



## COUNTY ASSEMBLY OF MOMBASA

### OFFICIAL REPORT

Wednesday, 13<sup>th</sup> March, 2019

The House met at 3:00p.m.

*(The Speaker (Hon. Aharub Ebrahim Khatri) in the Chair)*

### PRAYERS

**The Speaker** (Hon. Khatri): Hon. Members we may be seated. Yes Clerk?

### STATEMENTS

RESPONSE TO STATEMENT BY CHAIRPERSON COMMITTEE ON AGRICULTURE, FISHERIES, LIVESTOCK AND CO OPERATIVES HON. WAMBUA ON DISTRIBUTION OF LIVESTOCK IN THE COUNTY

Yes Hon. Junior Wambua, Chairperson of Agriculture, Fisheries, Livestock and Co-operatives please respond?

**Hon. Wambua:** Ahsante sana Bwana Spika, leo siko tayari lakini tumeonana na *Chief Officer* leo tumeongea mambo hatukukamilisha tukasema tunataka *comprehensive report* kwa Bunge hatutaki kuleta kitu ambacho hakiko tayari. Ahsante sana Bwana Spika.

**The Speaker** (Hon. Khatri): Hon. Junior Wambua you said you are not ready today, when are going to be ready with the response?

**Hon. Wambua:** Anipe mpaka alhamisi.

**The Speaker** (Hon. Khatri): Kesho?

**Hon. Wambua:** Not this one, the other one.

**The Speaker** (Hon. Khatri): Okay fine so Hon. Junior make sure next week you have the response. Yes Clerk?

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RESPONSE TO STATEMENT BY CHAIRPERSON COMMITTEE ON ENVIRONMENT, WASTE MANAGEMENT AND ENERGY HON. SHEBE ATHMAN ON GARBAGE PILEUP IN AIRPORT WARD

Yes Hon. Salim Athman, Chairperson Environment, Waste Management and Energy please give the response?

**Hon. Shebe Athman:** Thank you Mr. Speaker Sir. I would like to say that it is supposed to be tomorrow Mr. Speaker; the Chief Officer is going to present herself in the Committee and I have already talked to my fellow Members so that they can give us until tomorrow afternoon. Thank you.

**The Speaker** (Hon. Khatri): Thank you Hon. Salim Athman so tomorrow afternoon we will have the response. Yes Clerk?

RESPONSE TO STATEMENT BY CHAIRPERSON COMMITTEE ON ENVIRONMENT, WASTE MANAGEMENT AND ENERGY HON. SHEBE ATHMAN ON REMOVAL OF GARBAGE PILEUP IN KONGOWEA WARD

Yes again Hon. Salim Athman Shebe?

**Hon. Shebe Athman:** I think these are some of the reasons I have requested for the Chief Officer to show herself tomorrow so that we can get a detail and comprehensive report which is going to take care of all the 30 Wards of Mombasa County Hon. Speaker. Thank you.

**The Speaker** (Hon. Khatri): So you will have the response by tomorrow afternoon God willing? Okay. Thank you Hon. Shebe. Yes Hon. Abrari?

**Hon. Abrari Mohamed:** Ahsante sana Mheshimiwa Spika. Mimi naomba Mwenyekiti wa Mazingira hili suala la Kongowea nafikiria hii Taarifa ni mara nne nimeileta mfululizo; hili ni juma la nne kuleta suala hili na wiki iliopita alileta ripoti ambayo haikuturidhisha ikabidi iregelelewe atuletee ripoti na leo pia naona ameiweka *general* kuwa itakuja ripoti ya Wodi zote 30 lakini Taarifa yangu ilikuwa nataka Wodi ya Kongowea *specific* nataka jaa la Kongowea kuwa litafungwa lini? Na taka za ndani ya Kongowea ziko na *program* vipi? Zitakuwa zikiondolewa vipi? Ratiba ni kwa siku ama kwa wiki ama vipi? Ahsante.

**The Speaker** (Hon. Khatri): Thank you Hon. Abrari. Hon. Shebe Athman I think you said earlier that tomorrow the Chief Officer will be there with you, you can invite Hon. Abrari on that Committee whereby maybe he can get the direct answers from the Chair before you table the report.

**Hon. Shebe Athman:** Absolutely Hon. Speaker I have no problem with that.

**The Speaker** (Hon. Khatri): So please invite the Hon. Member tomorrow to that meeting and then you can bring the report by tomorrow afternoon.

**Hon. Shebe Athman:** Okay Hon. Speaker. Thank you.

**The Speaker** (Hon. Khatri): Thank you. Yes Hon. Ibrahim?

**Hon. Omondi:** Thank you Mr. Speaker Sir for the opportunity given. Mr. Speaker Sir to add on that also I wanted to emphasize on the same issue. Yes I gave my Statement last time trying to emphasize on the issue of collection of the garbage in Airport Ward Saratoga and I emphasized that it is almost two years the garbage had not been collected and as the Chairman has put it that the Chief Officer will be here most probably maybe tomorrow I have no problem with that but I just want to inform the Chairman that how can I put it because I saw some four trailers moving around the dumping site and they collected at least four trailers. It was just an eighth of the work being done so I do not know if that is what we meant and that what they meant that they were collecting the garbage or what Mr. Speaker Sir. Therefore to add on that Mr. Speaker Sir also tomorrow specifically I want them to respond specifically to Airport Ward, Saratoga. Thank you.

**The Speaker** (Hon. Khatri): Thank you Hon. Ibrahim. I think Hon. Shebe you can reply on that?

**Hon. Shebe Athman:** Ahsante sana Mheshimiwa Mwenyekiti na kwa chembe chembe ndogo za hekma kesho nitaweza kumualika rasmi pia ndugu yangu Mheshimiwa wa Airport na kama vile nilivyotangulia kusema kuwa sikuleta ile ripoti kwanza kwa sababu mimi mwenyewe kama Mwenyekiti nilikuwa na mushkil nayo Mheshimiwa Mwenyekiti ndiposa tumekubaliana kuwa kesho tulikuwa tumempatia *Chief Officer*. Kwa hivyo tutakuwa na yeye asubuhi na nitamuambia Karani wangu atume ujumbe mfupi kwa Mheshimiwa yeyote ambaye yuko *interested* ili tuwe naye pamoja katika kikao. Ahsante sana Mheshimiwa Spika.

**The Speaker** (Hon. Khatri): Thank you. Yes Hon. Amur?

**Hon. Amur Murfad:** Mr. Speaker Sir I want to go back to Standing Order 41 (c) and I want to do a request from the Chairperson of the Committee of Education. Mr. Speaker we have been promised about bursaries...

*(Interruption)*

**The Speaker** (Hon. Khatri): Sorry Standing Order 41 (c)?

**Hon. Murfad Amur:** 41 (c), *A Member may request for a statement from the Committee Chairperson relating to matters under the mandate of the Committee and the Speaker may either appoint a day for the Statement or be issued on the same day* but Mr. Speaker Sir...

*(Interruption)*

**The Speaker** (Hon. Khatri): Yes you can go ahead and give the Statement.

**Hon. Murfad Amur:** Mr. Speaker Sir this issue of bursary is becoming unbearable...

*(Applause)*

We can no longer take it...

*(Applause)*

It is either our colleague; the Chair be on it or he faces the consequences of this Assembly Mr. Speaker Sir because we have been given dates and dates, we have been giving the Department Kshs. 300 Million for the bursaries yet the financial year is ending we do not know our fate and the blame out there is about the bursaries. Our offices registered numbers and there were taken to the Department Mr. Speaker Sir, we do not want to be taken for granted, the second thing there was this something called milk we do not see it in schools anymore...

*(Applause)*

A lot of money Mr. Speaker Sir, so my brother who is the Chair of Education we need a comprehensive report about the milk and about the bursaries with your approval Mr. Speaker. Thank you.

**The Speaker** (Hon. Khatri): Yes Hon. Renson Thoya?

**Hon. Thoya:** Nafikiri Bwana Spika takriban wiki tatu...

*[The Speaker (Hon. Khatri) exited the Chair]  
[The Deputy Speaker (Hon. Mwalimu) in the Chair]*

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

**Hon. Thoya:** Nafikiri kwa takriban wiki tatu ama mwezi ilikuwa ni msukumo wa upande wa Uchukuzi lakini tunaanza kusahau zile sehemu nyeti hususan upande wa elimu na kama kila mmoja anastahili kubeba msalaba wake hatutakuwa saa zote tutakuwa tunamsimamisha Mwenyekiti wa mambo ya Uchukuzi. Imefika mahali sasa Mwenyekiti wa Elimu hatutaki tena cha ahadi, hatutaki cha nini na kama ni Waziri mhusika na yeye tunataka aje mbele ya Kamati aje atuambie hizi pesa watoto wetu watapata...

*(Applause)*

Ama hawatapata kwa sababu habari ambazo tunazozipata kule chini ni kwamba tunaambiwa sisi ndio tumezuia mgao huo wa basari. Kwa hivyo wao wanakataa kutoa halafu wakienda kwa wananchi wanageuza habari kwamba sisi tumekataa kupitisha bajeti ya mambo ya basari kwa hivyo sasa ni mbivu na mbichi zijulikane kila mmoja abebe msalaba wake.

**The Deputy Speaker** (Hon. Mwalimu): Yes Hon. Ogutu?

**Hon. Ogutu:** Ahsante sana Bwana Spika. Mimi ningependa tu kusema ya kwamba ni wakati muafaka tufanye kazi zetu na heshima iwe; nafikiri ni miaka miwili serikali ya Kaunti ya Mombasa haijatoa basari halafu tutasikia mtu anakuambia sijui fagia Bunge kama ambaye Bunge ndio wanatoa basari.

Sisi kazi yetu Mheshimiwa Spika ni kuangalia kwamba hiyo basari imetolewa? Mgao ni ngapi? Lakini sio sisi wenyewe kusimama kutoa hizo basari. Kwa hivyo mimi naomba Mwenyekiti wa Elimu ikiwa haya maneno ni magumu sana kwake achukue *responsibility* ajiuzulu aachane na huo wadhfa maanake mambo ya elimu si mambo madogo, wazazi wanalia kule mashinani sisi ndio tunasukumwa na hayo mambo ya karo za shule. Kwa hivyo hatutaki...Kabla hili Bunge lifagiliwe Mheshimiwa Spika, hiyo nini yatakikana iwe imeangaliwa. Ahsante.

**The Deputy Speaker** (Hon. Mwalimu): Yes Hon. Faith Mwende?

**Hon. Mwende:** Ahsante sana Mheshimiwa Spika. Nikisimama kama kijana na pia mlezi nina huzuni nyingi sana kuona saa hii muda umeenda mwaka mmoja na nusu katika Kaunti zote ni Mombasa Kaunti ambayo haijatoa basari. Mheshimiwa Spika tulitolewa hapa Waheshimiwa mwaka uliopita tukakusanya hao *beneficiaries* na hakuna lolote lilifanyika ilhali kila mwaka bajeti hawa wangwana wanatengewa bajeti ya basari. Mheshimiwa Spika imefika wakati wa Mawaziri kwa vile wanaonekana wamezembea katika utenda kazi wao; wananchi wanataka huduma na labda walikuwa wanasema tuna vitu *personal* lakini inaonekana wazi watoto hawaendi shuleni. Tukiwa maofisini tunasumbuliwa na wazazi watoto hawaendi shuleni na wazazi wakiuliza basari! Basari! Basari! Zitatoka wapi?

Ni wakati muafaka Mheshimiwa Spika Waziri wa Elimu aitwe aje mbele ya Kamati ya Elimu pasipo kwenda kwake akuje hapa kama Waziri ajieleze kwa nini basari hazijatoka? Tuliambiwa mwisho wa mwezi wa pili hundi zitatoka za waliopata alama 300 na zaidi, mpaka saa hii hatujasikia neno lolote wala hawaongei wala simu hawapokei. Mheshimiwa Spika hili Bunge liache kuchukuliwa mzaha na watu wafanye kazi, kama hawafanyi nikienda nyumbani pia wao watakuwa wameshatangulia. Ahsante sana Mheshimiwa Spika.

(Applause)

**The Deputy Speaker** (Hon. Mwalimu): Yes Hon. Robert Nyiro, come on?

**Hon. Nyiro:** Ahsante Mheshimiwa Spika. Nafikiri ninasimama kama mmoja wa Wanakamati wa Elimu nikiwa mchana wa leo nimebahatika kuongea na Waziri ambaye pia ni Naibu wa Gavana wetu na nisingekuwa nimeongea naye ni kwa sababu nilikuwa nimepokea simu zaidi ya 30. Mheshimiwa Spika nikielezwa kwamba wale watoto ambao niliwaandikia barua waruhusiwe mashuleni kwa sababu basari zao zinatengenezwa wamerudishwa nyumbani na nikawa namuuliza nilipeana ahadi mimi nikitegemea ahadi yake ya kwamba basari zitakuwa tayari na hundi zitapeanwa na akanieleza yeye kwamba yuko safarini Nairobi lakini hana uhakika zitatoka lini?

(Interruption)

**The Deputy Speaker** (Mwalimu): Yes Hon. Hatimy? Hon. Amur?

(Laughter)

**Hon. Murfad Amur:** The Deputy Governor does not go with the office. We should not be told *yuko safarini*. He does not travel with the office.

*(Applause)*

The office is still there, the Chief Officer is there, the workers are there so he does not travel with the cheque book, and he does not travel with the office. We are not buying that Mr. Speaker.

**The Deputy Speaker** (Hon. Mwalimu): The Hon Member was...

*(Interruption)*

Answering what he had talked with the Deputy Governor. Yes give us the information?

**Hon. Thoya:** Mr. Speaker Sir, I think I am worried about the telephone conversation; this is a House of rules and regulations and I do not know if the Statement that Hon. Nyiro is making is an official position or can be termed as hearsay of the road. Thank you.

*(Applause)*

**The Deputy Speaker** (Hon. Mwalimu): Okay proceed Hon. Nyiro?

**Hon. Nyiro:** Mheshimiwa Spika nafikiri mimi nimesimama nikasema mimi ni Mwanachama wa Kamati ya Elimu na mbali kuwa ni Mwanachama mimi ni Mheshimiwa ambaye wananchi wangu wanahitaji basari kutoka kwangu na wakati wakinisumbua mimi lazima niulize ofisi husika na nilipouliza hayo ndio majibu ambayo nimepata sasa siongei *hearsay*. Nimeongea na Waziri wa Elimu na akaniambia mahali alipo, hana ujumbe wa kwamba zitatoka lini japo alitarajia zitoke wiki hii, sasa hiyo si *hearsay* ni habari ambayo ameniambia na ni masikitiko ndio maana mimi pia naisema ili kama kunaweza kufuatiliza Kamati ya elimu tuanze kufuatiliza tujue zitatoka leo ama hii wiki ama ni vile alivyosema kwamba hajui na hana uhakika kama wiki hii zitatoka kwa sababu walitoa taratibu yao wa kutupatia ratiba na wakapeana na tarehe na hizo tarehe zimepita. Kwa hiyo ni masikitiko ya kwamba hazijatoka na nilikuwa nafuatilia kibinafsi lakini nawapa tu faida ya maneno yale ambayo mimi nimejibiwa nikiwa nimeitisha kibinafsi sio habari rasmi hii ni habari ambayo mimi binafsi kama Nyiro nimeitisha kwa sababu ya wanafunzi wangu ambao wamefukuzwa wako nyumbani kwa hivyo nawapa yale masikitiko yangu si waambii habari rasmi.

**The Deputy Speaker** (Hon. Mwalimu): Yes Hon. Athuman Shebe?

**Hon. Shebe Athman:** Ahsante sana Mheshimiwa Mwenyekiti, sababu maumbile yangu ya twiga saa yote wananihujumu sasa nimejaribu kuinuka mara kadhaa lakini nashukuru Mheshimiwa Mwenyekiti umenitia machoni muda huu. Kwanza kabisa wavyele wanasema misemo mingi tu; akili ni mali, akili ni nywele kila mtu ana zake lakini sasa mimi nikiangalia Mwenyekiti Mwenza wa Kamati ya Elimu nywele hazizingatii yeye.

Kwa hivyo sijui inachangia katika kukosekana maswala kama haya ya kuweza kukosekana akili ya kuweza kufuatilia haya maswala yamefika wapi? Kwa hivyo ningemuomba mwenyekiti mwenza azingatie na aige mfano mwema wa Mheshimiwa Rosemary kwa sababu tuna imani akiwa na nywele nyingi labda huenda kutakuwa na mabadiliko. Pili Mheshimiwa Mwenyekiti nafikiri imedhihirika wazi...

(Silence)

Maumbile Mheshimiwa Mwenyekiti niwie radhi...

(Silence)

Ahsante Mheshimiwa Mwenyekiti, nafikiri hii imedhihirisha wazi Mheshimiwa Mwenyekiti kuna umuhimu mkubwa sana ya wananchi wetu kule mashinani watoto wao wanajulia na Waheshimiwa wanaulizwa maswali kila kukicha. Leo hizi fomu za kidato cha kwanza hazijatoka naulizwa za kidato cha pili na cha tatu zitatoka lini? Na nafikiri Mheshimiwa mwenza amesema kuwa amekuwa na *interaction* ya kibinafsi na Waziri mhusika na ikiwa Waziri mhusika anatoa kauli kuwa hata mimi sijui zitatoka lini!

Kwa kweli Mheshimiwa Mwenyekiti ndio pale tukasema kuwa kiwango cha kiburi cha Mawaziri kimevuka mipaka na vile vile pia kiwango cha kutojali cha hawa Mawaziri pia kimevuka mipaka. Vipi Waziri ambaye sisi tumepitisha bajeti milioni takriban 300 Mheshimiwa Mwenyekiti na Mombasa Kaunti ndio Kaunti ya pekee Mheshimiwa Mwenyekiti bado twajikokota *alifu bee* na basari tena za kidato cha kwanza! Tena na kuwekea watu masharti! Je Katiba inasema nini katika mpango mzima wa haki kwa watoto mbona tunabagua? Alama nafikiri sote tunajua ni alama 500, nusu ya 500 Mheshimiwa Mwenyekiti inakuwa *considered* kama *pass mark* vipi hawa watoto ambao wamepata alama 250 mpaka 299 wanabaguliwa? Ni masikitiko kwa hivyo ningependa Mheshimiwa Mwenyekiti aidha Mwenyekiti mwenza wa elimu...

(Interruption)

**The Deputy Speaker** (Hon. Mwalimu): You have a minute.

**Hon. Shebe Athman:** Afuge nywele akili zipatikane na vile vile pia kuitwe hii Kamati, Waziri aitwe maswali mazito tuweze kumuuliza kuhusu maswala haya. Ahsante sana Mheshimiwa.

**The Deputy Speaker** (Hon. Mwalimu): Hon. Faith you have already reacted on the issue so let the Chief Whip to respond or to react on the Statement then we give a way forward.

**The Chief Whip** (Hon. Kitula): Ahsante Mwenyekiti. Bwana Mwenyekiti nafikiri hili swala la basari limekuja mara nyingi katika Bunge hili na kusema kweli ni swala ambalo mashinani pia wananchi wetu pia wanalia; wanalia sana na sasa imefika wakati tuweze kutumia kipengele 195 ya Katiba kulingana na ufahamu wako na kusaidiwa na Makarani tuweze kufafanua kipengele hichi kina maana gani na lau kipengele hichi kitakuwa kina maana.



Vile ninavyofikiria mimi basi ni bora Waziri huyu aje katika Bunge hili aweze kueleza kinaga ubaga tuite wananchi waweze kuwa mashahidi kwa yale yanayoendelea katika Bunge hili Mheshimiwa Mwenyekiti. 195 inasema hivi, *"A County Assembly nafikiri ndio sisi or any of its Committees has powers to summon any person to appear before it for the purpose of giving evidence or providing information"*.

Mheshimiwa Mwenyekiti tungenda kama maoni yangu mimi Mwakilishi wa Wodi ya Frere Town angalau Waziri huyu aje kwenye Bunge hili yeye mwenyewe aseme kinaga ubaga yanayoendelea na yanayojiri katika Idara yake ikiwa sisi tunafahamu kwamba 50 milioni ziko ndani ya Elimu Fund. Leo hii sisi bajeti tulipitisha milioni 300, sisi mimi ni Mwanakamati wa idara hiyo ya elimu, alisema 50 milioni kweli ziko lakini bado tunasubiri kuweza kutoa hizi basari. Hata ukiangalia mtindo wa fomu wakati wa Waziri aliyekuwa Bwana Tendai na fomu ambazo zimetolewa saa hizi ni tofauti Mheshimiwa Mwenyekiti hazina hata *serial number* sasa tunapelekana wapi kama idara.

Kwa hivyo twaomba Mheshimiwa Mwenyekiti kupitia uongozi wako utuongoze kupitia 195 na ufafanuzi wa Makarani kama kweli yawezekana Waziri aje kwenye Bunge hili aulizwe maswali hapa hapa sisi tukaweza kumuuliza ukweli ukapatikana hapa hapa ndani ya Nyumba alafu baadaye tuangalie utenda kazi wake na kama hatatimiza kama alivyosema ndani ya Nyumba hii basi sisi hatutakuwa na budi kuweza kufuata vipengele vyengine vya Bunge. Ahsante sana.

**The Deputy Speaker** (Hon. Mwalimu): Thank you Chief Whip. I think the Chair of Education Committee is around.

**Hon. Omondi:** Yes, thank you Mr. Speaker Sir. Mr. Speaker Sir as I stand today again to respond on this issue of bursary as the Chair am also affected on a serious note and I share my sentiments with the Members of this House, most of the time I have stood here and I have tried to respond on the same Statement but nothing has been done.

Mr. Speaker Sir let us call a spade a spade let us not pretend to call a spade a small spoon or a spoon; I want to emphasise this today as the Chair I am very frustrated with the executives who are supposed to execute what we are talking. Today just like one of the Members has said that the work of MCA's, the work of the Hon. Members in this House is only to oversight, legislate and represent, we only have three functions.

Mr. Speaker Sir we have already done our work as the Chair of the Committee of Education I can speak without fear and favour that I have done my work, my Committee has done their work but there is somewhere where things are stuck and that is where now all our eyes are in the department of Education because they are the ones supposed to execute this. Mr. Speaker Sir as we are speaking I have been called names in this Honourable House, today one of the Members has just talked about me not having hair...

*(Laughter)*

And that one is the one who actually contributed on bursary not to be brought Mr. Speaker Sir just because of my hair am just trying to be neat it is sad indeed and I still agree with the Member I do not even disagree with him using those words he is only trying to emphasize because it is something we have talked about several times and it is not taking place, when will it take place? Today? Mr. Speaker Sir we shall summon...



*(Applause)*

Today Mr. Speaker Sir we are going to do our work as the Members of this House and summon or call the CEC concerned or even the Chief Officer concerned; that is where again you will hear some people saying that we are for something else but what do we do we want things to be done the way they are supposed to be done, the right way. That is the interest of this House including me, the MCA of Airport Ward. I have no interest in any other thing, I only want to see the electorate get their rights and therefore as I speak loud and clear the time has come even before you rule that as the Chairman of Education I want to hold hands with other Members of this House and ensure that now we do not want a Statement, we do not want written papers we do not want anything what we want is the person responsible Mr. Speaker Sir...

*(Laughter and Applause)*

To come before the House and speak for herself or for himself, how many times am I going to carry this burden?

*(Laughter)*

I carrying the burden of bursaries two to three years now Mr. Speaker Sir there is no bursary disbursement in this particular County and therefore all the guns have been let on me...

*(Interruption)*

**The Deputy Speaker** (Hon. Mwalimu): Your time is up.

**Hon. Omondi:** Mr Speaker Sir I have just decided to extend this because it is a very serious matter.

**The Deputy Speaker** (Hon. Mwalimu): Hon Ibrahim your time is up.

**Hon. Omondi:** Thank you, I think Mr Speaker Sir today I have spoken with a lot of passion because of that next time we are calling the Minister concerned to come and explain the whole issue of the bursary. Thank you Mr. Speaker Sir.

**The Deputy Speaker** (Hon. Mwalimu): Okay so do it at your Committee level, call the person concerned and if he/she fails you will report to the Assembly. Hon. Members we have got our own Standing Orders, not unless we change the Standing Orders that is when the Minister can be allowed to enter in this Honourable House to respond to your queries but in the meantime it will be done at the Committee level and whatever that Hon. Ibrahim was talking about we need to see it in a report so that the report can be discussed in this Honourable House.

So the Committee and Chairman of Education work on that issue as soon as possible and put in mind that one of the Committee Members said that the person concerned is not even aware as of when they are giving out the bursary. So work on that issue as an urgent issue and bring back the latest by next week Wednesday. Yes Clerk?

*(Interruption)*

What is it Hon. Ibrahim?

**Hon. Omondi:** Mr. Speaker Sir I want to request... am standing under Standing Order 80 give me one minute because it is a very serious matter if am allowed.

**The Deputy Speaker** (Hon. Mwalimu): Use your microphone.

**Hon. Omondi:** To give this personal...it is a matter touching on a personal nature Mr. Speaker Sir.

**The Deputy Speaker** (Hon. Mwalimu): Okay proceed.

**Hon. Omondi:** Thank you Mr. Speaker Sir for the opportunity given again. I want to give and explain a matter of a personal nature; today I have just left my Ward and as I was coming to perform my duties in this House which I have been given by the Constitution of this country...Mr Speaker Sir it is very despicable that there are people who are moving around my office and the Ward in the name of Fagia Bunge and these people are hovering around my Ward collecting signatures from the innocent *wananchi* who also need the services that I came to provide here. To make the matter worse they have faced a lot of forces from the ground and the same people are trying to use dubious means to obtain signatures from *wananchi* but I can read one for if you will allow me, with due respect...

*(The Speaker (Hon. Khatri) nodded)*  
*(Hon. Omondi read the text message)*

**Hon. Omondi:** 'Kuna watu wanazunguka ku *collect signatures* za kuvunja Bunge la Kaunti' and I responded, *acha wapoteze wakati; 'Twataka tuwafukuze, wasemaje Mheshimiwa niwafukuze?'* I responded, *'Now you are talking because ni upumbavu wanaleta'* they responded, *'job done super MCA'* nikawaambia *'poa'* 'ati wanatuambia ni MCA wa Mwembe Tayari *only* ndio sisi hatutakuwa *affected'*....

*(Laughter)*

Na mimi I responded Mr. Speaker Sir, 'Wanajua watu watakataa sasa wanatumia ujanja', then they responded, "Tumewatimua tukawacha pale Port Reitz kona". Kwa hivyo Bwana Spika *these are words coming directly and I know as I am affected also the Hon. Members of this House I am sure they are also affected in their Wards.*

Mr. Speaker my request to you is that we need also to come up with a method on how we can stop this and I am sure they are some people who are employees of this County I am sure some who have got the hands in those people. Yesterday if I am not wrong there was a team that was here which was launching this issue of *Fagia Bunge* and I am told that money was being dished out and people were getting Kshs.300.00 and Kshs. 500.00. It is time for us also to find out this money who was dishing and where was this money coming from Mr. Speaker Sir?

(Applause)

Today as this House is crying and complaining about the bursary, streetlights and other things we have money being misused being given to people anyhowly Mr. Speaker Sir, in fact just next, this is an insult of the highest order, just next to the Assembly. Mr. Speaker if it were in my Ward I would have not allowed I may say, I will use all means to deal with those people, but because they were here this is a House guarded by laws and order. Thank you Mr. Speaker.

**The Deputy Speaker** (Hon. Mwalimu): Thank you Hon. Ibrahim. Hon. Shomari the Hon. Member was up on a Standing Order 80 which cannot be debated but as from his Statement we will look upon the Hon. Members who were also affected. Before I proceed Hon. Shomari maybe you have your own personal issues or you want to debate?

**Hon. Ali Shomari:** Mr. Speaker I have the same issue concerning the signatures.

**The Deputy Speaker** (Hon. Mwalimu): Okay proceed.

**Hon. Ali Shomari:** Ahsante Mheshimiwa Spika kwa kunipatia fursa hii. Kwanza ningependa kukujulisha kwamba nimekaa hapa nimepata ujumbe kupitia kwa ofisi yangu na *Campaigners* wangu kwamba kuna *Ward Administrator* pamoja na *Sub-County Administrators* wamekusanya watu na wanaendelea kukusanya sahihi kwa watu ambao hawaelewi ni kitu gani kinaendelea. Kwa hivyo ningependa unifahamishe Mheshimiwa Spika je ni sawa huo utaratibu unaoendelea ama ni vipi? Na hawa *Ward Administrators* ni wafanyaji kazi wa umma na ile pesa wanayoitumia je ni pesa ya umma ama ni pesa yao wenyewe binafsi? Ahsante Mheshimiwa Spika.

(Consultations)

**The Deputy Speaker** (Hon. Mwalimu): Yes Hon. Nyiro?

**Hon. Nyiro:** Mr. Speaker as things are hotting up being somebody who has some little information about security matters I think it is high time that we have enough security around this House, we have always taken security matters as a big joke. Yesterday one of our colleagues was being heckled and it is not only yesterday, it has happened time and time again. Sometimes we are in the Committee discussing very important matters then people are shouting abuses and all sorts of words outside to some extent that a Committee stops or hold a bit so that the noises subsidize.

Mr. Speaker Sir it is only in Mombasa that these things are happening, you go to Kilifi and the Assembly is guarded by Administration Police officers with guns, you go to Nairobi the Assembly is guarded by Administration Police officers and this is the second largest city in Kenya and it is at stake in matters of security.

Mr. Speaker Sir we are in danger and if we continue like this we would be shot here from the gallery one day, so this is a matter that should be taken very seriously and if not then Hon. Members we should be able to report to the regional security officers because our security is at stake.

**The Deputy Speaker** (Hon. Mwalimu): Thank you Hon. Nyiro. As I start responding from Hon. Nyiro's concern the issue raised by Hon. Nyiro will be forwarded to the County Assembly Service Board to look upon whatever that you have raised and make sure security issues are taken care of and whatever incident that occurred shall not happen again.

And the issue raised by Hon. Shomari you will write to the Executive Member for Devolution you want to know why the Ward Administrators and the Sub-County Administrators are the ones who are spearheading the Fagia Bunge *Signatures*. So a letter will be written to the Devolution Executive to respond.

And when I come back to the issue of Hon. Ibrahim Oyugi, Hon. Members it is right time now we are going not to be intimidated again and we are going to write to the Senate to raise the concern by Hon. Ibrahim which is a County concern. It concerns almost all the 30 Wards and in a matter of urgency even if it is a petition to the Senate of which each and every Member will sign the petition to the Senate so that they take this matter as an urgent matter and they spearhead on behalf of us because in the meantime we cannot stop that operation but Senate can intervene and when we raise our issues to the Senate I am sure whatever that is going on if it is not in the laws then it will not see even the light of tomorrow. So as an urgent issue we will consult and the Hon. Members you will be informed of what we are going to do but soonest possible we are going to write to the Senate. Yes Clerk? There is a concern, yes Hon. Ogutu?

**Hon. Ogutu:** Ahsante Mheshimiwa Spika. Mheshimiwa Spika hii Jumamosi nitakuwa na zoezi la usafi pale kwangu na ningeomba kama inawezewekana hao Fagia Bunge watusaidie na ufagio na pia waje wanisaidie kufagia pale kwangu. Ahsante.

*(Applause)*

**The Deputy Speaker** (Hon. Mwalimu): Thank you Hon. Ogutu, I think they will be informed and as they are in all the Wards collecting signatures then they will also come to your exercise and you can also talk to the Chairman for Environment to invite them in a proper way. So Hon. Ibrahim you will consult the Clerk on this issue so that we write to the Senate soonest possible. Yes Clerk?

### ADJOURNMENT

There being no other business the House stands adjourned until Thursday, 14<sup>th</sup> March, 2019 at 2:30p.m.

The House rose at 3:52p.m.