

**MOMBASA COUNTY ASSEMBLY****HANSARD REPORT**Wednesday, 30<sup>th</sup> March, 2016

The House met at 9:10a.m.

*(Mr. Speaker (Hon. Thadius Rajwayi) in the Chair)***PRAYERS****Mr. Speaker** (Hon. Rajwayi): Hon. Members you may have your seats, yes Hon. Nzai.

**Hon. Nzai:** Ahsante sana Mheshimiwa Spika, nimesimama asubuhi na mapema kwa sababu kuna jambo ambalo limetokea na nikaona kabla hatujaendelea kwa ruhusa yako ili niweze kuyajadili haya ambayo nataka kuyasema. Mheshimiwa Spika asubuhi ya leo nimeweza kupita Changamwe nilikuwa katika eneo la Jomvu na nikapita Changamwe nikapita katika ofisi yetu ya pale kitu cha kunishangaza nikiwa kama kiongozi tukiwa na Mheshimiwa Ibrahim tulikaa pale nje tukiulizana leo hii eneo la Jomvu ama eneo la Changamwe kukatokezea moto ni lipi lile ambalo tunaweza kusema kuwa tumejitayarisha vilivyo ya kuweza kusaidia watu wetu. Nimeona ni jambo ambalo linaweza kuangaliwa kuweza kuchunguzwa na liweze kupewa suluhisho maana ni Bunge hili ambalo lina kuwajibika na kuhusika katika maisha ya wananchi, najua kwamba tuko na Mwenyekiti ambaye ana uwezo mkubwa na ninajua amejaribu kuyashughulikia mambo haya na mambo haya ni kama kwamba yamewekwa katika mahali pa kusahau. Ndiposa asubuhi ya leo ninaomba utupatie mwelekeo na umpatie nguvu Mwenyekiti ambaye anahusika na *disaster management* kuona kwamba leo hii janga likitokea ni lipi ambalo tunaweza kuokoa, ni vipi ambavyo tunaweza kuokoa watu wetu. Hatuwezi kuomba mabaya lakini kwa mfano sasa hivi majanga makubwa zaidi kwa mfano watapigwa mawe kwa sababu wamefika kuchelewa na labda wameenda kuomba kwa KPA ama tumeomba *fire* kwa watu wa *Airports authority*, lakini sisi kama Kaunti tuna uwezo mkubwa sisi wenyewe ya kwamba tunapaswa kujali maslahi ya watu wetu.

Mheshimiwa Spika nimeona niweze kulileta jambo hili mapema ili tuone vile ambavyo tunavyoweza kuchangiana na tunaweza kutoa suluhisho la haraka ili tuone ya kwamba tunaweza okoa watu wale. Vile vile Mheshimiwa Spika kuna kitu ambacho kilitokezea juzi wakati Miritini watoto wameenda kuogelea imetulazimu zaidi ya siku mbili ndio mtu kupatikana na hapa nikisema hivyo ni kwa sababu nilitaka Mwenyekiti wa Kamati ya majanga apewe nguvu za kuona hili jambo ambalo limeweza kuchukuliwa kwa haraka hiyo Kamati ihusike vilivyo na apewe uwezo wa kuamua vile ambavyo inaweza kuonekana. Jomvu ni mahali ambapo hakuna bahari, Miritini kuna bahati kuna bahari watoto inapofika wakati wa mapumziko hutaka kujifunza kuogelea kwa maji ya chumvi; imetulazimu kwamba wazazi waweze kuzuia watoto wasiende kuogelea kule kwa sababu kama Kaunti hatuko tayari za kuokoa wananchi. Mheshimiwa Spika nimeona tuna mambo yanafaa kuangaliwa ili tuweze kupata suluhisho kwa watu wetu. Ahsante sana Mheshimiwa Spika kwa kunipea fursa.

**Mr. Speaker** (Hon. Rajwayi): Hon. Madundo?

**Hon. Mohamed Madundo:** Yangu Mheshimiwa Spika ilikuwa ni taarifa kulingana na maongezi ya Mheshimiwa Karisa Nzai; mimi taarifa ni ya Shika Adabu, huko pia juzi kilitokezea matatizo ya *fire* sehemu ya Ujamaa kulikuwa na askari ambaye amekodisha nyumba hapo kwa bahati mbaya mtoto wake kulikuwako na ile *tear gas* ikabidi ule moto atoe *pin* ya katika ile *tear gas* kukatokezea moshi mwingi sana mahali pale sasa watu wakahofia kuwa hii nyumba imeshika moto, baada ya kupiga ripoti *fire station* Shika Adabu ikaja ile gari ya *fire*, gari ni mbovu tukijua hiyo gari iko sawa, imekaa hivyo kwa sababu ilikuwa siku kuu ni wakati wa kupumzika wao hawa kushughulika ile gari kutengeneza na wakati shida ikitokezea haijui

mambo ya sikukuu. Kwa hio Mheshimiwa Spika kuongezea kwa nguvu za mwenzangu Mheshimiwa Nzai mimi naona majanga ni muhimu sana, Kamati ya kushughulikia majanga ingawaje walikuja kwangu Shika Adabu na tukazunguka yale matatizo yako pale Shika Adabu ni makubwa sana. Hivyo basi Bwana Spika ningeomba hili jambo la majanga tulifuatilizie kwa makini sana na wale wahusika kama Mwenyekiti awe akifuatilia kwa muhimu kwa sababu ikiwa wakati jambo limetokezea sasa kama hiyo ilikuwa ni *tear gas* ingekuwa hiyo nyumba imeshika moto, nyumba nyingi zingeungua manake ilibidi gari ipigiwe simu itoke Mombasa upande wa pili wa pale Ferry huwa kuna matatizo. Mheshimiwa Spika ningeomba hili swala lichukuliwe kwa uzito sana, ahsante.

**Mr. Speaker** (Hon. Rajwayi): Well that is just information by Hon. Nzai that I would not want us to dwell much on it but is important to realise that as a House we had actually passed Motions in regards to those particular issues that both Hon. Members have raised, so it's actually upon and within the powers of jurisdictions of the House that the Committee on Implementation to move with speed and expedite whether those particular issues are being implemented. Otherwise we have done what is required of us by law and within the powers of the House, what remains is the implementation to be expedited as soon as possible so that we avoid any other tragedies. Clerk?

*(Interruption)*

*(Hon. Mwidani stood)*

Hon. Mwidani, why do we have so many interruptions before start of business?

**Hon. Mwidani:** Thank you Mr. Speaker, you know it is fair to inform the House whatever you have said; now is correct but actually I would like to tell the House that the Committee is still on, the same issue in fact we have collected information we have seen from Likoni, Changanwe now we are waiting to go to the centre of the economy here in town Mvita so that we compile the whole information I come up with a very comprehensive report of which I would like this House also to give me support because we have seen a lot of problems but actually it's not my time to say it until I come with that report. This is what I wanted to inform the House, that issue was brought by Hon. Jimmy Odari but actually the Committee is now on its toes preparing that report, thank you.

**Mr. Speaker** (Hon. Rajwayi): Thank you Hon. Mwidani. Clerk?

#### COMMUNICATION FROM THE CHAIR

Ladies and gentlemen there is an invitation here; all Chairpersons have been invited to a consultative meeting, that is capacity building on devolution. If you know you are a Chairperson it is important that you attend this important meeting I can see, I believe you have received this particular invitation and so if you receive it please make sure that you avail yourself so that you can listen to whatever the partners have to say and even though the letter is written 9.00am but we had made a proposal that this particular meeting be held as from...(??)

Next?

#### NOTICE OF MOTION

##### CENSUS OF DRIVERS IN TRANSPORT COMPANIES

Hon. Fadhili Mwalimu?

**Hon. Mwalimu:** Thank you Mr. Speaker, I wish to move the following Motion.

Mr. Speaker Sir, I beg to move the following Motion:

*(Hon. Mwalimu moved Motion)*

THAT AWARE that there are many transport companies providing employment to people as drivers, mechanics and other occupations;

FURTHER AWARE that these transport companies employ locals and foreigners as drivers in different capacity Mr. Speaker;

CONCERNED that the number of foreign drivers has increased tremendously to the disadvantage of local job seekers;

I therefore urge the County Assembly to RESOLVE that;

The department of the County government of Mombasa to conduct a census of all drivers in transport companies, to determine the ratio of local versus foreign drivers.

Mr. Speaker this will be a benefit for our youths and our local people... the ratio and Mr. Speaker before I proceed I would like Hon. Saad to second the Motion.

**Mr. Speaker** (Hon. Rajwayi): Hon. Ahmed?

**Hon. Faraj:** Thank you Mr. Speaker I rise to second the Motion on census of drivers in transport companies, thank you.

*(Question put)*

**Mr. Speaker** (Hon. Rajwayi): I will put it to question that motion on census of drivers in transport companies be debated as moved?

*(Question put and agreed to)*

**Hon. Mwalimu:** These are private companies they have got their own management but Mr. Speaker for the benefit of local *mwananchi* and more precisely the people of Mombasa County who reside in the County I think it is time as the County government to act upon this issue because this matter has or the management of these companies are saying that they are free. Mr. Speaker I think the ratio of foreigners employed in these transport companies is high than local people seeking jobs, roaming around in town we have our youths that are unemployed and we are seeing people being brought from other parts outside this County or outside Kenya and are being employed and yet our people are not being employed. Mr. Speaker for us to solve this we have to at least look for employment for our youths, we have to put more effort and we as leaders it is our duty to find means and ways of how the issue of unemployment or how we are going to reduce the issue of unemployment and leave a leeway of people to come from outside this County or if we do not put or take any strong measures this issue will continue and it is to the disadvantage of our people. There are many companies which I and the other Hon. Members can name many companies that are in our County, companies that reside in our County that are employing people from their origin where the management of those companies come from.

Mr. Speaker I beg the Hon. Members in this Hon. House to strongly support this Motion because it is going to at least create or give importance to our people yet we are going to conduct such an exercise because am sure there are many companies that they have got questions to answer as to why the locals are not employed yet they are employing people from outside the country. Thank you.

**Mr. Speaker** (Hon. Rajwayi): Hon. Karisa Nzai Muniyika.

**Hon. Nzai:** Thank you Mr. Speaker i stand to support the Motion that has been brought by Hon. Fadhili Mwalimu very strongly. Hon. Speaker first and foremost you cannot give food to the neighbour while yourself you are not satisfied, we know they are so many companies, transport companies that have come and have been established in our County, we have people who are within this County and from outside the County they are coming from they know they should employ some people from wherever they are coming from into this country. But some of the investors from where they are also causing insecurity because you cannot employ foreigners and the people of this County are looking; mind you Mr. Speaker the youths will hire some of the audience to their work and they will go to work every morning and they will not get anything, actually they will wait until you get your salary and they will rob you or they will wait until you get your salary and they will wait for you. I totally concur with Hon. Fadhili for these measures to be taken and the measures to be taken very carefully so that the percentage should not pass the originals and today Hon. Speaker if we do it very clearly to see the number of the

companies and the trucks that are within our areas for instance in Jomvu alone there are more than 1500 trucks if they take 20 per cent or 30 per cent they will move the percentage of our unemployed youths from where they are and this is the only area Hon. Speaker where even drop outs can have the jobs, it is not like the other jobs which needs a degree this is a different job. Mr. Speaker i concur with Hon. Fadhili that the census to be taken and action should be moved with speed so that our youths should be employed. Thank you.

**Mr. Speaker** (Hon. Rajwayi): Yes Hon. Ahmed Saad Faraj.

**Hon. Faraj:** Thank you Mr. Speaker. Mr. Speaker as part of the County government mandate we should actually be motivating foreign investors but the same time the essence of having foreign investors opening up companies in our locality or County it is to actually provide an opening of job creations and job opportunities for our local people. Mr. Speaker there's a policy that allows the investor to carry that any government that allows investors to carry has policies which are in place that looks into the welfare of the local people and i believe they are first priorities of a company, and it is to look at the numbers of our local people who have been employed in such companies and second the part of the policy they also look at the generation of the investors, it portrays for us as a County government or rather as the national government which is the one that deals directly with the labour issues does not have such kind of policies to do a follow up. Mr. Speaker if we consider there sources that this company...(??) if you look at the road and infrastructure, if we look at the sewage systems it is all paid by the local people, the taxation is taxed by the local people while the employment is given to the foreigners who are not giving any single cent to this County. Mr. Speaker i suggest that rather than just going there doing an inspection and looking at the records we must do a head toes of all those particular companies so that we can come up with a proper report which will include the issues on the ground.

Mr. Speaker we must come up with the big industries and show balance in terms of employment but in reality if you look on the reality it is open that these people are violating all labour laws and they are not abiding by the standards that have been set in terms of employment of the local people. So Mr. Speaker if you look at the jobs that are mentioned by Hon. Fadhili in this Motion; the drivers, the mechanics are the majority in Mombasa and in Kenya. Mr. Speaker i fully support the Motion and i will urge my fellow Members of the County Assembly to support the Motion for the benefit of our people, we've been having complains on and on in regard to unemployment, in regard to County government not being able to create jobs to our people which is very true and this is not an issue that is only in Kenya but unemployment cuts across the whole world. Mr. Speaker therefore i call upon my brothers and sisters who are here to support this so that they can have an opportunity to create jobs for our people. Thank you so much.

**Mr. Speaker** (Hon. Rajwayi): Hon. Amir Thoya.

**Hon. Thoya:** Ahsante sana Mheshimiwa Spika kwa kuweza kunipa nafasi niweze kuchangia Mswada ulioletwa katika Bunge hili na Mwakilishi wa Wodi ya Port Ritz Mheshimiwa Fadhili Mwalimu Makarani. Mheshimiwa Spika nimesimama kuunga mkono moja kwa moja mswada ambao umeletwa katika Bunge hili lakini pengine nitaomba ninapounga mkono mswada huu niunge mkono pia kama itawezekana niufanyie marekebisho. Kwa sababu kampuni nyingi ambazo zinafanya kazi twashukuru ni kampuni ambazo zinaleta faida kubwa katika Kaunti yetu lakini kwa wale tunaowaita wageni asilimia yao ni asilimia ndogo na wengi wa zile kampuni ambazo zinafanya kazi katika Kaunti yetu ya Mombasa zina wageni katika maeneo ni hapa hapa nchi yetu ya Kenya lakini maeneo ya vibanda vibanda ukilinganisha na wale ambao wako juu pia kampuni zile ambazo mimi nazijua na nazifahamu vizuri katika Kaunti yetu ya Mombasa ambazo zinahusika na masuala ya uchukuzi utapata ni kampuni inafanya kazi Mombasa lakini pengine makao yake makubwa yako Nairobi, kampuni inafanya kazi Mombasa



lakini makao yake makuu yako Eldoret. Utakuta Mheshimiwa Spika idadi kubwa ya wale waajiriwa wa kampuni kama zile pamoja na kwamba wanafanya kazi katika maeneo ya Mombasa lakini wanakuja na malori yao, wanakuja na wafanyi kazi wao na wanakuja na kila kitu chao wanafanya kazi katika Kaunti yetu halafu mwisho wa kwisha inakuwa ni biashara wanayofanya lakini hakuna faida yeyote ambayo tumeweza kupata kutokamana na vijana wetu.

Kwa hio ningeomba kama itawezekana kwamba iwapo tutaweza kuangalia ni idadi au kiasi gani cha wale watu wanaofanya kazi kama hizi katika Kaunti yetu ya Mombasa tusingalie tu wale vijana wa makampuni ambayo yanatoka nchi za nje bali hata makampuni ambayo yako katika maeneo mbali mbali katika nchi yetu ya Kenya lakini zinafanya kazi katika Kaunti yetu ya Mombasa. Kwa sababu suala hili ni suala ambalo ni la kikatiba, migao ya ajira yako katika maeneo hasa katika maeneo ya Kaunti pia, kampuni ambayo inafanya kazi katika Kaunti yetu ina asilimia fulani ambayo ni lazima wafanyi kazi waweze kutoka katika maeneo yetu si kwa zile kampuni tu zinazotoka nje bali hata kwa zile zinazofanya kazi kwa maeneo mbali mbali ya Kenya na kama zinatoa ajira basi ziangalie kazi ambazo zitawasaidia vijana wa Kaunti yetu ya Mombasa. Ahsante sana Mheshimiwa Spika na mimi naunga mkono mia chini ya mia.

**Mr. Speaker** (Hon. Rajwayi): Hon. Ahmed Omar Ebrahim.

**Hon. Ahmed Omar Ebrahim:** Thank you Mr. Speaker for giving me this opportunity to support this motion which was brought by Hon. Fadhili Mwalimu in this House concerning the census of the transport companies. Mr. Speaker we as Mombasa County we really invite investors to come and invest in our County but whenever the investors come to invest it is a benefit for our County as we get the revenue and also there's a source of job creation but we as the legislators of Mombasa i urge this House that if we can set an example to other Counties by establishing that whenever a company is operating concerning the employment rate maybe we say any company that needs to operate in Mombasa must employ 70 or 60 per cent of labour from Mombasa County and 30 per cent from whatever they want. Mr. Speaker Sir there are very many transport companies; especially the trucks which operates in Changamwe area, some of the companies are owned by the foreigners and we have some which are owned by people from Congo or Uganda and it is very sad to see that most of the drivers in these companies are coming from Uganda, Congo, Rwanda while they are very many truck drivers who have valid licenses from Kenya and Mombasa that are jobless while these companies operate in Jomvu which are in Mombasa, they are taking employees from their countries. Mr. Speaker there's a company that was introduced last week known as Uber Taxis, the company is also worldwide it has started last week in Mombasa, their offices are located in Nyali; i have followed up with the company to see if they have people from Mombasa but it is very sad that the drivers of the taxis are foreigners while we have so many unemployed youths in Mombasa who have valid licenses but these companies which are operating in our County they employ people who are not from Mombasa while they are using our resources like what Hon. Saad said they are using our roads, water but our people are the ones who pay taxes.

Mr. Speaker some issues that relate to many of our youths seeking job opportunities in other foreign countries based in United Arab Emirates; our youths seek employment in those countries due to the minimal chances of employment in our County so there's a need for us legislators to come up with policies that for any company to come up or that operate in our country or County they must employ a certain percentage of our youths before considering other vacancies to the foreigners. This issue of employment has also increased the issue of our youths going to seek jobs in foreign countries Mr. Speaker; this has also increased the decrease of votes in our County or Country because many of my friends who i would like to get to where I am have gone to Qatar, Bahrain and Dubai while we can still create opportunities where they can get employed here.

So to us it is also a disadvantage Mr. Speaker because we are losing our votes; those youths are very energetic, they are learned and If we can maintain them here it will be an advantage to our government and to ourselves by giving them a chance to work in the country. Thank you, Mr. Speaker.

**Mr. Speaker** (Hon. Rajwayi): Hon. Mwidani.

**Hon. Mwidani:** Thank you Mr. Speaker I also rise to support the Motion, in fact it is a good Motion to have a census of drivers in transport and it should be also included not only drivers, even co drivers, mechanics, we can see sometimes we get even foreign mechanics while we have our people who really have knowledge in mechanics. So Mr. Speaker I won't say much but to give support to this Motion so that we can get a comprehensive report on the census of the employees in transport so that we can even come with a Bill to make our issues to be policies or laws in this House. So I really support this Motion and I think Mr. Speaker to me it is a very good Motion which can give the youths the chance so that they can even enjoy the chances of employment available. Thank you, Mr. Speaker.

**Mr. Speaker** (Hon. Rajwayi): Hon. Madundo.

**Hon. Mohamed Madundo:** Ahsante Bwana Spika kwa kunipatia nafasi hii; mimi naunga mkono ule Mswada ambao umeletwa na Mheshimiwa Fadhili, umenikumbusha wakati wa 1983 nilipoenda Afrika Kusini tulikuwa tumeenda kikazi huko wakati nafanya kazi kwa kikosi cha jeshi na tulipokaa kule Afrika Kusini kwa muda wa wiki moja niliona mambo tofauti tofauti haswa kule watu wengi ambao walikuwa si wenyeji wa pale walikuwa wanauwawa kwa zile kazi ambazo walikuwa wamezichukua wao kwa wingi sana. Kwa hio, ni muhimu sana sisi pia kwa sababu katika Bunge sisi ndio hutunga sheria na vile vile pia tuko na Mwenyekiti wa (??) cha wafanyi kazi yuko hapa, ni muhimu kufwatilizia haya maneno kwa sababu ni vizuri tuwe na mipangilio ya kuhakikisha kuwa wale watu wetu ambao wako hapa wamepata kazi kama wale ambao sasa wako sehemu za nje. Nashukuru pia wakati nilipokuwa nafanya utalii kulikuwa na nafasi nyingi sana za kutoka nje wakati tulikuwa tukichukua madereva, naibu wa madereva, wale ambao wamesomea lugha walikua wanachukuliwa na pia kulikuwa na utata kwa sababu kulikua na wenye wanajua Kijerumani, Kifaransa, Kitaliano lakini serikali kwa wakati ule ikaweka mkazo kwamba wenjeji wa hapa wawe wamepewa.

Kwa hivyo hili jambo lilianza kitambo sana, ni muhimu tulichukulie katika huu Mswada ambao umeletwa hapa tuhakikishe kuwa kuna mpangilio ambao tutasaidiana na vijana kwa sababu wakati huu kazi imekuwa ni shida na pia tungeweza kuunda sheria zetu za hapa itakuwa ni jambo la muhimu kutusaidia sisi hapa katika Kaunti ya Mombasa. Kwa hayo mafupi Bwana Spika mimi nimeunga mkono kwa dhati na pia naomba ndugu zangu ambao tuko hapa tuweze kuunga mkono ili tuweze kuhakikisha kuwa vijana wetu pia wamepata kazi. Ahsante.

**Mr. Speaker** (Hon. Rajwayi): Hon. Kizito.

**Hon. Opeya:** Thank you Mr. Speaker. Mr. Speaker the Motion that has been brought by our brother Fadhili to conduct a census on the companies drivers in the companies, that's what the Motion says, we have not been told what next is what it is telling us. After we have done the census, where are we going to take the information? Are we going to start making laws, the Motion is shallow; secondly we should seek to do a census of foreign work permits, how they got the permits. We should find out people behind this, we should not look at the companies only. Thank you, Mr. Speaker.

**Mr. Speaker** (Hon. Rajwayi): Hon. Ogalo.

**Hon. Ogalo:** Ahsante sana Mheshimiwa Spika nimesimama kuunga mkono hoja ya Mheshimiwa Fadhili, tunatakiwa katika Kaunti ya Mombasa kampuni ziwe na asilimia fulani ya wanaofanya kazi wawe wa hapa, 75 percent, na 35 ya wengine...

*(Interruption)*

**Mr. Speaker** (Hon. Rajwayi): Hon. Ogalo that a new law you are trying to introduce can we just leave it at 70-30, can we continue from there.

**Hon. Ogalo:** Mheshimiwa Spika ningekuwa na vitabu vya sheria ningesoma lakini sina saa hii...

**Mr. Speaker** (Hon. Rajwayi): There is no any other law that passes the constitution Hon. Ogalo, continue.

**Hon. Ogalo:** Mheshimiwa Spika kuangaliwe kwanza wenyeji wa hapa wapate halafu wengine waletwe sio sawa watu wa nje wawe wengi. Kama Mwenyekiti mimi nitatembea kuangalia kama itakuwa iko vile, kama watu wa nje wako wengi tuangalie vile tutafanya ili watu wetu wasaidike, ahsante sana Mheshimiwa Spika.

**Mr. Speaker** (Hon. Rajwayi): Yes Hon. Zainab.

**Hon. (Ms.) Zainab Kithinzi:** Ahsante sana Mheshimiwa Spika. Mheshimiwa Spika nimesimama kuunga mkono hili swala lililoletwa na Mheshimiwa Fadhili. Ningependa kumpongeza kwa sababu amekaa akafikiria akaona kuna umuhimu watu wetu kupata kazi katika zile kampuni ambazo ziko katika eneo letu Mheshimiwa Spika. Mheshimiwa Spika litakuwa ni jambo la maana ikiwa mtafanya hii *census* na tuweze kujua madereva ambao wametoka nje ni wangapi na wakenya ni wangapi, kwa sababu sisi sote tunafahamu na kujua kwamba madereva wengi ambao wako kwenye hizi kampuni ambazo ziko katika Kaunti ya Mombasa wametoka nje na vile vile hawana ufahamu wa barabara zetu ndio unapata mara kwa mara malori yameanguka kusababisha ajali kwa sababu hawana ufahamu wa hizi barabara zetu. Mheshimiwa Spika vile vile ningependa kuomba kuwa wakati tumefanya na tumeamua kuwa waweze kuajiri madereva wetu, kuna vijana ambao pia walikuwa ni wasaidizi wa madereva, waliokuwa wakifanya kazi katika hizo kampuni, waliweza kusimamishwa ikawa ni lazima dereva achukue gari aende peke yake ambapo tunaelewa katika barabara kuna mambo mengi kama vile gari linaweza kupata lolote katika barabara na dereva akiwa peke yake hawezi kujisaidia mpaka awe na mwenzake wa kumsaidia. Kwa hio, haya pia ningependa tuwaangalie wakati ambapo tunatunga hizo sheria za kwamba waandike vijana wetu na hawa wasaidizi wa madereva waweze kuingizwa katika hiyo orodha ya ajira Mheshimiwa Spika. Ahsante Mheshimiwa Spika.

**Mr. Speaker** (Hon. Rajwayi): Well just before I call upon Hon. Fadhili to reply it is important that we highlight various sentiments as proposed by different Hon. Members, look at the title of this Motion and the body then you try to inline the same with the prayer it's really kind of hanging in a way and if you look at the second paragraph to be specific or precise, *'That aware that there are many transport companies providing employment to people as drivers, mechanics and other occupations'*; then the prayer, *'The county government to conduct census of all drivers in the transport companies to determine the ration of local verses foreign drivers'*. So that's an aspect Hon. Fadhili has been raised on the sense and Hon. Kithinzi also raised that aspect that the so called mechanics, co drivers also had been withdrawn; for that matter and in case others are existing, what's the ratio..., another aspect raised by Hon. Mwidani that yes it is important that we look at this particular issue as cutting cost so that in the second paragraph it has been drafted and put by Hon. Fadhili. I think this must also be reflected in the title and in that particular prayer because I believe like what Hon. Ogalo was saying even though he is trying to raise the figure a little bit higher with 5 per cent but he has his very right, the constitution has given us a guideline of 70/30, why don't we implement that so we must make sure that those aspects are met, and I would also like to mention what Hon. Ebrahim Omar has also brought to board that everybody that he is meeting each and every time is actually from outside Mombasa County so that leaves you with so many questions that you need to ask and for that reason many answers are hanging.

Ladies and gentlemen in regards to this particular Motion to me, remember yesterday we discussed the issue of the plight of the youths of tomorrow, it was actually basically about children, if you look at Article 5,5 of the constitution again tells us what we need to do with our youth one of them is access to those opportunities. As it is ladies and gentlemen am going to give an opportunity to the author and Motion mover that is Hon. Fadhili to have a chance to reply. Hon. Fadhili.

**Hon. Mwalimu:** Thank you Mr. Speaker. Mr. Speaker I take this opportunity to first to thank the Hon. Members for their contribution towards this Motion. Mr. Speaker we have seen the main objective of this Motion is employment, employment to our people, employment to our youth. Mr. Speaker no matter what transpires or the way we brought the Motion there are many concerns as we say that have been raised; I, as the mover I agree with what Hon. Members have brought forward and this as you said is a start for us as a County putting into consideration that we have the Kenya Ports Authority, it is about to employ very many workers after the completion in 2022. Mr. Speaker if we stand as a County and have this activity going on in this County am sure there are companies; private companies and also government companies, parastatals whichever form of the company but if we just go like this there will be indiscipline in matters of employment, and if we don't raise our hands we will come and find out that Kenya Ports has employed people who are not from within. Now that there is East African Community people are free to move but we have to put strong measures Mr. Speaker to make sure that our people are going to benefit from these employments that are within our County. Mr. Speaker long time our people, our drivers or our youths used to take transit vehicles from CFS around Mombasa County, nowadays there is the East African communication there is free movement people are coming from Uganda, drivers are coming from Uganda taking vehicles from the CFSs going back to Uganda and our youth are roaming around the streets.

So Mr. Speaker I thank the Hon. Members and I would like we as an Assembly and the Committee of Transport and Infrastructure and the Implementation Committee to make sure this issue gets its way outside the House and it should be implemented. We should look for ways and means to see that whatever Committees that we are going to put or measures are taken seriously, thank you Mr. Speaker.

*(Question put)*

**Mr. Speaker** (Hon. Rajwayi): Ladies and gentlemen having listened to that carefully the only option left is none but to put to question, that the Motion on census of drivers and transport companies be adopted in this House in the same term as was tabled.

*(Question put and agreed to)*

#### **ADJOURNMENT**

This House starts adjourned until tomorrow in the afternoon at exactly 2:30p.m.

The House rose at 10:14a.m.