



## COUNTY ASSEMBLY OF MOMBASA

### OFFICIAL REPORT

Thursday, 28<sup>th</sup> March, 2019

The House met at 3:47p.m.

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

### PRAYERS

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

### PAPER

#### STATUS OF EMPLOYMENT OF MR. IDRIS ABDIRAHMAN

Yes Hon. Renson Juma Thoya please table the report.

**Hon. Thoya:** Thank you Mr. Speaker. I take this opportunity on behalf of the Labour Committee to table the report on the status of employment of Mr. Idriss Abdirahman. Thank you.

*(Paper laid)*

**The Speaker** (Hon. Khatri): Thank you Hon. Renson Juma. Yes Clerk?

#### INVOLVEMENT OF THE SUB-COUNTY AND WARD ADMINISTRATORS ONGOING FAGIA BUNGE INITIATIVE

Yes again Hon. Juma Renson Thoya.

**Hon. Thoya:** Thank you Mr. Speaker. On behalf of the Labour Committee we were required to report back on the involvement of the Sub-County and Ward Administrators ongoing Fagia Bunge initiative; unfortunately the people that we called upon could (??) turn out for that investigation. We have reports that the Chief Officer, Ms. Mwikya is out of the country, the Sub-County Mr. Dan Abwayo of Jomvu Sub-County just fell ill on the very day and we gave them another opportunity we will be meeting them on Wednesday next week.

I would request this House to give us the opportunity to listen to them next Wednesday and then we will be reporting back in due course. Thank you.

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

### STATEMENTS

RESPONSE TO STATEMENT BY CHAIRPERSON EDUCATION HON. OMONDI ON INVITATION OF THE COUNTY EXECUTIVE MEMBER (CECM) FOR EDUCATION, THE CEO AND DIRECTORS OF EDUCATION TO ATTEND A COMMITTEE MEETING AT THE COMMITTEE ROOM

Yes Hon. Ibrahim Omondi please give the response.

**Hon. Omondi:** Thank you Mr. Speaker Sir for the granted opportunity. Mr. Speaker Sir I would like to respond; the Committee of Education indeed had a meeting and seriously they deliberated on this issue and I remember yesterday they this role that today we give evidence to the invitation to the Assembly Committee that is the CECM for Education because we had already invited him. And today with me I have evidence or a response from the CECM Education, the CEO and all the Directors of Education who are going to appear before the Committee tomorrow at 11:00a.m. in the Committee room. Mr. Speaker Sir with your respect if you wish I would like to give this evidence.

**The Speaker** (Hon. Khatri): Yes you can give the evidence.

**Hon. Omondi:** Thank you.

*(Paper laid)*

Mr. Speaker Sir as you go through that evidence it indeed states that the CECM, the CEO and the Directors of Education have confirmed that they will appear before the Committee tomorrow at 11:00a.m. in the Committee room and therefore I also want to undertake with due respect to invite the Members who will appear as the *amicus curiae* in the Committee room or the friends of the Committee. Thank you.

**The Speaker** (Hon. Khatri): Yes Hon. Bwire?

**Hon. Bwire:** Thank you Mr. Speaker, just for the interest of time and we still have a lot of business to transact today I would just wish to tell the Chairman that already he has submitted the evidence that the Committee will be appearing before them next week so he cut short the speech so that we can continue with some other businesses in the interest of time.

**The Speaker** (Hon. Khatri): Thank you very much Hon. Bwire. So Hon. Ibrahim you will bring the Statement on Thursday next week after sitting with the Deputy Governor. Yes Clerk?

RESPONSE TO STATEMENT BY CHAIRPERSON HEALTH SERVICES HON. KIBWANA SWALEH ON  
SHORTAGE OF DRUGS AT JUNDA DISPENSARY

Yes Hon. Kibwana Swaleh.

**Hon. Kibwana Swaleh:** Thank you Hon. Speaker. Hon. Speaker I wish to bring the statement that was raised by my colleague from Junda Hon. Musumba Raphael Bwire.

Mr. Speaker Sir, I would like to give a Statement in response to shortage of drugs at Junda Dispensary as requested by Hon. Musumba Member of County Assembly from Junda Ward, during the 13<sup>th</sup> sitting on 12<sup>th</sup> March, 2019 of this House.

Mr. Speaker Sir, public facilities have been experiencing stock out for some essential medicines and medical supplies; the shortage has been occasioned by some technicalities in the processing of the payment for the previous supplies from KEMSA through IFMIS.

Mr. Speaker, the County Executive Committee Member (CECM), Department of Health wrote a commitment letter to CEO KEMSA dated 13<sup>th</sup> March, 2019 to request that the orders for Mombasa be processed urgently as the Department undertakes to promptly sort out the payment. Mr. Speaker the request was finally approved last week and the drugs have now been dispatched to the transporter. All facilities including Junda are expected to start receiving drugs in the course of this week.

Mr. Speaker Sir, in order to ensure that we do not end up with the same problem, the Department of Health has arranged for a meeting with KEMSA Regional Manager to streamline the ordering and documentation process.

So Hon. Speaker I think this will probably will shed light on how the drugs will be supplied in every Ward as this process has been done (??) the agreement and I have stated here that the meeting will also help where there would be a problem like this in future. Thank you Hon. Speaker.

**The Speaker** (Hon. Khatri): Thank you very much Hon. Kibwana. Yes Clerk next order please?

RESPONSE TO STATEMENT BY COUNTY ASSEMBLY SERVICE BOARD MEMBER HON.  
MAIMUNA SALIM ON PAYMENT OF WARD RENTS

Hon. Maimuna Salim?

**Hon. Maimuna Salim:** Ahsante sana Mheshimiwa Spika. Nimesimama kujibu swali ambalo lililokua limeulizwa na Mheshimiwa wa Wodi ya Kipevu kuhusu mambo na pesa za Wodi akaulizia kwa Bodi kwa hiyo mimi nimesimama kulijibu swali hilo ya kwamba sisi kama Bodi tuliandika *requisition* tarehe 7/2/2019 mpaka sasa hivi ni mwezi wa tatu hatujaweza kupata pesa hizo na sisi kama Bodi kazi yetu ni kuweka maombi, Kamati ya Fedha inatakiwa ifuatilizie. Nafikiri mimi nimejibu kulingana na sisi tumefanya kama Bodi, kwa hiyo hilo swala nafikiri sasa hivi litatikikana pia tujue kwa upande wa Kamati ya Fedha watalifuatilia vipi lakini sisi tulifanya maombi ya fedha. Ahsante sana Mheshimiwa Spika.

**The Speaker** (Hon. Khatri): Thank you Hon. Maimuna, yes Clerk?

RESPONSE TO STATEMENT BY CHAIRPERSON JUSTICE AND LEGAL AFFAIRS HON. AMRIYA BOY ON UNLAWFUL DETENTION OF MEMBERS OF THE PUBLIC BY COUNTY INSPECTORATE

Yes Hon. Amriya please give the response.

**Hon. Amriya Boy:** Thank you Mr. Speaker the floor is highly honoured. Mr. Speaker as a Committee we are happy to inform the House that we have written the necessary correspondence to the Department on Devolution on the same since the clarification came in mid week but the Clerk's were in position and acted in fastidious to send the correspondence and we are anticipating the response to come in due course.

So the Committee through your indulgence Mr. Speaker we are seeking two weeks leave for us to come up with a comprehensive report as you see arrest and harassment is a very wide scope and we need to delve back to our previous laws and upcoming laws. So two weeks would be ample time for us to respond. Thank you very much.

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

**The Chief Whip** (Hon. Kitula): Mheshimiwa Mwenyekiti wa masuala ya haki kusema wiki mbili kwa sababu ya kujibu masuala kama haya mimi ni mkaazi wa Nyali, watu wanazidi kushikwa pale Kongowea wakivuka barabara hakuna ishara yeyote wanaletwa kortini wanachajiwa na hakuna sheria. Mheshimiwa Mwenyekiti hasa wiki mbili wakipatia wananchi wale zile pesa zinatumiwa kwa sheria gani? Hakuna ishara barabarani kwamba ukivuka barabara unastahili kulipa pesa fulani, lakini hakuna ishara hizo leo wanasema wiki mbili sasa wakiletwa kortini wanatumia sheria gani kuchaji wananchi wetu?

Mheshimiwa Mwenyekiti kama ni hivyo basi wale wote waliochajiwa kulingana na kesi kama hizo waregeshewe pesa zao au wiki mbili hizo sijui pesa zitatoka wapi Mheshimiwa Mwenyekiti...

*(Applause)*

Ahsante.

**The Speaker** (Hon. Khatri): Hon. Amriya when did you receive the Statement?

**Hon. Amriya Boy:** Thank you again Mr. Speaker. Mr. Speaker the request came in two weeks before this date but there was a controversy on the same because your brother when he was seated there Hon. Fadhili gave a directive that the mover of the Statement to give a written clarification to the Committee. But Mr. Speaker because he was committed he went to Nairobi and came back the Committee was able to receive the written request on Tuesday, so that informed us to write the correspondence on Wednesday and as we stand the Committee is yet to receive correspondence.

**The Speaker** (Hon. Khatri): Ok, thank you Hon. Amriya. So I am going to give you one week and so by Thursday make sure you have the response please.

**Hon. Amriya Boy:** Very much obliged

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

RESPONSE TO STATEMENT BY CHAIRPERSON ENVIRONMENT, WASTE MANAGEMENT AND ENERGY  
HON. SHEBE ATHMAN ON ILLEGAL DUMPING SITE AT KAA CHONJO, TUDOR WARD

Yes Hon. Shebe Athuman? Please give the response.

**Hon. Shebe Athuman:** Ahsante sana Mheshimiwa Mwenyekiti. Suala la Tudor Mheshimiwa Mwenyekiti nimewasiliana na Mheshimiwa Mwenza wa Wodi ya Tudor na amepata safari ya dharura na kulingana na hali ya Kaa Chonjo aweze kunipatia wiki moja kwa sababu nilituma *shovel* ilikwenda pale lakini *that place is a wetland* hakuna vile *shovel* inaweza fika pale kwa hivyo Idara husika imesema itaweza ku *mobilize* vijana wa mkono Mheshimiwa akirudi ahakikishe kuwa ile kazi imefanyika. Kwa hivyo naomba kupitia kwako Mheshimiwa Mwenyekiti takriban ya wiki moja ndio tuweze kushughulikia hili suala la Tudor Kaa Chonjo Mheshimiwa Mwenyekiti. Ahsante.

**The Speaker** (Hon. Khatri): Thank you Hon. Shebe. Yes Clerk, next order please?

### STATEMENT

Yes Hon. Prischillah Mumba? Please give the response, sorry Hon. Hamisi Musa Mwidani, please give the response.

**The Leader of Majority** (Hon. Mwidani): Thank you Mr. Speaker. Mr. Speaker I would request the House in fact I have got the response but it was brought on my table today 28<sup>th</sup>, to be a leader whom to be seen very transparent I was asking time so that I can sit with the Committee we peruse the issue so that we can bring it here while all the Members know what is contained in the reply. So Mr. Speaker I would like to have more time so that I can bring it on Thursday next week. Thank you Sir.

**The Speaker** (Hon. Khatri): Sorry Hon. Hamisi you said on Thursday.

**The Leader of Majority** (Hon. Mwidani): Thursday next week.

**The Speaker** (Hon. Khatri): Okay thank you Hon. Hamisi. Yes Clerk?

RESPONSE TO STATEMENT BY CHAIRPERSON COMMITTEE OF TRANSPORT, INFRASTRUCTURE AND  
PUBLIC WORKS HON. MUMBA ON CLOGGED DRAINAGE SYSTEM AND MANHOLES AT WAYANI,  
BOKOLE AND BOMU CATHOLIC CHURCH

Yes Hon. Prischillah Mumba, please give the response?

**Hon. Mumba:** Thank you Mr. Speaker I respond about clogged drainage system and manholes at Wayani, Bokole and Bomu Catholic Church. The Department has applied for some funds to employ youths directly to unclog the drains in all affected areas including Airport Ward open and close drains.

The youths will be employed to clean the drains and be paid directly while the County will provide the vehicles to cart the soil away. Thank you Mr. Speaker Sir.

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

RESPONSE TO STATEMENT BY CHAIRPERSON COMMITTEE OF TRANSPORT, INFRASTRUCTURE AND PUBLIC WORKS HON. MUMBA ON CLEANING OF MAGONGO MAINLAND TO AKAMBA HANDICRAFT DRAINAGE SYSTEM

Yes again Hon. Prischillah Mumba, please give the response?

**Hon. Mumba:** Thank you Mr. Speaker once again cleaning of Magongo Mainland to Akamba Handicraft Drainage system. The Department has applied for some funds to employ youth directly to unclog the drains in all affected areas including Kipevu Ward I correct there Mr. Speaker because it was written Airport Ward so that will be a typing error it should be Kipevu ward open and close drains. Youth will also be employed to clean the drains and be paid directly while the county will provide the vehicles to cart the dirt away. Thank you Mr. Speaker Sir.

**The Speaker** (Hon. Khatri): Thank you. Yes Clerk, next order please?

RESPONSE TO STATEMENT BY CHAIRPERSON COMMITTEE OF TRANSPORT, INFRASTRUCTURE AND PUBLIC WORKS HON. MUMBA ON THE STATUS OF ROAD FROM JUNDA DISPENSARY TO JUNDA NG'OMBENI AND JUNDA MISSION

Yes again Hon. Prischillah Mumba? Please give the response.

**Hon. Mumba:** Thank you Mr. Speaker. Again this is about status of road from Junda Dispensary to Junda Ng'ombeni and Junda Mission. The work on Junda access road commenced and quite substantial works has been accomplished such as:-

- Reinstatement of the cabro road section.
- Reclining the cut off section near the water mass.
- Improvement of storm water drainage
- Reinstatement of the cut section uphill.

So far the contractor has raised certificate of payment which is yet to be paid. Works were undertaken as an emergency after the previous rains. Thank you Mr. Speaker.

**The Speaker** (Hon. Khatri): Yes Clerk next order?

RESPONSE TO STATEMENT BY CHAIRPERSON COMMITTEE OF TRANSPORT, INFRASTRUCTURE AND PUBLIC WORKS ON THE STATUS OF BOMU CATHOLIC CHURCH ROAD TO MWIDANI HALL AND WAYANI ROAD TO ST. JUDY ACADEMY IN AIRPORT WARD

Yes Hon. Prischillah Mumba? Please give the response.

**Hon. Mumba:** Thank you Mr. Speaker. I am on status of Bomu Catholic Church road to Mwidani hall and Wayani road to St. Judy Academy in Airport Ward. The road leading to Mwidani Technical Institute is earmarked for improvement during this financial year. Works will commence in the next two weeks. Thank you Mr. Speaker Sir.

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

**Hon. Omondi:** Mr. Speaker Sir I am sorry to interrupt because there is no road leading to Mwidani Technical Institute, it is the road leading to Mwidani Social Hall not Mwidani Technical Institute.

**The Speaker** (Hon. Khatri): Thank you for correcting that. Yes Hon. Prischillah?

**Hon. Mumba:** Thank you Mr. Speaker then it should be a typing error maybe but that is the response.

**The Speaker** (Hon. Khatri): Thank you. Yes Clerk next Order please?

RESPONSE TO STATEMENT BY CHAIRPERSON COMMITTEE OF TRANSPORT, INFRASTRUCTURE AND  
PUBLIC WORKS HON. MUMBA ON THE STATUS OF BWAGAMOYO TO MAUNGUJA PRIMARY SCHOOL  
ROAD

Yes again Hon. Prischillah Mumba?

**Hon. Mumba:** Thank you Mr. Speaker. I think this was my day today, status of Bwagamoyo to Maunguja Primary School Road. Mr. Speaker we had a meeting with the area MCA and agreed that the deserving road to be given priority is the main road to Mwakirunge dumpsite, a section of 2.0km. Since the allocation for roads was for access roads in Mwakirunge, priority will be given to spot improvement of the road around the dumpsite.

It was pointed out that Mwakirunge main road is important for not only Mwakirunge residents but the County as a whole due to the dumping site. The County should give more attention to this road to reduce the maintenance costs of our garbage trucks and also reduce accidents. Thank you Mr. Speaker.

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

**Hon. Omondi:** Mr. Speaker I withdraw.

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

**Hon. Omondi:** I withdraw.

**The Speaker** (Hon. Khatri): Withdraw what?

(Laughter)



**Hon. Omondi:** Mr. Speaker Sir I was to stand on the issue but I have just withdrawn.

**The Speaker** (Hon. Khatri): Okay. Yes Clerk?

### MOTION

Yes Hon. Hamisi Musa Mwidani?

**The Leader of Majority** (Hon. Mwidani): Thank you Mr. Speaker...

*(Interruption)*

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

**Hon. Thoya:** Mr. Speaker I think you have read Number 19 and without maybe bringing to the attention as to why you have gone to Number 20, some Members are being disgruntled here I think you let them air out what is going on to this House because Number 19 and then before we continue you have gone to Number 20. Kindly can you address what is going on Hon. Speaker.

**The Speaker** (Hon. Khatri): Yes Clerk?

*(Consultations)*

Thank you very much Hon. Thoya for reminding us about the Motion. Hon. Renson Thoya I can see you have laid down the Paper, am going to give directions through this House, for the Motion to be taken to the House Business next week on Monday or Tuesday, when we to sit down and then we can bring the Motion next week. Yes Clerk? Yes, Hon. Renson Thoya.

**Hon. Thoya:** Mr. Speaker as it pleases you, I have clearly indicated I as the Chair and on behalf of all the Members my report is ready I have tabled it and everything is ready, but if it pleases you that the same report is taken to the House Business Committee, I cannot go against the Speaker but am ready, I am prepared with the report with all the necessary evidence...

*(Applause)*

**The Speaker** (Hon. Khatri): Hon. Renson Thoya it is not about pleasing me, it is about the procedure so that is why am telling you, it has to pass through the House Business it will come back next week for sure, you know this House is a House of procedures, so please Hon. Members next week it will be brought back to the House, after it has passed the House Business. Yes Clerk.

### MOTION

#### ALTERATION OF COUNTY ASSEMBLY CALENDAR



Yes, Hon. Hamisi Musa Mwidani.

**The Leader of Majority** (Hon. Mwidani): Thank you Mr. Speaker let me move the following Motion, alteration of County Assembly Calendar. Mr. Speaker Sir, I beg to move the following Motion;

**THAT**, pursuant to Standing Order 25(4) of the County Assembly Standing Orders, this House resolves to alter the County Assembly Calendar for the year 2019 to continue with the normal sittings and forego the short recess which was scheduled to commence on Friday 29<sup>th</sup> March, 2019 to 8<sup>th</sup> April, 2019.

**AWARE THAT** the House was proceeding for short recess for one week; tomorrow Friday, on 29<sup>th</sup> March Monday to resume on Monday 8<sup>th</sup> April.

Mr Speaker Sir the County Assembly has business that each should be concluded within a limited time, form and business is the consideration of the Select Committee report, on the Impeachment of Hon. Taufiq Balala, the Select Committee which is *Ad hoc* in nature was constituted on Tuesday 26<sup>th</sup> March, 2019 and pursuant to Standing Order 40(3)(b), the Committee shall report its findings to the County Assembly within 10 days.

Mr. Speaker Sir the 10 days will lapse on Thursday 4<sup>th</sup> April, 2019, a time which if the calendar is not altered, the House will still be on recess.

I **THEREFORE** urge Hon. Members that, one week short recess to be forgone and if need be after the adoption of the report of the Select Committee we may agree to go for one week recess.

I will request Hon. Murfad to second the Motion.

**Hon. Murfad Amur:** Mr Speaker, I second on that recess. Thank you.

*(Question proposed)*

**The Speaker** (Hon. Khatri): Thank you. Hon. Members I now propose the question that the Motion by Hon. Musa Hamisi Mwidani on Alteration of County Assembly Calendar for the year 2019, be considered in this House in the same terms as moved?

*(Applause)*

Yes, Hon. Hamisi Musa Mwidani?

**The Leader of Majority** (Hon. Mwidani): Thank you Mr. Speaker, I just want to say thanks to all Members who actually knew the issue of the recess. It was very important because now we have a very important item, so am very happy that the Assembly has agreed with my request so thank you Mr. Speaker and let us move on, thank you.

**The Speaker** (Hon. Khatri): Yes, Hon. Members. Hon. Fadhili?

**The Deputy Speaker** (Hon. Mwalimu): Ahsante sana Mheshimiwa Spika. Mheshimiwa Spika mimi naunga mkono hoja iliyoletwa na Mheshimiwa Kiongozi wa Walio wengi katika Bunge hili. Mheshimiwa Spika aliyeleta hoja amefikiria mambo muhimu ambayo bado yako mbele ya Bunge letu na yanastahiki kufanyika. Itakuwa tutakwenda kinyume kama leo tungekwenda kwa mapumziko mafupi, alafu bado kuna maswala mengi ambayo yako mbele yetu, alafu tena tuingie kwenda kuitana kupitia kwa vyombo ya magazeti ingekuwa Mheshimiwa Spika kimimi naona ingekuwa ni kinyume cha mwelekeo. Kwa hivyo nawaomba wenzangu tusimame pamoja maana Mheshimiwa Spika hata serikali kuu jana iliweza kurekebisha ratiba yake kwa sababu walikuwa wanataka kumfanyia ukaguzi Inspekta Generali wa Polisi.

Kwa sisi kurekebisha kalenda yetu hatujakosea popote na vile vile nina imani yale ambao bado hatujamaliza kuyatekeleza tutaweza kuyatekeleza na dhihirisho wazi tunaonyesha kulingana na *Order Paper* ya leo yaonyesha wazi bado mambo ni mengi na tuna mambo mengi ambayo bado yako chini ya Kamati ya Nyumba, House Business Committee. Kwa hivyo nawaomba wenzangu tushikane pamoja tuhakikishe mambo yote ambayo yako mbele ya Bunge hili tumeweza kuyatekeleza kwa manufaa ya wananchi wetu. Ahsante.

**The Speaker** (Hon. Khatri): Thank you Hon. Fadhili. Yes Hon. Mwamwiri.

**Hon. Athman Mwamwiri:** Ahsante Mheshimiwa Mwenyekiti. Mheshimiwa Mwenyekiti nimenyanyuka kwa nia ya kuunga mkono kwa Hoja iliyoletwa na ndugu yangu Kiongozi wa Wengi katika Bunge hili na nainga mkono kwa sababu hajatumia kauli mbiu yake ya mpango kabambe safari hii...

*(Applause)*

Aliyodhamiria na aliyoyazungumzia yametuwacha sisi kuendeleza vikao hivi; ni maswala mustakbadhi kwetu na wananchi wetu walio tutuma na wala sio mipango kabambe ya serikali. Kwa hivyo Mheshimiwa Mwenyekiti naunga mkono Hoja hii ya Bunge hili kuongeza siku zake na japo Waheshimiwa wanajua tumekuwa na mda mrefu na shughuli nyingi tuvumilie tuhuridhie kwa sababu yanaokusudia ni kwa ajili ya wale waliotutuma na ni maswala nyeti ikiwemo Hoja iliyoahirishwa leo hadi juma lijalo ambalo wananchi wanaingoja kwa hamu na ghamu kwa sababu serikali yetu imekuwa na changamoto nyingi ikiwemo na wafanyi kazi gushi na ripoti ndugu yangu Mwenyekiti wa Kamati ya uajiri amekuwa yuko tayari na hilo tunalisubiria kutaka kuinasua Serikali Gatuzi na kuleta manufaa kwa wananchi wa Mombasa.

Kwa hivyo hata ikilazimu tuendeleo wiki zaidi ya hizo zilizokusudiwa lakini hili Mheshimiwa lije katika Bunge hili Mwenyekiti sisi tatalivumilia tatalisubiria na tutakuwa tayari kupambana nalo. Ahsante.

*(Applause)*

**The Speaker** (Hon. Khatri): Yes, Hon. Shebe Athman.

**Hon. Shebe Athman:** Ahsante sana Mheshimiwa Mwenyekiti. Ningependa kutia uzito Hoja ilio mbele na Mheshimiwa Hamisi Mwidani, Kiongozi wa Wengi katika Bunge.

Ni bayana na dhahiri shahiri kuwa majukumu ambayo tuko nayo mbele yetu Mheshimiwa ni mengi na ni muhimu sana kwa hivyo sisi tuko tayari kuhakikisha kwamba Hoja zote ambazo ziko mbele yetu tunaweza kukabiliana nazo hususan zile ambazo muhimu sana katika maswala mazima ya kijamii.

Kwa hivyo mimi pia nimependa kuunga mkono na nawaomba Waheshimiwa wenza, Waswahili wanasema subira huvuta heri; ilikuwa natokota Mheshimiwa Mwenyekiti, nilikua natokota sana hapa, kiti kilikuwa moto lakini ikawa sina budi kwa uongozi wako ambao umetoa na tunataka kuonyesha kuwa ni Jumba la sheria na lina nidhamu yake. Hivyo basi natumai *In shaa Allah* wiki ijayo tutakuwa hapa kutekeleza majukumu yetu ya Bunge. Ahsante Mheshimiwa.

**The Speaker** (Hon. Khatri): Ahsante Mheshimiwa. Naam Hon. Ibrahim.

**Hon. Omondi:** Thank you Mr. Speaker Sir. Mr. Speaker Sir also as I stand to actually support the Motion I just want to confirm that the Mombasa County residents rather the electorate gave us the power to fulfil their dreams, the wings to fly their message of hope and the words to speak to the expectant masses and it is very important that the person who brought the Motion has put that in consideration. You know very much that the things that we have before us are of great magnitude to the residents or to the electorate of Mombasa; they are matters touching on the preparation of the rain, matters touching on the drainage system, matters touching on the maintenance of the road, matters touching on the issues of bursary...

*(Interruption)*

**The Speaker** (Hon. Khatri): Order! Hon. Members let the Hon. Member talk!

**Hon. Omondi:** Thank you Mr Speaker Sir. Matters touching on the bursaries which is very important for the education of pupils and even matters touching on the issues of education, of the people who had been employed in this particular County and therefore it is very important for us to have the chance. Thank you.

**The Speaker** (Hon. Khatri): Thank you very much Hon. Ibrahim. Yes, Hon. Renson Thoya.

**Hon. Thoya:** Thank you Mr. Speaker Sir, as I put my ways to the Motion that has been brought by Leader of Majority, I'm very happy that you have extended but as much as you extend you need to put into consideration two issues; the Motion that you have taken it to Tuesday and the issue of the CEC in charge of Transport. I think we should not go for recess until we dispense all these matters...

*(Applause)*

That is my take Mr. Speaker, these two matters we should remain in this House until *tutakapo enda tujue mbivu na mbichi*. Thank you.

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**The Speaker** (Hon. Khatri): Thank you Hon. Renson Thoya. Yes, Hon. Fahad.

**Hon. Fahad Kassim:** Ahsante sana Mheshimiwa Spika. Ningependa kuunga mkono Mswada huu ulioletwa na Kiongozi wa Wengi ndani ya Bunge letu. Ningeomba wenzangu tukae ndani ya Bunge hili hata hizi siku walizo omba kama itakuwa hazijatosha basi kuna watu Mheshimiwa Spika ni lazima, mimi sitaumauma maneno kama anavyosema Gavana wangu, ni lazima tuwafute alafu ndio twende tukapumzike...

*(Applause)*

Mheshimiwa Spika ndani ya Bunge la Mombasa Kaunti ama ndani ya serikali ya Kaunti ya Mombasa kuna watu wengi sana wameandikwa bila stakabadhi zinazostahili na niko na imani kubwa na Mwenyekiti wa Kamati ya Leba ataweza kuwabainisha ili tuweze kuwafagia wote kwa sababu sasa wakati umefika lazima tuwaondoe hawa wagonjwa wagonjwa na walemavu ambao nikisema walemavu sikumaanisha mama Ramla....

**The Speaker** (Hon. Khatri): Hon. Fahad I think that is not the agenda we are talking about.

**Hon. Fahad Kassim:** Ahsante Mheshimiwa Spika.

**The Speaker** (Hon. Khatri): So just withdraw whatever you are saying.

**Hon. Fahad Kassim:** Ahsante Mheshimiwa Spika. Naomba msamaha lakini ningeomba Mheshimiwa Spika, uweze ku *consider* na viongozi walio hapa mbele, tuweze kufanya ile kazi imetuweka hapa ndio tuweze kwenda mapumziko ahsante.

**The Speaker** (Hon. Khatri): Thank you. Yes Hon. Hamisi Musa Mwidani.

**The Leader of Majority** (Hon. Mwidani): Ahsante sana Bwana Spika. Pia ningependa kusema nawashukuru Waheshimiwa wote kwa kuweza kuunga mkono hii Hoja na nimeona kweli iko haja ya kuwa watu wabaki kwa sababu hali ilivyo katika Bunge, tuna mambo ambayo ni mazuri ya maana yanataka yatekelezwe hata mimi nikaona naiunga mkono na ndio nikaona ni lazima tuweke siku zaidi tuweko kuliko kwenda kupumzika nyumbani. Kwa hivyo Bwana Spika nimeshukuru kwa wenzangu wa Bunge kuiunga mkono hii Hoja, na *In shaa Allah* Mungu atatujalia mambo yatakuwa vile tunavyotaka, ahsante.

*(Question put)*

**The Speaker** (Hon. Khatri): Thank you Hon. Hamisi Musa Mwidani. Hon. Members I now put the question that this House adopt this Motion by Hon. Hamisi Musa Mwidani on the Alteration of the County Assembly calendar for 2019 in the same terms as moved?

*(Question put and agreed to)*

*(Applause)*

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Yes Clerk?

**BILL**

**THE MOMBASA COUNTY SUPPLEMENTARY APPROPRIATIONS BILL, 2019**

FIRST READING

*(Interruption)*

**The Speaker** (Hon. Khatri): Yes Clerk you can continue.

SECOND READING

Yes Clerk read the second reading? Hon. Hamisi Musa Mwidani.

**The Leader of Majority** (Hon. Mwidani): Thank you. Yes Mr. Speaker Sir this is a Supplementary Bill, 2019. The Committee on Finance, Budget and Appropriation sat and looked into the Bill and the Committee is satisfied and I request that the Bill is read a second time. Thank you Mr. Speaker.

**The Speaker** (Hon. Khatri): Thank you Hon. Hamisi Musa Mwidani. Hon. Members now that the Bill has been read...

*(Consultations)*

Yes Clerk please read the Bill?

*(The Clerk read the Bill for the second time)*

Hon. Members now that the Bill has been read a second time pursuant to Standing order 122, the Bill stands committed to Committee of the Whole House.

**COMMITTEE OF THE WHOLE HOUSE**

*(The Speaker (Hon. Khatri) exited the Chair)*

ORDER OF COMMITTEE READ

IN THE COMMITTEE

*(The. Deputy Speaker (Hon. Mwalimu) in the Chair)*

**The Chairperson** (Hon. Mwalimu): Welcome to the Committee of the Whole House, in this Committee we shall be reading the Clauses of the Bill. Yes Clerk?

*(Consultations)*

**The Chairperson** (Hon. Mwalimu): Members we are waiting for some copies, we are looking at our Standing Orders if it will allow us to adjourn for some minutes so that we get the copies, in the meantime let us be patient the copies will come as soon as possible. Order Members! Yes Clerk?

**Clerk:** Clause number two; the County Treasury may issue the sum of fourteen billion, five hundred and ninety one million seven hundred and seventy one thousand, eight hundred and ninety one Kenya shillings only out of the County Revenue Fund and apply it towards the supply granted for the service of the year ending on the 30<sup>th</sup> June, 2019.

Clause number three the sum granted by the Section two shall be appropriated for the several services and purposes specified in the second column of the First Schedule in the amounts specified in the third column of that Schedule.

Clause number four in the addition to be the sum granted by Section 2, the sum specified in the fourth column of the First and Second Schedules shall be applied for the several services and purposes specified in the second column of those Schedules out of revenue directed to be applied outside the consolidated fund under Article 206 (1) of the Constitution.

#### **Appropriations in Aid**

Clause number five; the supply granted for the services of the year ending 30<sup>th</sup> June, 2019, in respect of votes R3011, R3012, R3013, R3014, R301, R3015, R3016, R3017, R3018, R3018. R3019, R3020, R3021, R3022, R3023, R3026 and D3011, D3012, D3013, D3014, D3015, D3016, D3017, D3018, D3019, D3020, D3021, D3022, D3023, D3026 in accordance with Supplementary Appropriation Act.

*(Question proposed)*

**The Chairperson** (Hon. Mwalimu): Hon. Members I propose clause two, clause three, clause four, clause five be part of the Bill?

Any input Hon. Members?

*(Silence)*

*(Question put)*

I now put a question that clause two, clause three, clause four and clause five be part of the Bill?

*(Question put and agreed to)*

Yes Clerk?

*(Loud consultation)*

**Clerk:** Schedule; recurrent expenditure, vote numbers R3011, R3012, R3013, R3014, R301, R3015, R3016, R3017, R3018, R3018. R3019, R3020, R3021, R3022, R3023, R3026...

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*(Consultations)*

Amounting to supply in the third column of Kshs.10, 250, 623,878, donor funds in column four, amounting to Kshs.138, 925,307 and Appropriation in Aid in the fifth column amounting Kshs.3, 877,016,823.

*(Question proposed)*

**The Chairperson** (Hon. Mwalimu): I propose that clause R3011, R3012, R3013, R3014, R301, R3015, R3016, R3017, R3018, and R3018. R3019, R3020, R3021, R3022, R3023, R3026 be part of the Bill?

*(Question put)*

Members I can see you are all in acceptance of that vote. I now put a question that clause R3011, R3012, R3013, R3014, R301, R3015, R3016, R3017, R3018, R3018. R3019, R3020, R3021, R3022, R3023, R3026?

*(Question put and agreed to)*

Let us move to the development vote.

**Clerk:** Development vote; expenditure vote numbers D3011, D3012, D3013, D3014, D3015, D3016, D3017, D3018, D3019, D3020, D3021, D3022, D3023, D3026 totaling amount in the third column Kshs.4,341,148,013, donor funds in the fourth column, Kshs.600,000,000, Appropriation in Aid in the fifth column totaling Kshs.974, 158,799.

*(Question proposed)*

**The Chairperson** (Hon. Mwalimu): I now propose that clause D3011, D3012, D3013, D3014, D3015, D3016, D3017, D3018, D3019, D3020, D3021, D3022, D3023, and D3026 be part of the Bill? Yes Hon. Members any input?

*(Silence)*

*(Question put)*

I now put a question that vote D3011, D3012, D3013, D3014, D3015, D3016, D3017, D3018, D3019, D3020, D3021, D3022, D3023, D3026... be part of the Bill?

*(Question put and agreed to)*

Yes Clerk?

**Clerk:** Clause number one, this Act may be cited as the Supplementary Appropriation Bill, 2019, issue of Kshs.14, 591,771,891 out of the Consolidated Fund for the service of the year ending on the 30<sup>th</sup> June, 2019.

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*(Question proposed)*

**The Chairperson** (Hon. Mwalimu): I propose that clause one of the short title be part of the Bill? Any input Hon. Members on the short title?

*(Silence)*  
*(Question put)*

I now put a question that clause one of the short title be part of the Bill?

*(Question put and agreed to)*

Yes Clerk?

**Clerk:** Long title; The Mombasa Supplementary Appropriation Bill, 2019. An Act of the County Assembly to authorize the issue of the certain sums of money out of the County Revenue Fund and their application toward the service of the year ending on 30<sup>th</sup> June, 2019 and appropriate those sums for certain public services and purposes.

*(Question proposed)*

**The Chairperson** (Hon. Mwalimu): I propose that the long title be part of the Bill?

*(Question put)*

I now put a question that the long title of the Mombasa Supplementary Appropriation Bill, 2019 be part of the Bill?

*(Question put and agreed to)*

PLENARY RESUMED

*(The Deputy Speaker (Hon. Mwalimu) in the Chair)*

Have your seats?

*(Loud consultation)*

You can proceed.

**The Leader of Majority** (Hon. Mwidani): Thank you Mr. Speaker. Let me take this opportunity that the County Assembly does agree with the said report of the Appropriation Bill 2019. So Mr. Speaker I want to thank the Members who have really stayed here for all those hours because of this exercise, so I do here agree with Members what has been reported to the Committee, so thank you.

*(Silence)*

So Mr. Speaker I now request the Clerk to read the third reading of the Supplementary Appropriation Bill.

*(Silence)*

*(Question put)*

**The Deputy Speaker** (Hon. Mwalimu): Hon. Members I now put a question that the Assembly do agree with the Committee in the said report?

*(Question put and agreed to)*

Yes Clerk?

### THIRD READING

**Clerk:** The Mombasa County Supplementary Appropriation Bill 2019, An Act of the County Assembly to authorize the issue of the certain sums of money out of the County Revenue Fund and their application toward the service of the year ending on 30<sup>th</sup> June 2019, and appropriate those sums for certain public services and purposes.

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

### ADJOURNMENT

Hon. Members there being no any other business the House stands adjourned until the 2<sup>nd</sup> of April, 2019 at 2:30p.m.

The House rose at 5:09p.m.