



REPUBLIC OF KENYA

COUNTY ASSEMBLY OF KIAMBU

SECOND ASSEMBLY – (THIRD SESSION)

ORDERS OF THE DAY

THURSDAY, MARCH 28, 2019 AT 2.30 P.M.

ORDER OF BUSINESS

PRAYERS

1. Administration of Oath
2. Communication from the Chair
3. Messages
4. Petitions
5. Papers
6. Notices of Motion
7. Statements

8.* COMMITTEE OF THE WHOLE ASSEMBLY

The Kiambu County Health Services Bill, 2019 (Kiambu County Bills No. 1 of 2019)

(Chairperson Health Services Committee)

***Denotes Order of the Day**

NOTICES

I. Limitation of Debate

The Assembly resolved on Wednesday, February 13, 2019 as follows:-

THAT, notwithstanding the provisions of the Standing Order 120 (1) of the County Kiambu each speech in a debate on **any Motion** shall be limited in the following manner:- A maximum of three hours with not more than twenty (20) minutes for the Mover and ten (10) minutes for each other Member speaking, except the Leader of the Majority Party and the Leader of the Minority Party, who shall be limited to a maximum of ten (10) minutes each, and that ten (10) minutes before the expiry of the time, the Mover be called upon to reply; and that priority in speaking be accorded to the Leader of the Majority Party, the Leader of the Minority Party and the Chairperson of the relevant Departmental Committee, in that Order.

THAT, notwithstanding the provisions of the Standing Order 120(4), each speech in a debate on **any Bill** shall be limited in the following manner:- A maximum of three hours with not more than twenty (20) minutes for the Mover and ten (10) minutes for each other Member speaking, except the Leader of the Majority Party and the Leader of the Minority Party, who shall be limited to a maximum of fifteen (15) minutes each, and that fifteen (15) minutes before the expiry of the time, the Mover be called upon to reply; and that priority in speaking be accorded to the Deputy Speaker, Leader of the Majority Party, the Leader of the Minority Party and the Chairperson of the relevant Departmental Committee, in that Order.

II. Notice is given that the Chairperson of the Health Services Committee intends to move the following amendments to the Kiambu County Health Services Bill, 2019 (Kiambu County Bills No.1 of 2019) at the Committee Stage –

Clause 2

1) **THAT**, Clause 2 of the Bill be amended in the following manner-

- (i) In the definition of Chief Officer by replacing the word “on” with the word “of” between the word “Department” and the words “Health Services”

.... /Notices

- (ii) In the definition of Emergency medical condition by adding the letter “a” between the word “of” and the word “person”

Clause 3

- 2) **THAT**, Clause 3 of the Bill be amended in the following manner:-

- (i) In paragraph(c) By deleting the word “and”
- (ii) By inserting new sub-paragraphs (e) and (f) as follows-
- “(e) establish a legal framework for private-public partnerships in healthcare services provision, medical training and research.”
- (f) “and establish a framework operation of amenity wards within public facilities.”

Clause 4

- 3) **THAT**, Clause 4 of the Bill be amended in the following manner:-

In sub-clause (2) by deleting the words “be” appearing between the word “is” and the word “liable” and “to” appearing between the word “or” and the word “imprisonment.”

Clause 8

- 4) **THAT**, Clause 8 of the Bill be amended as follows:

In sub-clause (3) by deleting the word “to” appearing after the word “both”

Clause 14

- 5) **THAT**, Clause 14(2) of the Bill be amended as follows:-

By deleting Clause 14 and replacing therefor with the following-
“There is established the office of the County Director of Health”

Clause 15

- 6) **THAT**, Clause 15 of the Bill be amended as follows:-

In sub-clause (5) paragraph (b) by deleting the word “Masters” appearing immediately after the word “possess a” and replacing it therefor with the word “Bachelors”

Clause 16

7) **THAT**, Clause 16 of the Bill be amended in the following manner:-

- (i) In sub-clause (2) by inserting the words “and at least five years relevant experience” immediately after the words “ health sciences”
- (ii) By inserting a new sub clause (3) as follows-

“A person shall not be designated as an officer in charge of a health unit under this section unless the person has a diploma in health sciences and at least five years relevant experience”

Clause 17

8) **THAT**, Clause 17 of the Bill be amended as follows:-

In sub clause (2) by inserting the words “in consultation with the County Public Service Board” immediately after the words “officer in charge”

Clause 19

9) **THAT**, Clause 19 of the Bill be amended in the following manner:-

- i) In sub clause (1) paragraph (c) by deleting the paragraph.
- ii) In sub clause (4) by inserting the word “once” immediately after the word “renewed”

Clause 20

10) **THAT**, Clause 20 of the Bill be amended as follows:

In sub clause (4) by inserting the words “through their respective directorates” immediately after the word “shall”

Clause 21

11) **THAT**, Clause 21 of the Bill be amended in the following manner:-

- (i) In sub clause (1) paragraph (a) by inserting the words “who shall be the Chairperson” immediately after the words “Chief Officer”
- (ii) In sub clause (1) paragraph (d) by inserting a new sub paragraph(d) as follows;
- (iii) ‘the County Director of Health who shall be the Secretary”
- (iv) In sub clause (2) paragraph (2) by deleting the paragraph.

Clause 26

12) **THAT**, Clause 26 of the Bill be amended in the following manner:-

- (i) By deleting the word “specialized” immediately after the word “other”
- (ii) By inserting a new paragraph (e) immediately after paragraph (d) as follows;
“(e) amenity wards” and renumbering the paragraphs accordingly

Clause 28

13) **THAT**, Clause 28 of the Bill be amended in the following manne

- (i) At the marginal note by inserting the words “quality assurance” immediately after the words “County Health”
- (ii) In sub clause (1) by inserting the words “quality assurance” immediately after the words “County Health”
- (iii) In sub clause (2) by inserting the words “quality assurance” immediately after the words “County Health”
- (iv) In sub clause (3) by inserting the words “quality assurance” immediately after the words “County Health”

- (v) In sub clause (4) by inserting the words “quality assurance” immediately after the words “County Health”

Clause 31

14) **THAT**, Clause 31 of the Bill be amended as follows-

- (i) By inserting the words “in a public health facility” immediately after the word “utilized”
- (ii) By inserting a new paragraph(e) as follows-
“and development and maintenance of health facilities”
- (iii) In paragraph (c) by deleting the word “and” appearing immediately after the word “accessories”

Clause 34

15) **THAT**, Clause 34 of the Bill be amended as follows:-

In sub clause (1) paragraph (a) by inserting the words “in consultation with the County Assembly” immediately after the words “finance otherwise directs”

Clause 37

16) **THAT**, Clause 37 of the Bill be amended as follows:-

In sub clause (1) deleting the sub-clause and replacing therefor with the following-

“Any bank account operated by an institution shall include the words “facility improvement fund” to the name of the account in addition to its own name.”

Clause 38

17) **THAT**, Clause 38 of the Bill be amended as follows-

In sub clause (1) paragraph (b) by deleting the words “a secretary” and replacing them therefor with the words “County Director of Health who shall be the Secretary”

Clause 45

18) **THAT**, Clause 45 of the Bill be amended in the following manner-

- (i) In sub clause (2) paragraph (f) by inserting a new paragraph (f) as follows-
“Administration of amenity wards”
- (ii) In sub clause (2) paragraph (g) by inserting a new paragraph (g) as follows- “amendments to the First Schedule and pricing guidelines”

New Clause 48

19) **THAT, New Clause 48** of the Bill be amended in the following manner-

- (i) By inserting a new clause 48 with a marginal note as follows-
“Amendment to the Seventh Schedule of the Kiambu County Finance Act, 2018”
- (ii) By inserting a clause as follows-
“The Kiambu County Finance Act 2018 is amended by deleting the Seventh Schedule and replacing therefor with the First Schedule to this Act.”

Tentative Business for
Tuesday, April 2, 2019

(Published pursuant to Standing Order 49(1))

It is notified that the following tentative business will appear in the Order Paper for Tuesday, April 2, 2019-

MOTION FOR THE IDENTIFICATION AND DESIGNATION OF GREEN SPACES IN THE COUNTY

Hon. Gathuru Mburu, MCA

THAT AWARE that a green space refers to an open space/land that is partly or completely covered with grass, trees, shrubs, or other vegetation including parks, community gardens, and cemeteries. It could be either maintained or unmaintained; **further aware** that green spaces offer significant environmental, economic and lifestyle benefits to humanity;

WHEREAS green spaces are purposefully designated for their role in preservation of natural environments, recreational or aesthetic merits since they are sites for physical activity, social interaction and for recreation; studies have revealed that they do help remedy mild depression and reduce physiological stress thus important to mental health;

ALARMED THAT global urbanisation has reduced access to and engagement with green spaces with Kiambu County witnessing unprecedented diminishing of public open spaces with natural or man-made vegetation. This has been caused by the high demand for land for real estate development as well as agriculture, environmental pollution and other risks associated with climate change;

FURTHER CONCERNED that the few green spaces available in the County face the risk of being encroached, grabbed and/or illegally allocated coupled with the depletion of the natural vegetation due to lack of protection and maintenance;

RECOGNIZING the efforts by the National Government through the School Green Initiative to encourage tree planting amongst pupils on the land owned by schools; **further appreciating** the County efforts of increasing its forest cover from the current 6.5 percent to 10 percent through tree planting in schools, urban areas and road sides as well as encouraging farmers to plant fruit trees, fodder trees or any other plantation in at least 10 percent of their land;

NOW THEREFORE this Assembly calls upon the relevant County Departments to:

- (i) Identify and map out available public land, and public open spaces in the Wards with a view to designate them as green spaces, plant the appropriate vegetation, protect and maintain them; Further, identify the threatened and degraded sites reclaim and rehabilitate them as green spaces; and,
 - (ii) Formulate a policy for reclamation of the grabbed green spaces to ease their protection and rehabilitation.
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