



## COUNTY ASSEMBLY OF MOMBASA

### OFFICIAL REPORT

Tuesday, 29<sup>th</sup> October, 2019  
The House met at 2:36 p.m.

*(The Deputy Speaker (Hon. Fadhili Mwalimu) in the Chair)*

### PRAYERS

**The Deputy Speaker** (Hon. Mwalimu): Have your seats. Yes Clerk?

### STATEMENTS

RESPONSE TO STATEMENT BY CHAIRPERSON COMMITTEE ON TRANSPORT, INFRASTRUCTURE AND PUBLIC WORKS HON. PRISCHILLAH MUMBA ON THE STATUS OF THE STREET LIGHTS IN THE COUNTY

Yes Chairperson Committee on Transport, Infrastructure and Public Works or any Member from that Committee to respond on the Status of the street lights in the County?

*(Silence)*  
*(Hon. Nyiro rose)*

Yes Hon. Nyiro I understand that you are a Member of Transport Committee. Are you a Member of Transport Committee?

**Hon. Nyiro:** Yes Chair I am a Member of that Committee?

**The Deputy Speaker** (Hon. Mwalimu): Then any response on concerning the said issue on street lights?

**Hon. Nyiro:** Mr. Speaker I have a response here on the status of street lighting in the County now...is from the Chief Officer Transport, Infrastructure and Public Works County government of Mombasa and it was directed to the Clerk of the Assembly Mr. Salim Juma. So if you allow me...

*(Interruption)*

**The Deputy Speaker** (Hon. Mwalimu): Yes Hon. Mwamwiri?

**Hon. Mwamwiri:** *(Off microphone).*

Yes Hon. Bwire?

**Hon. Bwire:** Thank you Hon. Speaker. I remember the last time I read a communication I was the Chair of the day and the communication was straight forward; that whenever there is a response the copies should be made available to all Members so we should not be going against the directives or the communication from the Speaker. Let the Hon. Member and the Committee adhere to the communication you gave them the other day, thank you.

*(Consultations)*

**The Deputy Speaker** (Hon. Mwalimu): Yes Hon. Chief Whip?

**The Chief Whip** (Hon. Kitula): Ahsante Mheshimiwa Mwenyekiti. Nimeweza kuangalia Mheshimiwa Nyiro ambaye ni Mwanakamati katika Kamati ya Idara ya Uchukuzi na Masuala ya Usafiri katika Kaunti yetu ya Mombasa lakini ni dhahiri shahiri hata kama yeye kabla asome majibu hayo twaomba iwekwe katika kumbukumbu ya Bunge hili kama wao walikaa kama Wanakamati kwanza kujadili majibu hayo kabla kuweza kuingia katika Bunge hili. Kwa hivyo tungependa aweze kutuweka wazi kama walikaa katika Kamati hiyo kuweza kujadili majibu hayo ili iweze kuingia rasmi katika Bunge hili Mheshimiwa Mwenyekiti ili kufuata sheria na taratibu za Bunge. Ahsante.

*(Consultations)*

**The Deputy Speaker** (Hon. Mwalimu): Yes Hon. Nyiro?

**Hon. Nyiro:** Mr. Speaker as I can see most of the Members are anticipating that this maybe a response but it is good for them to be calm so that I can inform them whatever the content of this letter is. Mr. Speaker what I have in my hand is a document showing the number of times our Committee has written to the Department...

*(Interruption)*

**The Deputy Speaker** (Hon. Mwalimu): Yes Hon. Bwire?

**Hon. Bwire:** Mr. Speaker I have no problem with what the Hon. Member is going to read but I am just afraid Hon. Speaker that we are opening another issue that you or your office gave the directive over.

*(Applause)*

Mr. Speaker if we will have this response read without Members having the copies then let us not again demand for more copies from any other Member who will be bringing the response. So I just pray Mr. Speaker that you give directives over such issue because it was a communication from the office of the Speaker and we have to adhere to it. Thank you.

**The Deputy Speaker** (Hon. Mwalimu): Thank you Hon. Bwire but as the Hon. Member has said that it is not a response as such. It is a letter that the Committee has written to the Department concerned. Yes Hon. Thoya?

**Hon. Thoya:** Thank you Mr. Speaker. I think we need to appreciate with your good heart and leniency but wherever that Hon. Chair passes some guidelines we need to adhere, it is not just a response but anything that he is reading we are supposed to follow it up through a written copy; seated here we are not certain of whatever he is reading is the right information and we are not in a hurry because this thing can be done even tomorrow. If at all you are serious about the guidelines that you did over Mr. Speaker we are not in a hurry but let the House rules and regulations be followed. Thank you.

**The Deputy Speaker** (Hon. Mwalimu): Yes Hon. Nyiro proceed. Hon. Members Hon. Nyiro has said that he does not have the response so when he brings the response we will order the Committee concerned or the person concerned to adhere to the Chair's request that each and every response must be circulated to each and every Member. So what he has is not a response but he is showing the House how the Committee has tried to request for that statement. Yes proceed Hon. Nyiro?

**Hon. Nyiro:** Thank you for your indulgence Chair. Mr. Speaker I also beg the Members to be patient because whatever I am reading I am sure it is pleasant to them. Mr. Speaker this letter has been written from our Clerk of the Committee and it has also been confirmed by our Senior Clerk; the County Assembly Clerk that indeed a number of letters have been written from the many requests that have been coming to this House and indeed this request have been sent to the relevant Department but up to today the Department of Transport, Infrastructure has never responded to any of these requests that this House has been requesting. So Mr. Speaker up to today we cannot give responses on the status of the street light because the Department has not responded and this one is a letter confirming that indeed letters were sent to the Department from the Clerks for them to respond but they have not responded. Thank you Mr. Speaker.

**The Deputy Speaker** (Hon. Mwalimu): Thank you Hon. Nyiro. Yes Hon. Faith?

**Hon. Mwende:** Ahsante sana Bwana Spika. Bwana Spika nakumbuka hili suala mimi ndio nilileta katika hili Bunge na ilikuwa mwezi wa saba na katika kikao chenye tulikaa hivi majuzi ulitoa *directive* ukasema umewapatia muda wa wiki mbili ambapo hizo wiki mbili zilikuwa ziishe wakati kipindi kile tukienda katika michezo ya CASA. Mheshimiwa Spika nasikitika saa hii kukosa majibu ya swali langu, kama kweli wanajua walifanya kazi ya uhakika kwa sababu mimi niliuliza kujua ni kwa nini wenye walipewa kandarasi walileta vifaa ambavyo ni ghushi; taa zawaka siku mbili na zina zima Mheshimiwa Spika...

*(Interruption)*

**The Deputy Speaker** (Hon. Mwalimu): So Hon. Faith that was what was written on your statement?

**Hon. Mwende:** Kabisa Bwana Spika hivyo ndivyo nilivyoandika.

**The Deputy Speaker** (Hon. Mwalimu): So you will...

*(Interruption)*

**Hon. Mwende:** Sikuongea tu kwa mdomo niliandika Bwana Spika.

**The Deputy Speaker** (Hon. Mwalimu): Hon. Nyiro you will have to go back to the Hansard and the Clerk's office to get the statement from Hon. Faith concerning her issues so that you respond back to this Honourable House. Yes Hon. Faith?

**Hon. Mwende:** Mheshimiwa Spika nikinukuu vizuri hili suala tumekuwa tukiregelea muda kwa muda *headline* ilikuwa inasoma, *status of street lights* lakini mimi nilisema *sub standard* hata kile kikao ambacho tulikaa nilisema vitu ambavyo vilikuwa haviwezi dumu na nilisisitiza na ndipo Spika akapeana *directive*. Nakuomba kwa himaya ya Kiti chako Bwana Spika kwa sababu naona hili suala kama limeshindikana kwa Idara naomba uweze kutoa *directive* ya mwisho Mheshimiwa Spika kwa sababu hii hoja yatuumiza sana kule mashinani kwa kurekebisha mataa sisi wenyewe. Ahsante sana Bwana Spika.

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

**Hon. Athman Mwamwiri:** Ahsante Mheshimiwa Spika. Mheshimiwa Spika taarifa tulio nayo kutoka kwa Mheshimiwa Nyiro binafsi sikuweza kuelewa jukumu alilopewa kama Kamati kwamba walishindwa na kutekeleza kazi ile wamekuja kushtakia Bunge hili kwa hatua zaidi ama amekuja mlilia nani katika Jumba hili wakati yeye ni Mwanakamati mwakilishi aliyetumwa kwa minajili ya kutafuta suluhu ya matatizo yanayokumba wananchi na yeye anakuja kulia katika Bunge hili Mheshimiwa Spika. Kwa hivyo Mheshimiwa Spika naomba kulifahamu hili kutoka kwa Mheshimiwa Nyiro. Anamlilia nani?

**The Deputy Speaker** (Hon. Mwalimu): Hon. Members I now request the Committee concerned to respond back to this Honourable House on this matter in a week's time and make sure as a Committee you sit and deliberate on that issue so that when you bring back to this Honourable House you will be having a response that all the Committee Members will know what transpired in the Committee level so that you read on the same page. So I am giving you one more week for you to make a proper follow up as a Committee and as I said earlier go back to the records either the Clerk's office or the Hansard records and see whatever that the Hon. Member raised so that when you bring back a response it aligns with what she had requested. Yes Hon. Mohamed Mohamed?

**Hon. Mohamed Hatimy:** Ahsante Mheshimiwa Spika. Mheshimiwa Spika nafikiri pengine watu hawafahamikiani juu ya hili suala. Hili suala ni kuwa mwenye alileta swali hili anasema kuwa hizi ni *sub-standard*. Ni wazi Mheshimiwa Spika Kenya haitengenezi *street lights* na ni lazima mataa haya yamekuja kutoka nje, ku *confirm* jambo hili ni kuleta *confirmation* kuonyesha kuwa *Kenya Bureau of Standards* walipitisha hizi taa na zinafaa kuingia kwa soko. Waleta waje wa...

*(Interruption)*

**The Deputy Speaker** (Hon. Mwalimu): Hon. Hatimy I think I have already ruled on this issue so let us wait the Hon. Committee to at least bring back the said report and I said that the Committee should go to the Clerk's office or the Hansard records and see if when she raised the issue she actually stated that the bulbs are sub-standard and if not then we will respond on what she requested on that same day. Yes Clerk?

## **BILLS**

### **THE MOMBASA COUNTY FINANCE BILL, 2019 FIRST READING**

Yes Clerk, first reading?

*(The Bill was read)*

Yes Clerk?

## **ADJOURNMENT**

Hon. Members the House stands adjourned until Wednesday 30<sup>th</sup> October, 2019 at 10:00 a.m.

The House rose at 2:54p.m.