



**COUNTY ASSEMBLY OF MOMBASA
THE HANSARD**

Wednesday, 29th April, 2026

Third Assembly – Fifth Session
THIRTY FIFTH SITTING

*[The County Assembly met at 2:30p.m at the County Assembly Buildings]
[The Deputy Speaker (Hon. Fadhili Mwalimu Makarani) in the Chair]*

PRAYERS

The Deputy Speaker (Hon. Makarani): Have your seats Honourable Members. Yes Clerk?

COMMUNICATION FROM THE CHAIR

RECOMMITTAL OF THE NOMINEE FOR THE POSITION OF CHIEF OFFICER DIGITAL
TRANSFORMATION TO THE COMMITTEE ON EDUCATION AND DIGITAL TRANSFORMATION

Yes, Honourable Kibwana Swaleh?

Hon. Kibwana Swaleh: Thank you Honourable Speaker. Honourable Speaker, I stand here pursuant to the Standing Orders to seek your guidance and direction on a matter concerning the vetting of the nominee submitted by His Excellence the Governor. Honourable Speaker, the nomination of Ms. Fatma Nabhany to the position of Chief Officer was dully communicated to this Honourable House on 31st March, 2026 and subsequently committed to the Committee on Finance, Budget and Appropriations for consideration and vetting on the understanding that the nominee had been nominated to the portfolio of Economic Planning. However, Honourable Speaker the Committee has since received various correspondences from the County Executive clarifying that the nominee, Ms. Fatma Nabhany was in fact rightfully nominated to the position of Chief Officer for Digital Transformation and not for Economic Planning or a dual portfolio as earlier understood. Honourable Speaker, this development has created a procedural and jurisdictional concern; the matter is initially communicated has already been made public through the press and formally committed to the Committee on Finance, Budget, and Appropriation. Nonetheless, the functional mandate over digital transformation squarely falls under the Sectoral Committee on Education, Vocational Training and Digital Transformation. Honourable Speaker, in light of these circumstances, Honourable Speaker, there now arises uncertainty as to appropriate Committee to handle the vetting process given the corrected designation of the nominee portfolio. It is on this basis that I humbly seek your guidance and indulgence on this. One,

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Whether the matter should remain before the Committee on Finance, Budget and Appropriations has earlier directed; or,

1. Whether the nomination should be withdrawn and recommitted to the Sectoral Committee on Education and Digital Transformation, which holds the relevant mandate.

Honourable Speaker, your direction will ensure procedural propriety, uphold the integrity of this House and guide the House on appropriate course of action in handling this matter. I thank you, Honourable Speaker.

The Deputy Speaker (Hon. Makarani): Thank you Honourable Kibwana Swaleh Baya, Chairman of the Committee on Finance, Budget and Appropriation for raising that important issue. Honourable Members, Pursuant to Standing Order 1 of the Mombasa County Assembly Standing Orders, which vests the office of the Speaker the authority to make decisions on procedural matters not expressively provided for. I wish to state the following guidance regarding the vetting of the Governor's nominee, Ms. Fatma Nabhany. Honourable Members, you will recall that the nomination of Ms. Fatma Nabhany was communicated to this Honourable House on 31st March, 2026 and subsequently committed to the Committee on Finance, Budget and Appropriation for vetting on the basis that the nominee had been nominated to the position of Chief Officer Economic Planning. However, subsequent clarification from the County Executive has confirmed that the nominee was rightfully nominated for the position of Chief Officer for Digital Transformation. This clarification has necessitated a review of the earlier referral of the matter to the Committee on Finance, Budget and Appropriation. Honourable Members, taking into account the representative mandates of the Committee of this House and in order to ensure procedural propriety and alignment with the functional jurisdiction of Committees, I hereby direct that the vetting of the nominee, Ms. Fatma Nabhany, be and hereby recommitted to the Sectoral Committee on Education, Digital Transformation which is seized on matters relating to digital transformation. Honourable Members, notwithstanding this recommitment, the scheduled vetting of the nominee shall proceed as earlier advertised, that is, Monday, 4th May 2026 at 10:00 a.m. under the auspices of the Sectoral Committee on Education, Digital Transformation. The Clerk is hereby directed to facilitate the necessary administrative arrangements to give effect to this communication. I thank you, Honourable Members, and I thank the Committee on Finance, Budget and Appropriation for noting this issue. Thank you. Yes Clerk?

STATEMENTS

RESPONSE TO STATEMENT BY CHAIRPERSON, COMMITTEE ON ENVIRONMENT AND SOLID WASTE MANAGEMENT HONOURABLE JUMA MWALIMU ON GARBAGE DUMPING IN ZIWA LA NG'OMBE WARD (VOK AREA)

Yes, Honourable Juma Mwalimu Kambi, please respond to the Statement, or any other Member from that Committee?

[Silence]

Yes, Honourable Leila?

Hon. Nyache: Ahsante sana Mheshimiwa Spika kwa kunipa nafasi hii ya kujibu taarifa hii. Mheshimiwa Spika nimesimama kama Mwanachama wa Kamati ya mazingira na ningeomba muda kidogo kwa sababu sasa tutaenda mapumziko ningeomba muda kama mwezi mmoja ndio tuweze kuja na majibu mazuri. Ahsante Mheshimiwa Spika.

The Deputy Speaker (Hon. Makarani): Okay, thank you. The matter will be returned back to the House Business Committee for further planning. Yes, Clerk.

RESPONSE TO STATEMENT BY CHAIRPERSON COMMITTEE ON LANDS, URBAN PLANNING AND HOUSING HONOURABLE AHMED KHAMIS ON CONSTRUCTION OF WALL ALONG TIMBONI AREA IN ZIWA LA NG'OMBE

Honourable Ahmed Hamisi or any other member from the Lands Committee. Yes, proceed, Honourable Member.

Hon. Kachumbo: Thank you, Mr. Speaker. I am requesting you give us until when we come back from the recess.

The Deputy Speaker (Hon. Makarani): Well, noted. The House Business Committee will allot time for your Statement, for your response. Yes, Clerk.

RESPONSE TO STATEMENT BY CHAIRPERSON COMMITTEE ON LANDS, URBAN PLANNING AND HOUSING HONOURABLE AHMED KHAMIS ON REGISTRATION, VALUATION AND PHYSICAL INTEGRATION OF PLOTS WITHIN MAJAONI SETTLEMENT SCHEME

Yes, Honourable Ahmed Nyundo or Honourable Florence on behalf of the Chair.

Hon. Kachumbo: Also, I am requesting Mr. Speaker for some time until we return from the recess.

The Deputy Speaker (Hon. Makarani): Well noted. The House Business Committee will sit and plan when you are going to respond on this second issue. Yes, Clerk?

RESPONSE TO STATEMENT BY CHAIRPERSON, COMMITTEE ON TRANSPORT AND INFRASTRUCTURE HONOURABLE HASSAN MOHAMED ON MEASURES TO REPAIR HAZARDOUS POTHoles IN THE COUNTY

Yes, Honourable Hassan Mohammed, Chairperson Committee on Transport and Infrastructure, or the Vice Chair. Yes, Honourable Mwaka Mwalundonda?

Hon. Mwaka Mwalundonda: Ahsante sana Mheshimiwa Spika napenda sana kuweza kujibu ama kuchukua mdhamana wa hi Taarifa naomba Bunge hili liweze kutupatia muda kama wa wiki tatu hivi kwa sababu kweli ni lazima kuchora barabara zetu ziweze kuwekwa ma alama ili tuweze kujua alama hizi kuwa ni mahali panahusika ya watu kupita na watu kusimama. Ahsante Mheshimiwa Spika.

The Deputy Speaker (Hon. Makarani): Honourable Member Vice Chair, do you know what you are responding on?

Hon. Mwaka Mwaludonda: Yes. Zebra cross...

[Interruption]

The Deputy Speaker (Hon. Makarani): Because I am informed it is not a matter concerning any road signs.

Hon. Mwaka Mwaludonda: Zebra cross. *Ndio Mheshimiwa Spika.*

The Deputy Speaker (Hon. Makarani): Yes. Do you know what you are speaking on? It was an issue concerning the potholes at Ferry, around the Likoni Ferry area.

Hon. Mwaka Mwaludonda: Lakini haukuweza kuandika hapa kuwa ni Ferry tunajua kwamba kuwa ni hizo *Hazards* kwa hivyo naomba muda ili tuweze kushughulikia hilo swala.

The Deputy Speaker (Hon. Makarani): It was a statement concerning the potholes at Corner Shelly Beach, Likoni. That pothole, I think you are aware of the big pothole around Jamsa City. Jamsa.

The Deputy Speaker (Hon. Makarani): Jamsa City around Shelly Beach? Kwa hiyo naomba muda wa wiki tatu.

The Deputy Speaker (Hon. Makarani): Yes, three weeks or after recess?

Hon. Mwaka Mwalundonda: Yes, after recess.

The Deputy Speaker (Hon. Makarani): After recess Honourable Mbaya. Three weeks. Three weeks.

Hon. Hamisi Salim Mbaya: Ahsante sana Mheshimiwa Spika kwa kuweza kunipa fursa hii, kwanza kabisa nimshukuru Mwenyezi Mungu kabla ya kuweza kurudisha ujumbe kwa Mheshimiwa mwenza ambaye amesema anaomba kiasi cha wiki tatu. Mheshimiwa Spika zile siku ambazo ziliombwa kwanza Mheshimiwa Spika inastahili kabisa zingekuwa zimetosha Mheshimiwa Spika kwa sababu *Statement* hii niliileta kwanza nikizingatia kipindi hiki cha mvua vile vile nikizingatia mazingira yale ambayo yatakuwa yapatikana ambayo si ya sawa Mheshimiwa Spika, sasa iyi imesemekana wiki tatu lakini ki mimi nilikuwa naona hizo wiki tatu pia zitakuwa ni nyingi Mheshimiwa Spika Kwa sababu kila mvua inaponyesha, yale mashimo yanaendelea kuzidi, wenye magari wanapata shida ya kupita pale, wenye mikokoteni wanapata shida ya kupita, wenye baiskeli ambao wametoka kongowea vilevile wanaendelea kutatizika. Mimi nasema kama ingewezekana hata ingekuwa wiki moja Mheshimiwa Spika kwa sababu ya ile hali ambayo iko pale, ambayo ni sehemu yangu ya Timbwani. Ahsante sana Mheshimiwa Spika.

The Deputy Speaker (Hon. Makarani): Thank you Honourable Hamisi Salim Mbaya. Honourable Mwaka Bakari Mulundonda, please consult with the department on that matter so that when you come after recess you respond on this issue as per what Honourable Hamisi Salim Mbaya has raised, let the department to take action so that when you come back you will be responding on what has been done to that pothole.

Hon. Mwaka Mulundonda: Ahsante sana Mheshimiwa Spika, kwa kusema ukweli ni ukweli anavyoongea ni ukweli kwa sababu hata mimi ni mkaaji wa Likoni na neno hilo tatalitatu, tatalichukulia kwa haraka sana. Ikiwezekana pia kabla ya kamiti haijasimama na kutengeneza, hata mimi na yeye tunaweza tukatengeneza Mheshimiwa Spika...

[Interruption]

The Deputy Speaker (Hon. Makarani): Honourable Mwaka you are out of order! Honourable Mwaka as I have directed you and your Committee consult the department and take action on that issue raised by Honourable Hamisi Salim Mbaya.

Hon. Mwaka Mulundonda: I promise three weeks.

The Deputy Speaker (Hon. Makarani): No....

Hon. Mwaka Mulundonda: After recess...

The Deputy Speaker (Hon. Makarani): After recess?

Hon. Mwaka Mulundonda: After recess yes.

The Deputy Speaker (Hon. Makarani): The problem will be solved?

Hon. Mwaka Mulundonda: Will be solved.

The Deputy Speaker (Hon. Makarani): So, you will consult the department to take action within this time you are going for recess.

Hon. Mwaka Mulundonda: Yes, Mr. Speaker.

The Deputy Speaker (Hon. Makarani): Okay thank you. It has been noted, they will consult the department so that when they come after recess, we want to see action has been done. Yes, Clerk.

RESPONSE TO STATEMENT BY CHAIRPERSON, COMMITTEE ON TRANSPORT AND INFRASTRUCTURE TO MEASURES TO MITIGATE AGAINST DISASTER AND LOSS OF LIVES DURING THE RAINY SEASON

Yes, Honourable Hassan Ulher Mohamed or the Vice Chair Honourable Mwaka Bakari Maludonda.

Hon. Mwaka Mulundonda: Ahsante sana Mheshimiwa Spika, niweze kuchukua fursa hii kuweza kuchukua jukumu hili, hususan saa hii kuna mvua inanyesha na tutaweza kupatia muda kidogo sana kwa sababu ya drainage zile ambazo ziko. Naomba pia vilevile mnipatie wiki tatu ili tuweze kutembelea hizo *drainage*. Ahsante sana Mheshimiwa Spika.

The Deputy Speaker (Hon. Makarani): Thank you and it is well noted after recess the House Business Committee will have a lot of time for that response. Yes Clerk.

RESPONSE TO STATEMENT BY CHAIRPERSON COMMITTEE ON ENVIRONMENT AND SOLID WASTE MANAGEMENT HONOURABLE JUMA MWALIMU ON UTILIZATION OF COUNTY GOVERNMENT TRUCKS AND PERSISTENT CHALLENGE OF UNCOLLECTED GARBAGE IN AIRPORT WARD AND ITS ENVIRONS

Yes, Honourable Juma Mwalimu Kambi or any other Member from that Committee, Honourable Leyla Nyache.

Hon. Nyache: Ahsante Sana Mheshimiwa Spika kwa kuweza kunipa nafasi nyingine ya kuweza kujibu taarifa hii ya maswala ya garbage collection. Mheshimiwa Spika pia vile vile ningeweza kuomba Bunge hili kutupatia muda, wakati tukitoka mapumzikoni ndio tuweze kuja na jibu mwafaka Mheshimiwa Spika. Ahsante Mheshimiwa Spika.

The Temporary Speaker (Hon. Makarani): Okay thank you, it is noted Clerk.

MOTION**ADJOURNMENT OF THE COUNTY ASSEMBLY FOR RECESS**

Yes, Honourable Leader of Majority, please move the Motion.

The Leader of Majority (Hon. Mwamwiri): Ahsante Mheshimiwa Spika. Mheshimiwa Spika, naomba kuleta hoja kwa muujibu wa kanuni zetu za kudumu sehemu ya 23(3) na vile vile kwa muujibu wa kalenda ya Bunge hili Mheshimiwa Spika naomba kuleta hoja ya kwamba vikao vya Bunge hili viweze kuahirishwa leo siku ya juma tano, tarehe 29 April, 2026 na kurejelea vikao rasmi siku ya Jumatano 26 May, 2026. Nisihi Mheshimiwa Kai aweze kuunga mkono hoja hii.

The Deputy Speaker (Hon. Makarani): Yes, Honourable Kai?

Hon. Kai: Ahsante Mheshimiwa Spika, nimeinuka kuunga mkono. Ahsante

The Deputy Speaker (Hon. Makarani): Thank you Honourable Kai on behalf of minority Leader. Honourable Members, I now propose a question that the Motion by the Leader of the majority party on adjournment of the County Assembly for recess be considered by this Honourable House in the same terms as moved?

[Question proposed and agreed to]

The Deputy Speaker (Hon. Makarani): Yes, Leader of Majority.

The Leader of Majority (Hon. Mwamwiri): Ahsante Mheshimiwa Spika. Mheshimiwa Spika, nisihi tu Waheshimiwa ya kwamba hii ni ratiba ambayo ipo kisheria ya kwamba kwa muujibu wa kalenda, leo ilitupasa kuahirisha vikao hivi kwa mwezi mmoja lakini Mheshimiwa Spika, niwahimiza Waheshimiwa, hususan Wenye viti katika Kamati zao ya kwamba hapa kuna taarifa lukuki zilizoletwa, zinazo hitajia majibu kwa ajili ya mustakbal wa watu wa Mombasa. Hivyo basi likizo hii Mheshimiwa Spika, haimaanishi Kamati hazipaswi kukutana, niwasihi tu shughuli zao za Bunge katika Kamati ziweze kuendelea ili yale yanayostahili kutendeka yatendeke na yale majibu yanayostahili kujibiwa katika Jumba hili Mheshimiwa Spika, tutakapo rudi Mungu akijaalia, tuweze kupata majibu muafaka kwa ajili ya mustakbal wa watu wetu wa Mombasa. Vile vile Mheshimiwa Spika, kwa wale wananchi wetu tunao waendea tuwakumbushe kuwa sasa hivi ni majira ya mvua zinazoendelea Mheshimiwa Spika, wachukue tahadhari katika miundo msingi yetu ambayo ina walakin na maeneo wanayoishi Mheshimiwa Spika na kusisitiza ya kwamba fursa hii ni fursa adimu ambayo inahitajia sisi kuchangia ustawi wa nchi yetu kwa kuwekeza katika swala zima la kupanda miti. Tunajua mji wetu wa Mombasa na Gatuzi letu la Mombasa, shamba pekee ambalo tunajivunia ni bahari lakini vile vile Mheshimiwa Spika, kwa zile sehemu ndogo tulizo nazo na hata ukumbi wa nyumba zetu tunaweza panda maua kuashiria kwamba tumetambua na tumeshukuru neema hizi za mvua na kuenda sambamba na ajenda ya Mheshimiwa Rais, ya kupanda miti milioni kumi katika Taifa letu la Kenya. Ahsante Mheshimiwa Spika nisisitize Waheshimiwa Wenza waweze kuunga mkono Hoja hii ya kwenda mapumziko na kuwekeza zaidi katika kujenga Taifa letu. Ahsante Mheshimiwa Spika.

The Deputy Speaker (Hon. Makarani): Thank you. Yes, Honourable Hamida?

Hon. Noor: Thank you Mr. Speaker for giving me the opportunity again yes this is the right time for us to go back to our electorates so that we know what is going on in our Wards so

that we can deliberate with them and find out where and what is there for us and for them. Thank you.

The Deputy Speaker (Hon. Makarani): Thank you. Yes, Honourable Hawa?

Hon. Hawa Abdulrahman: Thank you Mr. Speaker Sir for giving me this opportunity. I stand to support the Motion on the Adjournment of the County Assembly for recess. Thank you.

The Deputy Speaker (Hon. Makarani): Thank you. Yes, Honourable Pamela Ojala?

Hon. Ojala: Thank you Mr. Speaker for the opportunity I am also up to support the Motion on the Adjournment of the County Assembly for recess Mr. Speaker. Mr. Speaker as you are aware this will give us ample time to interact with our electorate again, we still have County important which is scheduled to take place on 4th Mr. Speaker; vetting of Chief Officers Mr. Speaker. I stand to support Mr. Speaker.

The Deputy Speaker (Hon. Makarani): Thank you. Yes, Honourable Mwaka Mwalundonda?

Hon. Mwaka Mwalundonda: Ahsante Mheshimiwa Spika nami nasimama kuunga mkono Hoja hii ilioletwa na Mheshimiwa *Majority Leader* kwa kusema kweli hakuna jambo ambalo linaweza kuwa bila mapumziko inabidi tuchukue fursa hii tuweze kupumzika na kuweza kuhudumia wananchi Mheshimiwa Spika. Ahsante sana.

The Deputy Speaker (Hon. Makarani): Thank you. Yes, Leader of Majority please reply.

The Leader of Majority Party (Hon. Mwamwiri): Ahsante Mheshimiwa Spika niwashukuru Waheshimiwa wenza kwa kuweza kuunga mkono Hoja hii na vile vile pia niweze kuwashukuru kwa utenda kazi wao kwa kipindi hiki kufikia leo ambapo tunaenda mapumziko kwa yale mengi waliyoweza kuwatendea wananchi wa Mombasa, kwa yale mengi walioweza kuyachangia katika ujenzi wa Taifa letu la Kenya na hivyo basi Mheshimiwa Spika pia fursa hii iweze kuendelezeka kule mashinani ya kuwezesha na kupeana huduma bora kwa wananchi na vile vile tuombeane heri *In Shaa Allah* tukutane tarehe 26 Mwezi wa Tano apendapo Maulana. Ahsante Mheshimiwa Spika.

The Deputy Speaker (Hon. Makarani): Thank you. Yes, Clerk?

ADJOURNMENT

Honourable Members, the House stands adjourned until Tuesday 26th May, 2026 at 10:00a.m.

The House rose at 2:57p.m.