



COUNTY ASSEMBLY OF MOMBASA

OFFICIAL REPORT

Thursday, 21st February, 2019

The House met at 3:20p.m.

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

PRAYERS

The Speaker (Hon. Khatri): Good afternoon Hon. Members we may be seated. Yes Clerk?

MESSAGES

NOMINATION OF MR JEIZAN FARUK AS BOARD SECRETARY, CHIEF EXECUTIVE OFFICER TO MOMBASA COUNTY PUBLIC SERVICE BOARD

Hon. Members I have received a message from H.E. The Governor, Hassan Ali Joho on the nomination of Mr. Jeizan Faruk as the Board Secretary, Chief Officer Executive Officer to Mombasa County Public Service Board which I hereby read;

The letter is dated 11th February, 2019.

Dear Mr. Faruk,

Re: Nomination as Board Secretary/Chief Executive Officer

According to the powers conferred to me by the County Government Act Sec.58(1c), I hereby nominate you as the Board Secretary and Chief Executive Officer in the County Public Service Board.

Subsequently, I have forwarded your name to the Mombasa County Assembly for vetting and approval pending formal appointment.

Congratulations on a well deserved position.

Yes Clerk, Hon. Members pursuant to Standing Order 39(3C) I commit this message to the Committee on Labour and Social Welfare for necessary action. Thank you.

(Applause)

Yes Clerk?

STATEMENTS

RESPONSE BY CHAIRMAN COMMITTEE ON HEALTH HON. KIBWANA SWALEH TO A STATEMENT REQUEST BY HON. JUNIOR WAMBUA ON THE OFFICIAL OPENING OF CHAANI CLINIC IN CHAANI WARD

The Speaker (Hon. Khatri): Yes Hon. Kibwana, the Chairperson Committee on Health, please the response.

Hon. Kibwana Swaleh: Thank you Hon. Speaker for giving me this opportunity. Hon. Speaker I as a Chair of the Committee and also my Members would like to give a Statement or a response to a request made by Hon. Junior Wambua, Member of County Assembly from Chaani Ward at the Fourth Sitting of the House on 4th February, 2019 regarding the official opening of Chaani Clinic in Chaani Ward.

Mr. Speaker the following is my response on the issues raised by Hon. Wambua:

1. The construction and infrastructure of the Chaani Clinic is ready;
2. The County Public Service Board is in the process of advertising the vacant posts in the facility, this is in regards to the issue of Human Resource issues;
3. Procurement of equipment is on-going at the Department of Finance and Economic Planning i.e. Procurement section;
4. County government has slotted the first week of May, 2019 to officially open the Chaani Clinic.

Thank you Hon. Speaker.

(Applause)

The Speaker (Hon. Khatri): Thank you Hon. Kibwana Swaleh the able Chairperson Committee on Health, thank you very much. Yes Clerk?

RESPONSE BY CHAIRMAN COMMITTEE ON HEALTH HON. KIBWANA SWALEH TO A STATEMENT REQUEST BY HON. FEDDIS MBURA ON THE OFFICIAL OPENING OF MWAKIRUNGE MARIMANI CLINIC IN MWAKIRUNGE WARD

The Speaker (Hon. Khatri): Yes again the Chairperson Committee on Health, Hon. Kibwana Swaleh please give the response.

Hon. Kibwana Swaleh: Once again thank you Hon. Speaker. I arise here as Chair of the Health Committee to respond on the official opening of Mwakirunge Marimani Clinic, requested by Hon. Feddis Salama Mbura on the 4th of February, 2019 during the fourth sitting of this House.

Hon. Speaker as earlier stated the Department is planning also again on the issue of opening this facility and again the infrastructure of the Mwakirunge Clinic is ready. Hon. Speaker also the issue of the procurement is also on-going and also the issue of equipment is on the process through the Department of Finance and Planning which is in the procurement Section. Hon. Speaker also the Public Service Board is in the process of advertising vacant posts in the said Clinic. Hon. Speaker I also want to add that the advertisement if the Members will be very keen they will find that next week they will see that advertisement. Finally, Mr. Speaker Sir the County Government of Mombasa has slotted again the first week of May 2019 to officially open the Mwakirunge Marimani Clinic. Thank you.

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(Applause)

The Speaker (Hon. Khatri): Thank you again Hon. Kibwana Swaleh, the Chairperson Committee on Health. Yes Clerk?

RESPONSE BY CHAIRPERSON COMMITTEE ON TRANSPORT, INFRASTRUCTURE AND PUBLIC WORKS
HON. PRISCHILLA MUMBA TO A STATEMENT REQUEST BY CHIEF WHIP HON. CHARLES KITULA TO
KNOW THE COMPANY SUPPLYING STREET LIGHTING EQUIPMENT AND THE MODE OF THE SUPPLY
IN THE COUNTY

Yes Chairperson Committee on Transport, Infrastructure and Public Works, Hon. Prischilla Mumba please give the response.

Hon. Mumba: Thank you Mr. Speaker. Mr. Speaker Sir, I would like to give a statement in response to a request made by Hon. Charles Juma Kitula at the Fourth Sitting of the House on 4th February, 2019 in which he sought to know the company supplying street lighting equipment and the mode of the supply in the County.

Mr. Speaker Sir, this request was partly erroneously directed to me and I sought a response from the Department which referred me to the Department of Finance and Economic Planning for more details regarding the procurement and supply of street lighting equipment.

Mr. Speaker Sir, with regard to the number of Technicians employed in the street lighting programme, I am pleased to inform this Honourable House that the electrical unit has one designated technician, one electrical engineer, four foremen, four artisans and five labourers.

Mr. Speaker Sir, further to a request for a statement on how the tasks are divided and assigned to the technicians, I wish to respond as follows:

1. All 30 Wards are served in equal measure;
2. Tasks are sub-divided on Sub County basis;
3. Every Sub County has a technician in-charge with Artisans who support the installation and repair of fault streetlights. They also do routine inspection and maintenance of the lights.

Mr. Speaker Sir, I have attached a letter dated 20th February, 2019 from the Chief Officer...

(Interruption)

The Speaker (Hon. Khatri): Hon. Prischilla Mumba so are you saying in number three every Sub County has a Technician in-charge with the Artisans? So you mean they are how many technicians? I thought you said there is just one Technician so how can every Sub County have a Technician? Yes Hon. Bwire.

Hon. Bwire: Thank you. Mr. Speaker mine is just a concern and I raised it here; this is not the first time that whenever a Member or a Chairperson of a Committee is issuing a report or rather a response we ought to have the copies so that we also go hand in hand with whatever the Chairperson is reading.

Unfortunately Mr. Speaker we do not have any copy so we do not know even what she is reading, she might read the whole page and I may not be able to capture all the information. Thank you.

The Speaker (Hon. Khatri): Thank you. Clerk I think please take a note of that and I remember last time I even said that please make sure all the Members have the copies or then if you have a problem with the copies we can go digital and every Member has a screen there whereby you get all the information...

(Applause)

Yes Hon. Prischilla Mumba I hope whatever you are reading you know what you are reading and it is not what someone has written for you to come and read it here.

Hon. Mumba: Thank you Mr. Speaker. You know as a Chair once the Honourable requested for any Statement I honestly read what the Department has brought to me as a Chair because I should not put in my words so that I should cover myself. So I have to read what they had written so that I can prove to what they had said but in technically if we go and look of what they are saying maybe practically then I have to go with my Committee after this and see what they have written to me because I cannot go into the office now and tell them practically show me how they are working, so I first

(Interruption)

The Speaker (Hon. Khatri): Honourable Member you know you cannot be a one-man show; you need to work with your Members so when this report comes you have to sit down with your Members and read the report and understand before you bring it to the House. So whatever you are reading..., I mean when you say I have a copy here, when you say you have one designated Technician... so you did not mention in each Sub County or he is just one in the whole Mombasa County? And this is what you wrote it is not the Chief Officer, this is what you wrote. So please Honourable Member...

(Interruption)

Hon. Mumba: Mr. Speaker Sir with due respect I have very much respect in you I do not write these things, neither do I know whether there are Technicians or not this was a report...

(Interruption)

The Speaker (Hon. Khatri): But this is your Statement the Honourable Member...

(Interruption)

Hon. Mumba: I am copying from...

(Interruption)

The Speaker (Hon. Khatri): No, you have signed this thing...

(Interruption)

Hon. Mumba: There is a copy which they had already written whatever is there in their Transport Department it is written there though we are just copying what they had already responded.

The Speaker (Hon. Khatri): Yes Hon. Kitula.

The Chief Whip (Hon. Kitula): Ahsante Mwenyekiti. Mwenyekiti ukiangalia leo Mwenyekiti wa Kamati ya Uchukuzi ameweza kukiri rasmi kwamba hii sio yeye anayeandika; kwamba inatoka katika Kitengo lakini kwa maoni yangu ningeona kwa kuwa yeye hana majibu kamili basi tuwaite wahusika watupatie majibu kamili Nyumba hii wenyewe.

(Applause)

The Speaker (Hon. Khatri): Thank you. Yes Hon. Shebe.

Hon. Shebe Athman: Thank you Mr. Speaker. Hon. Speaker my fellow Chair has just confessed she is not pleased with the report. So I wonder in the first place why did she table the report in the first place? And also this happens to be an eye opener to my fellow Chairs, we need to exercise our full mandate as oversight. If any Member is not pleased with the report I do not see any reason why it should be tabled here Hon. Speaker. Thank you.

The Speaker (Hon. Khatri): Thank you Hon. Shebe. Yes Hon. Samba.

Hon. Samba: Thank you Mr. Speaker. I do not think whether it is proper when a Member has requested for a Statement and then the Chairman just goes and receives a report from the Executive. Executive and the Assembly are two different entities and that is why we have the formation of the House Committees whereby the report that is presentable in the House they should be ready to defend the report if at all, if they need to do their own investigation they have every given opportunity to do that.

So maybe I would request the House that this report maybe as it appears it is not complete because the Honourable Chair has just stated that she is reading a report that she has been handed over or she has been given, maybe if we can excuse her they go for another sitting so that the report they will present before us they should be ready to defend the report themselves.

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

Hon. Thoya: Thank you Mr. Speaker. I think there is an observation that I need to share here, I think in every week you are going hear the Chair of Transport or Statement being requested from every Member of this House. To me I feel like that Department has a lot, they have a lot to chew than they can afford; it is the Department that is concerned about transport; lighting of late I have been seeing some of the County *Askaris* also being deployed there, another Department of Water and Natural Resource that sub section is going there. There is need that we need to sit down to align the functions of this Department or the Transport Chair is being overwhelmed, she is being overwhelmed. This is because every time and I think all these Statements you will see the same person standing and answering and all those questions are not satisfying these Members because what we are seeing apart from maybe from the Executive bringing this information our role is oversight, is this Minister telling the truth to this House compared to what is on the ground?

Totally in Jomvu we have only one Technician who is I think is disabled and I am very sad and you know it is about going up the poles so we are forced to hire a private person who will be supervised by the County Technicians. The Artisans as indicated we do not know where they are, so the information that has been brought before the House need to be a true representation as *huko mashinani* because it does not but truly I am saying the Chair is being overwhelmed because *kila mmoja akisimama uchukuzi, uchukuzi* and she is my fellow Chair and I am very certain the Chair is being overwhelmed we need to discuss this.

The Speaker (Hon. Khatri): Thank you Hon. Renson Thoya. Yes Hon. Fadhili Makarani, Deputy Speaker.

The Deputy Speaker (Hon. Mwalimu): Yes thank you Mr. Speaker. Mr. Speaker first I will declare interest that I am a Member of Transport Committee but unfortunately we have not sat as a Committee to discuss this report. Secondly Mr. Speaker we are taking this Assembly for granted; I do not have the report, I overheard my able Chair reading it and what I was surprised is that one, a whole Chief Officer does not know which company that distributed the light.

Mr. Speaker it is in the report that the Chief Officer is sending us back to the Finance Department and yet it was his mandate to go to the Finance Department and give us a true picture of what has transpired. So Mr. Speaker I am seeing that the Department is taking the Assembly for granted; it was also asked about employment and when this, the consignment for the street light when did they come and actually if really they came, and why we are not seeing any light distributed to our Wards.

Mr. Speaker and the issue of employment the Chief Officer or the Department could be wise enough to come or report to this Assembly as on when these people were employed, because I remember through the budget Committee the issue of employment was somehow stopped so we wanted also to know when did they advertise and employ the said Technicians and the supporting staff. Thank you Mr. Speaker.

The Speaker (Hon. Khatri): Thank you Hon. Fadhili Makarani, yes Hon. Bwire.

Hon. Bwire: Am very tall Mr. Speaker and this microphone is so humiliating me.

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

Hon. Bwire: Thank you Mr. Speaker. Mr. Speaker first I have gone through the response and it must be taken clear that we are not against the Chairperson neither the Committee, but we are just exercising our mandates and this mandate also they also have to exercise this mandate as well.

Mr. Speaker it is very open that the Committee through some Members have confirmed the they have never seen the response, so the Committee in one way or another have failed this House, they have brought half baked information, the information that they have no clue over.

The Chairperson has also confirmed that it is from here that she will go and confirm from the Department if there are Technicians. I want to tell her that Mr. Speaker you can not bring an information neither a report or a response in a House on something you have no information over, if you are given a response you must follow the response before you table it in the House then be sure to familiarize yourself with the response or the information you want to table before the House.

So in other words i am saying the Committee of Transport and Infrastructure has failed us, they have failed this House, they have failed the people of Mombasa County who gave us the mandate to represent them in this Honourable House, that is one.

Two Mr. Speaker I want to second what the Chief Whip said that it seems the office bearers have also failed in their mandate we now no longer want the Committee to respond, as a Member and as an officer who is in charge of oversight I would wish this House to compel the officer to appear before this House for questioning....

(Applause)

Another issue is that I have seen some resolutions from this response, resolution number one; that all Wards are served in equal measure, it is a big no Mr. Speaker. If my mind serves me well, the other day last year we happened to have a report or a response from the same Department which was indicating how many Wards have received how many bulbs and all that, and there were so many discrepancies, there were so many differences. You will find there was a Ward with 10 bulbs, there is another with 30 bulbs, there is a Ward with 150 bulbs, so they have never served all Wards equally. That is why am saying this response is very half baked.

Another one Mr. Speaker is resolution number three, that every Sub County has a Technician in charge with Artisans who support the installation and repair of faulty street lights, they also do routine inspection of the lights. Mr. Speaker I lost eight people last year in December, eight people in one week and it has taken the Department four months to come and rectify the faults in my Wards. So the issue of routine maintenance does not happen in some other Wards, maybe if it happens in some other Wards but in my Ward it has never happened. So Mr. Speaker I see no reason as to why we are discussing this half baked response, we would rather suggest and compel this Committee to summon the Department or office bearers on our behalf so that we question them. We do not have to compel the Madam Chairperson because she has no clue over what is happening in the Department, that is as my opinion, thank you Hon. Speaker.

(Applause)

The Speaker (Hon. Khatri): Thank you. Yes Hon. Fahad Kasim.

Hon. Fahad Kassim: Ahsante sana Mheshimiwa Spika kwa fursa hii, ni dhahiri ya kwamba Mwenyekiti mwenzangu mpendwa amethibitisha ya kwamba ameleta ripoti ndani ya Bunge hili ambalo tuko hapa kutumikia wananchi wetu ya kwamba hawaja hakikisha wala hawajapitia hiyo ripoti kama Kamati na alikuwa anasoma kitu ambacho kimeletwa na upande wa *executive* ambayo inawezekana ni uwongo. Na mimi kama mtumishi ama Mwakilishi wa Mjambere nathibitisha ya kwamba hiyo taarifa ni ya uwongo...

(Applause)

Kwa sababu kama ni mataa kwangu hayajawahi kuletwa hata siku moja na pesa tunapanga kila mwaka hapa lakini hatuoni kazi kufanyika.

Jumba hili tumekuwa na kilio Mheshimiwa Spika kuhusiana na Wizara ya *Transport infrastructure and public works*; nilikuwa Mwenyekiti kwa Wizara hiyo nafikiri Bunge linakumbuka vizuri sana na nikatoka nafurahi kuwa leo mimi sio Mwenyekiti wala Mwanakamati wa Wizara hiyo kwa sababu Wizara hiyo imeanguka na haifai na ni lazima tuwajibike ili tuweze kufanyia kazi walio tutuma hapa.

Mheshimiwa Spika ni dhahiri kwamba kuna watu hapa tukitaka kufanya kazi yetu wanatuzuia na wanapeleka salamu ambazo sizo. Mheshimiwa sisi kama Bunge au mimi kama Mheshimiwa Fahad sina shida wala hatuna shida na Mheshimiwa Gavana lakini kuna watu...

(Applause)

Kuna watu ndani ya Bunge hili Mheshimiwa Spika ukiwaita waje wawajibike, wanakwambia yeye ni mtu wa Gavana, pia sisi ni watu wa Gavana...

(Applause)

Kwa hivyo tungependa kuweka uwazi Mheshimiwa Spika; tumelia hapa kilio zaidi ya mwaka, tumeweka tumetenga pesa za kuleta maendeleo mashinani, kwangu Mjambere mpaka leo wacha kuwekewa *cabro* hata moja, hapajakuja hata tinga kuchonga barabara. Mheshimiwa Spika Wizara ya Uchukuzi ndani ya Kaunti ya Mombasa imeshindwa na tunaomba ukarabati wa hiyo Wizara ifanywe haraka iwezekanavyo, hatulaumu Mwenyekiti kwa sababu leo mimi ningekuwa kwa nafasi hii basi ningekuwa mimi ndio nashambuliwa. Kwa hivyo kama Kamati imeshindwa kuchukua hatua, naomba Bunge hili liweze kumuita Waziri na wahusika wote wa Kitengo hicho wote waweze kuja hapa ili tuweze kujua ni nini kitakacho fanywa na nilisema kabla, kama wameshindwa na kazi waende nyumbani wakakae sio kutuumiza akili hapa...

(Applause)

Mheshimiwa Spika naongea na uchungu sana kwa sababu tukifika mashinani sisi ndio tunawajibika kujibu watumishi wetu na ningeomba Wenyekiti wenzangu kabla hujatuletea taarifa ndani ya Bunge hili uhakikishe wewe kama kazi yako ni kuhakikisha hiyo taarifa ni ya ukweli, uhakikishe wewe kama mtumishi na siwashambulii ndugu zangu lakini usituletee taarifa ambayo sio kwa sababu tukitoka hapa tutalaumiana kuwa umenishambulia, umenifanya nini..., usituletee kitu cha uwongo wala hatukuja kufanya kazi ya upambe, tumekuja kufanya kazi ya kutumikia wananchi, tutumikie wananchi, ahsante Mheshimiwa Spika. Nikimalizia Mheshimiwa Spika naomba utoe amri leo kwa sababu haya ni mambo ambayo tumezungumza mara nyingi sana na hayajafanyika; tunataka Waziri wa Uchukuzi, tunataka ma *Chief Officer* wake wote hapa na tunataka wanaohusika tuje tuwahoji tuwatoe makosa yao na wakishindwa kujitetea Bunge hili liko na nguvu ya kuwapeleka nyumbani, ahsante sana.

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

Hon. Athman Mwamwiri: Ahsante Mheshimiwa Mwenyekiti. Mheshimiwa Mwenyekiti nasimama kwa masikitiko na nataka inukuliwe ya kwamba sisi sio wa kwanza kuwa katika Bunge hili na wala hatutakuwa wa mwisho kuhudumu katika nyadhifa hizi, tukifa leo baada ya miezi mitatu wengine watakuja, swali la kujiuliza baina yetu ni tutakumbukwa kwa kipi Mheshimiwa Spika. Mheshimiwa Spika tuna dhamana chini ya kiapo tulichokula kuwakilisha wananchi wetu sawa sawa na majukumu haya yako kwetu, na sisi hatuna uwezo wa kuyatekeleza moja kwa moja bali ni kuyatungia sheria na kuyapitishia bajeti ili yatekelezwe kwa mustakbal wa wale waliotuchagua na kuwakilisha katika Bunge hili kama wasemaji wao, kama sauti yao.

Mheshimiwa inasikitisha ya kwamba tunahudumu miaka miwili sasa imepita na hakuna la msingi; mathalan sehemu ninayotoka sina uwezo wa kukadiria japo ni elfu kumi na tano zimetumika kwa ajili ya mataa katika eneo langu, hesabu hiyo sina Mheshimiwa Mwenyekiti. Mheshimiwa Mwenyekiti nitasimama kujibu nini watu wangu ama nitakapo ondoka nitakumbukwa kwa lipi ikiwa tumewajibika kupitisha bajeti mgao sahihi kwa ajili ya yale ambayo tumetumwa kwayo. Mheshimiwa mtu hukaa katika idara ama katika ofisi na mamilioni ya pesa kuwajibikia wananchi na ashindwe kuwajibika kwa kisingizio ya kwamba yeye ni mtu wa Gavana, basi akakuwe *house boy* au *house girl* katika nyumba ya Gavana...

(Applause)

Lakini sio katika serikali ya Kaunti ya Mombasa. Mheshimiwa pesa zinazotumika hapa sio pesa za mamake mtu; hizi ni pesa za watozwa ushuru, wananchi maskini hohehahe wa Mombasa ambao wanalipa ushuru, tena wa hali ya juu. Tukiangalia *Finance Bill* yetu Mombasa sisi ni miongoni twaongoza haswa Kenya nzima kwa kutoza wananchi wetu ushuru wa juu ilhali hakuna huduma kabambe wanazozipata. Mheshimiwa tusiendeshe serikali kishikaji, tusiendeshe serikali tusiwe Waheshimiwa wa hapa wa kukaa hapa kuzingatia ama vibaraka wa watu fulani, huo ni ushenzi nasikitika tukumia lugha hiyo.

The Speaker (Hon. Khatri): Hon. Member please use the right language, just withdraw.

Hon. Athman Mwamwiri: Nafuta kauli kwa heshima yako, naomba radhi.

The Speaker (Hon. Khatri): Thank you.

Hon. Athman Mwamwiri: Mheshimiwa naona ni wakati muafaka nitaungana na Waheshimiwa wenzangu ili tupate majibu sahihi kwa sababu...

(Interruption)

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

Hon. Thoya: Mimi nasikitika wakati Mheshimiwa mtu amejawa na hisia kuna maneno mengine si kwamba ni matusi ya moja kwa moja, lakini ni kiwango cha hisia ile ambayo imemjaa na je msemaji ambae sasa hivi anaendelea kuongea wewe kama Mwenyekiti Spika ungempatia aseme neno gani ambalo lingefanana na hasira ambazo ziko moyoni mwake?

(Applause)

The Speaker (Hon. Khatri): Thank you Hon. Renson Thoya. Hon. Members I think *hapa ni Jumba ambalo sisi sote tuna heshimu na ni Jumba la sheria, kwa hio ningeomba, najua huzuni tuko nazo nyingi, watu wamekanyagiwa na wenye kukanyaga wako hapa hapa, na tunawajua kwa hio Mheshimiwa muache Mheshimiwa amalize atoe kauli zake lakini tutumie ile njia ya kisawa sawa, tusitumie njia ya matusi. Sisi tumechaguliwa na watu, Mheshimiwa mumechaguliwa na watu mje mufanye representation, kwa hio mlete malalamiko yale ambayo munayo pata, ndio maana mkaona majukumu yetu tumeambiwa representation.*

Representation *tuko hapa ku represent wananchi wa Mombasa ambao kama vile tumesema tumeapa ya kwamba tutawatekelezea kila kitu kwa njia ya haki na ndio tufanyeni hivyo Waheshimiwa, kwa hio twendeni kwa njia ya haki, hayo matusi tutafanya nje ya nyumba sio hapa, ahsanteni. Yes Mheshimiwa Mwamwiri malizia please.*

Hon. Athman Mwamwiri: Mheshimiwa Spika labda nifafanue japo nimefuta kauli hiyo lakini ni chambue maana ya neno shenzi, ufafanuzi wa ushenzi ni hali ya kuwa nyuma ki maendeleo na kutenda matendo ya kijinga na kikatili hali ya kutokuwa kistaarabu, kwa hivyo yeyote anaefanya jambo pasipokuwa na haki kwa ukatili ama ustaarabu basi hilo jambo ni la ushenzi na yeye mwenyewe ni mshenzi.

The Speaker (Hon. Khatri): Ahsante Mheshimiwa, sina Kamusi lakini na kuamini vile umesema.

Hon. Athman Mwamwiri: Mheshimiwa Spika nitaungama na Waheshimiwa wenzangu ya kwamba imefika wakati wa sasa kutowahukumu ama kuwahujumu Wenyevidi kwa majibu wanayoleta au majawabu wanayoyaleta isipokuwa, Idara husika ifike mbele yetu watujibu ana kwa ana, watudanganye tukiwatazama usoni kwa sababu ripoti hii sina sababu ya kunukuu kipengele kimoja hadi chengine yote ni urongo mtupu na alieandika ripoti hii ni katika kundi lile lile la wale washenzi, ahsante Mheshimiwa Spika.

The Speaker (Hon. Khatri): Yes Hon. Shebe.

Hon. Athman Shebe: Naam, ahsante sana Mheshimiwa Mwenyekiti. Wayele wasema yataka nafasi Mheshimiwa kula nanasi; swali tu, tunafaa tujiulize hususan Waheshimiwa wenza je nanasi twalila? Mheshimiwa Mwenyekiti vile vile narudi kwa wazazi wa kale wayele wakisema ugumu wa biskuti kiboko yake ni chai, sasa nasema Mheshimiwa Mwenyekiti kuwa sisi tumepatiwa nafasi na wananchi ambao wametuchagua na wale vile vile pia waliteuliwa kuna juhudi kubwa wamefanya ndio maana leo wako katika Bunge hili.

Mheshimiwa Spika wananchi wametupatia mamlaka za nguvu za kidola, Mheshimiwa Mwenyekiti je nafasi tunaitumia kula nanasi? Simaanishi nanasi za kuliwa Mheshimiwa Mwenyekiti namaanisha majukumu yetu, je tunayatekeleza? Wale ambao rasilmali ziko juu ya mikono yao sisi majukumu yetu ni kuhakikisha rasilmali zile wanazitumia kufaidisha umma. Hii ni changamoto Mheshimiwa Mwenyekiti, vile vile sisi ni chai ndio maana biskuti hata ikawa ngumu vipi ukiitia ndani ya chai tayari inayeyuka.

Mheshimiwa Mwenyekiti tayari nawaambia Mwenyekiti na Waheshimiwa ambao mko hapa sisi ni chai na hakuna mtu ambae ana vita na Mheshimiwa Gavana wetu, ndio kipenzi chetu na Mungu amjalie ndoto yake itimie lakini tunataka watu wawajibike. Kila mtu anataka kuingia katika kumbukumbu ya historia kuwa alikuwa katika Bunge na alitoa mchango katika kadamnasi ya wananchi kuwa kuna faida moja au nyengini imepatikana.

Kwa hivyo sioni lawama kwa Mwenyekiti mwenza wa Uchukuzi, daa anawajibika lakini sisi kama alivyosema mmoja hakuna siku kidole kitavunja chawa Mheshimiwa Mwenyekiti; maji yakizidi unga watu washirikiane tuangalie vipi tutasaidia umma, vipi tutashirikiana. Kwa hivyo ni wajibu kila Kamati...mimi Mheshimiwa Mwenyekiti wanijua siwezi kuleta ripoti ambayo tayari sijaivalia njuga manake haina maana watu kufungana na kamba za migomba Mheshimiwa Mwenyekiti na tunajua tayari kwa hizi ripoti si za kweli.

Kwa hivyo ni changamoto Waheshimiwa wenza mwengine yeyote akitaka kuleta ripoti ahakikishie amezamia amepigia mbizi; toka wewe nenda tembea uangalie yale yanayozungumzwa ni kweli na kama si kweli.

Mheshimiwa Mwenyekiti yangu ya mwisho wewe ukijua kwamba si ukweli nafikiri umefikia wakati Mheshimiwa ni miaka miwili sasa hakuna lolote tunaishi milele naona tutakufa bila kelele, watu wawajibike na kama mtu hawajibiki Mheshimiwa mimi nina imani Gavana atasikia raha Waziri akienda nyumbani ikiwa hawawajibiki...

(Applause)

Kwa sababu gani, watachelea watakuwa kikwazo kumwacha Gavana kuwacha kumbukumbu ambayo anaitarajia yeye kuiwacha katika Kaunti yetu ya Mombasa. Kwa hivyo mimi niko tayari kuchangia katika mpango mzima wa maendeleo siko tayari katika maswala ya vikwazo nasimama utegwe Mheshimiwa Mwenyekiti Ahsante sana.

The Speaker (Hon. Khatri): Thank you Hon. Shebe. Yes Hon. Mwalimu Mgwisho.

Hon. Mwalimu Mgwisho: Ahsante sana Mheshimiwa Spika. Nimefurahi na mimi pia kuchangia kidogo kulingana na taarifa ambayo imeletwa; sisi kama Waheshimiwa wa Kaunti ya Mombasa hii wananchi wetu wamekata tamaa sana kwa huu uongozi wetu tulio nao kwa sasa na shida sio sisi na shida sio Wenye Viti wa Kamati. Kuna pahali ambapo watu wamezembea na sisi kama Jumba hili tukufu ni muhimu tuwe na umoja tuonyeshe mfano katika mji wetu kwamba viongozi katika Kaunti ya Mombasa wameweza kufanya jambo kwa wale ambao wamezembea katika kazi zao...

(Applause)

Leo hii shida kubwa ni kule kwangu; kama unavyosikia na nafikiri ndio makao makuu ya vipanga, tukizungumza kuhusu mambo ya mataa twaambiwa gari halina mafuta twaambiwa gari lifanye hivi sisi kama Waheshimiwa twaambiwa tuvukishe gari feri na pesa zetu tutie mafuta ndio tuweze kufanyiwa kazi na hii Wizara iko na pesa nyingi sana zimetengwa lakini shida ni kwamba watu wamezembea katika kazi zao.

Mheshimiwa Gavana amepatia watu kazi kwa moyo msafi si kwamba pengine wamepatiwa walale katika kazi kwa sababu wako karibu sana na Mheshimiwa Gavana ndio wasiweze kufanya kazi zao vizuri, hili ndio tatizo lazima Jumba hili lionyeshe mfano siku ya leo tuonyeshe mfano mzuri kwamba twaweza kumtoa mtu kumpeleka nyumbani ili wengine wataweza kufanya kazi zao vizuri. Kwa sababu sisi kama viongozi wananchi wanatuangalia sisi sana, kazi rahisi jamanini mataa tu mataa mitaani kule kuna giza, leo Mheshimiwa sisi tukikaa twazomwa mitaani utaambiwa wewe Mheshimiwa gani wafanya kazi gani?

Sio uwezo wangu kwamba mimi nitengeze mataa, kuna Wizara maalumu ya kutengeza mataa na kuna *vote* yake imewekewa kwa sababu ya kufanya hio kazi vizuri hatuwezi kumlaumu Mheshimiwa. Kazi ya Mheshimiwa ametoa ripoti hii kulingana na alivyopewa, sisi leo twaitwa *rubber stamp* kule mitaani, tumechaguliwa na wananchi ili tuweze kuwafanyia kazi kuwa wamekua imani na sisi saa zengine waona haya kutembea mitaani kwa sababu kuna giza, giza liko mpaka nyumbani kwangu. Mimi mwenyewe Mheshimiwa nyumbani kwangu kuna giza jee yule mwananchi wa kawaida itakuwaje? Kwa hivyo ndugu zangu nasema Jumba hili... ahsante sana Bwana Spika.

The Speaker (Hon. Khatri): Thank you Hon. Mwalimu Mgwisho. Yes Hon. Moses Aran please...

(Consultations)

Hon. Aran: Hon. Speaker thank you for acknowledging my presence even though I did not raise my hand or my request to speak but as a Member of Transport Committee I will humbly request this House to give us one week then we will come back with our well detailed report...

Hon. Members: No.

Hon. Aran: Hon. Speaker I am on the floor kindly protect me.

The Speaker (Hon. Khatri): Thank you Hon. Aran but I think this is not the first time Members have been talking about the issue so maybe if you think you cannot do the job you can resign from that Committee and the other Members can come into that Committee. So please Hon. Aran make sure you do your mandates. Anyway I think you have asked for one week so let us give the other Members a chance to talk then we can conclude on that, thank you Hon. Aran.

Hon. Aran: Thank you Hon. Speaker.

The Speaker (Hon. Khatri): Yes Hon. Abrari Mohamed.

Hon. Abrari Mohamed: Ahsante sana Mheshimiwa Spika ni dhahiri shahiri Mheshimiwa Mwenyekiti wa Idara wa Uchukuzi kulingana na ripoti yake aliyoleta tunaona kuna watu wamezembea katika kazi zao kwa sababu kuna kitu cha kwanza kuwa kama wahusika hawajui hata ni kampuni gani inayoleta mataa na wao ndio wahusika na hawajui ni kampuni gani, hawajui ni idadi gani ya mataa ambao sisi Waheshimiwa tunapata kwa sababu mara mwisho mimi kama kutoka Wodi ya Kongowea taa niliyopata ni *bulb* tu kumi mwaka nzima. *Bulb* kumi kila wakati wakija ni sisi twatoa pesa kwenye mifuko yetu tukinunua *bulb* lakini wakituambia kuwa wako *ma Technician* hawa *ma Technician* wakija katika Wodi zetu wafaa waripoti katika ofisi zetu tujue ni kazi gani wanafanya ili sisi kwenye *oversight* tuwe ni kitu gani tutakuja hapa tuseme kitu gani kinafanyika.

Lakini kusema la ukweli mimi nakumbuka na Waheshimiwa wote watakuwa shahidi kuwa tuliitwa tukachukue *bulb* kumi peke yake na mimi mpaka sasa kwenye *oversight* yangu ambayo najua ni *bulb* kumi peke yake nimepokea mwaka nzima lakini Mheshimiwa Spika hapa kuna suluhisho na suluhisho Mheshimiwa Mwenyekiti tutengeneza *Ad Hoc Committee* ndani ya Jumba hili ili tuangalie hasa ni jinsi gani tutasaidiana kwa sababu Mheshimiwa *Chairlady* wa Idara wa Uchukuzi itakuwa si vyema sisi sote ikiwa tunamrushia cheche na ile hali sio yeye aliyepeana hii ripoti yeye amepewa tu aje asome.

Kwa hivyo wale wahusika walioandika hii ripoti wakaileta hapa Mheshimiwa tukishirikiana pamoja na Kamati ya *Ad Hoc* ambayo itatengenezwa katika Bunge hili naona itakuwa vizuri tuwakabili mwanzo tutengeneze Kamati ya *Ad Hoc* halafu wale wahusika waitwe tuwakabili maana watasema heri mvua inyeshe tujue panapo vuja, ama sivyo? Na sasa vile leo imenyesha basi tutajua ni wapi ambapo panapovuja ili tupazibe, ama sivyo? Mheshimiwa ni hayo tu shukrani.

The Speaker (Hon. Khatri): Thank you Hon. Abrari, yes Hon. Kombe Nzai.

Hon. Nzai: Ahsante sana Mheshimiwa Spika kwa kunipa nafasi hii na mimi niseme yangu mawili. Mwanzo kabisa nataka nimshukuru Mwenyekiti kwa kuleta taarifa hii maana asingeileta tungeendelea kuwa gizani na naona limekuwa giza la tititi.

Sasa taarifa hii ambayo majibu hayo yameletwa Mheshimiwa Spika yamenishtua kusema ule ukweli nikiwa mimi mwenyewe nimekuwa muathiriwa mwezi uliopita kwa kupoteza watu 15. Cha kushangaza Mheshimiwa Spika watu 15 walikufa Makadara pale malipo hayo yote ya mamia kuendelea nikaletewa mimi kama ambaye mimi ndio niliwaua.

Mheshimiwa Spika ni jambo la kushangaza sana ikiwa kipenzi chetu Gavana wetu aliaajiri watu hawa wote hawa kwa jina la ma *Technician* ambao wako kila *Sub County* wakiripoti kwa Waziri wao na hawawezi kutembelea *Sub-County* zao na wakajua ni sehemu gani zina giza, ni sehemu gani zipewe kipao mbele majibu yanayotoka ni sisi kulaumiwa na kuambiwa Kaunti ya Mombasa haifanyi chochote wanaenda tu kwa mambo ya muziki na mambo mengine. Hio Mheshimiwa Spika huwa inatutia sisi uzito sana ndani ya roho zetu, ikiwa Mheshimiwa Gavana anapata maneno ambayo anatukanwa nayo mitaani kwamba hawajibiki Mombasa imelala na kumbe wanaozembea ni watu ambao wanakula tu pesa tu sehemu fulani na hata ikizidi *material* hizi hizi ambazo ni wazifanyie kazi wawe wanazipitisha na milango ya nyuma.

Hii Mheshimiwa Spika yatakikana ikome kwa sababu ni kweli *oversight role* hatukupelekwa *induction* yake lakini sasa tutaivaa hivyo hivyo wenyewe ili tuwe tutaifanyia macho wenyewe japo hatukupelekwa hio *induction* yake lakini sasa twavalia njuga macho kwa macho maana sasa juzi hapa tulipitisha pesa za mambo na vijana Wodi ya Kadzandani ina na kiwanja kimoja tu ambacho tena tulifanya kukiomba kwa Mheshimiwa hapo na akaruhusu wale watoto wacheze cheze basi kuja kuwekewa magoli tu pale na kuwekewa kile kiwanja vizuri nayo imekuwa kazi. Sasa hawa tuliowapa hivyo vyeo vya *Executives* wanataka sisi tuambiweje mitaani? Mimi naona wakati umefika na mwamko huu wa leo nataka uendele hivi hivi ili angalau wawili watatu wakirudi nyumbani Mheshimiwa Spika heshima ya Kaunti ya Mombasa itapatikana...

(Applause)

Gavana wetu ataheshimiwa na pia sisi nasi mitaani angalau tutapata aidha tena tano tena ama kumi na tano tena ahsante.

The Speaker (Hon. Khatri): Thank you Hon. Kombe Nzai. Yes Hon. Ahmed Hamisi.

Hon. Ahmed Hamisi: Ahsante Mheshimiwa Spika bila kupoteza wakati naona Waheshimiwa wameongea sana...

(Laughter)

Tukiongea ni mengi ni ya masikitiko lakini twaomba Idara wahusika waje kama walivyo amrishwa ili tujue mikakati gani waliotupangia ama waliotufanyia Mheshimiwa ahsante sana.

The Speaker (Hon. Khatri): Thank you, yes Hon. Junior.

Hon. Wambua: Ahsante sana Mheshimiwa Spika maswala ambayo yako mbele yetu ni ya kusikitisha sana, mimi natoka sehemu ya Chaani ambayo mataa hayajafika, hayo 10 ambayo ndugu yangu amesema hapa ni sehemu ambayo iko na shida sana na sehemu hio najua ni vijiji ambavyo vinakaa wale wetu ambao hawajiwezi kama Mlolongo na sehemu ya Kalahari na tukipata ripoti kama ile tumepata na Mwenyekiti ya kuwa kuna *Technicians* ambao wanakaa katika sehemu zile.

Mimi nashangaa sana sababu mimi ni mkaaji wa Chaani sioni hao watu na sijui wanakaa mahali wapi lakini niunge mkono Mwenyekiti kwa sababu hizi ripoti Bwana Spika huwa tunapewa na *Chief Officers* tuje tulete katika Bunge. Najua zengine zinakuwa na matatizo mengi sana kama hii ya leo tumeona na mimi nimewahi kuletwa na nyengine hapa nikahangaishwa ina maana kwamba vitu kama hivi Bwana Spika tunataka ziangaliwe sana na zizingatiwe sana na Bwana Abrari alikuwa amependekeza pendekezo ambalo labda ni zuri linaweza kusaidia katika Bunge hili ahsante sana.

The Speaker (Hon. Khatri): Thank you. Yes Hon. Ali Shariff.

Hon. Ali Shariff: Ahsante sana Mheshimiwa Spika kwa kunipa nafasi hii kuchangia. Mheshimiwa Spika leo sina budi kuunga Waheshimiwa wenzangu na kusema kuwa Idara ya Uchukuzi imezorota kabisa, nataka tumuite Waziri mbele ya Bunge hapa atujibu yale amefanya kwa miaka miwili ukilinganisha mwaka huu ama Bunge hili na Bunge lililopita Mheshimiwa Spika naona Bunge hili tumeandika Mawaziri wanaojipaka poda maofisini kama maguhi...

(Applause)

Mheshimiwa Spika nafikiri kuna taarifa nyingi zinazofuata kwa hivyo kama tuna madukuduku yetu mengine tuweke taarifa nyengine, ahsante sana.

The Speaker (Hon. Khatri): Thank you yes Hon. Maimuna.

Hon. Maimuna Salim: Ahsante sana Mheshimiwa Spika mimi nitasema ya kwamba ni masikitiko kwa sababu sisi tumekuwa katika Bunge hili ili tuhakikishe watu wetu chini wanapata huduma na ikiwa hawapati huduma basi ni lazima tutafute suluhisho muafaka la kuweza kuhakikisha kwamba wale watu wetu wamepata huduma.

Mheshimiwa Spika ni habari za masikitiko kwangu pia kuliwahi kuvamiwa majambazi wakaua watu kadha na hapo mahali ilikuwa kwa sababu kuna giza totoro na si eti kulikuwa hakuna mataa, mataa yako lakini hatupati hata zile huduma za *service*.

Kwa hivyo Mheshimiwa Spika mimi nimesimama hapa kwa ajili ya watu wa Shanzu na nitasimama tena kwa ajili ya watu wa Shanzu yeyote yule anayetaka kunivuta mimi chini na mimi nitahakikisha nimemvuta yeye kabla ya mimi kuanguka...

(Applause)

The Speaker (Hon. Khatri): Thank you Hon. Maimuna, thank you Honourable Members I think we can all see the mood of the House so unless someone is blind and deaf..., yes Hon. Lucy you want to say something?

Hon. Chireri: Ahsante sana Mheshimiwa Spika naona langu ni kuongeza. Mheshimiwa Spika naona umeona Nyumba ambavyo imetokota; ukiona watoto wako wanalia iko haja uingilie kati. Haya yote Mheshimiwa Spika tumekuachia wewe na wewe nguvu zetu ni sisi ukituona sasa hivi tunalia ulie na sisi.

Mheshimiwa Spika ni jambo la kuhuzunisha yale ambayo yanatendeka ndani ya Kaunti ya Mombasa kwa ujumla ni jambo la kuhuzunisha sana, yale tunayoyafanya hata ile azma ya Mheshimiwa wetu Gavana wetu ambayo yuko nayo tunaidunisha. Nimechaguliwa na wananchi wa Mtopanga, nguvu za wananchi wa Mtopanga ni mimi.

Lakini yale ambayo wametutuma kuwafurahisha ni mambo yatendeke Mheshimiwa Spika, leo hii Mawaziri wetu wamekuwa sasa ndio mabosi ambao waliochaguliwa na wananchi kuliko sisi...

(Applause)

Ambayo yanafanyika hii tahadhari Mheshimiwa Spika tungependa wayasikie tunakutuma, Mawaziri hawa ambao wamejibeba ni mababe ambao wako kule kwa viti mpaka wanasahau sisi tumetumwa na wananchi. Twataka yaachike kama hayataachika waende Bwana tupate wengine ambao tutafanya nao kazi ili azma yetu ya Gavana na hata sisi iweze...

(Interruption)
(Technical hitch)

Mheshimiwa Spika ni hali ya kuhuzunisha sana mimi kama Mheshimiwa wa Mtopanga *(Technical hitch)*...ni jambo la kuhuzisha sana mimi Mheshimiwa wa Mtopanga nitakuwa muombaji, ninaomba lakini pia sisikizwi. Niko na sehemu ya St. Joseph Mheshimiwa Spika kuna shule, kuna Kanisa mpaka juu kuna nyaya za stima; mwaka ni wa pili watu wanakatwakatwa kwa mapanga hapo kama unavyojua Kisauni huko tuliko toka wee ilikuwa ni *tenge thaanani* Mheshimiwa Spika!

(Laughter and Applause)

Vijana wamekatakata watu imebidi niende mpaka *Yard* nimeomba kazi haijafanyika, kwa nini mimi niombe na mimi ni Mheshimiwa? Nikisema lifanyike kwa nini halifanyiki?

(Laughter)

Watu Mheshimiwa Spika wamezembea na kazi na mimi sitataka niregeshwe nyumbani kwa sababu ya mtu alozembea yule alozembea aende mwanzo halafu na sisi tufanye kazi. Ahsante sana Mheshimiwa Spika.

The Speaker (Hon. Khatri): Ahsante sana Mheshimiwa Lucy Chizi. Hon. Members I think as I said earlier unless you are blind and you are deaf then maybe you will not read the mood of the House. So we can see the mood of the House and Honourable Members whatever they are saying it is their right, so please do not take us round and if I may say Hon. Prischilla Mumba the Chairperson of Transport I know I did not give you time to finish your statement but I think you had already read almost 80 per cent of it.

So what I am going to tell you Hon. Prischilla Mumba please we are going to give you time until Wednesday morning; next week Wednesday morning which you will have enough time and the procedure Hon. Priscilla Mumba it is very clear normally the response from the Executive when they bring it you need to sit down with your Committee and discuss the report and then the Committee if the Members agree on the report well and good then that is when you bring it to the House.

But you have to sit down with your Members first to discuss the report maybe some Members they will not be happy with the report you will have to write it back to them. Yes, so please as today is Thursday if it is possible by Wednesday morning; yes afternoon, Wednesday afternoon! Yes Hon. Priscilla Mumba?

Hon. Mumba: Ahsante Mheshimiwa Spika, kwa huo muda ambao ulionipa na hii kazi vile ilivyo na kulingana na hali ilivyo halisi ambayo nimeiona ninaona ule muda kidogo utakuwa umenitetelesha. Ni afadhali unipe muda ambao nifanye hii kazi hata nikiileta hapa iwe itakuwa ni kazi imeridhisha watu kwa sababu hata wakati Mheshimiwa alipoleta hii hoja nafikiri katika Jumba hili kama mnakumbuka ilipoletwa na Mheshimiwa Kitula nilikuwa siko Naibu ndio alikuwako na wakati ripoti imekuja, imekuja wakati ndio mimi nimefika. Kwa hivyo ningependa Waheshimiwa wenzangu munipe muda na hii Kamati kwa sababu nilipokuwa sipo ndio ripoti iliulizwa na mimi nimeingia tu sikupata hata muda wa ku...

(Interruption)

The Speaker (Hon. Khatri): Ahsante sana Mheshimiwa Prischilla. Mheshimiwa Prischilla nafikiri Idara ya Uchukuzi haiko Dubai ama haiko Kisumu ama wapi bali iko humu Mombasa. Kwa hiyo kile unatakikana kukifanya; hata si lazima ya wewe uende kule, multe Afisa mkuu wa idara hio, Jumatatu, mpatie leo ni Alhamisi kesho asubuhi peleka barua Jumatatu aje mukae na Kamati nyote mumuulize maswali kufikia Jumanne mutengeze hiyo ripoti, Jumatano uko na ripoti, na mumuambie...

(Applause)

Because the message is very clear. You can see the mood of the House kwa hiyo Mheshimiwa twajua hiyo si makosa yako na ni wewe umuandikie barua hata si wewe uende kule, maanake mwanzo ukienda huko utawekwa nje utaambiwa Waziri hayuko, amesafiri si mnajua vile kunavyokwenda? Kwa hiyo wewe si lazima ujisumbue wewe bakia zako andika barua muambie Jumatatu aje multe akikataa kuja Jumatatu Afisa Mkuu una Jumanne, Jumatano ukishindwa una barua unakuja unatuletea kwa Nyumba tunajua wewe umewajibika sasa tutajua muelekeo wa kufuata. *So please by Wednesday afternoon we need that report then we will know from there.*

Halafu jambo jengine la kusikitisha nyinyi mukiangalia hii ripoti iko wazi hapa watu ambao wanafanya kazi kwa hiyo Wizara hawafiki hata 20 halafu nyinyi kila siku munalia mna ahidi wananchi tutawapa kazi tutawapa, sasa kazi gani mutawapa kama hapa hamuwezi kurekebisha mukarekebisha hii Wizara kila Wodi iwe na watu wake wa kushughulikia mataa...?

(Applause)

Kwa hio hiyo ni kazi ambayo Waheshimiwa nyinyi wenyewe mutajua kujipanga. Naam muwe na *Electrician* kila Wodi watano ama wawili kwa kuanzia, nyinyi ndio mnatengeza bajeti muhakikishe bajeti ikija mumeweka hizi pesa maanake sasa hivi mutaambiwa kuwa hakuna bajeti muhakikishe mwaka ujao bajeti ikija watu wameaandikwa kazi kila Wodi wawe na *Electrician* wawili, watatu kwa kuanzia.

Kwa hio Waheshimiwa tafadhali nyinyi mumechaguliwa na wananchi na ninajua mukienda huko wananchi wanawasubiri pia mupeleke salamu nzuri na kama kuna vizuizi mwaelewa nyie wenyewe vile vya kufanya na kuna watu wengine ambao hawakuchaguliwa na wananchi na ambao mimi ni mmoja wao. Mimi nimechaguliwa na nyinyi na kuna wengine pia Waheshimiwa ambao hawajui zile shida mnazopitia ndio unapata maamuzi yanatoka kwao na hamujui hayo maamuzi yanaelekea wapi? Kwa hio Waheshimiwa tafadhali muamke mufanye kazi yenu...

(Applause)

Tafadhalini Waheshimiwa sisi tuko na majukumu na kesho kwa Mwenyezi Mungu pia tuko na majukumu si hapa duniani tu; kesho tukienda kwa Mwenyezi Mungu pia mutaulizwa wewe ulikuwa Mwenye Kiti wa Kamati ya Uchukuzi watu walikuwa wakipigwa wakiibia watu vibeti, wakivunjiwa wakiibiwa masaa, masimu ulikuwa wapi? Na pesa zilikuwa, pesa za *bulb* zilikuwa, pesa muliweka kwenye..., kwa hio Waheshimiwa tafadhalini kwa hayo machache nafikiri Mheshimiwa Prischilla hio Jumatano mchana utaleta ripoti ndio tujue kwenda mbele tutafanyaje. Ahsante sand. Naam Karani?

RESPONSE TO STATEMENT BY CHAIRMAN EDUCATION HON. OMONDI ON STATEMENT REQUEST
BY HON. ATHMAN SHEBE ON THE OFFICIAL OPENING OF JOMVU EARLY CHILDHOOD
DEVELOPMENT EDUCATION CENTRE

(Silence)

(The Speaker (Hon. Khatri) left the Chair)
(The Deputy Speaker (Hon. Mwalimu) assumed the Chair)

The Deputy Speaker (Hon. Mwalimu): Yes the Chairperson Committee on Education? Or any other from Education Committee, any response? Yes Hon. Ali?

Hon. Ali Sharif: Thank you Mr. Speaker, first of all Hon. Members this is a true statement, it is not a false statement.

(Laughter)

Mr. Speaker Sir I wish to give the following Statement on the official opening of Jomvu Early Childhood Development Education Centre in response to concern raised by Athman Shebe *Mukono* in the House on the 4th Sitting seeking to know the Committee on Education, Information Technology and MV2035 on this matter.

Mr. Speaker Sir, the County government of Mombasa has constructed eight (8) State of the Art ECDE Elimu Centers across the County, four (4) of the Centers are ready to be opened officially. However, all the four (4) facilities have been occupied and are being utilized because of the need for the ECDE children in the respective Primary Schools prior to the official opening or launch Mr. Speaker Sir. These Elimu schools are located in the following areas Mr. Speaker Sir; Kwa Jomvu, Utange, Likoni and Kazandani.

Mr. Speaker Sir, The four (4) schools that are at various stages of completion are in Buxton, Chaani, Longo and Digirikani ECDEs and the Department is working with the contractors for official hand over as soon as possible.

Mr. Speaker Sir, The Department of Education is working with various stakeholders to set an official launch date for Kwa Jomvu and the other three (3) completed schools which will be done by H.E. the Governor.

Thank you Mr. Speaker Sir.

The Deputy Speaker (Hon. Mwalimu): Thank you. Hon. Ali? Yes Hon...

Hon. Mbura: Ahsante sana Mheshimiwa Spika, tungeomba kupata hizo *copies* ndio akisoma na sisi tutasoma.

The Deputy Speaker (Hon. Mwalimu): Sawa.

Hon. Mbura: Kwa sababu anasoma peke yake sisi hatuoni hatujui ni kweli wala ni urongo ndio hayo ambayo tumekataa. Ahsante sana.

The Deputy Speaker (Hon. Mwalimu): We have noted and instructed the Table Clerks next time to make sure all the Hon. Members get copies but if you will need a copy you can visit the office of the Clerks and they will give you the copies. Yes Clerk?

STATEMENTS

RESPONSE TO STATEMENT BY CHAIRMAN COMMITTEE ON WATER AND NATURAL RESOURCES
HON. FAHAD KASSIM ON THE COMMENCEMENT OF KISIMANI PIPELINE PROJECT

Hon. Fahad Kassim, Chairperson Water.

(Silence)

Proceed.

Hon. Fahad Kassim: Thank you Mr. Speaker Sir. I will like to give a Statement in response by Hon. Charles Juma Kitula Member of County Assembly from Frere town Ward at the 4th Sitting of the House on 14th February 2019 regarding to the commencement of Kisimani pipeline project.

Mr. Speaker I am pleased to provide a response that I have confirmed it is true and it is not false to this Honourable House that the County government is currently at the tender evaluation stage and award of contract will be done by mid-March this year and the process will start from June, 2019. Thank you Mr. Speaker Sir.

(Applause)

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

RESPONSE TO STATEMENT BY CHAIRMAN TRADE, TOURISM AND INVESTMENT HON. KIZITO
OPEYA ON MAMA NGINA FACELIFT

Hon. Kizito Opeya.

Hon. Opeya: Thank you Mr. Speaker this is in response to the statement that was asked by Hon. Moses Aran about the Mama Ngina facelift. We had a meeting last week with Chief Officer and it came about that this is a Kshs.460 million project which is been done by the National government in conjunction the County.

The County is proving the land and the National government is doing the facilitation of the finances so the Chief Officer has written to Tourism CS Balala and also his PS to give us:

1. The list of contractors so that we can know if they are from local or from outside;
2. The list of suppliers;
3. They should also give us the list of the casuals so that we can know whether they are from here or they have sourced outside;

4. We are also waiting for a reply on how they are going to accommodate once the facelift is done so we have not yet got a reply but today we had a trade meeting with CEC of Trade and I told him about it so probably next week Thursday we can get the reply because the reply is coming from Nairobi it is not here. So probably you can give me until next week Thursday and I will get back to the House if I have got a reply or not. Thank you.

The Deputy Speaker (Hon. Mwalimu): Thank you it has been noted next week Thursday you will respond on the same issue. Yes Clerk.

Yes Chairperson Hon. Shebe Athman?

Hon. Shebe Athman: Ahsante sana Mheshimiwa Mwenyekiti. Naomba Mheshimiwa mwenza ambaye alileta hoja hii aweze kunipatia takriban muda wa wiki moja kwa sababu Mheshimiwa Waziri na Afisa Mkuu wake hawapo wako katika ziara yao ya kikazi lakini katika harakati ya kujituma nilihakikisha nimewasiliana na wao na nikawajulisha katika maswala mazito ambayo Mheshimiwa mwenza wa Kongowea aliyaleta na akanihakikishia kuwa Jumatatu atakuwa yuko Mombasa na nitakuwa na mkutano na yeye. Vile vile pia nimepata duku la Mheshimiwa mwenza wa Junda pia analia katika mpango mzima wa taka na kwa ruhusa yako ukinirohusu pia nitaweza kujumuisha Mheshimiwa wa Junda katika suala hilo la ukusanyaji wa taka.

Kwa hivyo amenihakikishia Waziri Jumatatu atakuwa hapa na tutakaa na yeye kitako vizuri tuangalie suala hili vipi tutaweza kulitegua. Hivyo basi naomba Mheshimiwa mwenza aweze kunipatia wiki moja sitaki kuleta ripoti ya *ganga jamna* hapa. Ahsante Mheshimiwa Spika.

The Deputy Speaker (Hon. Mwalimu): Yes Hon. Abrari?

Hon. Mohamed Abrari: Ahsante sana Mheshimiwa Spika. Naregelea tu kumfahamisha Mheshimiwa Mwenyekiti wa *Environment* ama Mazingira kuwa taarifa yangu niliyoweka wiki iliopita ilikuwa ni kuondoa jaa la Kongowea, kuliondoa kabisa kwa sababu gani? Lile jaa halijakuwa *Kenya gazetted* kama jaa.

Kitu cha kwanza liko kati kati ya mji ambao kuna vibanda, kuna watu wapika vyakula na pale mvua ikinyesha na kama tulivyopata habari karibuni tutakuwa na mvua kubwa sana. Kwa hivyo tungependa hili suala hili liwe haraka iwezekanavyo kabla mvua kubwa haijafika kwa sababu jaa liko kati kati ya mji liondolewe kabisa.

Halafu suala la pili katika hiyo hiyo taarifa ilikuwa tumezungumza jaa kubwa ambalo limekaa ndani ya soko, haya ni masuala mawili tofauti. Kwa hivyo kuna jaa la Kwa Karama Kongowea naomba haraka iwezekanavyo hala hala Mheshimiwa lile jaa liondoke kabisa na lifungwe halafu na hilo la sokoni twataka kujua ni njia gani ambayo watakuwa wakija kuondoa taka kama ni kila wiki ama ni kila siku ama ni lini? Ilimradi yule mwananchi ambaye yuko pale ajue haswa hawa watu wa taka taka itakuwa tunawangojea aidha baada ya siku mbili ama baada ya siku tatu kwa sababu soko lile Mheshimiwa ni kubwa na taka taka zinazotoka kwa siku ni nyingi ajabu ambapo ni lazima iwe kuna mpango maalum ya kutoa zile taka taka, nadhani amenielewa vizuri.

The Deputy Speaker (Hon. Mwalimu): Thank you and it is well noted. Yes Clerk?

RESPONSE TO STATEMENT BY VICE CHAIRMAN COMMITTEE ON WATER, SANITATION AND
NATURAL RESOURCES HON. MWALIMU HAMADI ON THE STATUS OF CONSTRUCTION OF
VIKWATANI KASHANI PIPELINE PROJECT

Chairperson Committee on Water, Sanitation and Natural Resources, Yes Hon. Mwalimu Vice Chair? Proceed.

Hon. Mwalimu Hamadi: Thank you Mr. Speaker. Mr. Speaker Sir I would like to give a Statement in response to a request made by Hon. Robert Nyiro Member of County Assembly of Bamburi Ward at the Fourth Sitting of the House on 14th February, 2019 on the status of Vikwatani Kashani Pipeline Project. Hon. Nyiro is also a Member of Water Committee. Mr. Speaker Sir am pleased to provide a response to this Honourable House as follows;

1. The construction of Vikwatani Kashani Pipeline Project was budgetted in the Financial Year 2018/2019 at a cost of Ksh.56 million;
2. In the Budget allocation funds were not adequate at the County government and had to implement the project in phases;
3. Out of the total number of kilometres that is 10.5km will be covering 6km this financial year. The current status is the tender documents are ready with the County Procurement Department.

Thank you Mr. Speaker.

The Deputy Speaker (Hon. Mwalimu): Thank you Vice Chair Hon. Mwalimu. Yes?

RESPONSE TO STATEMENT BY CHAIRMAN COMMITTEE ON LABOUR AND SOCIAL WELFARE HON.
THOYA ON MANAGEMENT OF PRIVATE COMPANIES

Yes Hon. Renson Thoya?

Hon. Thoya: Mr. Speaker as you are aware this statement was requesting the management of private companies and is very sad that at the moment we have not gotten in touch with them because there were out of the country, we believe that you give us one week we will have a response. Thank you.

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

RESPONSE TO STATEMENT BY HON. NGARE ON BEHALF OF CHAIRMAN COMMITTEE ON
EDUCATION, INFORMATION TECHNOLOGY AND MV2035 HON. OMONDI ON STATUS OF BURSARY
IN THE COUNTY

Chairperson Committee on Education or any other Member?

(Silence)

Hon. Ngare: Thank you Mr. Speaker Sir. I would like to read a Statement on behalf of our Chairman and the Committee in response to a question that was raised by Hon. Renson Thoya.

Mr. Speaker Sir, I wish to give the following Statement on Status of Bursary in response to concerns raised by Hon. Renson Thoya in the House during the Fourth Sitting seeking to know from the Committee on Education, Information Technology and MV2035 on the actual status of Bursary in our County.

Mr. Speaker Sir, The Elimu Fund gave out application forms last week for the Governors Form One (1) bursary across all the six (6) Sub Counties in Mombasa County. This special bursary is for the needy students who scored three hundred (300) and above in the Kenya Certificate for Primary Education (KCPE). The returned applications are being processed and will be vetted and deserving students will receive their awards before 15th March, 2019.

Mr. Speaker Sir, the Elimu Fund requested one hundred million (Ksh. 100,000,000) in October, 2018 from the County Treasury for the General bursary for FY 2018/2019. The Treasury has processed fifty million shillings (Ksh 50,000,000) which should be in the Elimu Fund account this week. This amount will be used for beneficiaries in the special needs and secondary schools category. Once this is confirmed, arrangements will be made to prepare the application forms to be given out to the deserving students as soon as possible.

Mr. Speaker Sir, the final fifty million (Ksh 50,000,000) will be used for College and University beneficiaries. College beneficiaries include driving schools, short and long courses, Certificate and Diploma students.

Thank you Mr. Speaker Sir.

The Deputy Speaker (Hon. Mwalimu): Yes Hon. Mwamwiri?

(Silence)

Hon. Athman Mwamwiri: Ahsante Mheshimiwa Spika. Mheshimiwa Spika natangaza msimamo mimi pia ni Mwanakamati katika Kamati ya masuala ya elimu na nasikitika na ripoti hii. Mimi binafsi sijaridhika nayo na siwezi kuikubali, Mheshimiwa Spika tunajua ya kwamba hakuna pesa zinazotumika pasipokuwa na kanuni na kanuni inayopeana fursa ya serikali gatuza ya Mombasa kuweza kuwa na mgao wa basari ni kanuni ya Mombasa County Education Development Bill, 2014 iliyoweza kupitishwa tarehe 3 Mwezi wa 12 mwaka 2014 na kufanyiwa baadhi ya marekebisho Mwezi wa 4 Mwaka 2017.

Mheshimiwa Spika kanuni hiyo iko wazi katika sehemu ya 9 ndogo ya kwanza sehemu ya tatu ya kwamba kila Gatuzi ndogo ya Mombasa Kaunti litakuwa na Kamati ambayo itakuwa na Kamati inayosimamia masuala ya hazina ama fedha wenyewe wakaita *Financial Aid* ikiwemo suala la basari.

Mheshimiwa katika sehemu hiyo hiyo ya 9 sehemu ya 5 inazungumzia ama inataja wawakilishi ama wanakamati katika masuala ya financial aid ikiwemo suala la basari katika kila sub county ambayo kwamba kwanza Mheshimiwa Spika ni masikitiko ya kwamba department ama idara haijafuata sheria inayohusiana na masuala hayo. Sheria hiyo katika sehemu ya 5 (b) inataja kila...

(Interruption)

The Deputy Speaker (Hon. Mwalimu): There is a point of order, just read the Standing Order. Okay Hon. Mwamwiri am giving you one more time to finish whatever that you are talking about, use your minutes.

Hon. Athman Mwamwiri: Sawa Mheshimiwa. Mheshimiwa kwanza taarifa iliotolewa hapa kwa majibu wa Kanuni hiyo niliyokuwa nikisoma tukienda sehemu ya sita ambayo wenyewe wanaita *Miscellaneous* sehemu ya tatu inasema..., *any individual knowing (Inaudible) altering or falsify any information with intend to defraud the cooperation or to obtain any benefit that is not entitle under this Act commits an offence and is liable on conviction to suspension and prosecution.*

Mheshimiwa hapa tumetajiwa ya kwamba zoezi hili la basari ni *special bursary* ya Mheshimiwa Gavana, twataka kujua Mheshimiwa Spika hii *special bursary* ya Mheshimiwa Gavana inatoka kwa sheria ipi? Na kama hakuna sheria kama hiyo wanatumia sheria ile ile iliopita mwaka wa 2014 ni kumaanisha aliyetoa taarifa hii anataka kuhujumu Bunge hili na kuhujumu wananchi wa Mombasa ya kwamba kuna mgao maalum wa basari za Gavana ambazo haupo kisheria.

Kadhalika Mheshimiwa vile vile pia ya kwamba Wawakilishi katika Kamati zile katika *Sub County* hazijafuata sheria na sisi ama mimi kwangu simjui Mwakilishi anayeniwakilisha katika Kamati ile na hali kadhalika wale sehemu zengine tujue kama Wawakilishi wa kila ofisi MCA alipata ruhusa kwa mujibu wa sheria vyenginevyo taarifa hii na ripoti hii ni ripoti butu isiyokuwa na maana, na hali kadhalika ni kupotezeana muda na kupoteza...

(Interruption)

The Deputy Speaker (Hon. Mwalimu): Your time is up, you are up on a Statement or what, so proceed with that Statement?

Hon. Bwire: Thank you Mr. Speaker. Mr. Speaker considering the state of road of Safari-Junda-Mwembeni-Junda Misheni I remember last year I also issued a Statement here and I had asked the Committee to have a site visit to see the state in which my roads are but they never responded. Mr. Speaker I wrote a letter after some few weeks I was given a contractor and to my surprise the contractor managed to rehabilitate 500Metres and then he claimed that he had ran out of cash.

So according to him Mr. Speaker is that he was to be paid by the County government, now my statement is can the Committee through their Department confirm to me through this House when will the contractor be paid so that they come back on site to rehabilitate the said road? Mr. Speaker we are nearing March and as per the weather forecast Department is that we have very heavy rains so can the Committee confirm to me when will the Department pay the contractor so he comes back to finish up his work.

The Deputy Speaker (Hon. Mwalimu): Thank you Hon. Bwire the Committee will respond on your Statement putting in mind that they have got several statements so we are going to give them two weeks for them to respond. Hon. Members...

(Silence)

Okay proceed.

The Majority Chief Whip (Hon. Kitula): Ahsante Mheshimiwa Spika ningependa kujua kama kweli ni ukweli kutoka kwa Mwenyekiti wa Mifugo kwamba Idara hiyo inagawia mifugo ya kuku katika sehemu kadhaa hapa Mombasa Kaunti. Ahsante sana.

The Deputy Speaker (Hon. Mwalimu): Thank you and Hon. Member do you have a response?

Hon. Wambua: Ahsante sana Bwana Spika. Tumeanza kugawa hiyo mifugo; kuku na sungura kwa Wizara yangu, mimi na wale wanaohusika wameanza na ndio tunasema wale ambao vile vikundi ambavyo zimeomba ama zimekamilisha kuleta makaratasi yote tunaendelea kuwapatia.

The Deputy Speaker (Hon. Mwalimu): So in a weeks time we would like to see the beneficiaries of the project that you have started distributing the chicken and whatever that you have said.

Hon. Wambua: Mheshimiwa Spika si maombi ambayo wamefanya ni vile vikundi ambavyo vimefuata sheria au zile taratibu lakini kwa wiki moja tutaweza kuleta ripoti.

The Deputy Speaker (Hon. Mwalimu): The beneficiaries okay.

Hon. Wambua: Wale ambao watakuwa wameidhinishwa kupata.

Hon. Mohamed Abrari: Ahsante sana Mheshimiwa Spika. Mimi ningependa ufafanuzi zaidi nijue ni taratibu zipi haswa ndio tukawaambie watu wetu kule pia wao wanufaike na mradi huu. Sasa hatujui ni taratibu zipi, sisi tunasikia tu kuna taratibu lakini hatujui ni zipi hizo taratibu; yaani kwa kifupi aje na ripoti haswa atuletee ni taratibu zipi kwa sababu hata sisi ambao habari hizi zimekuwa geni kwetu tumezipata hapa tunataka kujua haswa ilikuwa ni mambo ya chini chini siri ama ni vipi tuyaweke wazi ili kule chini mashinani tuwaeleze wale watu haswa ama wananchi wetu kuwa kuna taratibu hizi ukifuata kuna kuku ama sungura wa bure ambao tunawapa. Ahsante sana Mheshimiwa Spika.

The Deputy Speaker (Hon. Mwalimu): It is well noted so Hon. Chair Agriculture when you respond back you will come with full details on how people managed to qualify to be beneficiaries of the project. Yes Hon. Ogutu and we will wind up the Statement with you, yes Ogutu? Statement?

Hon. Ogutu: Thank you Mr. Speaker. Mr. Speaker I rise to seek a Statement from the Chairperson Committee on Health on whether the funds that were allocated in the Budget 2018/2019 to construct the storm water drainage system at Magongo Clinic was essentially utilised for that purpose and if not, what plan does the County government have to ensure that the project is implemented, matter of urgency considering that the rainy season is approaching. Thank you Mr. Speaker.

The Deputy Speaker (Hon. Mwalimu): Thank you and it is noted the Vice Chair Health is around, do you have any response or do you need to push it for more one week.

Hon. Fatuma Swaleh: Ahsante sana Mheshimiwa Spika. Naomba Mheshimiwa Ogutu aweze kutupatia wiki moja mpaka wiki ijayo tutamjibu. Ahsante.

The Deputy Speaker (Hon. Mwalimu): It is the House to give you the time that you are requesting for, so the House is giving you and your Committee one weeks' time for you to report back to the House.

Hon. Fatuma Swaleh: Thank you Mr. Speaker.

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

MOTION

Yes Hon. Mohamed Hatimy?

Hon. Mohamed Hatimy: Thank you Mr. Speaker. Mr. Speaker I seek leave under Standing Order 48...

(Silence)

The Deputy Speaker (Hon. Mwalimu): Yes Clerk? What is it Hon. Members, why are you up? Yes Clerk proceed.

(Loud Consultations)

ADJOURNMENT

Hon. Members there being no other Business the House stands adjourned until the 26th of February, 2019 at 2:30p.m.

The House rose at 5:10p.m.