



COUNTY ASSEMBLY OF MOMBASA

OFFICIAL REPORT

Tuesday 23rd July, 2019
The House met at 10:10a.m.

(The Speaker (Hon. Aharub Ibrahim Khatri) in the Chair)

PRAYERS

The Speaker (Hon. Khatri): Honourable Members you may be seated, yes Clerk next Order?

STATEMENTS

RESPONSE TO STATEMENT BY CHAIRPERSON OF PUBLIC ACCOUNTS AND INVESTMENT COMMITTEE HON. FADHILI MWALIMU ON STATUS OF THE AUDITOR GENERAL'S REPORT

Yes Hon. Fadhili Makarani, Chairperson Committee on Public Accounts and Investment Committee?

The Deputy Speaker (Hon. Mwalimu): Thank you Mr. Speaker. Mr. Speaker am requesting for some few minutes for me to bring to this Honourable House what I had stated earlier to prove that we got letters that we wrote to the Auditor General, so am requesting through this Honourable House to give me some minutes to a accomplish the letters.

The Speaker (Hon. Khatri): Thank you Hon. Fadhili. Hon. Fadhili you can bring them in the afternoon session. Yes Clerk next order?

RESPONSE TO STATEMENT BY CHAIRPERSON COMMITTEE ON TRANSPORT, INFRASTRUCTURE AND PUBLIC WORKS HON. PRISCHILLAH MUMBA ON FIRE TRAGEDY IN MIKINDANI WARD

Yes Hon. Prischillah Mumba, Chairperson Committee on Transport, Infrastructure and Public Works?

Hon. Mumba: Thank you Mr. Speaker; I am standing on a Statement of Mikindani incident.

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As I had earlier spoken to Hon. Thoya that I will just highlight because the Statement is about 10 to 11 response pages so I will just highlight then I will give him the full booklet so that he can understand more and if any Member would like to get the copy I will still provide through the Clerks because there is another copy, so I will continue.

This refers to CM/TI and PW County Assembly 2019, 17th July, 2019, County Assembly Clerk; this is County Assembly of Mombasa reference to fire incident at Mikindani. In reference to the above matter attached herewith is;

1. A report regarding to the incident by the County Chief officer Transport
2. A memo from Chief Fire officer.
3. A daily state report from the Chief Officer fire of the County Chief officer for 2nd of July, 2019.
4. A copy of occurrence book at the fire brigade headquarters for 2nd July, 2019.

Thank you Mr. Speaker

The Speaker (Hon. Khatri): Thank you Hon. Prischillah. Yes Clerk, next Order?

RESPONSE TO STATEMENT BY CHAIRPERSON COMMITTEE ON TRADE, TOURISM AND INVESTMENT
HON. OPEYA ON CONDUCT OF BUSINESS BY EAST AFRICA SUB SAHARA COMPANY

Yes Hon. Kizito Opeya, the Chairperson Committee on Trade, Tourism and investment, can you respond to the Statement?

Hon. Opeya: Thank you Mr. Speaker. Mr. Speaker Sir I wish to give a response on a Statement raised by the Hon. Faith Mwendu of Kipevu Ward on Wednesday 3rd July, 2019 regarding conduct of business by East Africa Sub-Sahara Company within the County. Mr. Speaker Sir upon receipt of the above complaint the Department of Trade assigned three officers from the SBP and Inspectorate Unit to investigate the allegations made of the company by the name East Africa Sub Sahara company conducting illegal businesses in the County. Mr. Speaker Sir, following the investigations the officers report that the alleged East Africa Sub-Sahara Company does not exist.

Secondly the officers got information that there are individuals purporting to be operating a micro-finance company in the name of East Africa Sub-Sahara company and that they offer loan services; however the persons do not have a physical office and always are in the move making it difficult to trace them. Thank you Mr. Speaker.

The Speaker (Hon. Khatri): Thank you Hon. Kizito Opeya. Yes Clerk, next Order?

(Interruption)

Yes Hon. Bwire?

Hon. Bwire: Thank you Mr. Speaker. Mr. Speaker the said Sub Sahara company I also happen to be a victim of the same and these people have an office in my area where they do meet my people whereby people do register from.

So I want to inform the Hon. Chair that these people have their own offices in different areas and it is not that they operate on a mobile way; they have their offices where they do take their activities or they undertake their activities so maybe we liaise with the Committee and the authority concerned so that we can take them where these people are having their businesses or where they are operating their businesses from. Thank you.

The Speaker (Hon. Khatri): Thank you Hon. Bwire. Hon. Kizito I think you have noted that, yes Clerk next Order?

RESPONSE TO STATEMENT BY CHAIRPERSON COMMITTEE ON FINANCE, BUDGET AND
APPROPRIATIONS HON. MOHAMED HATIMY ON STATUS OF MAJAONI ROAD IN BAMBURI WARD

The Speaker (Hon. Khatri): Yes Hon. Mohamed Mohamed, Chairperson Committee on Finance, Budget and Appropriations please give the response?

Hon. Mohamed Hatimy: Ahsante Mheshimiwa Spika. Mheshimiwa Spika hili jambo tumeweza kulifuatilia pamoja na aliyeleta hili jambo ndani ya Nyumba hii Mheshimiwa Nyiro na tukaona kuwa kulikuwa na ukosefu wa kufuata ule utaratibu ambao unatakikana lakini *by consent* tumekubaliana sote wawili tushikane tunalifuatilia hili jambo na tutakapo limaliza tutakuja kwenye hii Nyumba na tueleze Nyumba hii tumelimaliza namna gani. Ahsante Mheshimiwa Spika.

The Speaker (Hon. Khatri): Thank you Hon. Mohamed. So Hon. Mohamed we need to record in the vote book so maybe if you can tell us will you take two weeks or one week so that...

Hon. Mohamed Hatimy: Mheshimiwa Spika shida ni kuwa unajua *payment* zinapokuwa mwaka umekwisha huwa zinaregea tena kuanza mwanzo na hawa watu wa Idara kwa hivi sasa hawajafika kufanya hivi vitu ndipo pale alipoambiwa kuwa ile *voucher* yake imekuwa *cancelled*. Kwa hivyo ni lazima aanze kujaza tena ile karatasi kusudi ikiwa ashajaza sisi tushikane pamoja tuhakikishe kuwa imekwenda Idara zote na imelipwa Mheshimiwa Spika

The Speaker (Hon. Khatri): So we keep it in four weeks time?

Hon. Mohamed Hatimy: Itakuwa muda mzuri sana Mheshimiwa Spika.

The Speaker (Hon. Khatri): Okay, thank you Hon. Mohamed. Yes Clerk next order?

RESPONSE TO STATEMENT BY CHAIRPERSON COMMITTEE ON EDUCATION HON. OMONDI ON STATUS
OF KWA HOLA ECDE CENTRE

Yes Hon. Ibrahim Chairperson Committee on Education?

(Silence)

Any other Member of Education? Yes Hon. Kibwana, please give the response?

Hon. Kibwana Swaleh: Thank you Hon. Speaker. Hon. Speaker being a Member of the Education Committee and my Chair is not around plus the Vice Chair we had summoned the Chief officer to explain on the matter that was raised in this Honourable House but he gave us the letter that she is not feeling well so we could not get much or proceed with the response because of that.

Hon. Speaker the other challenge that also we encountered is about the issue of reshuffle that was done by the Hon. Governor. I will wish Hon. Speaker on behalf of the Committee if you could add two weeks time I think will be fair for us so that we can conclude this matter Hon. Speaker. Thank you.

The Speaker (Hon. Khatri): Thank you Hon. Kibwana, so Clerks after two weeks you will bring the matter back. Yes next order, Clerk?

RESPONSE TO STATEMENT BY CHAIRPERSON COMMITTEE ON EDUCATION

Yes again Hon. Kibwana, Deputy Chairperson Committee on Education.

Hon. Kibwana Swaleh: Thank you Hon. Speaker. Hon. Speaker the same issue that we are still pursuing; it is the same response that I gave earlier I think we should ask for you to give us the same time, although you are aware that the systems are not open and the money has not been forthcoming so far. So I think for us to have a comprehensive reply on this issue Hon. Speaker give us the same two weeks. Thank you.

The Speaker (Hon. Khatri): Clerk, I think you have noted that so bring the matter back after two weeks. Yes next Order?

RESPONSE TO STATEMENT BY CHAIRPERSON COMMITTEE ON WATER AND NATURAL RESOURCES
HON. MWALIMU MGWISHO

The Speaker (Hon. Khatri): Yes Hon. Mwalimu Mgwisho, Deputy Chairperson Committee on Water and Natural resources.

Hon. Mwalimu Mgwisho: Ahsante Bwana Spika. Kwa sasa hii ripoti haijakuwa tayari kwa hivyo nahitaji muda zaidi ili niweze kuja na jibu muafaka. Ahsante Bwana Spika.

The Speaker (Hon. Khatri): Hon. Mwalimu how long do you need?

Hon. Mwalimu Mgwisho: One week Mr. Speaker.

(Interruption)

The Speaker (Hon. Khatri): Yes Hon. Faith Mwende?

Hon. Mwende: Ahsante sana Mheshimiwa Spika. Mheshimiwa Spika naweza sema hii Kamati ina mchezo kwa sababu hii Taarifa ilikuja kitambo na ilikuwa ya mwaka wa fedha wa kiserikali uliopita na mpaka sasa hivi mkutano haujaitwa tukajua ni kwa nini hawajakuja na sina uhakika kama Idara iliandikiwa na haijajibu maswali.

Mheshimiwa Spika Taarifa zikija kama hizi *executive* walienda *Public Participation* wakaahidi wananchi na mdomo wao na wanakuja kuuliza maswali kwa ofisi yangu kwa hivyo Waheshimiwa wakileta Taarifa isichukuliwe ni ya mzaha na majibu yaweze kupeanwa haraka iwezekanavyo. Ahsante Mheshimiwa Spika.

The Speaker (Hon. Khatri): Thank you Hon. Faith. Hon. Faith you are a Member of that Committee as well?

Hon. Mwende: Mheshimiwa Spika mimi ni Mwanakamati wa hiyo Kamati lakini nashangaa uzuri wa kusema ukweli Kamati nyingi zina uzembe wa kukaa katika mikutano, hawaitishi mikutano Wenyekiti na ma Naibu Wenyekiti kwa hivyo yafaa si zote lakini waanze kuita mikutano.

The Speaker (Hon. Khatri): Yes Hon. Shebe?

Hon. Athman Shebe: Thank you Hon. Speaker. I think we should start asking ourselves very hard questions; are we doing justice to our people? It is very unfortunate Hon. Speaker and I was coming up with my Motion, I was at the kitchen trying to cook that Motion to see how are we going to take care of such injustices? Because this is injustice to our people Mr. Speaker, with all due respect some of the Committees, of course not all, other Committees are really playing their part but there are some Committees that are not doing justice to the people neither do justice to this Honourable House...

(Applause)

I think through your indulgence Hon. Speaker we need your intake in this and decision so that we can do away with this...

(Interruption)

The Speaker (Hon. Khatri): Hon. Shebe may be you can mention to us which are those some of the Committees.

Hon. Athman Shebe: I think Hon. Speaker it will be kind of premature because like I have just hinted to you that I have something nice cooking in the kitchen so I think...

(Interruption)

The Speaker (Hon. Khatri): Hon. Shebe you just said I think we need to put this thing transparently.

Hon. Athman Shebe: Of course.

The Speaker (Hon. Khatri): So just explain to the House so that...

(Interruption)

Hon. Athman Shebe: ...My backbone, Hon. Speaker is ailing.

(Interruption)

The Speaker (Hon. Khatri): Because again Hon. Members it is very sad if you are a Member of that Committee and you are coming to this House to complain, why don't you call for a meeting in your Committee? And do that...

(Applause)

It is very sad for you Members to come and complain on the Committee where you are sitting in the same Committee.

Hon. Athuman Shebe: Thank you Hon. Speaker.

The Speaker (Hon. Khatri): Unless you do not know what are your rights in that Committee, may be mention that Committee and tell me are you in that Committee or you are not in that Committee.

Hon. Athman Shebe: Thank you Hon. Speaker. First am not a Member of Water Committee because I always involve myself in Committees which are very active Hon. Speaker and you know that.

Secondly Hon. Speaker it is not only water which is sleeping on the job, let us call a spade a spade not a big spoon, most of the Committees here are sleeping on the job. I think it is high time we should do justice to our people. I think my Hon. Member is just whispering to me Environment..., I think they can both appreciate one of the most active, one of the best, thank you, thank you, one of the best performed Committee is Environment of course with Health and other Committees Hon. Speaker...

(Applause)

Even Members appreciate. I think Hon. Speaker to be honest we are really perturbed by this, I think it is high time we need to take charge on our own destiny and call a spade a spade, one of the most dormant Committee is only Water, many Committees are not even sitting...

(Interruption)

The Speaker (Hon. Khatri): But you have not even mentioned it to the House.

Hon. Athman Shebe: I have already mentioned it to you, for example the Water Committee Hon. Speaker.

The Speaker (Hon. Khatri): How do you know if they are not meeting? Are you a Member of that Committee?

Hon. Athman Shebe: Am not a Member but this question Hon. Speaker honestly it was raised here last year; Hon. Faith has just proved she is one of the Members of the Committee, they are not sitting.

The Speaker (Hon. Khatri): But you as a Member, example if you were the Member of that Committee what would you do?

Hon. Athman Shebe: Thank you Hon. Speaker. What exactly I will do, I will not be..., I will declare, I will either resign to that Committee, am telling you that Committee is not working Hon. Speaker I do not see the reason of me being under that Committee.

The Speaker (Hon. Khatri): You know Hon. Members, just sit down Hon. Shebe.

Hon. Athman Shebe: Thank you.

The Speaker (Hon. Khatri): Yes see Hon. Members, you do not bring politics in this; there are minutes there which are recorded, I want to see in those minutes whereby the Hon. Member has called for that meeting and then he has said or she has said in that meeting that there is a, b, c, d, you bring those minutes and then after that there is an action you can take because you know very well there are other Members here they have been voted vote of no confidence.

I think all of you know that and this has happened not only once, I think twice or thrice it has happened so why don't you take the same route if you know that that Committee is not working, why don't you take the same route and give it to the person who can make sure that Committee works. So Hon. Members if we really want to work for our people let us work for them and let us not politicize this thing please. Yes Hon. Shebe?

Hon. Athman Shebe: Thank you Hon. Speaker. I think I will do exactly like you have just instructed and I just want to promise you politics is far away from these Hon. Speaker and you know it and *In Shaa Allah* I will do exactly the same and I see my Leader of Majority is here and am going to consult with him so that we can make sure we make some changes of course which are going to be beneficial to this Honourable House and of course to our people. Thank you.

The Speaker (Hon. Khatri): Thank you Hon. Shebe. Yes Hon. Bwire?

Hon. Bwire: Thank you Mr. Speaker. Indeed Mr. Speaker we respect your ruling but it is high time that you crack the whip; the ruling was made, the Committee was to sit and bring back the response. The Member who raised the response has just confirmed that they have never had a meeting and indeed the ruling was made by the Chair of the day that they were to sit and bring back the response.

So Mr. Speaker sometimes you see we need also..., we need to be a bit serious, if the Chair is not around, the Deputy Chair must take charge of the Committee and this issue of making a ruling today, bring the response tomorrow and tomorrow comes the response is not available reason is just because the Members never had a meeting! Mr. Speaker I think we must do away with that and become a bit serious.

The Speaker (Hon. Khatri): Thank you Hon. Bwire. Hon. Members I think it is very clear we are talking about the Water Committee, that is the only Committee you have a problem with so far as the way I can see because I asked the Hon. Member to mention the Committees which he thinks they have problem and he mentioned Water. So Hon. Members there are procedures to follow, I think Hon. Faith I agree with you this matter has been coming since last financial year but you see we cannot be talking verbally.

You need to write a letter to your Clerk that you have called for a meeting and there was no meeting and explain that Members have been paid for the sittings because if you are telling me there is no meeting, so it means Members have been paid for those sittings. So let us do that very clear ok, and then let the Clerk bring that letter and copy to my office and then we will do those investigations and see. So I think we are clear on that, so if you want to be transparent, let us be transparent on everything. Yes Hon. Moses?

Hon. Aran: Thank Mr. Speaker Sir. Actually you are a very wise leader. What I think Mr. Speaker Sir all these are sideshows and this is the first time I am speaking after being mercilessly voted out as the Chair of Youth, Gender, Sports and Cultural Affairs. Hon. Speaker the Youth Committee saw it wise that I was not performing well, they sat down and voted me out; why don't these Members sit down in their respective Committees vote out those incompetent leaders then we move on, we cannot be coming here for just small politics and sideshows...

(Applause)

Let them follow the example that Youth, Gender, Sports and Cultural Affairs Committee used and for the first time I want to congratulate the Hon. Member who was elected, Hon. Samba and I wish you all the best...

(Applause)

And we are tired of these sideshows, politics Hon. Speaker we need to move on, so let them sit down and just vote out those leaders that they think they are not performing, Mombasa needs development Hon. Speaker. Thank you.

The Speaker (Hon. Khatri): Thank you Hon. Moses Aran. Hon. Members but I do not think the problem is Water the way I can see because not unless you Members you do not want to... yes Hon. Chief Whip, Hon. Kitula.

The Chief Whip (Hon. Kitula): Ahsante Mheshimiwa Mwenyekiti. Umeongea vizuri sana lakini tusitoke nje ya mada Mheshimiwa Mwenyekiti; kulingana na ratba ya leo. Kulingana na ratba ya leo tunaongea kuhusu Taarifa ya *Status of Drilling Boreholes in Kipevu Ward* ambayo Mheshimiwa anatoka lakini tukija katika *Standing Order No. 161* Mheshimiwa Mwenyekiti inanielezea wazi *duties of Committee Chairperson* na nitaisoma Mheshimiwa Mwenyekiti kwa ruhusa yako. *Standing Order No.161, Subject to the provision of these Standing Orders and the directions of the Committee, a Chairperson of a Committee shall:*

(a) Preside at meetings of the Committee;

- (b) *Perform the functions and exercise the powers assigned to office of the Chairperson by the Committee, resolutions of the County Assembly or legislation;*
- (c) *Be the spokesperson of the Committee.*

Mheshimiwa Faith aliona bora zaidi mbali na kuwa Memba katika Kamati hio kwamba ile Taarifa alete katika Nyumba hii ili wewe utoe uamuzi wako iweze Kamati kufanya kikao na kujadiliwa ili majibu muafaka yaje katika Nyumba hii Mheshimiwa Mwenyekiti, lakini hilo halikufanyika. Leo hii Mheshimiwa Mwenyekiti itakuwa sio sawa kumvunja moyo kama Mwakilishi wa Kipevu kumwambia kwamba japo wewe ndio Memba ingepaswa kumalizika katika Kamati zao kama Kamati ya Maji Mheshimiwa Mwenyekiti. Yeye aliona sawa ili iweze kuja katika Hansard za Bunge letu kuhakikisha ya kwamba Taarifa hii ije kwa sababu *boreholes* zimechimbwa kwa kila sehemu Mheshimiwa Mwenyekiti lakini kulingana na Taarifa yake katika Wodi ya Kipevu havikuchimbwa ama angependa kujua *status* yake imekua vipi? Lakini la kushangaza Mheshimiwa Mwenyekiti Serikali yetu ya Kaunti ya Mombasa hivi sasa...

(Interruption)

The Speaker (Hon. Khatri): Hon. Kitula I think that is your understanding. Maybe you want to understand my ruling that way but my ruling was very clear, this matter was brought in the House and then we took this matter to the Committee on Water whereby the Hon. Member is in the same Committee. So my question was, if she is in the same Committee and this thing has taken almost two months, why is she not explaining to this House that why they have not sat down on that issue? That is my simple question and when you are telling me that about the Committee Chairperson even there is a ruling when the Chairperson is not there, so the Vice Chair is the Chair, so it is very clear. Yes if the Vice Chair is not there then a Member becomes a Chair automatically. Yes Hon. Kitula?

The Chief Whip (Hon. Kitula): Ahsante nakupata Mheshimiwa Mwenyekiti lakini kusema ukweli lazima hivi vitu vyote viwe katika sheria kwamba Mwenyekiti asipokuwa anamfahamisha Naibu Mwenyekiti na Naibu Mwenyekiti asipokuwa anafahamisha Memba. Ikiwa Mheshimiwa Faith hajafahamishwa atafahamu vipi kama kuna mkutano umeweza kupangwa? Maana yake mimi kama Memba nitasubiri niweze kufahamishwa kwa sababu nawakilisha wananchi wangu na napata mikutano mingi kule mashinani kuhusiana na mahali ninapo wakilishi. Kwa sababu hii mawasiliano hakuna ndio chanzo kikuu Mheshimiwa Faith kusema kwamba Kamati haijakaa...

(Interruption)

The Speaker (Hon. Khatri): But Hon. Member that is what I am saying, if we have these things in papers not verbally, if she writes because now it is two months, almost two months this issue since it was brought. So if you have in papers then we will know for the last two months they have not sat for that Committee and we will go into records and check if they are being paid for sittings and those Committee and we will look at minutes. So that is why I am saying if you are going to these things, make sure you know where you are going. Yes, you got what I am trying to say Honourable? So let these things be in papers, it is very good so that tomorrow it is not verbally, the Hon. Member will say look how many times I went to the Clerks I have tried to call for a meeting, the meeting is not brought. Anyway yes you can continue.

The Chief Whip (Hon. Kitula): Mheshimiwa Mwenyekiti nimekufahamu vizuri lakini ningependa kuongea kuhusu Kamati ya Maji ya kwamba labda katika kikao hiki cha kuongea kuhusu *Boreholes* za Kipevu hawajakaa, na tukiangalia kuhusu vikao vya Kamati kwamba lazima barua iandikwe, wamekaa mara ngapi? La, lakini kuongea kuhusu suala hili Mheshimiwa Faith amesema hawajakaa na hawajafahamishwa. Labda katika mikutano mengine wameweza kukaa lakini tukisema kuanzia hivi sasa tuweze kufuatiliana mambo ya vikao vya Kamati, italeta picha nyengine mbaya katika Bunge letu...

(Interruption)

The Speaker (Hon. Khatri): Kwa hio kama wamekaa mkutano mwingine yeye kama Memba, si lazima kuna kumbukumbu? Si lazima tarehe ziwe *issue*? Then we will have those minutes kuwa ame *raise* hii *issue* na haijakua *responded*. *Not unless* Mheshimiwa labda unanipata vyengine?

(Interruption)

The Chief Whip (Hon. Kitula): Hapana! Nimekupata Mheshimiwa Mwenyekiti lakini langu kuu ni kuhusiana na Taarifa hii, na natumai kwamba kila mkutano inapokaa huwa kuna ajenda za mkutano huo, na yeye ni Memba...

(Interruption)

The Speaker (Hon. Khatri): Na kuna *AOB* baada ya ajenda kaa ukijua...

(Interruption)

The Chief Whip (Hon. Kitula): Ndio, lakini kufahamu wakati mikutano inakuwa *raised* labda wakati huo pendekezo lake halikuwa akilini mwake, akaona mwafaka hivi sasa alete katika Bunge hili ili iweze kufuatiliwa kama Kamati lakini kwa bahati mbaya kuanzia muda tangu alete Taarifa hii hawajakaa mpaka sasa. Hilo ndilo swali lake Mheshimiwa wa Kipevu analiuliza kwa nini hatujakaa na ni vipi wananchi wake wataweza kufaidika kupitia miradi ya *Boreholes*.

The Speaker (Hon. Khatri): Yes thank you Hon. Kitula. Yes Hon. Juma Renson?

Hon. Thoya: Thank Hon. Speaker. I think we need to get it right and we cannot bury our heads on the sun. There is an issue and I was trying to consult the Vice Chair of the Committee, we need to retreat after this session so as we can get answer that is being sorted here. So if you are ruling that we need to put our House in order and ensure that we get on track again other than maybe going round, I can see this is a House of rules and orders and there is Hansard. And I would say further debate, further discussion there is Hansard here so we are hitting ourselves on the head. So as much as you are putting it right we need to be smart, I have requested the Vice Chair after the session...

(Interruption)

The Speaker (Hon. Khatri): So Hon. Member, I do not know if you know what you are talking? Anyway I have heard what you have said. Yes Clerk, next Order?

RESPONSE STATEMENT BY CHAIRPERSON COMMITTEE ON ENVIRONMENT AND WASTE
MANAGEMENT HON. ATHMAN SHEBE ON GARBAGE COLLECTION AT SARATOGA AREA IN AIRPORT
WARD IN AIRPORT WARD

Yes Hon. Shebe Salim, the Chairperson Committee on Environment and Waste Management?

Hon. Athman Shebe: Ahsante sana Mheshimiwa Mwenyekiti kunipatia fursa hii. Nasikitika kwanza; masikitiko Mheshimiwa Mwenyekiti kwa sababu Mheshimiwa mwenza ambae alileta Taarifa hii hayupo lakini hivi ninavyo kuambia kwanza niweze kutoa duku duku kuwa si kweli takriban muda wa miaka saba kuwa taka Airport hazijaondolewa, si kweli.

Sababu ya msingi kwanza Mheshimiwa Spika ilikuwa sipo, pili nilikuwa si Mwenyekiti wa Mazingira na hivi ninavyo kuambia Mheshimiwa Mwenyekiti kuna kazi inaendelea Wodi ya Airport na licha ya zile changamoto ambazo zipo katika masuala ya usafiri na pale mahali zitawekwa taka Mheshimiwa Mwenyekiti lakini Airport Wodi na hicho kifusi chenyewe pia nimeenda nimekiona.

Kuna kazi inaendelea lakini Mheshimiwa Mwenyekiti *Chief Officer* ameniomba wiki ijayo tuje na Taarifa ya kushiba zaidi kuhusu mchakato mzima wa Airport pamoja na Miritini Estate lakini kwa muda huu wa mukhtasari Mheshimiwa kazi inaendelea eneo la Airport Wodi. Ahsante sana Mheshimiwa Mwenyekiti.

The Speaker (Hon. Khatri): Thank you for the response. Yes Hon. Mwalimu?

Hon. Hamadi Mgwisho: Ahsante sana Mheshimiwa Spika. Mimi nilikuwa nataka kujua kutoka kwa *Chairman* wa *Health* kuhusu...

(Interruption)

The Speaker (Hon. Khatri): Hon. Mwalimu unasimama kutoa Taarifa?

Hon. Hamadi Mgwisho: Ndio Bwana Spika.

The Speaker (Hon. Khatri): So let the Clerk continue then we will give you the chance. Is it a written statement? *Umeandika?*

Hon. Hamadi Mgwisho: Hapana ni ya dharura.

The Speaker (Hon. Khatri): But I think we agreed Hon. Mwalimu we need to have a written Statement, so yes Clerk? Yes Hon. Kitula?

The Chief Whip (Hon. Kitula): Mheshimiwa Spika ningependa kuarifu Jumba hili halafu uweze kutoa muongozo.

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Mheshimiwa Mwenyekiti nimekaa nikaona pamoja na Waheshimiwa wenzangu katika Idara tofauti tofauti *Chief Officers* wamekuwa waki *handover* kwa *Chief Officers* wapya wakati sisi hatujui kama *Chief Officers* wameingia katika maofisi yale Mheshimiwa Mwenyekiti. Sasa tungependa kujua kama Bunge, je ni sawa vile ama si sawa kupitia muongozo wako maana sisi hatufahamu kama Bunge kwamba *reshuffle* imeweza kufanyika. Ahsante.

The Speaker (Hon. Khatri): So Hon. Kitula is that a Statement?

The Chief Whip (Hon. Kitula): It is a point of information Mr. Speaker.

The Speaker (Hon. Khatri): So then it is a point of information; then inform us about that point, you are not informing us, you are asking for something and you are saying point of information. If you have the information inform the House not unless I do not understand what is the meaning of point of information. I think that should come as a Statement maybe you ask whoever is concerned, maybe through the Executive you can ask or the Leader of the Majority. Maybe you can bring that as a Statement and not a Point of Information so when we reach the Statement we will give you time to ask that question. Yes Clerk next Order?

STATUS OF SHIKA ADABU MATERNITY HOSPITAL

Yes Hon. Mwalimu Mgwisho? Please give the Statement.

Hon. Hamadi Mgwisho: Ahsante sana Mheshimiwa Spika. Mimi nilikuwa nataka kujua kutoka kwa Mwenyekiti was Kamati ya Afya kuhusu hospitali ya kuzalia kina mama kule Shika Adabu ambayo imejengwa muda mrefu na imetiwa kufuli; ilikuwa nataka kujua ni siku gani itafunguliwa na iweze kufanya kazi. Ahsante sana Bwana Spika.

The Speaker (Hon. Khatri): Thank you Hon. Mwalimu. The Chairperson on Health is not around, so any other Member on Committee on Health? Yes Hon. Makarani?

The Deputy Speaker (Hon. Mwalimu): Thank you Mr. Speaker...

(Interruption)

Do you have the response to Hon. Mwalimu?

The Deputy Speaker (Hon. Mwalimu): Mr. Speaker currently I have no response to what Hon. Member has raised but as a Committee we are requesting for one week and we will respond to this Statement.

The Speaker (Hon. Khatri): Thank you Hon. Fadhili Mwalimu. Yes Clerk next Order?

STATEMENT

Yes Hon. Charles Kitula? Please give the Statement.

The Chief Whip (Hon. Kitula): Ahsante Mheshimiwa Mwenyekiti ningependa Nyumba hii iweze kufahamishwa ikiwa *reshuffle* ya *Chief Officers* imefanyika kweli au ni uzushi zinazoendelea katika Jimbo letu la Mombasa. Ahsante.

The Speaker (Hon. Khatri): I think the Leader of Majority should tell the House if there's any reshuffle. The Hon. Member is asking for a Statement, do you have an answer for that?

The Leader of Majority (Hon. Mwidani): Mr. Speaker we have to be very frank yes there's reshuffle but actually they have not bring to my attention officially so Mr. Speaker I will request this House to give me time at least from next week I will give the list...

(Interruption)

The Speaker (Hon. Khatri): No! No! No! next week is too far, in the afternoon.

The Leader of Majority (Hon. Hamisi Mwidani): Fine Mr. Speaker with due respect I will do that. Thank you.

(Applause)

The Speaker (Hon. Khatri): So make sure in the afternoon you have the Statement response please because I believe the office is just next to us and County Secretary is not far so make sure we have the response by afternoon.

The Leader of Majority (Hon. Mwidani): Mr. Speaker with due respect I take the word. Thank you.

The Speaker (Hon. Khatri): Thank you Majority Leader Hon. Hamisi Musa. Yes Hon. Mwamwiri?

Hon. Mwamwiri: Thank you Mr. Speaker, Mr. Speaker on the same note the Leader of Majority should also tell this House the contract of the chief officers was it a five years contract or for two years, and if was for two years is it supposed to be a reshuffling or a fresh vetting process...

(Interruption)

The Speaker (Hon. Khatri): So Hon. Mwamwiri that is another Statement.

Hon. Athman Mwamwiri: It is the same Statement Mr. Speaker Sir.

The Speaker (Hon. Khatri): The Hon. Member asked about the reshuffle and you are bringing other issues.

Hon. Athman Mwamwiri: He has texted me on the same.

The Speaker (Hon. Khatri): Why don't you write down that Statement and bring it in the afternoon.

Hon. Athman Mwamwiri: Thank you Mr. Speaker, most obliged.

The Speaker (Hon. Khatri): Just write down and bring it in the afternoon then we can ask the Hon. Member because the Majority Leader is an old man, don't put pressure on him please. Yes Hon. Hamida?

Hon. Noor: Mr. Speaker Sir, as you have just informed, you said that the Majority Leader is an old man I think he needs a Deputy...

(Applause)

In the House so that if he has a lot of work his Deputy will have assisted him to get the information that he needed for himself. Thank you very much...

(Applause)

The Speaker (Hon. Khatri): Yes Clerk, next Order?

STATEMENT

Not Statement, its Motion.

MOTION

MAINTAINANCE OF SEWER LINES BY YOUTH WITHIN THE ESTATE

Yes Hon. Tobias Samba? MCA Tudor Ward move the Motion on Maintenance of sewer lines by youth within the estate.

Hon. Samba: Thank you Mr. Speaker. We had debated this Motion, the only remaining part was for you to put a question because we had debated it and we agreed that it should come with amendment of which I did so it is just upon your Hon. Chair to put a question so that Members may adopt it.

The Speaker (Hon. Khatri): So just read for us what you have resolved and the amendments, you have to read so that the Hansard can capture what you have amended.

Hon. Samba: Mr. Speaker Sir I beg to move the following Motion;

THAT AWARE, the National Empowerment Authority Act, 2016 provides a legal framework for the state to take affirmative measures to ensure youth and marginalized groups access employment and economic empowerment;

FURTHER AWARE, that Section 3 (c) of the Act provides a framework to facilitate increased employment of Kenyans in both National and County governments;

CONCERNED THAT, despite the bulging youth population, job opportunities are scarce and lack of jobs to the youth has led to increase in crimes within the estates;

COGNIZANT THAT, there are jobs within the County such as maintenance of sewer lines which can be performed by the youth to reduce unemployment amongst them;

I therefore urge this Assembly to RESOLVE that:

The County government to provide employment on contractual or casual basis to registered youth groups or companies within the Ward, the oversight role to be provided by the Member of the County Assembly in the Ward.

Thank you Hon. Speaker.

(Consultations)

The Speaker (Hon. Khatri): Yes Hon. Samba?

Hon. Samba: Thank you Hon. Speaker I beg to move the following Motion;

THAT AWARE, the National Empowerment Authority Act, 2016 provides a legal framework for the state to take affirmative measures to ensure youth and marginalized groups access employment and economic empowerment;

FURTHER AWARE, that Section 3 (c) of the Act provides a framework to facilitate increased employment of Kenyans in both National and County governments;

CONCERNED THAT, despite the bulging youth population, job opportunities are scarce and lack of jobs to the youth has led to increase in crimes within the estates;

COGNIZANT THAT, there are jobs within the County such as maintenance of sewer lines which can be performed by the youth to reduce unemployment amongst them;

I therefore urge this Assembly to RESOLVE that:

The County government to provide employment on contractual or casual basis to registered youth groups or companies within the Ward.

I beg to move the following Motion Hon. Speaker. Thank you.

The Speaker (Hon. Khatri): Thank you Hon. Samba. Hon. Members I now put the question that this House adopts the Motion by Hon. Tobias Samba on Maintenance of sewer lines by youth within the estate as amended.

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(Question put and agreed to)

Yes Clerk?

ADJOURNMENT

Hon. Members this House stands adjourned until Tuesday 23rd July, 2019 at 2:30p.m.

The House rose at 10:57a.m.