

**MOMBASA COUNTY ASSEMBLY****HANSARD REPORT**Thursday, 3<sup>rd</sup> March, 2016

The House met at 2:33p.m.

*(Mr. Speaker (Hon. Thadius Rajwayi) in the Chair)***PRAYERS****Mr. Speaker** (Hon. Rajwayi): You may have your seats Hon. Members.**COMMUNICATION FROM THE CHAIR**

Allow me to just present to the Committee on Finance, Budget and Appropriation; sometimes back we met in Nakuru County with the Hon. Members in Naivasha on the County revenue automation and we actually came up with a report and now that report has been supplied and it is with us.

So it is also important to share with you to make any necessary recommendations to yourselves so the Committee on Finance, Budget and Appropriation to liaise with the Office of the Speaker.

**STATEMENT**

Yes Hon. Jimmy Odari,

*(Interruption)*

Yes what is it Hon. Mwidani?

**Hon. Mwidani:** Mr. Speaker it's a human error order number 7 should be the construction of public toilets near Coast Provincial General Hospital (CPGH); statement from Hon. Zainab Said Ali.

So I was just trying to remind the House that we have skipped that as i stated it is a human error but that's how it should appear in the Order Paper.

**Mr. Speaker** (Hon. Rajwayi): Very well allow me just to remind this House that there is no error and the way it is written that is how it appears but remember that it's the Order of the House that the business read earlier it is on and that is the procedure so Hon. Odari, continue...

**Hon. Odari:** Thank you Hon. Speaker. Mr. Speaker I stand here to give out a statement, my request for a statement that I made yesterday that it should have been in written form so as to enable your office to deliver to the relevant department so that they will have something to refer to when they are responding to my statement.

If you will allow me to ask again Hon. Speaker I can read the statement in the House.

**Mr. Speaker** (Hon. Rajwayi): Go ahead Hon. Odari.

**Hon. Odari:**

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**STATEMENT****STATUS OF WARD BASED DEVELOPMENT FUND FORMERLY KNOWN AS  
LATF/LASDAP***(Hon. Odari read statement)*

Hon. Speaker we started from the status of the development funds formerly known as the LATF/LASDAP. Mr. Speaker I hereby wish to request the County government of Mombasa for a report on the status of the Ward-Based development fund which was famously known as the LATF/LASDAP and the money, resources and the projects that were pending. This program which used to disburse funds to the local authorities such as the former Municipal Council of Mombasa played a very big role in the development of the wards and as much as it was not very huge sum its impact was felt on the ground and the projects were conspicuously witnessed by the citizen tax payers. However, with the inception of the County government system this fund was stopped forthwith, and the vacuum which it has left is very evident throughout the Wards in the entire County. With the coming of the devolved system of government the residents of this County had looked forward to disbursement of greater quantities of funds to the Wards. Mr. Speaker, it is unfortunate to note that in Mombasa we have just devolved the centralized system and hence we are yet to fully embrace the tenets and the essence of the devolved system of government.

We need not over emphasize the fact that Wards are the foundation of County development and therefore in order for this County to develop we seriously need to apportion the money among the Wards in our annual County budget. We need to emulate the over 50 year's experience of our national government where the Constituency Development Fund (CDF) has proved to be the engine of development in the constituencies and the entire nation. Unless we empower the Wards this County shall not be able to make sure progress and the residents shall long for the days of the former Municipal Council particularly on realizing that the former LATF/LASDAP projects which were ongoing have since stalled. I am hereby calling for the reinstatement of the likes of the LATF/LASDAP or introduction of a Ward development fund and I am hereby requesting for a report from our government on the positions of the County in this regard.

Thank you Hon. Speaker.

**Mr. Speaker** (Hon. Rajwayi): Next statement Hon. Zainab Said Ali Dharwesh.

**STATEMENT**

**Hon. (Mrs.) Zainab Said:** Ahsante sana Bwana Spika kwa kunipa hii nafasi ili niweze kuzungumzia kuhusu vyoo vya umma ambazo hakuna pale kutoka Fayaz mpaka chini kule Allidina. Inakuwa mtu anapoletwa pale mgonjwa wale wenye *Tuk Tuk* wote wanaingia pale kwenye bustani ndio wanafanya ni choo; wale wenye kuegesha malori yao wa kutoka Fayaz mpaka Allidina wote wanajisaidia pale kwenye hiyo bustani. Sasa ningeomba kama yawezekana pale ambapo wanapofanya ni choo basi wajengewe choo cha umma ili waweze kujisaidia pale na nilijaribu kuzungumza na Changawa pale ajaribu kuwashika pale wale wanaoenda choo pale na ni njia lakini walishikwa siku mbili kisha wakaachwa maanake watu wanaketi pale na watoto wanapita pale na wao huenda choo pale wanakojoa pale si vizuri na ni karibu na mlango wa 'Emergency'.

Kwa hivyo naomba ikiwezekana wajengewe choo pale kwa bustani. Ahsante.

**Mr. Speaker** (Hon. Rajwayi): Yes Hon. Priscilla.

**Hon. (Mrs.) Prischilla Mumba:** Ahsante Mheshimiwa Spika kwa kunipa nafasi hii kuzungumzia kuhusu taarifa ya Mheshimiwa Zainab na nimeona kuna haja ya dharura ili shida hiyo ishughulikiwe sababu tunajua wakati kama watu wanatumia mahali kuendea kujisaidia tunajua kunaweza kukurupuka mkurupuko wa maradhi kwa watu wanaokaa eneo lile. Kwa hio hata mimi nimesikia nimeguswa na hilo jambo na ningependa kama ingewezekana kwa ujasiri wako Mheshimiwa Spika ukaweze kutoa uamuzi wako wa kusaidia mahali pale kuweze kujengwa vyoo vya umma. Ahsante Mheshimiwa Spika.

**Mr. Speaker** (Hon. Rajwayi): Hon. Amir Thoya.

**Hon. Thoya:** Ahsante sana Mheshimiwa Spika. Mheshimiwa Spika nimesimama kwa nidhamu ili niweze kutoa taarifa yangu; jambo ambalo naomba kuzungumzia katika Bunge hili tukufu ni swala linaloendelea hivi sasa. Suala la fomu za basari ambazo zinatolewa kupitia kwa idara ya elimu kwa ajili ya kuweza kuwasaidia wale watoto ambao hawakubahatika, ni werevu lakini hawakuweza kubahatika kifedha.

Mheshimiwa Spika tunashukuru ya kwamba kupitia Kamati ya Elimu na kupitia kwa Wizara ya elimu kama Wawakilishi wa Wodi tungeweza kupata fomu nyingine. Mheshimiwa Spika kutokamana na idadi ya wakaazi ambao tunawawakilisha tunahisi ya kwamba idadi ya fomu ambazo tulipatiwa kama wawakilishi ni ndogo na iko haja ya dharura kupitia kwa kiti chako uweze kutuomba kupitia kwa wizara husika ili idadi ya fomu zile ziweze kuongezwa kwa wawakilishi wa wodi. Mheshimiwa Spika tunaweza kujua kuwa vile vile ya kwamba zile idara zengine ambazo ziliweza kufikia ofisi zetu zinaweza kupatiwa idadi ya zaidi ya fomu mia mbili tofauti na zile ambazo sisi kama wawakilishi tunapatiwa.

Kwa hivyo wewe kama kiongozi wetu tunaomba kama itawezekana kupitia kwa sauti ya Kiti chako na Bunge letu ombi maalum liweze kumfikia Waziri anayehusika ili tuweze kuongezwa idadi ya fomu zile ili wakaazi wetu tunaowakilisha kule chini mashinani waweze kupata fomu hizi ili waweze kusomesha watoto wao. Ahsante sana Mheshimiwa Spika.

**Mr. Speaker** (Hon. Rajwayi): Hon. Hamisi Musa Mwidani.

**Hon. Mwidani:** Ahsante sana Bwana Spika, mimi yangu ni kuunga mkono taarifa ya Mheshimiwa Mama Zainab Ali. Mheshimiwa amesema watu wanajisaidia pale kiholela ni ukweli, hili ni jambo moja kwanza kubuni nafasi za ajira, kukijengwa choo kuna watu pale watakapata kazi na wale wakaazi pale watakuwa wanalipa. Kwa hio ni jambo muhimu nafikiri lingeingaziwa kwa haraka kwa sababu litaweza kusaidia kwa kila aina ya njia, sisi pesa itakuwa twapata na ile sehemu itakuwa imefunikwa na itakuwa haina mambo ya hatari ya uchafu ama nini. Hivyo basi Bwana Spika mimi napongeza leo Mama Kaunti Mheshimiwa Zainab Said Ali kwa taarifa nzuri sana la kuweza kufanya mpaka vijana wataweza kupata ajira. Kwa hivyo Bwana Spika mimi naona ni tuitilie mkazo na ikiwezekana Bwana Spika japokuwa hii ni taarifa tuianye iwe mswada iweze kuingia kwa hili Bunge lifuate sheria kwa sababu tuipeleke mpaka iingie kwenye bajeti ili vyoo vijengwe. Ahsante sana.

**Mr. Speaker** (Hon. Rajwayi): Hon. Mohamed Madundo.

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**Hon. Mohamed Madundo:** Ahsante Bwana Spika, ‘good afternoon’?

(Laughter)

Kwa heshima ambayo umenipatia Bwana Spika ndio mana nimesema ‘good afternoon’? Ni heshima ambayo umenipa nafasi kwa wakati huu; langu ningeomba Bwana Spika hii taarifa ambayo nitaizungumzia katika Jumba hili na Bunge letu, taarifa ambayo nitaitoa nafikiri kuna wakati ambao kulikuwa kuna mambo ya El-Niño na kulitengwa pesa ambazo zilikuwa zisaidie katika upande wa majanga ya El-Niño lakini zile pesa na hakika *El-Niño* haikuwako. Kwa hivyo nilikuwa naomba Bwana Spika kipindi ambacho kinakuja ni wakati wa mvua sio ile el-Niño ni kipindi ambacho kinajulikana kila mwaka mvua inanyesha. Kuna sehemu zingine ambazo kama kwa mfano maeneo ya Likoni, Mtongwe na hata Kisauni kuna kuwa na matatizo mengi sana wakati wa mvua inaponyesha, kwa hivyo ninaomba katika Bunge hili zile pesa ambazo zilikuwa zimetengwa zifanye kazi kabla ya hii mvua kunyesha kwa sababu huwa ikifika mwezi wa nne na tano mvua itanyesha sio ile ya el-Niño ni mvua ambayo ni ya kawaida. Bwana Spika naomba katika Kamati ambayo Mwenyekiti yuko hapa Bwana Spika Mheshimiwa Hamisi Musa ajaribu kufanya bidii ili tuzuie maafa. Ahsante Bwana Spika.

**Mr. Speaker** (Hon. Rajwayi): Hon. Mary Akinyi.

**Hon. (Ms.) Akinyi:** Ahsante Mheshimiwa Spika. Mheshimiwa Spika mimi pia ningependa kuongezea kidogo juu ya taarifa ambayo Mheshimiwa Zainab, Mama Kaunti ametuletea ambayo ni taarifa ambayo ni nzuri sana. Mheshimiwa Spika kusema ukweli vyoo vyatajikana vijengwe pale kwa hospitali kwa sababu watu wanapoenda haja ndogo pale karibu na hospitali inaonyesha picha mbaya sana hasa kwa wanaume ambao hata huwa hawana haya wakiwa wanataka kwenda haja ndogo wanaleta hata aibu wakati wanapoenda pale manyasini mahali ambapo hapana siri.

Mheshimiwa Spika ningeomba pia mahali kama pale Mwembe Tayari ambako kuna watu wengi wanapita steji pia ziko nyingi hapo pia kama ingewezekana wakati kutakuwa kunajengwa vyoo pale karibu na hospitali ya Makadara pale Mwembe Tayari pia inatajikana pia kama inawezekana pia kuwe na vyoo vya umma. Ahsante sana Mheshimiwa Spika.

**Mr. Speaker** (Hon. Rajwayi): Hon. Salim Kalume.

**Hon. Kalume:** Ahsante sana Mheshimiwa Spika kwa kunipatia nafasi hii, mimi ningependa kumpongeza mama yetu mama Kaunti Mheshimiwa Zainab Said Ali kwa kuweza kuleta taarifa kama hii. Kwa kweli hili jambo nilikuwa nikilifikiria kwa muda hata mimi nimewahi shuhudia jambo hili likiendelea pale wakati unapowapeleka wagonjwa pale twawaona wale watu wa tuk tuk wakishuka na kufanya ile sehemu choo na si ati ni pale peke yake ni sehemu nyingi sana katika Mombasa Kaunti. Kwa hivyo Mheshimiwa Spika tunahitajika kujenga vyoo vya kutosha katika Kaunti ya Mombasa; kuna sehemu nyingi tumeshuhudia wananchi wakifanya haja zao kando kando mwa barabara na pale nyuma kulikuwa na vyoo vingi sana, lakini jambo la kusikitisha ni kwamba vyoo vyote hivi viliangamia, na hatujui viliangamia kwa njia gani?

Kuna sehemu nyingine ambazo zimejengwa majumba makubwa makubwa, kuna sehemu nyengine ambazo kumejengwa maduka. Kwa hivyo Mheshimiwa Spika naomba sisi kama Mombasa Kaunti tushirikiane na tuhakikishe tumejenga vyoo katika Kaunti yetu ya Mombasa hata Wodi ya Ziwa La Ng'ombe inahitaji vyoo vya umma kila sehemu iwe na vyoo vya wananchi, kwa hayo machache ninasema ahsante Mheshimiwa Spika.

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**Mr. Speaker** (Hon. Rajwayi): Hon. Enock Mwadziwe.

**Hon. Mwinga:** Ahsante sana Mheshimiwa Spika. Mheshimiwa Spika kupitia kiti chako naomba kutoa taarifa yangu kuhusiana na hali ya anga ama kuhusiana na matayarisho hasa wakati ule ambapo tunaendelea kutarajia kuwa tutapata mvua. Mheshimiwa Spika Kaunti yetu ya Mombasa kunazo sehemu tofauti tofauti ambazo ukulima unaendelea. Mheshimiwa Spika kupitia Gavana wetu Mheshimiwa Hassan Joho tumeweza kulia sana tuweze kupata tinga tinga ili liweze kulimia wakulima wetu. Mheshimiwa Spika la kusikitisha ni kwamba tinga tinga lilikuja likajaribiwa sehemu za nyumbani, nashukuru hata sehemu yangu iliweza kufika kwa ajili ya hayo majaribio na tinga tinga lile ni la hali ya juu kwa sababu liliweza kutulimia vizuri sana. La kusikitikisha Mheshimiwa Spika ni kwamba saa hii tunavyoongea tinga tinga lile limezuiwa na watu wa CMC. Kwa hio Mheshimiwa Spika kupitia kwa kiti chako naomba liweze kufuatiliwa kwa sababu wakati huu na msimu huu wa kutayarisha mashamba kama vile kwangu Mwakirunge Bwana Spika wakulima wanalingojea kwa hamu kwa sababu ni wakati wao wa kuweza kutayarisha mashamba ili mvua inapoweza kunyesha basi wakaweze kwenda kupanda. Mheshimiwa Spika kupitia kiti chako naomba kuuliza kama itawezekana tuweze kufuatiliwa tinga tinga lile na watu wa CMC wanalizuia kwa sababu gani, ili likaweze kutolewa mahali pale na wakulima waweze kusaidika. Ahsante.

**Mr. Speaker** (Hon. Rajwayi): Hon. Kizito Opeya Okoth.

**Hon. Opeya:** Thank you Mr. Speaker, I just wanted to add on the statement which Hon. Amir Thoya has asked about when we were given the 200 forms of bursaries we were told that the Sub County Administrators would also be given some bursary forms to give the residents but since Wednesday yesterday I have received some complaints from the residents of Mkomani Ward of the office of the Sub County Administrator at the Showground because there's no one in the office. So I would like to ask where we can get the forms from the office of the Sub County Administrators not only of Nyalı Constituency but of all Constituencies of Mombasa County. Thank you.

**Mr. Speaker** (Hon. Rajwayi): Hon. Fatuma Swaleh Mote.

**Hon. (Ms.) Fatuma Swaleh:** Ahsante sana Mheshimiwa Spika. Mheshimiwa Spika mimi nimesimama hapa kupongeza serikali ya Kaunti ya Mombasa kwa kufanya kazi nzuri ya kuwapa waheshimiwa waliochaguliwa fomu 200 za basari lakini la kushangaza hakuna hata mmoja aliyesimama akasema anatoa shukrani, wao ni kulalama tu na cha ajabu ikiwa umepewa fomu 200 na Serikali ya Kaunti nafikiri sisi wote tunapokea mshahara, ikiwa sisi wateule hatukuweza kupata hata fomu moja na kwanza kabisa upande wangu najisemea mimi kuwa ningepata fomu za basari hata kama ni 10 ningeanza na hawa wafanyi kazi wetu ambao wanatufanyia kazi katika Bunge maanake wana watoto ambao wanawasomesha, la pili sisi wote hapa tunapata mshahara, mshapewa fomu 200 kisha bado hamjatosheka. Mwenyezi Mungu anasema usiposhukuru kidogo hata kile kikubwa hautashukuru. Kwa hivyo mimi nimesimama hapa kupongeza na hizo fomu 200 zinawatosha na kama haziwatoshi waongezee na mshahara wao.

(Applause)

**Mr. Speaker** (Hon. Rajwayi): Hon. Maimuna Mwamassa.

**Hon. (Ms.) Maimuna Mwamassa:** Ahsante sana Bwana Spika nimesimama hapa kuunga mkono taarifa ilioletwa na Mheshimiwa Mama Zainab Dharwesh.



Kwa kweli mazingira ni kitu muhimu na kila kinachoingizwa ndani ni lazima kitoke, kinapoingia jina lengine na kinapotoka pia jina ni lengine; kuna umuhimu tupate hivi vyoo vya umma ili kuweka sawa mazingira yetu Mheshimiwa Spika na vile vile kupata ajira kwa vijana wetu kwa maanake ajira imekuwa ni donda sugu kwetu hatuwezi tosheleza watu wote kwa ajira. Kwa hiyo tukipata hivyo vyoo haswa huko maeneo ya Mheshimiwa Mama Zainab Dharwesh kwa sababu ni karibu na hospitali watu huja pale kuangalia wagonjwa wao na vile vyoo vilivyo pale ndani kama havitoshi ile idadi iko pale ndani na sehemu nyingi zilizotajwa na waheshimiwa waliotangulia tukipata hivyo vyoo hilo litakuwa jambo zuri na mazingira yetu yatakuwa safi. Kwa hayo machache, ahsante Mheshimiwa Spika.

**Mr. Speaker** (Hon. Rajwayi): Hon. Caroline Auma.

**Hon. (Ms.) Caroline Auma:** Mheshimiwa Spika sitaongea juu ya basari kwa sababu hainuhusu kama Mbunge wa Wodi mteule; nitaongea juu ya taarifa ya Mheshimiwa Zainab Said Ali. Mheshimiwa Spika kwa kweli vyoo vinahitajika sana; vinahitajika kwa sababu sisi wanawake tayari huwa tuna shida sana sana pale Makadara tunapofanya biashara yetu. Mheshimiwa Spika pale Ziwa la Ng'ombe pale barabarani steji huwa kuna biashara inafanyika na kuna mtaro uko pale sasa utapata wakati mwingine watu wanakojoa katika ule mtaro kwa sababu ya ukosefu wa choo na ninasisitiza upande wa Ziwa la Ng'ombe kwa sababu mimi nataka kusimama Ziwa la Ng'ombe tukiwa pamoja na Mheshimiwa Salim Kalume.

*(Applause)*

Ndio maana nalisisitiza jambo hilo Mheshimiwa Spika kuwa Ziwa la Ng'ombe kuna shida ya choo na tutazidi kufanya kazi na yeye tukisukuma hili gurudumu la kuwa na choo pale Ziwa la Ng'ombe. Ahsante Bwana Spika.

**Mr. Speaker** (Hon. Rajwayi): Hon. Members allow me to give some guidance on the issues that you have just raised and the first statement that was read by Hon. Zainab Said Dharwesh is all about creating public toilets in those areas that were identified, those sites or areas that will serve the purpose so the Hon. House is seeking to know from the Executive so the Leader of Majority to pick it up and report back to this Hon. House not later than two weeks from today and make sure he understands what is going on because the way it has been put by Hon. Zainab Said Ali it's a little bit more urgent that we need to address that issue. So Hon. Members we hope that will be addressed as soon as possible and also the fact that make sure that we collect some revenue out of those public toilets. On the issue of bursary forms I want also to note that it is not a contest between the Elected and the Nominated Members so let us stay clear here make it to be known that no single leader here owns any single person for votes, outside here we all represent those particular individuals but we don't own them.

So when Hon. Kizito is expressing concern that the office of the Sub County Administrator is getting closed most of the time there is concern for the people that even the Nominated are represented so these are not the people that can be identified as Nominated or Elected and it is important for all Members, either Elected or Nominated to sit in this House to me those are very genuine concerns and even to add on that we must move with speed to make sure we avoid a duplication for issuance of those particular forms because an individual can get the particular form from the office of the Ward Administrator or Sub County Administrator and the same person can request the form from the office of the Hon. Members and be issued with the same which will be a duplicate instead of giving other needy students.

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So you need to have a particular structure on how you are going to issue those forms.

Otherwise as it is we are to pick up with the relevant department and I would like not to give a direct direction on this matter because the Committee on Education has been expediting that matter so we need to be patient a little bit more to hear from them then after we can give out another directive if maybe, so Hon. House be informed.

### **ADJOURNMENT**

Hon. Members this Hon. House stands adjourned until next week Tuesday at exactly 2:30 p.m.

The House rose at 3:06p.m.