



**COUNTY ASSEMBLY OF MOMBASA
THE HANSARD**

Wednesday, 18th October, 2023
Third Assembly – Eighty First Sitting

*[The County Assembly met at 2:37p.m. at the County Assembly Buildings]
[The Deputy Speaker (Honourable Fadhili Mwalimu Makarani) in the Chair]*

PRAYERS

The Deputy Speaker (Hon. Fadhili Makarani): Good afternoon. Have your seats Members. Yes Clerk?

STATEMENTS

RESPONSE TO STATEMENT BY CHAIRPERSON COMMITTEE ON HEALTH HONOURABLE BENARD OGUTU ON ALLEGED DISCRIMINATION IN RELEASE OF HEALTHCARE PRACTITIONERS FOR FURTHER STUDIES

Yes, Honourable Bernard Ogutu, Chairperson Committee on Health or any other Member from Health Committee? Yes, Honourable Frankline Makanga?

Hon. Makanga: Thank you Mr. Speaker. With the instructions from the Chair who is indisposed, I kindly request your office that you grant us more time so that we are able to put together the response to this statement brought by the Honourable Member in the statement.

The Deputy Speaker (Hon. Fadhili Makarani): More time as in how many days?

Hon. Makanga: If you give us two weeks Mr. Speaker, because we are fully aware the House will be adjourning today according to our calendar so maybe you give us time by the first sitting when we resume sitting.

The Deputy Speaker (Hon. Fadhili Makarani): Okay granted.

Hon. Makanga: Thank you.

The Deputy Speaker (Hon. Fadhili Makarani): Yes Clerk?

RESPONSE TO STATEMENT BY CHAIRPERSON COMMITTEE ON TRANSPORT AND
INFRASTRUCTURE HONOURABLE HASSAN MOHAMED ON UPGRADING OF FEEDER ROADS IN
MTOPANGA WARD

Yes, Honourable Hassan Mohammed, Chairperson Committee in Transport and Infrastructure or any other Member from that Committee?

[Silence]

Okay then Leader of Majority please respond on their behalf.

The Leader of Majority (Hon. Athman Mwamwiri): Thank you Mr. Speaker. Mr. Speaker with your guidance I suggest that the Committee be given time until we resume from recess so that they can be deposition to table their full report.

The Deputy Speaker (Hon. Fadhili Makarani): Thank you and granted. Yes Clerk?

RESPONSE TO STATEMENT BY CHAIRPERSON COMMITTEE ON TRANSPORT AND
INFRASTRUCTURE HONOURABLE HASSAN MOHAMED ON POOR DRAINAGE SYSTEM ALONG
MTOPANGA AND JORDAN ESTATES

Honourable Hassan Mohammed, Chairperson Committee on Transport and Infrastructure?

[Silence]

Or any other Member from the said Committee?

[Silence]

Okay, again I will let the Leader of Majority to respond.

The Leader of Majority (Hon. Athman Mwamwiri): Thank you Mr. Speaker. Mr. Speaker, I humbly request that the same matter be referred to the Committee and then report back when we resume from the short recess in the next sitting.

The Deputy Speaker (Hon. Fadhili Makarani): Thank you. Yes Clerk?

RESPONSE TO STATEMENT BY CHAIRPERSON COMMITTEE ON ENVIRONMENT HONOURABLE
JUMA MWALIMU ON MTOPANGA RIVER WEED INFESTATION

Yes, Honourable Juma Mwalimu?

Hon. Juma Mwalimu: Ahsante Mheshimiwa Spika. Mheshimiwa Spika Kamati inaomba muda wa wiki kama moja ili iweze kuweka kila kitu sawa. Ahsante Mheshimiwa Spika.

The Deputy Speaker (Hon. Fadhili Makarani): Thank you Honourable Juma please be orderly dressed as per the Assembly practices.

Hon. Juma Mwalimu: Ahsante Mheshimiwa Spika.

The Deputy Speaker (Hon. Fadhili Makarani): Yes Clerk?

RESPONSE TO STATEMENT BY CHAIRPERSON HONOURABLE JUMA MWALIMU ON MEASURES
TO MITIGATE AGAINST DISASTER DURING THE IMPENDING EL NINO RAINS

The Deputy Speaker (Hon. Fadhili Mwalimu): Yes, Leader of Majority?

The Leader of Majority (Hon. Athman Mwamwiri): Thank you Mr. Speaker. Mr. Speaker, I humbly request that I report the matter when we resume because as we speak there is an emergency team which has been formed doing mapping and compiling a report on the same so when we resume, I will be in a position to table a comprehensive....

[Silence]

Thank you Chair, the sponsor of the statement Mr. Speaker who is Honourable Member for Kipevu Ward, she is not in and it will not be proper if I respond in her absence Mr. Speaker; so, I humble request through your Chair to allow me to respond when the Member will be in so that she can as well react whether satisfied or not satisfied so I can do it when we resume Mr. Speaker. Thank you.

The Deputy Speaker (Hon. Fadhili Makarani): Thank you, granted.

RESPONSE TO STATEMENT BY CHAIRPERSON COMMITTEE ON TRANSPORT AND
INFRASTRUCTURE ON UPGRADE PLANS FOR MITEDI MKOMANI AND GUNGOMBE ACCESS
ROADS IN MWAKIRUNGE

Yes, Honourable Hassan Mohamed Chairperson, Committee on Transport and Infrastructure....

[Silence]

Or any other Member from said Committee? Yes, Leader of Majority?

The Leader of Majority (Hon. Athman Mwamwiri): Thank you Mr. Speaker. Mr. Speaker, I humble request that the same matter be referred when we resume since the Chair and the Committee Members are engaged in other matters of County importance. Thank you, Mr. Speaker.

The Deputy Speaker (Hon. Fadhili Makarani): Thank you, granted.

RESPONSE TO STATEMENT BY CHAIRPERSON, COMMITTEE ON IMPLEMENTATION STATUS OF
IMPLEMENTATION OF RESOLUTION ON INCLUSION OF KIOSKS TRADERS AS BENEFICIARIES OF
MOMBASA

Honourable Samuel Mwaura Chairperson, Committee on Implementation or any other Member from the said Committee?

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Yes, The Minority Leader, Honourable Morgan Matsaki please respond as the Chair of that Committee is from your Party, Honourable Member respond on their behalf.

The Leader of Minority (Hon. Matsaki): Ahsante Mheshimiwa Spika. Mheshimiwa Spika itabidi Kamati tupewe muda tena, ahsante.

The Deputy Speaker (Hon. Fadhili Makarani): Thank you, when we resume after the recess get in touch with the Chair so that they bring the report.

RESPONSE TO STATEMENT BY CHAIRPERSON ON HEALTH, HONOURABLE BENARD OGUTU ON
MITIGATION MEASURES AGAINST CHOLERA OUTBREAK

Honourable Bernard Ogutu Chairperson, Committee on Health?

[Silence]

Yes, Honourable Jacktone Madialo?

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

[Interruption]

The Deputy Speaker (Hon. Fadhili Makarani): Are you a Member of the Health Committee?

Hon. Madialo: Yes.

The Deputy Speaker (Hon. Fadhili Makarani): Ok, then proceed.

Hon. Madialo: I would like to seek for ten seconds to digress before I give what the Chairman has, in the same breath that the Majority Leader brought a request for a amendment of the Standing Order. I would urge him to bring another one so that the Standing Order be amended so that CECMs also be granted time and space to come and respond. Otherwise, we are requesting for three weeks to respond to this because I do not want to anticipate the debate on adjournment. Thank you.

The Deputy Speaker (Hon. Fadhili Makarani): Thank you and well noted.

RESPONSE TO STATEMENT BY CHAIRPERSON COMMITTEE ON IMPLEMENTATION,
HONOURABLE SAMUEL MWAURA ON IMPLEMENTATION STATUS OF THE MOTION ON AUTISM
SPECTRUM DISORDER (ASD) IN THE COUNTY

Honourable Samuel Mwaura, Chairperson Committee on Implementation?

[Silence]

Or any other Member from that Committee?

[Silence]

Okay then the Leader of Minority please respond on behalf of the Chair Implementation committee.

Hon. Matsaki: Ahsante san asana Mheshimiwa Spika, ningeomba Bunge hili lipeane muda, after recess jibu litapatikana. Ahsante.

The Deputy Speaker (Hon. Fadhili Makarani): What is it Honourable Hamida Noor?

Hon. Noor: Thank you, Mr. Speaker. Mr. Speaker, the statement on number 15 is very urgent one; as you are aware, we were together here the last term and we are here together this term and you know this, these children are children who are suffering. These children are children who are going to the same school as normal kids, I think with this statement, this is my sixth year Honourable Speaker so I think this is a very urgent one and I want the implementation Committee to regard it as that. Thank you.

The Deputy Speaker (Hon. Fadhili Makarani): Thank you Honourable Hamida and it is well noted and that is why I have asked Honourable Majority Leader to liaise with the Chair of Implementation Committee and make sure that that immediately after the recess we get the status of Implementation of said Motion on autism because I understand that it is a statement that was brought before this House almost a month or two months ago. Yes Clerk?

REGENERATION PLANS FOR PUBLIC ESTATES WITH FOCUS ON TUDOR ESTATES

Yes, Honourable Samir Bhaloo?

[Silence]

Any authorization to any Member?

[Silence]

None. Okay it will be referred back to the House Business Committee. Yes Clerk?

ESTABLISHMENT OF WAITING STANDS OUTSIDE MATERNITY WING OF COAST GENERAL HOSPITAL

Honourable Mwinyi Mtoto Hamisi from Mwakirunge Ward?

[Silence]

Any authorization Members?

[Silence]

Okay it will also be referred back to the House Business Committee. Yes Clerk?

MOTION

ADJOURNMENT OF THE COUNTY ASSEMBLY IN ACCORDANCE WITH THE ASSEMBLY CALENDAR

The Deputy Speaker (Hon. Fadhili Makarani): Yes, Honourable Athman Mwamwiri the Leader of Majority?

The Leader of Majority (Hon. Athman Mwamwiri): Ahsante Mheshimiwa Spika. Mheshimiwa Spika naomba kujenga hoja chini ya Kanuni zetu za kudumu 25, 3 ya kwamba Bunge hili liweze kuhairisha vikao vyake, siku hii ya leo, kwa muujibu wa kalenda tuliyopitisha mwezi wa tatu tarehe moja hadi, ama kurejelea vikao vyake tarehe 31 October, 2023. Nimuombe Kiongozi wa walio Wachache, aunge mkono hoja hii.

The Deputy Speaker (Hon. Fadhili Makarani): Yes, Honourable Morgan Matsaki?

The Leader of Minority (Hon. Matsaki): Thank you. Honourable Speaker, I stand to support.

The Deputy Speaker (Hon. Fadhili Makarani): Honourable Members, I now stand to propose a question that the Motion by Honourable Mwamwiri on adjournment of the County Assembly in accordance with the Assembly calendar be debated in this House.

[Question proposed and agreed to]

Yes, Honourable Athman Rama.

The Leader of Majority (Hon. Athman Mwamwiri): Ahsante Mheshimiwa Spika. Mheshimiwa Spika, likizo hii ama kuhairishwa kwa vikao hii ni swala ambalo liko katika ratiba yetu ya mwaka, kama tulipoipitisha mwezi wa tatu. Lakini miongoni mwa sababu kuu Mheshimiwa Spika ya kuwe na nafasi ya kuahirisha vikao ni katika kutekeleza yale majukumu yetu yalioko kikatiba ya kwamba sisi tukiwa wawakilishi wa wananchi. Mheshimiwa Spika, vilevile lazima tuwe na fursa na wakati wa kurudi kwa wananchi waliotupatia nafasi hizi kuwawakilisha kuweza kuregesha ripoti ya yale yanayojiri yale tulioweza kuwakilisha na yale yalioweza kutendeka ama yanasubiri kutendewa haki kama jukumu alilotupatia. Lakini pia Mheshimiwa Spika likizo hii imekuja wakati ambapo kama taifa tunatarajia mvua kubwa za *El Nino* na katika maandalizi mojawapo ni kuwahamasisha watu wetu ya kuchukua tahadhari na kuwa katika mazingira ambayo maeneo ambayo watakuwa salama iwapo Mwenyezi Mungu atajalia mvua hizi kuweza kunyesha kwa wingi. Lakini pia tukimuomba Mwenyezi Mungu ajalie mvua zenye baraka na zisiwe zenye madhara tuwe nyanjani kuweza kuhamasisha watu wetu kuchukua tahadhari hizo.

Vilevile Mheshimiwa Spika tunakumbuka ya kwamba hivi majuzi aliweza kuzindua mtunange wa *soccer* katika mojawapo ya kupatia shughuli vijana wetu lakini pia kuboresha ama kuweza kuhakikisha amani na usalama unapatikana katika maeneo. Mheshimiwa Spika kwa zile kata ndogo zilizobahatika kuvuka awamu hii ya makundi na kwenda awamu ya kumi na sita ikiwemo waliojaliwa na vipaji vijana wangu nawakilisha kata ndogo ya Likoni tuko katika msururu juma lijalo la kucheza ingwe hii. Hivyo basi ni fursa vilevile Mheshimiwa Spika kwa wale Waheshimiwa ambao wameweza kuvuka na timu zao kuweza ziandaa inavyostahili lakini kwa wale ambao kwa bahati mbaya waliishia magrupuni kwa kuchachagwa tukiwapa pole tunawasihi pia waweze kuungana na sisi kushabikia sisi videdea.

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Pia kuhakikisha kwamba mtunange huu wa Mheshimiwa Spika unaweza kuimarika na kupata shime mashinani inavyostahiki ama kupata kupata mzuka inavyostahiki mashinani. Kwa hayo Mheshimiwa Spika niwaombe tu Waheshimiwa kuweza kuunga mkono hoja hii, kuweza kurudi mashinani kuwa na wananchi wetu lakini pia wanaporudi waweze kupitia mipangilio ya maendeleo ya mwaka ya ADP ambayo tayari ilikabidhiwa katika Kamati husika. Pia waweze kuandaa wananchi wao itakapofika kipindi kile cha maoni ya wananchi wawe wamewaandaa inavyostahiki na kuchangia barabara katika hilo ili kutengeza bajeti ya serikali yetu ya kuwa ni bajeti bora yenye maendeleo kwa wananchi tunaowakilisha. Niwatakie likizo njema Mheshimiwa Spika niombe Mwenyezi Mungu ajalie mvua hizo zitakazonyesha ziwe za baraka. Tujitahidi Mheshimiwa Spika vilevile kupanda miti kama njia mojawapo ya kulinda mazingira yetu lakini pia miti ni dawa, miti ni tiba vilevile na sote Mungu aturegeshe katika kikao kijacho cha tarehe thelathini na moja tukiwa buheri wa afya, wenye amani wenye afya na zaidi wenye mapenzi lukuki kutumikia serikali yetu Mombasa na wananchi waliotupatia fursa hii. Ahsante Mheshimiwa Spika.

The Deputy Speaker (Hon. Fadhili Makarani): Thank you. Yes, Honourable Naeem?

Hon. Shafiq: Ahsante Mheshimiwa Spika kwa kunipatia fursa ya kuchangia katika Hoja hii. Mimi nasimama kuunga mkono. Ahsante.

The Deputy Speaker (Hon. Fadhili Makarani): Thank you. Yes, Honourable Ahmed?

Hon. Ahmed Khamis: Ahsante Bwana Spika. Nashukuru Mwenyezi Mungu siku ya leo na vile vile naunga mkono hoja hii lazima twende mashinani pia tukae na wananchi tupate nafasi na wao tuweze kuwahudumikia. Ahsante sana.

The Deputy Speaker (Hon. Fadhili Makarani): Thank you. Yes, Honourable Ngugi?

Hon. Ngugi: Ahsante Mheshimiwa Spika. Mimi pia nimo kwa kusimama kuunga mkono. Ahsante Mheshimiwa Spika.

The Deputy Speaker (Hon. Fadhili Makarani): Thank you. Yes, Honourable Hamida?

Hon. Noor: Thank you, Mr. Speaker for giving me this opportunity. I do support the Motion. It is the time that we are supposed to go back to *mashinani* to be with our electorates so that we know what challenges that they are facing, so I do support the Motion. Thank you.

The Deputy Speaker (Hon. Fadhili Makarani): Thank you. Yes, Honourable Minority Leader?

The Leader of Minority (Hon. Matsaki): Ahsante sana Mheshimiwa Spika. Kwanza nashukuru sana Wabunge kwa huu muda ambao tumekaa; pili nashukuru Mwenyezi Mungu kunipa nafasi hii pia kuwa Bunge hili na tatu ni vyema pia kulingana na Katiba ipasavyo tunahitaji pia turudi Mashinani pia tuakzidi kuwa pamoja na familia zetu na walioweza kutupatia kura. Ahsante sana Mheshimiwa Spika.

The Deputy Speaker (Hon. Fadhili Makarani): Thank you. Yes, Honourable Majority Leader, please reply to the Motion?

The Leader of Majority (Hon. Athman Mwamwiri): Ahsante Mheshimiwa Spika. Mheshimiwa Spika niwashukuru tu Waheshimiwa wenza kuweza kuchangia hoja hii wakiwa na mawazo chania na pia niwashukuru kwamba kwa kipindi hiki ambacho tumekuwa pamoja katika Bunge hili tumeweza kuwa na ushirikiano mwema. Tunashukuru pia kwamba biashara kadha wa kadha kama Bunge tumeweza kushirikiana na kuweza kupitisha kwa minajili na manufaa ya wananchi wetu wa Mombasa. Hivyo ni kumuomba tu Mwenyezi Mungu kwa pamoja aweze kuturegesha salama kutulinda. Vile vile na pia kutupatia nguvu na mawazo mapya tutakaporudi hapa tuwe na mawazo zaidi kwa minajili ya kujenga taifa letu na wananchi wetu Mombasa tunao wawakilisha. Kwa hayo mengi ninawashukuru Waheshimiwa na niwatakie likizo njema yenye mafanikio; wale wenye bahati kuwa wakulima mvua ndio hizi wakalime wale wenye bahati ya kufanya biashara ndogondogo kuboresha uchumi wetu wa Mombasa vile vile wakati ndio huu wakaboreshe biashara zao lakini zaidi tuweze kuregesha mkono kwa wananchi wetu na kuweza kusimama nao wakati huu tunapotarajia mvua hizi kuhakakisha kuwa tumeimarika, tumejiandaa na Mungu ajaalie mvua hizi ziwe zitanyesha kwa kheri na kuisha kwa kheir katika maeneo yetu. Ahsante Mheshimiwa Spika na Mwenyezi Mungu atubariki sote.

The Deputy Speaker (Hon. Fadhili Makarani): Thank you. Members under Standing Order 25 (3); we do not put question under this Motion. Yes Clerk?

ADJOURNMENT

The House stands adjourned until Tuesday 31st October, 2023 at 10:00a.m.

The House rose at 3:01p.m.