



COUNTY ASSEMBLY OF MOMBASA

OFFICIAL REPORT SPECIAL SITTING

Tuesday, 8th February, 2022
The House met at 11:05a.m.

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

PRAYERS

The Speaker (Hon. Khatri): Honourable Members you may be seated.

COMMUNICATION FROM THE CHAIR

Good morning again Honourable Members! Honourable Members, I feel honoured to welcome you back from the long recess which commenced on Thursday the Second day of December, 2021 and ended yesterday Monday, the Seventh day of February, 2022. I trust you had a wonderful and fruitful break which accorded you ample time to be with your families and also interact with your electorate. I also want to believe that you all commenced the year well; I thank the Almighty God for keeping us safe and granting us opportunity to meet again refreshed and eager to discharge our constitutional mandate for the benefit of Mombasa people.

Honourable Members, today being Tuesday, the Eighth day of February, 2022 we resume our regular sittings which mark the commencement of the Sixth and final Session of the Second Assembly. I urge that we embark on this last Session of this Assembly with vigor and enthusiasm that our duty demands. Honourable Members, you will recall that prior to the Assembly commencing its long recess in December, 2021 there were pending businesses from various Committees. For instance, there are two reports that were committed to the Committee on Education, Information Technology, and Mombasa Vision 2035, and Committee on Trade, Tourism, and Investments. These reports were The Mombasa County ICT Policy and Mombasa Industrial Park respectively; I implore upon the Chairpersons of these and other Committees to fast-track all pending business before their Committees especially the proposed legislation, reports, among other business so that our output as an Assembly may have an impact in the positive transformation of Mombasa County. I also encourage Members to be proactive and generate business such as Motions, Bills that will have a positive impact on our people. Honourable Members, as you are all aware, this is an election year with the General Elections scheduled for 9th August, 2022. Consequently, this has affected the budgetary timelines of the County.

For instance, the Mombasa County Appropriation Bill, 2022 and the Mombasa County Finance Bill, 2022 which are ordinarily to be passed by the Assembly on or before 30th June and 30th September respectively will now be considered and are to be passed by the Assembly on or before 31st March, 2022. Honourable Members, indeed we are still living in extra-ordinary times, particularly with the persistence and variation of the COVID-19 pandemic. I therefore urge you to strictly adhere to the regulations guiding this Assembly and those of the Ministry Health and by so doing, we will be able to tackle and prevent the spread of this scourge. Honourable Members, it is my hope that in the remaining period, we will bequeath this Second Assembly with a rich legacy worth emulating by successive Assemblies. This is because as Members you have tirelessly grown your capacity to execute your mandates of Representation, Legislation and Oversight. I would also like to remind you that as leaders we should always adhere to and be guided by Chapter Six of the Constitution of Kenya 2010 on Leadership and Integrity. Honourable Members, as I conclude, this is to remind you that even as campaign season is gaining momentum by the day, we still have our constitutional duties that we must perform and which are scheduled to end as per the Mombasa County Assembly Calendar for the Sixth Session. It is also our responsibility to preach and uphold peace, embrace our diversity as Kenyans, tolerance and unity. Let us desist from divisive politics and instead engage in constructive conversations that would add value to the lives of our people and generations to come. Honourable Members I thank you and wish you well. Ahsanteni!

[Applause]

Yes Clerk, next order please?

MOTION

APPROVAL OF MEMBERS OF COUNTY ASSEMBLY BUSINESS COMMITTEE

Yes Honourable Hamisi Musa Mwidani, the Leader of Majority party, please move the Motion.

The Leader of Majority (Hon. Mwidani): Thank you Mr. Speaker. Mr. Speaker Sir, I beg to move the following Motion that pursuant to the provision of Standing Order 152, this Assembly approves the appointments of the following Members, nominated by the County Assembly Party to be the Members of the County Assembly Business Committee;

1. Hon. Aharub E. Khatri-Chairperson
2. Hon. Hamisi Musa Mwidani-Vice Chairperson
3. Hon. Fadhili Mwalimu
4. Hon. Junior Wambua
5. Hon. Ramla Said
6. Hon. Hamida Noor
7. Hon. Moses Aran
8. Hon. Ahmed Khamis
9. Hon. Faith Mwende
10. Hon. Feddis Mbura
11. Hon. Kibwana Swaleh
12. Hon. Amriya Boy Juma
13. Hon. Francis Nzai

As a Member and I wish to call upon Honourable Amriya to second the Motion. Thank you Mr. Speaker.

Hon. Amriya Juma: Thank you, I rise to second.

The Speaker (Hon. Khatri): Honourable Members, I now propose a question that the Motion by Honourable Hamisi Musa on Approval of Members of the County Assembly Business Committee be considered in this House.

[Question proposed and agreed to]

[Applause]

Yes, Honourable Hamisi Musa Mwidani?

The Leader of Majority (Hon. Mwidani): Mheshimiwa Spika hii ni Kamati inaweza kupanga kazi ya biashara ya Bunge. Kama tunavyojua kwamba tulikuwa kwa mapumziko kwa hivyo sheria inatupa ni lazima tutengeze Kamati hii ndiyo Bunge liweze kuendelea; kwa hivyo Mheshimiwa yangu ni kuona nimesoma wanachama wa Kamati wa hii Kamati na hii ni taratibu ambayo pia inaweza kupewa nguvu na chama. Kwa hiyo Bwana Spika ningeomba Mamba tuweze kuunga hii Kamati kwa sababu ya kuweza kutekeleza wajibu wetu kama Wabunge. Ahsante sana Mheshimiwa Spika.

The Speaker (Hon. Khatri): Thank you Honourable Hamisi Musa Mwidani. Yes, Honourable Charles Kitula? Please make your contribution.

Hon. Kitula: Ahsante Mheshimiwa Spika kwa kunipatia fursa hii kuweza kuchangia hoja hii. Mheshimiwa Spika langu kuu ni kuweza kusema tu nafikiri kuna utata katika Kanuni za Bunge zetu na zinastahili kurekebisha; hata tukiangalia katika Bunge la Kitaifa anaposimama Kiongozi ambaye anasoma hoja kama hii ambayo inamhususu yeye moja kwa moja huwa ni Mwanachama mwengine anastahili kusoma hoja hiyo na utaratibu ambao unaotazamwa katika Bunge la Kitaifa haiwezekani ati wewe ni Mwanachama unapitishwa siku kama ya leo wewe unasoma hoja alafu mtu anayeunga mkono ni mtu ambaye pia ni Mwanachama wa Kamati ile! Kwa hiyo hiyo si utaratibu na kulingana na maoni yangu mimi napinga vikali. Ahsante sana.

The Speaker (Hon. Khatri): Thank you Honourable Charles Kitula, maybe if you can recall the Standing Order?

[Consultations]

Ni *Standing Order* gani Mheshimiwa labda ndiyo utueleze.

[Consultation]

Thank you. Yes, Honourable Junior Wambua? Please make your contribution.

Hon. Wambua: Ahsante Mheshimiwa Spika. Nafikiri tuko wazima na tumetoka katika mapumziko marefu na tumefanya kazi nzuri sana wengi tuliweza kukutana huko mashinani.

Mheshimiwa Spika, Kamati ambayo imeletwa na kiongozi wa waliowengi, naona imekamiliwa kisawasawa, naona ni watu ambao wanakuja katika Bunge, wanachangia katika Bunge na wanajibika katika Bunge naona wataweza kuendeleza Bunge kisawasawa. Ahsante Mheshimiwa Spika.

The Speaker (Hon. Aharub Khatri): Thank you Hon. Junior Wambua. Yes Hon. Solomon Ngugi.

Hon. Solomon Ngugi: Ahsante sana Mheshimiwa Spika. Ni shukurani za dhati niregeshe kwa Mwenyezi Mungu kuwa wenzangu wenza wako hapa nashukuru tukiwa wazima tumekwenda likizo wengine wametembelea sehemu zao za makazi. Mimi nataka niuunge mkono hoja hii na hii kamati uliyochaguwa tukiangalia kwa uzuri nikaona kuna uislamu umetendeka, utaratibu umefuatwa wa kutosha, waliochaguliwa naona wana hekima za kutosha za kuendesha Bunge hili. Mimi sina mengine ya kuongezea ila ni hayo ahsante sana Mheshimiwa Spika.

(Applause)

The Hon. Speaker: (Hon. Aharub Khatri): Thank you Hon. Solomon Ngugi. Yes Hon. Lucy Chizi.

Hon. Lucy Chizi: Ahsante sana Mheshimiwa Spika. Langu nitamshukuru Mwenyezi Mungu aliyetulinda kutoka mwaka jana mpaka tukaona huu mwaka, tunampa shukurani sana. Mheshimiwa Spika hoja iliyoletwa mbele yetu ninaiunga mkono isipokuwa *Chief Whip* wetu yuwataka atudhalilishe hapa soten ni tunawajibika ndio maana tumechaguliwa katika Bunge hili. Hakuna yeyote ambaye ni mbaya...

(Applause)

Sote ni wazuri na hawa ambao wamechaguliwa Mheshimiwa Spika tunaamini watatenda kazi kulingana na ile Kaunti yetu ambavyo inasema. Ahsante sana.

The Speaker (Hon. Khatri): Thank you Honourable Lucy Chizi. Yes Honourable Ahmed Salama.

Hon. Ahmed Salama: Ahsante Mheshimiwa Spika. Mimi langu ni kuunga mkono hii hoja iliyoletwa leo na Mheshimiwa Hamisi Musa Mwidani na kusema lile la ukweli tukiangalia orodha vile ilivyo, angalia nambari ya kwanza hapa naona Mheshimiwa Aharub Khatri, Mheshimiwa Musa Mwidani, Mheshimiwa Fadhili Mwalimu na wengineo wote. Hio ni timu ambayo ni ngangari naiunga mkono na itafanya kazi vizuri. Kwa hivyo nataka kusema ya kwamba nawatakia kila la heri katika kazi yao. Ahsante Mheshimiwa Spika.

The Speaker (Hon. Khatri): Thank you. Yes Honourable Hamisi Musa Mwidani please reply to the Motion.

The Leader of Majority (Hon. Mwidani): Ahsante sana Mheshimiwa Spika. Pia ningetoa shukrani kwa waheshimiwa wote ambao wameweza kuiunga mkono hii hoja. Na Pia ningeomba Kamati tuwe na wakati mzuri wa kuweza kuitekeleza hii Kamati kwa sababu ndio uti wa mgongo wa Nyumba hii. Kwa hivyo Wanachama nawashukuru sana kwa mchango wenu na kuweza kupitisha hii hoja. Ahsante sana.

[Applause]

The Speaker (Hon. Khatri): Thank you Honourable Hamisi Musa Mwidani. Honourable Members, I now put a question that the Motion by Honourable Hamisi Musa on Approval of Members of the County Assembly Business Committee to be adopted in this House.

[Question put and agreed to]

Yes Clerk, next Order please.

ADJOURNMENT

Honourable Members, this House stands adjourned until Tuesday, 8th February, 2022 at 2:30p.m.

The House rose at 11:25a.m.