



## COUNTY ASSEMBLY OF MOMBASA THE HANSARD

Wednesday, 5<sup>th</sup> April, 2023  
**Third Assembly – Twenty Eighth Sitting**

*[The County Assembly met at 10:15a.m. at the County Assembly Buildings]  
[The Temporary Speaker (Hon. Abdulrahman Abdulkadir) in the Chair]*

### PRAYERS

**The Temporary Speaker** (Hon. Abdulrahman Abdulkadir): Please take your seats. Clerk?

### STATEMENTS

RESPONSE TO STATEMENT BY CHAIRPERSON COMMITTEE ON FINANCE, BUDGET AND APPROPRIATIONS, HONOURABLE KIBWANA SWALEH ON THE SUBMISSION OF ANNUAL DEVELOPMENT PLAN (ADP), COUNTY INTEGRATED DEVELOPMENT PLAN (CIDP) AND COUNTY FISCAL STRATEGY PAPER (CFSP) TO THE COUNTY ASSEMBLY

Yes, Honourable Kibwana Swaleh Chairman Committee on Finance, Budget and Appropriations please respond to the statement.

**Hon. Kibwana Swaleh:** Thank you Honourable Speaker. Honourable Speaker I am aware of this statement that was raised by Honourable Amriya Boy Juma, MCA from Mjambere. Honourable Speaker, previously we stated that we received the letter from the Chief Executive Committee Member (CECM) Finance in the Finance Committee and as a Committee we presented that letter in the previous sittings but on our own deliberations as a Committee we had asked the Chief Executive Member Committee for Finance to give us the timeline on the County Integrated Development Plan (CIDP) and also the County Fiscal Strategy Paper (CFSP). At the moment Honourable Speaker, we have not yet received the response that could let us know the timeline on both documents the CIDP and CFSP. So, Honourable Speaker in short, I would ask the House to give me more time so that we get the response from the *Waziri*. Thank you, Honourable Speaker.

**The Temporary Speaker** (Hon. Abdulrahman Abdulkadir): Thank you Honourable Kibwana, I think that is well understood.

RESPONSE TO STATEMENT BY CHAIRPERSON, COMMITTEE ON TRANSPORT AND INFRASTRUCTURE HONOURABLE HASSAN MOHAMED ON THE FIRE OUTBREAK IN KONGOWEA MARKET

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Yes, I can see the Vice Chair is up please proceed and respond.

**Hon. Mwaka Bakari:** Thank you Mr. Speaker. Our Report is not ready because the Chief Officer has gone for induction for almost one week so I will make sure from next week it will be ready although we are going for a recess but will make sure we will have the Report ready. Thank you, Mr. Speaker.

**The Temporary Speaker** (Hon. Abdulrahman Abdulkadir): Yes, Honourable Mwaura do you have something to add on?

**Hon. Mwaura:** Mr. Speaker it is just I want to raise a concern that I am not very satisfied with the answer just because the Chief Officer is on induction cannot be a good reason enough for answers not to be brought in this House Mr. Speaker.

**The Temporary Speaker** (Hon. Abdulrahman Abdulkadir): Did she say the Chief Officer is on induction?

**Hon. Mwaura:** That is what I have heard.

**The Temporary Speaker** (Hon. Abdulrahman Abdulkadir): As far as am aware they are yet to be confirmed, so please clarify the Vice Chair...

*[Interruption]*

**The Temporary Speaker** (Hon. Abdulrahman Abdulkadir): lady, please clarify that.

**Hon. Mwaka Bakari:** That is the report I got.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Ok, Yes Honourable Kibwana?

**Hon. Kibwana Swaleh:** Mr. Speaker I concur with my colleague from Kongowea. I think fire issues are very sensitive and I hope that the people who lost their properties... So, there is no vacuum in government so if the CEC is in induction does not mean we cannot get response from them, so we need your indulgence in this issue. Thank you.

**The Temporary Speaker** (Hon. Abdulrahman Abdulkadir): Yes, Honourable Nyota?

**Hon. Hamisi Nyota:** Thank you Mr. Speaker. Being a Member of the Committee, we raised this issue with the relevant sector and they are following it up, so as my Vice Chair has just told you we are going to respond to it as soon as possible. Thank you.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): I think your response is not satisfactory; first of all, you have not considered the gravity of the matter this is a matter of great concern not only to the Honourable Member from Kongowea but to the whole House. And, it is a matter that was before me last week and we decided to give you more time. So, Honourable Nyota and the Vice Chairlady together with the entire Committee I think it is only fair you give us a response by Wednesday 2:00p.m. Yes Clerk?

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RESPONSE TO STATEMENT BY CHAIRPERSON, COMMITTEE ON EDUCATION AND DIGITAL  
TRANSFORMATION HONOURABLE ALLEN KATANA ON LATE DISBURSEMENT OF BURSARIES IN THE  
COUNTY

Yes, anyone from the Education Committee present?

*[Silence]*

Anyone from the Education Committee? Yes, Honourable Maryam?

**Hon. Baimu:** Thank you Mr. Speaker. I believe the bursaries had been issued out but they have been returned back and we are waiting for the money to be allocated or given to the people who have benefited from the bursaries. Thank you.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Honourable Manuari, are you satisfied with the response? Or did you even pay attention to the response? Honourable Maryam Baimu please respond again if you do not mind!

**Hon. Baimu:** Ahsante Bwana Spika. Kitu nasema basari zilitolewa, watoto wakajaza na zikarudishwa. Kwa hiyo kisisi kama Kamati ya Elimu tunasubiria pesa ziwe *allocated* ili watoto waweze kupata hizo basari. Ahsante.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Yes, Honourable Manuari?

**Hon. Juma Manuari:** Ahsante Mheshimiwa Spika. Mimi nimuulize atupe ile siku mwafaka kwa sababu kufikia saa hizi watoto wetu wengi washarudi wapo nyumbani na wanadaiwa hiyo pesa na tunaomba kitu kama hicho kifanyiwe kwa haraka kwa sababu ni suala la kijamii na ndio suala muhimu katika suala ambalo Mheshimiwa Gavana aliliweka mbele katika masuala ya elimu. Kwa hivyo utuambie muda ule mwafaka usituambie tu iko tayari, iko tayari muda mwafaka ambao hundi zitatoka.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Yes, Senior Honourable Kibwana?

**Hon. Kibwana Swaleh:** Honourable Speaker, I think the Member is misleading this House; I remember we had a meeting with the Governor at Mombasa Beach Hotel but the response from the Governor is not the issue of money but the amendment of the Bill so who is giving this House the correct information Honourable Speaker?

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Honourable Kibwana, are you alluding that Honourable Baimu is deliberately misleading the House?

**Hon. Kibwana Swaleh:** Honourable Speaker, I was not alone. I think Honourable Speaker you were also there and I was very keen to that meeting. Mr. Speaker and the issue of bursary came out and the Governor said that there is amendment to the Elimu Fund; the money is there but cannot be issued until we do that amendment of that Bill. So that is the word of the Governor and I do not know where the Committee is getting the answer, maybe just for clarification for this Honourable House.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Well, noted. Honourable Kibwana it is very ironically however that you are very vocal when it comes to Statement response when there is a Statement lying on your Table for the past one month! Very ironically Honourable Kibwana...

*[Applause]*

Yes, Honourable Nyota?

**Hon. Kibwana Swaleh:** Honourable Speaker...

**The Temporary Speaker** (Hon. Abdulrahman Abdulkadir): Just take your seat please. Honourable Nyota?

**Hon. Hamisi Nyota:** Thank you Mr. Speaker. Mr. Speaker, I remember this Statement was brought in the last session and being crucial, being important it could be only a favor that the Committee should work with speed to ensure that this matter is responded adequately because this issue was raised and it is so critical. I do not comply or I do not agree with the answer the Member from Education Committee is giving this House because we were so passionate about this program and as we speak just resounding back to my Honourable Member Kibwana has said that up to now those school going kids they have been sent back home because of school fees of which Mr. Speaker they were so attached to this thing knowing that their MCAs and the government is working hard to make sure that they remain in school but up to now the answers we are getting from the Committee is not satisfactory Mr. Speaker. Thank you.

**The Temporary Speaker** (Hon. Abdulrahman Abdulkadir): Yes, Honourable Hamida.

**Hon. Noor:** Thank you. Mr. Speaker Sir about the bursary issue; as you are aware some of us are dealing with children who are living with disability and Mr. Speaker, we cannot keep on putting these kids in a situation whereby the parents have a tougher time to keep them at home and we are giving them hopes that right now Mombasa County is giving bursaries and we do not have. Mr. Speaker, I think this is a very urgent matter and as you are aware again, we are going for recess and it will take us about three weeks for our recess, so if we are not going to be giving our wananchi promises that we cannot keep there is no need for us to give the bursaries at all at all. Let it be known that we at Mombasa County cannot give bursaries because this thing for us it's just too much because us as MCAs we are the ground level, we are the ones who are helping the wananchi, we cannot do it anymore because our salaries are not even enough for us so I think Mr. Speaker this thing should be taken very important for us to have bursaries as soon as possible. Thank you, Mr. Speaker.

**The Temporary Speaker** (Hon. Abdulrahman Abdulkadir): Yes, Honourable Mwaura.

**Hon. Mwaura:** Thank you Mr. Speaker and I'm also not satisfied with the answer given by the Member from the Committee because she is just alluded that we are just waiting for the money. So there is no even response from the concerned offices and they just sat and then brought a response to the House that we are just waiting as you are waiting their just desperate as we are, yet this House has given them the mandate to be the Committee for Education and look into the matters of education Mr. Speaker.

Mr. Speaker that answer cannot be satisfactory to what has been asked and answered, Mr. Speaker also I am a bit I don't know what to say because I have heard the chair committee on finance that we need to do some amendments in the House so that that money can be effected Mr. Speaker that is so worrying because we did it in a very much hurry, we were so much hurried to do the bursaries if I do recall yet it was an amendment that was needed to be done in this House and right now we are going to the recess, Mr. Speaker you can just wonder as we go to the recess even the schools are closing so maybe we tell our students and our parents that the monies they are going to come in the second term or third term or when Mr. Speaker? The Member needs to answer. Thank you.

**The Temporary Speaker** (Hon. Abdulrahman Abdulkadir): Honourable Baimu, I will give you enough time to respond let all the Members exhaust their frustrations. Yes, Honourable Kibwana do you still want to contribute?

**Hon. Kibwana Swaleh:** Honourable Speaker the member should be aware that we are going to wait for longer than he expected but Honorable Speaker I think should go in record that currently we don't have any response in the committee because there is no written. A respond is coming from the executive and I think they have not given us any response from the executive so those are just words of a member that there is no money and we are waiting for money but I think in future I think the chair should come with a respond from the executive to show that this words is a reply back from the Waziri, so for now I think the committee needs to dig further on this issue because I see that the money may come even after second term which will affect our student. Honourable Speaker it is in record that my committee has given response in the previous sitting and now we are waiting for the response from the executive.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Well, noted. Yes, Honourable Morgan?

**Hon. Matsaki:** Ahsante Mheshimiwa Spika, kwa ufupi ili jibu ambalo Mheshimiwa mwenza amelizungumza pia sijaridhika nalo. Kwa sababu mkutano wa juzi Gavana alizungumza ni *just amendment of the Bill*. Kwa hivyo ni Kamati ya Elimu ishirikiane na *Executive part* walete *Bill* hapa tuipitishie ili watoto waweze kurudi shuleni kama Mheshimiwa Mwenza alivyozungumza watoto wengi kweli wako manyumbani, tutakaa mpaka lini? Na hata hivi sasa tunaenda recess. Kwa hivyo ni afadhali hio Kamati ijishughulishe na *executive* walete hio *Bill* hapa kwa hili Jumba, tuipitishie ili basari itoke na zaidi ya hapo tunasubiri basari pia za *colleges* zitoke...

*[Interruption]*

**The Temporary Speaker** (Hon. Abdulrahman Abdulkadir): Honourable Maimuna would you like to make a contribution? Just let Honourable Morgan finish and then you will get a chance to make a contribution.

**Hon. Matsaki:** Kwa hivyo ni vyema tumalize basari za shule za sekondari na tuwezeshe pia Mstahiki Gavana, atulete pia basari za vyuo vya anuani. Ahsante Mheshimiwa Spika.

**The Temporary Speaker** (Hon. Hamisi Nyota): Thank you. Yes, Honourable Maimuna now you may make your contribution.

**Hon. Maimuna Salim:** Ahsante sana Mheshimiwa Spika. Ningependa kuchangia kwamba tuweze kuwahakikishia ya kwamba zile fomu ya basari tulizitoa kupitia kwa *Finance* waweze kupeana...Baada ya hapo tuangalie mambo ya basari ya vyuo vikuu na vyenginevyo kwa sababu tunajua ya kwamba hichi kitengo cha *finance* ndio kitengo ambacho kinaendesha Bunge hili na kinaendesha Mombasa Kaunti nzima. Kwa hivyo sisi tunataka hii mambo ya *fiscal paper* ikija, tuweze kukaa na tuangalie vizuri. Ahsante sana Mheshimiwa Spika.

**The Temporary Speaker** (Hon. Abdulrahman Abdulkadir): Honourable Maimuna, let me guide you, you are out of context. We are actually deliberating a statement concerning the Department of Education however, I understand you. Yes Honourable?

**Hon. Kimari:** Ahsante sana Mheshimiwa Spika. Mheshimiwa Spika ikiwa nimeketi hapa nimesikia Mheshimiwa mwenza akipeana *statement* ya Kamati ya Elimu, lakini ni kwa mda wa mwezi mmoja na tangu tupeane zile fomu za basari maswali yamekuwa mengi kule mtaani. Hatuwezi kujieleza na kama ni mwezi mmoja na wiki kadhaa na Kamati ya Elimu, wanasimama hapa kwa Bunge kutupatia maelezo yenye kusema kweli si ya kweli kulingana na wale waliokuwa kwa ule mkutano uliokuwa wa Gavana maelezo ambayo hayako *satisfactory*. Tungependa hata tukiitisha *statement* kwa hiki kikao, wacha ile *statement* itoke kwa ile Kamati husika ikiwa nzima na wakiwa wamefanya upelelezi na kuja kupeana kitu *satisfactory*. Lakini si kusimama tu hapa kwa Bunge alafu tunapitisha sababu tukirudi kule mitaani hiyo imekuwa maswali kila siku. Kumbuka kuna wale watoto walikuwa waingie kidato cha kwanza wengine bado wanasubiri basari muhula wa kwanza tayari ndio hii inafunga, shule tayari ni kufunga zinafunga Mheshimiwa. Kwa hio ni vizuri hata kama Kamati watapewa muda, wapewe muda mfupi yenye itapatikana ndio tukienda mapumziko tuwe twajua wananchi wetu tutawaambia nini kwa sababu mara ya mwisho tutapurwa mawe, itasemekana kule mitaani tulipeana fomu ghushi. Ahsante.

**The Temporary Speaker** (Hon. Abdulrahman Abdulkadir): Yes, Honourable Nyota?

**Hon. Hamisi Nyota:** Thank you Mr. Speaker. Mr. Speaker, given the importance of this matter and the response you have just received from the Member of the Committee and the dissatisfaction by the House, I think it is only good for the Member to consult his Committee Members and the Chair that the matter in this House is very serious, very important and it is very crucial so Mr. Speaker you have to be impartial. You have just ruled that the Committee of Transport should respond by afternoon on the matter of Kongowea market, I think Mr. Speaker this time you have to be impartial to this House so given the gravity of this matter of bursaries, I would require your position, I would need a response, a very accurate response to this House by afternoon today. Thank you, Sir.

**The Temporary Speaker** (Hon. Abdulrahman Abdulkadir): Well, noted. Honourable Nyota however please do not pre-empt the ruling am about to make. Yes, Honourable Mariam, please respond?

**Hon. Baimu:** Ahsante sana Mheshimiwa Spika. Mimi kitu ningependa kuanza kusema hili jambo la mambo ya basari nafikiria hiyo siku walipoenda Mombasa Beach sikuwa katika hicho kikundi. Kwa hivyo kwa mimi tangu watoke Mombasa Beach hatujakutana na Mwenyekiti wetu wala Naibu wake.



Hivyo basi mimi uliposema kwamba Kamati ya Elimu iweze kujibu kulingana na ninachojua mkutano wa mwisho ambao tulifanya ni kwamba bado tunasubiri majibu kutoka kwa *Executive*, pesa zitolewe watoto waweze kusoma. Kwa hivyo kwa heshima nimesikiza hayo malalamishi na kusema ule kweli ikiwa ni hiyo changamoto haiko tu pahali pamoja inaumiza Mombasa nzima, kila mzazi analia ni kweli tunaonekana sisi ni waongo. Hivyo basi kwa ufupi kwa sababu kuna marekebisho yanatakiwa yafanyike kimimi kama Mheshimiwa wa *finance* alivyozungumza Kibwana itoke kama *order* ama ni nini from the *Executive* kuongelea *amendments* ya hiyo *Bill* ili ije hapa Bungeni iweze kujadiliwa kama leo mfano Mwenyekiti wangu hayuko. Kwa hivyo kama mimi peke yangu ama sijui wangapi kutoka Kamati ya Elimu wako hapa, hivyo basi sijui labda mda tutakao pewa kama Kamati ya Elimu sijui kama itakuwa tayari saa nane naweza mpata Mwenyekiti wetu. Hivyo basi kwa heshima tutaangalia kama Mwenyekiti tutamtafuta tuone kama tutakaa tuweze kujua tutaweza kupata suluhisho ama jibu mwafaka kutoka kwa executive. Ahsanteni.

**The Temporary Speaker** (Hon. Abdulrahman Abdirahman): Thank you Honourable Baimu. Honourable Members, I have noted with a lot of concern that Committees are not taking their roles seriously and I think we shall consult Chair of Chairs to instruct them to take this matter seriously. It is very unfortunate that the Chairs are not even present to respond to these statements and at this rate Members are just taking statements as just a formality which in real sense Committees are extension of the whole House. So, this is an issue that needs immediate response, the Chairman of Education as well as its Committee needs to get back to this House by 2: 00p.m today with a full response to this matter. Yes Clerk.

### ADJOURNMENT

Thank you, Members. This House stands adjourned until Wednesday 5<sup>th</sup> April, 2023 at 2:30p.m.

The House rose at 10:43a.m