



COUNTY ASSEMBLY OF MOMBASA

OFFICIAL REPORT

Wednesday, 20th February, 2019

The House met at 2:45p.m.

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

PRAYERS

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

NOTICE OF MOTION

CONTROL OF MISUSE OF COUNTY GOVERNMENT VEHICLES

Yes Hon. Mohamed Hatimy?

Hon. Mohamed Hatimy: Mr. Speaker Sir, I beg to give notice of the following Motion;

THAT AWARE that there is a standing of conduct that prohibits a public officer or employee from using any government property for other than official purposes;

FURTHER AWARE that use of government-owned or leased vehicles is restricted to official purposes and never be used for private purpose such as personal business;

NOTING that is the responsibility of the Chief Officer to ensure that government vehicles are properly used;

CONCERNED that some County government vehicles are being spotted in odd hours at awkward places such as bars;

I therefore urge this Assembly to **RESOLVE** that:

1. The County government create a special unit within the Inspectorate, tasked with the mandate of monitoring the use of all the County government vehicles;
2. The County government to ensure that no government vehicle is on the road especially outside office hours (7:00a.m-6:30a.m) unless on official use or carrying out an emergency.

In such as an instance, the authority for use of the vehicle shall be in writing by the officer in charge of the station where the vehicle is attached;

3. The County government to ensure that all government vehicles are branded with the name of the respective County department so as to ease identification as well as curb misuse of such vehicles;

4. The County government sensitizes County officers or members of the public to report in detail to the Chief Officer any government vehicle suspected of being engaged in unauthorized private use.

Thank you Mr. Speaker.

The Deputy Speaker (Hon. Mwalimu): Yes Clerk?

PROCEDURAL MOTION COUNTY ASSEMBLY CALENDAR

Yes Leader of Majority?

The Leader of Majority (Hon. Mwidani): Mr. Speaker Sir, I do take this opportunity to give the following Procedural Motion:

Mr. Speaker Sir, I beg to move the following Motion;

THAT pursuant to Standing Order 24 (1) and 25 (1) this House **RESOLVES** to adopt the County Assembly Calendar Regular Session-2019.

Mr. Speaker I hope all the Members have a copy of the attached calendar. Mr. Speaker we have some periods;

FIRST PART

(Interruption)

The Deputy Speaker (Hon. Mwalimu): Yes you need a Secunder.

The Leader of Majority (Hon. Mwidani): So Mr. Speaker let me read the schedule of the Calendar then I call my Member to second the Motion.

The Deputy Speaker (Hon. Mwalimu): Proceed.

The Leader of Majority (Hon. Mwidani):

PERIOD

DAYS

FIRST PART

A. Sitting Days

Tuesday 12th February, 2019 -Thursday, 28th March, 2019

Tuesdays (Afternoons),
Wednesdays (Mornings
and afternoons) and
Thursday (Afternoons)

Short Recess Friday, 29th March - Monday, 8th April, 2019

Sitting Days Tuesdays, 9th April - Thursday, 9th May, 2019

Tuesdays
(Afternoons), Wednesdays
(Mornings and
afternoons) and Thursday
(Afternoons)

Long Recess Friday, 10th May - Monday, 17th June, 2019

SECOND PART

Sitting Days Tuesdays, 18th June - Thursday, 8th August, 2019

Tuesdays
(Afternoons), Wednesdays
(Mornings and
afternoons) and Thursday
(Afternoons)

Long Recess Friday, 9th August - Monday, 9th September, 2019

Sitting Days Tuesdays, 10th Sept - Thursday, 17th October, 2019

Tuesdays
(Afternoons), Wednesdays
(Mornings and
afternoons) and Thursday
(Afternoons)

THIRD PART

Short Recess Friday, 18th October - Monday, 28th October, 2019

Sitting Days Tuesdays, 29th October - Thursday, 19th Dec, 2019

Tuesdays
(Afternoons), Wednesdays
(Mornings and
afternoons) and Thursday
(Afternoons)

Long Recess:

Friday, 20th December, 2019 - Monday, 10th February, 2020.

Thank you Mr. Speaker, may I call my colleague Chief Whip to second the Motion.

The Deputy Speaker (Hon. Mwalimu): Chief Whip second.

The Majority Chief Whip (Hon. Kitula): Ahsante Mheshimiwa Mwenyekiti nimesimama kuafiki hoja ilioletwa na Kiongozi wa Walio Wengi Bungeni.

(Silence)

The Deputy Speaker (Hon. Mwalimu): Thank you Chief Whip, before I propose a question the Majority Leader when moving his Motion read Standing Order 24 (1) and the Calendar brought before this Honourable House indicate some changes in the dates of December which are not same as per our Standing Order.

So I will refer back the Calendar to the House Business Committee to deliberate on this; either to amend the Standing Order and bring back the Calendar as it is for the House to approve the Calendar because as you can see in Standing Order 24 (1) it states that, *Except for the Session commencing immediately after a general election, the regular Sessions of the County Assembly shall commence on the second Tuesday of February and terminate on the first Thursday of December*, of which the Calendar before us the termination of the Calendar is not as in the Standing Order. So I will refer back to the House Business to correct this anomaly then bring back or amend the Standing Order then bring back the Calendar for the House to approve. So the Leader of Majority you will discuss with the House Business Committee then you bring back the Calendar. Yes Hon. Hatimy?

Hon. Mohamed Hatimy: To pass it with amendments.

The Deputy Speaker (Hon. Mwalimu): Hon. Hatimy I think the Standing Order is clear amendments must be in a written form so we do not have the written amendments with us so it is better the Leader of Majority to rectify the Motion or the Standing Order for the House to proceed. Yes Leader of Majority?

The Leader of Majority (Hon. Mwidani): Mr. Speaker this is a House of rules, regulations and laws I can agree whatever you have given the direction so that I can rectify because I do not want somebody somewhere to come and challenge this House, so please give me time so that I can rectify this with the House Business and I come with a complete format of the County Assembly Calendar.

(Applause)

The Deputy Speaker (Hon. Mwalimu): You can just amend the Standing Order with the House Business then bring the Calendar. Yes Clerk?

MOTION

Yes Hon. Mohamed Hatimy? Use your microphone Hon. Mohamed Hatimy.

Hon. Mohamed Hatimy: Mr. Speaker Sir I seek leave to table this Motion tomorrow.

The Deputy Speaker (Hon. Mwalimu): Under which Standing Order?

(Silence)

So what is it Hon. Faith?

Hon. Mwende: Ahsante Mheshimiwa Spika. Mheshimiwa Spika sioni haja ya Mswada kutokuletwa kwa Nyumba hii wakati tulikaa kwa Kamati ya *House Business* kupitisha biashara za wiki na *my able Chairman* alikuweco na hakusema ataenda kufanya marekebisho na sisi Waheshimiwa tuko na ari ya kujadili huo Mswada. Kwa hivyo sioni haja ya kuiahirisha ije wakati mwengine tukizingatia kwamba ilikuwa ije mwaka jana kabla twende kwa mapumziko. Kama kungekuwa na marekebisho angefanya wakati huo wakati tulikuwa *House Business*.

The Deputy Speaker (Hon. Mwalimu): Hon. Hatimy you are asking for the leave of the House so should I proceed to propose a question or what do you want it to be?

(Silence)

Okay permission granted, the Motion to come back tomorrow. Yes Clerk?

ADJOURNMENT

There being no other business the House stand adjourned until Thursday at 2:30p.m.

The House rose at 3:06p.m.