



## COUNTY ASSEMBLY OF MOMBASA

### OFFICIAL REPORT

Wednesday, 5<sup>th</sup> December, 2018

The House met at 9:23a.m.

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

### PRAYERS

**The Deputy Speaker (Hon. Mwalimu):** Hon. Members you may be seated, yes Clerk?

### PETITIONS

#### INTERVENTION FROM THE DETERIORATING STATE OF TRUCK AND UNIT DRIVERS IN MOMBASA

Hon. Members pursuant to Standing order 202 (1) and 202 (2) we have received a Petition seeking for urgent intervention from the deteriorating state of truck and unit drivers in Mombasa and Hon. Members the petition itself touches almost three Committees; the Committee of Transport, Infrastructure and Public Works, Committee on Labour and Social Welfare and Committee on Justice and Legal Affairs. Due to that Hon. Members we will proceed to form an Ad hoc Committee that will look upon on this petition and as per Standing orders Hon. Members we have got only 60 days to report back to this Honourable House on the findings and I hereby appoint the Chairs of the three different Committees and Chairs to come with one Member from each Committee of Labour, Transport, Legal affairs plus the Deputy Speaker of the County Assembly of Mombasa will be among the Ad hoc Committee Members. Thank you Hon. Members. Yes next order.

### MOTION

#### APPLICATION FOR MEMBERSHIP AND ADMISSION TO THE COMMONWEALTH PARLIAMENTARY ASSOCIATION

Hon. Hatimy Mohamed.

**Hon. Hatimy Mohamed:** Thank you Mr. Speaker. Mr. Speaker Sir; I beg to move the following Motion...

*(Interruption)*

**The Deputy Speaker** (Hon. Mwalimu): Hon. Hatimy be audible, please.

**Hon. Hatimy Mohamed:** Thank you Mr. Speaker. Mr Speaker I beg to move the following Motion:

THAT AWARE that there exists a Commonwealth Parliamentary Association (CPA) which is an Association of Parliaments of Commonwealth Countries worldwide;

FURTHER AWARE that the CPA recruits new Assemblies which are competent to enact state, provincial or territorial legislations;

NOTING THAT the Association provides its Members opportunities to participate in a wide and expanding range of activities and programmes, and that Members are also entitled to exchange of knowledge and information on practices and procedures in other Parliaments and Legislatures, as well as other benefits including sending delegates to annual conferences upon payment of the Membership subscription;

This Assembly RESOLVES to apply for Membership in the Commonwealth Parliamentary Association as follows;

THAT:-

1. The Membership be effective immediately upon the approval of the application by the General Assembly of the Commonwealth Parliamentary Association;
2. This Hon. Assembly agrees to abide by the provisions of the Constitution of the Commonwealth Parliamentary Association;
3. The required Membership fee be paid to the Commonwealth Parliamentary Association; and,
4. This resolution be communicated to Secretariat of the Commonwealth Parliamentary Association, immediately following its passage. I beg to move Mr. Speaker thank you.

**The Deputy Speaker** (Hon. Mwalimu): The seconder.

**Hon. Mohamed Hatimy:** I request Hon. Tobias to second.

**Hon. Samba:** I beg to second Hon. Speaker.

**The Deputy Speaker** (Hon. Mwalimu): Hon. Members I now propose a question that the Motion on, Application for Membership and Admission to the Common Wealth Parliamentary Association, be discussed in this House as moved. Yes Hon. Hatimy.

**Hon. Mohamed Hatimy:** Ahsante Mheshimiwa Spika. Mheshimiwa Spika hii Hoja naona sikua ina mambo mengi isipokuwa ni kitu ambacho tunataka kuwa Mwanachama wa hii *Association*. Kama tunavyojua Mheshimiwa Spika Common Wealth Parliamentary Association ni Mwanachama wa nchi za Common Wealth na nafikiri twaweza kukumbuka 2010 Kenya ili fanya mapokezi ya kongamano hilo hapa Nairobi na kwa hivi sasa Mheshimiwa Spika kwenye kikao cha 49<sup>th</sup> iliyofanyika Gaborone, Botswana Spika wetu Mheshimiwa Muturi aliweza kuchaguliwa kuwa Mwenyekiti wa Afrika kwa hii *Association*. Mheshimiwa Spika hii *Association* itatufanyia sisi kupata mambo mengi...

*(Interruption)*

**The Deputy Speaker (Hon. Mwalimu):** Hon. Hatimy because of the Hansard records come clear, the Speaker of the Assembly...

*(Interruption)*

**Hon. Mohamed Hatimy:** Mheshimiwa Spika wa Bunge la Taifa aliweza kuchaguliwa kuwa Mwenyekiti wa Afrika kwenye kongomano la 49 lililofanyika Gaborone, nchini Botswana July, 2018. Kwa hivyo Mheshimiwa Spika jambo hili litatunufaisha sisi kama Waheshimiwa na pia wafanyi kazi wetu pia wapate ku *participate* wapate elimu ile inayotakikana Mheshimiwa Spika ambapo sisi twategemea hawa wafanyi kazi wetu wao ndio watupe ushauri sisi ni jambo gani kufanya Mheshimiwa Spika. Kwa hivyo ikiwa tutawanyima elimu watakuwa hawana jambo lolote la kuweza kutufundisha au kutuambia au kutushauri sisi, hivyo basi naomba itakuwa ni jambo zuri Mheshimiwa Spika sisi tuweze kuungana na hii Common Wealth Association ili tuweze na sisi kuendelea mbele. Kwa hivyo naomba wanachama wenzangu wapitishe hii Hoja ili Clerk apate kuwasiliana nao na tuweze kuwa Mwanachama wa hii Association. Ahsante Mheshimiwa Spika.

**The Deputy Speaker (Hon. Mwalimu):** Yes Hon. Hamida.

**Hon. (Ms.) Noor:** Thank you Mr. Speaker for giving me this opportunity. It is a very good idea for this Common Wealth Parliamentary Association because we will have more knowledge to go and learn so that we can perform our duties much better and get to know what the other Parliaments are doing. I think this is a very good idea and I support the Motion. Thank you.

**The Deputy Speaker (Hon. Mwalimu):** Yes the Majority Leader.

**Leader of Majority (Hon. Mwidani):** Ahsante sana Bwana Spika. Nimesimama hapa pia kuunga mkono hii hoja ya Mheshimiwa Hatimy. Bwana Spika hii *Association* itakua ni Bunge lote kuanzia Waheshimiwa mpaka wafanya kazi. Kwa hivyo ni jambo moja la maana sana tukiwa hatutaweza kulifikiria kwa sababu litasaidia watu wetu na unaambiwa kila siku jaribu kufanya jambo ambalo unajua litakunufaisha wewe na mwengineo atakae kuja. Kwa hivyo hata tutakapo ondoka tukiwa tuko kwenye *association* hii itasaidia hata wale watakaokuwa wamekuja, hivyo basi Bwana Spika mimi naona hii hata si hoja itakuwa na mushkil, ni pale tu wakati ikiwa safari zikiwa zimetokea tujue ni lazima kwamba ni Bunge na wafanyi kazi watasafiri kwa sababu katika *association* huwezi kuchukua watu watatu wawakilishe kila kitu.

Ni lazima timu yote iwe inaweza kuenda, kwa hivyo Bwana Spika ni hoja moja nzuri na ni ya maana na najua watu wengi sana wataipatia faida yake; japokuwa sisi wengine ni wazee tuko karibu na kuenda nyumbani lakini ni vyema kuwatengezea watakao kuja, kwa hivyo Bwana Spika, nasimama kuunga mkono.

*(Applause)*

**The Deputy Speaker (Hon. Mwalimu):** Hon. Leila Nyache.

**Hon. (Ms.) Nyache:** Ahsante sana Mheshimiwa Spika kwa kuweza kunipa fursa hii kuchangia mjadala huu uliokuja na Mheshimiwa Hatimy. Mheshimiwa Spika kama tunavyojua elimu huwa haina mwisho, na hii elimu ya Commonwealth ni heri tujiunge nayo kwa sababu na sisi pia tuweze kuwa na uwelewaji zaidi wa hii elimu na pia tusiwe wachoyo kuunga mkono hii hoja kwa sababu wenzetu kama hawa wafanyi kazi pia wako katika huu mjadala kwa hivyo mimi ningeomba Nyumba hii tuunge mkono tuweze kusonga mbele. Ahsante Mheshimiwa Spika.

**The Deputy Speaker (Hon. Mwalimu):** Yes Hon. Tobias Samba.

**Hon. Samba:** Thank you Mr. Speaker. First of all the Motion that has been brought I think it is timely; the Motion of the formation of participation of the Commonwealth Parliamentary Association. Hon. Speaker if you go back to history I think it was first held in 1989 and previously it was known as Empire Parliamentary Association and it has around 180 branches and Africans being one of its Members and Kenya not excluded. It is timely Mr. Speaker and the organization advocates for it supports good governance and democracy and human rights; these are the things that we need to learn as we represent, as we do our role of representation and learning does not stop from where we are. We need also to engage with other stakeholders and we need also by attending such like forums we will be having exchange programs and with time because we have Commonwealth Parliamentary Association and at the same time we have its branches, Commonwealth Women Parliamentarians and also Commonwealth Youth Parliament. We need also to extend so that the representation of women, Commonwealth Women Parliamentarian advocates for higher numbers of women representation in both Parliament. At the same time we have Commonwealth Youth Parliament that also advocates for youthful representation in both Houses, so Hon. Speaker it is timely only that when we will be having such invitations I think the Clerk should be neutral so that all Members attend. We normally have difficulties when it comes to convincing the administration so that even the staff attend such like forums; it should be open for us all and for every Member to attend such forums. Hon. Speaker I beg to support the Motion, thank you.

**The Deputy Speaker (Hon. Mwalimu):** Yes Junior Kyaka.

**Hon. Wambua:** Ahsante sana Mheshimiwa Spika. Ningetaka kuunga mkono Hoja hii ambayo ni ya muhimu sana imeletwa na Mheshimiwa Hatimy; ni muhimu sana kutembeleana na kutangamana katika mambo kama haya ili tuweze kusoma zaidi jinsi tunavyoendeleza Mabunge yetu, naomba kuiunga mkono.

**The Deputy Speaker** (Hon. Mwalimu): Thank you Hon. Members I think it is now time to call upon the mover of the Motion to respond putting in consideration the Members want to travel with the Association. Hon. Hatimy, yes.

**Hon. Mohamed Hatimy:** Ahsante Mheshimiwa kama jana nilivyozungumza hapa kusema kuwa kila siku inaonekana kuna maendeleo makubwa ndani ya Bunge letu kuwa watu wanapima ile hoja na wakaizungumzia vilivyo. Kwa hivyo Mheshimiwa Spika mimi sina mengi ya kusema isipokuwa ni kuwahakikishia Wanachama kuwa nimefanya utafiti na hata Katiba yake pia niko nayo ni kuwa ni jambo ambalo litaweza kutusaidia sisi sana kwa sababu kwa *exchange programs* ikiwa tutaweza kuingia itakuwa kwenye nchi za Commonwealth watu wanaenda wanasoma na wanaangalia wakija hapa wanaweka ile elimu yao vile inavyotakikana. Kwa hivyo nashukuru Wanachama kwa kuifahamu na kusema wanaiunga mkono na nasema ahsante kwa Wanachama na tuendeleo na moyo huu ulioweza kufanya Kaunti 001 iwe iko juu zaidi. Ahsante.

*(Applause)*

**The Deputy Speaker** (Hon. Mwalimu): Hon. Hatimy before I put a question I think you have considered the fees in the budget, they are considered. Hon. Members I now stand to put a question that the Motion on application for Membership and admission to Commonwealth Parliamentary Association as moved by Hon. Hatimy be passed in this Honourable House.

*(Question put and agreed to)*

Yes Clerk.

### ADJOURNMENT

Hon. Members there being no other business the House stands adjourned until today at 2:30p.m.

The House rose at 9:45a.m.