

**REPUBLIC OF KENYA**  
**MACHAKOS COUNTY ASSEMBLY**  
**OFFICIAL REPORT**

**Wednesday, 6th December, 2017**

The House met at 10.22 a.m.

*[The Deputy Speaker (Hon. Museku) in the Chair]*

PRAYERS

**Hon. Deputy Speaker:** Mr. Clerk, proceed.

MOTIONS

ESTABLISHMENT OF ORPHANAGES IN EVERY SUB-COUNTY

**Hon. Deputy Speaker:** Hon. Members, good morning. We have today two motions to deliberate on and we start with the first one which is motion number eight as the Order Paper for today. Motion by the Hon. Irene Mwende, nominated MCA and I call Hon. Member to move the motion.

**Hon. (Ms.) Mwende:** Thank you, Mr. Speaker. Good morning, members.

Hon. Speaker, that aware that Article 21(3) of the Constitution of Kenya, 2010 provides that all state organs and all public offices have the duty to address the needs of vulnerable groups within society including women all the members of society persons with disabilities, children, youth, members of minority or marginalized communities and members of particular ethnic, religious or cultural communities;

Noting that children are the most marginalized and vulnerable members in most societies and aware that article 43(1) of the constitution provides that every person has a right;

- a. To the highest attainable standard of health which includes the right to healthcare services including reproductive healthcare.
- b. To accessible and adequate housing and to reasonable standards of sanitation.
- d. To clean and safe water in adequate quantities.
- e. To social security.
- f. To education.

Cognizant that the Fourth Schedule, part 2 (9) gives the County Government mandate over pre-primary education, village polytechnics, home craft centers and child care facilities;

Acknowledging that Machakos County does not have an orphanage managed by the County Government;

Hon. Speaker, I wish to move the motion that the County Government of Machakos, through the department of Education and Social Welfare, establishes orphanages in every sub-county to cater for the disadvantaged children in the community.

Thank you, Hon. Speaker. I wish to call upon Hon. Alice Nzioka to support the motion. Thank you.

**Hon. (Ms.) Nzioka:** Asante Bw. Spika. Nimesimama kuunga mkono mswada ambaye umeletwa na Mheshimiwa Irene kwamba katika kila kaunti ndogo kujengwe jumba ambalo linaeza saidia mayatima ili kupata maji masafi, matibabu, maana ni haki ya katiba. Asante.

**Hon. Deputy Speaker:** Thank you, Hon. Irene and your seconder Hon. Alice and now I propose the question.

*(Question proposed)*

Hon. Hellen?

**Hon. (Ms.) Ndeti:** Thank you, Mr. Speaker. I stand here to support the motion because indeed there is need to establish or to construct orphanages for the orphaned children in our county. There are very many children whose parents passed away due to diseases. There are many children whose parents are sick and not able to take care of them.

There are also very many children who are coming from very poor communities where they need support to be able to make a livelihood. So, there is need for the county to put or allocate some funds that would be able to take care of these children of our county who are going to be our future leaders. Thank you.

**Hon. (Ms.) Mueni:** Thank you, Mr. Speaker, Sir. I stand to support the motion and also because I am a mother and we know there are so many children who are in the families and even some mothers they do not bring them to the public because they cannot walk, read and we need those people to be helped by education and even by making them feel that they are human beings in our country. Thank you, Mr. Speaker.

**Hon. Deputy Speaker:** Hon. Alice.

**Hon. (Ms.) Nzioka:** Asante Bw. Spika kwa kunipa hiyo nafasi tena. Bw. Spika, kila jamii katika nchi yetu ina haki ya kuishi. Ugonjwa wa ukimwi umekuwa janga katika nchi yetu. Bw. Spika ukitembea sehemu mabalimbali katika nchi yetu utakuta kuna watoto wengi mayatima; ni maana wazazi wao waliwaacha, walikufa ni kwa ajili ya ugojwa wa ukimwi. Unakuta katika familia watoto ambao wameachwa na wazazi wamekuwa watoto wa kuangaika mitaani.

Bw. Spika, huu mswada tukipitisha tutakuwa kama viongozi na jukumu kila mtu katika sehemu yake ama mashinani kuona watoto ambao wamewachwa mayatima ili tuone wamekaa maisha mazuri, wamesoma, wamepata matibabu. Bw. Spika ni mswada ambao unaeza saidia

watoto mayatima. Bw. Spika, katika kitabu kitakatifu cha Mungu tumeambiwa kuna maandishi yanasema 'ukisaidia mtoto yatima unasaidia Mungu.'

Sisi pia kama viongozi ama wabunge katika hili bunge tunataka baraka kwa Mungu. Hivyo basi tushikane pamoja na tupitishie huu mswada maana tukiupitisha hautakuta watoto ama chokora mapipa kila mahali. Ni watoto ambao wanaitaji kuishi vizuri. Bw. Spika ukitembea nchi nyingi kama Ujerumani, Amerika, sehemu nyingi zile zimeendelea kimaisha, utakuta hata sio mayatima peke yao, utakuta kuna sehemu wametenga, utasikia inaitwa nyumba ya wazee ama jumba la wazee. Wazee mtu akifikisha miaka kama sitini, wewe mzazi wako utampeleka huko alindwe ili aishi maisha mazuri mpaka atakapo toka duniani.

Hivyo, Bw. Spika, sisi kama Machakos Kaunti tunataka twende mbele. Twende na maendeleo mahali kiwango kimefika kwa hivyo tukianza na kutengeza hiyi vyumba ambavyo watoto mayatima tutawalinda itakuwa tumepanda kiwango kizuri cha maendeleo. Na pia kwetu baraka zitakuja na tutaonekana ni kaunti ambayo inajua maisha na maendeleo ya Kenya pia tunajali maslahi ya watu, watoto, wazee wote walio chagua viongozi ambao wako hapa ili waone wamewakilishwa. Asante, Bw. Spika.

**Hon. Deputy Speaker:** Hon. Nyanzi.

**Hon. Nyanzi:** Asanti Spika. Nataka kusapoti hii motion mia kwa mia na nimpongeze Mheshimiwa Irene kwa kuleta hii motion. Jana, sio juzi, asubuhi sana, kwangu kulikuja mama nikamkuta hapo nje na alipoleta ile sababu alikuwa amakuja, alikuja akaniambia mtoto wake akiwa mdogo amakua mgonjwa, akawa hawezi kuinuka na akaendelea naye mpaka akaja wakati mmoja hapa hospitali ya Machakos, akapimwa akapatikana na growth kwa mgongo na ikatolewa.

So, akaambiwa huyu mtoto utatafutia shule ambazo zinaweza lea huyu mtoto kwa sababu huyu mtoto maisha yake hataweza kusimama. Alienda Kyale, Kilome; kuna shule moja iko pale ya walemavu. Akaambiwa hiyo shule hailipwi fees lakini huyu mtoto atakuwa akipelekwa choo, akipanguzwa na utakuwa ukilipa elfu kumi. Naye ni mama ambaye hana mzazi.

So, akaniambia nimsaidie nimwambie atafanya nini sababu hataweza kuona hiyo pesa pahali popote. Na anaambiwa hakuna njia ingine. So ikiwa tutakua na mpango kama huu wa kulea watoto kama hao, na ni wengi duniani Kenya, hapa kwetu Ukambani ambao wako namna hiyo, tutakuwa tumefanya kazi nzuri sana tukiupitisha. Na hii imekuja timely; ni wakati mzuri sana ambao uliletwe na kumekuwa na magojwa mingi ya aina hiyo. Asante na simama kusapoti.

**Hon. Deputy Speaker:** Hon. Ndawa.

**Hon. Ndawa:** Thank you, Mr. Speaker, Sir. I stand here to support the motion which has been brought here by Hon. Member. I want to say this issue of orphanages is very important. Not only for the kids without parents but we also have kids with parents but the parents are not able to take care of their kids. If you move around in every market you will find so many street boys and street girls. Maybe these people have lacked somewhere where they can be taken care of.

So, Mr. Speaker, I support the motion that every sub-county has this facility because it is very important. Unless we take care of our youth and our kids it means we will have no future. We do not know the kids who are suffering there maybe they are the future presidents of this nation. So, the moment we establish these projects or these centers we will have assisted and I

am very sure even God himself will bless this Machakos, Second Assembly. Thank you, Mr. Speaker.

**Hon. Deputy Speaker:** I will come to this side, Hon. Kaloki.

**Hon. Kaloki:** Thank you, Mr. Speaker, for giving me an opportunity to present this motion. I stand here to support this motion and I think it is timely. It is the high time we need to give these orphaned children an opportunity to live a life like any other child. I think, if you look at some of the top personalities in this country, academicians are products of the renowned orphanages like the AIC Kangundo Muisuni, the SOS in Nairobi Buruburu and they gave an opportunity to orphans who nobody knew whether one day they will be where they are today.

If we establish these orphanage homes or centers in every sub-county it will also give us an opportunity to know who they are and where they are because the starting point would be first to identify them; who are they and can they be found.

Number two, it will reduce the number of street children in our county. Three, I think it will be important for the county government to set aside a serious fund which can cater for these. If you go to the western countries as Mheshimiwa Alice said, you find that these homes are almost in every sub-county and you never come across an orphaned child or a destitute person who has never been to school.

It will give our orphaned children an opportunity to have access to education, clean water, health because you find in most of these homes there are almost self-contained. They have a facility for health care they have water, they have bathrooms, have nurses and doctors who look after these people. So, I think it is a good idea and I support it 100 percent. Thank you.

**Hon. Katumo:** Thank you, Mr. Speaker, Sir. Firstly, I want to applaud the Hon. Member, Hon. Irene Mwendu for thinking through a motherly spirit that children especially the orphans should be taken care of. Mr. Speaker, Sir, you understand that it is a right for all children to be taken care of whether they have parents or not. It is an obligation of an authority like the county government of Machakos within their allocations to make sure that they have set aside funds and made concerted efforts to make sure that we do not have street children, we do not have children who do not go to school, we do not have children who loiter around simply because they have no parents or facilities even to continue.

You know, of course, we have what we call primary education and secondary. Primary because it is very key, you must have it. Then we have secondary which means it is an addition or 'O' level and these children, it is a phase where they grow so that they can be mature and of course they be able to think and make the right decisions. By so saying Speaker, Sir, we need these children to be officially put in facilities to make sure they go through these phases of life so that they can become responsible citizens in future.

I have walked around and I have seen loitering around, we have some of these children or adults and teenagers who engage themselves in very bad behaviors. We want to curb these as a county and to make sure that these children are put through. Mr. Speaker, Sir, and Hon. Members, you also remember what happened when especially in Nairobi they say they are going to get all street children back to a facility. Nairobi was very clean, Nairobi of course had no liquid crimes and we have seen a lot of things happening around. It is because we have let loose these children and others to do what they wish. Therefore, in support of this motion, I think it is prudent for this county to think wisely for the future to make sure that these children especially

the orphans, they establish orphanages. An orphanage is, of course, an established well-equipped institution, education-wise discipline-wise even counseling and pastoral work to make sure these people grow up to be very holistic in life and therefore I want to support this motion that the county government of Machakos should establish these orphanages at least in every sub-county to make sure that this spirit of our Hon. Member gets to be realized. Thank you, Mr. Speaker, Sir.

**Hon. Deputy Speaker:** Hon. Kieti.

**Hon. Kieti:** Thank you, Mr. Speaker, for giving me this opportunity to share with the other members this important motion that is touching on lives which is very important. I want to say that having being a teacher for almost 29 years, I have been able to interact with the kind of persons or children that we talking about. One of the experiences that I can remember very well is where schools close and you have such orphaned children. They have nowhere to go and are just left there wondering what to do.

So it is a very noble motion that has been brought by that Hon. Member, Irene that we establish orphanages across the country in every sub-county to cater for those children whose parents have died because of one thing or the other and at the same time to ensure that they are able to access the social amenities that they need for their future.

At the same time, I want to request if it is possible before the orphanages are established if some funds can be put aside to cater for such children because at the moment, it might be a process to establish the centers but if some funds maybe set a side within the budget, so that we are able to cater for such children in the process of coming up with the centers, I think it will assist them just the way the old people are being catered for through the cash transfer.

So, I would propose in addition to having the orphanages, we have some funds set aside to provide them with what they need at the moment. Otherwise, I support the motion and thank you so much, Mr. Speaker, for that chance.

**Hon. Deputy Speaker:** Hon. Rozina.

**Hon. (Ms.) Kanini:** Thank you, Mr. Speaker. I want first to thank the mover of this motion because it is timely. First, I want to say many orphans are deserted and need a lot of love because it would make them part of the society. Where I come from, I have many cases of orphans in the area who are school less, who live very miserable lives due to lack of parents or such authorities who can take care of them.

If we had these facilities they would school, access health care and other social amenities and for that reason, I support. Thank you, Mr. Speaker.

*(Applause)*

**Hon. Deputy Speaker:** Hon. Dominic?

**Hon. Ndambuki:** Thank you, Mr. Speaker, for the opportunity. I am in support of this motion and I applaud the mover of the motion. Seeing that we are having quite a number of children who are less privileged in the community and by having the county set up orphanages for these children, we will be offering them social justice. Over and above this, Mr. Speaker, we

will be reducing the number of street families that we see around and again as we grow the economy of Machakos County, such facilities will help the growth of cottage industries seeing it that there are people who will supply some products to these facilities and it will also create employment for our youth and other people in the society who do not have employment.

Mr. Speaker, as we deliberate about such facilities being set up by the county government, it would be good if we also look at other similar facilities being run by corporate entities that are existing within the county. If the county government could partner with them so that we can standardize the services. Thank you, Mr. Speaker.

**Hon. Deputy Speaker:** Thank you, Hon. Mule? Hon. Mulu.

**Hon. Mulu:** Thank you, Mr. Speaker, for granting me this chance. I stand to support my colleague and my friend Hon. Irene in the motion that we need these children's homes in our county. You find that many children are left young by their parents, they do not get mentorship and they are brought up with indiscipline so we need these children's homes for their discipline to be brought up well by the employees who will be given by the county government of Machakos. So, I fully support the motion by my friend here.

**Hon. (Ms.) Ndalana:** I thank God for using Hon. Irene to bring this motion in this assembly so that we can pass. I have been helping orphans from other counties but I thank God now I will be helping my orphans in Machakos County. Thank you, Mr. Speaker, Sir.

**Hon. Deputy Speaker:** Hon. Kalumu.

**Hon. Kalumu:** Thank you, Mr. Speaker. I would like first to thank this House for being life-sensitive. Orphaned is being disadvantaged in life because that means if you are orphaned, you do not have good care because the parents have already gone. I want to support to support this motion and before I support I also want to thank the House because it is showing brotherhood.

One time in the Bible, Cain was asked; where is your brother? He said; I am not my brother's keeper. But as it looks now it shows very well that this House is show casing brotherhood.

*(Applause)*

I want to say that being orphaned makes you vulnerable to anything that exists in this world because no one takes care of you and it is good for the mover of this motion today that she got that thought of building orphanages in each sub-county in this county of Machakos. I want to believe that the government of Machakos will adhere to this motion and will implement it fully.

Being orphaned leads to insecurity because it means proper care of the kids is not taken. Thus leaves the kids languishing in poverty, loitering in cities others some people even take advantage of orphans and they make them as if they are not even wise...they make them as if they are...what do you call them? Agents of change you find that someone has employed an orphan and he is not paying.

So, I fully support this motion and believe that this House will come up with other motions which will showcase brotherhood other than motions which will bring divisions in this

House. So, I fully support and call upon the house to continue the way it has shown. Thank you, Mr. Speaker.

**Hon. Deputy Speaker:** Hon. Kamulu.

**Hon. Kamulu:** Thank you, Mr. Speaker. I stand to support the motion that we have an orphanage but Mr. Speaker, we have levels of orphanage, there are those which are very critical where somebody has nothing like a guardian, somebody has nothing like a parent, I think those are the kind of orphans who should be guarded through such an orphanage. But Mr. Speaker, we have orphans within our locality who are being assisted by guardians.

The greatest question is, before we come up with these orphanages, what are we doing and what are we planning to do to them as per now, as far as the education is concerned and their needs are concerned. So, Mr. Speaker, I want to suggest, that we come up with a kitty where those kids can be supported through their guardians so that they can keep on with their livelihood even before that time of--

**Hon. Kalumu:** Point of information. I would like to inform Hon. Kamulu that the national Government is sending some tokens to some orphanages in this Country. So, the kitty might be set but the National Government also has a kitty for the orphans. Could be it is not for all the orphans but I think I have seen and I have heard about it and I have seen people be given that token. Thank you, Mr. Speaker.

**Hon. Kamulu:** Thank you, Mr. Speaker, for that information and Hon. Member who has given that information. I think you are very much privileged because we have not seen Members in our areas being assisted and we have a lot of pressure from them. Hon. Members, you will agree with me that the orphans, even when you go for funerals, we leave them there, is it not so? We give false promises that we will assist yet we do not know exactly which particular area where we can get such assistance.

So, if it is there, we need a very clear policy and system where this County, the Members get it and give it to those who need that help. Otherwise, I am not refuting that the Government has such a facility but it is not going to everyone.

The issue concerning the aged, that is the old, Members you will agree with me when we were looking for votes, there were a lot of pressure from the aged people asking us, where is there money and if it there, how is it being distributed to them. So, I feel as we think of that orphanage, right now the aged people should have a kitty where they should be getting something at least at the end of the month for upkeep.

Those are the people who fought for Independence, they are the people who fought for this Country yet they are just seated there suffering without getting anything from the County. I think the National Government is giving them something but let the County also give it and if it was there, let it be well streamlined so that all of them can get. Otherwise, Mr. Speaker, I stand to support the motion that, we have an orphanage within every Sub-County. Thank you, Mr. Speaker.

*(Applause)*

**Hon. Deputy Speaker:** Hon. Kisini.

**Hon. Kisini:** Thank you, Mr. Speaker for giving me this opportunity. I also want to thank the mover of this Motion, Hon. Irene, for being God sent servant to bring this motion to the House. Yes, it is very important we have those orphanages in every Sub-County. I want to set my case in Athi River, whereby most of it are slums and you know in slums the kind of life which is lived there; we so many destitute children who are walking here and there, some of them sleep in the cold, they do not have a place to go and I wonder, what is happening because, formerly before we became a County, we had those offices used by now the devolution offices, it was a Centre of orphans and when we moved to those offices, I do not know if there was a substitute to those children who used to belong there.

There are people who schooled from that place who were taken care from that place and whom we have seen their lives changed. So, when the County Government moved to those offices, I do concur or think that you know where that big orphan center used to be at Kangundo also and so forth. So, it is as if I am trying to say, when the County Government moved to such offices, there should have been an alternative to take care of those orphans.

There are also those people who have private orphanages managing them; I would also request the County Government to support them so that maybe, because it is also supporting and taking care of those children. I have seen some of them even sleeping in cold where they do not have homes to go to, they do not have parents, they do not have relatives and they have no place to go. I do not know, if we can mention one right now, where do we have one in Machakos County?

So, I want to congratulate the mover. It is very important and it is also very important we have each orphanage being built at every Sub-County and then I ask, we have been passing motions here and they have been good because we all agree they are important motions; is there a follow up for such motions so that maybe whatever we pass because I can also see that we are going to pass this motion, is there a follow up maybe through the Implementation Committee that whatever we pass is implemented because this is a very important motion? Thank you, Mr. Speaker.

*(Applause)*

**Hon. Deputy Speaker:** Just for guidance purposes, the Hon. Member. I think what normally happens is we commit, for example when this motion is going to be debated we commit it to a committee which will go ahead and do its findings and a report on it and report back to this House. Once that report is approved by the House, then it is forwarded to the office of the clerk and it is forwarded to the Executive for execution and from there the committee on implementation does follow up.

All these things, I think, are recorded and we have proper records on how they should be followed up. Thank you. Hon. Johana. Just a minute. Point of information.

**Hon. Nyanzi:** Point of information.

**Hon. Deputy Speaker:** Point of information from Hon. Nyanzi. And you need to be giving it when the member speaking is standing.

**Hon. Nyanzi:** 1988 ndio nilikua hapa kwa hii Council na---



*(Laughter)*

Tulikua na Machakos Children's Home na mimi ndio nilikua Chairman kwa hio mji na bado hio mji iko hapo up to 1997 na tulikua tukichukua watoto na hao watoto tulikua tukichukua wale walemavu namna hii na wale hawana chochote na tunawasomesha na wanakua kama watoto wa Kaunti hii.

So, tunapoanaza kutengeneza shule kama hizi, tujue ilifanya nini maanake ilikua na ilikua na over Ksh. 10 million na tujue hiyo ilienda wapi.

*(Applause)*

**Hon. Munyao:** Thank you, Mr. Speaker, I stand to support the motion. I have visited some orphanages like I have one in my ward and you need to spend either one morning or one afternoon with such children and you appreciate the magnitude or even how touchy these motion can be. I support this because it is such institutions are going to encourage even parents with the children who have some kind of disability to come up and bring them up so that they can also go such institutions and have the potential in them fully tapped.

I would wish also to state that, by having such institutions, it will also mean that we are serious to maybe give equity in service to all categories of persons in our areas. I would even further encourage, even as we come up or rather debate on the motion and maybe commit as, Mr. Speaker, you have said to a certain committee, that policies are put in place even in terms of who qualifies to be an orphan to fit in such institutions.

Is it that son or daughter of a tycoon or tycoon who passed away and left a lot of wealth such that though the parents are no more, but there is a lot which can support those kids? What will be the processes of identifying such needy cases for placements into various institutions? So, I totally support this motion, it is a motion which is a lifesaving motion, it is a very touching motion and so I support. Thank you, Mr. Speaker.

**Hon. (Ms.) C. Nzioki:** Thank you, Mr. Speaker. I want to thank Hon. Irene for this motion which actually quite overdue. We are the mothers, we are women, we are the people who give birth, we carry those children for nine months and we know how painful it could be. I get perturbed when I meet them on the streets just begging and not everyone is willing to help because...especially men would want to know who is your father and what you are here. But for us women, we are there to support because we know that they are all our children.

It is surprising that National Government has orphanages for animals but not much for children, human beings. When we agree that we put up that orphanage in every County, it will be really of great help. For those who are aged, I think they are served from the National Government and I you think your people do not get what they deserve, then you go to the Chief. The Chief is the authority for those ones in every ward and also when we look at it and find that this is something that is supposed to have happened long time ago.

Maybe the resources, maybe the people who are supposed to make arrangements for it, maybe we took things lightly. I think it is the high time now we push for this, it disturbs, it is life saving and it involves our children. So, I stand to support the motion and say thank you, very much Hon. Irene for thinking about this. Thank you.

*(Applause)*

**Hon. Deputy Speaker:** Hon. Members, I think the motion has now been quite exhaustively debated and I now put the question.

*(Question put and agreed to)*

This motion, having been passed by the House, is committed to the Committee on Education and Social Welfare and it is requested to report back to this House on or before the 30th February, 2018.

Thank you. Next motion.

#### ALLOCATION OF FUNDS TO CELEBRATE WORLD DISABILITY DAY IN MACHAKOS

**Hon. Deputy Speaker:** We have another motion by the Hon. Justus Katumo. Please proceed.

**Hon. Katumo:** Thank you, Mr. Speaker and the Hon. Members.

Mr. Speaker, aware that, the 3rd day of December every year, is the World's Disability Day or the International Day of Person/People living with Disabilities which celebrates Persons with Disabilities;

Noting with great concern that, this day has been promoted by the United Nations since 1992 to encourage a better understanding of the people affected by a disability together with helping to make the general public more aware of their rights, dignity and welfare of the disabled People, as well as raise awareness about the benefits of integrating disabled persons in every aspect of life from economic to political and cultural aspects;

Cognizant that the theme for 2017, International Day for People with Disabilities is transforming towards sustainable and resilient society for all;

Aware that, the overreaching principle of this theme is to live no one behind and empowers people with disabilities to be active contributors of the Society;

Aware that, it is based on transformative changes envisaged in 2030 agenda for sustainable development;

Mr. Speaker, Sir, I wish to move a Motion that the County Government of Machakos through the Department of Education, Social Welfare and Sport to set aside funds to facilitate People Living With Disabilities to organize an event within Machakos County and joining the rest of the World in celebrating World Disability Day on 3rd December every year.

Thank you, Mr. Speaker, Sir. I now call my colleague Hon. Jacinta Luka to second this Motion.

**Hon. (Ms.) Luka:** Asante sana Bw. Spika. Nasimama kuunga huu mjadala mkono kwa vile ni jambo liko na umuhimu sana. Tukiangalia ya kwamba hii ni siku ambayo inasherekewa mara moja kwa mwaka kuweza kuwakumbuka watu ambao wanaishi na ulemavu na imekua ikiendelea kwa muda na imekua ikipata changamoto nyingi sana na ilikua mwaka huu jumamosi ambayo ilipita ambayo ilikuwa ni tarehe mbili kwasababu tarehe tatu ambayo ilitahili kua ilikua ni siku ya Jumapili na nilikua nimehudhuria na kwa kweli kulikua na changamoto nyingi sana

kwa vile hiyo mipango inakua nilazima watu wasafirishwe kutoka katika Sub-County zingine ili waweze kufika huku Machakos na unapata ya kwamba kwa vile hakuna pesa ambazo zimetengwa kwa ajili ya hilo jambo, inakua ni ngumu.

Wengi hawakuweza kufika na wakawa wakipiga simu wakiuliza mbona hatukuwahusisha na hilo likawa liko na shida nyingi sana kwa vile wamesikia wamewachwa nyuma na hiyo kulingana na watu ambao wanaishi na ulemavu, haistahili. Maana mtu akifanyiwa hivyo, anaskia ametengwa na anaskia ni kama hatafikani katika watu wale wengine lakini wakikuja na waungane na wale wengine wanapata nguvu na pia wanaelewa na kile ambacho kinaendelea na vile County ambavyo imepanga mikakatikwa ajili ya kuendelea kwao na pia katika maisha yao na pia wanaungana na wale wengine unapata kwamba mtu anajua sio yeye peke yake kuna wengine pia wako kama yeye na wanapata nguvu.

Kwa hivyo kile ambacho tunauliza ni tupitisha hii mswada ili hio pesa ikaweze kutengwa na watu wakaweze kuhudhuria hio sherehe vile ambavyo inahitajika na pia tukikumbuka ya kwamba hii ni jambo ambalo linahisi Machakos kaunti yote, sio sehemu moja, ni kila wodi maana naamini hakuna ward haina walemavu na tukipitisha kila Mheshimiwa---

**Hon. Deputy Speaker:** Hon. Jacinta.

**Hon. (Ms.) Luka:** Yes.

**Hon. Deputy Speaker:** I think you were standing to second.

**Hon. (Ms.) Luka:** Yes.

**Hon. Deputy Speaker:** So, I would prefer you second first then after that you can be able to contribute the motion, so that I can be able to put the question first and propose the question then you can contribute to the motion.

**Hon. (Ms.) Luka:** Asante. Kwa hivyo nasimama kuunga huu mjadala mkono ili tukaweze kuchangia. Asante Bw. Spika.

*(Applause)*

**Hon. Deputy Speaker:** Thank you, Hon. Jacinta.

*(Question proposed)*

You may debate on this on this Motion Members. Hon. Fredrick.

**Hon. Muthoka:** Thank you, Mr. Speaker. I support this motion and thank Hon. Katumo, as you are moving out, this is an important motion. We have a great challenge; we have some parents who have children living with disability and they hide them. Most of them are talented but because they do not have opportunity to showcase their talent for the world to see and even to get sponsors. So, this is a very important day.

If Machakos County can set some funds and not only even to organize it in Machakos town, even to do it within our wards. We have very many, I think even my next neighbor there is

a kid there and if I did not intervene to take her to school at a very late stage, seven or eight years, the mother has been hiding that daughter in the house for that whole time. So, I think it is an important motion, it is something which should be taken by this House seriously and we implement it with immediate effect so that we bring all these talents to develop Machakos County. So, I support.

**Hon. Deputy Speaker:** Hon. Mueni.

**Hon. (Ms.) Mueni:** Thank you, Mr. Speaker. I support the motion and to ask then County in the 40 wards, every Mheshimiwa to be having a kid to bring his people together on that day because if you can sit next to our waheshimiwa, Jacinta and Katumo and they give you there history before, their mothers or fathers struggled very much to bring them up to this stage.

Even, maybe, their mothers or fathers, Mheshimiwa Katumo the other day paid for his mother Ksh. 100,000 in Nairobi Hospital and if the mother could have not brought him out, I think now, today, she would not be alive.

*(Applause)*

So, if you can think about those people, I think you will be doing something to God because if you help a disabled, you help God and if you cannot know a disabled, do not say that you know God. So, I think the Waheshimiwas who are here, the 40 elected, you know the nominated members do not have areas. So, the 40 waheshimiwas, think about that but I think you could not be laughing because if you can think well, you can have a disable in your place.

If you can have 10, you will be doing a good job and I think Mheshimiwa Nziva knows these things and that is why she was elected. She does that in her place, so well and because she is also a woman, you know a woman knows about the disabled because a disabled person does not go to the toilet you are the one who takes he or she to the toilet. So, be careful about this motion and when it goes to the Executive tell the people we are there to think about very much because they are giving birth and if they spend the money they might also give birth to a disabled. Thank you.

*(Laughter)*

**Hon. Deputy Speaker:** Hon. Mbevi.

**Hon. Mbevi:** Thank you, Mr. Speaker. I stand here to support the motion that, the County sets aside some money for the disabled. What I would lie to say is, I think these monies probably if not from the National Government, and something like this has been there. What I want to say is, there is need to set some systems in the County levels probably to follow up because according to my understanding, I think this monies are there, what happens is they are mismanaged and they are channeled to wrong hands.

So, what I would say is, once we pass the motion as the County sets aside that kitty, let the committee concerned have a follow up on it because probably you might find that, that money is disbursed probably from the National Government and it is lost along the way. So, it also important to note that, as we set them aside, we have a way of managing and a follow up on the funds. Thank you, Mr. Speaker.

**Hon. Deputy Speaker:** Thank you. Hon. Nziva.

**Hon. (Ms.) Nziva:** Thank you, Mr. Speaker and Hon. Members present. I stand to applaud the mover of the motion owing to the fact that, disability is not inability and also those disabled persons still remain among the marginalized lot in Kenya. So, I am in support that we have an International day in our County maybe we have each Sub-County moving around the Counties for example 3rd December of this year, it can be in Yatta, the other time in Kathiani and the same.

So, I am in support that according to Standing Order 192, the Speaker directs that the motion goes to the relevant committee so that the committee can deliberate on the same and move forward.

You realize that it includes Educational, Cultural/ Recreational Programs for the people living with disabilities and also it will improve the lives of the disabled persons in the whole County. So, if we have that day I think we will be fair to these people and also they will celebrate their abilities through the life because most of them feel neglected and if we support them, I think their abilities will be well realized. Thank you, Mr. Speaker.

*(Applause)*

**Hon. Deputy Speaker:** Hon. Irene.

**Hon. (Ms.) Mwende:** Thank you, Mr. Speaker, Sir. I would like to applaud the mover of the motion, Hon. Katumo and wish to say that, having adopted the constitution in 2010, our Kenyan Constitution, that now we are more aware of the rights and dignity and the welfare of the disabled and as we support this motion, we will also be supporting the 2030 Sustainable Development Goals.

So, I stand to support the motion. Thank you, Mr. Speaker.

**Hon. (Ms.) Nzioka:** Bw. Spika, asante kwa kunipa nafasi tena. Bw. Spika, ukiwa mlemavu kuna vitu nyingi unaweza fanya. Bw. Spika sisi katika nchi yetu ya Kenya, hivi leo tunajivunia mmoja wa walemavu, mwanafunzi wa darasa la nane Goldalyn Kakuya ni sababu ni mlemavu lakini ana uwezo. Tunajivunia Seneta Isaack Mwaura, ni mlemavu na anaweza. Bila kumwacha nyuma mheshimia Katumo, Mheshimiwa Jacinta Ntambi Luka, wako kaitka hili bunge na wanafanya kazi ya bunge kama mtu mwingine ambaye si mlemavu.

Mimi nimeunga mkono kusema kwamba tutenge pesa za kuwawezesha walemavu katika kaunti yetu wawe wanaweza kufanya mambo ambayo yanapaswa kutendeka. Siku ya kimataifa ya ulemavu, kwetu hasa Machakos, mtu anaiona kwa runinga sehemu zingine. Ingekuwa vizuri maana kaunti yetu pia ina walemavu, tuwe tunaweza kukutana na walemavu sisi kama viongozi ili uweze kubaini wazi kwanza kaunti yetu ina walemavu, na kuna walemavu wengi ambao wana vipawa mbalimbali ambavyo vinaweza kuwasaidia.

Kwa hivyo, kama kaunti na kama bunge la Machakos, tupitisha kwamba tuwe na kiwango fulani cha pesa ni kwa anjili ya kutengeza hiyo siku iwe siku ambayo inaweza kuwa siku ya kufaulu. Pa tukikutana na wao, tutaweza kubainisha walemavu ambao tunaweza kuwasaidia kwatika vitengo mbalimbali. Bw. Spika, kila mtu Kenya kulingana na katiba yetu ya Kenya 2010,

mlemavu ana haki ya kuishi, mlemavu ana haki ya kupata masomo, mlemavu hana haki ya kupata matibabu.

Kwa hivyo Bw. Spika, tukipitisha huu mswada pia sisi tutakuwa tumebarikiwa na tunafanya kazi ambayo tunapaswa kufanya. Ahsante Mheshimiwa Katumo kwa kuleta huu mswada. Ahsante sana.

*(Applause)*

**Hon. Deputy Speaker:** Hon. Kalumu.

**Hon. Kalumu:** Thank you Mr. Speaker. I would like to thank the mover of the motion Hon. Katumo for being keen on representing his constituency very well.

*(Applause)*

I want to also say that this motion should not have found its way to this House because each general knowledge for a person who is a life sensitive to disability to set aside his funds even without a motion. I think all party manifestos, even if you take a look of the party manifesto of the leading party in this country, the party where I belong also has taken care of these funds or there is something taking care of this one. But the question is; is it implemented when it comes to reality?

I want to say taking or setting aside funds to facilitate them will make sure that one who should have had that thought before is tasked to do that. Setting aside funds to facilitate the disabled to come and celebrate the day of disability on the 3rd of each year in December will make the disabled feel that they are also people like us. They will feel that they are included as citizens of this country and so I wish that this motion could have come even before we were elected as members of this county assembly.

I wish to support this motion 100 per cent and say that I have been having some doubts about implementations of motions. I think also Hon. Kisini has raised the same, but owing that this is something taking care of people who are disadvantaged, I wish that this funds were included in the last year's budget or this year's financial budget. I stand to support the motion fully. Thank you, Mr. Speaker.

*(Applause)*

**Hon. Deputy Speaker:** Hon. Helen.

**Hon. (Ms.) Ndeti:** I stand here to support the motion that Hon. Katumo has brought in this House, because in our society we have disadvantaged groups that a lot of us tend to take for granted. I believe that we are all created with equal rights by God and there is no reason why the disadvantaged people should be denied their right to exist to go to school, to live the normal standard of life and to enjoy their lives.

I believe and I am convinced that the county is able to come up with funds to allocate for the purpose of assisting this disadvantaged people in our county and creating and getting some money aside for creating awareness of every 3rd December every year. I am very much in support of this motion Thank you.

*(Applause)*

**Hon. Deputy Speaker:** Hon. Dominic.

**Hon. Ndambuki:** Thank you, Mr. Speaker. I support this motion that the county Government of Machakos, through the department of education and social welfare sets aside funds to facilitate people living with disabilities and Mr. Speaker, it is the right of every citizen of this country to have equality and freedom from discrimination as it is enshrined in our constitution Article 27(1) and (4) and Article 28 that touches on Human dignity and Mr. Speaker by setting aside some funds for people living with disabilities, we will be extending love to them and since commemorations for such an event will be happening every year, then we will also be putting Machakos on the global map and we will be helping our county to grow. Therefore, Mr. Speaker, I support the motion.

*(Applause)*

**Hon. Deputy Speaker:** Hon. Kiilu.

**Hon. Kiilu:** Thank you, Mr. Speaker. Allow me to say that as the chairman education committee, your cry is heard Mr. Katumo. It is unfortunate that some of the Hon Members here have said that we do not need to be pleaded with this issue; we need to act on it immediately. I happened to have been a teacher as Mheshimiwa Kamulu said, I have been teaching for the last 26 years, and the last school that I was in as the head teacher I was able to factor these things.

I had around 680 parents with 984 pupils and out of the same, the information of all these pupils were at my fingertips. I knew that I had partial students or pupils who were 326 with either one parent, either of the parents had passed on. I had 440 total orphans and I was listening and thinking of them every day. In that school, I had apportioned some finance to assist these needy kids in case of exams payment, tuition payment and that is what I had planned with the management.

I don't think whether that one will be impossible with this strong county. I believe we are going to put things where they belong. I want to say that the issue of setting aside this kitty is very important and I want to thank Mheshimiwa Katumo and promise that I want to ..support this on and do it to my level best. Thank you, Mr. Speaker.

**Hon. Deputy Speaker:**Hon. Kieti.

**Hon Kieti:** Thank you, Mr. Speaker. I want to say that the motion at hand which was brought by Hon. Katumo is of great importance to the society. The people we are talking about, one thing we should all agree is that a good percentage of them, are gifted people and these are people who can assist a lot in the society. Sometimes back, I remember we had a cabinet secretary who was disabled in our republic and she was doing very good work.

So, setting aside a kitty will help a lot in bringing up these people who are disabled and at the same time I would like to suggest, although I stand to be advised whether we have a department within the county that caters for these kinds of people and if the department is there who heads the department because when there is a kitty you find people if the money is meant for vulnerable

people, you find people who are not vulnerable are the ones who go and sit there to manage the kitty.

So, if it is a kitty made for people living with disabilities it is a kitty that should be managed by people who are facing those challenges because if we have just set the kitty and leave it, you will find that people like us will invade it and will not assist the purpose. At the same time, on Saturday, I happened to pass next to Mulu Mutisya gardens here in Machakos and there were tents, and I remember last week there was some kind of exhibitions that were going on there and I thought it was an extension of the same.

So by the time I got to Tea Tot hotel is when I asked what was going on, then I got the information it was a day for disabled. What am I trying to say, this is a day that every Kenyan should be aware of and every leader in this nation just the way Hon. Alice has said that we all need to participate in this day because these disabled people are also voters; they are also part of the society.

So, when we just leave the day to those people alone and we continue with our own businesses, then it does not add up. So, I suggest that when we have that important day, 3rd December, then all leaders are brought on board we participate and in ensuring that people attend the event and I wish if the event could also be held at sub-county level to reduce the cost of transporting some those people because some of them have very many challenges.

So, having the kitty I think it will assist a lot, such people are very important in our society. Thank you, so much Hon. Katumo, thank so much, Mr. Speaker for this important motion and giving me the chance. Thank you.

**Hon. Deputy Speaker:** Hon. Margaret.

**Hon. (Ms.) Mwikali.** Thank you, Mr. Speaker, Sir. I stand to support this motion and congratulate Mheshimiwa Katumo for bringing this motion to this House. I wish to say that it would not have come at the best time, this is the best time for this motion, because at my age I am old enough, members to have become disabled at a later stage in my life.

I understand and I know what it means to be disabled and during that time, I met many, many challenges most of which would have been solved if such a motion had been passed by the Hon. Houses before us. Members, Bw. Speaker, Sir, it is very, very hard when you want to reach somewhere and you cannot get, not because you don't have brains, not because you cannot think, not because you cannot act but because you just been rendered unable to do it because of physical disability.

Most of them really are brighter than some of us yet they cannot do their work not do anything and it is just because the society has not been able to think about them and not been able to facilitate their movement and their empowerment in economical world. Mr. Speaker, I don't want to belabour their theme because it all. It says 'transformation towards sustainable and resilient society for all.'

Then we think about leaving no one behind because when we leave them behind, with all their brains, with all their ability, then we are not helping this society at all. I support this motion with my total all, with a lot of passion and wish even to set more than that they require because so many other children, other people are hidden by their parents because of that disability. Then we can go fish them out come and make them feel that they are part and parcel of the society.

Mr. Speaker, let us pass this motion with all the passion it requires and pray that this House will all the time set a budget aside for such a common and such a worthy cause. Then we also ask



for serious implementation because some of these motions when we pass them they are never implemented. We ask that after passing it, it will be implemented so that our society will be able a society that thinks like God, because God thinks of us all as equal and as people that He has created. Thank you, Mr. Speaker.

*(Applause)*

**Hon. Deputy Speaker:** Hon. Cosmus.

**Hon. Masesi:** Thank you, Mr. Speaker. I stand to support the motion and first and foremost, I want to appreciate and applaud the Hon. Member, Hon. Katumo. Mr. Speaker, I have seen Hon. Katumo with very high spirits in supporting activities and issues to do with disabilities, Mr. Speaker. I wish that he may keep his spirit in pursuing the same, Mr. Speaker.

Bearing in mind that this is a global issue celebrated all across the board, our wish also as a county may toe the line, Mr. Speaker. Mr. Speaker, I do support fully this motion and say that this House will always support anything to do with empowering the disabled. Mr. Speaker, I want to say thank you and I request that you may put the question so that we may move. Thank you, Mr. Speaker.

**Hon. Deputy Speaker:** Thank you. Hon. Ndawa.

**Hon. Ndawa.** Thank you, Mr. Speaker. I want to support this motion and I want to just say three things. Disability is not inability and to prove that, we have Hon. Members in this House who fall in that class and when it comes to debate and presentation of motions, they are the most vibrant Hon. Members in this House. So, that is enough prove that disability is not inability.

*(Applause)*

The other issue that I would like to say, Mr. Speaker, is about when these people living with disability are left at home and nobody is bringing them together, there is no way their talents can be realized or monitored. But if we agree that we set aside a kitty for them so that we can be bringing them together, we can identify their talents and maybe from their talents the county can get a lot of help from the use of those talents.

The other issue, Mr. Speaker, people living with disabilities are also entitled to all human rights like other Kenyans. Once we leave them at home, it means that we are denying them the right of information and we are also denying them the right of interaction. They also need to be given chance to interact with others. So, I want to comment the mover of the motion saying Hon. Katumo may God bless you because of remembering your brothers and sisters who are at home.

*(Applause)*

I believe before Hon. Katumo and Hon. Jacinta were appointed to this House, if they were just at home and they were not interacting with others, nobody would have sported them. So, I am saying it is good that we have this kitty and if possible, we come up with programs so that we can have activities for them. They can also be competing like any other Kenyan because

I am very sure they must be talented. Thank you, very much, Mr. Speaker and I beg to support the motion.

**Hon. Deputy Speaker:** Finally let me have Hon. Jeremiah.

**Hon. Munguti:** Thank you, Mr. Speaker. I stand here before this Hon. Members and the House to support this motion and applaud the mover of this motion. It is a timely motion that has come at the right time, I remember 3rd December, we were celebrating the same in our division that is Masii and actually, when I went there I was shocked to find that in our area we have so many people with disabilities. It is only that these people have not been recognized.

Actually, I had to ferry about 20 people from my ward which were identified by the area assistant chiefs, which were actually out of my knowledge. I did not know unless I worked with the administration. It is the high time for this house to support this motion so that the county government can create funds for these people because as my fellow members have said it, disability is not inability.

These are people with good ideas, these are people with brains. Like I said, I met one of the disabled persons on that day in Masii when we had this disability day, and I was shocked to find that one of the disabled persons could not see anything but was playing a guitar like you can imagine he could see the keys.

It was to my surprise even to find that some who had deformed legs, actually could move with their hands. These people have talents and it is of this House to have actually creating some funds for these people for their talents to be nurtured. May I say this, Mr. Speaker; that this motion should be supported by this House and the mover of this motion as we pass it to the relevant committee to follow it up so that they find that it has been given funds to support our children.

This has been people who have been marginalized and even their parents sometimes they hide them in their house but if we can support and show support to the parents, I am very sure they are many who are in the homes in different areas and they can be given the chance to show their case during these celebrations.

My take is this; I stand to support this motion and give it the support that it deserves so that our people have this county giving fund for them. Thank you Mr. Speaker.

**Hon. Deputy Speaker:** Thank you, Hon. Members and I think that, that motion has been exhaustively debated.

*(Question put and agreed to)*

This motion is committed to the committee on education and social welfare, and should report back to this House on or before 30th February, 2018.

## ADJOURNMENT

**Hon. Deputy Speaker:** That brings us to the end of the business today and this House stands adjourned until Wednesday, 6th December 2017 at 2.30 p.m.

The House rose at 11.32 a.m.