

**MOMBASA COUNTY ASSEMBLY  
HANSARD REPORT**

Wednesday, 27<sup>th</sup> July, 2016

The House met at 9:21a.m.

*(Deputy Speaker (Hon. Mswabah Rashid) in the Chair)*

**PRAYERS**

**Deputy Speaker (Hon. Mswabah Rashid):** Kindly Hon. Members have your seats.

**PAPER**

Hon. Amir Thoya, any Member on the Committee of Transport and Public Works. Yes Hon. Ndanda.

**Hon. Mohamed Ndanda:** Mr. Speaker the Paper which is to be presented is a very important document because it touches on the issues of the people of Mombasa and in this response am up because am a Member of this Committee and as per yesterday it was still on the process that is being prepared. I therefore urge through your Chair if we are given time in order to come on Tuesday next week if possible in the afternoon Hon. Speaker Sir.

**Deputy Speaker (Hon. Mswabah Rashid):** Tuesday in the afternoon its okay.

**STATEMENT**

Hon. Saad Faraj.

**Hon. Faraj:** Ahsante sana Mheshimiwa Spika kwa fursa hii. Mheshimiwa Spika taarifa ambayo kwamba niko nayo asubuhi ya leo ni kuhusiana na suala la uwizi wa vifaa vya magari ambayo kwamba umekithiri katika Kaunti yetu ya Mombasa na hususan kati ya maeneo ya kati kati mwa jiji la Mombasa. Mheshimiwa Spika suala hili limekuwa ni kidonda sugu na imekuwa tatizo kwa waendeshaaji wa magari wote kwa jumla tukiwemo sisi ambao kwamba pia huwa watembea humu mjini kuangalia hali za watu wetu na matatizo yanayo ambatana na maeneo yetu. Lakini Mheshimiwa Spika kwa masikitiko ni kuwa vioo vya magari na vifaa vyote ambavyo kwamba vinaambatana na gari vinaibwa vinatolewa kwenda kupelekwa katika sehemu ambazo kwamba zinaeleweka na zinauzwa na baadae kuweza kuendelea biashara ambao kwamba kisheria ni biashara ya haramu. Mheshimiwa Spika suala hili sio suala ambalo kwamba Nyumba hii yafaa kulichukulia kwa ulaini sisi tunahimiza biashara za halali, tunahimiza ustawi wa biashara kwa mbinu za kisawa kulingana na sheria, walakin inaonekana kana kwamba yale maduka ambayo kwamba yanafanya biashara za halali yanaumia zaidi kwa sababu wao wanalipa kodi kwa serikali ya Kenya, wanalipa kila kinachotakiwa kulipwa na Kaunti ya Mombasa na kuhakikisha kuwa stakabadhi zote zinazohitajika ambazo kwamba zawezesha biashara kuendelea wanakuwa nazo.

Mheshimiwa Spika biashara hizi zinauwawa zinamalizwa na wale ambao kwamba wanafanya biashara kama hizi wanaong'olewa vioo kwenye magari yao na sisi kama wawakilishi wa wananchi kule mashinani ni wajibu wetu tuwe na uhaki na uwazi kwa kila jambo letu na ni wajibu wetu kusimama na watu ambao kwamba wanafanya zile biashara kwa njia ya kufuata nidhamu na sheria ambazo zimewekwa. Kwa hio Mheshimiwa Spika mimi naomba ikiwa tutaweza kushirikiana basi tushirikiane kwanza tuangalie njia gani tunaweza kuwahimiza na kuwasukuma kitengo chetu cha maaskari ili kuweza kuweka mfumo na njia gani tunaweza kuweka katika ile hali ya kutatua tatizo hili sugu ambalo limekuwa likiendelea kwa zaidi ya miaka 15 ndani ya Mombasa hivi sasa.

Mheshimiwa Spika mwendeshaji gari lazima apate ule usalama anaohitajia na yule mwananchi wa kawaida ambaye anayetembea kulinda haki zao; ni wajibu wetu sisi kuangalia mbinu ambayo itakuwa imelinda wananchi wote kwa jumla katika hali ambayo kwamba ni ya kisheria na ni hali ambayo kwamba ni salama kwetu sote. Hivyo basi Mheshimiwa Spika ni taarifa ambayo kwamba nimeonelea nije nayo asubuhi hii ya leo ili tuweze kuipatia umuhimu kwa sababu naamini ndani ya Jumba hili waheshimiwa wote ambao kwamba wako na magari yao wameweza kuathirika na jambo hili kando na wale wananchi ambao wako kule nje wameathirika na jambo hili. Ahsante.

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

**Hon. Wangudi:** Ahsante Mheshimiwa Spika. Mheshimiwa Spika tunafahamu kuwa wewe kupitia kiti chako una mamlaka na kwa hiyo ningeomba kupitia kwa kiti chako taarifa hairuhusiwi kujadiliwa katika Bunge hili na hivi sasa naomba idhini kutoka kwako ili tupate fursa ya kujadili taarifa hii kwa kifupi Mheshimiwa Spika.

**The Deputy Speaker** (Hon. Mswabah Rashid): Thank you Hon. Wangudi i also have to ask this House whether this statement to be discussed in this House.

*(Question proposed and agreed to)*

*(Applause)*

Yes Hon. Wangudi i give you the first chance.

**Hon. Wangudi:** Ahsante Mheshimiwa Spika suala aliloleta Mheshimiwa Saad ni suala nyeti sana. Mheshimiwa Spika kama unavyofahamu uwizi umekuwa donda sugu na umekithiri mizizi katika Kaunti ya Mombasa. Uwizi wa vipuri vya magari Mheshimiwa Spika, uwizi wa kila kitu tunafaa tutafute jukumu ambalo tutaweza kukabiliana na uwizi huu wa kiholela uholela na nikichangia hoja hii ningependa pia tuzingatie uwizi wa simu katika steji zetu; kwa mfano kama Bamburi, Mwembe Tayari wewe ukiwa kwenye gari unatoa kisimu chako kinachukuliwa na vifaa vya magari vinachomolewa. Ikiwa gari linatembea kama mara nyingi mimi nishahuhudia unapata *side mirror* zinachomewa katika magari na kikiibiwa kuna mtu anavisubiri kuwekewa kwa magari Mheshimiwa Spika. Kwa hio ni suala gumu Mheshimiwa Spika ambalo linahitaji njia mwafaka ya kukabiliana nalo ndiposa tulikuwa tunafikiria wale wenye maduka ni sharti tushirikiane nao wakiwa wao kama wanauza bidhaa kutoka nchi za nje na wasikubali kununua vifaa ambavyo vinaletwa kwenye maduka yao na wahuni. Mheshimiwa Spika suala ambalo tutalizingatia ni namna ya kuweza kuleta wenye magari wasiwahusishe hawa wahuni kuwaletea vifaa ambavyo vinatolewa kwenye magari ambayo yanatembea usiku na mchana katika Kaunti yetu. Ahsante Mheshimiwa Spika.

**The Deputy Speaker** (Hon. Mswabah Rashid): Yes Hon. Nasser Rashid.

**Hon. Nasser Rashid:** Ahsante sana Mheshimiwa Spika kwa kunipatia hii nafasi. Mheshimiwa Spika mimi naunga mkono kikamilifu swala hili lililoletwa na Mheshimiwa Saad. Mheshimiwa Spika hii si mara ya kwanza kuletwa hapa; wale watekelezaji *executive* au *Inspectorate* ndio mwanzo wamezembea pakubwa. Mheshimiwa Spika kwangu tuko na skrepu karibu kumi, kwangu ndio vioo vinapatikana vikivunjwa vinapatikana kule kwangu *express* unakuja kununua vimevunjwa pahali popote ukija moja kwa moja utavipata na sisi tunajua mambo kama hayo lakini tunaogopa eti ni kura. Mheshimiwa Spika mimi kule kwangu kuna skrepu nyingi na maduka ya kuuziwa hivyo vioo yako kwangu....

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*(Interruption)*

**The Deputy Speaker** (Hon. Mswabah Rashid): Yes Hon. Mary Akinyi.

**Hon. (Ms.) Akinyi:** Ahsante Mheshimiwa Spika. Mheshimiwa Spika nashangaa Mheshimiwa akiwa anaambia Jumba hili kuwa yeye yuko na skrepu kumi yuko na skrepu ama yuko na gereji za ma skrepu kwa sababu kama yuko na hizo skrepu yaonekana hizo skrepu basi yeye ndio ako nazo.

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

**Hon. Onje:** Ahsante sana Mheshimiwa Spika kwa kunipa nafasi. Mheshimiwa Spika vile Mheshimiwa Nasser anasema ni sawa akisema ni kwake maanake yeye ni Mwakilishi. nafikiri kile anachoongea kuwa ile sehemu anawakilisha Express ndio hizo vyombo vinapatikana Mheshimiwa Spika kwa hivyo yuko sawa kusema kwake ndio kuna vitu vya uwizi vinapatikana. Ahsante.

**The Deputy Speaker** (Hon. Mswabah Rashid): Mheshimiwa Nasser.

**Hon. Nasser Rashid:** Ahsante sana Mheshimiwa Spika na nashukuru Mheshimiwa Mwenzangu Onje kwa kunijibia swali la Mheshimiwa Mary.

*(Laughter)*

Mheshimiwa Spika hili jambo limekithiri na hili jambo linaendelea na waheshimiwa tunaona na wananchi wanadhulumiwa kila siku na maaskari wetu wanajua, *executive* wanajua lakini kuchukua sheria ndio haichukuliwi. Mheshimiwa Spika mbali na vioo vya magari mbali na mashimo yetu ya barabara watu wengi wanavunjika miguu kwa sababu ya vifuniko vya mashimo vinaibiwa na nyumba kutolewa madirisha na hakuna watu wengine wanachukua na haya maduka ya maskrepu. Mheshimiwa Spika huu ni wakati wa kuchukua hatua kwa wale ambao wamezembea katika kazi zao; hichi kipindi ambacho kimebakia sisi lazima tuonekane twafanya kazi maanake safari hii maaskari wetu wametuonyesha zaidi ya miaka minne ile kazi wanayofanya ni ipi, maduka ya skrepu yapo na yanazidi kufunguliwa lote. Mheshimiwa Spika kupitia Bunge hili ningeomba bila ya kuona huruma sisi tusiamini *executive* tuunde Kamati ambayo itakuwa ni kali ya kuweza kuchunguza hayo mambo na kuhakikishe limeingia katika kaburi la sahu. Ahsante sana.

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

**Hon. Siminyu:** Thank you Mr. Speaker for giving me this opportunity. Mr. Speaker I have been a victim; a few months ago my car was vandalised side mirrors were totally removed around Tudor estate at night. Mr. Speaker funny enough I found the same side mirrors; the same am saying at Express where my neighbour is representing. Mr. Speaker these places are known and the security officers know about it, this is an easy thing to curb but I think somebody is delaying somewhere; somebody is refusing to work and we have a very strong Department of Inspectorate. I think it's high time that us as a County leads that department so that it can go and do a proper investigation in that matter and some officers to be placed in those areas so that they can investigate the issues without wearing uniforms so that they can be investigated and so that the people can be arrested. Mr. Speaker I think somebody is protecting this business; I don't know who but we as a House we have to find out as there is a Committee chaired by Hon. Ndanda, Committee of Security. I think the Committee has to do something on its own and visit the Inspectorate and give us the reason as to why this business is being promoted.

In Mombasa County people have to be protected, it does not have to affect a Hon. Member so that we can discuss it in this House, common Wananchi are suffering each and every day you have to put a protective wire on the side mirror and we are living in Mombasa where we have our own department. Mr. Speaker I think as Hon. Members we have to do something in order to protect our people. Thank you Mr. Speaker Sir.

**The Deputy Speaker** (Hon. Mswabah Rashid): Yes Hon. Ndanda Chiro.

**Hon. Mohamed Ndanda:** Ahsante Mheshimiwa Spika. Mheshimiwa Spika hata mimi ningetaka kuunga mkono hoja hili japo wakati aliyeileta alikuwa anazungumza sana kuhusu *Island* ama Kisiwani hapa lakini nataka niseme shughuli hizi ambazo tumezizungumzia si za skrepu kwa sababu mzungumzaji mmoja anazungumzia maskrepu sisi tunazungumzia vipuri vya magari ama kwa Kiingereza wanasema vipuri vile vinavyoibiwa. Mheshimiwa Spika sisi tukiwa Mombasa tuna mambo ambayo yanatutatiza na ni lazima sasa kuna sababu yametajwa na ni ukweli haitopita juma moja hata kama Jumba hili kupitia kwako litaweka jopo maalum la kuangalia lakini Kamati yangu inahakikisha, Kamati ina haki ya kuchunguza na kufuatilia na pia ina haki ya kuita. Kwa hio kupitia Kamati ile ya Fedha na Bajeti ya hii na mimi nikishirikiana nayo sababu wale ndio wana biashara tuone ni vipi tunaweza kuwaita na kuzungumza nao kwa sababu mambo yote huwa yanaanza pale katika mazungumzo kisha watu wakiambiana kutoka pale tukubaliane tuweze kuangaalia ule ambao utakuwa uamuzi wetu sisi. Mheshimiwa Spika ukiangalia sehemu ya Nyali hasa kule kwetu ambako tunaishi Kadzandani sehemu hizo za Bamburi ambazo zimetajwa sehemu mpaka hizi za Kisauni mimi kisa cha mwanzo nilichopata kilikuwa ni cha Mheshimiwa Onje tukiwa katika Assemblies hii alikuja na gari asubuhi pale vijana walimpata hapa hapa....

*(Interruption)*

**The Deputy Speaker** (Hon. Mswabah Rashid): Yes Hon. Mary.

**Hon. (Ms.) Akinyi:** Ahsante Mheshimiwa Spika. Mheshimiwa Spika ningepomba kuwa Mheshimiwa anayeendelea kuongea aseme yale anayotafuna ili tuweze kusikia yale maneno vizuri...

**The Deputy Speaker** (Hon. Mswabah Rashid): Hon. Ndanda are you chewing something?

**Hon. Mohamed Ndanda:** Sina.

**The Deputy Speaker** (Hon. Mswabah Rashid): Okay continue.

**Hon. Mohamed Ndanda:** Kwa hivyo Mheshimiwa unajua yeye alisimama akasema maskrepu mimi nikawa namrekebisha lakini siku mtaja jina vile vinaitwa vipuri sasa Mheshimiwa Spika nilikuwa nasema kwamba uwizi hata hapa tunaona hapa hapa katika....

*(Interruption)*

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

**Hon. Faraj:** Mheshimiwa Spika nilikuwa pia nataka ieleweke vizuri kuwa waheshimiwa walioko hapa ya kuwa malengo ya taarifa hayakulemewa tu upande mmoja bali imeelekea pande zote hata yale ma sehemu ambapo zile skrepu zinazwa, hivi vitu vinavyoletwa pale zinazwa. Kwa hio nilikuwa nataka ieleweke kuwa waheshimiwa walioko hapa kwamba inazungumzia pande zote.

(Applause)

**The Deputy Speaker** (Hon. Mswabah Rashid): Yes Hon. Ndanda.

**Hon. Mohamed Ndanda:** Kwa hivyo Mheshimiwa mambo kama haya kama hatutakuwa na mwongozo utapata wanabiashara wadogo wadogo wanaingililiwa magari. Kuna mama mmoja alikuwa na Mark 2 sehemu ya Lake view majamaa walipanda ukuta wakaingia ndani mama akapiga makelele akaambiwa mama unataka maisha yako ama unataka kioo chako chagari, lakini mama anatulia wanatoa wanaenda zao, japo kuwa katika swala la usalama kubwa ni la serikali kuu, lakini hiyo haijamaanisha kwamba Bunge la Kaunti ya Mombasa haiwezi kupanga mikakati ya kuwa watu wetu wataishi vipi, kwa sababu hawa watu hawaishi katika serikali kuu, wanaishi katika serikali ya Kaunti ya Mombasa. Kwa hivyo isieleweke ya kwamba wakati tunaendelea kujadili kuhusu usalama na uwizi watu wakaseme ya kwamba tumeingilia mambo ambayo siyo yetu; serikali zote mbili hizi serikali ya kaunti na serikali kuu ni serikali ambazo zinatakiwa kufanya kazi kwa karibu, kwa maelewano katika hali ya kuboresha maisha ya wananchi. Kwa hio Mheshimiwa Spika jambo hili mimi ninaomba kutilia mkazo Mheshimiwa wa Tononoka alielea hoja hii ambayo leo tunamshukuru Mwenyezi Mungu ya kwamba tumekumbukwa ili tuweze kusalihisha wanabiashara wetu wadogo wadogo wanaomiliki magari yetu ili tuweze kusaidika.

Ninaomba kupitia kwako kama itawezekana kama vile nilivyotangulia, ninaomba nikushawishi kupitia kiti chako uweze kutamka ya kwamba Kamati yetu ya Biashara, ya Fedha na Bajeti ikishirikiana na yangu kwa sababu pale kuna wanabiashara na tena pia pale pale tuna Kamati ya Biashara hapa ni Biashara na ile ya Usalama hawa wenye maduka kutengenezwe hata kama ni *data* tuweze kuwajua wote ambao wanauza maskrepu na wale ambao wanauza hivi vipuli, wote tuwajue. Tukishawajua kwa sababu kazi zetu ni kuchunguza basi Kamati hizi Mheshimiwa tufanye kazi ya kuchunguza na tukae nao tuweze kujua bidhaa hizi wanazitoa wapi na wanaziuzia kina nani, chambilecho Mheshimiwa mmoja amesema vioo vyake vyake vilikatwa na akaenda uziwa hivyo hivyo. Kwa hio hayo ndio yangu na maombi yangu ni hayo Mheshimiwa Spika kama mtayakubali kupitia kiti chako wananchi wa Mombasa waweze kusaidika, ahsante sana.

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

**Hon. Onje:** Ahsante Mheshimiwa Spika. Mheshimiwa Spika na mimi nitaunga mkono taarifa ambayo imeletwa na Hon. Saad ya kwamba Mombasa mambo ya kuiba vifaa vya magari imezidi, hata kule mtaani. Hata mimi hapa gari yangu mara ya kwanza iliibiwa vifaa vyake hapa kwenye kugesha magari, na nilipoenda huko *Express* Mheshimiwa Spika nilipata vyote, kuendea mimi nikanyenyekea na hayo maneno nikamwambia panda ndani ya gari naenda kutoa pesa kwenye benki ndio nikulipe wewe akaingia mimi nikatoa gari, mwisho wa breki ilikuwa hapa Central.

(Laughter)

Pale Mheshimiwa Spika huyo mwizi alilia lakini mimi nilimuachia polisi wafanye kazi yao mimi nikatoka na gari yangu lakini pesa yote ambayo alikuwa anataka nilipe ni elfu nane kwa sababu waliweza kuiba zile *logo* za gari za mbele na nyengine mbili za kando, na hizo ni gharama sana ukienda kununua wanasema ile bei wanataka kwa sababu wanajua hakuna mahali popote utapata, lakini gari yako ikiibiwa vipuri ukienda pale utapata kila kitu hata saa hii ukitoka kwenda huko, lakini sasa wako na *agents*. Hata kule mtaani huo uchungu kwa wale ambao wako na magari wanauona lakini ikiwa huna gari, huwezi kujua ya kwamba hawa watu wanaiba namna gani, lakini ukiwa na gari, hata ukiweka ndani ya fensi wanaruka juu wanaanguka chini wanachukua wanatoka wanaenda nayo.



Sasa kitu ambacho kinafaa tufanye kama vile Mheshimiwa mwenzangu amesema Mheshimiwa Ndanda, kwamba tuweze kuangalia wale ambao wanauza majina yao yaandikwe chini alafu wale wale watatuambia ni kina nani wanashughulika na hizo vitu hivi ama vipuri vya magari, sasa hapo ndio tutafaidika Mheshimiwa Spika. Kwa hivyo kule mtaani na ni kila mahali, maanake umesikia hata Mheshimiwa Wangudi analia pia pale kwao Changamwe, mimi pia kule Kisauni mpaka mahali nilikuwa naweka gari imebidi sasa naenda gharama napeleka gari mahali kuna mbwa kali maanake nimeibiwa saa hii mara ya nne, na nikipeleka gari kubadilisha hizo vipuri Mheshimiwa Spika pesa kidogo natumia ni shilingi elfu sita. Nimekuwa nikiwafanyia kazi na mimi ni Mheshimiwa, kwa hivyo inafaa tuangalie wenzetu wengine ndio maana hata Bridge ukisimama pale utaona magari mengi yanapita bila *side mirrors* zimeng'olewa. Tuangalie jinsi tunaweza saidia wenzetu Mheshimiwa Spika, ahsante sana.

*(Laughter)*

**The Deputy Speaker** (Hon. Mswabah Rashid): Okay thank you very much Members, that statement was a good statement and i can see it was deliberated fully and it was a great opportunity, but this is a problem and this problem has to be solved and the work of this House is to solve a community problem and this is one of them. So Members I think it will be wise if we agree to create, as much as what Hon. Ndanda says it should go to the security docket but I think I have a different idea of creating an Ad hoc Committee...

*(Laughter)*

For the people who have been affected I think maybe some Members who have been affected are not in this Committee so I think I should ask the following Members to form the Committee; Hon. Saad Faraj, Hon. Nasser Rashid, Hon. Patrick Siminyu, Hon. Ndanda Chiro and Hon. Paul Onje...

*(Applause)*

So I think that they're most affected in one way or the other, so am giving this Committee two weeks to investigate the matter with the Inspectorate and come up with a solution within two weeks. Thank you very much. Yes Hon. Madundo what is it?

**Hon. Mohamed Madundo:** Mheshimiwa Spika nilikuwa naomba...

*(Interruption)*

**The Deputy Speaker** (Hon. Mswabah Rashid): Just one minute, Hon. Madundo do you have something new or you want to contribute to, I think let's hear from Nasser. I know Nasser has got something.

**Hon. Nasser Rashid:** Mheshimiwa Spika hili jambo vile limekithiri pakubwa na mimi nikishirikiana na waheshimiwa wenzangu tungeomba tupewe wiki moja tukupe ripoti Mheshimiwa Spika...

*(Applause)*

**The Deputy Speaker** (Hon. Mswabah Rashid): Two weeks is the maximum, you can even be given two days but maximum is two weeks.

**Hon. Nasser Rashid:** Ahsante.

**The Deputy Speaker** (Hon. Mswabah Rashid): Yes Hon. Madundo.

**Hon. Mohamed Madundo:** Ahsante Mheshimiwa Spika kwa kunipatia nafasi asubuhi ya leo. Yangu mimi nina taarifa pia. Taarifa yangu Bwana Spika ni kuhusu mambo ya barabara ambayo ni barabara ya Lunga Lunga ambayo inapitia sehemu yangu ya Wodi ya Shika Adabu. Katika hiyo barabara kuna sehemu ambayo jina lake ni Ujamaa, hapo mahali mara kwa mara huwa panatokezea ajali; watoto wanapovuka barabara na wale ambao wanafanya biashara hapo magari huwa yanapita kwa kasi sehemu hiyo. Kwa hio ningeomba katika Bunge hili kwa sababu hapo mahali watu wanaumia sana hata juzi kuna watu wawili walifariki hapo. Kwa hio ningeomba hiyo sehemu iwe na matuta ya barabarani na pia isitoshe kuwe, kwa sababu ile barabara huwa kuna kiwango cha mbio za magari kuwekwe bango ya kuwa hapa dereva aendeshe gari awe anaona na anajua kama ni 20km/hr ama ni 10km/hr kitu kama hiyo, na nadhani si hapo barabara ya Lunga Lunga pekee yake, ni sehemu nyingi, ambazo katika barabara zetu watu wanapata ajali sana, na hata ukitazama katika barabara ile kama unaenda upande wa Airport kuna sehemu hapo karibu na *opposite* hapo Kibarani pia mara kwa mara hutokea ajali hiyo sehemu.

Kwa hio ni jambo ambalo tulitazame kwa kina ili wananchi wetu wasiwe wakipatwa na maafa mara kwa mara na pia ningeongezea kitu kingine mahali ambako kuna shule pia tuhakikishe watu wanapita kwenye *zebra crossing* kwa sababu hizo sehemu pia huleta matatizo. Hivyo basi Mheshimiwa Spika yangu ni hayo, na ningependa tuijadili kwa sababu ya usalama na watoto wetu pia wawe wanaweza ama raia wetu wawe wakitembea katika barabara wako huru. Ahsante sana Mheshimiwa Spika.

*(Question proposed)*

**The Deputy Speaker** (Hon. Mswabah Rashid): Yes as many as of the opinion that the statement by Hon Madundo be discussed.

*(Question put and agreed to)*

Yes Hon. Patrick Siminyu.

**Hon. Siminyu:** Thank you Mr. Speaker, in fact i have been reporting on some of these cases in my area Tudor to the relevant department and am happy the Member has brought this issue. Mr. Speaker there are areas which are very dangerous to our children even for the adults to zebra crossing, it is important to us as a House in Tudor i have several spots which are dangerous for our children while crossing and if we can talk on Committee stage because we have Committee on Transport so i beg this to be directed to the relevant Committee so that we can have a solution for our people, thank you.

**The Deputy Speaker** (Hon. Mswabah Rashid): Yes Mary Akinyi.

**Hon. (Ms.) Akinyi:** Ahsante Mheshimiwa Spika, taarifa ambayo imeletwa na Mheshimiwa Madundo ni taarifa ambayo ni nzuri sana ndiposa mimi nilikua napinga tuijadili ili tuipatie ile idara ya uchunguzi waende watulete ripoti ili tuje tuijadili. Kwa maoni yangu naona tukiijadili sana na hii taarifa ambayo Mheshimiwa ameleta ni nzuri sana pia itatusaidia, tukiijadili hivi sasa kwa upana ama kwa urefu naona si tutaita hapa tutakua hatuna cha kujadili, ahsante Mheshimiwa Spika

**The Deputy Speaker** (Hon. Mswabah Rashid): Yes Hon. Ndanda.

**Hon. Mohamed Ndanda:** Mheshimiwa ahsante lakini kabla sijazungumza vyombo vyetu ambavyo tunavitumia kama vipaza sauti Mheshimiwa Spika vinatishia hapa vinaleta

cheche za moto hapa chini japokua nitaendelea kwa leo lakini kama Mheshimiwa ile pesa imepatikana ya miradi ifanyiwe kazi kidogo kwa sababu hapa siwezi kuruka haraka ikiwa hatari itatokea. Mheshimiwa Spika hizi hoja ambazo leo tuko nazo mimi zimenigusa kwa sababu mimi pia huendesha gari wakati mwengine na licha yale matuta kuwekwa lakini pia Mheshimiwa Spika kuna shida moja matuta yamewekwa mahali ambapo pana kivuli, ukipeleka gari hujui kama kuna tuta pale unapata gari inaruka inaenda inamgonga mtu ambaye yuko kule nje pia inaleta shida. Kwa hivyo pia nilikua naomba katika ile ile hoja ambayo imeletwa na Mheshimiwa Madundo haya matuta ambayo tuko nayo yaweze kupakwa rangi ile ambayo dereva anaweza kuona kutoka mbali hata kama yatakua mahali ambapo pana kivuli dereva aweze kuyaona haswa usiku, mambo kama haya Mheshimiwa utayaona ni madogo madogo lakini ina madhara makubwa; mwanzo kuharibu magari, pili kuleta ajali kama ilivyozungumzwa na hivi sasa umetokea mtindo wa wale ndugu zetu waliojipatia ajira wanajiita boda boda ama pikipiki. Mheshimiwa Spika ukiwa sehemu kama zile za Kadzandani pikipiki zinapelekwa miguu imewekwa juu inakimbia ile hakuna; sasa bila yale matuta Mheshimiwa Spika nafikiria hali zetu zitakua mbaya.

Kwa hivyo wale ambao watafaulu kutekeleza amri hizi Mheshimiwa Spika isichukue mda na sisi kama Waheshimiwa hivi sasa kuna mtindo Bunge la Seneti linataka kuzunguka Kenya nzima. Mimi pia naomba kwa sababu ya hoja kama hizi Bunge tunaweza kulipeleka kule Kadzandani, Mwakirunge ili wananchi wa Mwakirunge wajue Mombasa kuna Bunge kwa sababu wengine hawajui hizi shida wakati tunaziongea. Kama hivi watajua kwamba Mombasa kuna Bunge inayozungumza shida zao pale Kadzandani mukihitaji vitu kama hivi mtavipata na mtakaa pale japokuwa vipaza sauti vitakua vile vya mkononi kwa sababu hakuna kama hizi ambazo zimeunganishwa na nina hakika ndugu yangu Siminyu pale kwake Tudor tuko na vifaa kama tutaweza kukubaliana hizi shida ni ndogo ndogo lakini zina madhara makubwa katika jamii zetu na jamii zetu pia wanasema, kuona ndio kuamini. Wengine wananchi hata ukiwauliza ukiwapigia simu ukiwaambia uko Bunge wanakuuliza Bunge la wapi?! Nairobi? Wanajua Bunge liko tu Nairobi na zile shida zinazo wakumba zinazungumziwa hapa na shida Mheshimiwa ni kama hizi Waingereza wanasema *are petty* lakini zina madhara mengi. Hivyo basi katika kumuongezea Mheshimiwa Madundo pale kwake siku hiyo aonekane kwamba Bunge liko pale Shika Adabu na yeye anazungumza namna hiyo pia ni hali ya kuweza kutusaidia Mheshimiwa Spika wakati mwengine tuonekane kama viongozi, ahsante sana.

**The Deputy Speaker** (Hon. Mswabah Rashid): Hon. Jabess Oduor.

**Hon. Oduor:** Ahsante Bwana Spika mimi pia vile vile naunga mkono hoja ya matuta haswa nikianza eneo langu la Kongowea kwanza tuna barabara moja inaanza sokoni kuenda mpaka stej; nimeandika kwa Waziri husika kuhusu matuta, barua tatu Mheshimiwa Spika mpaka leo hatujapewa. Naomba matuta haya yatekelezwe haraka sana, kama pia ndugu yangu alivyonena hapa chini sijui kama kote kuna umeme ambayo inatugusa gusa kuna *'shocks'* hapa, kwa hivyo pia mimi ningeomba iangaliwe haraka sana maanake ile bima yetu mara nyingi inakatwa katwa pia vipaza sauti hivi viweze kuwekewa *USB* ya kutia chaji simu Bwana Spika na katika hizi vipaza sauti pia naona kuna ndio, usijibu ama la.

Kwa hivyo hizi kura ambazo twataka kuzipiga tuwe twatumia hizi hapa kura ya siri.

*(Interruption)*

**The Deputy Speaker** (Hon. Mswabah Rashid): Mheshimiwa Jabess unatoka nje ya mada...

*(Laughter)*



*Okay Members I think this statement has been deliberated fully; it is a great concern, a great concern is not only limited in one area so I will commit this to the Committee of Public Works and Transport and to deliberate on this matter and bring back to this House in a period of not more than two weeks so whoever has a problem i think you should take it to this Committee. Yes Clerk, yes Hon. Hatimy.*

**Hon. Mohamed Hatimy:** Ahsante Bwana Spika, niko na taarifa ambayo nataka kupeana kuhusu juu ya wafanyi kazi wetu wakishirikiana na wafanyi biashara wengine kufanya mambo sio ya sawa. Kwa hio Mheshimiwa Spika naomba kutumia Kanuni za Bunge nambari 76 '2' uniruhusu.

**The Deputy Speaker** (Hon. Mswabah Rashid): Okay you can continue so you want to read your statement.

**Hon. Mohamed Hatimy:** Yes I want Mr. Speaker.

*(Hon. Mohamed Hatimy moved the statement)*

Some County workers will falsify the details of their business in order to acquire the Single Business Permit;

In addition County workers collude with business men who have outstanding arrears to change business names in order to delay the payment of their arrears;

Concerned that the County issue the business permit even when the previous years have not been paid for, so Mr. Speaker the County government of Mombasa should develop a computerized database of all businesses operating within the County;

The database should reflect online the nature of the business, payments made and the outstanding arrears Mr. Speaker; this will assist the County to issue permits only to those who have outstanding arrears only Mr. Speaker;

So Mr. Speaker I urge this House or request this House we discuss this issue so that we can help our County to collect enough revenue so that we can run our business because we have a lot of problems in collecting revenue. Thank you.

*(Question put and agreed to)*

**The Deputy Speaker** (Hon. Mswabah Rashid): Yes Hon. Hatimy maybe you can elaborate further on the same matter.

**Hon. Mohamed Hatimy:** Ahsante Mheshimiwa Spika naomba Nyumba hii itilie maanani jambo hili sisi tunajaribu kuangalia kwa sababu nimepata kuona Kaunti kama ya Nairobi wameweza kufanya jambo kama hili kujaribu kuweza kuhakikisha wale wafanyi kazi wao wanafanya mambo ambayo ni ya sawasawa na wafanyi kazi ambao wanashirikiana na wafanyi biashara kuweza kuibia Kaunti hii wanachukuliwa hatua vile inawezekana na wale watu wanasimamia vitengo vya kukusanya pesa na wao pia wanachukuliwa hatua wakipatikana wameshirikiana na wale wafanyi kazi wetu. Kwa hio Mheshimiwa Spika itakuwa ni jambo zuri sisi tulizungumze kwa sababu naona Kaunti imejaribu kufanya mambo kama haya na nafikiri changamoto za Kaunti ni tofauti tofauti lakini kuna mambo mengine kama haya ya kukusanya pesa huwa ni mambo muhimu na ni lazima tuangalie ni njia gani ambayo tutaweza kuangalia ili na sisi tupate pesa na nyimbo ya kuwa hakuna pesa ipate ijapokuwa Kaunti ya Mombasa ilikuwa nambari moja mwaka uliopita kukusanya mapato lakini bado inaonekana kazi inatakiwa kufanywa zaidi ili pesa zipatikane zaidi na kama

unavyojua pesa za kuweka matuta tunaambiwa hakuna na ajali zinatokea kila siku. Unaona kuna juzi niliona pale Tudor ajali zimetokea mbaya sana ni kwa sababu yote ukiuliza pesa hakuna. Hivyo basi Mheshimiwa Spika naomba Nyumba hii kama nitapatiwa nafasi kuleta Mswada ili tuweze kujadili jambo hili kwa umakinifu kuwa tutaweza kufanya ukusanyaji wa pesa iwe ni ya sawa. Ahsante.

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

**Hon. Faraj:** Thank you very much Mr. Speaker for this opportunity. Mr. Speaker I am aware that we have invested so much with the automation of our system with regard to revenue collection of this County. I want to also commend the Trade department for having done a tremendous job with regard, Hon. Speaker to this job but what I understand and the information that I have personally sought is the fact that we have automated our system internally and for the purpose of the public we need to come up with an online information centre where individuals can actually extract information directly from the system and this will go a long way to curb the vices Hon. Mohamed Hatimy has expounded on. So Mr. Speaker we have done so much that we can do more because when you look at the record Hon. Speaker and the fact is very clear that we have been the best performing County with regard to collection of revenue. I believe we can do better and we should and we must go online so that anybody or any individual who wants to source for the information can go directly to the system and extract that information that will curb the vice. Thank you.

**The Deputy Speaker** (Hon. Mswabah Rashid): Mheshimiwa Patrick Siminyu.

**Hon. Siminyu:** Thank you Mr. Speaker I am glad that this issue has been brought by the Chair, Finance and he knows about finance and the loopholes; as a County we are losing revenue through these dealing that are done by our workers. I remember the other time our Governor raided some of our barriers and some people were arrested Mr. Speaker; this County has more potential than it is collecting at the moment and if we are going to work harder to block each and every area that money is being stolen this County is going to improve because when someone steals money he is stealing our development and Mombasa being number two from Nairobi it needs to collect more. I fully agree with any measure that is taken so that we can seal these loopholes and we do not have to wait for tomorrow for the Chair of Finance to bring a Motion because each and every day counts and each and every day we are losing millions in tax collection and a lot of areas that are losing money including our barriers. Mr. Speaker automation of these barriers is going to reduce the monies that have been stolen over the years by our own workers; if there is a case that is discovered that one of our workers is engaged in this stern action has to be taken so that it can be a warning for them and those who are intending to do such a thing I am afraid sometimes politics interferes and I would like to say this time I would like to ask politicians not to interfere. I remember how Magufuli was working there was interference from politicians; it is not a matter of individual, it is not a matter of voting of the economy of the coastal people Mr. Speaker sir it is a matter of developing Mombasa County so if an individual is caught we should not encourage interference so that we can see Mombasa moving forward. Thank you.

**The Deputy Speaker** (Hon. Mswabah Rashid): Yes Hon. Mary.

**Hon. (Ms.) Akinyi:** Ahsante Mheshimiwa Spika, hata mimi ningependa kuelezea hilo ni jambo la muhimu na hizi sehemu zote ambazo zinatupatia mapato ama mahali tuna kusanya fedha za mapato inatakikana tuziangalie sana kwa makini kwa sababu ni leo asubuhi nilipokuwa nikishuka nikaangalia pale kwa *round about* watu wanaegeza magari wale watu wa kukata tikiti nikaona kuna magari kidogo sana kumbe watu wamegundua mtindo wa kuja

kuegeza magari katika hii sehemu yetu kwa sababu hakuna mtu yeyote anatozwa kwa ajili ya kuegeza gari. Hivyo basi mambo kama haya ningependa tuangalie sehemu zote zile ambazo zinatuingizia mapato tupate kujua ya kwamba inaenda katika njia ambayo inahitajika na kama kuna ufasidi upande wowote tuweze tukaangalia ili tuweze kupata mapato ili kazi za Kaunti yetu ikaweze kuendelea. Sasa hivi hata gari imesimamishwa hapa waweze kupata mapato na ni sisi tumekubali watu ambao hata hawafanyi kazi hapa; hawafanyi kazi kwa *administration* watu ambao hata hawafanyi kazi hapa wala hawafanyi kazi pale kwa *Administration* na magari yameegesha kila mahali. Kwa hivyo mimi ningeomba tu pale nikiongezea katika taarifa yake hizi sehemu zote ambazo zinatupatia mapato tuweze kuziangalia kwa makini. Ahsante.

**The Deputy Speaker** (Hon. Mswabah Rashid): Mheshimiwa Jabess Mdhai Oduor.

**Hon. Oduor:** Mr. Speaker thanks, on this matter I support Hon. Hatimy on this matter...

*(Laughter)*

I clearly stated that I support him on matters of revenue collection but on impeachment and matters of Committees Mr. Speaker Sir we still have an issue...

*(Laughter)*

Mr. Speaker it is true indeed that our revenue collection system is not 100 per cent; sure something must be done, we must upgrade also considering our percentage of our overall budget we get our income we get from the local collection contribution to the entire budget is very little, we never met targets although I agree that last year we did very well but we never met our target and another thing I want to say in this Assembly, that this Assembly generally in matters of finances we've been operating at least above path but Mr. Speaker our implementation officers are letting us down and i want to quote and I stand to be quoted, for instance one thing in our banking hall an application of an ordinary Single Business Permit sometimes can take too long to be approved. I have an instance of a trader I know Mr. Speaker and i declare my interest in a player advertising; if you want to put up a sign board in Mombasa even for a shop for you to get an application to be replied it will take more than one month, I can imagine someone who has come with cash Kshs. 50, 000 and wants to pay and go back with that money in one month time someone who runs a shop could not have that money so one of the things that these County government especially implementation action should be how quickly we can have to be approved. It is also through that the player that probably collude with our staff to be able to give false information in order to not be declared years of unpaid license but Mr. Speaker one of the attributes, one of the things that needs to be searched is the moment that the system is not a guarantee you are opening loop holes to corruption. The moment that for instance Hon. Saad wants to pay an Mpesa business he comes here and is told a new license is Kshs. 48,000, pay an extra Kshs. 2,000 and go and fill a form let's say go back from the bank because I hear if you don't have bankers cheque they tell you to go and pay to the bank directly. I would rather the system be that you can pay there cash and if you have banker's cheque pay there and then and if you can go back to pay to the bank pay there and then and to me that will be very fast and efficient unlike sending someone like let's say a 72 years old to go and queue back to the bank so that he can pay and bring back the application. So I think we need to do something on our system am also aware that we were at the decentralised infrastructure system; that online decentralised structure system that you can pay through the internet that what they called famously, *yaitwa nini* Chairman the one of Waiguru, E...

**Hon. Mohamed Hatimy:** E... Electronic payment.

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**Hon. Oduor:** Yes through the E Permit; that system that is linking our system for the past four months I think it is not working if may be we are not aware it is not working and it is also a letdown in revenue collection so I think we have more to do it terms of our system. Thank you.

**The Deputy Speaker** (Hon. Mswabah Rashid): Thank you; the two Hon. Members sit down I just want to remind Hon. Jabess Mdhai...Hon. Jabess Mdhai as you know this House is in a reconciliation state so I urge you to stop piercing the wound all the time. I respect everybody in this House and I give everybody share to speak his mind so stop piercing the wound of reconciliation...

*(Applause)*

**Hon. Oduor:** I direct an apology Mr. Speaker and I will not piercing the wound of my brother.

**The Deputy Speaker** (Hon. Mswabah Rashid): Yes Hon. Ndanda.

**Hon. Mohamed Ndanda:** Ahsante Mheshimiwa Spika lakini alikuwa akininong'onezea akisema ya kwamba *mavi ya kale hayaachi kunuka* but all the same Hon. Speaker today we have a very good issue before us about revenue collection though we know we have a lot of problems the MCAs, the Wananchi at large but we have to support this government to get our revenue because in whatever we are doing we must have money. Hon. Speaker I think and I do propose that we must have a data first to know who are these businessmen; when we have the data from there now we can also come up with a system, I have heard from the learned friends who went to school properly they were telling us of the E whatever but we are also in the system we know all that. So Hon. Speaker if we are able to get the data we may for instance highlight Kadzandani where I come from; you tell us how many shops are there and this data be put in a system if anything changes without any good notice I think it will be easier for the officers to follow up. All these other corruption leaked officers should be investigated Hon. Speaker because as it is the Hon. Members of the Mombasa County Assembly are the supervisors we are the watchmen, if we are the watchmen and some other officers are stealing our money we are going to be held responsible at the end of our term and we don't want this to happen that's why Hon. Hatimy has come up with this statement so that we can also clarify where we did not see Hon. Speaker I sit and I finish my words by saying it is very much important that data be collected for the whole Mombasa County and be put in a system where it is going to be easy for us to monitor and check where there are problems. Thank you very much Hon. Speaker.

**The Deputy Speaker** (Hon. Mswabah Rashid): Yes Hon. Kalume.

**Hon. Kalume:** Ahsante Mheshimiwa Spika kwa hakika taarifa aliyoleta Mheshimiwa Hatimy ni taarifa ya maana sana; ni ya muhimu sana kwa watu wa Kaunti ya Mombasa kuwa na mipangilio ambayo itasaidia Kaunti ya Mombasa na wananchi wa Mombasa. Kusema kweli pesa hizi zimekuwa zikipotea Mheshimiwa Spika na hata hapa kwa Kaunti zetu ukizunguka kwa mitaa yetu kuna watu wengine wana leseni feki wamebandika katika maduka yao leseni ambazo ni feki na baadhi ya maduka ukizunguka utakuta wana risiti ambazo ni feki na risiti zile zinatoka humu humu kwa wafanyi kazi wetu. Leseni zile wanapata kupitia kwa wafanyikazi wetu hawa na pia vile vile watu wengi wamekuwa hawalipi biashara pesa za leseni watu wanakuja kuchukua leseni anazungushwa huku na huku na saa zengine anabidi apeane hongo ndio apate leseni yake. Kwa hio Mheshimiwa Spika kuna umuhimu zaidi wa kuwa na mipangilio ambayo utathibiti ukusanyaji wa pesa katika Kaunti ya Mombasa. Ahsante.

**The Deputy Speaker** (Hon. Mswabah Rashid): Thank you very much Members I think this matter has been deliberated to the full, so I think Hon. Hatimy as a Chair you bring a Motion to that effect. Thank you, yes Clerk.

### **ADJOURNMENT**

Members there being no other business this House stands adjourned until in the afternoon.

The House rose at 10:27a.m.