



## COUNTY ASSEMBLY OF MOMBASA THE HANSARD

Wednesday, 15<sup>th</sup> November, 2023  
**Third Assembly – Ninety Third Sitting**

*[The County Assembly met at 2:50p.m. at the County Assembly Buildings]  
[The Temporary Speaker (Honourable Abdirahman Abdulkadir) in the Chair]*

### PRAYERS

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Honourable Members, please take your seats. Yes Clerk?

### STATEMENTS

#### UPGRADE PLANS FOR MITEDI ACCESS ROADS, MKOMANI ACCESS ROAD AND GUNG'OMBE ACCESS ROAD

There was a statement on upgrade plans for Mitedi Access roads, Mkomani Access road and Gung'ombe access road. I cannot see Honourable Hassan...he is not around but I can see the Vice Chair is about to walk in. Vice Chair just take your seat. Vice Chair Committee on Transport. You need time?! Do you have a response? That is the only concern.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): As we wait for the Vice Chair may we move to the next statement we will get back to her in due course. Yes Clerk.

#### MEASURES TO MITIGATE AGAINST DISASTER DURING THE IMPENDING *EL NINO* RAINS

Statements on measures to mitigate against disaster during the impending *El Nino* rains which is supposed to be responded by Honourable Athman Mwamwiri.

**The Leader of Majority** (Hon. Athman Mwamwiri): Thank you Mr. Speaker. I arise to provide a response to the statement issued by the esteemed Honourable Leila Nyache MCA Kipevu during the 65<sup>th</sup> Sitting held on Wednesday 4<sup>th</sup> October, 2023 regarding the measures to mitigate the potential disaster during the upcoming *El Nino* rains. Honourable Speaker, the County Assembly initiated correspondence with the Chief Officer of Public Service Administration, seeking comprehensive answers regarding the concerns raised in the aforementioned statement. In her response Mr. Speaker, the Chief Officer conveyed that the County government has already established the County Disaster Management Committee presided over by His Excellency the Governor.

Furthermore, she highlighted the existence of a Sub-Committee on Disaster Preparedness, comprises of County Executive Committee Members, with His Excellency the Deputy Governor serving as the Chairperson. The Sub-Committee has actively convened multiple meetings to deliberate on key areas crucial for disaster preparedness and response. This Committee has also assigned specific responsibilities to various departments for managing the potential impacts of the impending El-Nino rains. Mr. Speaker Sir, therefore the Department is ready for any action to be taken when a matter is reported on the same during this time of *El-Nino*. Thank you, Mr. Speaker.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Well, noted. Any concerns from any Member, I can see Honourable Leila is not around, in the reactions to that?

*[Silence]*

None. Yes Clerk?

*[Consultations]*

Vice Chair Transport are you ready to make the response? Please proceed?

UPGRADE PLANS FOR MITEDI ACCESS ROAD, MKOMANI ACCESS ROAD AND GUNG'OMBE  
ACCESS ROAD

**Hon. Mwaka Bakari:** Thank you Mr. Speaker Sir. I am responding to the Statement; the department plans to maintain and improve access roads in Mwakirunge Ward as the rest of the words. Since the number of kilometers are more than 6km the County in-house grader will be used to grade the entire lengths and procure gravel for spot improvement. The amount of gravel required for the 6kms is 8,500mm (11,050 tons). The in-house grader is currently under repair and will be dispatched to site once repaired. Thank you, Mr. Speaker.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Thank you. I want to believe that Statement was raised by Honourable Mtoto, are you satisfied?

*[Consultations]*

Honourable Manuari, please remain silent.

**Hon. Mwinyi Mtoto:** Ahsante sana Mheshimiwa Spika nafikiri niliuliza kuhusu hizo barabara karibu miezi miwili iliopita lakini mimi mwenyewe nilifuatilia na Waziri na Waziri aliweza niambia nisubiri kidogo hii hali ya anga, mvua mvua ipungue halafu ndio atashughulikia kwa hiyo kwa ile statement iliotolewa na Naibu Mwenyekiti kidogo imenikanganya lakini vile vile nasema wacha tun nisubiri. Ahsante sana Mheshimiwa Spika.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Yes, Vice Chair?

**Hon. Mwaka Bakari:** Ahsante sana Mheshimiwa Spika kupitia *Chief Officer* wa *transport* hajandanganya.

Na kwa sababu yeye ndio ameandika ripoti nakuomba Mheshimiwa wa Mwakirunge uwe mtulivu na kwa hali ya hewa na anga vile unavyoona kuna mvua hili jambo litatimia kupitia Kamati. Ahsante sana Mheshimiwa Spika.

*[Applause]*

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Maybe I can ask the Clerk to just read for us that response once again. Clerk?

*[The Clerk read the response from Chief Officer, Transport Eng. Albert Keno]*

*That Vide his letter, Ref. CAM/CA/CO-CO-CORR/VOL.11/36, upgrade Plans for Mitedi Access Roads 2km. Mkomani Access Roads 2km and Gung'ombe Access Road 2km. In Mwakirunge Ward Kisauni County. The department plans to maintain and improve access roads in Mwakirunge Ward as the rest of the words. Since the number of kilometers are more than 6km. The County in-house grader will be used to grade the entire lengths and procure gravel for spot improvement. The amount of gravel required for the 6km is 8,500m<sup>3</sup> (11,050 tons). The in- house grader is currently under and will be dispatched to site once repaid.*

Thank you. Maybe you can also furnish a copy of that to Honourable Mwinyi Mtoto for follow up as well. Yes Clerk?

## STATEMENTS

### REGENERATION PLANS FOR PUBLIC ESTATE, WITH A FOCUS ON TUDOR ESTATE

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Statement on regeneration plans for public Estate, with a focus on Tudor estate it was supposed to be issued by Hon. Samir Bhaloo. Anyone who is standing for him today? Yes, Minority Leader, make the statement on his behalf.

**The Leader of Minority** (Hon. Matsaki): Thank you Honourable Speaker. Honourable Speaker, I stand pursuant to Standing order 41 (2) (c), to request for statement from the Chairperson, Committee on Lands, Urban Planning and Housing regarding the regenerations plans by the department on Lands, Urban Planning and Housing for public estate, with a focus on Tudor estate. Honourable Speaker, my primary concern, as the representative of the residents of Tudor is to gain insights in to the progress and details of regenerations project, as it directly affects the lives of the residence in this estate. Tudor Estate, in particular, has been identified for regeneration and I believe it is essential for the residents to be kept well-informed about this project. We seek transparency and open communication between the residents and the department of Lands, Urban Planning and Housing regarding various aspects of the regeneration, including but not limited to;

1. Project Cost: We request detailed information about the estimated cost of regeneration project for Tudor estate and the allocation of funds for this purpose
2. Contractor Information: Please share the Identity of the contractor or construction company responsible for executing the regeneration project in Tudor Estate

3. Allocation of New Housing Units: It is of great interest to the residents to understand the criteria and procedures for the allocating of new Housing units once the regeneration is complete
4. Timeline and Progress Updates: Residents are eager to know the project timeline and receive regular updates on the progress made in the regeneration of Tudor Estate
5. Information sharing and community Engagement: Express our concerns about the lack of forthcoming information from the Department of Lands, Urban Planning and Housing as well as Community Engagement regarding the Tudor Estate regeneration project.

Moving forward, we request that residents to be kept informed of all development's decisions, and key milestones related to the project and the plans to involve the community in decision making processes and gather their input. The residents of Tudor Estate are deeply invested in the outcome of this regeneration project and I believe that their concerns and questions deserve attention and clarity from the relevant authorities. Open and transparent communication will help build trust and cooperation between the community and the department. I, kindly request that the Committee on Lands, Urban Planning and Housing facilitate the provision of a detailed statement addressing the concerns outlined above. Thank you, Honourable Speaker.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Okay. This statement has been committed to Committee on Lands which I am sure that you are a Member Honourable Matsaki, the Minority Leader. Please take it upon yourself and your Committee Members to come up with a response on Wednesday next week. Thank you.

ESTABLISHMENT OF WAITING STAND OUTSIDE THE MATERNITY WING OF COAST GENERAL HOSPITAL

Yes, Honourable Mwinyi Khamis Mtoto please make your statement.

**Hon. Mwinyi Mtoto:** Thank you Mr. Speaker. Honourable Speaker, I stand pursuant to Standing Order No. 41(2) (c) to request for a statement from the Chairperson, Committee on Health Services on the establishment of waiting stand outside the maternity wing of Coast General Hospital. Honourable Speaker, the Coast General Hospital is a vital health care institution that plays a crucial role in ensuring the well-being of our citizens, particularly expectant mothers and their newborns. While the hospital provides commendable maternity services, there is a significant issue that requires immediate attention and resolution. The matter pertains to the absence of a designated waiting area for individuals who accompany expectant mothers to the hospital.

Honourable Speaker, as it stands, there is a noticeable lack of waiting stand or waiting area outside the maternity wing of the Coast General Hospital. This omission creates several problems and inconveniences for the relatives, friends and well-wishers who accompany expectant mothers during their hospital visits. These individuals often find themselves in a state of discomfort, standing for extended periods or loitering in unsuitable areas, which is not conducive to their well-being or the efficient operations of the hospital. Honourable Speaker, in light of the above, I seek to know from the Chairperson Committee on Health Services as to when the Department of Health will establish a dedicated waiting stand or waiting area outside the maternity wing of Coast General Hospital. Thank you.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Thank you Honourable Mwinyi Mtoto for raising a very pertinent issue and I want to believe that the Committee on Health I am sure they are always prepared. I can spot the Chairman outside the Chambers; Chairman just walk in please if you have a response. Any Member of the Committee? Yes, Honourable Hossana.

**Hon. Makanga:** Thank you so much Mr. Speaker. On behalf of the Chair and the Committee we seek your leave for two weeks to bring a response. Thank you.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Thank you Honourable Hossana, two weeks is a very long time, I mean it does not sound reasonable and I could hear the Chairman there shouting for a week. So, I think by Wednesday will be fair enough good?! Thank you. The issue of Coast General is very sensitive and we cannot delay it so next week on Wednesday we want to believe you will furnish us with responses. Thank you. Yes Clerk.

ENCROACHMENT AND DESTRUCTION OF PUBLIC ROAD IN SHANZU WARD BY A PRIVATE DEVELOPER

Any Member standing in for Honourable Allen Katana? Any Member instructed to do that? It is a statement on Encroachment and destruction of public road in Shanzu Ward; anyone who has been given express or implied authority?

[Silence]

Yes? No? Since no one is ... Honourable Ngugi, you want to make a statement?

**Hon. Ngugi:** Thank you Mr. Speaker. Mr. Speaker, pursuant to Standing Order 41(2) (c), I request a statement from the Chairperson, Committee on Transport and Infrastructure as follows:

Is the County government aware that a wall trench was dug on a public road in Pendua-Maweni area in Shanzu Ward by a private developer by the name Ayoub Mabrouk Ayoub some few months back destroying the cabro blocks and causing inconvenience to road users? If so, what measures will the County government take to restore the road to normal and hold the private developer to account in accordance to the law? Thank you, Mr. Speaker.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Thank you. For your response Vice Chair, are you aware of this matter you want to respond now?

**Hon. Mwaka Bakari:** Ahsante sana Mheshimiwa Spika. Kwa kweli sina jibu kwa sasa.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Next week is okay with you?

**Hon. Mwaka Bakari:** Naomba muweze kunipatia nafasi ya wiki moja.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Next week Wednesday again, okay thank you. Yes, Honourable Maimuna you have something to add I cannot hear you clearly.

**Hon. Maimuna Salim:** Mheshimiwa Spika hii ni *concern* ambayo imekuja saa hii inatajikaniwa iende kwa Kamati ya Uchukuzi alafu waende nyanjani ndio watupatie Ripoti kamili.

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

**Hon. Maimuna Salim:** Sawa kwa hiyo wiki moja ambayo Mheshimiwa Mwaka amesema haitowezekana kwa sababu mpaka barua iende kule kwa Katibu wetu waandike ikitoka kule waende nyanjani wakifika nyanjani ndio wataleta Ripoti kamili.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): So, you are asking for more time?

**Hon. Maimuna Salim:** Yeah, I'm asking for more time.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): But the Vice Chair asked for one week, Vice Chair.

**Hon. Mwaka Bakari:** Ahsante sana Mheshimiwa Spika, ahsante sana Mheshimiwa Maimuna kwa kuweza kunielimisha nami nakubaliana na yeye kupatiwa wakati.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Okay Honourable Maimuna, you think two weeks is, okay?

**Hon. Maimuna:** Yeah.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Two weeks okay, in two weeks' time.

**Hon. Ngugi:** Bwana Spika kwa niaba ya wakaazi wa Shanzu ni kulingana na barabara imebomolewa na mvua, hii naona inakoroga watu ningeomba wanifanyie haraka.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Two weeks is not okay with you Honourable Solomon Ngugi?

**Hon. Ngugi:** Mheshimiwa Spika ni sawa lakini isiwe ni maneno nipawe na vitendo.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Okay any other Member with a Statement? Yes, Honourable Patrick Mbelle?

#### MEASURES TO SETTLE PENDING BILLS IN THE COUNTY

**Hon. Mbelle:** Thank you Mr. Speaker Sir. I stand for Honourable Abdirahman MCA Mji Wa Kale or also famously known as Makadara Ward and the Statement reads as follows: It is a request Statement; Measures to settle pending bills in the County.

*Mr. Speaker Sir, pursuant to Standing Order 42 section 2 subsection C, I request a statement from the Chairperson of Committee on Finance, Budget and Appropriation as follows;*



*The County government of Mombasa regarding the alarming accumulation of pending bills as highlighted in the County government of Mombasa Annual report and Financial Statement for Financial year ended June 30<sup>th</sup>, 2023. Specifically, I seek clarification on the following matters Mr. Speaker;*

- 1. The total amount of pending bills as of June 30<sup>th</sup>, 2023 which is reported to be 4.2Billion shillings, including a background of the pending accounts payable balance, pending staff payable balance and other pending payable balances as detailed in the said report*
- 2. Mr. Speaker Sir, I also wish to seek clarification on the age and nature of the bills particularly on those that have been outstanding for an extended period of time and the reasons for delay in settlement*
- 3. Mr. Speaker Sir, I also seek clarification on how much the County government has received from exchequer and a breakdown on how the funds were utilized to settle pending bills*
- 4. I also seek clarification on the immediate measures and strategies the County government of Mombasa intends to take to clear the pending bills and ensure the suppliers, contractors, institutions and staff receive their dues in a timely manner*
- 5. Lastly, Mr. Speaker the Member seeks clarification on specific plans, policies and reforms aimed at preventing the recurrence of such a substantial accumulation of pending bills in the future and ensuring efficient financial management within County government.*

Signed by Honourable Abdirahman Abdulkadir, MCA Old Town. Thank you, Mr. Speaker Sir.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Thank you for that Statement. I can see that... yes Honourable Hosanna, you want to respond?

**Hon. Makanga:** Ahsante Mheshimiwa Spika na uniruhusu kwanza nimpongeze Mheshimiwa Abdirahman kwa kuleta hoja hio ambayo ni swala tata; swala ambalo limeleta majonzi mengi katika Kaunti yetu ama Gatuzi letu la Mombasa. Mheshimiwa Spika samahani; mimi ningeomba kabla upeane mwelekeo kuhusiana na swala hilo ya kwamba..., Mheshimiwa Spika iingie katika rekodi za Bunge hili kwamba hili swala la *pending bills* limekuwa sugu na limewatia umaskini wengi. Mheshimiwa Spika tunavyozungumza wako *contractors* na *suppliers* ambao walitoa huduma kwa Gatuzi hili tangu mwanzo wa ugatuzi mwaka wa 2013. Mheshimiwa Spika wapo tunao wajua ambao wametembea wakidai pesa zao lakini unapata kwamba hawajalipwa na kuna wengine wamefanya kazi za majuzi wamelipwa. Kwa hivyo Mheshimiwa Spika wakati Kamati inachukua jukumu ya kuangazia maswala haya, tungeomba itiliwe maanani na Jumba hili ikiwezekana ijuzwe *as a whole House* ili pale mashinani, tuwe na uwezo wa kuwaeleza wale ambao wamefanya biashara na serikali hii na badala ya kutajirika ikawatia katika ufukara wa milele. Kwa hivyo Mheshimiwa Spika hilo jambo mimi pia naliunga mkono na labda unapopeana maagizo ifanyiwe *with the expedience, urgency and the seriousness it deserves, so that we can salvage the lives of those artificial poor made by the County government of Mombasa.* Ahsante sana Mheshimiwa Spika.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): Thank you Honourable Hossana, any other reaction to that? Yes, Honourable Morgan Matsaki?

**The Leader of Minority** (Hon. Matsaki): Ahsante Mheshimiwa Spika. Pia mimi nasimama kwa sababu mimi ni Mwanachama wa Kamati ya Fedha na pia nikisimama kama Kiongozi wa Wachache. Langu tu ni kumshukuru pia Mheshimiwa mwenza; tungeomba pia afadhali utafiti ufanywe, akipeana kama wiki mbili itakuwa ni bora tunapo kaa pamoja na Mwenyekiti wa Fedha kwa sababu hii wiki tunamalizana na mambo ya *Public Participation*, labda wiki ijayo tunapoweza kukutana tuanze kulizungumzia hilo jambo na hio wiki ingine itakuwa ni vizuri sana tafadhali kuweza kuleta hilo jambo hapa kwa Bunge. Ahsante sana Mheshimiwa Spika.

**The Temporary Speaker** (Hon. Abdirahman Abdulkadir): I think that is a reasonable time given that the engagement of the Committee this coming week; so, it is hereby directed the Committee be given two weeks to come up with a detailed report on this matter. Any other statement Members? Honourable Florence, I can see you are wearing sunglasses, are you okay?

**Hon. Kachumbo:** Yes.

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

[Silence]

Yes Clerk?

### ADJOURNMENT

Honourable Members, this House stands adjourned until Tuesday 21<sup>st</sup> November, 2023 at 10:00a.m. *Inshallah*.

The House rose at 3:20p.m.