



## COUNTY ASSEMBLY OF MOMBASA THE HANSARD

Wednesday, 7<sup>th</sup> June, 2023

### Third Assembly – Forty First Sitting

*[The County Assembly met at 2:40p.m. at the County Assembly Buildings]  
[The Temporary Speaker (Honourable Abdulkadir Abdulkadir) in the Chair]*

### PRAYERS

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): You may all take your seat. Please take your seat as we are waiting for a quorum...

*[Consultations]*

Yes Clerk?

### COMMUNICATION FROM THE CHAIR

Honourable Members, I will like to recognize the presence of teachers and students from St. Thomas Girls Secondary School. I will read out their names:

1. Alice Chari
2. Rihanna Kemunto
3. Habiba Mohammed
4. Mwanakombo Hussein
5. Zubeda Mbwiya
6. Lucy Charo
7. Evelyne Kadide
8. Emma Uhuru
9. Maureen Chai
10. Christine Kazungu
11. Dorcas Mideye
12. Saumu Mbongi
13. Mwanaisha Mwaka
14. Immaculate Rehema
15. Khaula Abdulrahman
16. Zelda Kadii
17. Maryann Kavinya
18. Magdaline Dama

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19. Claudia Mayaa
  20. Pauline Matsezi
  21. Serena Mramba
  22. Carolyne Zawadi
  23. Anail Ajab
  24. Saumu John
  25. Racheal Salama
  26. Malkia Kazungu
  27. Miriam Amisi
  28. Selina Bendera
  29. Maureen Katana
  30. Lkandida Okuba
  31. Elizabeth Karemba
  32. Valery Mahenzo
  33. Rose Jimbi
  34. Fridah Kwekwe
  35. Nuru Joha
  36. Grace Dama
  37. Judith Tatu
  38. Esha Gavuna
  39. Nuru Tinga
  40. Neema Kanze
  41. Laurinta Mnyazi
  42. Rehema Yongo
  43. Lucy Wanjiku
  44. Fatma Mwenyesa
  45. Yvonne Wawasi
  46. Lydia Pendo
  47. Jamila Nabat
  48. Shamsa Bakari
  49. Philister Pili
  50. Joyce Mueni
  51. Tatu Kache
  52. Joyce Salma
  53. Jemima Nyadzua
  54. Racheal Pola
  55. Sylvia Rehema
  56. Juliet Nuru
  57. Marcy Oscar
  58. Mercy Daido
  59. Esther Wangui
  60. Peris Nyadzua
  61. Fatma Badi
  62. Wanyua Faith
  63. Philister Tinga

We also have three teachers in charge; we have Madam Kimani, Madam Monica and Mr. Odinga.

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*[Applause]*

*[The teachers and students of St. Thomas Girls Secondary School bowed]*

*[Applause]*

Thank you, you are all welcome.

*[Applause]*

Yes Clerk?

*[Consultations]*

Honourable Members, now may ask Honourable Mwinyi Mtoto and Honourable Patrick Mwavula to take this opportunity and welcome these students and our guest, please Honourable Mwinyi Mtoto from Mwakirunge Ward, please welcome them.

**Hon. Mwinyi Mtoto:** Ahsante sana Bwana Spika. Wanafunzi wote na walimu karibuni sana. Ahsante Bwana Spika.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Ahsante. Honourable Mwavula, please welcome our guests?

**Hon. Mbelle:** Thank you Mr. Speaker Sir for giving me this opportunity to actually welcome our sisters and the male teacher that he is in plenary. Allow me to first of all congratulate them for making all the way from Kilifi to come and actually see what happens in the Mombasa County Assembly...

*[Applause]*

Mine is to also congratulate your proper decision to always remains smart, remaining in school and focussing on what you think you are going to be benefit to yourself and to your parents back at home in future. At some point in our lives, we were where you were we had a vision some of us we were to accomplish the vision, some of us we are on the way of accomplishing the vision but one thing I will tell you is never lose focus, never tire from delivering what you think is your goal and always put God first. We are proud of you, we are proud by the fact that you are ladies and you have put the focus that one day you would either be here or in places higher than where we are right now. Thank you so much Mr. Speaker Sir and also allow me to thank the teachers for also making sure that these ladies are looking very nice, smart and beautiful, congratulation *sana Mwalimu* and for all students going back home please take our regards to the people of Kilifi and when you go back home take our regards to your parents. *Ahsanteni sana.*

*[Applause]*

Thank you so much, of essence this is a Kiswahili trip by St. Thomas Girls Secondary School.

Now may I ask Honourable Mohamed Hassan Ulher to formally welcome them in Kiswahili and address them, please do?

**Hon. Hassan Ulher:** Ahsante sana Bwana Spika kwa kunipa fursa hii adhimu tena muhimu kuweza kuongea na ndugu zangu wadogo japo sioni kama naweza kuwa mzazi wa yoyote isipokuwa mimi ni mzazi pale nyumbani. Hamjambo wanafunzi? Mimi kwa majina naitwa Hassan Mohamed, ni diwani katika kata ndogo ya Magogoni na mkiangalia ni diwani mdogo kabisa kwa umri pamoja na kimo lakini natangulia kusema maneno ambayo ndugu yangu ambayo tayari ameweza kutangulia kulisema Mheshimiwa Patrick Mbelle ya kwamba maisha ni hatua na hatua hutofautiana isipokuwa hakuna anayepingwa katika kufikia malengo na azimio lake. Mimi nilikuwa mwanafunzi kama nyinyi na sote tulikuwa wanafunzi kama nyinyi lakini kinacho tofautisha sisi na wale walioko nyumbani ni bahati pamoja na juhudi. Juhudi inaambatana na bahati lakini bahati haiambatani na juhudi ikiwa una bahati hauna juhudi basi Mungu amekupenda zaidi lakini ukiwa na juhudi basi Mungu atakuongezea bahati. Kitu ninacho waambia ni kwamba masomo ni muhimu na lazima kwenu nyinyi kwa kuapata kazi au ajira na hata kuangalia familia zenu sio lazima kupata kazi peke yake lakini kuwa yule mzazi anastahili ili mwanao atamani kuwa wewe. Naomba muzidi kusoma kwa bidii mujenge nyumba zenu, muheshimu wazazi na kikubwa zaidi mumuabudu Mwenyezi Mungu, haitegemei ni dini gani lakini ujue tu kwamba Mungu anatuangalia na tuheshimu sana hao ambao wako nyuma yenu ambao ni walimu kwa sababu hao pia ni wazazi wa mtu yoyote ni wazazi wetu sote karibuni sana katika jengo letu na leo mutaweza kushuhudia mawili matatu kupeleka nyumbani salamu zetu ziwafikie watu wa nyumbani ahsanteni sana karibuni wanafunzi. Ahsante Mheshimiwa Spika.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Thank you so much Honourable Ulher for Magogoni for your wise words, thank you very much Honourable since it is a girl's school now, I take the pleasure to ask Honourable Mariam Baimu to also address them and welcome them. Give them a word of advice. Karibu, Honourable Mariam Baimu.

**Hon. Baimu:** Ahsante sana Mheshimiwa Spika kwa kunipatia nafasi hii. Mimi kwa majina naitwa Mheshimiwa mama Mariam Baimu nawakilisha Wadi ya Frere Town, eneo Bunge la Nyali. Mimi wasichana nitawaambia hivi; kawaida mtu yoyote ile azma ama ile ndoto yuko nayo akitia bidii Mwenyezi Mungu humfungulia njia na mimi nimefurahi sana kwamba nyinyi ni wasichana tena ni wasichana warembo, tena mko *smart*. Kwa hivyo mimi nataka katika akili zenu mnaporudi kule shule msome kwa bidii zaidi ikiwa lengo lenu liwe ni moja kwamba *in the end of it all* mtatoka kama mume-*excel* mnaenda kani ni *university* mnafuata zile *faculty* mnataka kufanya ili kesho muwe watu wengine katika jamii nina imani kwamba inawezekana. Tena kitu muhimu nyinyi ni wasichana na kitu chochote kile msichana anataka kufanya anaweza kufanya; nafikiri tukiangalia katika hili Bunge letu tuko kina mama kadhaa hapa ambao tunawakilisha Wadi zetu na wengine pia ni wale wamechaguliwa ni *nominated* lakini *all in all* ni kina mama na na nafikiria huwa inasemekana kizungu *what a man can do a woman can do better*. Kwa hio mimi nawapa challenge, *I would like some years to come* iwe siku fulani kumetoka wasichana kadhaa aidha ni huko Kaunti ya Kilifi ama Kaunti ya Mombasa ama *wherever* kule mtakuwa lakini nyinyi muwe katika Bunge aidha hii ya Kaunti ama hata ya *national* hata ikiwezekana munaweza *in the near future* mpigania uraisi si inawezekana si inawezekana vijana si inawezekana wasichana. Kwa hivyo mimi ninawapongeza na nawapongeza walimu ambao wameandamana nao karibuni sana Bunge letu la Mombasa mujisikie huru msikilize yale mtasikia ili kesho mukiwa Bunge muweze kuongea.

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Ahsanteni na mbarikiwe sana. Ahsante Bwana Spika.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): *Ahsante*. Thank you so much Honourable Members for words of wisdom and inspiration. I hope our visitors are inspired.

### STATEMENTS

RESPONSE TO REQUEST FOR STATEMENT BY FIRE OUTBREAK IN KONGOWEA MARKET BY  
CHAIRPERSON COMMITTEE ON TRANSPORT AND INFRASTRUCTURE

Honourable Ibrahim, is there an issue? Honourable *Bomoa*, Honourable Ibrahim?

**Hon. Omondi:** Yes Mr. Speaker. I stand to pursuant to Standing order 41 (2) c to ask a statement from the Chairperson.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Honourable Ibrahim, you want to issue a Statement?

**Hon. Omondi:** Yes Mr. Speaker.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Please take your seat we have enough statements; you will issue yours when we are done with the ones in the Order paper.

**Hon. Omondi:** Thank you Mr. Speaker Sir.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Well, noted.

*[Loud consultations]*

Okay yes Honourable Hassan Mohamed, Chairperson Committee on Transport and Infrastructure, please respond to the statement. Do you remember the Statement? Please?

**Hon. Hassan Mohamed:** Ahsante Bwana Spika kwa kuweza kunipatia fursa ya kujibu yale yanaambatana na maswali ambayo yaliweza kujengwa katika jengo hili. Kuambatana na maswala tofauti ambayo ninaona ni maswala takriban matatu, lakini hili lililoko mbele yangu ni kuhusiana na moto ulioweza kuebuka pale katika soko la Kongowea ambapo baada ya idara husika ikiweko ni uchukuzi pamoja na miundo msingi yaani *Transport and infrastructure* wamekuja na hoja tofauti za kuweza kujibu kuweza kuulizwa. Mimi kama Mwenyekiti wa Kamati ya idara hiyo na nitaweza kunukuu yale ambayo yameweza kuongelewa kwa sababu ni mengi na ninafikiri nitakuwa nimefikisha ile hoja ama majibu ambayo yanaambatana. Hoja ya swala la moto ambalo liliweza kutokea katika eneo la Kongowea basi katika yale mapendekezo kwa sababu maswala ni matatu na ni mengi nitaweza kujibu tu kulingana na mapendekezo ambapo wananukuu na kusema kwamba, *'Earth works should be carried out prior to approval from the responsible agencies. Fire marshals/fighters can always be informed and standby for fire precaution and prevention measures.'* We further recommend for prosecution for the person concerned. There are some authorities who are aware of the activities but ignorantly fail to perform their duties and should be reprimanded. The conclusion was made that; the cause of the fire was not accidental; it was perceived to be due to negligence and *the owner should be charged for causing fire due to ignorance.*

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Vile vile Mheshimiwa Spika kuna taarifa ambazo nimeweza kupewa kulingana na swala ambalo nina jibu na yote yakitoka vile vile katika idara ya husika ni kwamba *the probable cause of fire or the possible causes of fire is bitumen contained inside a drum which was being cooked by one of the employees overheated and blew into flames ignited nearby combustible materials. The fire spread, fire was confined to its own risk of origin. The method of extinguishing; the fire was extinguished using one line of delivery hose from fire eight supplemented with water from KPA and Jaffer fire engine and two other boozers from Jaffery company used to extinguish the fire. On injuries, nobody was reported injured during the fire incident and on losses; none was immediately obtained but assessment is yet being carried out.* Hayo ndiyo tulioweza kupokea katika idara husika na majibu kulingana na hoja ilioweza kuletwa katika jengo hili kuhusiana na moto ulioweza kutokea katika soko la Kongowea. Ahsante Bwana Spika.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Honourable Samuel Mwaura, are you satisfied with the response from the Chairperson Committee Transport and Infrastructure.

**Hon. Mwaura:** Thank you Mr. Speaker and from the onset I must say from I am not satisfied with the answer given by the Honourable Member and the Honourable Chair Member Committee of Transport and Infrastructure, why? Because in his address to what I asked he should have first of all addressed my major question, it was not what caused the fire there were so many other questions that have not been answered. Number one; what is our situation or what do they think about devolving the fire engines to the Sub Counties just to make sure that those big loses are not experienced anymore. How many fire stations or fire engines do we have in the County of Mombasa and how many of them are operational and why is it that we have so many that are not operational and another one and what are the measures that the department is putting in place to ensure that there no so much loss that such us we are experiencing loss of properties and loss of lives, those ones have not been well addressed. I really hope he will be able to address them. Thank you, Mr. Speaker.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Thank you so much Honourable Samuel Mwaura. I have heard you Honourable Hassan, please take note of the concern raised by the Honourable Member from Kongowea Ward. I do suggest that you go back to your Committee and perhaps invite the Honourable Member to your Committee deliberations so that you can shed more light on the issues please do so at your earliest convenient. Yes Clerk?

RESPONSE TO REQUEST FOR STATEMENT ON THE BLOCKAGE OF PUBLIC ACCESS ROAD NEAR  
KIEMBENI BAPTIST CHURCH BY CHAIRPERSON COMMITTEE ON LANDS, HOUSING AND URBAN  
PLANNING HONOURABLE AMRIYA BOY JUMA

Do we have Honourable Amriya Juma Boy?

[Silence]

Do we have the Vice Chair?

[Silence]

Is there any Member of Lands and Housing and Urban Planning Committee to respond to the statement?

*[Silence]*

Yes, Honourable Ibrahim?

**Hon. Omondi:** Mr. Speaker, I am a Member of the said Committee and on behalf of my Chair who is not around with us today I would like kindly to request for more time so that we can be able to go through the issue and then come up with a very comprehensive Report. Thank you.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Much obliged, you will respond to this issue in our next sitting, Wednesday next sitting. Yes Clerk?

RESPONSE TO STATEMENT BY CHAIRPERSON COMMITTEE ON TRANSPORT AND  
INFRASTRUCTURE HONOURABLE HASSAN MOHAMED ON SOIL EROSION BETWEEN BANGLADESH,  
MKUPE AND STAFF AREA IN MIKINDANI

Before we proceed to that, Honourable Members; our young learners are here for Kiswahili trip so am suggesting where possible all Members contribute in Kiswahili except for the Speaker who is excused, the rest of you please use Kiswahili. Yes, Honourable Hassan Mohamed please?

**Hon. Hassan Mohamed:** Ahsante Bwana Spika. Kujenga majibu kulingana na maswali tuliyoweza kuulizwa sisi kama idara ya uchukuzi na miundo msingi ni ishara tosha kwamba Idara yetu ni ya utenda kazi, na ni idara ambayo kila Mjumbe wakati wa tofauti imeweza kumfikia, ikiwemo barabara, ikiwemo taa ambazo zimeweza kufikiwa. Kwa hivyo ni ishara tosha kwamba idara inafanya kazi inayo stahili; kulingana na yale ambayo nimeweza kuulizwa katika hoja hii nitaweza kunukuu Bwana Spika kwa kizungu kama vile ilivyoandikwa kwa sababu tukisema tunaingia kwa Kiswahili tutatoka saa kumi na moja sitaweza kufuatilia yote kwa kina...

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Please just do it in Kiswahili, just translate, I will appreciate.

**Hon. Hassan Mohamed:** Kwa hivyo Bwana Spika yale ambayo tumeweza kuja nayo ni kwamba; sehemu ile iliyoko katika sehemu ya Mikindani, Mheshimiwa Spika umenipa wakati mgumu lakini tutaendelea hivyo hivyo..., ina ukubwa wa mmomonyoko wa udongo ama ipo katika sehemu ambayo jambo hili huweza kutokea kwa njia moja au nyengine bila kizuizi kwa sababu ni kitu ambacho katika maisha ya mwanaadamu ama sehemu za ardhi zetu huweza kutokea na ni vigumu sana mtu kuweza kutarajia jambo hili kuweza kutokea muda wowote. Kwa hivyo, wakaazi wa eneo lile Mheshimiwa Spika wameweza kuombwa na kutahadharishwa kutoka ama kuweka makaazi karibu ya eneo hili ili kuweza kuepusha yale ambayo mengine yanaweza kutokea maafa zaidi ya hili ambalo limeweza kutokea kwa sababu wanasema kwamba *prevention is better than cure*. Katika kukinga maafa ni vizuri kuweza kujiepusha zaidi kuliko kupata suluhu ama ile natija; kwa hivyo vile vile kuna haja ya serikali ya Kaunti yetu na idara husika kuenda kutembelea sehemu ile na kuweza kuweka tahadhari zinazo hitajika kabla ya maafa tena kuweza kutokea.



Kwa hivyo Mheshimiwa Spika sitakuwa na mengi isipokuwa tunaomba wakaazi wa eneo lile kuweza kuepuka sana ile sehemu itaweza kuhatarisha maisha yao na vile vile sisi kama idara mimi Mwenyekiti pamoja na Kamati yangu tutaweza kuzuru lile eneo na kuangalia ni jinsi gani *engineers* wetu wataweza kuhakikisha wanatoa suluhu ya jambo lile na suluhu ya kupatikana kikamilifu. Ahsante Bwana Spika.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Thank you so much. I want to believe whoever raised that concerned is satisfied. Yes Clerk?

RESPONSE TO STATEMENT BY CHAIRPERSON COMMITTEE ON TOURISM, CULTURE AND TRADE  
HONOURABLE ABDIRAHMAN ABDULKADIR ON HARASSMENT OF BOAT OPERATORS AND BEACH  
TRADERS AT BAMBURI PUBLIC BEACH

I am well informed that that statement by Honourable Abdirahman Abdulkadir, the Committee is yet to have a sitting to deliberate on that matter, so we will have a response to that statement in our next sitting. Yes Clerk?

RESPONSE TO STATEMENT ON THE DEPLORABLE STATE OF ROADS AND DRAINAGES IN  
BAMBURI WARD BY CHAIRPERSON COMMITTEE ON TRANSPORT AND INFRASTRUCTURE  
HONOURABLE HASSAN MOHAMED

Again, Honourable Hassan Mohamed, do you have your response ready.

**Hon. Hassan Mohamed:** Yes.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Please take the floor.

**Hon. Hassan Mohamed:** Bwana Spika nimeweza kuulizwa hoja ambayo imeweza kuwa donda sugu katika Kaunti yetu yote ya Mombasa, ikiwemo ni barabara za kisasa ambazo sote sisi kama wajumbe tunazihitaji kuhakikisha kwamba tunaboresha maisha yetu kwa njia moja ama nyengine ikiwemo kukuza biashara na vile vile kuendeleza shughuli zetu za kila siku ambazo ni muhimu kujenga uchumi wetu. Kwa hiyo tuna haja kuhakikisha kwamba tutapitisha yale ambayo tumeweza kujenga katika swala la bajeti ili mimi kama Mwenyekiti niweze kukaa pamoja na Kamati na mutatupatia motisha ama changamoto ya yale ambayo yatakuwa ni kwetu bora zaidi kwa kila mmoja wetu licha ya kuwa upo ndani ya Kamati ya miundo msingi na uchukuzi ama upo nje ili yote yaweze kutufikia kama vile yaliyoweza kutufikia hapo awali baina yetu sisi. Kwa hivyo ni donda sugu kwetu sisi lakini tutahakikisha kwamba tutaweza kulichukulia hatua na hatua yenyewe hii ni kuhusiana na fedha Mheshimiwa Spika ambazo tuna imani kwamba zitatufikia na tutaweza kuleta suluhu la kudumu. Ahsante sana Mheshimiwa Spika.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Thank you Honourable Hassan Mohamed and I also want to believe that the individual or rather the Honourable Member who raised that statement is satisfied with it. Honourable Patrick, you are not satisfied with it?

**Hon. Mbelle:** Mheshimiwa Spika, ahsante kwa kunipa fursa hii ya kuweza kutoa hisia zangu kuhusiana na yale Mheshimiwa Hassan ameweza kutujibu kuhusiana na yale tulikuwa tumemletea katika *statement*. Mheshimiwa Spika, nina imani fika ya kwamba Kamati ya miundo msingi ina uweledi na ujuzi wa kujua kwamba katika bajeti iliyopita serikali ya Kaunti iliweka



kuweka kitita cha pesa cha kuweza kushughulikia mikasa ama matatizo yanapotokea baada ya maswala kama vile ya mvua ama mikasa yoyote mengine inapotokea. Nilipoleta hoja ile Mheshimiwa Spika, ilikuwa ni kwa sababu watu wangu katika eneo lile la Bamburi wana changamoto kubwa baada ya mvua kunyesha, barabara nyingi ziliweza kukatwa na mvua na kuna nyengine hivi leo madaraja ambayo yalikuwa katika sehemu ile yameweza kuvunjika na sasa hawana uwezo hata wa kupita kutekeleza shughuli zao za kila siku. Kwa hivyo nilitarajia kwamba mwenzangu Hassan Ulher ataweza kunielezea labda kuna uhaba wa fedha ama wanafanya mikakati ya kuhakikisha ya kwamba hata kama hawatatengeneza kile kiwango ambacho twahitaji sisi, lakini watafanya bidii kuhakikisha ya kwamba zile sehemu ambazo hazipitiki kabisa zinaweza kufanyiwa ukarabati hata kama ni kwa nukta tano angalau tu watu wangu waweze kupita. Alafu mengine ambayo nasema, nina imani na najua kwamba tuko katika wakati wa kutengeneza bajeti, zile barabara ambazo ningetaka mimi ziweze kutengenezwa, nina imani na nimeona katika ile ADP na CIDP ya kwamba Gavana ako na nia ya kuweza kuzirekebisha, nimeona kwamba kuna kilo mita elfu 15 za kuweza kuwekwa *cabro*, nimeona kuna kilo mita elfu arobaini na tano za kuweza kurekebisha na kuna fedha zimetengwa. Kwa hivyo kwa siku za usoni nina imani yatafanyika lakini kwa sasa kuna shida kubwa ambayo yahitaji suluhisho la dharura na hilo ndio jambo nataka kusikia kutoka kwa mwenzangu na aweze kusukuma na kushurutisha *department* yake ama idara husika iweze kunipa msaada katika wakati hii. Ahsante Mheshimiwa Spika.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Thank you so much Honourable Patrick. Honourable Mohamed Hassan, I do suggest you also invite Honourable Patrick to your next Committee meeting so that you deliberate this issue, failure to which he has to come back to this House and re-issue his statement. Yes Clerk?

REQUEST FOR STATEMENT BY MEMBER OF COUNTY ASSEMBLY MEMBER (MCA) BAMBURI  
HONOURABLE PATRICK MBELLE ON THE STATUS OF LAND OWNERSHIP IN KASHANI, BAMBURI WARD

Yes, Honourable Patrick Mwavula Mbelle MCA Bamburi Ward please make your request for statement.

**Hon. Mbelle:** Thank you Mr. Speaker Sir. Mr. Speaker Sir, pursuant to Standing order 41(2)c), I seek to know from the Chairperson, Committee on Lands, Housing and Urban Planning regarding the status of land ownership in Kashani after a group of individuals by the name, Thathini Development Company, claimed the ownership of the 4,000-acre piece of land where the local reside under the stewardship of Gamaka settlement scheme Committee. Mr. Speaker Sir, I request the Committee of Lands, Housing and Urban planning, to collaborate with the Governor who is actively pursuing the matter with the area MP and find a fair and just solution that grants the people the rightful ownership of their land by issuing them with the title deeds. I also seek to urge the people of Kashani to maintain peace as the matter is currently under control even as I am aware that they were highly provoked when a company that was contracted by the Thathini Development Company by the name of Business Security Limited pitched camp at the area to erect a barrier to collect cess from the people that conduct murrum mining business which again is a preserve of the County government as per the constitution and as per the law of this land. I must thank Mr. Speaker Sir, our Speaker Honourable Aharub Khatri and our area MP Honourable Rashid Juma Bedzimba, the Governor His Excellency Shariff Nassir for standing firm with us during that very trying moment as of yesterday.

I want to assure the people of Bamburi that we will use all means in line with the laws of the land to make sure they are safe, sound and retain their ownership and home as per where they live right now. Thank you Mr. Speaker Sir and I thank you again.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Thank you Honourable Patrick Mwavula. The said concern; just take your seat Honourable Members, the said concern raised by Honourable Patrick Mwavula is very sensitive, very thorny and as such, it is ruled that the Committee on Land Housing and Urban planning respond to this the earliest session possible, thank you. Yes, Honourable Mwinyi Mtoto, are you up on a point of order?

**Hon. Mwinyi Mtoto:** Point of Information!

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): You have to wait. The next response should be by Honourable Amriya Boy Juma or any Member of the Lands Committee since I'm sure they have not filled any response, will slot it for our next sitting as well. Before we proceed, there are two Members who are up to issue statements; I will start with the senior Honourable Ibrahim, please make your statement.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): In Kiswahili.

**Hon. Omondi:** Mr. Speaker I plead with you, am down! Mr. Speaker, it happened that Kiswahili reached my home land when it was already dead, the only thing we only did to it was to bury Mr. Speaker and am not actually able to transact or to give statement in Kiswahili Speaker. I plead.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): You are excused Honourable Ibrahim.

### STATEMENT

REQUEST FOR STATEMENT ON THE STATUS OF COMMUNITY HEALTH STRATEGY BY MEMBER OF COUNTY ASSEMBLY (MCA) AIRPORT WARD HONOURABLE IBRAHIM OMONDI

**Hon. Omondi:** Thank you Mr. Speaker. Mr. Speaker, I stand pursuant to Standing order 41, (2) c, to seek statement from the Chairperson Health services on community health, ah sorry on the Chairperson Health Services on community Health Strategy, sorry Mr. Speaker. Mr. Speaker, I want to find out if the County government has a policy in place on community health strategy and if not what are the plans to have one. Thank you, Mr. Speaker.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): That was very brief and I believe it is committed to Committee on Health I think we shall, do we have a response Honourable Jacktone Madialo, I want to believe you are a Member of that Committee, do you want to respond right away?

**Hon. Madialo:** I forgot I was a Member of that Committee.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Are you a Member of that Committee?

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**Hon. Madialo:** Yes, I am.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Okay please.

**Hon. Madialo:** Give us three weeks.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Three weeks?! Next sitting, our next sitting please take note of that Honourable Mwinyi Mtoto please make your statement.

**Hon. Mwinyi Mtoto:** Thank you Honourable Speaker.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): In Kiswahili.

**Hon. Mwinyi Mtoto:** Am sorry Sir. Am sorry Mr. Speaker.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): You don't make it in Kiswahili.

**Hon. Mwinyi Mtoto:** Yes.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): You are excused.

REQUEST FOR STATEMENT BY MEMBER OF COUNTY ASSEMBLY MWAKIRUNGE WARD  
HONOURABLE MWINYI MTOTO ON THE DEPLORABLE STATE OF ROADS IN MWAKIRUNGE WARD

**Hon. Mwinyi Mtoto:** Mr. Honourable Speaker, pursuant to Standing Order 41, (2) c, I hereby request a statement from the Chairperson of the Committee on Transport and Infrastructure regarding the deplorable state of roads in Mwakirunge Ward. Honourable Speaker, it has come to my attention that the roads in Mwakirunge Wards have deteriorated significantly due to the recent heavy rainfall. Consequently, many of these roads have become impassable posing a great inconvenience to motor vehicles and residents alike. Therefore, I kindly urge the Chairperson of Committee on Transport and Infrastructure to provide clarification on action that the County government intend to take in order to address this urgent matter. It is imperative that immediate that measure is put in place to rectify the situation to ensure that affected road is restored to a safe and functional condition. Thank you, Mr. Speaker.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Thank you, may I give...

*[Interruption]*

Honourable Madialo, are you up on a point of information or a point of order.

**Hon. Madialo:** I would like to read a statement.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): A statement, are you sure you have passed through the right procedure?

**Hon. Madialo:** *[Off microphone].*

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**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Whose statement?

**Hon. Madialo:** *[Off microphone] [Inaudible].*

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Yes, please use the microphone.

**Hon. Madialo:** I would like to read the statement on behalf of the Honourable Member, he has requested me to do so from Mwakirunge.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Pardon, say that again you want to read a statement on behalf of the Honourable Member from Mwakirunge who is seated right next to you?!

**Hon. Madialo:** He is not feeling quite well after reading the first one.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Just take your seat, let us wait for Honourable Hassan Mohamed to respond to the statement by Honourable Mwinyi Mtoto.

**Hon. Hassan Mohamed:** Mheshimiwa Spika nafikiri leo utaweka kwenye kumbu kumbu zako na kunukuu ya kwamba nimeweza kuamshwa kwa zaidi ya mara ya nne. Kwa hivyo tunapokuwa tunapitisha zile bajeti ama zinatofautiana muwe na subra na muwe na moyo wa kutambua kwamba tuna kazi nyingi sisi kama idara ya uchukuzi na miundo msingi ya kufanya zaidi ya idara nyingine, hili mwanzo naomba sana Waheshimiwa muliweke katika akili. Kwa hivyo kwa jambo ambalo tumeweza kusikiza kutoka kwa ndugu yangu Mwakirunge hii ardhi haipo sawia na haipo sawa sawa kama sehemu zinavyo tofautiana. Mwakirunge imekuwa na shida kuanzia dunia iumbwe, kuanzia Adamu na Hawa lakini kwa sababu idara ipo katika mikono salama, mimi kama *engineer* niliweza kusoma shahada yangu miaka sita katika chuo kikuu cha Technical University nakwambia kwamba miaka mitano itakuwa salama na utaweza kuregeshwa katika ofisi yako baada ya kufanya kazi tunazo stahili. Sisi kama Waheshimiwa, tutakapo gawanyiwa zile sehemu tutambue kwamba zipo sehemu zilizo na haja zaidi kuliko zile nyengine, hii ndio suluhu peke yake...

*[Interruption]*

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Honourable Kibwana, I demand Honourable Hassan Uther be heard in silence, please take your seat.

**Hon. Hassan Mohamed:** Katika kitu ambacho kiko wazi nani kitu cha ukweli Bwana Spika sisi Waheshimiwa kutambua yale tunayohitaji zaidi na kile tunahitaji muhimu kuliko chengine. Ndugu yangu wa Mwakirunge unaweza kumtetea kwa hilo na kusema kuwa bajeti ambayo imeundwa katika kuhakikisha kunaundwa barabara na kurekebisha zingine yeye ni miongoni mwa yule anahitaji zaidi kuliko hata yule diwani wa eneo hili hapa tulioko wa old town hii iko wazi zaidi kwa sababu hajafikiwa na miundo msingi kuliko mtu mwengine yeyote ama sehemu zingine zozote, kwa hivyo mimi kama Mwenyekiti wa miundo msingi nitahakikisha kwamba usawa umefanyika kwa yule anaahitaji na nina hakika kwamba sisi waheshimiwa tutaweza kuona ni nani anahitaji zaidi ya mwengine. Ahsante Bwana Spika.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Well, noted Honourable Hassan Mohamed. Yes, you want to issue a statement or you want respond to that as well.

**Hon. Mbelle:** Mr. Speaker, I am aware that the Member of Old Town is in this House and I don't know if he is comfortable that he does not need roads! I'm sure he needs more than just roads but in that same infrastructure department.... I seek your clarification on that. Thank you, Mr. Speaker.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Thank you Honourable Patrick, your intervention is appreciated, however the Honourable Member from Old Town will speak for himself when given the opportunity and which is not today. Yes Honourable Madialo, please proceed in Kiswahili.

REQUEST FOR STATEMENT FROM MEMBER OF COUNTY ASSEMBLY (MCA) MWAKIRUNGE WARD  
HONOURABLE MWINYI MTOTO ON OVERFLOW OF MWAKIRUNGE DUMP SITE

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

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Give it a try.

**Hon. Madialo:** I plead with you, I plead with you, I have not reprogramed my mind to read in Kiswahili.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Clerks, please next time will it be an order to have these statements sometimes drafted in Kiswahili. Yes, proceed Honourable Madialo.

**Hon. Madialo:** Well guided Mr. Speaker Sir. Honourable Speaker, *in accordance with the Standing order 41, (2) c I request a statement from the Chairperson of the Committee on Environment and Solid Waste Management regarding the present status of the Mwakirunge dump site situated in Mwakirunge Ward. Honourable Speaker, Mwakirunge dumpsite has reached its maximum capacity and there is causing obstructions on the road leading to the site, these deteriorating conditions not only present an unsightly appearance but also poses significant environmental and health risks to the surrounding communities. Honourable Speaker, the residents and stakeholders are deeply worried about the persistent road blockage which impeach proper waste disposal which jeopardize public Health. Therefore Mr. Speaker, the Chairperson of Committee of Environment of solid waste management we urge him to inquire and provide a comprehensive report on the following matters.*

1. *The current condition of the Mwakirunge dumpsite along with the detailed information on the plans in place by the County government of Mombasa to this pressing issue*

2. *The proposed timeline for implementing viable solutions and any measures to prevent similar occurrence in the future.*

Thank you, Mr. Speaker Sir.

**The Temporary Speaker** (Hon. Abdulrahman Abdulkadir): Well, noted, Chairman Honourable Mwalimu Kambi would you like to respond?

**Hon. Juma Mwalimu:** Ahsante sana Mheshimiwa Spika.

Mbali kama Mwenyekiti wa Kamati ya Mazingira tutaleta majibu katika kikao kijacho *Inshallah*. Ahsante sana.

**The Temporary Speaker** (Hon. Abdulrahman Abdulkadir): Okay I think that is acceptable; we will have the response in our next statement hour, I believe we are done with statements? Perfect! yes Clerk?

### MOTION

#### APPROVAL OF LOAN FACILITY TO SETTLE PENDING DEDUCTIONS

Yes, Honourable Kibwana Swaleh Baya, Chairperson Committee on Finance, Budget Appropriation please move the Motion.

**Hon. Kibwana Swaleh:** Thank you Mr. Speaker. Mr. Speaker, since we have students from Kilifi who have come for Kiswahili studies or tour and we know very well there is somebody who is very good in Kiswahili with due respect allow me to ask the Leader of Majority to take over because I think the students need to learn and it is very important when they appear here and go back again to Kilifi to learn the procedure and the process in this Honourable House. So kindly allow use your powers and allow Leader of Majority to read for me. Thank you.

**The Temporary Speaker** (Hon. Abdulrahman Abdulkadir): Yes, Honourable Leader of Majority, please read the Motion on behalf of Honourable Kibwana Baya in Kiswahili of course.

**Hon. Mwamwiri:** Ahsante sana Mheshimiwa Spika. Ahsante Mheshimiwa Mwenyekiti wa Kamati ya Fedha na Makadirio ya Bajeti kwa heshima hii ya kunipa fursa kusoma hoja hii kwa lugha teule, lugha tanzu, lugha mama ya mji wetu wa Mombasa. Mheshimiwa Spika, niombe idhini ya mkopo kukidhia mikato baki; Mheshimiwa Spika naomba kuleta hoja kama ifuatavyo;

*TUKIFAHAMU ya kwamba sheria ya usimamizi ya fedha ya mwaka, 2012 inampea mamlaka Mwana Kamati mkuu wa idara ya fedha katika baraza la Kaunti kuweza kukopa fedha kwa minajili ya serikali chini ya hali maalum;*

*TUKIFAHAMU zaidi ya kua serikali Gatuzi inapania kuomba ruksa ya Bunge hili Mheshimiwa Spika kukidhia ruksa ya kuomba mkopo kutoka kwa banki ya Equity kwa kiwango cha sh. 505,106,025.55 kuweza kukidhia madeni baki ya mikato ya wafanyikazi kwa awamu ya mwezi wa nne, tano, sita na saba mwaka, 2022;*

*FAUKA ya hayo njia mbadala ziliweza kuangaziwa Mheshimiwa Spika lakini njia bora katika suala hili iliafikiwa ya kwamba ni kuweza kupata mkopo huu kwa kuweza kukidhia dharura hii;*

*HIVYO BASI kukosa kulipa mikopo hii Mheshimiwa Spika itapelekea changamoto za kisheria kwa Serikali Gatuzi na vile vile kuweza kuharibu jina la Gatuzi na wafanyikazi wa Gatuzi letu kwa washika dau wengine hivyo basi niombe Bunge hiki kuamua kama ifuatavyo;*



1. *Bunge hili la Mombasa liweze kuidhinisha mkono kutoka banki kuu ya Equity kwa kiwango cha Sh.505,106,025.55 ili kulipa mikato baki tunayodaiwa;*
2. *Serikali Gatuza kwa mujibu wa sehemu 140(1) sehemu ndogo ya Kanuni za usimamizi wa fedha ya mwaka 2012, kuhakikisha ya kwamba loni na kanuni zake ziweze kuafikiwa kwa kuzingatia ikiwemo sehemu ya 142 ya kanuni za usimamizi wa fedha na majukumu yake na pamoja na usimamizi za maswala ya fedha na maudhui yake na vile vile mipango na makadirio ya serikali Gatuza ya masuala ya madeni na mipango ya kusimamia madeni.*
3. *Serikali Gatuza kuhakikisha wakati mwafaka asikukengeuka katika kulipa mkopo huu wa kiwango katika wakopo huu kwa kiwango cha kila mwezi cha 91,745,455.05 nitaregelea Mheshimiwa Spika...*

**The Temporary Speaker** (Hon. Abdulrahman Abdulkadir): Honourable Athman Mwamwiri, no Member shall read a speech but a Member may read short extracts from read and printed papers, are you reading from the printed papers? You not allowed to read...

**The Leader of Majority** (Hon. Mwamwiri): Mheshimiwa Spika, sijadili hoja nasoma hoja!

**The Temporary Speaker** (Hon. Abdulrahman Abdulkadir): You are moving a Motion.

**The Leader of Majority** (Hon. Mwamwiri): Sijapata hata wa kuniunga mkono Mheshimiwa Spika.

**The Temporary Speaker** (Hon. Abdulrahman Abdulkadir): You are moving a Motion.

**The Leader of Majority** (Hon. Mwamwiri): Najenga hoja nipate wa kuniunga mkono ndio nitaingia hoja.

**The Temporary Speaker** (Hon. Abdulrahman Abdulkadir): And that way you are not allowed to refer.

**The Leader of Majority** (Hon. Mwamwiri): Na Mheshimiwa Spika hakuna vile utajenga hoja kwa kutokisoma ulichokiandika katika hoja yako inapokuja kuchangia.

**The Temporary Speaker** (Hon. Abdulrahman Abdulkadir): It is only with the permission of the Speaker.

**The Leader of Majority** (Hon. Mwamwiri): Inapokuja kuchangia ndio ni suala la kwamba unachangia pasi na kulisoma lakini Mheshimiwa Spika hii hoja ni hoja ya kiserikali ni hoja yenye uzito na hakuna vile utaweza kua na kumbukumbu ya makadirio yaliowekwa hapa pasi kua na nukuu sahihi kama ilivyoandikwa vinginevyo tasoma tutasema mambo tofauti na yalioandikwa na itakuja kutufunga kama Wabunge Mheshimiwa Spika.

**The Temporary Speaker** (Hon. Abdulrahman Abdulkadir): And the Standing order 76(2) says; *the Speaker may allow a Member...!*

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**The Leader of Majority** (Hon. Mwamwiri): Kwa ruhsa yako Bwana Spika.

**The Temporary Speaker** (Hon. Abdulrahman Abdulkadir): You are allowed.

**The Leader of Majority** (Hon. Mwamwiri): Mheshimiwa Spika sehemu;

3. *Katika ombi la hoja hii Mheshimiwa Spika tunaomba ya kwamba serikali Gatuzi baada ya kupata idhini hii ili Wabunge waweze kulipa deni la mkopo huu kwa wakati unao stahiki kwa makadirio ya Ksh. 91,747,455.55 kwa kila mwezi kama ilivyo bajetiwa kwa mapato yalioko;*

4. *Wizara ya fedha Mheshimiwa Spika ibebe jukumu la kusimamia na kupeana taarifa na Ripoti za mkopo huu na matumizi yake kwa Bunge hili.*

Ahsante Mheshimiwa Spika nimuombe Mheshimiwa Mwenyekiti wa Fedha aweze kuafiki hoja hii. Ahsante.

**The Temporary Speaker** (Hon. Abdulrahman Abdulkadir): This Motion belongs to Honourable Kibwana, so I suggest you choose another person to second it Honourable Athman Mwamwiri.

**The Leader of Majority** (Hon. Mwamwiri): Ahsante Mheshimiwa Spika. Mheshimiwa Spika, nimuombe Mheshimiwa ambaye pia ni Mwana Kamati katika Kamati ya Fedha na makadirio ya bajeti Juma Mwalimu Kambi kutoka kata ndogo ya Shika Adabu mpaka wa Mombasa na Gatuzi la Kwale kuweza kuunga mkono hoja hii.

**Hon. Juma Mwalimu:** Mheshimiwa Spika, nimesimama kuunga mkono hoja hii. Ahsante.

**The Temporary Speaker** (Hon. Abdulrahman Abdulkadir): Much obliged. Honourable Members, I now propose the question that the Motion by Honourable Kibwana Baya on approval of loan facility to settle pending deductions be considered by this Honourable House in the same terms as moved.

*[Question proposed and agreed to]*

Yes, Honourable Kibwana Baya please now make your contribution. Your personal contributions.

**Hon. Kibwana Swaleh:** Thank you Honourable Speaker. Allow me to support the Motion and also share the statements that is being carried in this Motion, the issue here is very simple; the pending payments or statutory deductions belonging to Members, that is staff of the County government under the leadership of Honourable Abdulswamad Sheriff Nassir through the financial department is seeking to have a loan repayment that is totaling amount of Sh.505,025.55 and the money being paid is pending in the month of April, May, June, July, 2022. So those are the four months and Honourable Speaker if you look at the Motions very clearly the Assembly will be given updates and reports which is very important because you cannot approve money if they are not going to give us reports in future then we will not be able to approve borrowing. So, Mr. Speaker I ask my colleagues here just to support the Motion so that our staff who are still having problems meeting their needs so that to get these facilities and I

hope that the County government will keep her promise which is that the government to pay every month Sh.91,745,455.05 which must be budgeted within the budget timeline. So in short I'm happy that once we pass this Motion, our staff will be able to get their money in time and make the daily means and also to improve their livelihood. So, I support and ask my colleagues to support this Motion. Thank you.

**The Temporary Speaker** (Hon. Abdulrahman Abdulkadir): Ahsante. Now may I ask Honourable Juma Mwalimu Kambi, the seconder of this Motion to make his contribution.

**Hon. Juma Mwalimu:** Ahsante sana Bwana Mwenyekiti kwa kunipa fursa hii. Mimi nimesimama kuweza kuunga mkono hoja hii mara ya pili na vilevile nitoe changizo zangu ya kwamba wafanyikazi na washika dau tofauti wako na madeni ambayo wanadai katika Kaunti yetu kwa hivyo itakua vyema watu waweze kukopa ili kutimiza madeni kama tunavyojua dawa ya deni ni kulipwa. Ahsante sana Bwana Spika.

**The Temporary Speaker** (Hon. Abdulrahman Abdulkadir): Thank you. Yes, Honourable Hamida Vice Chair of Committee of Finance, Budget and Appropriation.

**Hon. Noor:** Thank you Mr. Speaker for giving me this opportunity and I want to welcome the girls school from Kilifi. As I am standing here I am the Vice Chair of Finance and I welcome you all. Mr. Speaker, I do support this Motion because as you are well aware that we have a lot of pending deductions for the staff and since that we have asked from equity to give us the loan and which is going to be spread out that we are going to be paid within four months and which is going to have a total of Sh.91,745,455.05. I think that will be very good now that our staff will feel that their actions will be going through smoothly as they are being deducted from their salary, I do stand here to support the Motion. Thank you very much.

**The Temporary Speaker** (Hon. Abdulrahman Abdulkadir): Thank you for your contribution. Yes, Honourable Fadhili Mwalimu Deputy Speaker please make your contribution.

**The Deputy Speaker** (Hon. Fadhili Makarani): Ahsante sana Mheshimiwa Spika kwa kunipa fursa hii kuchangia yale yalio yangu ambayo yaambatana na hoja hii ikiwa mbele yetu. Mheshimiwa Spika, kwa hakika inasikitisha sana kuona kua unakatwa pesa alafu una pesa zile mwisho kwa kuisha iwe huoni faida yake. Mheshimiwa Spika nasema hivi kua kuna watu ambao hukatwa kwa mfano tuseme vile NHIF na wanapokatwa pesa zile alafu waende mahospitali wakose huduma kwa sababu pesa ile haijafikishwa kule ambako kuna stahiki, kusema kweli hapo inakua hatua haitendei haki wananchi wetu, ndipo saa na nashukuru viongozi waliofikiria kuleta hoja hii twaelewa kuwa serikali kuu inachukua mda kuleta hazina yetu ya Kaunti huku chini serikali za ugatuzi zinapata tabu na hoja ilivyo imeelezea wazi mpaka mipangilio ya vyenye ambavyo Kaunti itahitajika ama Gatuzi letu la Mombasa litahitajika kulipa pesa hizi ambazo tunataka kuomba kwa manufaa ya watu wetu.

Mheshimiwa Spika, nataka ieleweke kuwa pesa hizi ambazo zinaombwa kama ilivyo kwenye hoja ni pesa ambazo si za kutufaidi sisi ama si za kufaidi Gavana ila zitaenda kufaidi watu wetu wa Mombasa hususan wale wafanyikazi kwa sana. Kwa hiyo mimi nawaomba Waheshimiwa wenza tuweze sote kukubaliana ili tuweze kutatua shida ambayo watu wetu wanapitia ikiwa Bunge hili litaweza kukubaliana na tuelewe kuwa Mheshimiwa Spika hizi si zile *pending bills* hizi hatulipi wale wana kandarasi, wala hizi hatujilipi sisi Waheshimiwa, wala hizi hatulipi wale wafanyikazi wetu ila zinaenda kuwafanyia huduma ama zinaziba yale mapengo

yalikua ili waweze kupata shughuli zao waweze kupata huduma bila matatizo. Mheshimiwa Spika, mimi namuunga mkono Mheshimiwa Mwenyekiti aliyefikiria iko haja ya kuleta hoja hii mbele ya Bunge letu kuweza kuwasaidia watu wetu kuweza kuwatendea haki wananchi wetu wa Mombasa. Mimi nawaomba Waheshimiwa wenzangu tuweze kupitisha hoja hii na vilevile Mheshimiwa Spika tunaomba maadamu tumesoma hapa kuwa serikali ya ugutuzi iweze kulipa kwa miezi minne kama ilivyosemwa hapa na iwe itakuwa inalipa Sh.91,745,455.05 tunaomba serikali Gatuze iwe itafuata haya matakwa yatakuwa yamewekwa hapa, iwe italipa madeni haya kama ilivyosemwa ili Mheshimiwa Spika vilevile tuweze kutendea watu wetu haki kwa sababu ikiwa serikali itachelewa kufuata haya maagizo yamewekwa hapa tutakuwa tunajiweka katika pahali ambapo tutaweza baadae kwenda kulipa *interest* ambazo hazina faida ila itakuwa ni hasara kwetu.

Kwa hivyo Mheshimiwa Spika mimi naomba kupitia kwa Mwenyekiti wa hii Kamati kuwe kutakuwa na ufuatili wa uhakika na wa kisawasawa ahakikishe ya kwamba kama tulivyopitisha hii hoja hizi pesa ziwe zitakuwa ni zenye kulipwa hio benki tutakuwa tumeenda kupata huo mkopo kama inavyoturuhusu PFM Act Bunge hili la Kaunti ndio linaweza kupeana ruhusa wa Gavana aweze kuchukua mkopo. Kwa hivyo Mheshimiwa Spika mimi naomba tuwe tunafuatiliza uhakika kuhakikisha kuwa deni hili linaenda kulipwa ili tusiwe tutakuwa ni wenye kuingia kwa hasara ya baadae. Kwa hayo mengi mimi naomba wenzangu tusimame pamoja tuunge mkono. Ahsante.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Honourable Members, because of time and we have another Motion to debate let me take...

*[Interruption]*

Honourable Patrick, you have already made your contribution somewhere. Now I give the opportunity to Honourable Frankline Makanga and then I will give to Honourable Madialo and then we will finish it up with Honourable Mwaura.

**Hon. Makanga:** Ahsante Mheshimiwa Spika kwa kunipa nafasi hii na pia tuwakaribishe wageni wetu kutoka Kilifi, kwamba hapa ndio nyumbani, kitovu cha Pwani...

*[Interruption]*

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Honourable Ibrahim, you seem agitated, is there an issue bothering you? Please rise up?

**Hon. Omondi:** Mr. Speaker I am not here to go against what you have said but, I had a very important point to pass through Mr. Speaker through your omission Mr. Speaker when Hon. Member has done and his deliberations then, I would request that you allow me to give a very important and sensitive towards the motion thank you.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Well, noted. Your agitations are valid; however, the Speaker reserves the right to choose whoever speaks yes, please proceed.

**Hon. Makanga:** Ahsante Mheshimiwa Spika umeongoza Bunge hili kwamba tujaribu sana, ikiwezekana leo tuongee lugha ya nyumbani ambayo ni Kiswahili, na tunashukuru kwa mwongozo wako.

Kwa utangulizi Mheshimiwa Spika niseme naunga mkono hoja hii, lengo lake likiwa ni kutatua tatizo ya ile mikato ambayo huwa inakatwa Mheshimiwa Spika, alafu inakosa kufikishwa walengwa ama ofisi ambazo huwa zimelengwa. Lakini Mheshimiwa Spika, naomba uniruhusu ili tuweze kupata ujumbe zaidi kutoka kwa Mwenyekiti ya kwamba tumeambiwa tunaomba Kshs Millions 505, 50...

*[Interruption]*

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Honourable Members hold on, Honourable Leader of Majority what seems to be making you giggle, please share with us. We are in the middle of a very important contribution by Honourable Frankline Makanga, so I suggest that he be heard in silence, proceed.

**Hon. Makanga:** Ndio Mheshimiwa Spika; kwamba hapa tumeona zile pesa tunazokopa zikiwa Millions Kshs. 505, 106, 025 na labda ni mapeni ama sumni lakini tutajua tukiendelea kwa sababu Mswahili yuko hapa na Mheshimiwa Spika ukiangalia yale malipo ambayo nimesikia ikisemekana italipwa kwa mda wa miezi minne, ukipiga hio hesabu haitoshei Kwa hivyo labda Mwenyekiti atuongoze kama italipwa elfu milioni 91 kwa miezi minne Mheshimiwa Spika hazifiki...

*[Interruption]*

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Yes, just hold on. Yes, Honourable Mwamwiri are you up on a point of information?

**The Leader of Majority** (Hon. Mwamwiri): Mheshimiwa Spika katika ombi la tatu la hoja hii imetaja tu ya kwamba kuwa itakuwa ikiregesha mregesho wa banki tuliyokopa kwa kiwango sawa cha milion Kshs 91,145.455.05 pasi kutaja idadi kamili ya miezi, kwa hivyo kukifikia kile kiwango tulichokopa atajumulisha kivyake, lakini hakuna mahali tumenukuu miezi minne Mheshimiwa Spika Ahsante.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): We do appreciate your information, however let us avoid unnecessary interjections. We will give the mover of the Motion an ample time to respond to all this yes, proceed please?

**Hon. Makanga:** Ahsante Mwenyekiti. Mheshimiwa Spika kwa sababu ya mwongozo wako nafikiri hio ya mda gani italipwa imesemeka hapa na iko katika rekodi za Bunge hili, ndio maana nimeweza ku *note* na nimeweza kuhakikisha kwamba imesikika ili tupate ujumbe wa sawa. Mheshimiwa Spika pia katika hali ya kuomba fedha hizi na hapo nyuma tumekuwa na Mswada kama huu ama hoja kama hii na tukaelezewa kinaga ubaga kama kutakuwa na ada ama *interest* ambayo itaweza kulipika. Kwa hii hatujaelezewa hii pesa inapoombwa katika benki ya Equity, italipwa kwa *interest* gani, ili pia sisi kama Bunge tufanye wajibu wetu wa kujua, jee hii *interest* ambayo inalipishwa iko *within the limits or the regulations that are there* kufikia sasa Mheshimiwa Spika. Nyingine ambayo pia hatujaelezewa; je labda kwa sababu ya uhusiano wetu mzuri sisi na benki ya Equity, je Kaunti yetu ama serikali yetu labda imepewa ule mda unaitwa *moratorium* mda ambao kabla tuanze kulipa tutaweza kujipanga. Kwa sababu tunajua serikali yetu bado haijakuwa na uwezo wa kukusanya mapato ya kutosha Mheshimiwa Spika, kwa sababu nimetangulia kusema mimi naunga mkono, nataka niunge mkono kwa sababu hii licha ya

kwamba hii inaonyesha ni maswala ya fedha ambazo hazikulipwa mwaka jana mwaka 2022, athari kama vile Mheshimiwa Spika alivyosema ya pesa hizi kukatwa na kukosa kulipwa kule. Ni kwamba kuna wakati watu wanalipwa mishahara, lakini ule mishahara wanashindwa kuufikia, kwa sababu wale wenye benki mahali watu walichukua mikopo wanazuia zile pesa, kuna watu ambao walichukua bima ama *insurance premiums*, lakini ikafika mahali haiwezi kufika *maturity* kwa sababu haikuwa inafuatiliziwa ama haikuwa imetimilika kulingana na vile ilivyokuwa inatarajiwa kulipwa. Kwa hivyo zoezi hili ambalo ni lakuweza kuondoa hii shida ambayo imekuwa donda sugu, donda sugu Mheshimiwa Spika huwa halitibiki. Kile unafanya inaitwa *palliative care*, ile tu kutibu maumivu ukiendelea na ugonjwa wako. Kwa hivyo hii Mheshimiwa Spika nafikiri ni njia ambayo itatusaidia sana kuweza kuleta suluhu ya matatizo ambayo tumekuwa nayo na kwa sababu sisi kama Bunge pia tuna haki ya kupeana mwelekeo...

[Interruption]

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Honourable Frankline please?

**Hon. Makanga:** Namalizia kwa dakika moja Mheshimiwa Spika.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): One minute it is.

**Hon. Makanga:** Ndio, kwa sababu sisi pia kama Bunge tuna haki ya kupeana mwelekeo Mheshimiwa Spika ni kwamba hii ilifanyika hapo nyuma labda kabla uongozi uliopo. Kile tungeomba ni kwamba Mheshimiwa Spika hapa tulipo kwenda mbele mishahara ya wafanyikazi, ilipwe kama *gross-salary* na sio *net salary*, hii itamaanisha kwamba katika makadirio yao watakuwa na uwezo wa kulipa hizi deduction bila kuzichelewesha ili tusiweze kuleta hizi shida ambazo zimewakumba wafanyi kazi wetu.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Thank you Honourable Frankline, I believe your concerns have been well captured by the Chairman who will respond to it. Yes, Honourable Madialo?

**Hon. Madialo:** Bwana Spika kwa sababu ya mda sitachangia lakini naunga mkono.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Thank you so much. Yes, Honourable Samuel Mwaura?

**Hon. Mwaura:** Mheshimiwa Spika, nami pia naunga mkono kwa sababu ninaelewa yale ambayo wafanyikazi wetu wanapitia, ila na mimi nilikuwa na swali kama mwenzangu kuhusiana na hizi fedha zinaonekana ni za mwaka 2022...

[Interruption]

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Honourable Kibwana, those questions are directed to you...

[Interruption]



Honourable Samuel, just wait! Honourable Kibwana, those questions are directed to you. I want you to take note on them, so that you respond to them yes proceed now.

**Hon. Mwaura:** Ahsante Mheshimiwa Spika. Nasema kwamba hata nami ninaunga mkono ikizingatiwa ya kwamba wafanyikazi wetu wa Kaunti hii ya Mombasa wanapitia hali ngumu; mateso mengi, hususan wakati wanapoenda kwa hospitali na wanaambiwa bima zao hazijaweza kulipwa. Kwa hivyo hawawezi kutibiwa, unashangaa mfanyikazi ama daktari kutoka kwa hospitali yetu ya Makadara ama Coast General, anakosa kutibiwa kwa sababu *premium* zake hazijaweza kulipwa. Hio ndio sababu kubwa ambayo inasababisha tuunge huu Mswada mkono ila Mswada huu Mheshimiwa Spika tunaona fedha zinazodaiwa kukopwa ni za mwaka 2022 fedha, hizi ni hakika ya kwamba fedha hizi zilikatwa lakini maelezo ya kwamba zilikatwa zikakosa kufikishwa mahali zilistahili, yalikuwa ni ya muhimu yawe yakieleza hili Bunge kwa sababu tunahitaji *accountability* ama tunahitaji katika kila shilingi inayotoka katika fedha za Kaunti hii zijulikane kwa nini hazikufika na ni kwa nini zilikosa kulipwa na pia tuulize ya kwamba kama ni za mwaka 2022, jee kufikia sasa huu wakati tulioko zimeendelea kulipwa ama bado zingali zimebaki kwanzia wakati huo! Tusije tukawa tunalipa ya miaka hio ambayo imepita na mkopo na ili hali za wakati huu pia hazijakuwa ama hazijaweza kulipwa. Mheshimiwa Spika, kuna haja sana ya sisi hata kama tunapitisha tuweze kuelewa maswala haya, kuelewa hii mikopo kama vile Mheshimiwa ameuliza, hii mikopo itatuathiri vipi kwa upande wa *interest* na mambo mengine. Ahsante sana Mheshimiwa Spika.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Thank you for your contribution, now I will give this opportunity to Honourable. Ibrahim who seems to have very pressing concerns.

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

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): I think you will be the last person to contribute.

**Hon. Omondi:** Thank you Mr. Speaker for opportunity.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Yes, pardon! Just take a minute...Yes, Honourable Nyota you have an issue with my decision? Okay yes Honourable Ibrahim.

**Hon. Omondi:** Thank you Mr. Speaker for the opportunity. As I have said, Mr. Speaker you have heard some of the Honourable Members who have spoken before me; Honourable *Hosana* and Honourable Mwaura, Mr. Speaker respectively, they have tried to poke holes on this particular Motion that is here today. Mr. Speaker, I would like to be given...

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): You want my attention?

**Hon. Omondi:** Yes Mr. Speaker kindly, please.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): You have it, considered it.

**Hon. Omondi:** Mr. Speaker it's true and that one comes search like question comes; you know we are dealing with a sensitive matter here Mr. Speaker. When we are talking about money amounting to over five hundred million, it's a very sensitive matter that we cannot just come here and just say yes Mr. Speaker, no! We need to ask deeply to go through the document I understand, you have heard the senate some of them have said that the MCAs do not do their oversight up to date, that some of us we don't know our mandate, that we go to bed with our executives, they talk a lot of nonsense and that is why it's very important that such a motion is laid in the House is very important we have to discuss it in comprehensively. So I am supporting the Motion, moreover; I would like to urge the Chairman of this particular Committee next time, it is very important to have a session with Members especially when it comes to these matters, so that Members should understand deeply. You have heard some questions that has been asked here and they are very important, so that after that Members can be very much well informed and then such question can be avoided Mr. Speaker Thank you, I support.

**The Temporary Speaker (Hon. Abdirahman Abdulkadir):** Very contradictory remarks by Honourable Ibrahim! There is no need of us having consensus, we are here so that we can have different issues, different views and everyone is allowed to make their contribution so you are also allowed to ask and poke questions where you want to seek clarification. Lastly on this Motion, I will give the opportunity to the Leader of Majority to make contribution and I want him to be very brief.

**The Leader of Majority (Hon. Mwamwiri):** Ahsante Mheshimiwa Spika. Mheshimiwa Spika yale yote nimpongoze Mheshimiwa Gavana kwa kuja na pendekezo hili; ifahamike kwamba ni wajibu wa serikali kurithi yale mazuri na kadhalika kurithi yale mabaya. Mheshimiwa Spika, serikali yetu ya awamu ya tatu imerithi baadhi ya madeni ikiwemo mikato ya wafanyikazi na ni wajibu wetu kuafiki kama Bunge kupeana ruhusa hazina yetu ya gatuzi kuweza kuingia kwenye mkato baina ya benki na hapa imependekewa Equity kupata pesa kukidhia haja hii. Mheshimiwa Spika, wajibu wetu sisi ni kuidhinisha kama ilivyo katika ibara ya mia moja arubaini sehemu ndogo ya kwanza ya usimamizi ya fedha ya mwaka 2022. Mheshimiwa Spika, baada ya idhini yetu hii, hapo ndipo hazina itashuka chini kwenye sehemu mia moja arubaini, sehemu ndogo ya kwanza (a) ambayo inazungumzia ya kwamba, sehemu mia moja na kumi na mbili ya katiba inapeana maelekezo nini ikafanyike ikiwemo ile mikataba kuingiliwa. Sasa hivi Mheshimiwa Spika hoja hii isingeambatana na mikataba kabla hatujapeana idhini ya waziri kutekeleza hilo. Kwa hivyo baada ya hapo Mheshimiwa Spika Waheshimiwa wako sahihi kuomba mkataba ulioko na zile riba ambazo zimeitishwa kupitia kwa Mwenyekiti katika hilo. Vile vile Mheshimiwa Mwenyekiti tunakubali ya kwamba kuna changamoto ama makosa yalifanyika katika utangulizi, kwa sababu sheria ya uajiri inasema, 'Muajiri ana ruhusa ya kukata mkato wa mfanyikazi na kubakia nayo kwa takriban siku tisa kabla kuufikisha katika taasisi zinazostahiki.'

Mheshimiwa Spika katika hili serikali iliyotangulia na hata hii sasa tumekuwa na changamoto ya kupata mgao kutoka kwa serikali kuu na hii imechangia wakati mwengine watu kuunga unga kutekeleza wajibu wa mshahara na yale mikato inayostahiki kwenda kukosekana kwa wakati unaostahiki na tunashukuru ya kwamba limewekwa katika mizani hili na linawajibikiwa ya kwamba yale madeni yote ya wafanyikazi waliokatwa waweze kukidhiwa ili na wao wawe katika mazingira sahihi na katika sura pendekezi ama sura inayopendeza katika taasisi kuhusika. Binafsi Mheshimiwa Spika naunga mkono swala hili kwa niaba ya Waheshimiwa wenza kuweza kuunga mkono ili kuweza kukidhia changamoto ya wafanyikazi wetu. Ahsante Mheshimiwa Spika.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Thank you. Now may I ask Honourable Kibwana, may I ask you now to respond to the specific issues raised by the Members, especially Honourable Frankline and Honourable Samuel Mwaura, be specific in your response please.

**Hon. Kibwana Swaleh:** Honourable Speaker, I think my colleague was speaking in Kiswahili so translating the words in English is a problem to us, but shortly Mr. Speaker I think all Members are supporting this Motion. It's only some issues that have been raised are valid, one; you know that this is a short-term loan and supposed to be paid within one year, so it doesn't mean you have to mention the months that we are going to pay the loan. Honourable Speaker, secondly it is clear that we are going to receive a report from the executive once we pass this Motion. So, I think we will be at the right moment when we will receive the reports, the monthly report from the executive which I have said here they should bring to us, and then we will be able to capture the issue of the interest and other agreement. So I think Honourable Speaker, with those few remarks I think this is a genuine issue, these are money that we have spent that is only going for pension issue, knowing any other amount that is going to development. I think we will have an opportunity to even go for PAC if we can wait the issue of why we have not been sent previously the PAC can take that initiative eliminating those issues thank you Honourable Speaker.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Honourable Members, I now put the question that the Motion by Honourable Kibwana Baya, on approval of Loan Facility to Settle Pending Deductions be adopted by this Honourable House in the same terms as moved?

*[Question put and agreed to]  
[Applause]*

Yes Clerk?

## **MOTION ADJOURNMENT OF THE COUNTY ASSEMBLY**

Yes Honourable Athman Mwamwiri, Leader of Majority Party please move the Motion

**The Leader of Majority** (Hon. Mwamwiri): Ahsante Mheshimiwa Spika. Mheshimiwa Spika, niombe ridhaa ya kwamba Bunge hili liweze kuahirisha vikao vyake kwa mujibu ya kanuni ya ishirini na nane, sehemu ndogo ya kwanza, kwanzia leo hadi tarehe ishirini na na saba, mwezi wa sita mwaka wa elfu mbili na tatu. Nimuombe Mheshimiwa Fadhili Mwalimu Makarani Mwakilishi wa Kata ndogo ya Port Rietz aweze kuunga mkono hoja hii. Ahsante Mheshimiwa Spika.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Yes Honourable Fadhili Makarani, Deputy Speaker?

**The Deputy Speaker** (Hon. Fadhili Makarani): Ahsante Mheshimiwa Spika na mimi nimesimama kuunga mkono hoja hii iliyoletwa mbele yetu na Kiongozi wa wengi.

**Temporary Speaker** (Hon. Abdirahman Abdulkadir): Honourable Members, I now propose the question that the Motion, please may I have your attention. I now propose the question that the Motion by Honourable Athman Rama Mwamwiri, on the adjournment of the County Assembly be considered by this Honourable House in the same terms as moved?

*[Question proposed and agreed to]*

Yes Honourable Athman Rama Mwamwiri MCA Likoni Ward Leader of Majority Party please make your contribution to the Motion.

**The Leader of Majority** (Hon. Mwamwiri): Ahsante Mheshimiwa Spika. Mheshimiwa Spika ni utamaduni wa Bunge hili na Bunge zote ulimwenguni ya kwamba kutekeleza majukumu vile vile pia kuwe na wakati wa kuhairisha vikao, ili wawakilishi waweze kutekeleza majukumu mengine yenye umuhimu ya serikali yao na vile vile ya waajiri wao wanaowakilisha katika maeneo husika. Mheshimiwa Spika, yako mambo lukuki ambayo yametukabili kama wawakilishi; mbali na yale binafsi yanayo tukodolea macho yakiwemo maslahi yetu kama wawakilishi, lakini pia yako maslahi ya wananchi wetu ambayo ni lazima tuyatekeleze na katika likizo hii ama kuahirisha vikao hivi vitatupatia fursa moja, kupigania yale yetu yanatusibu sisi kama wawakilishi. Lakini pia Mheshimiwa Spika, ni fursa kwetu sisi kuweza kurudi nyanjani na kuwajibikia yale ambayo pia yanawakabadhi wananchi wetu na tutakapo pawa tutapata nguvu mpya, ari mpya na kasi ya kuwatekelezea majukumu yao tutarudi hapa tukiwa na nguvu ya stahiki Mheshimiwa Spika ya kukabili yale yote ambayo wananchi wetu wanastahiki na sisi tutakuwa tuko katika mazingira tukiwa tumepata mapumziko, lakini pia kupigania yanayotusibu kuweza kutekeleza kwa haki nao kwa mujibu wa katiba kwa yanayostahiki.

Mheshimiwa Spika tunarudi tarehe 27, hapa tunazo siku kadha katika kutekeleza hayo yalioko katika usoni mwetu, lakini zaidi nikumbushe tu Waheshimiwa wenza ya kwamba likizo hii haimaanishi ya kwamba tuzime simu zetu na kukimbia waajiri wetu. Pia Mheshimiwa Spika katika likizo hii tumeahirisha vikao ili iwe ni wenye kupatikana kwa wakati unaostahiki kwa sababu pia Bunge lina mamlaka iwapo kutakuwa na dharura ya jambo lolote la Wawakilishi Wodi kuitwa katika vikao na kuja kutekeleza misingi ya ile wajibu tuliokula kiapo kwayo. Mheshimiwa Spika, kwa hiyo nitakie Waheshimiwa likizo hii yenye heri na fanaka na yale ambayo tunayaandea Mheshimiwa Spika yawe ni yenye mafanikio kwetu na vile vile yenye baraka tele katika maisha yetu. Ahsante Mheshimiwa Spika na niombe Waheshimiwa wenza kuweza kuunga mkono kuahirishwa kwa vikao kwa muda huu. Ahsante Mheshimiwa Spika.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Thank you. Yes Honourable Milka Ngare, please make your contribution?

**Hon. Ngare:** Thank you Mr. Speaker for giving me this chance to make my contribution on the adjournment Motion and am here to support the Motion and to thank the Majority Leader and the House leadership for thinking of adjourning this Assembly for the purpose that is intended. We would also like to say that we are adjourning in order to also stand in solidarity with the other County Assemblies that are adjourning so that we can attend to other issues, I support the Motion. Thank you so much Mr. Speaker for giving me the opportunity.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Thank you. May I give the opportunity to the smartly dressed, elegant lady Honourable Pamela please make your contribution.

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*[Applause]*

**Hon. Arwa:** Thank you Mr. Speaker for giving me this opportunity also to contribute towards the Motion brought in this House from our Majority Leader Honourable Athman Mwamwiri. I also stand to support the adjournment of the County Assembly; I know at this time we will be able to meet our electorates on the ground and share the views so when we come back I know we will come when we are fresh and ready to continue serving our people. Again, the problem Mr. Speaker that we are going for this short recess but as you are aware the pocket is empty so from your good office I know that...

*[Interruption]*

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Pardon, please say that again?!

**Hon. Arwa:** The pocket is empty...!

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Whose pockets?!

**Hon. Arwa:** The Honourable Members pockets are not as good and the condition you are aware you know we are being deducted the loans and what we are earning is not enough for our Honourable Members. So we kindly request your good office also to consider and what we are earning is not enough for our Honourable Members so we kindly request your good office also to consider us with something small if you do not mind. Thank you, Mr. Speaker.

*[Applause]*

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Okay thank you Honourable Pamela and I want to believe the message is home, my office shall respond to that after the recess. Now may I give Honourable Nyota to make his contribution? You have been raising your hand now you have been given the opportunity to contribute.

**Hon. Hamisi Nyota:** Thank you Mr. Speaker for noticing me. I support the Motion brought by Majority Leader of this House for the adjournment of the House to stand in solidarity with our colleagues the 47 County Assemblies as we fight for our welfare. I just support thank you.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Yes Honourable Frankline Makanga make your contribution?

**Hon. Makanga:** Ahsante Mheshimiwa Spika na ninasimama kuunga mkono Mswada huu wa kuliahirisha Bunge letu hili na kama alivyotanguliza Kiongozi wa Wengi kwamba tuweze kuangazia yale majanga ambayo viongozi wawakilishi wa Wadi wanapitia yale masuala ambayo yameweza kuangaziwa na ambayo kwa sasa yamejenga mazungumzo katika Taifa la Kenya ya kwamba ugatuzi uko mikononi mwa wawakilishi Wadi na endapo wawakilishi Wadi hawatawezesha inavyostahili na kama hawatapewa rasilimali za kutimiza ahadi walizofanyia wananchi wao basi linafanya lengo lile la Ugatuzi lililowekwa Katiba yetu Mwaka, 2010 linabaki kuwa ndoto tu.



Kwa hivyo Mheshimiwa Spika kama alivyotanguliza Kiongozi wa Wengi kwamba kuna yale yametukodolea macho na sisi kama viongozi tunasimama kama Jumba tukisema tuko pamoja kabisa na Gatuji zote 47 tutasimama kuhakikisha lengo lile lililokusudiwa limeafikiwa. Nyengine Mheshimiwa Spika katika muda huu huu sikushughulikia tu masuala yanayolenga viongozi lakini pia tunalenga kwamba tuweze kuwezesha kama viongozi kupata ile pesa inayoitwa *Ward Development Fund* ili tuweze kuleta mashinani tuwafanyie kazi wananchi na tuweze kuhakikisha kwamba tunapokaa katika jumba hili basi tunafikisha malengo yakupitisha sheria zinazostahili. Kwa hivyo Mheshimiwa Spika mimi nasimama mimi binafsi roho yangu na kila kitu changu pamoja na wale wote walionipigia kura pamoja na Wawakilishi Wadi wote zaidi ya 2000 ndani ya Jamhuri ya Kenya kusema naunga mkono uahirishwaji rasmi wa vikao vya Bunge hili. Ahsante sana Mheshimiwa Spika.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Before we wrap it up, I will give the opportunity to Honourable Patrick to make his contribution.

**Hon. Mbelle:** Mheshimiwa Spika naomba niungane na wenzangu wengi katika Bunge na Mabunge mengine mengi katika nchi yetu ya Kenya kuweza kuunga Mswada huu mkono wa kuweza kuahirisha vikao vya Bunge hili na mahsusan najua ni kwa sababu ya kuweza kutumikia mwananchi na kuhakikisha kwamba kile ambacho tunakipigania ni kuhakikisha kwamba huyu Mwakilishi Wadi ambaye ni Patrick Mwavula na wengine wengi katika Bunge hili wameweza kupata kitita cha kuweza kushughulikia mahitaji ya wananchi katika Kata Ndogo ambazo tunawakilisha wananchi wetu. Kwa hivyo tumeenda katika likizo fupi kuweza kuwashughulikia matakwa yao ili pia nao waweze kupata huruma, ingekuwa hivi leo hii sina haja ya kuja kusukuma Mswada ama Hoja ya kuweza kuomba barabara zangu ziweze kutengenezwa iwapo ingekuwa nina uwezo ya kuweza kuja kutoa katika kitita kile cha *Ward Development Fund* ili kushughulikia yale matatizo madogo madogo. Kwa hivyo huu ni msukumo wa wana wawakilishi Wadi ya kuweza kuhakikisha kwamba Serikali nayo inaweza kutupa nguvu kuweza kuhudumia mwananchi na kuweza kuhakikisha kwamba masuala ambayo anahitaji katika sehemu yake anayoishi yameweza kutimizwa kwa wakati na njia ambayo inafaa. Kwa hivyo nimesimama kuunga mkono hoja hii na niwashukuru Wawakilishi Wenzangu wengi katika nchi ya Kenya kwa kuweka msukumo huu. Ahsante sana Mheshimiwa Spika.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Thank you. Yes Honourable Bishop Jacktone Madialo?

**Hon. Madialo:** Thank you Mr. Speaker Sir for granting me this opportunity. I would like to very sincerely thank our Majority Leader for bringing and moving this adjournment Motion, I would like to join the many Members of the County Assemblies (MCAs) all over the nations and many County Assemblies who have adjourned their Assemblies and those that are on their way adjourning. We stand together in solidarity as we said that Members of the County Assemblies (MCAs) deserve better, we deserve better so that we may be empowered to be better legislators, better representatives of our people so thank you so much I support this Adjournment Motion. Thank you, Mr. Speaker Sir.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Well, noted. Last but not least the wise man Honourable Ibrahim, please make your contribution?



**Hon. Omondi:** Thank you Mr. Speaker. Mr. Speaker, first I would like to thank the leadership of this County Assembly to have agreed today this adjournment Motion originally from the Association of Members of the County Assembly (AMCAs), that is the Association of Member of County Assemblies to ensure that the resolution that we actually passed comes to see the light of the day. I would also like to thank you Mr. Speaker for also allowing this Motion to be discussed; Mr. Speaker is only a blind man who cannot be able to see what the MCAs are undergoing in our Country. Mr. Speaker, we have tried several times to make our voice heard to the authorities but all the time we have failed, I can say that in Kenya this is the way to go and this is the way to be heard somebody somewhere will blame us but to me we are blameless, we say that where you failed to get your rights by discussing a matter you always come up in another way Mr. Speaker Sir and that is why an English man says there is very many ways of killing a cat. Mr. Speaker Sir, I want to start by talking about the issue of financial autonomy, we need financial autonomy, we need it and we need it for all County Assemblies in Kenya, we need it like today so that we can be able to plan, execute and make sure that we get what is good for the County Assembly and for the people of Mombasa. Number two, briefly Mr. Speaker is about the salary, when you look at the Members of the County Assemblies especially me I have always been referred in my Ward as 1GB, Mr. Speaker you will find that even women they have that energy just to carry me meaning that Mr. Speaker I am not...

*[Interruption]*

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Carry you to where Honourable Ibrahim?! Carry you to where exactly?!

**Hon. Omondi:** They can carry me up Mr. Speaker, yes?

*[Interruption]*

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): You mean lift you up?

**Hon. Omondi:** Women, with the little energy they have...

*[Interruption]*

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): They lift you up?

**Hon. Omondi:** Yes, they lift me up, thank you for that correction. Mr. Speaker, MCAs go through hell and that is the truth; when I talk about the issue of salaries, they go through hell.... Salaries and Remunerations Commission (SRC) to take a decision to even deduct and tamper the salaries of the Members of the County Assemblies (MCAs), that was a mistake and we are pointing a finger to them that they need to listen and correct us before it comes to us. Mr. Speaker, even the people; the salary of an Member of the County Assembly is Kshs. 86,000 and that is the truth of the matter, let us not speak about this and hide let us be open, what can Kshs. 86, 000 do to the present life Mr. Speaker and am proud to walk tall in my village and my Ward that am a Member of the County Assembly who is presiding over the chairs who are even getting more than me, presiding over the head teachers who are earning over Kshs. 190, 000. Mr. Speaker, I think that one even God himself cannot allow, it is a big sin...

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*[Applause]*

And therefore, the SRC should take this seriously and we are sending a warning that we are yet to do but we are sending a warning, a very serious warning Mr. Speaker. Mr. Speaker, the (MCA) is the only person who is near and in contact to *mwananchi* and I do not know what other MCAs undergo but I know about the same situation, I need just somebody to come and just protect me as am having problems when I wake up in the morning I find people that I was not with the previous night sleeping in my sitting room...

*[Applause]*

It is very serious Mr. Speaker and I cannot blame them; with the salary of Kshs. 86,000 all those people have got problems, a line of problems; there are those ones who want to be taken to the hospital, others who want you to take care of the burial, those ones who their houses need rent, all of them have been piled on an MCA. Mr. Speaker, an MCA cannot escape from *mwananchi*, you cannot run away! Mr. Speaker, a Member of Parliament (MP) gets a salary around of Kshs. 1Million but you find that the Member of the Parliaments (MPs) can escape and even hide themselves in Nairobi, they are not always on the ground. May the Almighty God listen to our prayers for this particular time and liberate us from this Mr. Speaker, I support the Motion Mr. Speaker...

*[Applause]*

But, today am a sad man am crying as an MCA Mr. Speaker I do not get valued of what I was elected for when we go through election we go through hell, we use a lot of money Mr. Speaker some of us are even beaten Mr. Speaker and look at the situation where we are today. Thank you, Mr. Speaker.

*[Applause]*

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): I think all our sentiments have been aptly summarized by Honourable Ibrahim Omondi, so may I give Honourable Leader of Majority to reply to the Motion.

**The Leader of Majority** (Hon. Mwamwiri): Ahsante sana Mheshimiwa Spika. Mheshimiwa Spika, nishukuru kwa yale ambayo Waheshimiwa wenza wameweza kuchangia kwa hili niwaambie tu Waheshimiwa ya kwamba umoja wetu ndio ngao yetu na nia safi ni ngao tosha. Mheshimiwa Spika, vile vile pia tukumbushane ya kwamba katika mchakato huu ni wajibu kwetu sisi binafsi kuweza kujituma sababu Kamisheni ya kupanga mishahara almaarufu SRC wameanza kufanya ziara Gatuizi mbali mbali na tupatapo fursa pia ni wajibu kuhudhuria vikao vile na kuweza kujiongelelea binafsi kama wawakilishi kwa yale yanayotusibu. Pia Mheshimiwa Spika nisihi Waheshimiwa wenza wanapopata fursa katika vyombo vya habari tuweze kwenda na taarifa inayostahiki na kujieleza kinaga ubwaga, vyenginevyo tutahukumiwa visivyo na wananchi kwa nia njema yetu tulionayo katika kutekeleza majukumu yetu. Kwa hayo mengi, Mheshimiwa Spika nishukuru Waheshimiwa wenza na nina imani ya kwamba ni bayana kuangalia hali halisi ya Bunge hili Waheshimiwa wapo katika hali tete na kuahirisha vikao vya Bunge ndio njia mwafaka katika kupeleka mawasiliano yetu. Ahsante Mheshimiwa Spika na shukrani kwa Waheshimiwa Wenza kwa kuchangia.

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*[Applause]*

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Thank you. Honourable Members, I now put the question that the Motion by Honourable Athman Rama Mwamwiri on Adjournment of the County Assembly be adopted by this Honourable House in the same terms as moved?

*[Question put and agreed to]*  
*[Applause]*

Yes Clerk?

### **ADJOURNMENT**

Lastly, may I take this opportunity to thank the students from St. Thomas Girls for being very attentive and well-mannered. I wish you safe journey back home and Honourable Members this House stands adjourned until Tuesday 27<sup>th</sup> June, 2023 at 10:00am. Thank you.

The House rose at 4:35p.m.