport or the Vice Chair?

**Hon Mwaka Bakari:** Ahsante Mheshimiwa Spika. Kulingana na swali hili ambalo limeulizwa na Mheshimiwa Opeya kutoka Wodi ya Mkomani, naomba Nyumba hii iweze kutupatia muda wa kuweza kukaa na *Engineer* pamoja na Mwenyekiti na wanachama wote wa Kamati ya Uchukuzi kushughulikia swala hii. Ahsante Mheshimiwa Spika.

**The Deputy Speaker** (Hon. Mwalimu): Thank you. Yes Clerk?

### PROCEDURAL MOTION

#### ADJOURNMENT OF THE COUNTY ASSEMBLY FOR SHORT RECESS

Yes Hon. Charles Kitula?

**The Chief Whip** (Hon. Kitula): Thank you Mr. Speaker. Mr. Speaker pursuant to Standing Order 25(3) and (4) of the County Assembly this House RESOLVES to adjourn for short recess on Thursday, 11<sup>th</sup> April, 2019 and resume its sittings on Tuesday 23<sup>rd</sup> April, 2019. Mr Speaker may I ask Hon. Tobias Samba, the Chair for Youth to second the Motion. Thank you.

**Hon. Samba:** I second Hon. Speaker.

**The Deputy Speaker** (Hon. Mwalimu): Hon. Kitula he has not yet been confirmed that he is the Chair of Youth, he is still the Vice Chair...

*(Loud consultation)*

Okay, is the incoming Chair. Thank you.

I now propose a question that the Motion on adjournment of the County Assembly for short recess be debated in this House.

*(Question proposed)*

Okay Hon. Members, the Motion is on the floor of the House. Yes Hon. Kitula?

**The Chief Whip** (Hon. Kitula): Ahsante Mheshimiwa Spika. Mheshimiwa Spika ni dhahiri shahiri kwamba Bunge letu tumekuwa katika vikao vinavyostahili kuweza kuhudumia wananchi wetu; vile vile wiki mbili zilizopita kulikuwa na hoja muhimu baina ya sisi na *executive* na tukakua na maelewano dhahiri kuweza kuhudumia wananchi wetu Mheshimiwa Mwenyekiti.

Sasa ni wakati umefika kuweza kuwa na mapumziko baina yetu ambao ni Wabunge kwenda kukutana na wananchi wetu kuchukua mapendekezo yao ili kuleta katika msimu wa kuanzia tarehe 23 ili kuweza kuyaleta matakwa yao katika Bunge hili na vile vile tunafahamu kuwa kuna *Bills* katika Kamati ya *investment*, Kamati ya Vijana na vile Kamati ya Mazingira, kuna *Bills* ambazo zinazotengezwa kwa hivyo ni wakati wao kuweza kwenda kukaa na idara husika wapatiwe mapumziko kila Mwanachama aweze kwenda mapumziko ili anaporudi tuweze kuanza kazi salama bila kuwa na vikwazo vyovyote vya *executive*.

Kwa hivyo nasema ahsante sana na vile vile ningependa Waheshimiwa waweze kuunga hoja ya leo tuanze mapumziko kwa muda ambao nimeweza kuusema ili tutakaporudi mahala hapa tuweze kuwa na wakati mwafaka uliosalia. Ahsante.

**The Deputy Speaker** (Hon. Mwalimu): Any other Member? Yes Hon. Athuman Shebe?

**Hon. Athman Shebe:** Ahsante sana Mheshimiwa Mwenyekiti, nasimama hapa bila shaka kuunga mkono Hoja ilioretwa mbele yetu hapa na Mheshimiwa mwenza. Nafikiri imefika wakati mwafaka wa Waheshimiwa wenza kuweza kuchukua mapumziko na kuweza kutathmini hali halisi za kisheria, ki Bunge na vile vile pia kule mashinani tumekuwa hatuonekani Mheshimiwa Mwenyekiti kwa kipindi takriban cha majuma manne hivi mashinani na hizi mbio zote tunashukuru kuwa tulikuwa tunawaendea wananchi wetu na tunajukumika kisheria.

Kwa hivyo nawaomba tu Waheshimiwa wenza tuweze kuchukua nafasi hii kwa haya mapumziko mafupi tuweze kutathmini na vile vile pia kujiangalia katika utenda kazi wetu ndiposa tukirudi tuhakikishe kuwa kasi hii tulioanza nayo tuhakikishe pia mpaka tamati tutaweza kumaliza na kasi hii Mheshimiwa Mwenyekiti yote iwe ni kwa manufaa ya wananchi wetu wa Mombasa. Ahsante sana Mheshimiwa.

*(Applause)*

**The Deputy Speaker** (Hon. Mwalimu): Yes Hon. Athman Mwamwiri?

**Hon. Athman Mwamwiri:** Ahsante Mheshimiwa Mwenyekiti. Mheshimiwa Mwenyekiti naomba pia kuwakumbusha Waheshimiwa wenzangu katika kipindi hiki cha mapumziko sio tu kupumzika bali tuhusishe jamii zetu waweze kuhusika pakubwa katika swala zima la mapendekezo ya bajeti ya mwaka 2019/2020 na 2020/2021 ambayo Serikali Gatuzi ya Mombasa imeshatangaza na zoezi hili litaanzia tarehe 23.

Waheshimiwa manufaa katika sehemu zetu itategemea uwajibikaji na mapendekezo ya wananchi wetu kwa hivyo Mheshimiwa tunajua mfumo mzima wa *public participation* kidogo uko na walakini kwa hivyo tuchukue fursa hii kuhamasisha wananchi wetu waweze kujitokeza kwa wingi na kuyapendekeza na kuyapea kipao mbele yale ambayo tunayatarajia yaweze kutendeka japo tunajua kutakuwa na madukuduku na maswala nyeti kwa sababu baadhi ya yale tulioyapendekeza kwa bajeti inayokamilika hayajatekelezwa lakini haidhuru tuna imani ya kwamba yatatekelezwa na wakati huo huo kuweza kujitokeza na kuyapendekeza yale tunayohitaji katika maendeleo yetu kwa awamu ya mwaka wa kifedha unaokuja ili tuweze kuhesabika katika bajeti hii na wananchi wetu waweze kunufaika. Shukran Mheshimiwa Mwenyekiti.

*(Applause)*

**The Deputy Speaker** (Hon. Mwalimu): Thank you. Yes Clerk?

### ADJOURNMENT

Hon. Members having been passed the Procedural Motion of adjournment the House stands adjourned until Tuesday 23 of April, 2019 at 2:30p.m.

The House rose at 3:05p.m.