

MOMBASA COUNTY ASSEMBLY**HANSARD REPORT**Wednesday, 27th July, 2016

The House met at 2:44p.m.

*(Deputy Speaker (Hon. Mswabah Rashid) in the Chair)***(PRAYERS)****Deputy Speaker** (Hon. Mswabah Rashid): Members you may sit down. Yes Clerk.**NOTICE OF MOTION**

Hon. Hatimy.

Hon. Mohamed Hatimy: Thank you Mr. Speaker. Mr. Speaker I would like to give a Notice of Motion on the construction of a prayer place in the County Assembly.*(Hon. Mohamed Hatimy moved the Notice of Motion)***CONSTRUCTION OF A PRAYER PLACE IN THE COUNTY ASSEMBLY**

THAT AWARE that the County Assembly has a designated place for prayer for Muslims since the year 2012;

FURTHER AWARE that the existing prayer rooms are small and cannot hold the ever increasing number of faithful working in the building and coming to pray;

NOTING THAT countrywide it has been a standard requirement to provide a place of worship for prayers for Muslims in public institutions;

CONCERNED THAT failure to expand the praying space of prayer for Muslims will occasion unnecessary hardships and distress;

I urge Mr. Speaker this House to resolve THAT:

1. The County Assembly to provide a larger space for prayer for Members of the Muslim faith given the nature of the worship which demands that they pray even during working hours to avoid distraction from work.

I beg to move Mr. Speaker Sir. Thank you Mr. Speaker.

Deputy Speaker (Hon. Mswabah Rashid): Yes Hon. Hatimy.**Hon. Mohamed Hatimy:** I seek leave Hon. Speaker. I request the House to grant me permission, thank you.**Deputy Speaker** (Hon. Mswabah Rashid): Okay thank you, we shall come to that while at business number eight. Yes Clerk.*(Interruption)*

Yes Hon. Mwachizi what is it?

Hon. Mwachizi: Thank you Mr. Speaker. Mr. Speaker is the Hon. Wangudi is order to put on sun glasses?**Deputy Speaker** (Hon. Mswabah Rashid): Mheshimiwa Wangudi.**Hon. Wangudi:** Mr. Speaker I think Hon. Enock cannot see very well.**Deputy Speaker** (Hon. Mswabah Rashid): Okay, it's okay now, Clerk?**STATEMENT**

Hon. Hamisi Mwachizi.

Leader of Majority (Hon. Mwachizi): Thank you Mr. Speaker. Mr. Speaker with due respect I have to reply what has been passed to this House but because of the time, I would hand

over the letter which I had already communicated with the Kenya Ports Authority. I think it will be in order if you read it you as the Chair Mr. Speaker, thank you.

Hon. Mwalimu: Point of order Mr. Speaker!

Deputy Speaker (Hon. Mswabah Rashid): Yes Hon. Fadhili what is it?

Hon. Mwalimu: Thank you Mr. Speaker. Mr. Speaker I think that I am the one who brought the Statement and Mr. Speaker what I had requested I did not request for a letter I requested the Leader of Majority to come and clarify before Honorable Members. It was the responsibility of the Leader of Majority today as it has passed two weeks it was on the 14th of this month when I read this Statement and we wanted to know as the House, what or how are we benefiting from the Kenya Ports Authority. Mr. Speaker I also put some examples in this Honorable House that they are schools that were built by Kenya Ports Authority in other counties. So I think the Hon. Member that is what is expected, the Leader of Majority is trying to escape from what the House had requested and bringing in front of us a letter Mr. Speaker. Mr. Speaker we had not requested for a letter we had requested for a report, thank you.

(Applause)

Deputy Speaker (Hon. Mswabah Rashid): Yes Hon. Mwidani.

Leader of Majority (Hon. Mwidani): Thank you Mr. Speaker, I think it's my time now to reply to what the Member has said and I don't know why he is leaving the House. In fact even if you count 14 days they are not yet over, and that's why am trying to prove to this House that the time that was suggested here I had taken some action, that's why I have asked the Chair to read the action which I have taken because whatever the Report we need in this House we should communicate with the other party. This is why I was saying this letter should be read, after it has been read then it would be known how far have I gone with those steps. So Mr. Speaker my request I would like the Chair to read the letter, after it has been read I think the Members will know how the steps I have taken, thank you Mr. Speaker.

Deputy Speaker (Hon. Mswabah Rashid): So Members this is a letter acknowledging, this letter is acknowledged, just a minute, the letter I have here is from the ... County Assembly and is going to the Managing Director of the Kenya Ports Authority so it's just an acknowledgment, that Hon. Khamisi Mwidani for this County Assembly has written to the Managing Director demanding to know the same. So I think we are yet to get a response that's what we are saying, so it means you have taken a step, but you are waiting for response, so how long do you need us to, you want me to read for them..

Leader of Majority (Hon. Mwidani): I think Mr. Speaker....

(Interruption)

Deputy Speaker (Hon. Mswabah Rashid): Yes Hon. Sarah Nyamvula what is it?

Hon. (Mrs.) Nyamvula: Thank you Mr. Speaker. Mr. Speaker allow me to just give a..., following what was happening just not to assist the Leader of Majority because he is the Leader of Majority he might have more information but just looking at what has been happening in Mombasa and the company in general towards the issue of KPA for the last two weeks. I can imagine that letter maybe I first want to take this opportunity to congratulate Catherine Mturi for the appointment as the Managing Director of KPA, now Mr. Speaker being the first woman to get this position, being a woman from this County, from this region I take that opportunity to congratulate her. That notwithstanding, Mr. Speaker I think at KPA it has been a very busy time so I can see the Leader of Majority waiting for two ways because the two weeks which we will be maybe waiting for reply was the time of the process of recruiting the MD of KPA. So I suppose and am not apologizing for being... nor am I defending am just sharing what has been

happening, general information, general knowledge, that there was a process maybe that's why we are late maybe, thank you Mr. Speaker.

(Interruption)

Deputy Speaker (Hon. Mswabah Rashid): Yes Hon. Patrick Siminyu what is it?

Hon. Siminyu: Mr. Speaker I don't want to concur with the Honorable precious lady that whatever... Mr. Speaker I believe KPA is an administration and the administration will work whether a position is occupied or not. Mr. Speaker I also stand here just to have a direction from the Chair because Mr. Speaker the Hon. Member of Mtongwe our Majority Leader has just come up with a letter with no information. Mr. Speaker it will only be in order for the Hon. Member to read the letter for us and explain the issue behind that letter because if he tells you to read and you don't know anything about it, it is not communication time we should follow the procedure.

Mr. Speaker if he has come with a letter here let him read for us.

Deputy Speaker (Hon. Mswabah Rashid): Yes Hon. Saad Faraj.

Hon. Faraj: Thank you very much Mr. Speaker for this opportunity. Mr. Speaker we have laid down rules and procedures of this House which must be followed. Mr. Speaker with regards to the Report, we cannot have a letter being brought in the House and to be represented as the Report that we were supposed to get. Mr. Speaker in any event that is, in any event if we were not able to extract any information from that particular entity that we are supposed to get information from, the rules of this House required us to come up with a Report, it is as simple as that, a letter remains a letter and a Report remains a Report, thank you.

Deputy Speaker (Hon. Mswabah Rashid): Yes Leader of Majority.

Leader of Majority (Hon. Mwidani): Thank you Mr. Speaker, I think that am trying to bring the House to order because this letter, let me read it so that...

(Interruption)

Deputy Speaker (Hon. Mswabah Rashid): Yes Hon. Saad Faraj.

Hon. Faraj: The Majority Leader has no mandate to bring this House to order Mr. Speaker, he... the power which he does not have Mr. Speaker thank you.

Deputy Speaker (Hon. Mswabah Rashid): Okay Leader of Majority you should not take my power.

Leader of Majority (Hon. Mwidani): Mr. Speaker sorry and that's why we are now moving very first. Okay Mr. Speaker I wanted to bring this letter to make sure that whatever it has being passed I have taken a step and this letter reads;

(Leader of Majority (Hon. Mwidani) read letter)

Members of the County Assembly are mandated by the Constitution to represent their Wards to which Kenya Ports Authority falls in one of the wards. A request for a Statement was sought on in the County Assembly seeking to know the CSR projects undertaken by your organization and other benefits to the people of Mombasa from 2013 to date. I shall be pleased to receive a quick response to the matter for submission to the County Assembly by Tuesday, 2nd August 2016. That's why I came with this letter so that to request this House to give me more time so that when i get response from Kenya Ports Authority so that I can lay it on 2nd August this year, thank you Mr. Speaker.

Deputy Speaker (Hon. Mswabah Rashid): Yes Hon. Fadhili.

Hon. Mwalimu: Thank you Mr. Speaker i just want to raise again this issue Mr. Speaker because it seems the office of the Leader of Majority had slept on this matter Mr. Speaker...

(Laughter)

By them just writing a letter if am not wrong the letter was written yesterday and he is trying to persuade the House that next week 2nd the Report will be in this House Mr. Speaker and the matter was raised two weeks ago, the Leader of Majority should come clear he had forgotten to work on this issue and Mr. Speaker i concur with..

(Interruption)

Deputy Speaker (Hon. Mswabah Rashid): Mheshimiwa Amur?

Hon. Amur: Mr. Speaker the Member how did he come to know the date and information in that letter? It is very unbelievable that someone who did not do that knows about it, thank you.

Hon. Mwalimu: Mr. Speaker there are copies of the said letters going around this House.

Hon. Amur: Mr. Speaker he is misleading the House, the only paper..

(Interruption)

Deputy Speaker (Hon. Mswabah Rashid): Hon Amur without the permission of the Speaker.

Hon. Amur: Sorry Mr. Speaker.

Deputy Speaker (Hon. Mswabah Rashid): Yes Hon Mwalimu.

Hon. Mwalimu: Mr. Speaker if it were not appropriate am sure what you are holding on your table Mr. Speaker and what Honorable is holding it is showing that it has circulated, my point is we had raised this issue two weeks ago.

Deputy Speaker (Hon. Mswabah Rashid): Hon. Amur you cannot be two people speaking at the same time it is the rule of the House, so i will give you time let Hon. Fadhili finish.

Hon. Mwalimu: Mr. Speaker my concern is that the office of Leader of Majority slept on this issue and we had raised this issue two weeks ago, it is upon this House to ask the Leader of Majority to be serious on this issue. If we are going to take people as by the way, this is a Honorable House Mr. Speaker, he should respect what has transpired in this House, thank you Mr. Speaker.

Deputy Speaker (Hon. Mswabah Rashid): Yes Hon. Amur what were you saying.

Hon. Amur: Mr. Speaker my learned friend Hon. Fadhili we don't have copies if he has he should share with us where did he get the information? He has requested until next Tuesday, so he cannot tell us that he knows the date he never told us the content of that letter, he is putting our Majority Leader in the dark Mr. Speaker.

Deputy Speaker (Hon. Mswabah Rashid): Yes Hon. Patrick Siminyu.

Hon. Siminyu: Mr. Speaker this is a serious matter and we should not take it lightly, the Mombasa Ports Authority is making millions of shillings and yet Mombasa is benefiting nothing, Mr. Speaker the Leader of Majority should visit if possible let him book an appointment, because we are losing a lot of money, as you heard the Kenya Ports Authority is investing in other counties in Social Corporate Responsibility. We are working as a family and we have to know which benefits are Mombasa people getting, even us visiting the ports is not a crime, am hearing Members murmuring here, we have to work a milestone so that we have answers for our people, Thank you.

Deputy Speaker (Hon. Mswabah Rashid): Yes Hon. Mwadziwe.

Hon. Mwinga: Thank you Mr. Speaker I just wanted to inform the Speaker who was just on the floor he said this matter is serious. Mr. Speaker i think all matters raised here are serious....

(Applause)

It is not only this matter but all matters, I think the Majority Leader is right to read us the letter because Mr. Speaker and we know KPA is a very big firm, so i think he should be given time so that we can get a proper Report and know what the KPA must do to this county. So I

think the Majority Leader is right he should be given time so that he can bring a proper Report, thank you Mr. Speaker.

(Interruption)

Hon. Mwalimu: Point of order!

Deputy Speaker (Hon. Mswabah Rashid): What is your point of order?

Hon. Mwalimu: Mr. Speaker the two speakers, the speakers who have just left.

Deputy Speaker (Hon. Mswabah Rashid): How many speakers do we have in this House...

(Laughter)

Hon. Mwalimu: The Hon. Member who has just left Mr. Speaker, he was saying that he supports the Majority Leader and in the letter of the Majority Leader has requested Kenya Ports Authority, he has given Kenya Ports Authority until Tuesday and the Hon. Member who has left he was saying that he supports the Leader of Majority and yet he is saying we give Kenya Ports Authority ample time for them to give us what they have done to Mombasa. Mr. Speaker, It can take them 30 minutes for them to tell us what they have done to Mombasa residents, what they are planning to do. We have seen the port has expanded by them doing so what are we getting we as the residents of Mombasa? In fact Changamwe we want to know what we are getting in Changamwe. I think my point should be given weight that the office of the Leader of Majority dragged in this issue, and whatever that he is being told in this House he should take it seriously or else the House will act upon the Leader of Majority for him failing to deliver, thank you Mr. Speaker...

(Laughter)

Deputy Speaker (Hon. Mswabah Rashid): Yes Hon. Wangudi.

Hon. Wangudi: Mheshimiwa Spika nashukuru kwa fursa hii niweze kutoa hoja yangu Mheshimiwa Spika. Jambo la kwanza ningependa kufahamisha Nyumba hii kuwa hoja hii imeletwa katika Nyumba hii na Mheshimiwa Fadhili ambae tunapatana na yeye kwa upande wa Bandari ya Mombasa. Suala ambalo mwenzangu alikuja nayo ni kupata Ripoti katika Nyumba hii, hivi sasa ni vizuri Kiongozi wa Walio Wengi ameandika barua na majibu atayapata lakini sio Ripoti. Sisi tunahitaji majibu, hiyo barua ni yako Bwana Kiongozi wa Walio Wengi sisi tunataka Ripoti tunataka vitengo zetu upate Report kutoka kwao kama kuna *plan* yoyote na sisi kama Waheshimiwa tunawakilisha Mombasa kila mmoja anaishi Mombasa ana Wodi, Wodi ziko Mombasa iwapo kuna mambo yoyote utaongeza hapo utupe Ripoti Bwana *Majority Leader*. Kwa hio sisi tunahitaji ripoti hatuhitaji barua tunataka ripoti kuwasilisha kwa wananchi wa Mombasa...

(Applause)

Tujue miradi wanaofanya za Mombasa, iwapo kuna miradi tujue Mwenyekiti iwapo kuna miradi zilifanywa wakati wa Manispaa, wakati wa Kaunti tujue, ahsante Bwana Spika.

Deputy Speaker (Hon. Mswabah Rashid): I think Members this has been deliberated so i will just give you a minute each those who are up; so we start with Chairman Hatimy then Odari then Nasser, then Saad.

Hon. Nasser Rashid: Mheshimiwa Spika yeye akianza hatamaliza, ana *Standing order* pale....

(Laughter)

Deputy Speaker (Hon. Mswabah Rashid): Mheshimiwa Hatimy.

Hon. Mohamed Hatimy: Mr. Speaker kwa heshima nataka yeye aanze.

Deputy Speaker (Hon. Mswabah Rashid): Yes.

Hon. Nasser Rashid: Ahsante Mheshimiwa Spika nasema hivyo sababu najua yeye atakamilisha mazungumzo ya Waheshimiwa wote. Nafikiria mimi nawakilisha eneo la Shimanzi asilimia 80 ya Kenya Ports Authority iko kwangu, nafikiria Kiongozi wa Walio Wengi Bungeni ameleta barua na amejieleza na anaomba apewe nafasi ya kuleta Ripoti Mheshimiwa Spika, ningeomba Bunge hili tumpe mda ili aweze kuleta Ripoti hii, Ahsante Mheshimiwa Spika.

Deputy Speaker (Hon. Mswabah Rashid): Yes we start from this side, Hon. Saad then Onje then we finish there.

Hon. Faraj: Thank you so much Mr. Speaker, am very disappointed by some Members saying that Kenya Ports Authority is very busy firm and it means that we County Assembly are not busy, and by doing so we are diminishing the image and power that we have as a County Assembly...

(Applause)

Mr. Speaker in all these boards and some of us including Madam Serah Nyamvula has been in a board we understand that in each board any parastatal board we have a department which is a corporate department that deals with only corporate social responsibilities. Mr. Speaker for us to get the information is dealing with the right people; we need to understand who we are dealing with, it is very easy for us to get that information we need to go to the right place and for this particular matter that the Majority Leader writes directly to the Corporate affairs Director so that he can give us the information needed to this House. Thank you Hon. Speaker.

Deputy Speaker (Hon. Mswabah Rashid): Yes Hon. Paul Onje.

Hon. Onje: Ahsante Mheshimiwa Spika kwa kunipa nafasi. Mheshimiwa Spika Kiongozi wa Walio Wengi Bungeni yuko sawa alipewa nafasi ili aende aangalie kule Bandarini ni kama kazi gani wameweza kusaidia nayo watu lakini vile unavyojua ofisi ya Kiongozi Wa Walio Wengi Bungeni bado ni changa. Juzi ndio ameingia kwa ofisi hata vibali vya kufanya kazi vizuri hata bado hajapewa mara ukienda huku unaambiwa mara pesa haijapatikana hizi pesa sijui zimekwama wapi? Sasa nyinyi mwataka afanye kazi na nini? Kwa hivyo Mheshimiwa Spika tuko na Kiongozi wa Walio Wengi Bungeni mzuri ambaye anachapa kazi na ametupa barua ambayo hivi sasa umesoma tumpatie nafasi tusiwe na haraka yetu itatufanya tukose haya mambo yetu ya kupeleka vitu haraka haraka ndio inafanya tunakosa vitu. Ndio sasa nasema Mheshimiwa Spika ukimpatia nafasi ndio tena atatuletea mazuri na kila Wodi itapata pia. Nashukuru ndugu yangu Mheshimiwa Fadhili vile alileta haya mambo kwa Kiongozi wa Walio Wengi Bungeni na ofisi ya Bunge la Kaunti tumpatieni nafasi tunamjua Mheshimiwa Hamisi Mwidani ni mchapa kazi ndio maana kila siku ndio anarudi kwa hii Nyumba. Ahsante.

Deputy Speaker (Mr. Mswabah Rashid): Thank you, yes Hon. Jimmy Odari.

Hon. Odari: Thank you Mr. Speaker. Hon. Speaker Mombasa County has not benefitted from the Kenya Ports Authority despite the Constitution on the Fourth schedule Part Two 5 (b) stipulating that ferries and harbours are under the County Government. Hon. Speaker we have made so many efforts to ensure that the constitution is respected in regard to that provision that unfortunately Mombasa has not benefitted from the Kenya Ports Authority. Changamwe Ward is one of the larger contributor of the income of the Kenya Ports Authority; this is due that Changamwe is an Industrial area and it is in Mombasa County there are so many companies there especially transport companies and factories which are making....

(Interruption)

Deputy Speaker (Hon. Mswabah Rashid): Hon. Jimmy Odari I think you are going the wrong direction we are discussing something else the Report delayed we are not discussing the

actual Report we don't have the Report, we don't know what is being done or what has been done so we are waiting for the Report to know...

(Interruption)

Hon. Odari: This is the...

(Interruption)

Deputy Speaker (Hon. Mswabah Rashid): But we are discussing the Leader of Majority at the moment.

Hon. Odari: Okay are we discussing the Leader of Minority .

(Laughter)

Anyway Mr. Speaker let me identify myself to the statement of the letter...

(Interruption)

Deputy Speaker (Hon. Mswabah Rashid): That's why i give you one minute.

Hon. Odari: We shall request it through the Corporate Committee at the KPA and I must say that we need a proper Report not just a letter, we need a proper Report stipulating what the KPA has done in this County as from 2013 upto now. Thank you.

Deputy Speaker (Hon. Mswabah Rashid): Yes Hon. Hatimy you can now finish up now.

Hon. Mohamed Hatimy: Ahsante Mheshimiwa Spika. Mheshimiwa Spika nafikiri muda wangu umechukuliwa na Mheshimiwa kutoka Ganjoni.....

(Laughter)

Kiongozi wa Walio Wengi Bungeni amefanya vile alivyoweza ameandika barua na lau ingekuwa mumemwambia aende angeenda na akaleta Ripoti....

(Applause)

Anangojea aambiwe aende Mheshimiwa Spika. Kwa hivyo kuomba muda kama atakubaliwa na sioni kwa nini Nyumba hii isikubali ule muda aliouomba Mheshimiwa Spika....

(Applause)

Ningeomba apatiwe muda aende atulettee Ripoti ili alete kila kitu. Ahsante.

Deputy Speaker (Hon. Mswabah Rashid): Okay thank you Members I think we have discussed it very much. Hon. Fadhili is concerned that it is evident also that work has been done not partially but it has done all it has been tackled, so Hon. Mwidani I think you have done the job so Members are eager to know what the corporation is doing, what is the KPA is doing for our people here in Mombasa. So Hon. Mwidani I think you can continue, when do you think it will be ready?

Leader of Majority (Hon. Mwidani): Probably Mr. Speaker on 2nd August, 2016.

Deputy Speaker (Hon. Mswabah Rashid): Okay you go we shall facilitate it is better for you to go rather than waiting for that letter to come is that okay....

(Consultations)

Members I think we have resolved on this issue, we have resolved this issue Leader of Majority you should go there.

Hon. Odari: Request from the Chair.

Deputy Speaker (Hon. Mswabah Rashid): I know you want to go.

Hon. Odari: I want to join the Leader of the Majority so that we strengthen our case there.

(Laughter)

The Deputy Speaker (Hon. Mswabah Rashid): I know also Hon. Saad, Hon. Jimmy Odari wants to go, Hon. Fadhili wants to go. You see I know why you want to go but you should know there's a Committee on Transport here but it has been given to the Leader of Majority here otherwise it should be given to the Transport Committee and that committee can go but it was

the Leader of Majority who was requested this question came directly to the Leader of Majority. Yes Hon. Saad what are you saying?

Hon. Faraj: Mr. Speaker I want to show the gravity of this matter we cannot only give that opportunity to the Majority Leader. Mr. Speaker we need to form at least an Ad hoc Committee for the purpose, the formation of the Ad hoc Committee will show the seriousness of this matter. Mr. Speaker I suggest a few people should be included to that list of Kenya Ports Authority, people who can actually articulate issues concerning our people....

(Applause)

Thank you Mr. Speaker I am done.

Hon. Odari: I second Mr. Speaker.

Deputy Speaker (Hon. Mswabah Rashid): Okay Members you should know that the Leader of Majority represents the government; he is the Leader of Majority elected in this House and we agreed that he will represent this House but nevertheless if the House wants to go we can form two or three representatives....

(Applause)

Can accompany the Leader of Majority and I think I will give the names of who to go at the end of the session...

(Laughter)

Yes Clerk?

MOTION

Deputy Speaker (Hon. Mswabah Rashid): Yes Hon. Hatimy.

Hon. Mohamed Hatimy: Ahsante Mheshimiwa Spika. Mheshimiwa Spika ningependa kudokeza Nyumba hii kuwa kuna mtu mmoja ambaye alipigwa risasi na ni mfanyi kazi wetu na ikiwezekana pia tumpatie heshima ya dakika moja kwa sababu yeye alikuwa ni mmoja wetu...

(Members observed one minute silence in honor of the departed)

(Hon. Mohamed Hatimy moved Notice of Motion)

Mr. Speaker I beg to give the following Notice of Motion.

That Aware the County Assembly....

(Interruption)

Deputy Speaker (Hon. Mswabah Rashid): Hon. Hatimy just to remind you did ask this House to accept that you should move the Motion today, so let me ask if the House will agree so Members will as many as are of that opinion that the Motion by Hon. Hatimy to be moved today?

(Question put and agreed to)

Hon. Hatimy you can now move the Motion.

Hon. Mohamed Hatimy: Mr. Speaker I think that I requested permission to be given to move the Notice of Motion and you accepted anyway am going to move.

Deputy Speaker (Hon. Mswabah Rashid): Yes move.

MOTION

CONSTRUCTION OF THE PRAYER PLACE IN THE COUNTY ASSEMBLY

(Hon. Mohamed Hatimy moved the Motion)

THAT AWARE that the County Assembly has a designated place for prayer for Muslims since the year 2012;

FURTHER AWARE that the existing prayer rooms are small and cannot hold the ever increasing number of faithful working in the building and coming to pray;

NOTING THAT countrywide it has been a standard requirement to provide a place of worship for prayers for Muslims in public institutions;

CONCERNED THAT failure to expand the praying space of prayer for Muslims will occasion unnecessary hardships and distress;

I urge Mr. Speaker this House to resolve THAT:

The County Assembly to provide a larger space for prayer for Members of the Muslim faith given the nature of the worship which demands that they pray even during working hours to avoid distraction from work.

I beg to move Mr. Speaker Sir.

Deputy Speaker (Hon. Mr. Mswabah Rashid): Yes Hon. Saad Faraj?

Hon. Faraj: Mr. Speaker I raise to second this Motion.

Deputy Speaker (Hon. Mswabah Rashid): It has been proposed that the construction of the prayer room in the County Assembly to be constructed in this House...

(Question proposed and agreed to)

Yes Hon. Odari.

Hon. Odari: Mr. Speaker I raise to support this Motion with amendment, my amendment is that....

(Interruption)

Deputy Speaker (Hon. Mswabah Rashid): Just a minute it has been seconded so the procedure is the Motion will be seconded and then the mover of the Motion will be given a chance to deliberate on the matters and then everybody will be given chance to contribute and then you can move your amendments. Yes Hon. Hatimy?

Hon. Mohamed Hatimy: Ahsante Mheshimiwa Spika kwa kunipa fursa hii ya kujadili huu Mswada; juzi tulikuwa kwa mwezi wa Ramadhani na pia katika hizi siku za kawaida Mheshimiwa Spika watu wanatafuta mahali pa kuja kuomba Mungu. Kwa hio naomba Mheshimiwa Spika tunaomba tupate pahala faragha kwenye eneo hili la Bunge tupate kuongeza ili watu wengi zaidi waje kuswali, watu wanaswali mara tatu, mara nne na hata ukiangalia kiheshima na kidini si vizuri kuvunja swala na wengine aje na kwa hivyo naomba tupatiwe nafasi ili tuweze kuongeza hii nafasi tunatumia. Ahsante Mheshimiwa Spika.

Deputy Speaker (Hon. Mswabah Rashid): Yes Hon. Faraj?

Hon. Faraj: Ahsante sana Mheshimiwa kwa fursa hili, swala ni muhimu kwetu sisi Waislamu kwa sababu sehemu iliyoko hapa kwa kweli imekuwa ndogo kwa wale wanaswali. Mheshimiwa Spika ukiangalia nafasi ya wale walioko pale na wale wanatoka katika kila kipindi kuswali katika kila swala ni sehemu ambayo ni ndogo sana na inabidi watu wangojeane kwa zamu atoke yule ndio waingie wale wengine. Mheshimiwa Spika hili ni jambo la umuhimu kwa sababu linagusia utenda kazi wa wafanyi kazi wetu na ikiwa hatutaweza kuwapa fursa kama hii itabidi watoke hapa kwenye hili Jumba waende sehemu nyingine ili waende kuswali na waweze kupoteza wakati unaostahili kufanya kazi vile inavyohitajika. Kama unavyofahamu Mheshimiwa Spika Waislamu wanaswali vipindi vitatu na vipindi viwili kila leo vinatukuta hapa tukiwa kazini. Kwa hio hii ni fursa Mheshimiwa Spika itakuwa imeweza kuwapunguzia uzito ndugu zetu, dada zetu ambao wako huku ndani kwa sababu kutoka kutapunguzia utenda kazi wetu katika Jumba hili. Ahsante sana Mheshimiwa.

Deputy Speaker (Hon. Mswabah Rashid): Yes Hon. Siminyu.

Hon. Siminyu: Mr. Speaker I stand to support and even add that if we could have a prayer room for us as Christians because we need prayers; sometimes we have confusion in this House because the devil is ruling but if we have a place where we can worship and intercede for the

House and the Members can have the same and pray. Mr. Speaker matters to do with God there is no bargaining I fully support this Motion and plead if we could have a room for praying, thank you.

Deputy Speaker (Hon. Mswabah Rashid): Hon. Jimmy Odari?

Hon. Odari: I fully support this Motion but with amendments; as we know Hon. Speaker matters of religion or worship are paramount in fact we should be praying all the time. We as Christians are ordered to pray all the time there is no limit we are supposed to be praying every hour like myself Hon. Speaker I am forced to go up to Kenya Cinema to pray over lunch time and in other places but if we had a prayer place or a Chapel in this place also it would be very good for the Christians. Let us also have a prayer house for Christians that is why I am requesting for amendments to the Motion to include a prayer house for the Christians. Thank you Hon. Speaker.

Deputy Speaker (Hon. Mswabah Rashid): Yes Madam Dharwesh?

Hon. (Mrs.) Zainab Said: Ahsante sana Mheshimiwa Spika kwa kunipa nafasi hii, mimi pia naunga mkono hoja hii iliyoletwa na Hatimy. Mahali pale kweli ni padogo ni si kwa wale wako pale peke yake ama wenye afisi, hata wale wa kuja kulipa *bills* wale ambao waja kutafuta Waheshimiwa wana kazi nao pia waswali pale. Kwa hivyo pale mahali pataka papanuliwe na patengenezwe pawe pazuri ili kila moja aweze kupata nafasi. Ahsante.

Deputy Speaker (Hon. Mswabah Rashid): Yes Hon. Serah Nyamvula?

Hon. (Mrs.) Nyamvula: Ahsante Mheshimiwa Spika mimi nasimama kuunga mkono katika mambo ya dini yote ni sawa; mimi naomba tu nimesimama kama mama wa jinsia na mimi nimeandika barua kwa Karani wa Bunge kwa vile naona kuna nafasi itatokeza nachukua nafasi hii Mheshimiwa Spika kuomba nafasi ya ofisi ya jinsia. Niwe leo niko, kesho siko ni kama hii sehemu ambayo tunatumia wenzetu Waislamu wanatumia iliwekwa kitambo si ndio waliopeana ile walienda lakini ile ofisi bado ipo. Kwa hivyo katika hiyo hali ya kuongeza hapa na kule nachukua nafasi hii tukisukuma hivi tukipata nafasi pale juu ama popote pale tupeane ofisi ya jinsia ili miezi saba kutoka sasa tukiondoka tutakuwa tumeweka ofisi tayari saa hizi tunatengeneza mambo ya *structures*.....

(Interruption)

Hon. (Mrs.) Nyamvula: Protect me Mr. Speaker.

Deputy Speaker (Hon. Mswabah Rashid): Hon. Jimmy Odari please are you up on a point of order?

Hon. Odari: Point of Information?

Deputy Speaker (Hon. Mswabah Rashid): Who do you want to inform?

Hon. Odari: Hon. Nyamvula because what she is bringing up is a very pertinent Motion whatever she has raised is not related to what is on the floor.

Deputy Speaker (Hon. Mswabah Rashid): Mheshimiwa Nyamvula.

Hon. (Mrs.) Nyamvula: Mr. Speaker can I please inform the House that in fact if you look at the Order paper this Motion is not there I am taking a good advantage of an issue which is equally.....

(Interruption)

Deputy Speaker (Hon. Mswabah Rashid): Hon. Saad what is it?

Hon. Faraj: Mheshimiwa Spika kwa niaba ya kama Mwenyekiti wa Maendeleo ya wanaume mimi pia ningeomba baada ya kuwa nimepata ofisi yao kina dada sisi pia tuwe na ofisi yetu ili tuweze kuisukuma maswala yetu ya kina baba. Ahsante.

Deputy Speaker (Hon. Mswabah Rashid): Members, Hon. Serah have you finished?

Hon. (Mrs.) Nyamvula: Yes Mr. Speaker as I thought Hon. Saad is a serious Member that we have honored him as a gender person the office will be considered. Thank you.

Deputy Speaker (Hon. Mswabah Rashid): Yes Hon. Mary, then Hon. Nasser.

Hon. (Ms.) Akinyi: Ahsante Mheshimiwa Spika, ningependa kuunga mkono mjadala huu kwa sababu kuna hivi sisi Wakristo tunasema roho mtakatifu anashuka mpaka watu wanaongezeka kwa kuja kumuabudu Mungu. Hivyo basi tungeomba vile vile roho ameshuka pia kuwe na nyumba ya Wakristo ili kuwe watu wana abudu Mungu katika Nyumba hii na tukiwa tunaendelea kumuabudu Mwenyezi Mungu. Kama hivi sasa kuna mahali Waislamu wana abudu Mwenyezi Mungu lakini mahali padogo alafu pia Wakristo wapate mahali pao wale mashetani ambao huwa wanazunguka zunguka katika hili Jumba likigonga gonga vichwa vya watu wakakosana natumaini tukipitisha mjadala huu alafu pia na Nyumba itawekwa ya Wakristo maombi yataendelea vile inavyohitajika mashetani wote watapeperuka na watakimbia kwa sababu hata *Pastor* Mheshimiwa Siminyu pia yeye natumai amekubali. Kwa hio mashetani ambao walikuwa wanatuzingira sasa wataishilia mbali Mheshimiwa Spika, kwa hivyo naomba jambo hili lichukuliwe maanani na tufanye haya ambayo yanahitajika kwa sababu kama kuna hiyo *spirit* ya watu wanataka kuomba wanajitokeza ni jambo la muhimu sana. Ahsante Mheshimiwa.

Deputy Speaker (Hon. Mswabah Rashid): Ok Mheshimiwa Nasser Rashid?

Hon. Nasser Rashid: Ahsante sana Mheshimiwa Spika mimi naunga mkono kikamilifu na pia tuangalie hapa na kule kusije kukatokelezea mmoja aliyeramba anaunga mkono akasema anataka na yeye aunge mkono...

(Laughter)

Mheshimiwa Spika yeyote mwenye maombi naye ajipange alete Mswada wake hapa sisi tutamsikiza na tutamjibu sio mwenzako anaomba na wewe waendelea kuomba pale pale, kila mmoja akuje hapa na maombi yake. Ahsante sana.

Deputy Speaker (Hon. Mswabah Rashid): Yes Leader of Majority?

Leader of Majority (Hon. Mwidani): Ahsante sana Mheshimiwa Spika nafikiri hii ni hoja moja ya maana sana kwa sababu Mwenyezi Mungu amesema lazima aombwe kila mahali na sioni kwamba ina shida yeyote ile hata wenzetu waliomba chumba cha kuabudu haijakuwa dhambi kwa sababu Mwenyezi Mungu ni yule yule. Kwa hivyo Mheshimiwa Spika ningependa kwamba hii hoja tuipitishie nafasi zitafutwe twende kuzidi kumuabudu Mungu, ni jambo la maana sana. Ahsante sana.

Deputy Speaker (Hon. Mswabah Rashid): Yes Hon. Hatimy can you reply to the Motion.

Hon. Mohamed Hatimy: Ahsante Mheshimiwa Spika nashukuru *Members* kwa kuunga mkono huu Mswada na ningesema kuwa tuweze kupata nafasi ya kutosha ili watu waweze kufanya ibada zao na pia itatubidi tupate kibali ili tuweze kujaribu ili tuweze kujenga kama unajua hatuna pesa za kutosha kusema ati Kaunti itajenga kitu lakini twasema sisi tuko tayari tutajitolea kujenga kwa sababu itakuwa ni mambo ya pesa. Kwa hivyo ni tujitolee kama tulivyofanya wakati wa Manispaa na hii pia tutashikana kwa sote ili tupate kujenga. Nashukuru sana kwa kuunga mkono huu Mswada na sote Mungu ni yule yule tunaye muabudu tutaweza kushikana tuhakikishe tumelifanya hili jambo. Ahsante Mheshimiwa.

Deputy Speaker (Hon. Mswabah Rashid): Thank you Hon. Hatimy Members you have deliberated and I have to put the question.

(Question put and agreed to)

ADJOURNMENT

The House rose at 3:48p.m.