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**MOMBASA COUNTY ASSEMBLY****HANSARD REPORT**Thursday, 3<sup>rd</sup> February, 2017

The House met at 2:38pm.

*(Deputy Speaker (Hon. Mswabah Rashid) in the Chair)***PRAYERS****Deputy Speaker** (Hon. Mswabah Rashid): Members you can sit down.**NOTICE OF MOTION**

Yes Hon Thoya.

*(Silence)*

Hon Hatimy.

**Hon. Mohamed Hatimy:** Mr. Speaker the Order paper here is different, it's number seven is Notice of Motion...**Deputy Speaker** (Hon. Mswabah Rashid): So this is your Notice of Motion, then you can go ahead.*(Hon. Hatimy moved Motion)**Mr. Speaker Sir,**THAT AWARE THAT part two of the Fourth schedule of the constitution 2010 in the Article 2(g) mandated the County government of Mombasa to deal with refuse removal, refuse dumps and solid waste, which should come to end.**Mr. Speaker sir,**NOTING THAT the County Executive in Article 183 is mandated to implement County legislation, manage and coordinate the functions of the County administration and its department among other functions.**Mr. Speaker, concerned that measures which have been put in place at the County government in maintaining a clean environment have not borne much fruits due to lack of adequate participation on the part of the residents.**Mr. Speaker sir I urge this Assembly to RESOLVE that;**a) Every business, property, vehicular, motorized and non-motorized owners, occupiers and for authorized parking.**2 sorry Mr. Speaker: b) To ensure safe, clean and sanitary disposal of refuse**c) To ensure clean and well kept waste produce, County yards, work place and keep environment clean;**d) To provide dustbin, litterbin fixed with suitable handles close fitting and water and fly proof lid attached to it;**e) To ensure that garbage are disposed only in batteries, central bulk containers, collection sites ,lorries or side loaders ,transfer stations and garbage collection points;**f) To ensure removal of any container authorized with non motorized vehicles and scrap object in front their premises.*

Thank you, Mr. Speaker.

**Deputy Speaker** (Hon. Mswabah Rashid): Thank you Hon Hatimy. Yes Clerk.**STATEMENT**

Hon Amir Thoya.

*(Silence)*

Hon Amir Thoya, yes Hon Fadhili what is it?

**Hon. Mwalimu:** Mr. Speaker I stand from the Chair, we were supposed to reply this statement, we were supposed to reply on this statement, but unfortunately the Executive of

Transport was not around and we requested on the same issue from his office and we were told to wait till when the executive Member comes, there is a Chief Officer but...

*(Interruption)*

**Deputy Speaker** (Hon. Mswabah Rashid): Yes Hon Amur?

**Hon. Amur:** If the executive is not around does it mean there is no office, there are Chief officers and other people who can work; this is the second time now we are waiting for a report, if the executive Member is not in the office let it be known that the office is still around and people are there to work.

People should take their responsibility with seriousness Mr. Speaker this is the second time the committee has failed in this Assembly to produce the report that is due in this Assembly.

**Deputy Speaker** (Hon. Mswabah Rashid): Yes Hon Mwalimu.

**Hon. Mwalimu:** Thank you Mr. Speaker, as I said earlier I was standing for the Chairman Mr. Speaker and if the Committee has failed the Hon Member who has just spoken he is one of the Members of that Transport Committee that has failed in this Honorable House...

*(Interruption)*

**Hon. Amur:** Mr. Speaker he cannot accuse me that I am a Member and I am not a Member.

**Deputy Speaker** (Hon. Mswabah Rashid): I have not allowed you to speak.

**Hon. Mwalimu:** Mr. Speaker the Hon Member is a Member of this Hon House what am saying is we were requesting for a week.

**Deputy Speaker** (Hon. Mswabah Rashid): Yes Hon Amur what is it?

**Hon. Amur:** With all due respect my learned I want you to produce a list of the Members if am a Member this House should take action, am challenging the House because I had resigned and I was taken out as a Member unlawfully and I respected that by resigning it means I should be cleared from the committee, i was cleared let him prove in this Assembly that am a Member of this Committee.

**Hon. Mwalimu:** Mr. Speaker the Honorable Member is a Member by virtue that he was removed unlawfully....

*(Laughter)*

**Hon. Amur:** Mr. Speaker with all due respect I was not removed I was...I resigned this House knows that i resigned.

**Deputy Speaker** (Hon. Mswabah Rashid): Okay have a seat, I can see the chairman is in.

**Hon Mwalimu:** Thank you Mr. Speaker I was to report to the House that my able Chairman has arrived and he is a hardworking Chair...

*(Laughter)*

Mr. Speaker I have requested on behalf of the Committee that we are requesting for a week's time and we will produce the report and also the Chairman.

**Deputy Speaker** (Hon. Mswabah Rashid): Yes Hon Faraj.

**Hon. Mwalimu:** As he is around he can ask the House for permission, thank you.

**Hon. Faraj:** Mr. Speaker i think it is only fair that we give this opportunity to the Chairman now that he is with us here so that we can hear the position of the Chair himself because as a Member of Transport Committee I don't remember anywhere where we discussed the issues that are being raised...,

*(Laughter)*

...So to be fair to the Committee Members to be fair to the Members of the County Assembly that were present today i think we should give an opportunity to the Chairman but considering the fact that we have been discussing the issue of succession planning in the

absence of the County Executive, there is the Chief Officer there are departmental heads, officers who are in charge, I don't think I don't know why as Committee we have failed to produce...

*(Applause and laughter)*

**Deputy Speaker** (Hon. Mswabah Rashid): Yes Hon Fadhili.

**Hon. Mwalimu:** Thank you Mr. Speaker, before I give the button to the Chairman you know there are stubborn Members....

*(Laughter)*

...and our able Chairman clarify before this House because the Honorable who has just spoken was absent during our recent meeting which we were deliberating this issue, it is confirmed he was not around....

*(Loud consultation)*

**Deputy Speaker** (Hon. Mswabah Rashid): I will give you a chance to speak Hon Saad, continue Hon Fadhili.

**Hon. Mwalimu:** Thank you Mr. Speaker, the Hon Member I can say that he came late...

*(Laughter)*

He was in the meeting but he came when we had finished we were about to finish that meeting so Mr. Speaker it is upon the Hon Members...

**Hon. Amur:** We are receiving a double standard Mr. Speaker he said he was not in that meeting again not...

**Deputy Speaker** (Hon. Mswabah Rashid): Yes Hon Asha Hussein.

**Hon (Ms) Asha Hussein:** Thank you Mr. Speaker as we proceed I can see the Chairman of Transport is here why can't he take over on the issue Mr. Speaker and finish this so that we can go to another issue.

**Deputy Speaker** (Hon. Mswabah Rashid): Hon Saad Faraj was about to speak something have you finished? What had you wanted to say?

**Hon Saad:** Mr. Speaker I think we should clear the air with regards to what the Hon Member ...to conclude... was just saying that we attended a meeting, initially he was saying that I did not attend the meeting and later he confirmed that I attended the meeting but I was late while I was... he saying I don't even remember attending the meeting...

*(Laughter and applause)*

Mr. Speaker combined everything and for the benefit of the Members who were present I would kindly have to ask this House if to be given the opportunity to go through the list of Members who attended that meeting for that particular day so that I can confirm if I was present then I should come here and apologize to the House for not telling the truth by not being present on that committee while I was present in that committee. Thank you.

**Deputy Speaker** (Hon. Mswabah Rashid): Yes Chairman Amir Thoya.

**Hon. Thoya:** Ahsante sana Mheshimiwa Spika kwanza nataka kuchukua fursa hii ama kiti cha (??) utukufu katika serikali yetu ya Mombasa kwa kuweza kujadili yale mambo mengi yale yako katikati yetu.

Si maswala ya ziada bali ni maswala ambayo yanadhuru wananchi wetu katika Kaunti yetu ya Mombasa; Mheshimiwa Spika ni kweli kwamba swala ambalo linajadiliwa ni swala nyeti na ni swala ambalo wanajadili lililetwa hapa hali yake iko katika hali ambayo inahitaji kuzingatiwa lakini cha msingi Bwana Spika kama tunavyojua ni kwamba wiki iliyopita tuliweza kuwa na msiba mkubwa kwa sababu kwa kumpoteza mmoja kati yetu na harakati nyingi Mheshimiwa Spika ambazo....

*(Interruption)*

**Deputy Speaker** (Hon. Mswabah Rashid): Yes Mheshimiwa wa Tudor?

**Hon. Siminyu:** Mr. Speaker the way we are taking as a House is very confusing; the Honorable was telling us about the executive change of that department was abroad, now the Chairman is saying something else, Members are fighting against themselves.

Mr. Speaker I think this Committee should tell this House the truth. Thank you.

**Deputy Speaker** (Hon. Mswabah Rashid): Yes Hon Amir Thoya.

**Hon Thoya:** Ahsante sana Mheshimiwa Spika, cha msingi ni kwamba ni kweli kulikuwa na jukumu kama Kamati lakini lile linalozungumziwa hapa sio swali la masihara kwa sababu ni kweli wiki ile kulikuwa na msiba katika wiki...

**Deputy Speaker** (Hon. Mswabah Rashid): Yes Hon Amur.

**Hon. Amur:** Mr. Speaker with all due respect to my brother it is true that we had one day to adjourn but this Assembly must continue; its only yesterday that we had adjourned and we attended the funeral the Assembly was in session so somebody should not tell us that just because we had an issue this Assembly is not taking place.

The Assembly was on Mr. Speaker it's only yesterday the session was adjourned; we had to give our last respect for our sister. Thank you.

**Deputy Speaker** (Hon. Mswabah Rashid): Yes Hon Fadhili.

**Hon. Mwalimu:** Mr. Speaker the Hon Members should let the able Chairman to state before this Hon House what transpired, he has just started with what has recently... and am sure the Hon Members, our able Chairman of transport will also tell the House that what we have done as Committee.

We have proceeded Mr. Speaker as a Committee we sat and talked about this issue and we have also asked from the Executive Members, so the Hon Members or the Hon House should let our Chairman to express before what has transpired.

Mr. Speaker please and please guide our able Chairman; protect him from these unnecessary Standing orders, points of order. Mr. Speaker please protect our Chairman.

**Deputy Speaker** (Hon. Mswabah Rashid): Yes Chairman can you proceed.

**Hon. Amir Thoya:** Ahsante sana Mheshimiwa Spika, nafikiri mambo kama haya ambayo tumekuwa nayo wiki iliyopita naisitoshe pia ni haki ambaye amezungumza kama Mheshimiwa Fadhil lazima ajue kwamba Bunge hili ni Bunge la sheria na kuna *procedures* ambazo lazima zifuatwe, kwa sababu barua iliweza kuandikwa na maandalizi wa *site visit* vile vile iliweza kufanywa na yote hayo...

(Applause)

...Mheshimiwa Spika ni kutokana kupitia kwa sheria ya mawasiliano na Kamati inalijua hili na ilipokea ule msiba Mheshimiwa Spika, ilikuwa haiwezi (??) pamoja ya kwamba *visit* ishapangwa lakini tukaona kwamba hili Bunge na aliyepotea au aliyeeondoka ni mwenzetu ikabidi niende *site visit* tuweze kuiahirisha kidogo ili tuhakikishe kwamba tunampatia Mheshimiwa Serah Nyamvula heshima kama vile ambavyo ilikuwa inastahili lakini ukweli wa mambo ni kwamba *site visit* hii itafanyika siku ya Jumanne Mwenyezi Mungu akipenda...

(Applause)

...Kwa hivyo mimi nadhani Mheshimiwa tuko sawa mama Nyamvula tumeshamzika *site visit* imeshapangwa, kwa hivyo ilivyobakia ni kuchapa kazi Bunge hili iweze kupatiwa heshima yake ripoti iweze kuletwa katika Bunge hili.....

(Applause)

....Ahsante sana Mheshimiwa Spika.

(Applause)

**Deputy Speaker** (Hon. Mswabah Rashid): So this House will get the report on Thursday.

**Hon. Thoya:** Itakuwa sawa Mheshimiwa Spika. Ahsante.

**Deputy Speaker** (Hon. Mswabah Rashid): Yes Clerk.

(Technical hitch)

**Hon. Mwalimu:** Mr. Spika ahsante kwa kunipa fursa hii kutokana na yale yaliotokea; kwa niaba ya wenzangu Mheshimiwa Spika ningemuomba Mheshimiwa wetu anayewakilisha vijana pia atoe kama rambi rambi kidogo za mwenzetu aliyetuacha ajue tu Mheshimiwa aliyetuacha tulikuwa naye na jinsi tulivyofanya naye kazi hayo ndio maoni ambayo ni yangu kama kuna mwengine akiwa na maoni yake anaweza kuyatoa ndani ya Bunge letu. Ahsante Mheshimiwa Spika.

**Deputy Speaker** (Hon. Mswabah Rashid): Yes Patrick, what is it?

**Hon. Siminyu:** Hon Speaker our colleague we all know her we need to give each and every one at least a minute to pay tribute because I think for each and everything is recorded.

For the recording purpose I think it is in order to give this opportunity to any Member who feels they want to contribute to Serah Nyamvula who was our colleague and we worked with her in this House and several times she has been a very good Chair and I think each one of us should be given an opportunity.

**Deputy Speaker** (Hon. Mswabah Rashid): Yes, then I think we should continue with order number 9 and then after order 9 we will give each Member, anyone who wishes to talk about Hon Serah Nyamvula will be given a chance. Yes Clerk.

### STATEMENT

Leader of Majority? I think I gave an order that the Leader of Majority in liaison with the implementation Chair I think this was an order last week.

**Leader of Majority** (Hon. Mwidani): Ahsante Mheshimiwa Spika hata pia nashangazwa kwa sababu ilikuwa inasemekana *it was changed* na ndivyo yasemekana ilikuwa inatushangaza.

Kwa hivyo nafikiri kuna *typing error* hapa kwa sababu mimi natakikana kujibu sio kusoma taarifa kwa hivyo Bwana Spika nafikiri heading hii naona haiku sawa....

(Applause)

...Nikirudi Bwana Spika nafikiri ingekuwa bora pia tupewe nafasi uliotuitia na utueleze jinsi tulikuwa na mwenzetu, ni wazo zuri sana yeye kwamba mama mmoja mwenye mcheshi sana kama tunavyojua alikuwa mjuzi na mambo ya sports vizuri sana hata mpaka saa hii ....

(Interruption)

**Deputy Speaker** (Hon. Mswabah Rashid): Yes Hon Amur Murfad.

**Hon. Amur:** With all due respect Mr. Speaker he was supposed to talk about the statement since the statement is not there then we should have sat and then you give him another chance to talk on about Madam, our late Madam because the issue was he was supposed to reply to the issue not to put another issue on top of another.

First he should tell us whether this order is not in order then we forget about it and then you allow this Assembly to discuss about the late Hon. Serah Nyamvula.

**Deputy Speaker** (Hon. Mswabah Rashid): Hon Amur, you are very right, I was also expecting such move; i remember last week I ordered Committee on Implementation together they should liaise with you so that the statement can be replied in this House, Chairman of Implementation the floor is yours.

**Hon. Opeya:** Thank you Mr. Speaker, I was not able to get the replies for that order on time.

**Deputy Speaker** (Hon. Mswabah Rashid): Because i told you to liaise with the Leader of Majority. Did you liaise with the Leader of Majority?

**Hon. Opeya:** I haven't seen him, I have seen him today...

(Laughter)

He is not been around, I have seen him today....

(Laughter)



**Leader of Majority** (Hon. Mwidani): He is very much right, maybe because he has received his two months office rent that's why he is saying he doesn't see me, but I know he is going to see me later on but actually Mr. Speaker, this is what you have said but In fact I was expecting my friend my fellow colleague to come to liaise with me so that we can make the arrangement, actually am not going to accuse him, he is my best friend and I think we shall meet so that we do something.

**Deputy Speaker** (Hon. Mswabah Rashid): Okay. This House needs that statement replied fast, so by next week the replies should be ready, the reply. Yes Hon Hatimy what is it?

**Hon. Mohamed Hatimy:** Hon Speaker (*Inaudible*) request (*Inaudible*) Chair who have about 20 Bills and we have only three months time to go, so am requesting you Mr. Speaker to appoint another Committee so that it will deal with the 20 Bills which are pending. So Mr. Speaker, I think we must deal with these Bills. Thank you.

**Deputy Speaker** (Hon. Mswabah Rashid): I will do that and communicate to this House next week, okay Members now the floor is open to anyone who wants to talk, who want to celebrate the life of the late Hon. Serah Nyamvula, we start with Hon Maimuna.

**Leader of Minority** (Hon (Ms) Maimuna Salim): Ahsante sana Mheshimiwa Spika, mimi kwanza ningependa kuzidisha salamu za rambi rambi ziwafikie familia za Mheshimiwa mwenzetu Mheshimiwa Serah Nyamvula, Mwenyezi Mungu ailaze roho yake mahali pema kwenye waja wema.

Sisi tunajua ya kwamba Mheshimiwa mwenzetu alikuwa Mheshimiwa wa kufanya kazi Mheshimiwa Spika; za Bunge na za nje ya Bunge, kwa ufupi nje ya Mombasa na ndani ya Mombasa Mheshimiwa Serah alikua ambaye nimtenda kazi kwa kila mahali na nafikiri jana tukiwa katika mazishi yake tuliona ule utenda kazi wake namna watu walijitokeza kwa wingi kuja kumsindikiza.

Mimi maombi yangu kama mama mwenzangu ambaye ameweza kutuacha ilikua tuombe Bunge ili kupitia kwa Mwenyekiti wa *Transport and Public works* tuangalie barabara moja ambayo iko maeneo hayo ya Nyali tuweze kuita Serah Nyamvula road...

(*Applause*)

....Hayo ndiyo maombi yangu ambayo tutakuwa hatutamsahau na vizazi vijavyo vitajua kuna mama ambaye Mheshimiwa aliweza kuingia katika Bunge la Kaunti ya Mombasa; wao ndio walikuwa katika uanzilishi wa serikali za ugatuzi kwa sababu yeye pia ni muanzilishi wa ugatuzi.

Kwa hiyo maombi yangu ni kwamba sisi kama Bunge tukae tuangalie barabara moja ya Nyali na tuweze kupatia jina la marehemu Serah Nyamvula. Ahsante sana Mheshimiwa Spika.

**Deputy Speaker** (Hon. Mswabah Rashid): Yes Hon Amir Thoya.

**Hon. Thoya:** Ahsante sana Mheshimiwa Spika kwa huzuni hii mimi kama Mwakilishi wa Wodi ya Frere town na Mwenyekiti wa Uchukuzi na miundo msingi na hasaa katika mipangilio wa makao katika Bunge hili nafikiri mimi ndiye nilikua naye karibu sana; yeye yuko katika hichi kiti cha mbele na mimi hapa nyuma mara nyingi tuli *consult* hata hoja zinapokua zikiendelea katika kiti hapo juu mara nyingi tukishauriana kabla pengine asimame kuzungumza ama niweze kuzungumza.

Kwa hivyo bado tukio ambalo limetupata Mheshimiwa Spika ni tukio kubwa na ni huzuni kubwa sana hasa hasa ikibidi kipindi hichi ambacho tunaelekea kumaliza kikao cha Bunge letu kwa sababu karibuni tu angeweza kukamilisha kile kipindi kamili cha vikao vya Bunge letu.

Kwa hivyo ni huzuni kwa sababu tumekaa naye kwa muda mrefu kazi zake tumezitambua uwenyekiti wa Kamati yake ya vijana na jinsia na masuala mengi ambayo kila

tukileta kwenye Bunge hili ilikuwa lazima aweze kujadili masuala ya kina mama na masuala ya kijinsia.

Kwa hivyo tutamkosa kama kiongozi, tutamkosa kama Naibu wa Spika wa Bunge letu hili tukufu naamini ya kwamba swala ambalo Kiongozi wa Walio Wachache amelitoa kama ombi na hili ni Jumba la sheria kama itaweza kugundulika na barabara ziko pale katika eneo la Frere Town.

Nlikuwa najaribu kuangalia ile barabara ambayo tuliweka *cabro* katika kipindi cha mwisho cha uongozi huu kwamba iweze kupatiwa jina muhimu la huyu mwenzetu ili iweze kubakia kumbukumbu kama kwamba alitumikia kwenye Bunge letu kama Kiongozi.

Alikuwa Mwenyekiti katika Bunge hili na vile vile alikuwa Naibu wa Spika; badala ya kuangalia majina haya mengine mengi ambayo tungeweza kuyaita lakini tungeweza kutambua juhudi zake kama Kiongozi wa kipindi hichi cha serikali ya kwanza ya ugatuzi ili angalau kumbukumbu ile iweze kubakia kule kwetu Frere Town kama Mheshimiwa Serah Nyamvula atapatiwa barabara moja kwa nyingi, barabara zetu nyingi tulizo nazo kule kuu na natoa rambi rambi kwa niaba ya wakaazi wote wa Frere Town.

Ahsante sana Mheshimiwa Spika.

**Deputy Speaker** (Hon. Mswabah Rashid): Mheshimiwa Stephen Wangudi.

**Hon. Wangudi:** Ahsante sana Mheshimiwa Spika kwa fursa hii na mimi niweze kuzungumzia mama yetu Mheshimiwa wetu marehemu Serah Nyamvula ambaye ametoweka kwa macho yetu.

Mheshimiwa Spika ni uchungu katikati yetu na ni huzuni kubwa kwa namna tulivyoishi na yeye, mimi binafsi kwa upande wangu nimempoteza mama na ukizingatia kwamba mama yangu mzazi anaitwa Sarah, mama Nyamvula anaitwa Serah Nyamvula mamangu anaitwa Sarah Nyangweso ni mama yangu.

Katika Bunge hili nikitegemea mambo mengi katika ushauri Mheshimiwa Spika basi yeye ndiye aliyekuwa mwelekezi wangu, ukizingatia Kamati ninayoikalia kama Mwenyekiti ikiwa inahusisha mambo ya watoto basi mama Nyamvula alikuwa mwenye msaada mkubwa katika uendeshaji wa Kamati yangu.

Wakati alikuwa mwana kamati Kamati hiyo Mheshimiwa Spika ilikuwa tukishirikiana naye na tulienda na yeye mpaka kwa wizara ya watoto kwa pamoja japo hakuwa mwanakamati lakini nilihitaji huduma zake.

Mheshimiwa Spika nimepoteza rafiki, nimepoteza mama, nimepoteza mama mshauri hasa nikizingatia namna nilivyoshirikiana na yeye katika masuala kadha wa kadha naweza kusimama na kusema pole kwetu sote na haya yote ni mipango ya Mwenyezi Mungu hatuna budi kukubaliana na hayo na kuombeana katika Nyumba ila tunajua kwamba tumepoteza kiungo muhimu na hakuna la kufanya ila kukubali aliye juu kwa sababu ni hali ambayo haiko mikononi mwetu ni Mwenyezi Mungu mwenye jukumu hili kwa maana yeye ndiye Mungu na pia nasimama kumshukuru Mwenyezi Mungu kwa yote. Ahsante Mheshimiwa Spika.

**Deputy Speaker** (Hon. Mswabah Rashid): Mheshimiwa Kizito Opeya.

**Hon. Opeya:** Thank you Mr. Speaker I want also to say that our colleague was an inspiration to us and she will be missed, I just want to add on what Hon Amir Thoya said that if we are going to look for a road for Hon Serah Nyamvula we should also do so for Hon Amina Zuberi and Hon Saada Rajab because they were also Members of the County so that the people of Mombasa could not say that we have favored one person and we have left the others, they were also part of us and it will be fair for all of them three to be named on our roads. Thank you.

**Deputy Speaker** (Hon. Mswabah Rashid): Mheshimiwa Maimuna Mwamassa.

**Hon. (Mrs) Maimuna Mwamassa:** Ahsante sana Mheshimiwa Spika kwa kweli tumepoteza shujaa na ni shujaa alikuwa ni wa kitaifa sio Mombasa pekee yake; tutamkumbuka mama Serah Nyamvula na tutawakumbuka walio tangulia kifo cha Serah

Nyamvula kimetukumbusha wenzetu wawili ambao tuliwapoteza mwanzo mwanzo wa tamu tulipokua tumeingia kwenye Bunge hili na ni pigo kubwa kwa kina mama, kwa jamii lakini hatuna budi kukubalia neno maana yake kazi ya Mungu haina makosa na vile vile namuunga mkono Mama Mheshimiwa Maimuna Mwawasi na Opeya pia kwa sababu kifo cha mama Serah kama nilivyotangulia kusema Mheshimiwa kimetukumbusha wale wengine na tukikumbuka pia Amina Zuberi alikua shujaa katika mashujaa.

Walikua ni walimu wetu wote; hao walituenia mpaka saa hii ukituona sisi wengine tuko katika hili Bunge tuko katika mikondo yao, kwa hivyo tumepata pigo walikua ni walimu wetu, walikua ni mama zetu na Mungu akaja akatukutanisha tena kwenye Jumba hili.

Kwa hio tumepata kichapo kikubwa sana kina mama na mimi leo nina haja kuwa tuwatambue wote kwa pamoja ikiwa ni barabara zitatengengwa upande wa Nyali kama kutatengwa barabara na upande wa Mvita pia kutengwe barabara hawa wawili pia waweze kutambulika kwa sababu walichangia pakubwa kwa upande wa ugatuzi ndipo hadi mpaka sisi leo tukajipata kuwa wateule.

Hizi nafasi hazingekuja kama hawakutia michango yao katika ugatuzi; walipigana vikali, walikua ni mashujaa kwa watoto, kina mama na kwa jamii nzima kwa jumla kwa hivyo mimi naomba watambulike kwa pamoja ili tuonekane tumeweka ule usawa, kwa hayo machache ahsante Mheshimiwa Spika.

**Deputy Speaker** (Hon. Mswabah Rashid): Yes, Hon Patrick Siminyu

**Hon. Siminyu:** Thank you Mr. Speaker. Hon Speaker it is sad that we have lost a very vibrant Hon. Member; sometimes I look at that Chair I remember her commanding reasons that she performed more than any other Member in this House.

Mr. Speaker, Serah Nyamvula was a hard working Hon Member whenever she was fighting in a Committee she fought for the rights of our children and women, I remember she also fought for the rights of Frere Town people very hard and historical monuments belonging to the Frere Town people. Madam Speaker this House have lost...

*(Loud consultation)*

...Sorry, Mr. Speaker this House have lost three Hon Members since inception and they died honorably they died while they held their title and it is only proper to have even a road; maybe one in Mvita because one belonged to Mvita, another one in Chagamwe and Frere Town named after them so that their names can live even if their spirits will live with us but their names can live and people to remember them because of the works that they have done for this County and for the sake of devolution because they are pioneers despite not all of us to have names but them being remembered because they died during the course of duty.

Mr. Speaker, I want to say Rest in Peace Serah Nyamvula, thank you.

**Deputy Speaker** (Hon. Mswabah Rashid): Yes, Hon Karume.

**Hon. Karume:** Thank you Mr. Speaker Sir for this opportunity to also share my attributes to our Hon the late departed Serah Nyamvula.

Mr. Speaker the Hon Member in the disability circles is one Member that we feel cannot be replaced, there is no replacement for her, she was a very close friend to the disability fraternity and in person.

The first time I knew her is during my work in the civil society; in the NGO world, that is the first time I knew her and ever since we have been working together till the unfortunate demise.

Mr. Speaker, it is at times very difficult to hold the grief that we are undergoing at the moment but they say whatever that God has done we can never correct or criticize God's work.

Mr. Speaker, our Hon Serah I really remember her the way that she used to mentor some of us and she was really in stable communication with some of us in terms of getting to



understand what is going on, getting to assist us to correct some of the anomalies here and there.

She was very supportive I believe if not most but all us, Mr. Speaker I remember even there is a time when I travelled to my homeland and then...

*(Interruption)*

**Hon. Amur:** Where?

**Hon. Karume:** Somewhere in Bamburi...

*(Applause and laughter)*

...AKA Kakamega so but she made sure that there was a forum that was being organized somewhere just here in Mombasa Serena Beach Hotel and she told me that this forum cannot proceed without the representation of People Living with Disabilities and I took it very positive because she knows, she knew very well that the constitution, the new constitution is all about inclusivity and nothing can be done without inclusion of persons with disabilities.

In fact I knew her as a gender activist, a child activist and when I was pursuing my diploma in County governance and management because of which most of us here were part of the same I did a project on the growth of street children the growth of population of the street children in the Coast region and I acknowledge her as one of the very active persons in the children fraternity...

*(Applause)*

So as we focus on coming up with means of remembering our departed Hon Members personally she is already in my project and she is there to stay in archives of KCA university and at the same time I would call on my colleague Hon Amir Thoya to come up with a Motion so that we pass that Motion in terms of the remembrance of our departed colleagues so that we can have move on by pushing the executive to implement. Mr. Speaker sir may God rest our dear sister in eternal peace. Thank you.

*(Applause)*

**Deputy Speaker (Hon. Mswabah Rashid):** Yes Meti, Hon Omar Meti.

**Hon. Ahmed Ebrahim Omar:** Ahsante Mheshimiwa Spika kwa kunipa fursa kumalizia...

*(Interruption)*

Kutoa risala za rambi rambi kwa Mheshimiwa wetu aliyetuondokea, Mheshimiwa Spika nasema pole kwa ndugu zangu wote ma MCAs na watu wa Frère town na nchi yetu Kenya kwa jumla kwa sababu tumepoteza shujaa, shujaa aliyekuwa anajali jamii, shujaa aliyekuwa mtetezi mkubwa wa haki za watoto na wanawake.

Mheshimiwa Spika mimi imenigusa sana kumpoteza Mheshimiwa Serah Nyamvula kwa sababu Mheshimiwa Serah ndiye aliyekuwa Mwenyekiti wangu wa Kamati ya Vijana, Jinsia na michezo na mimi pia vile vile nilikuwa Naibu wake na nilijifunza mengi sana kupitia kwake kwa sababu yeye alikuwa akiniongoza kwa mengi, alikuwa akinirekebisha kama mtoto wake ama kijana wake.

Kila jambo ilikuwa tukifanya pamoja na tukishirikiana Mheshimiwa Spika, pia vile vile inaniuma tena zaidi kwa sababu Mheshimiwa yule pia nakumbuka yeye na mamangu pia walikwenda shule moja walisoma wote katika shule ya Frère town hata walikuwa marafiki wakubwa, akiwa na jambo lolote lazima aongee na mamangu na pia mara kwa mara mama alikuwa akinituma kwake pia nimsalimie.

Kwa hivyo nimepoteza mwenzangu ninayefanya naye kazi, nimepoteza Mwenyekiti wangu na pia vile vile nimepoteza kama mamangu Mwenyekiti wangu na pia vile vile nimepoteza kama mamangu Mheshimiwa Spika.

Jambo la kukumbuka Mheshimiwa wetu aliyetuondokea Mheshimiwa Spika ni jambo langu mimi kama vile tulivyopendekeza kwamba kama kutapatikana barabara sehemu ya Nyali tuweke jina lake, sehemu ya Mvita pia tuweke jina la Mheshimiwa aliyetuondokea pia Saada Rajab na Amina Zuberi pia vile vile tuweze kuwakumbuka tusionekane labda tunabagua upande huu na tunaacha kule kwa sababu wote wamekuwa mashujaa katika serikali yetu ya kwanza ya Kaunti na ni kina mama waliojitolea maisha yao kupigania hili jambo au swala la ugutuzi katika nchi yetu hii ya Kenya.

Mheshimiwa Spika cha mwisho ni kwamba ningependa kuwakumbusha Waheshimiwa wenzangu ya kwamba sisi sote kama ma MCA lazima tuwe na upendo lazima tupendane iwe ni *elected* iwe ni *nominated* tuongeze mapenzi kwa sababu tunaona kwamba leo tuko pamoja kesho wengine wanatuondokea.

Kwa hiyo ni bora tuzidishiane mapenzi tujue hiyo nafasi tuko nayo saa hii ambayo tunaishi tuitumie vizuri tuonyeshane mapenzi ili kesho tukipoteana wengine wakienda mbele za haki iwe tunakumbukana kwa *memories* nzuri lakini nasema tukuwe sote yeye mbele sisi nyuma. *Rest In Peace* Mama Serah Nyamvula.

**Deputy Speaker** (Hon. Mswabah Rashid): Yes Hon Fadhili Makarani.

**Hon. Mwalimu:** Ahsante Mheshimiwa Spika nashukuru nafikiri mimi ndio niliyotoa hoja hii; kuondokewa ni vibaya na inauma lakini mimi napinga wenzangu walivyoomba tutengeze barabara.

Mheshimiwa Spika tungeangalia wenzetu hawa ambao ni Waheshimiwa watu ambao wanajiweza chanzo cha Waheshimiwa wote hawa watatu; chanzo cha vifo vyao ni nini? Je tutafanya nini Mheshimiwa Spika tusaide yule mwananchi wa chini ili asiwe atakuwa ni mwenye kupata matatizo.

Namshukuru Mheshimiwa Gavana Mheshimiwa Spika jana katika hotuba yake wakati wa mazishi alizungumzia swala hili na mimi nawaomba wenzangu tutilieni swala hili mkazo kando ama badili ya kuwekelea ama kuweka zile barabara mwanzo ni tuangalie tutafanya nini kwa sababu kama ni saratani zimeumiza mpaka wananchi wa chini.

Sasa sisi kama serikali ya Kaunti ili kuwapa hadhi Waheshimiwa wetu walioondoka tuhamasishe ama tuongeze nguvu katika hospitali zetu ili wananchi wa chini waweze kusaidika na iwe changamoto hiyo imetokana na hili somo ambalo tumelisoma kutoka kwa Waheshimiwa wetu, ahsante Mheshimiwa Spika.

**Deputy Speaker** (Hon. Mswabah Rashid): Ahsante sana waheshimiwa wenzangu kwa hayo maneno. *Clerk*.

#### ADJOURNMENT

There being no other business this House is adjourned till Tuesday afternoon.

The House rose at 3:30pm.