



County Hall  
 Along Mwatu wa Ngoma Rd  
 P O Box 1168 – 90100  
 MACHAKOS – KENYA  
 Third Assembly  
 (No. 074)

**REPUBLIC OF KENYA  
 COUNTY GOVERNMENT OF MACHAKOS  
 COUNTY ASSEMBLY OF MACHAKOS**



Email: [assemblymks@gmail.com](mailto:assemblymks@gmail.com)

Second Session  
 (353)

**THE COUNTY ASSEMBLY  
 ORDER OF THE DAY  
TUESDAY, 17<sup>TH</sup> OCTOBER, 2023 AT 2.30 P.M.  
ORDER OF BUSINESS**

**PRAYERS**

1. Administration of Oath
2. Communication from the Chair
3. Messages
4. Petitions
5. Papers
6. Notices of motion (As listed in Appendix)
7. Statements

**8\*\*\*MOTION – APPROVAL OF MOTION ON GARBAGE COLLECTION AND SOLID WASTE MANAGEMENT**

*(Hon. Jeremiah Kaloi; MCA, Athiriver Ward)*

**Honorable Speaker**, that aware that Article 42 of the Constitution provides that every person has the right to a clean and healthy environment; aware that the functions and powers of the Counties as provided for in the Fourth Schedule Part 2(2)(g) of the Constitution include refuse removal, refuse dumps and solid waste disposal;

Aware that, Section 4 of the Machakos County Environmental Management Act, 2022 provides that the County Government shall take legislative, policy, administrative and other measures to ensure the full realization of the right to a clean environment as guaranteed by the Constitution;

Further aware that Section 9 of the same Act provides that a County Government shall cooperate with other actors who are involved in solid waste and management including generators of solid waste, owners and occupiers of premises and contracted services providers to ensure proper management of solid waste;

Noting that major urban areas like Machakos, Kangundo, Matuu, Joska, Tala and majorly Athiriver and Mlolongo are not free of refuse, garbage and solid waste due to the rapid growth in population; and inadequate County waste management personnel and equipment in the County;

Cognizant that solid waste can be recycled by private firms and refuse collection can offer employment opportunities through collection, sorting and transportation of recyclable garbage;

Informed that many urban cities across the world deploy private refuse collection firms through agreements to keep the environment free of refuse, garbage and solid waste and further offer employment;

**Honorable Speaker**, I wish move the motion **THAT** this House approves the motion that the County collaborates with other actors such as private organized groups, to assist in garbage collection and solid waste management as provided by Section 9 of Machakos County Environmental Management Act, 2022 and further develop a legal framework to facilitate these collaborations.

*The House adjourns to Wednesday 18<sup>th</sup> October, 2023 at 10.00 a.m.*

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\*\*\*Denotes Order of the Day\*\*\*

**APPENDIX (I)**

**1. NOTICES OF MOTION**

**(a) Notice of motion – Hon. Muoki Musila, Chairperson Transport and Public Works Committee, MCA, Ndithini Ward**

**Honorable Speaker**, that aware that the County Government of Machakos has invested huge sums of money in purchase of plant and machinery; aware that in some instances the said plant and machinery are under-utilized due to cash flow challenges and lack of fuel; Further aware that if the plant and machinery are put on hire, they would earn the County Government some revenue which would be utilized to fund other county government projects and further improve the livelihood of the residents of Machakos;

Aware that there are no approved rates for hire of county plant and machinery in the Machakos County Finance Acts and further aware that some groups and individuals would wish to hire these machines and plants given the opportunity to undertake community projects such as drilling of bore holes, scooping of water pans, grading and compacting of roads among others;

Informed that Part B of the Exchequer and Audit Act read with Part B of Exchequer and Audit (Mechanical and Transport Fund) Regulation 2003 gives the government rates for hiring plants and machinery; Aware that if the same rates are used to hire plants and machinery to individuals to undertake community/individual project would be beneficial to residents of Machakos County;

**Honourable Speaker**, I wish to give notice of motion that the County Department of Roads, Transport and Public Works prepares a legal framework for hiring of county plants and machinery to work within Machakos County at the approved government rates to the residents of Machakos County to undertake drilling of bore holes, scooping of water pans, grading and compacting of roads among others.