



COUNTY ASSEMBLY OF MOMBASA
THE HANSARD

Wednesday, 22nd June, 2026

Third Assembly – Fifth Session
THIRTY FIRST SITTING

*[The County Assembly met at 2:32p.m at the County Assembly Buildings]
[The Temporary Speaker (Hon. Frankline Makanga) in the Chair]*

PRAYERS

The Temporary Speaker (Hon. Makanga): Let us take our seats Honourable Members. Clerk, please confirm if there is a quorum in the House?

[No quorum]

Honourable Members, Pursuant to Standing Order No. 31(1):

A quorum of the County Assembly or of a Committee of the Whole County Assembly shall be a 3/4 of its Members. If there is no quorum present when the Chair is taken at the time appointed for a meeting of the County Assembly, immediately after the saying of the prayer the Speaker shall order the bell to be rung for 10 minutes and if no quorum is present at the expiry of the 10 minutes; the Speaker may direct that the bell be rung for a further five minutes and if still there is no quorum present the Speaker shall adjourn the County Assembly forthwith to the next sitting.

Serjeant-At-Arms, please ring the bell for 10 minutes.

[Quorum bell rung]

Clerk, please read Standing Order Number 34 for the Members.

[Clerk read Standing Order 34]

Decorum when quorum not present. When the quorum bell is ringing Members shall maintain order in the County Assembly.

So, Honourable Members be guided. Honourable Leyla Nyache, be guided by the Standing Orders. Clerk, please confirm if we have a quorum.

[No quorum]

Clerk, please confirm if there is a quorum?

[No quorum]

Sergeant-At-Arms, please ring the bell for a further five minutes.

[Quorum bell rung]

Honourable Bernard Ogutu, you are out of order! Please familiarize yourself with Standing Order No. 34 and you are not allowed to walk out of the Chambers. Serjeant-At-Arms please close the door! Honourable Members of Parliament, Clerk please confirm if we have quorum.

[Quorum confirmed]

The Temporary Speaker (Hon. Makanga): Next order, please.

STATEMENTS

RESPONSE TO STATEMENT BY CHAIRPERSON, COMMITTEE ON LABOUR AND PUBLIC SERVICE
ADMINISTRATION HONOURABLE JACTONE MADIALO ON RENEWAL OF CONTRACTS FOR STAFF
MEMBERS WITHIN THE COUNTY PUBLIC SERVICE

Well, this is a Statement response to the renewal of contracts for staff members within the County Public Service Board. Honourable Jacktone Oluoch Madialo, a Personal Committee on Labour and Public Service Administration?

[Silence]

If not in, I can see the Deputy Chair, Honourable Nusura Mwinyi Kimuswa or any Member of the Labour Committee please give your response to the Statement.

Hon. Ngare: Thank you Mr. Speaker. On renewal of contracts for staff Members within the County Public Service Board, we still do not have tangible information. They are still compiling to respond back to us. So, we need two weeks. Thank you Mr. Speaker.

The Temporary Speaker (Hon. Makanga): Before thanking me Honourable Milka Ngare, for how long has this Statement been with you as a Committee?

Hon. Ngare: Mr. Speaker, the report has come but not to conclusion, so there are a few things we want to address so that they can give us a refined response so maybe we reduce it to one week. I would request for one week.

The Temporary Speaker (Hon. Makanga): But you are aware of how long this Statement has been...

[Interruption]

Hon. Ngare: Yes, and we apologize for the same. It is because we were not very satisfied with the response, it is around but we want to refine it and bring it after one week. Thank you Mr. Speaker.

The Temporary Speaker (Hon. Makanga): Okay one week granted. Please make sure you comply.

Hon. Ngare: Thank you Honourable Speaker.

GARBAGE DUMPING IN ZIWA LA NG'OMBE WARD (VOK AREA)

The Temporary Speaker (Hon. Makanga): Yes, Honourable Hamisi Nyota, MCA Ziwa la Ng'ombe Ward please give the Statement.

Hon. Hamisi Nyota: Thank you Honourable Speaker. Honourable Speaker, Pursuant to Standing Order No. 41, 2(c) of the Mombasa County Assembly Standing Orders, I wish to seek a Statement from the Chairperson of the Committee on Environment and Solid Waste Management regarding the prevailing situation of indiscriminate garbage dumping within Ziwa la Ng'ombe Ward, specifically along the Beach Road Area. Honourable Speaker, the VOK area within Ziwa Ng'ombe Ward previously served as a designated dumping site for waste collectors. However, the said site was closed to pave way for the ongoing affordable Housing Project. Consequently, waste collectors from within Ziwa la Ng'ombe Ward and neighboring Wards have been left without a designated dumping area or dumping site or collection point. As a result, there has been increased dumping of garbage alongside Beach Road and its environs, this situation has been worsened by the ongoing rainy season, leading to accumulation of waste, blockage of drainage systems, road blockage, environment degradation and posing serious public health risks to residents. Honourable Speaker, it is against this background that I seek Statement from the Chairperson of the Committee on Environment and Solid Waste Management on the following:

1. Whether the County government is aware of the indiscriminate dumping of garbage along Beach Road in the Ziwa la Ng'ombe Ward and following the closure of the VOK dumping site
2. The immediate measures being undertaken to stop the ongoing illegal dumping in the affected area
3. The plans in place to provide a permanent designated waste collection points for waste collectors within Ziwa la Ng'ombe Ward
4. The measures being undertaken to regulate and manage waste collectors from other Wards who are currently dumping waste in Ziwa la Ng'ombe Ward
5. The long-term strategies the County government has put in place to ensure sustainable solid waste management and prevent reoccurrence of such challenges.

Thank you Mr. Speaker.

The Temporary Speaker (Hon. Makanga): Thank you Honourable Hamisi Nyota. Yes, Honourable Juma Kambi or any Member of the Environment Committee. Honourable Samir Bhaloo, you have a response to the Statement?

Hon. Bhaloo: Thank you Mr. Speaker. I humbly request for some time and get back.

The Temporary Speaker (Hon. Makanga): How much is some time?

Hon. Bhaloo: A week, Mr. Speaker.

The Temporary Speaker (Hon. Makanga): Okay, one week granted. Please make sure you bring forth the report in response to the Statement. Yes, Clerk next Order please?

CONSTRUCTION OF A WALL ALONG TIMBONI AREA IN ZIWA LA NG'OMBE

Yes, Honourable Hamisi Nyota, MCA Ziwa La Ng'ombe proceed to seek your Statement.

Hon. Hamisi Nyota: Thank you Mr. Speaker. Mr. Speaker, pursuant to Standing Order 41 2 (c) of the Mombasa County Assembly Standing Orders, I wish to seek a Statement from the Chairperson of Committee on Lands, Urban Planning and Housing and the Chairperson of the Committee on Transport and Infrastructure regarding the construction of a perimeter wall along Timboni area in the Ziwa La Ng'ombe Ward blocking waterways. Honourable Speaker, the Timboni area serves as a critical water channel and natural drainage pathway that directs storm water away from the residential areas thereby minimizing flooding within Ziwa La Ng'ombe Ward and its environs. However, there is an ongoing construction of a perimeter wall along this area which threatens to interfere with the natural flow of water. This situation is particularly concerning given the current rainy season as any obstruction of the waterways may result in a severe flooding, destruction of property and heightened risk to the safety and livelihoods of residents. Honourable Speaker, it is against this background that I seek a Statement from the Chairpersons of the two respective Committees on the following:

1. Whether the County government is aware of the ongoing construction of a perimeter wall along Timboni waterway in Ziwa La Ng'ombe Ward.
2. Whether the said construction was duly approved and if so, which authority granted the approval and under what conditions.
3. The measures in place to ascertain whether the construction complies with existing physical planning, regulation and environmental safeguards.
4. The urgent step being taken to ensure that the natural waterway to Timboni area remains unobstructed particularly during these rainy seasons.
5. The immediate and long-term plans by the County government to safeguard and enhance drainage system in the area to prevent flooding and protect residents.

Thank you, Honourable Speaker.

The Temporary Speaker (Hon. Makanga): Yes, Honourable Ahmed Khamis, Chairperson Committee on Lands Please respond to the Statement.

Hon. Ahmed Khamis: Ahsante Bwana Spika, naomba muda kidogo ili niweze kumjibu Mheshimiwa mwenza. Ahsante.

The Temporary Speaker (Hon. Makanga): Honourable Ahmed Nyundo, you are a standing Member so when you are asking for *muda kidogo* I do not know how long is that period according to you.

Hon. Ahmed Khamis: Thank you, Mr. Speaker. I will respond in one week's time, *InshaAllah*. Thank you.

The Temporary Speaker (Hon. Makanga): Honourable Nyota, are you satisfied? One week? Okay thank you Honourable Ahmed Khamisi for promising us effectiveness and efficiency as far as that matter is concerned. Yes, Clerk?

GROUNDING OF TRACTORS UNDER THE DEPARTMENT OF BLUE ECONOMY, AGRICULTURE,
FISHERIES AND LIVESTOCK

Yes, Honourable Patrick Mwavula Mbelle, MCA Bamburi Ward. Proceed to request for your Statement.

Hon. Mbelle: Thank you, Mr. Speaker I am under the weather, so allow me to delegate it to Ms. Pamela Ojala to do the Statement for me. Thank you, Mr. Speaker.

The Temporary Speaker (Hon. Makanga): Yes, Honourable Pamela Ojala Arwa, holding brief for Honourable Patrick Mbele proceed to request for the Statement.

Hon. Ojala: Thank you Honourable Speaker. I wish to give the Statement on behalf of the Chairman of Blue Economy, Honourable Patrick Mbelle. Honourable Speaker, pursuant to Standing Order 41 (2) (c) of the Mombasa County Assembly Standing Orders I wish to seek a Statement from the Chairperson of the Committee on Transport and Infrastructure regarding the grounding of tractors under the Department of Blue Economy, Agriculture, Fisheries, and Livestock. Honourable Speaker, the Department of Blue Economy, Agriculture, Fisheries, and Livestock is reported to have only three tractors intended to support farmers through mechanized farming service within the County. However, it is of great concern that all three tractors have been grounded at Hussein Dairy since April, 2025 due to their poor mechanical state. Honourable Speaker, despite the clear mandate of the Department of Transport, Infrastructure and Public Works in the maintenance and servicing of the County machinery and equipments, the said tractors have not been serviced or restored to operational condition. This has significantly affected farmers who rely on these tractors for land preparation and other essential farming activities. Honourable Speaker, further the situation has been exacerbated by the current farming season, during which farmers are unable to access the much-needed mechanized services, thereby negatively impacting agricultural productivity and livelihoods. Honourable Speaker, it is against this background that I seek a Statement from the Chairperson of the

Committee on Transport, Infrastructure and Public Works to enquire and respond on the following;

1. Whether the County government is aware that the Department of Blue Economy, Agriculture, Fisheries and Livestock has only three tractors, all of which have been grounded at Hussein Dairy since April, 2025.
2. The reason for the delay in servicing and restoring the said tractors to operational condition.
3. The specific measures the Department of Transport, Infrastructure and Public Works has taken or intend to take to urgently repair and return the tractors to service.
4. The timeline within which the tractors will be fully operational and available for the use by farmers.
5. The immediate intervention the County government has put in place to ensure that the farmers access mechanized farming services during the current farming season.
6. The long-term plan to ensure proper maintenance, servicing and sustainability of County-owned agricultural machineries to prevent recurrence of such challenges.

Thank you, Honourable Speaker.

The Temporary Speaker (Hon. Makanga): Thank you, Honourable Arwa. Honourable Mohammad Hassan, Chairperson Committee on Transport, Infrastructure or the Vice-Chair Committee on Transport that is Honourable Mwaka Mwaludonda or any Member of the Transport Committee. I can see Honourable Bernard Ogutu. Please respond to the Statement.

Hon. Ogutu: Thank you, Mr. Speaker. Mr. Speaker, we request one month so that we can elaborate and deal with that matter, Mr. Speaker. We are going for the recess, Mr. Speaker, so if we say next week, we will be lying. Thank you.

The Temporary Speaker (Hon. Makanga): Yes, Honourable Milka, are you responding to the Statement?

[Inaudible]

Okay. Honourable Bernard Ogutu, are you aware that currently there are rains and this is the planting season? Honourable Bernard Ogutu! Honourable Bernard Ogutu that is not your job! Please, can you respond?

Hon. Ogutu: I was just confirming. I have noticed it, yes, there are rains, Mr. Speaker but we must be practical in answering these questions, you can give us one week and next week we'll go for recess, Mr. Speaker. If you want us to go that way, then give us one week. Thank you.

The Temporary Speaker (Hon. Makanga): Mr. Speaker. Honourable Patrick Mbelle, are you satisfied with the...

[Interruption]

Hon. Mbelle: Mr. Speaker, I am truly under the weather, but considering that...

[Interruption]

The Temporary Speaker (Hon. Makanga): Honourable Bernard Ogutu, what is it?

Hon. Ogutu: To be satisfied, Mr. Speaker. Mbelle was not in the House. He is not in the House; Mr. Speaker that is why Honourable Pamela has done the Statement.

The Temporary Speaker (Hon. Makanga): Honourable Bernard Ogutu, Honourable Patrick Mbelle, as the one who requested for the Statement, asked Honourable Milka Arwa to hold brief, Pamela Arwa, sorry, to hold brief for him but the Member is in the chambers.

[Inaudible]

Under which Standing Orders, Honourable Bernard Ogutu?

Hon. Ogutu: Not within the Standing Orders, Mr. Speaker. That is a practice even in law, you can only hold a brief for somebody who is not in, you can google, Mr. Speaker. It is so sad that we normally use google for things that do not add value to what we do in the House, Mr. Speaker. You can only hold brief for somebody who is not present, Mr. Speaker so for that matter, let Pamela respond whether she is satisfied or not.

[Consultations]

The Temporary Speaker (Hon. Makanga): So fully guided by our Clerks, I will ask Honourable Patrick Mwavula Mbelle to share your wisdom with the one holding brief for you so that she is able to make the remarks on your behalf, please you have thirty seconds to do so before we make a ruling, Honourable Bernard Ogutu, you can take your seat...please take your seat.

[Interruption]

Alright, I will call you out once we.... I have heard you Honourable Benard Ogutu.

[Interruption]

Hon. Ogutu: Mr. Speaker, there is no quorum... *[Speaking off microphone]*.

The Temporary Speaker (Hon. Makanga): Clerk, please confirm if we have quorum and I hope Honourable Bernard Ogutu you will not be out of order, so please Clerk confirm if we have quorum.

[Quorum confirmed]

Thank you, so Honourable Benard Ogutu be guided that the state's Standing order confirms for us that we have quorum and therefore we are able to transact under such...Yes,

Honourable Pamela Arwa Ojala, are you satisfied with the one month requested by Honourable Benard Ogutu?

Hon. Ojala: Honourable Speaker, to be sincere I am not satisfied because the farmers approach us that they are getting challenges. They realized that the three tractors have been grounded since April, 2025 and remember we are in April, 2026. Mr. Speaker, we need the Honourable Member of Chagamwe to be a bit serious they are aware that we are now one year down the line as per his argument, so we are requesting Honourable Member of Chagamwe at least to be a bit serious, one year down the line and now they are giving us more promise that we give them time Mr. Speaker that is not in order and am not satisfied his response Mr. Speaker. Thank you.

The Temporary Speaker (Hon. Makanga): The Member is serious that is why he has requested for one month's, so it's you to confirm whether that period is too long or you comfortable with the same because he has his justification.

Hon. Ojala: Mr. Speaker, I confirm to the House that, that period is too long.

The Temporary Speaker (Hon. Makanga): Okay, thank you, Honourable...

[Interruption]

Yes, Honourable Patrick Mwavula Mbelle, what is it? Are you healed now? A miracle has happened?

Hon. Mbelle: I want to speak as a Member of the Committee because this is an issue that has been brought in courtesy of the Committee so now allow me to speak as a Member.

The Temporary Speaker (Hon. Makanga): Honourable Patrick Mwavula Mbelle, it is in our records that you are under the weather.

Hon. Mbelle: Yes, ...

[Interruption]

The Temporary Speaker (Hon. Makanga): Are you now above the weather?

Hon. Mbelle: I am under the weather, although the matter that is being spoken about is an issue does not allow me to say sit down and take my leave of matters.

The Temporary Speaker (Hon. Makanga): Well, you have already requested for the Statement, so Chair ... the Speaker is supposed to rule and give direction.

Hon. Mbelle: I just want to add on to what my Member has spoken about, Mr. Speaker.

The Temporary Speaker (Hon. Makanga): Honourable Patrick Mwavula Mbelle.

Hon. Mbelle: If you allow me, Mr. Speaker...

The Temporary Speaker (Hon. Makanga): Honourable Patrick Mwavula Mbelle, you have requested for a Statement with prayers and an intended action plan.

Hon. Mbelle: Mr. Speaker, I ...

[Interruption]

The Temporary Speaker (Hon. Makanga): Honourable Patrick Mwavula Mbelle, please take your seat.

Hon. Mbelle: Would you allow Mr. Speaker...

[Interruption]

The Temporary Speaker (Hon. Makanga): Please take your seat.

Hon. Mbelle: Thank you Mr. Speaker.

The Temporary Speaker (Hon. Makanga): You have requested for a statement guided by our Standing Orders. You have requested the Speaker of this House to give directions as regards your matter. It's now within my purview and jurisdiction to give directions so Honourable Bernard Ogutu, please make sure you respond to the Committee on Agriculture and Blue economy within the shortest time period, not more than two weeks because we are in the planting season and in the rainy season so, this is a matter that you need to take it seriously a far and beyond the period that you had requested, so proceed to respond to the Committee within two weeks. Yes, Honourable Bernard Ogutu, You okay two weeks?

Hon. Ogutu: Chair, we are okay.

The Temporary Speaker (Hon. Makanga): Thank you so much. Yes, Clerk next order, please?

DOSHI 22 ACRES OF LAND IN MANONI AREA, MTOPANGA WARD

Yes, Honourable Morgan Ndatatani Matsaki Leader of Minority Party MCA Mtopanga Ward. Please give the Statement.

The Leader of Minority (Hon. Matsaki): Thank you, Mr. Speaker for giving me this opportunity to read this statement on Doshi 22 acres of land in Manoni area. Honourable Speaker, Pursuant to Standing Order 41(2)(c), of the Mombasa County Assembly Standing orders, I wish to seek a Statement from the Chairperson of the Committee on Lands, Urban Planning, and Housing regarding the status and intended acquisition of the Doshi land situated in the Manoni area within Mtopanga Ward. Honourable Speaker, this Honourable House previously approved the Ardhi Fund Regulations, 2024 with the objective of facilitating land acquisition and the settlement programs within the County. However, it is of concern that the Ardhi Fund has not been operationalized for a considerable period, thereby limiting its intended impact. Honourable Speaker, the parcel of land in question measures approximately 20 acres. It is on record that about 20 years ago, a purchase agreement had been initiated between the landowner and relevant stakeholders; however, there was no firm commitment to actualize the transaction.

Consequently, due to the prolonged lapse of time, the said agreement became invalid and unenforceable. Further, over ten years ago, the Doshi family, who are the owners of the said land, had expressed willingness to sell the land to the County government at a cost of Kshs. 7 million for purposes of subdivision and settlement. Unfortunately, this arrangement did not materialize. Honourable Speaker, on 18th November, 2025 a meeting was conveyed between the landlord, Mr. Ashwin Doshi, proprietor of plot Nos. mainland/11/54, 107,170, 249 and 251 and the squatters Committee led by their Chairperson, Mr. Bulushi. Also, in attendance was the Chairperson of the Ardhi Fund Board. During this meeting it was agreed that the purchase price of the land be revised to Kshs. 20 million, with further negotiations to be undertaken upon engagement between the Chairperson of the Ardhi Fund Board and the Governor. Honourable Speaker, subsequently, on Thursday 20th November, 2025 a meeting was held at the Chief's office in Mtopanga bringing together the Manoni residents, officials of the squatters Committee led by their Chairperson, myself as the area Member of County Assembly, as well as the area Chief and Sub-Chief. The primary purpose of this meeting was to inform the residents of the discussions and the resolution reached with the landlord, particularly on the proposed purchase and agreed consideration. Honourable Speaker, despite these engagements, and the apparent goodwill from all parties, residents have not received any feedback or communication from the County government regarding the way forward, thereby causing anxiety and uncertainty among the intended beneficiaries. Honourable Speaker, it is against this background that I seek a Statement from the Chairperson of the Committee on Lands, Planning, and Housing on the following.

1. Whether the County government is aware of the resolutions reached during the stakeholders' engagement regarding the purchase of the land at a cost of Kshs. 20 million.
2. The reasons for the delay or failure by the County government to provide feedback and progress on the matter to the residents and stakeholders.
3. The current status of the operationalization of the ARRI Fund Regulations, 2024 and its role in facilitating the acquisition of the said land.
4. The immediate steps the County government intends to take to conclude the acquisition of and facilitate subdivision of the land for the benefit of residents.
5. The timelines within which the County Government will communicate and implement the resolutions agreed upon the stakeholders.
6. The long-term plans to ensure effective implementations of land acquisition and settlement programs within the County.

Thank you, Mr. Speaker.

The Temporary Speaker (Hon. Makanga): Yes, Honourable Ahmed Khamis, Chairperson Committee on Lands, Urban Planning, and Housing, please respond to the statement. Yes, Honourable Morgan Matsaki.

Hon. Ahmed Khamis: Ahsante Bwana. Spika, nafikiri *request* ya Mheshimiwa mwenza ni kubwa sana, kwa hivyo naomba anipatie kama mwezi mmoja, tukirejea kutoka *recess* Mungu akipenda nitampatia majibu. Ahsante sana.

The Temporary Speaker (Hon. Makanga): Yes, Honourable Morgan Matsaki?

The Leader of Minority (Hon. Matsaki): Due to the recess as from next week, I kindly accept and I will be waiting for the response. Thank you so much.

The Temporary Speaker (Hon. Makanga): Thank you Honourable Morgan Matsaki. Yes, Clerk?

ADJOURNMENT

Honourable Members, this House stands adjourned until Tuesday 28th April, 2026 at 10:00 a.m. Thank you.

The House rose at 3:23p.m.