

COUNTY GOVERNMENT OF LAMU



THE COUNTY ASSEMBLY OF LAMU

THE HANSARD

Wednesday, 3rd May, 2023

*The Assembly met at the
Main Chambers, at 2:30 p.m.*

[The Deputy Speaker (Honorable Paul Kimani Njuguna) in the Chair]

PRAYERS

NOTICES OF MOTION

MCA Beatrice Wamaitha Munge(Nominated): Thank you Mr Deputy Speaker. Mr Deputy Speaker Sir, I beg to give a Notice of the following Motion: -

ESTABLISHMENT OF RAMPS FOR PEOPLE LIVING WITH DIFFERENT ABILITIES.

AWARE THAT, The Constitution of Kenya 2010 Article 54(c) reads that "A person with any disability is entitled to reasonable access to all places, public transport and information. However, this is not the case in many of our County infrastructures such as jetties and County Government Offices and Centers in Lamu East and in Lamu West Constituencies.

The State is supposed to put in place affirmative action programmes designed to ensure that Minorities and Marginalized Groups- "Are provided special opportunities in Educational and Economic fields".

FURTHER AWARE THAT, part II of the Persons with Disabilities Act Section 5(b) states that “Every County Government shall allocate adequate resources to programmes specifically targeting persons with disabilities. The learners with Disabilities Act 2023 Section 8(1) states that a County Government shall be responsible for the implementation and effective and efficient delivery of special needs education with respect to the Learning Institution falling within their mandates under the Constitution. Section 2(b) reads “The respective County Executive Member shall, for the effective performance of the function of the County Government under subsection (1) put in place the necessary infrastructure and establish centers for the delivery of education to learners with disabilities.

CONCERNED THAT, the Lamu County jetties, Sea walls, Institutions and Government Offices has no ramps to facilitate easy access by the disabled persons.

SERIOUSLY CONCERNED THAT, many of the persons living with disabilities are affected by current existing infrastructures resulting to hardship and placing them away from participating in County matters.

THIS ASSEMBLY URGES that, the County Executive Committee Member in charge of Infrastructure to be compelled to establish ramps in all Government Offices, ECDE Centers and all Jetties in Lamu East and Lamu West to necessitate easy movement of the persons living with disabilities.

The Deputy Speaker (Honorable Paul Kimani Njuguna): Next Order.

Clerk-at-the-Table: Statements.

STATEMENTS

Statement response

MCA Zahara Shee Mohamed(Nominated): Thank you Mr Deputy Speaker Sir. Mr Deputy Speaker, on behalf of Chairperson of the Departmental Committee on lands, physical planning and housing Honorable Husuni Alawy, I rise to respond to a Statement raised by Hindi Member, MCA James Njaaga Kariuki, on Wednesday 14th March 2023, who sought to know on matters relating to the compensation to the land owners of Mokowe County Headquarters.

Mr Speaker Sir, I seek to reply as follows: -

THAT, the said parcel of land for the County Headquarters was acquired by the National Land Commission (NLC) on behalf of Lamu County Government.

THAT, the NLC is the constitutionally mandated body that deals with the acquisition and compensation of the public land, this is per the Constitution Article 67 together with the Land Act Section 112, these deals with the procedures/process of compensation by the NLC.

THAT, Lamu County does not have any say as to the compensation. My Office received a motion passed by the Assembly in October 2020 directing the County to compensate the 54 families; this remains pending as it is an illegal directive.

THAT, I sympathize with the affected families and on humanitarian grounds I will endeavor to push/lobby the NLC to hasten the compensation process.

The Deputy Speaker (Honorable Paul Kimani Njuguna): Honorable Members, I differ this respond on next week Tuesday because I can see the owner is not around. Next Order.

Clerk-at-the-table: Motion.

ADJOURNMENT

The Deputy Speaker (Honorable Paul Kimani Njuguna): Honorable Members, there being no other business, the Assembly stands adjourned until tomorrow, 4th May, 2023 at 2:30 p.m.

The Assembly rose at 3:15p.m.

