

MACHAKOS COUNTY ASSEMBLY**OFFICIAL REPORT****Wednesday, 28th October, 2015**

The House met at 10.15 a.m.

*[The Temporary Deputy Speaker (Mr. Raphael Mutuku) in the Chair]***PRAYERS**

Hon. Temporary Deputy Speaker: Good morning Hon. Members. You can proceed, Clerk.

PAPER LAID**REPORT ON STATUS OF POLLUTION IN RIVER ATHI**

Hon. Temporary Deputy Speaker: Hon. Edrick Ngunzi.

Hon. Maitha: Thank you. Mr. Speaker, Sir. I would like to seek leave, the Hon. Chairperson seems not to have arrived and as a Member of the Committee, I would seek leave we defer the laying of the papers in the afternoon session. Thank you, Mr. Speaker.

Hon. Temporary Deputy Speaker: Okay, the paper is deferred. Next order, Clerk.

NOTICE OF MOTION**CLEANING OF MAJOR TOWNS AT NIGHT**

Hon. (Ms.) Musyoki: Mr. Speaker, Sir, I wish to give notice of the following motion; that this Hon. House discusses and approves the County Government of Machakos cleaning of major towns at night. Thank you, Mr. Speaker, Sir.

Hon. Temporary Deputy Speaker: Thank you, proceed.

MOTIONS**PROGRESS REPORT OF COMMITTEES***(Resumption of debate)*

Hon. Temporary Deputy Speaker: Hon. Members, you are aware yesterday, a report from the liaison committee was laid before this House and I would give it the first priority that you resume the debate. It was properly laid on the floor of the House and I hereby invite

contribution from Members for the liaison Committee report concerning sectoral and select committees. Hon. David Kiviu.

Hon. Manyolo: Thank you, Mr. Speaker, Sir and the Hon. Members. Mr. Speaker, Sir, may I draw to your attention that we do not have quorum in the House.

Hon. Temporary Deputy Speaker: We can proceed as the Clerk confirms. Hon. Dominic Maitha.

Hon. Maitha: Thank you, Mr. Speaker. Mr. Speaker, the report before the floor of this House is such an important report. Inasmuch as I want to concur with my Hon. fellow Member from Matuu that there is no quorum, the most important thing that you need to note Mr. Speaker, Sir, is, almost 80 per cent of the Chairpersons are not present in the House, the Chairperson of Chairpersons is not present in the House, and I do not think it is going to be prudent enough to discuss a report in the absence of the key stakeholders who are the Chairpersons.

In case we would like to put questions, and actually even most of the Vice Chairpersons of the same committees most of them are not there. So, if we are going to put questions or to require some substantive explanation on certain matters, Mr. Speaker, Sir, I think we are going to be, we will look, our questions and queries will be null and void. So, I would request for further deferral of discussion or contribution of this debate until at such a time---

Hon. Temporary Deputy Speaker: You can proceed.

Hon. Maitha: Sorry for interruption. I beg a further deferral for discussion of this report, Mr. Speaker, because even if we discuss this report, one, the Chairperson of Chairpersons is not there, he is the one who is supposed to own this report. The Chairpersons of various committees, sectoral Committees, are not in the floor of the House. So what are we going to be discussing about?

We do not want to discuss issues in the absence of the owners of those issues. So let us defer this further debate until such a time when the House is going to have at least 90 per cent of all Chairpersons including the Chairperson of Chairpersons present so that they can be ready to hear our grievances and answer our queries. Thank you Mr. Speaker, Sir. I seek to seek for a deferral of an adjournment of discussion of the same and seek to ask Hon. Nzoka to second my proposal. Thank you, Mr. Speaker, Sir.

Hon. Nzoka: Yes, thank you, Mr. Speaker, Sir. I stand to support the adjournment of the House. This is a serious House and it will not be in order to put some questions whereby we cannot get the right answers. We do not have to start debating here and after we debate because there is nobody to give us the answers we need, we still repeat the same discussion. So, I request the House to adjourn. Thank you.

Hon. Temporary Deputy Speaker: Hon. Members, it is indeed seconded that we should defer the matter to the afternoon but before we do that, it is confirmed that we do not have

quorum and I direct Serjeant at Arms as per Standing Order number 32, to ring the bell for 10 minutes.

(Quorum bell ringing)

Hon. Members, when the bell is being rung, you are not supposed to move out of the Chamber as per the Standing Orders. Serjeant at Arms, ensure all members are in. Serjeant at Arms, you can put off the bell. Hon. Members, I am advised that we have raised quorum and we can proceed. I welcome views on the matter that has been moved by Hon. Dominic Maitha and seconded by Hon. Nzoka that we defer the debate of the motion on the report of the liaison Committee. Any objection? Hon. Benedetta Mueni.

Hon. (Ms.) Mueni: Thank you, Mr. Speaker, Sir. The members who have come in are not Chairpersons so I think we cannot continue. Thank you, Mr. Speaker, Sir.

Hon. Temporary Deputy Speaker: Hon. Members, by just looking at the mood of the House, I proceed to put the question that the matter on the debate of the report on the liaison Committee be deferred today in the afternoon.

(Question put and agreed to)

You can proceed, Clerk.

MOTION

CLEANING OF MAJOR TOWNS AT NIGHT

Hon. (Ms.) Musyoki: Mr. Speaker, Sir, that aware that, clean towns will attract investors and traders, aware that most of our towns are growing fast and that thousands of people are participating in trading activities in this town each day, further aware that, activities in most of our main towns in the County starts as early as 4 a.m. and goes on throughout the day and also other towns like Athi River, Mlolongo, Kyumbi are busy 24 hours a day, 7 days a week (24/7), Mr. Speaker, Sir,(inaudible) that investors and traders would want few interruption during business hours and that they would not want dust settling on their merchandise, aware that wind is still at night and the number of people and vehicles in our towns are less at night and that sweepers can do their work without interruption, interrupting people's daily movements in the town, I wish to move the motion that, this Hon. House discusses and approves the County Government of Machakos cleans major towns at night. Thank you, Mr. Speaker, Sir. I would like Hon. Alice to support.

Hon. (Ms.) Nzioka: Asante Bw. Spika. Nimesimama kuunga mkono mswaada ambao umeletwa kwa bunge letu na Mheshimiwa Anne Wairimu kwamba miji ambayo ni mikubwa katika kaunti yetu iwe ikisafishwa, kufagiliwa, kujaliwa masilahi usiku. Bw. Spika, kumekua na hii tabia ya wale ambao wanafagia barabara ni hatari kubwa kwa maisha yao. Bw. Spika, utakuta

kwamba, mtu amepewa kazi ya kufagia barabara ili iwe safi, magari inapita kwenye hio barabara ambayo inasafishwa hakuna mwongozo wa magari ili kujali maisha yake lakini tukisema kama kaunti, town zetu ziwe zikisafishwa na kufagiliwa usiku, pia itakua vizuri.

Bw. Spika, kuna sababu nyingine ambayo imefanya niunge mkono huu msawaada. Bw. Spika, wakati ambao mnasema town yetu, *matown* yetu ambayo tunayo makubwa yasafishwe usiku na kufagiliwa, Bw. Spika, sisi kama Kaunti tunaendelea kuongezea nafasi za ajira katika Kaunti yetu. Ukikumbuka Bwana Spika enzi ya Rais Kibaki, alisema anataka Kenya yetu iwe ni Kenya ya kufanya kazi masaa ishirini na nne.

Bw. Spika, tukitoa huo mwongozo watu wengi, watoto wetu, wakina baba zetu pia ndugu zetu watapata nafasi ya kupata kazi katika Kaunti ya Machakos. Pia Bw. Spika, biashara ikifanywa masaa ishirini na nne, waegezaji tumewaongeza wengi na town yetu, town kama Machakos, kaunti kama Machakos itaendelea kukua zaidi katika ukuzaji wa kazi ambayo tunafanya. Bw. Spika, pia ulinzi katika *matown* yetu usiku wakati ambapo kazi inaendelea, pia tutaongezea askari wa mitaa ambao pia watapata ajira.

Bw. Spika, ni wazo nzuri ambalo Mheshimiwa Anne Wairimu ameleta. Bw. Spika, kama sisi ni kaunti ambayo inataka kuendelea, kaunti ambayo inataka kutambuliwa Kenya mzima lazima tuweke mwongozo wa kufanya kazi masaa ishirini na nne. Bw. Spika, sisi kama wabunge tumetembea nchi nyingi, unakuta wamelete huo mwongozo wa kufanya kazi masaa ishirini na nne kwa hivyo Bw. Spika, nawaomba, nawasih wabunge wenzangu tushikane mikono pamoja ili tuunge mkono huu msawaada utakua ni faida kwetu kama kaunti, faida kwetu kama wabunge na faida katika Kenya yetu nzima maana hata waegezaji kutoka sehemu mbalimbali, kama tumetengeza mwongozo mzuri wa biashara katika Kaunti yetu pia, Bw. Spika, tutakua na kodi zaidi ambayo itasaidia kujenga Kaunti yetu.

Bw. Spika, kabla hatujafanya hivyo, sisi kama Kaunti ya Machakos tunatambulika. Itakua zaidi tutatambulika kwa usafi, kwa uwekezaji, kwa kuwa na wanabiashara wengi katika kaunti maana hata kwenye katiba inasema pia usafi unaitajika kwa mwananchi. Kukiwa na kazi usiku inafanyika, wazo kwa kila mtu ataona kwamba Machakos ni kaunti ambayo inapaswa kua inaendelea mbele na ni mahali pazuri na pasafi ambapo mtu anaeza kufanya kazi. Pia sekta ya utalii itaendelea maana watalii ambao wanakuja kwenye kaunti yetu pia wanaangalia sehemu kama biashara, usafi na kadhalika. Bw. Spika, naomba wabunge wenzangu tushikane pamoja ili tuunge huu musawaada mkono. Asante.

Hon. Temporary Deputy Speaker: Asante sana Mheshimiwa. Hon. Members, you understand sometimes back, the same motion was debated and indeed passed by this Hon. House, some months ago, over six months. So the Standing Orders allow introduction of a motion, maybe I would ask the Chairman for implementation, maybe to enlighten the House how far, concerning debate of the motion that is before this House, that we adopted the resolution that we allowed the County Government to move with speed and start cleaning major towns over night. Maybe, Chairman of implementation committee, you enlighten the House as we proceed.

Hon. A. Wambua: Thank you, Mr. Speaker. Mr. Speaker, I want to inform this House that my committee is working on the same motion and immediately---

Hon. Temporary Deputy Speaker: Proceed.

Hon. Wambua: Thank you, Mr. Speaker. I have been saying that my committee is working on the same motion and immediately it matures, I will make sure I bring it in this House. Thank you.

Hon. Temporary Deputy Speaker: I am advised that the motion was indeed before this Hon. House moved by Hon. Anne Wairimu and the motion was not adopted by this House. It was not passed. Maybe Hon. Anne Wairimu is in procedure to re-introduce after expiry of six months. We can proceed. Hon. Maitha.

Hon. Maitha: Mr. Speaker, thank you. I want to applaud the mover for the zeal and the manner she wants this motion to go through but as I remember very well, when this motion was brought before the floor of this House, the motion, it is not that it was not adopted. The motion was referred back to the mover to go and do enough research about the motion. Because, Mr. Speaker, I wanted us to be guided, we would not wish to have a member bring a motion in the floor if this House then to her or his disappointment, the motion does not sail through. But we want to have a motion that has facts. We need to have a motion that has contents and in terms of its implementation we can see the possibility and the viability of it being actualized.

Mr. Speaker, today it is actually quite coincidental yesterday I met with one of the cleaners in Machakos County, actually outside Co-operative Bank yesterday, she happened to notice me, she comes from Hon. Nduva's ward and what she told me, for them as cleaners, they are totally disappointed in the manner in which the County department of Environment which is dealing with cleaning, the manner in which it is not supporting them in any way.

In terms of gloves, they have to buy gloves for themselves, in terms of dust coats, they have to buy dust coats for themselves, in terms of brooms, they have to go and cut brooms from tree leaves, actually from the flowers some of them we have planted, in terms of wheelbarrows, they ferry the dust that they have collected with paper bags. Now, when we say now we move to the 24 economy cleaning system, first we need to ask ourselves; have we empowered those people who are working on the day basis? That is the big question.

Mr. Speaker, Sir, last year, not even last year, sometime back, the committee of Environment where I am a Member, went to the sewage at the other side of Machakos, we proceeded to Kyumbi and Hon. Madam Nziva can prove me right or wrong, we went to Kyumbi which is less than 20 kilometers away from here. Whatever we saw was quite disgusting. It was pathetic. Those cleaners do not have gloves, they do not have wheelbarrows, and they do not have rakes. In terms of facilitation of equipment, tools of work, they are almost zero. If we take them not to work at night, what are we now exposing them to?

Hon. Chair, Madam Alice who has supported the motion, has said when this people work at night, security-wise or in terms of accidents aspects, they will be reduced. I can assure that if these people work at night, the rate of accidents will be more prone than when they work at day time because at night, one, can we ask ourselves one question; are our major towns well lit? No, that is the answer. Are our major towns secure at night? No, that is the answer. Do we expose our

young girls, our young mothers to such kind of risks because we want to make this economy 24 hour economy?

We are far away from that. I think what we need to do Mr. Chair, is first the mover to be invited in the committee of Environment, make a move around to the various towns where she intends the exercise to begin and have what we call like a statistical data collection to know whether if we go ahead and implement, security wise, is it viable? Two, in terms of facilitation of tools of work, do we have them? Third, what is the major cause as to why our towns are becoming dirty and the simple answer is ignorance by the people. Ignorance by our people because they are saying; *'tumeandikiwa watu wakufagia'* (There are people who have been employed to do that work).

I believe what the mover could be doing right now is to move a motion that she has enough content and material then immediately after we pass the motion, then we pass legislation to control reckless people who throw garbage anyhow. If you go to Mlolongo, which borders me and the Hon. Member for Mlolongo is here Hon. Rachel, she will tell you immediately after the cleaners in Mlolongo clean, 10 or 15 minutes after, someone comes and dumps the litter openly. They do not care. You ask them and they tell you, there are people who are employed to work on that.

We need now to come up with a legislative way of trying to control that degree of ignorance whereby everybody understands that a clean environment is everybody's responsibility. It is not the responsibility of those people who have been employed. It is my personal responsibility. If I dump waste wherever it is not designated, then I know there is a punitive part of this. There is a fine to pay and I think through that, we will be able to control.

Otherwise, if we say we continue sweeping at night, we need to ask, security-wise, facilitation and other underlying factors that are being faced by those people who are doing the work as at the current moment. Indeed I can tell you, if you go to a town like Joska, we collect litter on a daily basis. It takes more than three months for the County Department of garbage collection to come and collect, bring trucks to ferry the same.

Even if we say we work at day or at night and we have not been able to achieve or to facilitate the transportation of such litter, or facilitation of the cleaners there, it is all going to be a useless work. So, I think that is why the motion was deferred and the mover told to go and do thorough research instead of us passing the motion and then we commit it to the committee of implementation, where I also belong and then we have no substantive way to act on it.

I would urge my fellow Hon. Member to do thorough research so that the moment she brings up the motion here, she has enough content, even research to support that motion and a manner in which she feels can be implemented. She can even bring a motion to try and hasten and move that department, maybe the department is underfunded. She can move and tell us, we need to pass a motion that garbage collection should be done in this and this way because of the following underlined factors and then we will be able to support it. Otherwise, the way it is, I think, Mr. Speaker, it will be just like issuing a blank cheque in an account which is empty. Thank you, Mr. Speaker, Sir.

Hon. Temporary Deputy Speaker: Thank you, Mheshimiwa. Hon. Kitheka.

Hon. Kitheka: Thank you, Mr. Speaker and respect to the House at large. Mr. Speaker, this is a good motion but it has a lot of hiccups because Mr. Speaker, as we sit here today, there is a burial of one of the sweepers who were sweeping in this town. She is being buried today because of the careless handling of the garbage within the County of Machakos.

Mr. Speaker, this is a well-thought out motion but it is not coming in handy at the right time because there are some precautions which we should put in place. Mr. Speaker, I wish to point out that has been happening in Machakos bus park but nowadays the workers cannot do it simply because of the lights are not there, simply because of the risk of them working at night in this particular town and other factors underline which are making the work not to be possible.

Mr. Speaker, to add on what other Members have said, it is still on the grounds of the wage bill which we are trying to balloon which is already more than what we expect in the County Government of Machakos. Mr. Speaker, as you cross check on the budget report which came from the Auditor General, the report says that the County Government should consult urgently with the National Government on issues of the wage bill. So, if we engage other workers, even if we say that we divide the workers who are available into two groups; one to work at day time and another one to work at night, they will still call for a shift for one group has to be out to relax as the other one is working.

Mr. Speaker, as we point out the issues which are hindering the issue of this motion, I think it would be good enough for us to discuss and for the member to come with a motion suggesting that we privatize the entire process of garbage collection which has been done in other towns and which has released the burden of security, the burden of the wage from the County to an extent that you find that, after privatization of the entire process, it will work and it is more easier to work with in privatization of the garbage collection than to employ people to work.

Mr. Speaker, I know it is very hectic for the County Government to manage the garbage collection and even to the cleaning of the toilets within the town. Mr. Speaker, I wish to inform you that, the moment we went ahead and privatized the toilets which are within the town, they are now clean and the people, who are running the toilets, are getting some few coins from the toilets and the toilets are sparkling clean.

Mr. Speaker, I think we should think on the dimensions of proceeding and giving the County continuity by privatizing the entire process. Mr. Speaker, in the former regime of the Municipal Council of Machakos, we had gone to this extent of trying to privatize garbage collection within Machakos Municipality and we tried with Eastleigh where we had acquired, we had called somebody to come and try as a sample of doing the garbage collection in a privatized manner and we found it can work because this person will work with a lot of commitment, with a lot of zeal and he will achieve what the County or what the Government is in need of.

Mr. Speaker, I think the motion is good, the member thinks good of the County but it is falling in a very dangerous and awkward situation if we pass it at this moment because it will just be thrown on the drawers just the way they have been thrown because, I think, the moment the Hon. Chairman stood up and gambled with the information to give this House and to tell us that, we are 'working on the process of implementing the motion.'

I think he was trying to lie to this House and you can even see from his position in the House and how he was behaving. It is somebody who is cheating the House because there is no

way you can start telling people that ‘we are trying to do this and when it is cooked, we are going to bring it. What is cooking here? Nothing but just lies and we do not expect lies in this House. So, Mr. Speaker, to your Honor, I wish the Member is guided well and she will come up with a very credible motion in this House and I think it will be the motion of the year. Thank you, Mr. Speaker.

Hon. Temporary Deputy Speaker: Hon. Kathinzi.

Hon. Kathinzi: Thank you, Mr. Speaker. Mr. Speaker, I personally agree with the mover of this motion, and I believe it is in the best interest of the people of Machakos County to ensure that our people are safe especially the issues which have been raised by Hon. Dominic. They are issues which are factual. Mr. Speaker, whatever other information has been raised by Hon. Kitheka, I think he could have expounded further the reasons as to why the cleaners are burying their own today because he has given updated information so that we can see what measures we should take to prevent further deaths of our cleaners.

However, as I continue supporting the mover of this motion, Mr. Speaker, it is good to make sure that the mover is properly guided by the Committee of Environment where I usually sit and also, if Mheshimiwa Matheka was here, I would wonder why most of the regulations we pass in this Assembly are never followed. It is best concern and Mr. Speaker that we have raised credible issues and we are not talking about these issues because we are Hon. Members for them to favor the position we are in, but it is because our people are suffering. These cleaners were sacked through SMS, some of them are crying and some of them died in my area and the reason as to why they died, is because of shock but the one for Mheshimiwa Kitheka, I do not know why she died.

Mr. Speaker, you would also want to wonder why the bills we have passed, the sand harvesting bill, the water bill, the public participation bill, nothing happens. I usually sit in the Mheshimiwa Iveti, Mheshimwa Alphonse Wambua's committee of implementation and Mr. Speaker, it is a shocker of the year that whatever report we have tried to make and bringing in the floor of this House, especially for the implementation for the projects and other regulations in this House, they are never followed. Once a time, I said writing will be put on the wall that the first Assembly of the Machakos County has failed to execute the mandate. Already, the writings are on the wall. We have terribly failed. We have the powers, we do not have to be this way.

Mr. Speaker, in regard to this particular motion, I would request the mover kindly to properly withdraw the motion or defer the motion maybe to early next week so that we can have a sitting with her and the committee of Environment, so that we can add some more inputs. For instance, in Kivaa Ward, if you tell me people to sweep in Kivaa Market today, there is no single *Mulika Mwizi* (floodlights). This is exposing our people to extra dangers.

If you tell them to go to Kithyoko whereby a whooping Kshs. 9.3 million was paid for cameras and these projects have never been done, I have brought these issues in this committees whereby I would wonder loudly now, how this people will be able to sweep at night where there is no *Mulika Mwizi* (floodlight), there is no CCTV camera, the markets where they are supposed to sweep, are not complete, the contractor is not paid and we are seated here, saying that we are benefiting our people.

Mr. Speaker, I am somehow worrying further why these issues are never done, we have the structures in place, and things are not happening. So I would request, through your kind consideration that we now request, with a lot of wisdom that the mover of this motion, kindly withdraw this motion or kindly defer, whichever position is best to her, so that we can now sit in the(inaudible) and put some more input and also try to assist her with more information on how to make sure this is actualized. Thank you, Mr. Speaker.

Hon. Temporary Deputy Speaker: Thank you. Before we hear the mover of the motion we can give this chance to Minority Leader.

Minority Leader (Hon. Kasoa): Thank you, Mr. Speaker. Mr. Speaker, I stand to support this motion and say the motion should not be deferred. Mr. Speaker, the mover of the motion is talking about the change of shifts. When Mr. Kathinzi is talking of Kivaa, the Hon. Member, Hon. Ann Musyoki is talking about the major towns. Mr. Speaker, if you happen to, Mr. Speaker if you happen.....protect me, Mr. Speaker---

Hon. Temporary Deputy Speaker: You are protected, proceed.

Minority Leader (Hon. Kasoa): Thank you, Mr. Speaker. Mr. Speaker, if you happen to move in many cities across the world, you will find that cleaning takes place during the nights. If you happen to go to Rwanda or any other city, cleaning takes place during the night. Mr. Speaker, we are not talking about the wage bill, we are talking about the change of shifts. Those working during the day should work during the nights because of the dangers during the day. So, Mr. Speaker, I stand here to support that the motion goes on.

Hon. Temporary Deputy Speaker: Hon. Minority Whip.

Hon. Kamitu: Thank you, very much Mr. Speaker, Sir. Mr. Speaker, with a lot of concern, I stand here to support the motion. It should not be deferred and as I normally say, this is the case in question with major towns being swept at night. And as you heard from also Minority Leader, we are talking of shifts and the work being done at night conveniently because, you see if these activities will be done at night, it means that during the day, our people, our investors will be very busy selling their goods.

We are also trying to avoid some of the interferences that our sweepers or our workers will be interfering during the day so that if the program can be changed to night and again Mr. Speaker, Sir, activities carried at night in major bigger towns and as per the lighting, the security now that we have, we are not exaggerating neither we are not doing any guess work because now if you go to the major towns like Mavoko, go to Tala, go to Athi River, come here to Machakos, on a very sincere note, the streets have been lit.

We have got now members of the Inspectorate who, it is just a question of program. We tell them the need when the night activities of the cleaning up the towns are being carried out, the members of the Inspectorate should be rounding up because we have the vehicles, we have the equipments, so I do not see and I am not for any fear that we should not go for the night cleaning

and again there were this sentiments, comments done by Hon. Maitha, that is not the case. Hon. Maitha was talking about the equipment, about the challenges. Those challenges, the comments he made were challenges that we can overcome. Because when we talk about gloves, when we talk about what, these are things that we can buy and move on. So, Mr. Speaker, Sir, I stand here to support our able mover who really has a concern about our towns being cleaned.

(Laughter)

Mr. Speaker, if you go to Rwanda as what our Leader of Minority has said, they do these things at night. Some of us as the MCAs, have been to Rwanda, we have seen the objectives and the end results that Rwanda, Kigali as a town has achieved. So, equally the same things Mr. Speaker, Sir, can be done here in our major town and that is the case in question, not all the towns. Major towns that have been lit up, major town where there is security, so, it is a question of correcting those challenges that are there and we move on. Thank you, Mr. Speaker, Sir.

Hon. Temporary Deputy Speaker: Thank you. Hon. Members the reason why we pass motions is to give room for the executive to come up with modalities on how to implement. So, as we continue with the debate, let us be guided that you are only passing a resolution to give room for the executive to come up with modalities on whether they can implement our resolution. Hon. Joseph Itumo.

Hon. Itumo: Thank you, Mr. Speaker, for catching my eye. I take this opportunity to stand here and support this particular motion---

Hon. Temporary Deputy Speaker: Let us have the point of order.

POINT OF ORDER

Hon. Kyuli: Thank you, Mr. Speaker, is the---

Hon. Temporary Deputy Speaker: Hon. Joseph Itumo, resume your seat.

Hon. Kyuli: Is the Hon. Member in order to talk about Mr. Speaker catching his eye and you can see the distance and again, is it him who should be caught or it is you who should caught in that context, Mr. Speaker?

Hon. Temporary Deputy Speaker: Point of order declined. Proceed, Mheshimiwa---

Hon. Itumo: Thank you, Mr. Speaker, for your protection. I stand here to support this particular motion which is of good essence Mr. Speaker. Mr. Speaker, basing the fact that not all the towns that are going to be cleaned by night, it is only the major town including Kangundo town and maybe the Kwa- Akamba.

Mr. Speaker, it is of a great importance to take this duties of cleaning towns during the night because as you may realize, Mr. Speaker, we have been recognized as County number one and by cleaning our major towns during night times, the investors will be able and even those who do intend to come and invest in this particular County will be knowing exactly that there will be no interruption during day time when actually the businesses, actually, are at pick.

Therefore, Mr. Speaker, I stand here to support the motion and whoever came up with this particular motion, actually I must praise her because actually it is a very, very important motion. So, Mr. Speaker, I see it better for this House just to come in unison and let us pass this motion. Thank you, Mr. Speaker.

Hon. Temporary Deputy Speaker: Hon. Amina Mutio.

Hon. (Ms.) Amina: Kwa Msemaji Mbunge maalum Bw. Spika, ni kuunga huu mswaada mkono na kusema, tunafaa tuelewe ni usafi ambao tunakaa kuzungumzia hapa. Na kukisemekana kufagiliwe usiku ama kuoshwa usiku, hatumaanishi watu wakienda kulala. Huo ni kufagiliwa kuanzia saa mbili mpaka saa tatu, saa nne. Na pia kulingana na hii Serikali yetu, vitu kama hivyo tunafaa tuajibike ili hawa watu wapewe hizo nafasi za kufanya hivyo na ndio Serikali yetu iweze kuweka kama ni huko kunasemekana hakuna taa, ama security, itakua tumeipatia msukumo na changa moto. Kwa hayo machache, shukrani Bw. Spika.

Hon. Temporary Deputy Speaker: Asante sana. Hon. Christine Mutune.

Hon. (Ms.) Mutune: Thank you, Mr. Speaker and the House at large. I want to support this motion. Basically, this motion is for our own good. One, hygienically, it will help us because you know sweeping during the day time, interferes with the businesses, some of the businesses cater for the foods for us and when you are sweeping during the day, you contaminate the food. So, hygienically, it will help us.

I want to say the question that we should be basing on our minds is the major towns. How many major towns do we have? They are not many. Some of the small markets do not need to be swept during the night because there is not much work during the day. So our question should be, or the mover of motion should give us his own major towns, the major towns she meant. So first we can have the list of the towns so that we can see whether the dangers we are posing are their or they are not there. I support. Thank you.

Hon. Temporary Deputy Speaker: Thank you. Hon. Kathinzi, is it the second contribution?

Hon. Kathinzi: Thank you, Mr. Speaker---

Hon. Temporary Deputy Speaker: Have you contributed on the matter before the House?

Hon. Kathinzi: No, I am standing to contribute my---

Hon. Temporary Deputy Speaker: Second time, first time?

Hon. Kathinzi: I think the first time when I am on this side.

Hon. Temporary Deputy Speaker: Proceed.

Hon. Kathinzi: Thank you, Mr. Speaker. Once a time I was a student and we were told, if you cannot beat them, join them. But I am joining them in the essence that I am supporting this---

Hon. Temporary Deputy Speaker: Point of order from Hon. Kamitu.

Hon. Kamitu: Mr. Speaker, Sir, my name sake Hon. Kathinzi is a very good friend of mine but then it so happens that he is cheating the House because he was given his first time to present whatever he had. So, I do not know whether it is procedurally for him again to stand again and debate. So for this time, unless we are guided, you did it on the first time. Thank you, Mr. Speaker.

Hon. Temporary Deputy Speaker: So, Hon. Alex Kathinzi, having been compound by the Whip, as per Standing Orders, I decline your second contribution on the same matter. -Hon. Peter Kyalo Kyuli, is it point of information?

Hon. Kyuli: Thank you, Mr. Speaker. While I am also informing you that, we debate and this law allows Mr. Speaker. People can change positions while seated on this side and you can cross over to the other side, Mr. Speaker and that is what Hon. Kathinzi has done and if you listen to his introduction on what he wanted to contribute, I can actually tell you that he has shifted the gears. He has changed from opposing to supporting, Mr. Speaker, and this motion, while I want to support Mr. Speaker, therefore we need many members to support and for this reason, now that you have given me the chance to contribute, I wish to say the following---

Hon. Temporary Deputy Speaker: Hon. Kyalo Kyuli.

Hon. Kyuli: Yes, Mr. Speaker.

Hon. Temporary Deputy Speaker: I was giving you room for point of information, not room to contribute.

Hon. Kyuli: I think I have passed the information so I beg to contribute.

Hon. Temporary Deputy Speaker: Proceed.

Hon. Kyuli: Thank you. Hon. Members, I am glad to have this chance to say that this motion that is before us, Hon. Members, is a very important motion. One, Mr. Speaker, we are talking about hygiene. When we are talking about sweeping at night or day, Mr. Speaker, we want to look into hygiene in the first place. One, yes, we have big markets that have been lit and therefore, the big towns that we have in our County, Mr. Speaker, if you go to Nairobi for example, you will find that they have a big machine, a vehicles that sweeps and they only sweep at night. Why? Because when they are sweeping along the streets, the cars are not there, they are few Mr. Speaker. That allows them to sweep clean or in a good manner.

Number two, Mr. Speaker, you all know that while you are sweeping it is obvious that there will be a lot of dust. While you are sweeping during the day Mr. Speaker, like here where we are seated, I have seen some Assembly officials, let me call them officials because they are, I have seen them washing the corridors, Mr. Speaker. For example, now while I was crossing the corridor, I slid because there is water with some soap on the floor Mr. Speaker. Had they been given time to wash during the nights Mr. Speaker, people will be safe because I nearly fell on the floor while you are getting into the precincts of the Assembly Mr. Speaker. If those guys or workers were given time to sweep and clean during the night, Mr. Speaker, we can avoid some instances.

Mr. Speaker, hygienically, it is prudent that if we let them, we give our workers to sweep during the night and those that need to collect the dirt can collect during the day. Mr. Speaker, we will also be creating some chances for other people to work in this Hon. County Mr. Speaker. So we will also create employment for that matter. Mr. Speaker, Sir, the biggest issue here, you realize that it is security, and Mr. Speaker, this will also force this Government of Machakos to make sure that it is well lit in our markets. Mr. Speaker, you remember there was a program of lighting all the markets in our County and as at now Mr. Speaker, I can clearly tell you that, that program got lost on the way.

The bus that was carrying those lighting systems got lost along the way. They never got to Wamunyu, for example. I am sure they never got to Iveti because Hon. Chairperson for implementation is here with me and he has been complaining on the same issue. Mr. Speaker that bus got lost and for a reason, we have a reason now Mr. Speaker. If we pass this and we follow it up seriously, we will force that bus to come back to its route, Mr. Speaker, and we will light our towns in anticipation that our workers will start sweeping during the night. Mr. Speaker, this is a serious motion if passed here Mr. Speaker, we need to follow it up seriously and we begin with towns like for example Machakos Town here. You have seen, while going around, the World Bank has lit this town very well. That we do not have any doubt.

Mr. Speaker, we have other workers whom we call Inspectorate Mr. Speaker. Those fellows apart from chasing the *Mama mbogas* (grocers), they do not have any other work Mr. Speaker, because even implementing some of this laws that we pass, they do not know where to begin or where to end. So Mr. Speaker, we want to attach specifically on this point, that the Inspectorate works during the night because they have vehicles that have lights, Mr. Speaker, where there are no lights, we can use the vehicles that we have bought, to light the ways so that the sweepers can sweep. So, therefore, Mr. Speaker, if we pass this motion, we want to attach the Inspectorate into that exercise so that they also have some work to do other than roaming around.

I was last week with the Hon. Member representing this particular town, we were taking a cup of tea at night somewhere and we met those Inspectorate guys wearing some funny hats, Mr. Speaker, during the night and they were harassing the public and we had to call the police and they were arrested, Mr. Speaker. It is because they do not have enough work.

Now they are being paid just to roam around and wait for rallies, Mr. Speaker, so that they can wear black coats and black shoes to become *Men In Black* (goons) in some of the rallies, Mr. Speaker. So, therefore, if we pass this motion, I beg that the mover of the motion allows that we attach the Inspectorate to be working at night with the sweepers, Mr. Speaker. So, therefore, I support this motion. Thank you.

Hon. Temporary Deputy Speaker: Thank you, Hon. Kyalo Kyuli. I only welcome for views which are in opposition of the matter before the House. Are you opposing?

Hon. Kathinzi: Mr. Speaker, thank you once again. In my personal view and I think Mheshimiwa Kyalo Kyuli has indicated very well. Indeed when you give a position for somebody to contribute, you can contribute a thousand times because if others are not willing to speak, Mr. Speaker, does it mean this Chamber is not going to continue? So, my position is very clear that as you can see from the mood of this House, that it is eminent that we all support this.

My proposal was to withdraw the sentiments or the indications we had earlier given with Mheshimiwa Muthwani, that we allow this motion to proceed but in the same relation, we also put some inputs in the committee of implementation and also the committee of environment so that we can have a weighty issue so that when the executive are executing their mandates, of which I doubt will happen, Mr. Speaker, but let us do our part then give Caesar what belongs to Caesar. So, I support this particular motion and maybe you put a question because we are running out of quorum, Mr. Speaker. Thank you.

Hon. Temporary Deputy Speaker: Thank you, Hon. Alex Kathinzi. Hon. Members, I can see we are all in consensus with the motion before the House and I would proceed to put the question.

(Question put and agreed to)

The motion is properly passed by the House and I proceed also to direct that the Committee on Environment in conjunction with the Committee on Implementation take up the matter and speed up the implementation of this motion.

ADJOURNMENT

Hon. Temporary Deputy Speaker: There being no other business the House adjourns until afternoon today.

The House rose at 11.17 a.m.