



**COUNTY ASSEMBLY OF MOMBASA
THE HANSARD**

Tuesday, 3rd October, 2023
Third Assembly – Seventy Second Sitting

*[The County Assembly met at 10:10a.m. at the County Assembly Buildings]
[The Deputy Speaker (Honourable Fadhili Mwalimu Makarani) in the Chair]*

PRAYERS

The Deputy Speaker (Hon. Fadhili Makarani): Members have your seats. Yes, Clerk Order number one please?

COMMUNICATION FROM THE CHAIR

DELEGATION FROM SIFA WOMEN GROUP CBO

Honourable Members the County Assembly is privileged to welcome delegation from Sifa Women Group CBO, they include;

1. Susan Mwangi - Chairlady
2. Helena Maere - Vice Chairlady
3. Regina Kinanu – Treasurer
4. Sally Kosgey – Secretary
5. Saumu Mbudzya – Vice Secretary
6. Rose Limo – Organizer
7. Fatuma Galgalo – Vice Organizer
8. Kadzo Sheria
9. Mwamisi Kassim
10. Saumu Joha
11. Rehema Kitsao
12. Esther Musa
13. Mariam Hassan
14. Haluwa Daniel
15. Biasha Ali
16. Rose Chebet
17. Dama Charo
18. Anna Mwaka
19. Mary Pembe
20. Riziki Joha
21. Ruth Kerubo

22. Alice Atieno
 23. Biasha Mohamed
- Members, it is a delegation from Shanzu Kisauni Constituency.

[Applause]

[All bowed]

I, take this opportunity to welcome you once again to the County Assembly of Mombasa.
Karibuni sana. Yes Clerk?

COMMUNICATION FROM THE CHAIR

Members, once again we are privileged to welcome students and teachers from K.P Senior Secondary School from Mtwapa. This will be in Kilifi. Welcome students and teachers, the delegation includes;

1. Evans Safari
2. Hussein Mwenda
3. Brian Maina
4. Bonface Simon
5. Khadija Khamis
6. Penina Umazi
7. Hmaisi Gumbao
8. Salma Abubakar
9. Mishi Yusuf
10. Fatma Ali
11. Stacy Gambo
12. Salama Mramba
13. Diphilia Mwakisha
14. Salome Mrihe
15. Jackson Mkala
16. Grace Mutana
17. Kennedy Kioko
18. Keah Mbarak
19. Cynthia Atieno
20. Diphila Munga
21. Isaih Mwazama
22. Brian Alphonse
23. Yassir Ali
24. Rehema Faiz
25. Patience Angela
26. Ali Rama
27. Samira Shambaro
28. Conny Charo
29. Laureen Sidi
30. Priscilla Yaa
31. Nashpai Kaikai
32. Rachael Mudzihaya
33. Joanita Pendo

34. Antony Mia
35. Shama Hope
36. Glen Spensor
37. Monica Mbaru
38. Diana Dama Samuel
39. Nancy Mlango
40. Elvina Arnold
41. Baraka Elijah
42. Shukran Masha
43. Mwinyi Salma
44. Diana Deche
45. Gagriel Banda
46. John Gonah
47. Shaban Juma

Headed by their teachers,

1. Madam faith Mutongwa
2. Madam Martha Tsuma
3. Mr. Huruma David

[Applause]

Let me take this opportunity to welcome you all in this legislative arm of the County government and it is my hope that the study visit will be beneficial to you all and may serve as an inspiration to your future endeavors. *Karibuni sana* and I will give an opportunity to two Members, Honourable Allen Katana and Honourable Chief Whip to welcome the delegation to this House. Yes Honourable Katana?

Hon. Katana: Ahsante Mheshimiwa Spika kwa kunipa nafasi hii adimu ili nikaweze kuwakaribisha rasmi wageni ambao wametutembelea. Mheshimiwa Spika, shule ya K.P Senior kama ulivyotaja ni kweli inatoka Mtwapa na ni Kaunti ya Kilifi lakini vilevile pia asilimia kubwa ya wanafunzi wa KP Senior kutangazia rasmi kwamba wanatoka Mombasa Kaunti tena sanasana Wadi ya Shanzu. Kwa hivyo shule ya K.P Senior wanafunzi na walimu munakaribishwa sana, mujisikie nyumbani katika Bunge hili na tena Mheshimiwa Spika kwa unyenyekevu sana kwanza nimshukuru Mungu kwa kuwezesha kikundi hichi cha Sifa CBO kutoka kule Shanzu kuhudhuria mahali hapa. Mheshimiwa Spika baadhi ya ajenda ambazo zitakua katika hoja zetu ya leo ni wao wamepeana hoja hii, kwa hivyo ni wageni wetu rasmi na hivyo basi munakaribishwa mujisikie kuwa nyumbani na Jumba hili kama mulivyoshauriwa huko ni sheria na masharti kutumika. Ahsante sana Mheshimiwa Spika.

The Deputy Speaker (Hon. Fadhili Makarani): Thank you. Yes, Chief Whip.

The Majority Chief Whip (Hon. Mumba): Ahsante Mheshimiwa Spika. Hata mimi nimesimama kutoa shukrani za dhati kwa wageni waliotutembelea pale juu; nikianza kujitambulisha kwa majina naitwa Prischilla Mema Mumba. Mimi nimechaguliwa katika Wadi inaitwa Shimanzi Ganjoni Wadi na ni Kiranja wa hii Bunge; zaidi ninamshukuru Mungu kwa kua nimeona kina mama washupavu ambao wamekuja na kutaka kuona matarajio yao yanapitishwa hapa na kujua kazi gani tunazifanya hapa.

Kina mama niwakaribisha kwa moyo mkunjufu kwa sababu hata mimi nilipoingia Jumba hili na nimesikia munatoka Shanzu mimi nilikaribishwa na mama ambae hapa katika Jumba hili tunamwita *queen mother* na ni Mheshimiwa Maimuna Salim *she is the queen mother of the House* kwa sababu yeye ametuzidi kiumri, ametuzidi kimiaka katika hili Jumba ametuzidi katika mambo mengi na nina imani kua munamtambua hata sasa pahali alipo kwa sababu wengi naona mko karibu umri na yeye na najua pia amekua na nyinyi na pia na mwepesi ambaye ni Katana na alimpokeza kijiti na kazi bado inaendelea bambam. Kwa hivyo karibuni sana kina mama na mujisikie mupo pahali ambapo mumeridhika kua, muna wawakilishi wawili katika Wadi yenu wanaosimamia Jumba hili ambao ni watu washupavu sana. Vilevile ninakaribisha watoto wetu ambao ni vijana na wasichana kutoka pande za Mtwapa na vilevile pia mujisikie muko nyumbani muige vyema masomo mutakayoyaona hapa siku moja hata sisi tulikua watoto kama nyinyi tulielewa, tulisomeshwa, tulikanywa na tukasikia ndiposa leo munatuona tupo hapa. Kwa hivyo wewe uliokaa hapo usifikiri siku moja hautakuja hapa utakuja kwa uwezo wa Mwenyezi Mungu, eka imani, eka masomo yako, eka nidhamu na uige mema yale mabaya yaache lakini iga mema kwa ajili unataka kuwa kiongozi wa kesho. Kwa hivyo karibuni katika Jumba hili na musome ili mkirudi mutakua mumepata kitu cha kufaidika. Ahsante Mheshimiwa Spika.

The Deputy Speaker (Hon. Fadhili Makarani): Thank you Chief Whip, Members now that the queen mother has been mentioned I will let Honourable Maimuna to say a word.

Hon. Maimuna Salim: Ahsante sana Mheshimiwa Spika. Kwanza nimshukuru Mwenyezi Mungu kwa kuwajaalia hawa wageni wetu kuwasili na sisi wenyewe kama wabunge kufika hapa salama salmini kwa hivyo sifa na shukurani tunamregeshea mwenyezi mungu mimi yangu ni furaha sana nikiona kina mama ambao walinikuza mimi wako hapa leo na kijana wetu amabe ni Mheshimiwa Katana kuweza kuhakikisha zile ajenda za mashinani tumeweza kushirikiana na Wabunge wengine tuweze kuzipitisha kwa hiyo yangu ni furaha nikiona kina mama wa Shanzu wako pale na ni furaha zaidi nikiona wale wanafunzi ambao wametoka K.P ambayo K.P chembilecho Mheshimiwa Katana watu wengi wanaofaidika ni watu wa Shanzu. Wanafunzi wengi wanaosoma pale Mtwapa ndio skuli ya day ya kiserikali ambayo iko pale kwa hiyo watoto wetu pia wanasoma pale kwa hiyo tunawakarisha tufanye kazi pamoja, sisi tunafanya kazi pamoja katika Bunge hili na hata kwa sababu ya maendeleo ya wananchi, kwa hiyo mimi sina shida na mtu yeyote na hata sina shida na Allen Katana tunafanya kazi pamoja tuko hapa tuweze kuhakikisha ajenda zetu za wananchi zimeweza kutekelezwa. Ahsanteni sana walimu na wazazi ambao mumetembea na kikundi ambacho kimetoka Shanzu karibuni sana jiskieni uhuru, asanteni sana. Ahsante Mheshimiwa Spika.

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

PAPER

COUNTY BUDGET REVIEW AND OUTLOOK PAPER, 2023

Yes, Leader of Majority Honourable Athman Mwamwiri.

The Leader of Majority (Hon. Mwamwiri): Mr. Speaker Sir, I wish to lay down Paper the County Budget Review and Outlook Paper, 2023. Thank you.

[Paper laid]

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The Deputy Speaker (Hon. Fadhili Makarani): Honourable Members, the County Budget Review and Outlook Paper, 2023 now stands committed to the Committee Finance, Budget and Appropriation for consideration. Yes Clerk?

MOTION

ESTABLISHMENT OF RESCUE CENTERS AND SOCIAL PROTECTION SCHEME TO PROTECT VULNERABLE CHILDREN

Yes, Honourable Allen Katana MCA Shanzu.

Hon. Katana: Thank you, Mr. Speaker Sir. I beg to move the following Motion;

AWARE THAT, children are the most vulnerable members of society and deserve utmost care and protection;

FURTHER AWARE THAT, vulnerable children including orphans, victims of gender-based violence, child trafficking, and child labour face dire circumstances that require immediate intervention;

NOTING THAT, our County must uphold its duty to safeguard and uplift the welfare of the children within our jurisdiction;

UNDERSCORING THAT, the establishment of orphanages and rescue centers is crucial to provide a safe haven for these vulnerable children;

COGNIZANT THAT, a comprehensive welfare social protection scheme is needed to mitigate against the suffering and exploitation of our children;

SERIOUSLY CONCERNED THAT, the lack of such interventions perpetuates the cycle of suffering and hinders our children's future prospects;

I, therefore, urge this Assembly to RESOLVE:

i. THAT, the County government establishes orphanages and rescue centers dedicated to the care and rehabilitation of orphans, vulnerable children, and victims of gender-based violence, child trafficking, and child labour;

ii. THAT, the County government implements a welfare social protection scheme to provide financial assistance and support to vulnerable children and their families;

iii. THAT, the orphanages offer counselling, basic education, and vocational training to empower these children for a brighter future;

Honourable Speaker, I beg to ask the Honourable senior most Honourable Maimuna to second this Motion. Thank you, Speaker.

The Deputy Speaker (Hon. Fadhili Makarani): Yes, Honourable Maimuna.

Hon. Maimuna Salim: Mr. Speaker Sir, I stand to second the Motion.

The Deputy Speaker (Hon. Fadhili Makarani): Honourable Members, I now propose a question that the Motion by Honourable Allen Katana on establishment of rescue centers by the County government be debated in this House.

[Question proposed and agreed to]

Yes, Honourable Allen.

Hon. Katana: Mheshimiwa Spika nikushukuru tena kwa hekima Mwenyezi Mungu amekupa, na pia nisimame kwa maneno machache sana ili niwaombe Waheshimiwa wenza tukaweze kuliingilia swala hili tukaweze kulijadili na ikiwezekana tukalipitishe. Mheshimiwa Spika, hili wazo la kuleta Mswada hapa si kulijadili mimi lakini kikundi cha wamama wale wanaoitwa Sifa walinipa hoja hii na wamenipa mzigo ambao si katika kazi zile zangu tatu zenye zilinileta hapa Bungeni. Mheshimiwa Spika, kikundi kile cha Sifa, chenye kiko juu pale wamekua na changamoto mtaani kwa sababu kunao watoto ambao ni mayatima hawana chakula, hawana mahali pa kulala, wakiugua hawana matibabu. Kuna kisa kiliniletea majonzi mpaka hivi sasa kwangu mbali na wale watoto wangu ambao Mwenyezi Mungu amenibariki nimeongezewa watoto wengine na kikundi cha wamama wale maana watoto wale hawana mahali popote pa kuishi na nikaona mimi peke yangu hili jambo la kusaidia mayatima na watoto wanaotoka katika familia zisizojiweza kwangu litakua kidonda sugu. Hii ni kwa sababu sitaweza ndiposa nikaona tuje na Mswada hapa Bungeni ambapo tutaishurutisha serikali ya Kaunti kwa sababu sisi kila tunachokipitisha hapa ndicho ambacho serikali ya Kaunti ina ruhusa ya kukifanya ili tuwe na nyumba ambazo hizi nyumba zitakuwa kupitia kwa serikali ya Kaunti ya Mombasa zitakuwa zinawaangalia hawa watoto ambao kwa njia moja au nyingine wanakosa hizi vitu ambazo ni muhimu katika maisha yao.

Mheshimiwa Spika na niliweke wazi ya kwamba nitakuwa mwenye kuvujika moyo sana endapo sisi Waheshimiwa mmoja wetu hata ambaye yuko hapa anafikiria jambo hili si la msingi na nishukuru Bunge hili Mwenyezi Mungu amelijalia tumepata viongozi wenye huruma, hekima ambao nina hakika wako tayari kulisimamia hili jambo na kuhakikisha watoto wanao toka kutoka familia za watu ambao hawajiwezi watapata kusaidika Mheshimiwa Spika. Siku moja Mheshimiwa Spika nikusimulie kisa kifupi, mtoto wangu alitoka shuleni akaniambia baba nahisi njaa na wakati huo nimetafuta pesa sijapata tulilala na tukaamka bila riziki, mimi sikulala kwa sababu ya majonzi mtoto wangu ameniitisha riziki na wakati huo sikuweza Mwenyezi Mungu kupitia wananchi hawa maskini amenikalisha katika hili Bunge hili ikiwa sitaweza kuweka sheria ambazo watoto wa watu ambao hawawezi kukimu mahitaji ya kila siku ya wana wao, watoto mayatima ambao hawana pa kulala, matibabu, riziki kama hatutawaekea misingi ambayo watakuwa wakipata afueni katika maisha yao dini zinasema kuna dunia na akhera tutapata maswali ambayo tutakosa ya kujibu.

Mheshimiwa Spika, ndio maana wamama wale kupitia kwa ofisi yangu tayari wamefungua ofisi ya kuaangalia maswala haya; wanachanga chakula, visodo, pesa za matibabu endapo watapata mtoto mgonjwa na hana pesa za matibabu wakaweze kumpeleka hospitali. Hivi sasa wamama wale ambao wengi hawana kazi wanachanga pesa, wengi asilimia kubwa ni wajane wanachanga pesa na wana rekodi ya wanafunzi ishirini na mbili kwa pesa zao mfukoni wamewapeleka shule. Ni ombi langu Mheshimiwa Spika mimi nisiwe mwingi wa maneno Bunge hili likiongozwa na wabunge ambao Mwenyezi Mungu amewapa huruma wakaweze kupitisha huu Mswada.

Hii ni kwa ajili ya serikali yetu ya Kaunti ya Mombasa ikaweze kuwa na moyo wa huruma kuwaangalia hawa. Katika vitabu vya dini tumeambiwa dini kubwa ni kuwajali wajane na mayatima; hivi sasa wajane wamejitafutia mbinu ya kuishi lakini mayatima hakuna anayewaangalia. Niombe kusema hivi, waziri ametoa tangazo la kwamba hizi nyumba za hifadhi na *orphanages* za kibinafsi zikaweze kufungwa zote Kenya nzima lakini hizi ambazo tumeleta Mswada wake kupitia wamama wale wa sifa Mheshimiwa Spika hazitakuwa za kibinafsi maanake zitakuwa za serikali ya Kaunti ya Mombasa. Kwa hivyo pasitoke mtu akalipinga swala hili maana hata huyo waziri namuunga mkono hizi sehemu za kuhifadhi watoto za kibinafsi wengine wanatumia hio nafasi kujinufaisha wao wenyewe lakini wamama wanao tumia pesa yao na wakipata mkono wa serikali ya Kaunti ya Mombasa kwa hakika mbali na kwamba tutakuwa tumefanya kazi nyeti hata Yesu akija kwa mjibu wa Wakristo parapanda ikilia Mheshimiwa Spika tutakwenda mbinguni. Kwa hayo machache Mheshimiwa Spika niwaombe Waheshimiwa wenza mkaliunge mkono jambo hili tukaweze kuwajali mayatima na watoto wadogo wanaotoka katika familia za watu wasio jiweza naomba nikushukuru Mheshimiwa Spika. Ahsante.

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

Hon. Ojala: Thank you Mr. Speaker for giving me this opportunity. Before I proceed, I would like to thank the Almighty Lord for giving us a very wonderful day today. Mr. Speaker I would also want to support the Motion brought by Honourable Member of Shanzu Allen Katana, Chair of Education. I have three points to support; one, this establishment of homes and rescue centers scheme to protect vulnerable children will also provide security for the children, two this will also reduce the children from dropping out of school, three again it will give them proper guidance on how they can enable their future Mr. Speaker. I stand to support Mr. Speaker.

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

Hon. Baimu: Ahsante sana Mheshimiwa Spika kwa kunipatia nafasi hii. Mimi nasimama kuunga mkono hoja iliyoletwa na Mheshimiwa Katana kuhusu hawa watoto wetu ambao wanapitia mitihani kutokana na kuwa ni mayatima, wamepitia mitihani ya *gender-based violence*, wengine hali ya kuuzwa kama watoto *child labour* na pia kufanya kazi katika umri mdogo ama kazi za nyumbani, kuteswa na hawa watoto pia huuzwa wakati mwingine. Kwa hivyo mimi Mheshimiwa Spika naunga mkono kwa sababu nina imani moja; hawa watoto tayari wamepitia mitihani katika maisha yao. Kama pengine wazazi walifariki pengine, wengine wamekuwa machokoraa huko kwa mabarabara, kwa hivyo tutakapokuwa tutatekeza hizi hifadhi, hawa watoto waweze kuwekwa kama *rescue centers* ama hizo *orphanage* ambazo Kaunti itakuwa inasimamia na niko na imani kitu ya kwanza wale watoto watakuwa na imani ya utulivu ndani ya nafsi zao maanake watakuwa mahali wako salama na wanakuwa *secured*. Kwa hivyo Mheshimiwa singependa kuwa mrefu mimi naunga mkono na pia kuongezea kidogo, kama itakuwa serikali kuu inataka kufunga hizo za binafsi basi tungehimiza kwamba wahakikishe hawa watoto wakishafungiwa zile za binafsi ni pahali gani hawa watoto watawapelekwa...

[Applause]

Shukran Mheshimiwa Spika na karibuni nyote muliokuja katika Bunge hili letu la leo. Ahsante.

The Deputy Speaker (Hon. Fadhili Makarani): Thank you. Yes, Honourable Kai. MCA Junda Ward.

Hon. Kai: Shukran Mheshimiwa Spika kwa kunipatia fursa nikaweze kutoa kauli yangu katika Mswada huu mzuri ambao umeletwa na ndugu yangu. Lakini kabla nifanye hivyo nichukue fursa hii ya kipekee kuwatambua wageni wetu wa siku ya leo ikiwa ni Sifa CBO ambayo kwa maelezo yanayotoka kwa Mheshimiwa Maimuna na vilevile Mheshimiwa Katana nimeweza kufahamu ya kwamba ni wamama ambao wamejizatiti sana kuhakikisha kwamba jamii yetu inaweza kusonga mbele, na ikiwa wamekubali kwamba huo wajib lazima uanze na wao...

[Applause]

Mungu awabariki sana katika shughuli zao za kuinua jamii yetu, vile vile nichukue fursa hii kuwatambua wanafunzi wa shule ya upili ya K.P Senior secondary school ambayo ni majirani zangu mimi pia Mtwapa ni nyumbani hawa wanafunzi wengi najua wanakula chapati pale Mwembeni Cafe hivyo basi niwambie pia mimi nimekuwa na maharagwe na chapati za hapo mwembeni café huko kote ni nyumbani na karibuni sana mjue kwamba pia mmoja wenu amewawakilisha katika Bunge hili, ikiwa mimi kwa majina yangu ni Mheshimiwa Sylvester Tsuma Kai mkifika huko munisalimie. Basi nisiwe mrefu sana bali nirudi kwa mada yetu ya leo niseme kwa asilimia tisaini na tano naunga mkono hoja hii ambayo imeletwa na ndugu yangu kwa sababu imekuja wakati mzuri Mheshimiwa Spika. Imekuja wakati mzuri kiviipi Mheshimiwa Spika, ni kwa sababu ya kwamba serikali imeweza kukadiria na ikaona labda kwa kiwango fulani zipo orphanage zengine ambazo zinatumika vibaya, hivyo wakaona kwamba zikaweze kufungiwa lakini tukubaliane ya kwamba zinatapoenda kufungwa ni lazima kutakuwa na pengo ambalo ni lazima serikali likaweze kujaza lile pengo na sisi tutakuwa ni mfano mzuri tukiwa ndio zile kaunti za kwanza ambazo tutaenda kuchukuwa jukumu ya kuhakikisha ya kwamba kwa ule ushuru ambao tunachukuwa kwa watu walala hoi na maskini tunaweza pia kuregesha mkono kwa kusaidia wale ambao hawajabahatika maskini, wengine ni mayatima, wengine wamepatwa na magonjwa na hawawezi kujimudu, hivyo basi niulize waheshimiwa wenzangu, tukaweze kuchangia Mswada huu na mimi nimeanza kupata picha ya kwamba kama hili bunge litakuwa linaweza kuleta miswada ya maana namna hii na tukaweze kuisimamia basi niwapatie hakikisho kwamba sisi wote tutachaguliwa mara ya pili kwa sababu haya yakionekana yanatendeka, sifa zitaturudia sisi, ahsanteni sana na nimeshukuru Mheshimiwa Spika. Shukran.

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

The Leader of Minority (Hon. Matsaki): Ahsante sana Mheshimiwa Spika. Kwanza wacha nimshukuru Mwenyezi Mungu kwa nafasi hii alioniwezesha kufika kwa Bunge hili. Pia nashukuru kuweza pia kuona waheshimiwa wenza wanapendeza, wanavaa vizuri na nina matumaini kwamba mifuko ya kifedha iko sawasawa.

[Applause]

Tatu, wacha pia niwatambue wageni wetu walioweza kututembelea hapa Bungeni hivi leo; kwanza nikianza na KP Senior secondary school karibuni sana. Hili ni Jumba la kupitisha Miswada kama vile munavyoiona kule mjini karibuni sana, pia kikundi cha wamama ambao mumesindikiza namheshimu sana sifa Women group.

Tatu namshukuru pia Mheshimiwa Allan Katana pamoja na Mheshimiwa Maimuna. Kwa kweli nikirudi kwa hii mada mimi kwa ufupi pia naunga mkono kwa sababu kwa kweli kuna changamoto nyingi sana ambazo haswa sisi wenyewe waheshimiwa tunazipitia kuhusu haswa watoto ambao wanapitia changamoto nyingi sana, hata sio mayatima peke yake kuna familia ambazo zinaishi Maisha ya duni sana, na ukiangalia hawana mbele wala nyuma, wazazi wako kweli lakini ukiangalia haswa Mheshimiwa ambaye mashinani anasumbuliwa sana na anapata dhiki kubwa ni sisi waheshimiwa MCAs. Kwa hivyo jambo hili ni kwamba kaunti inapochukuwa initiative ya kuchukuwa hatua kuweka hizi orphanages, kweli kwa serikali yetu kulingana katiba kuna NGOs wengi sana ambao ni rahisi kuongeza kitu kusaidia nafasi kama hizi laiti hata sisi tungekuwa na nafasi kama hizo, ama tunaweza kupewa nafasi kama hizo na NGO kuwatafuta nje ingekuwa rahisi hata sisi pia kutupatia mileage sana kwa upande wa siasa.

[Applause]

Lakini mimi kwa ufupi ninazidi kuunga mkono na nakushukuru sana Mheshimiwa Allen Katana kwa kuleta mswada huu wacha mimi nikubali kuunga mkono huu mia kwa mia. Ahsante, Mheshimiwa Spika.

[Applause]

The Deputy Speaker (Hon. Fadhili Makarani): Yes, the Honourable Member from Ziwa la Ng'ombe, Honourable Nyota?

Hon. Hamisi Nyota: Thank you Mr. Speaker for giving me this opportunity. First of all, I would like to welcome the students K.P Senior Secondary School to this House as they are here for their study visit, I believe that they will leave this Honourable House with something to imitate. Secondly, also I would take the same opportunity to welcome Sifa Women Group from Shanza to this Honourable House I can attest to you that the Honourable Member from Shanzu Honourable Allan Katana has never stood in this House to bring a Motion which does not make sense to this city. He always brings Motions that are beneficial to the society to the people of Shanzu, and Mombasa and Kenya at large. So, when I saw this Motion, this is precedence for Honourable Allen Katana to bring Motions which add value to people lives, so as you go back home, please pass the message to other Members of the village that you choose the right person. Mr. Speaker, I also want to come together with other Honourable Members to support this Motion by my own brother Honourable Allan Katana and Mr. Speaker orphans are known even in the Bible, the book of God, that they are the most vulnerable members of the society and without looking upon them with a good heart these orphans are vulnerable to the society which is so cruel, so greedy and Mr. Speaker I can attest to you that they are most senior or most top officials' top leaders to the world, who were once orphans, that means someone took care of them for them to be in that position. So, Mr. Speaker I believe everyone in this world is a winner; it only takes a leader who looks upon them, a leader who supports them, a leader who is there to stand by them. Mr. Speaker, I would like to appreciate this Honourable Member Allen Katana for bringing this Motion because it is touching and if need be, implementation should be done as soon as possible...

[Applause]

Mr. Speaker, if you go round, in the streets you see children who are homeless, if you come close or interact with them you may find that they have different talents, some are bright but because they have not gotten the chance an opportunity to be well nurtured, to be well taken care of that is why they end up being drug addicts and doing vices in the society but once this Motion comes in place or become operational I believe these children or orphans if they are nurtured well in an orphanage, given an education they are taught to know their creator, their God, they are given basic religious education. I believe from this Honourable Member they will one day be some leaders very important people in this country will come out of these orphans, so I fully support the Motion and thank you Honourable Allen Katana for bringing this important Motion to this House. Thank you, Mr. Speaker.

[Applause]

The Deputy Speaker (Hon. Fadhili Makarani): Thank you. Yes, Honourable Patrick Mbelle.

Hon. Mbelle: Mheshimiwa Spika, kwanza ningependa kumshukuru shemeji yangu Allen Katana kwa kufikiria kuleta jambo hili ambalo wananchi pia wao, walipokuwa wanaulizwa maswala ya ni yapi wanataka katika maendeleo miaka mitano ya Kaunti yetu ya Mombasa katika CIDP, walichangia pakubwa wakisema kwamba, wanahitaji *Social Services* ziwe ni jambo moja ambao litakuwa likieka pesa ili kushughulikia watu wasiojiweza; hasa kina mama, wasichana na hata watoto wadogo. Vile vile nichukue fursa hii Mheshimiwa Spika kukaribisha kina mama zangu ambao ni majirani zangu pia kule Bamburi na kwa kazi nzuri ambayo wanafanya, niwapongeze na kuwaomba pia wazidi kufanya kazi wanazofanya kwa sababu kwa pamoja uongozi si mtu mmoja ila ni jamii nzima kwa pamoja...

[Applause]

Mheshimiwa Spika katika CIDP yetu ya Kaunti tulipendekeza na wananchi pia wakapendekeza na tukapitisha katika Bunge hili kwamba ndani ya Mombasa Kaunti kuna uhaba wa majumba ya usalama yaani kizungu inaitwa *rescue centres*, majumba haya sisi kama Kaunti tuna uwezo wa kuwekeza pesa ili kahakikisha kwamba tunatengeza *rescue centre* hizi na hilo litakuwa likienda sambamba na ile *circular* ambayo imekuweko serikali kuu ilitoa ikisema kwamba tufunge zile nyumba za watoto zinaitwa *childrens homes*. Kwa hivyo iwapo serikali inasema tufunge *childrens homes*, sisi kama serikali ya Kaunti tuna uwezo wa kutengeneza *rescue centres* ambazo zitaweza kukidhi mahitaji ya ambao wasio jiweza na sasa tukiweka hilo swala la watoto wadogo, lakini kubwa zaidi ni kuomba mama zangu ambao wako hapa ya kwamba itapokuja bajeti watapokuja wenzetu kutoka *executive* kuja kusikiza maoni ama kusema kile walichopanga, naomba wasisitize sana kwa wale ambao watakaokuja katika *public participation*, kua ni lazima kutengwe fedha katika kipengele hiki, alafu najua Mheshimiwa Allen Katana ambaye yuko hapa atatusukuma kama vile ametusukuma leo, atatusukuma zaidi ili pesa ile iweze kuingia katika kitengo hicho na iweze kuwa si ndoto tu bali kizungu wanasema iwe *it's a reality*. Kwa hivyo pongezi sana Mheshimiwa Katana, unachopitia wewe kule Shanzu hata sisi katika Wadi zengine tunapitia, watoto ni wengi katika sehemu zetu ambao pia hawaendi shuleni, ambao wanarandaranda mitaani sote tunatafuta njia ya kuweza kuwapea nafuu ama afueni haraka, lakini kwa sababu umefikiria hili naona na kwangu ni kwamba umefikiria Kaunti nzima hujafikiria kwako peke yako...

[Applause]

Itakapo tekelezwa sote tutakuwa na afueni kwa sababu kila mmoja hapa katika maofisi yao kikubwa anachokitoa sana sana ni fedha za karo, fedha za kuweza kununua chakula lakini tunapopata *rescue centres* hizo, basi itakuwa umetusaidia. Kwa hivyo ahsante sana Mheshimiwa, ahsante mama zangu Mwenyezi Mungu awabariki kwa yale ambayo mnafanya na pale mnapogusa kwa sababu ya watoto wetu, Mwenyezi Mungu azidi kuwaongezea. Ahsante Mheshimiwa Spika.

[Applause]

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

Hon. Juma Manuari: Ahsante Mheshimiwa Spika kwa kunipa nafasi hii ya kuwakilisha kama jukumu letu lilivyo katika katiba na sharia za nchi yetu. Kwanza, nichukue nafasi hii kumshukuru Mwenyezi Mungu kwa wakati huu aliotuleta sote hapa salama salmin, pili nichukue fursa hii kuwakaribisha watoto wetu wakutoka kule mtwapa nyumbani kwetu, ambapo wamekuja kutembelea Jumba hili ili kusoma *future* yao, maana pale kuna wengine nawaona na vile nilivyowatafsiri nikajua wengine watakuja ingia katika lile Bunge la Kilifi ama watakuja ingia katika Bunge la Momabsa kwa sababu wako mpakani, baina ya Mombasa na Kilifi huenda wengine wakaingia hapo Shanzu wakapambana na ndugu yangu Mheshimiwa Rodgers. Vilevile nichukue nafasi hii niwakaribishe mama zetu wapenzi, vipenzi kina mama hoyee!

[Applause]

The Deputy Speaker (Hon. Fadhili Makarani): Honourable Manuari you are out of order!

Hon. Juma Manuari: Samahani Mheshimiwa Spika. Wajua mimi nina desturi nikiona kina mama huwa nawapenda sana, kwa hivyo mama zangu niwakaribishe kwa niaba ya Mheshimiwa Spika, niwakaribishe katika Jumba letu na yale mazuri mliyatoa Shanzu mkayaleta Mombasa mjini madukani, kaka yetu hapa kiongozi wa Shanzu ndugu yangu Mheshimiwa Rodgers amewawakilisha vya kutosha almaarufu kule kwenu mnamwita 1GB. Mheshimiwa Spika, nichukue nafasi hii kumuunga mkono ndugu yangu almarufu 1GB kwa jina lake Mheshimiwa Rodgers, kwa Mswada huu alioleta na ni Mswada ambao una faida kwa vijana wengi kwa sababu tukiangalia katika mitaa yetu utapata kuna watoto siku hizi historia ya watoto kukatana mapanga imeongezeka na ukichunguza watoto wengi ni watu ambao wazazi wao waliaga na hawana pahali pa kuhifadhiwa ama kuwekwa vizuri ili wapate elimu, wapate lishe na wapate mwelekeo mzuri.

[Applause]

Mimi kama kiongozi ningewalaani sana wale wanaosema kuwa hizi kizungu wanaziita *orphanages* ziondelewe katika hii nchi. Mimi ningewalaani sana kwa sababu wale wale wanaotuhifadhia wale watoto ndio wanatufanya kumepungua visa vya utovu wa nidhamu, kwa sababu wengine wazazi wao waliaga na hawana pahali watakula, je tukiwa tutazifunga zote wale ambao wamewekwa katika *orphanages* zile wataishi wapi, ama watakwenda wapi?

Kwa hivyo mimi nimeona hii serikali hivi sasa vile inavyokwenda itakuwa aerikali ya samaki mkubwa kumla mdogo, hivyo basi ni lazima kama viongozi sio hapa Mombasa tu, mpaka ile la kitaifa ni lazima tuwe makini kwa kila jambo tunalolifanya. Mheshimiwa Spika, mimi nimpe pongezi kubwa ndugu yangu Mheshimiwa Allen Katana, japo hili jambo wamesema liwe litakuwa lina faida kwa Kaunti ya serikali ya Mombasa lakini pia Kaunti kupitia Gavana wetu aende akae na yule Gavana mwenziwe kule Nairobi ambae anaongoza Gavana wote Kenya ili warudi tena kwa muhusika aliyetoa lile neno la kuwa hizi *orphanage* za Kenya zifunguliwe mbali, uende wamketishe chini wampe mwelekeo kuwa hii nchi, bila ku *control* watoto wetu mwisho wa siku sisi wenyewe viongozi ndio tutakatwa mapanga. Kwa sababu mimi nazungumza kwa uchungu, juzi kati tu nyumbani kwangu nimelala nikajisahau mlango ukawa wazi, kama kiongozi watoto hao hao ambao twataka wawe watarandaranda waliingia ndani kwangu wakanirambia. Sasa kama mimi kiongozi niliibiwa mwisho wa siku *orphanage* tukiziondoa tuitaumia. Kwa hivyo Mheshimiwa Spika...

[Interruption]

The Deputy Speaker (Hon. Fadhili Makarani): Honourable Manuari, please use a parliamentary language.

Hon. Juma Manuari: Samahani Mheshimiwa Spika.

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

Hon. Juma Manuari: Wajua sisi twatoka mitaani sasa mdomo bado uko mitaani, waliingia wakaniibia. Mheshimiwa Spika, kwa hayo mengi machache, nimuunge mkono ndugu yangu Mheshimiwa Rodgers. Ahsante sana.

[Applause]

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

Hon. Makanga: Thank you Mr. Speaker. I stand to support the Motion from the onset and I take this opportunity to welcome young men, women and our mothers from Shanzu Ward led by Honourable Allen Katana and for the good job they are doing, that they are working towards protecting the dignity of our girls and young children and the vulnerable children in their Wards...

[Applause]

Mr. Speaker Sir, I represent the people from Chaani Ward for those who may be asking where I am coming from and I stand to support this Motion on the following grounds; that one it is constitutional, according to the Constitution of Kenya, 2010 article 19(1) *the Bill of rights is an integral part of Kenyas*. Allow me to read Mr. Speaker for record purposes, *‘the Bill of rights is an integral part of Kenyas democratic state and is the framework for social, economic and cultural policies*. Article 21 of the same constitution Mr. Speaker states that, *it is fundamental duty of the state and every state organ to observe, respect, protect, promote and fulfil the rights and fundamental freedom in the bill of rights*.

Sub-article (2) states that, *the state shall take legislative policy and other measures including the setting of standards, to achieve the progressive realisation of the rights guaranteed under Article 43. Sub Article (3) all state organs and all public officers have the duty to address the needs of vulnerable groups, within society including, women, older members of society, persons with disability, children, youth, member of minority or marginalise community and Members of particular ethnicity, religious or cultural community.* Mr. Speaker, therefore, since it is already enshrined in law and the constitution allows its enactment or its implementation the mover of this Motion is within the law...

[Applause]

And it allows him to have such measures put in place by the government, so that this people can be protected. Mr. Speaker, if there is something painful in the life of a human being, is one being an orphan and the worst being an orphan at an early age because at that moment and time there is no one you look unto, there is no one who takes care of you, there is no one who cares to a given limit so unless there are provision in laws, unless there are structures set and put in place, that will govern and that it will help to reduce the suffering that the orphans and the vulnerable children go through. Mr. Speaker, some children are not orphans but they do not know who their father is, others they do not know who their mothers are because they are born and were thrown at the hospital. Mr. Speaker, so unless we as the government take up the responsibility and be part of the history that we are going to re-write so that our children can be protected and therefore I urge this Honourable House, a House that is full of brains, people with wisdom and mercy that we pass this Motion and proceed further, that the mover of this Motion will sit down with the respective Committee of YGS, so that they can come up with policies and Bills that we can pass in this House that will help it fully implemented to the benefit of the people that we represent. Thank you so much Mr. Speaker, I stand support.

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

Hon. Juma Mwalimu: Ahsante Mheshimiwa Spika kwa kunipatia fursa hii. Mimi nimesimama kuunga mkono Mswada huu ulioletwa na ndugu yangu Allen Katana kutoka Shanzu na nataka kueleza Jumba hili pia kulisha mayatima na kuvisha. Hilo ni jambo ambalo hata dini imeruhusu sana na ni jambo bora sana kufanya katika jamii yetu; kwa hivyo sisi ni jukumu letu na ni ombi langu pia kuwahimiza Waheshimiwa tuzidi kuzingatia kuvisha, kuwalisha mayatima kwa sababu ni njia ya kutupeleka peponi pia. Ahsanteni sana na Mwenyezi Mungu awabariki. Ahsante.

The Deputy Speaker (Hon. Fadhili Mwalimu): Thank you. Honourable Kimari, then I will call the seconder of the Motion.

Hon. Kimari: Ahsante sana Mheshimiwa Spika. Nianze na kuwakaribisha shule ya upili na kina mama karibuni katika Bunge la tatu la Mombasa. Mheshimiwa Spika, kuna msembo pale mtaani ambao husema *boss* hakosolewi na akikosea hushauriwa. Mheshimiwa Spika, hawa ndio mabosi wetu na mabosi wetu katika hili Bunge ni mabubu hawawezi kuongea wanaongea kupitia sisi ambao walituchagua mwezi wa nane mwaka uliopita na hawa mabosi wetu haya ndiyo wanayotaka sisi ni kina nani tusimame hapa tupinge?!

Mheshimiwa Spika tutakuwa hapa hadi mwaka wa 2027, Mungu akipenda kuna wale watarudi, kuna wale hawatarudi na ni vizuri tukiweka misingi mizuri hadi kwa watoto wetu katika hili Bunge. Nadhani kila mmoja wetu ni mzazi; hujui maisha yako ya kesho yatakuwa vipi. Mheshimiwa Spika, unaweza amka leo upoteze maisha, bibi akiwa apoteze maisha huyo mwanao atalindwa na nani? Mheshimiwa Spika kuna watu wengi kule mashinani ambao wanaaga dunia wakidhani ile familia yao italinda wale watoto lakini unapata wale watoto hawana mtu wa kumkimbilia lakini tukitenga hizi nini tuzitengeneze mahali wanaweza kukimbilia, utapata wale watoto mitaani hawatateseka. Mheshimiwa Spika, mimi sina mengi matajiri wetu wameongea na nimeunga asilimia mia kwa mia. Ahsanteni sana.

[Applause]

The Deputy Speaker (Hon. Fadhili Makarani): Yes, the seconder of the Motion then I will call the mover of the Motion to reply.

Hon. Maimuna Salim: Ahsante sana Mheshimiwa Spika. Nimesimama kuunga mkono hoja hii iliyoletwa na Mheshimiwa Allen Katana, kijana wetu, mimi nimesimama kuunga mkono kwa sababu tunajua sisi kama Waheshimiwa kesi nyingi zinakuja ni za mayatima na zile *orphanage* ambazo ziko mitaani tunazisaidia, hazimsaidii yule yatima moja kwa moja, wameweka masilahi yao ndio muhimu. Lakini nina imani ya kwamba kina mama kama wale wa mtaani ambao wanaujua ule mtaa, wanamjua mtoto huyu ni yatima, huyu ni yatima kwa baba, huyu ni mgonjwa, tukiwapatia mamlaka na uwezo wa kaunti uwezekuwasaidia basi zitakuwa zimeenda kwa walengwa. Kwa hivyo mimi nimesimama kuunga mkono kwa sababu zikiwa mitaani ama zikiwa katika lika Wadi na ziwe ziko *mandated* na ziwe zimeweza kupata pesa kwa Kaunti na sisi wenyewe tuingie mifukoni kwetu kwa sababu tunajua kusaidia mtoto yatima, kumsaidia mototo ambao ni mgonjwa sisi wenyewe tunajifungulia baraka zetu. Kwa hivyo sisi tutatoa kile tuko nacho na serikali ya Kaunti itaweza kutoa kile ambacho kiko, tutaweza kusaidia watoto wetu na kina mama wengi watajitolea pale kwa kupika, kwa kuwaoshea nguo. Kwa hivyo hawataishi vile wanavyoishi, wataishi kama ambao wana wazazi wawili, hivyo basi mimi nimesimama kuunga mkono na Mwenyezi Mungu atujaalie ili tukiikalia kama Kamati tuweze kukubaliana na watu wa *executive* tukikaa nao waweze kuhakikisha ya kwamba kumetengwa ile hazina ya kuweza kusaidia hizi nyumba za hawa watoto yatima. Kwa hivyo mimi nimesimama kuunga mkono na tuka pamoja na chambilecho wanaosema ya kwamba matajiri wetu ni wale, ni kweli matajiri wetu ni wale walioleta hii ajenda, hivyo basi sisi tutaunga mkono bora iwe ni manufaa kwa watu wetu. Ahsante Mheshimiwa Spika.

The Deputy Speaker (Hon. Fadhili Makarani): Thank you Honourable Maimuna. Honourable Allen Katana Please reply to the Motion.

Hon. Katana: Mheshimiwa Spika mimi ni mwenye furaha sana na tena kwanzo niwashukuru walionipa ajenda hii kuileta Bunge hili; wameshuhudia kwamba mimi na Mheshimiwa aliyenifundisha kazi, Mheshimiwa Maimuna tumewaletea ajenda yao Bunge hili. Pili, niwashukuru kama desturi yangu Waheshimiwa hawa, wenye hekima; waliona huruma, kwa kuupitisha Mswada huu, Mheshimiwa Spika lazima nikwambie hili...

[Interruption]

The Deputy Speaker (Hon. Fadhili Makarani): It has not passed.

Hon. Katana: Mheshimiwa Spika, utakuwa shuhudiani kwa ninayonena; kuna Mheshimiwa katika mazungumzo yake alikuwa amenitisha kwamba atasimama apinge lakini mazungumzo yake yameni furahisha. Kwa hivyo Mheshimiwa Spika kwa kuwa sasa tunangoja uamuzi wako ili liamulike ya kwamba Bunge la Kaunti ya Mombasa kati ya Mabunge yote 47 wao wanataka kupitisha kwamba mayatima na watoto wanaotoka katika familia zenye wasojiweza watakuwa wanakirimiwa misaada kutoka kwa serikali ya Kaunti. Mheshimiwa Spika na pia zaidi ya kuwashukuru Waheshimiwa wote Mheshimiwa Manuari ameteleza kidogo akasema wamama hoyee! Mheshimiwa Spika hata afadhali yeye mimi kidogo nisema *hodi ko* lakini kwa sababu ya muelekezo uliohapa, Mheshimiwa sitaendelea na hoja hiyo, lakini ni washukuru Waheshimiwa wenza kwa hekma yenu na la zaidi utakapopita mswada huu Mheshimiwa Spika, si tu kuwasaidia mayatima, si tu kwa ugonjwa wa hawa mayatima lakini vile vile Mheshimiwa Spika itakuwa imefanya ajira kwa mama zetu hawa ambao hawana kazi. Ahsante Mheshimiwa Spika.

The Deputy Speaker (Hon. Fadhili Makarani): Thank you Honourable Members, its voting time. Honourable Allen previously said the Motion has passed but its now, we are in the process of voting, Hon. Members please prepare your throats so that we can hear you well, as you seat in front here. Honourable Members, I now put the question by Hon. Allen Katana on the establishment of rescue centers and social protection scheme to protect vulnerable children be adopted by this Hon. House in the same terms as moved?

[Question put and agreed to]

... Hon. Members the motion by Honourable Allen Katana on The Establishment of the rescue centre and social protection scheme to protect vulnerable children is adopted by the House.
Yes Clerk?

ADJOURNMENT

Honourable Members, the House stands adjourned until Tuesday 3rd October, 2023 at 2:30p.m.

The House rose at 11:20 a.m.