

COUNTY GOVERNMENT OF KAJIADO



KAJIADO COUNTY ASSEMBLY

THE SECOND COUNTY ASSEMBLY – (FIFTH SESSION)

ORDERS OF THE DAY

TUESDAY 17TH AUGUST, 2021 (02:30 PM)

PRAYERS

1. Administration of Oaths
2. Communication from the Chair
3. Messages
4. Petitions
5. Papers
 - i. Report of the Sectoral Committee on Lands, Physical Planning and Urban Development on Consideration of the policy paper on the elevation of Kitengela town to Municipal status.
6. Notices of Motion
7. Statements
 - i. REQUEST FOR STATEMENT
(Hon. Martine Kimemia – Ololua Ward MCA)

Handwritten signature and date: 17/8/2021

Mr. Speaker, Pursuant to Standing Order 41(c), I wish to request for a statement from the CECM Lands, Physical Planning and Urban Development through the chairperson of the Sectoral Committee on Lands regarding the ownership of the parcel of land adjacent to Halal Meat Products Ltd Abattoir:

AWARE THAT Article 62(2) of the Constitution states that public land shall vest in and be held by county government in trust for the people resident in the county and shall be administered on their behalf by the National Land Commission. In addition, the Government in 1970 had allocated land for construction of an

abattoir by HALAL LTD and adjacent to it they further allocated land for construction of lagoons for the disposal of industrial waste. It has come to my attention that the land that was set aside for disposal of abattoir waste adjacent to the HALAL Ltd abattoir is now being claimed as private land.

Hon. Speaker, it is against this background that I seek a statement from the department of lands. In the statement, the Chairperson should inquire into and report on;

- a) Whether the land set aside for construction of lagoons for disposal of industrial waste from the slaughter house still exists?
- b) What is the acreage?
- c) What is the lease period?
- d) Is the department utilizing the land for the intended purpose?

8. Motions

- i. **ADOPTION OF THE REPORT ON THE KAJIADO COUNTY INVESTMENT AUTHORITY BILL, 2021**
(Hon. Martin Kimemia – Chairman, Committee on Trade, Cooperatives & Enterprise Development)

Mr. Speaker Sir,

I wish to move a motion that this Honorable Assembly adopts the Report of the Sectoral Committee on Trade, Cooperatives & enterprise Development on the consideration of Kajiado County Investment Authority Bill, 2021.

- ii. **CHANGE OF WARD DEVELOPMENT PROJECT FOR EWUASO OO NKIDONGI WARD**
(Hon. Justus Ngossor – Ewuaso Oo Nkidongi Ward MCA)

Mr. Speaker Sir, I wish to move the following motion;

AWARE, that in the Development Plan for Ewuaso oo Nkidongi ward for Financial Year 2020/2021. Ksh. Two Million was set aside for the construction of toilets at Kisharu primary School;

NOTING THAT, the construction of the said toilets was implemented using the Emergency Funds;

FURTHER, having been consulted by the residents of Ewuaso oo Nkidongi Ward as evidenced by the attached minutes; to reallocate the funds from construction of the toilets at Kisharu primary School to the Construction of Early Childhood Development Classrooms at the same School;

Mr. Speaker Sir, I wish to move a motion as follows:

THAT, this Honorable Assembly Resolves to reallocate the sum of Ksh. 2 Million the fund from construction of proposed Construction of Toilets in Kisharu Primary School to Construction of Early Childhood Development Classroom at the same School within the same Ward.

iii. RELOCATION OF THE TRADERS IN THE KAJIADO OPEN AIR MARKET
(Hon. Samuel Teum – MCA, Ildamat Ward)

Mr. Speaker Sir,

AWARE, that the County Assembly approved a Charter providing for the establishment of Kajiado Municipality as provided for under the Urban Areas and Cities Act, 2011;

WHEREAS, the key object of the municipality is to provide for efficient and accountable management of the affairs of the Municipality, it also seeks to provide for a governance mechanism that will enable the inhabitants of the Municipality to; participate in determining the social services and regulatory framework which will best satisfy their needs and expectations; Verify whether public resources and authority are utilized or exercised, as the case may be, to their satisfaction; enjoy efficiency in service delivery and promote social cohesiveness and a sense of civic duty and responsibility among the inhabitants and stakeholders in the Municipality in order to facilitate collective action and commitment towards achieving the goal of a harmonious and stable community.

FURTHER NOTING, that Citizen Fora is a key pillar in the management of municipalities; the Charter provides that the Board of the Municipality shall ensure the development of mechanisms for the participation of the residents of the Municipality of Kajiado in the management and administration of the Municipality; and that all recommendations from the Citizen Fora of the Municipality of Kajiado shall be forwarded to the Board of the Municipality for resolution. Further; all recommendations on issues raised in the Citizen Fora and addressed by the Board of the Municipality shall be forwarded to the Municipal Manager for implementation.

Article 174 of the Constitution of Kenya, 2010 provides that one of the objects of devolution is to give powers of self-governance to the people and enhance the participation of the people in the exercise of the powers of the state and in making decisions affecting them;

The residents of Ildamat Ward have expressed displeasure in the manner in which the Board of Kajiado Municipality are seeking to implement the construction of a Recreational Park. The park is set to be constructed in an area currently being utilized by traders as an open air market. The traders have argued in the public protests that the Board have not provided an alternative market area for the trader because the food market is fully occupied and given the prevailing covid-19 pandemic crowding is highly discouraged. They further argued that no public participation has been undertaken for the planned project;

CONCERNED, that some projects being implemented by the Kajiado Municipality failed to meet the aforementioned provisions and which have led to recent public unrest/protests as evidenced by the attached signatures;

I wish to move a motion that this Honourable Assembly resolves that the construction of the proposed Kajiado Recreational Park be halted forthwith and the relocation of the traders in the Kajiado Open Air Market be stopped until the necessary mechanisms for public/stakeholder engagements have been complied with and a suitable market area for the affected traders has been identified.

9. Bills.