



## COUNTY ASSEMBLY OF MOMBASA

### OFFICIAL REPORT

Wednesday, 6<sup>th</sup> November, 2019  
The House met at 11:00a.m.

*(The Speaker (Hon. Aharub Ebrahim Khatri) in the Chair)*

### PRAYERS

**The Speaker** (Hon. Khatri): Hon. Members and visitors you may be seated. Yes, Clerk?

### COMMUNICATION FROM THE CHAIR

Hon. Members we have visitors from the Standing Committee of Guangzhou Municipal People's Congress, from the People's Republic of China. The delegation consists of;

1. Mr. Chen Xiaoqing - Secretary General, Standing Committee of Guangzhou Municipal People's Congress.

*(Applause)*

2. Mr. Zheng Hanlin – Member of Standing Committee of Guangzhou Municipal People's Congress, Director General of the Commission for Agricultural and Rural Affairs.

*(Applause)*

3. Ms. Zhong Jie – Member of Standing Committee of Guangzhou Municipal People's Congress, Deputy Director General of the Commission for Urban- Rural Construction and Environmental Protection.

*(Applause)*

4. Mr. Wu Ruqing - Member of Standing Committee of Guangzhou Municipal People's Congress, Deputy Director General of the Commission for Education, Science, Culture and Health.

*(Applause)*

5. Mr. Liang Feng – Director of the Administration Department, General office of the Standing Committee of Guangzhou Municipal People’s Congress.

*(Applause)*

6. Mr. Ding Peng – Office Asst. Consultant, the Commission for Overseas Chinese and Foreign Affairs, Standing Committee of Guangzhou Municipal People’s Congress.

*(Applause)*

On behalf of the County Assembly of Mombasa, I welcome you all thank you. Yes, Clerk next order?

### STATEMENT

#### CONSTRUCTION OF SHOP OUTLETS IN VOK AREA

Yes Hon. Charles Kitula, please give the Statement.

**The Chief Whip** (Hon. Kitula): Thank you Mr. Speaker and first and foremost may I take this opportunity to welcome our fellow Hon. Members from Guangzhou Municipal People’s Congress and on behalf of the ODM party here in Mombasa we do say, *Karibuni sana*. Mr. Speaker Sir, I seek to know from the Chairperson Committee on Lands, Planning and Housing whether he is aware of the ongoing construction of shop outlets in VOK area on your way to Kisauni Polytechnic almost opposite VOK Social Hall, and whether the ongoing construction has met all the legal requirements. Thank you Mr. Speaker.

**The Speaker** (Hon. Khatri): Thank you Hon. Charles Kitula. Yes, Hon. Ahmed Salama?

*(Silence)*

He is not around; any Member from Committee on Lands? Yes Hon. Mohamed Mohamed Hatimy?

**Hon. Mohamed Hatimy:** Thank you Mr. Speaker. Mr. Speaker we need at least three weeks to respond. Thank you.

**The Speaker** (Hon. Khatri): Thank you. So we will give you three weeks to give back the feedback. Yes, Hon. Bwire?

**Hon. Bwire:** Thank you Mr. Speaker and the visitors from Guangzhou Municipal People’s Congress welcome to Mombasa County Assembly. Mr. Speaker as much as the Member of the said Committee has asked for three weeks, I do not know whether it adds up for this House to give such period of time just to go here in a Department and collect a Statement or a response to the Statement as raised by Hon. Kitula whether the ongoing construction has met all the legal requirements. I think it is something that can take not less than two or three days Mr. Speaker.

So am not in support of three weeks, the Area Representative has asked to know so I would wish Mr. Speaker to consider the time frame, three weeks is a lot of time to me. Thank you.

**The Speaker** (Hon. Khatri): Thank you Hon. Bwire. Hon. Kitula I think the Statement came from Hon. Kitula, so it seems Hon. Kitula is happy with the three weeks, because he is not commenting anything. I think he is the one supposed to respond.

**The Chief Whip** (Hon. Kitula): Mr. Speaker by the virtue of being silent does not mean am happy with the answer given by the Chairman of Finance. Mr. Speaker this Statement was raised in the previous sitting last week but one but currently speaking when the Chairman of Finance giving the answer before the Assembly that it will take three weeks, it is not fair to this House. So I kindly beg for at least even if he can issue a directive by today afternoon I will appreciate.

*(Applause)*

**The Speaker** (Hon. Khatri): Thank you. Yes Hon. Mohamed Mohamed?

**Hon. Mohamed Hatimy:** Thank you Mr. Speaker. Mr. Speaker am surprised to see Hon. Bwire representing Hon. Kitula as a lawyer; in fact the Statement was brought by Hon. Kitula and the rules are very clear, you have already given the ruling that three weeks is enough time because we need to come up with a document to show this House that whether this thing is in order. Thank you Mr. Speaker.

**The Speaker** (Hon. Khatri): Thank you Mohamed. Yes Hon. Bwire?

**Hon. Bwire:** Mr. Speaker my interest is one; that the ongoing construction is on the way to Kisauni, the Kisauni is my Sub-County, that is my interest number one, interest number two for such constructions to take place all the legal documents must be in place so...

*(Interruption)*

**The Speaker** (Hon. Khatri): Yes, Hon. Fadhili the Deputy Speaker?

**The Deputy Speaker** (Hon. Mwalimu): Mr. Speaker the Hon. Member who is on the floor is misleading the House by saying that the ongoing construction is in Kisauni Sub-County and from the Statement the Hon. Charles Kitula clearly stated that, it is opposite VOK Social Hall and I understand VOK Social Hall is in Nyali Sub-County. Mr. Speaker, so the Hon. Member is misleading this House, thank you.

**The Speaker** (Hon. Khatri): Yes Hon. Bwire?

**Hon. Bwire:** Hon. Speaker sometimes we need to be so keen when the Member is on the floor; I never said the construction is in Kisauni, I have just said that the word Kisauni is captured, it is on your way to Kisauni meaning am a neighbouring Member of this House.

So Kisauni and Nyali are neighbours Hon. Speaker and that is why am also concerned and also there is a fact that after Nyali, it is Kisauni Sub-County so everything must be in order so that it does not happen in Kisauni too and that is why am asking that the document or rather the response will not be taken from the universe they are just here with our Department which is a stone throw away and it cannot take that three weeks. My concern is that, that period is too long for a response to come to this Honourable House. Thank you Hon. Speaker.

**The Speaker** (Hon. Khatri): Thank you Hon. Bwire. Yes Hon. Nzai?

**Hon. Nzai:** Thank you Mr. Speaker to have given me this chance to also comment on this Statement; our visitors from Guangzhou, welcome to Mombasa. Mr. Speaker I think we are in the House of procedures and you have already ruled on this matter but to add value on that I believe Mombasa County has employed very qualified Engineers and indeed the same Engineers are carrying out several activities within the County of Mombasa. So the Member of Lands to have borrowed or rather requested for three weeks, I think he is on the right chance and because you have already permitted that Mr. Speaker, I think this matter has been settled very well. Thank you Mr. Speaker.

**The Speaker** (Hon. Khatri): Thank you. Yes, Hon. Hamida Noor?

**Hon. Noor:** Thank you Mr. Speaker for giving me this chance and I welcome the visitors from Guangzhou, welcome to Mombasa County. My concern is about where the construction is going on, it is right opposite an institution; it is a Polytechnic, first and foremost that is very dangerous because the students who are going to be in that Polytechnic for three weeks, I think it is a long time. As my fellow Members have just urged and said that it is a throw away distance for the Department to which is just here within us.

*(Interruption)*

I need your protection Mr. Speaker...

*(Interruption)*

**The Speaker** (Hon. Khatri): Yes you may continue Hon. Hamida?

**Hon. Noor:** So I think for the concerned is about the Polytechnic and the construction that is going to be happening there. I urge the Department of Land to look at it keenly, thank you.

**The Speaker** (Hon. Khatri): Thank you. Yes Hon. Samba?

**Hon. Samba:** Thank you Hon. Speaker. First I would like to echo or stand with Hon. Bwire; whenever any business has been brought into this House it is now a matter that concerns the County. We represent the County so even if Hon. Bwire stands to echo whatever Hon. Charles was saying, I think he is in order. Number two, three weeks Hon. Speaker it is not viable; three weeks just to get the document in order and as far as we are concerned we know very well that the County has capable employees and whenever any document is required, whereby construction has begun that means that every document is in order.

So I would just request Member for the Lands Committee because he is not the Chairperson, he was just standing for the Chair, at least one week or three days is enough. Thank you Hon. Speaker.

**The Speaker** (Hon. Khatri): Yes Hon. Moses Aran?

**Hon. Oindo:** Thank you Mr. Speaker. First and foremost let me take this opportunity to welcome our visitors from Guangzhou, China and also let me take this opportunity to thank my good friend Hon. Kitula for the first time in history of this Second Assembly he has debated in English, congratulations my friend.

*(Laughter)*

Mr. Speaker Sir I also support my fellow Hon. Members that three weeks is a lot of time, kindly it will be wise if they can be able to report maybe next week because the construction is ongoing and we cannot wait for the three weeks. So the Committee can sit down let them dedicate the time and sit down so that we can get the report as soon as possible. Thank you.

**The Speaker** (Hon. Khatri): Thank you. Yes Hon. Ibrahim?

**Hon. Omondi:** Thank you Mr. Speaker Sir for the opportunity awarded. Mr. Speaker Sir I want to join my fellow Members to welcome our visitors from Guangzhou Municipality in this House, indeed we are very happy for them. Going forward Mr. Speaker Sir I would like to comment on the Statement that the Members are trying to debate on. Mr. Speaker Sir I think it is on record in this House that sometimes Chairmen have given permission when a Statement is actually requested for Chairmen to respond back and in most cases the response is always half baked because of hurry and maybe trying to satisfy whoever has come up with that particular Statement Mr. Speaker Sir. Number two, also I would like to say that issues concerning land; land issues are very complex not just like any other issue around especially in Mombasa County and we all know that Mr. Speaker Sir. So I think with those two reasons that I have given I think it would be in order if you have given the Member of that Committee who have requested for those three weeks so that Speaker Sir. Thank you very much.

**The Speaker** (Hon. Khatri): Thank you. Yes Hon. Bwire?

**Hon. Bwire:** Thank you. Maybe for the interest of the records Mr. Speaker can the Member clarify if he is discussing the land issue or the ongoing constructions for the purpose of records? Thank you.

**The Speaker** (Hon. Khatri): Yes Hon. Ibrahim?

**Hon. Omondi:** Sir, the Statement is very clear, it is talking about; I seek to know on the Chairperson of the Committee on Lands, Planning and Housing whether he is aware of the ongoing construction of shop outlets in VOK area.

**The Speaker** (Hon. Khatri): Thank you Hon. Ibrahim.

**Hon. Omondi:** The issue is still touching on the land.

**The Speaker** (Hon. Khatri): Thank you. Yes Hon. Majority Leader Hamisi Musa?

**The Majority Leader** (Hon. Mwidani): Thank you Mr. Speaker for giving me this chance. Mr. Speaker this is a very sensitive Statement and actually what I have just seen for the time to be requested three weeks it is not correct because the third week will be on 27<sup>th</sup>. Actually it is a very long time so Mr. Speaker let us be very smart on these issues because if it is construction going on we should know the harm of that construction as it might bring a lot of problems in the County. So Mr. Speaker it is good if they can be given just two weeks which will be on 20<sup>th</sup> of November or next week so that they can have good time because three weeks is a very long time because from 6<sup>th</sup> to 27<sup>th</sup> it is a very long time so I would suggest or request to be given two weeks because of the findings and everything. Thank you Mr. Speaker.

**The Speaker** (Hon. Khatri): Thank you. Yes Hon. Fadhili?

**The Deputy Speaker** (Hon. Mwalimu): Ahsante Mheshimiwa Spika. Mheshimiwa Spika hii ni hujuma ya hali ya juu; twazijua sababu gani ambazo tumeweka sisi kama Kamati kuitisha wiki tatu. Mheshimiwa Spika itatulazimu kwanza tufike maeneo yale, twaelewa kwamba kuna masuala ambayo yako mbele yetu yanahitaji Kamati ije ijibu ndani ya Bunge hili kama sijakosea wiki ijayo tuna masuala ambayo tuko nayo tunaendelea kuyajadili katika Kamati yetu na tunatafikana tuje tuyajibu katika Bunge letu ndiposa tukaomba tupewe takriban wiki tatu tuweze kuja na majibu mwafaka Mheshimiwa Spika. Mheshimiwa Spika hatujasema kama ujenzi ule utaweza kuendelea, tutaweza kuketi katika hichi kipindi ambacho tumeweka tunaweza pia kuketi na Mheshimiwa aliyelea tetesi hii hata kesho Mheshimiwa Spika ikiwa ni lazima hiyo shughuli isimamishwe lakini kuja kujibu ndani ya Bunge letu hili ndipo twasema tutakuja kujibu baada ya wiki tatu lakini twaweza kukaa na Mheshimiwa aliyelea Hoja hii hapa katika wiki hii ama wiki ijayo ili tuweze kuyafanyia kazi masuala haya Mheshimiwa Spika.

Mheshimiwa Spika Kiongozi wa Walio Wengi ndani ya Bunge hili amesema ya kuwa ipunguzwe wiki moja; mimi sijaona tofauti kati ya wiki mbili na wiki tatu kwa hio naomba Waheshimiwa wenzangu tukubaliane na ile Kamati yangu au yetu ilivyoomba tuje baada ya wiki tatu ijibu masuala haya lakini twaweza tukasimamisha ule ujenzi ikiwa imelazimu ujenzi ule usimamishwe. Ahsante Mheshimiwa Spika.

**The Speaker** (Hon. Khatri): Thank you. Yes Hon. Mwamwiri?

**Hon. Athman Mwamwiri:** Ahsante Mheshimiwa Spika. Kwanza tuwakaribishe wageni wetu na watambue kwamba tukiwa katika Gatuzi ya Mombasa lugha maha au lugha teule huwa ni Kiswahili, king'eng'e ni lugha ya kuazima si ya kwetu na tamaduni yetu ni ya Kiswahili kwa hivyo watambue na wajivunie kushuhudia utamaduni wa Gatuzi la Mombasa. Pili Mheshimiwa Spika kuchangia kwenye Hoja hii suala hili lina muda na ujenzi unaendelea na Mheshimiwa aliyeliza hajataka Kamati kwenda maeneo ya ujenzi bali anataka kujua taratibu kama zimefuatwa. Kwa hivyo kama ulifuatwa ujenzi ule atakuwa hana shauku wala walakini juu yake lakini kwa Mheshimiwa Mwanakamati wa Ardhi na ujenzi kuisitiza ya kwamba mpaka wafike maeneo yale hatujui ajenda ni gani ya kufika maeneo yale na hajatumwa. Masuala ya utawala yako bayana hakuna siku ofisi inakuwa wazi pengine atuambie kama idara ile haina watenda kazi.



Ninavyojua mimi idara ile iko imara; ina wafanyi kazi wa kutosha hata kama ma *Engineer* wako kwa shughuli zengine lakini ofisi zile hazifungwi Mheshimiwa Spika, ma rekodi yako kwa ofisi. Kwa hivyo kuendea jawabu hili Mheshimiwa Spika si suala la kukaa wiki tatu pengine kwa ajenda yao ya kutaka kwenda kwenye eneo la ujenzi kushuhudia kuona fahamu zaidi pengine ndio italazimu lakini ikiwa ni jawabu la hili ni suala la sasa hivi la saa nane watakuwa wako katika uwezo kama Kamati itakuwa na uwezo wa kulijibu hili kama haina hata wakapewa wiki tatu ni muda zaidi ili wabambanye jawabu la kuleta katika Nyumba hii. Ahsante Mheshimiwa Spika.

**The Speaker** (Hon. Khatri): Thank you. Yes Hon. Kitula?

**The Chief Whip** (Hon. Kitula): Mheshimiwa Spika mimi nashangaa Mwanachama wa Kamati wa Ardhi kwa sababu leo asubuhi nilikuwa na Mwenyekiti wa Kamati hii na alikuwa anajua kama ninaleta Taarifa hii lakini cha kushangaza hajaingia Bungeni Mheshimiwa Mwenyekiti. La pili pia vile vile Naibu wake hajaingia Bungeni sasa nashangaa Mwanachama Mheshimiwa Mwenyekiti wanavyo...

*(Interruption)*

**The Speaker** (Hon. Khatri): Yes Hon. Fadhili?

**The Deputy Speaker** (Hon. Mwalimu): Mr. Speaker the Hon. Member who is in the floor is not properly dressed Mr. Speaker. Mr. Speaker the Hon. Member is wearing jeans and it is not allowed in this Honourable House. Thank you Mr. Speaker.

**The Speaker** (Hon. Khatri): Yes Hon. Kitula, is it true that what the Hon. Member is saying because am blind here!

**The Chief Whip** (Hon. Kitula): Mheshimiwa Spika sheria za Bunge zinaruhusu koti ambayo ni suti hii, niko na tai na niko na shati rasmi na niko na suruali ndefu nyeusi na niko na viatu na soksi. Mheshimiwa Mwenyekiti hasa sijui ameona nini kwangu mimi kusema ya kwamba nimekiuka sheria za Bunge hili Mheshimiwa Mwenyekiti.

**The Speaker** (Hon. Khatri): Yes Hon. Kitula?

**The Chief Whip** (Hon. Kitula): Ahsante Mheshimiwa Spika kwa kunipatia fursa ya kuendelea hivyo. Mheshimiwa Mwenyekiti mimi nashuku kuna kitu kinaendelea katika hii Kamati Mheshimiwa Spika maana Mwenyekiti mwenyewe hayuko katika Bunge hili, naibu wake hayuko saa hii Wanachama wanasema tumpe wiki tatu manake ni jengo linajengwa usiku na mchana litakuwa limeisha. Kwa hivyo kuna kitu kinaendelea baina ya hii Kamati aidha; wao wanaweza kuhusika vilivyo ikiwa yule mjenzi anajenga maduka yale na kunufaika Mheshimiwa Mwenyekiti.

**The Chief Whip** (Hon. Kitula): Yes Hon. Prischillah?

**Hon. Mumba:** Thank you Mr. Speaker.

I just want to inform the House Mr. Speaker with due respect as the Chair of Lands and maybe the Vice Chair are not in the House maybe they are sick, maybe some emergency has happened and we still have the Members here in this House so whatever is being discussed I think the Members will take note and give the response to our Chairs who are not in the House today, as we understand there is also human beings anything can happen and may be something emergency has come so they have to take note of that. Thank you Mr. Speaker.

**The Speaker** (Hon. Khatri): Thank you. Yes Hon. Charles Kitula?

**The Chief Whip** (Hon. Kitula): Mheshimiwa Mwenyekiti hili ni Bunge na linalindwa na kumbukumbu za Bunge hili. Mheshimiwa Mwenyekiti ni vizuri kama huyo mwenyewe amepata barua kutoka kwa Mwenyekiti au Naibu wake kuweza kuzungumzia kwamba leo hataweza kuja kuhudhuria kikao hichi, kama ipo barua sawa nitaweza kuchukua maoni yake. Ahsante.

**The Speaker** (Hon. Khatri): Thank you Hon. Charles. Maybe I can respond on that; I think I am blind, maybe I think a Member may come and sign in and sit for two minutes or three minutes and he can go out so I do not see that there is an issue on that...

*(Applause)*

But I do not know that maybe the Serjeant-At-Arms will know that because they are the ones who are keeping those records; anyway the issue which we have discussed about the statement the Honourable Member asked for three weeks and I think I gave that ruling of three weeks because I have been seeing in this House so many issues from Members we are giving them one week, two weeks and the thing keeps on going for more than two months...

*(Applause)*

And the Members do not respond on time. So I think the Members of Lands you have heard the Members whom Hon. Kitula brought the Statement and other Members that their concern about this issue and I am sure when you are saying three weeks does not mean three weeks you can even bring it in one week if the report is ready. So try to make sure if the Hon. Members are saying it is an urgent issue that you have a report within the three weeks, the earlier the better for this House. Thank you. Yes Clerk next Order?

## STATEMENT

### POOR STATUS OF THE DRAINAGE SYSTEM IN MKOMANI WARD

Yes Hon. Kizito Opeya please give your Statement?

**Hon. Opeya:** Thank you Mr. Speaker. Mr. Speaker Sir I seek to know from the Chairperson Committee on Transport Infrastructure and Public works if she is aware of the poor status of the Drainage system in Mkomani Ward specifically in the areas such as Maweni, Shauri Yako, Mnazi Mmoja and Kisumu Ndogo and what plans does the County have to remedy this situation. Just to add Mr. Speaker this is the second time I am bringing this; if you check the Hansard on Thursday 11<sup>th</sup> April, 2019 I brought this Statement they replied that they will do something and they did nothing so this is just another on the same issue. Thank you Mr. Speaker.



**The Speaker** (Hon. Khatri): Yes Hon. Priscilla the Chair for Transport, Infrastructure And Public Works please respond to this Statement?

**Hon. Mumba:** Thank you Mr. Speaker. Mr. Speaker can you please protect me because I see there some members that they are ready to attack me. I can see them.

**The Speaker** (Hon. Khatri): I do not know! I have not seen that but I am sure you will be protected by this House if there is anything like attacking you.

**Hon. Mumba:** Thank you Mr. Speaker.

**The Speaker** (Hon. Khatri): Or are you trying to say the Member asking the Statement is what you are trying to say he was trying to attack you?

**Hon. Mumba:** No Mr. Speaker.

**The Speaker** (Hon. Khatri): There other things.

**Hon. Mumba:** There are... and the problem and the frontline is the Leader of Mjaority is trying to intimidate me because once you...

*(Interruption)*

**The Hon. Speaker** (Hon. Khatri): Hon. Majority Leader please let us be in order. Yes continue?

**Hon. Mumba:** Thank you Mr. Speaker for guiding me. Thank you Mr. Speaker I have heard about what my colleague has requested and we have indicated that there was a previous complaint about this but to my ears I have just seen this Statement and I cannot give any response for now because I need to sit with my Committee then maybe we take site visit and see the damage which is there, because as you know Mr. Speaker we had some rain which damaged almost every Ward and the drainage systems are almost collapsing in every area. So I would urge this Honorable House kindly, please give me time so that I can check on these problems and also I can check on other problems which are there to also to see me before to bring into this House talking about what Hon. Opeya said that he brought something into three weeks and I never saw it so it becomes a war in the House. So please Hon. Speaker kindly I beg for time.

*(Interruption)*

**The Speaker** (Hon. Khatri): I think may be if I can correct you, he said he brought the issue in April it is not two or three weeks, this is the second time that is what the Hon. Member has said, so anyway Hon. Priscilla you are asking for one week or when you said time...

**Hon. Mumba:** Mr. Speaker one week is also enough but if you can add me more so that I can take more problems because I know they are there. This is just a Pandora box fix and open I think by next week...

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*(Interruption)*

**The Speaker** (Hon. Khatri): What is that? *Candora* box?

*(Laughter)*

**Hon. Mumba:** You know it is a trend in my Ministry whenever someone comes with a problem now it becomes another and another and another so if I get one week for...

**The Hon. Speaker** (Hon. Khatri): So there is a problem in your Ministry, is that what you are telling us?

**Hon. Mumba:** No I said it in this House there is a problem, if somebody brings an issue it acts as an open box for every Ward getting the same problem.

**The Speaker** (Hon. Khatri): So are you saying is it a problem for Members to ask for a Statement?

**Hon. Mumba:** No it is not a problem but now I fear that if I get one week I may not get only one answer, I just need now to get more time...

*(Interruption)*

**The Speaker** (Hon. Khatri): So we are giving you two weeks.

**Hon. Mumba:** Thank you Mr. Speaker.

**The Speaker** (Hon. Khatri): Thank you Hon. Priscilla. Yes Clerk? Yes Hon. Hamida?

**Hon. Noor:** Thank you Mr. Speaker. I just want to inform my fellow Members that the rains are already here and I do come from this part where the problem is (??) from especially this Ward of Mkomani and it is very bad. It is pathetic and my fellow Member brought this Statement in April and it is almost seven months down the line and giving her another two weeks again I think this is an emergency and it has to be looked into because the rains are here. We even had rains last night and the drainages are pathetic my dear fellow Members and we need to look it very seriously. Thank you.

**The Speaker** (Hon. Khatri): Yes Hon. Ibrahim?

*(Loud consultation)*

**Hon. Omondi:** Thank you Mr. Speaker Sir. I just want to borrow a word from my colleague Chair who spoke and talked about the Pandora box and I can see it is being opened now. Mr. Speaker Sir I agree with what the Chair said that she should be given two weeks, it is okay.

But again when she says that we have had rains and the rains have damaged most of this drainage system in several Wards in the County and likely that most of those drainage system are damaged my question is to the Department of Transport and Infrastructure, are they supposed to wait until when the rains damages the drainage system, that is when they come in? Because Mr. Speaker Sir they are supposed to be able to prepare themselves even before the rains so that when that calamity comes, they are already prepared for that. So I disagree with those words when she said that there is most likely that the rains have damaged most of them. So this Department should always prepare Mr. Speaker Sir and we have faced a lot of problems in this issue on the rains that have just gone, we have faced a lot of problems. Thank you.

**The Speaker** (Hon. Khatri): Thank you. Yes Hon. Samba?

**Hon. Samba:** Yes, thank you Hon. Speaker. I have got two concerns; concern number one Hon. Opeya has just mentioned that he brought this issue in April, I think...

*(Interruption)*

**The Speaker** (Hon. Khatri): Hon. Members I think...so you are in a point of information?

**Hon. Samba:** Yes point of order and information at the same time. I have got one concern I want to inform Members...

*(Interruption)*

Yes I am on the floor, kindly protect me Hon. Speaker?

I think we have a loophole in our Standing orders because it fails to dictate or to state in case a Committee or a Chairperson has failed to report back to this House what should we do? I think there is a loophole that is why we need to recheck our Standing Orders. Number two disaster Management; I should inform the House it falls under the Governor's Office and whoever should give us the response about the preparedness of the disaster is the Majority Leader not the Chair of Transport. Thank you Hon. Speaker.

**The Speaker** (Hon. Khatri): Yes Hon. Nyiro?

**Hon. Nyiro:** Thank you Mr. Speaker. Indeed I want to make my contribution as a Member of the Committee that is under attack; now and I want to help my Honourable Chair, Mr. Speaker I am very much aware that the Department of Infrastructure is doing major drainage overhaul in the said area. I happen to have visited that area myself on my own private tours as a Member of Transport and I am sure Hon. Opeya can confirm that...

*(Interruption)*

**The Speaker** (Hon. Khatri): Yes Hon. Kizito Opeya?

**Hon. Opeya:** Mr. Speaker I think the Hon. Member is not familiar with Mkomani. Mkomani is a very big Ward; it starts from Rockwall, it goes to English point, it goes up to Nyali Beach Hotel so it is a big Ward. He is talking about Showground area, I am talking about the slums where the voters are, the people who woke up in the morning to vote for Joho and me and they are majority of ODM party. The drainage has not been done, what we see is during the rains we see Public Relations (PR) for facebook or we do not want PR's, we want lasting solution. Thank you.

*(Applause)*

**The Speaker** (Hon. Khatri): Thank you. Yes Hon. Nyiro?

**Hon. Nyiro:** Mr. Speaker I have always said in this House that I am not mad. I know what I am saying; we are doing a major drainage overhaul in Mkomani and I was there and I can take the Member there and I can take the Member there if he is not familiar with his own Ward, there is a very big drainage system that is being constructed there which after its completion then all the small drainages are going to be connected to this major drainage. So if you are saying that I am not aware or I am not familiar with the area I was there and I can take you there. There is a major drainage, that is the major one is under construction after which all the small drainages are going to be connected to this major one. That is what I am saying Mr. Speaker.

**The Speaker** (Hon. Khatri): Thank you. So Hon. Prischilla I think we gave you two weeks and make sure if you have the report before that two weeks bring it to this House. Yes Clerk, next Order?

### ADJOURNMENT

Thank you Hon. Members this House stands adjourned until Wednesday 6<sup>th</sup> of November, 2019 at 2:30p.m.

The House rose at 11:42 a.m.