

COUNTY GOVERNMENT OF LAMU



THE COUNTY ASSEMBLY OF LAMU

THE HANSARD

Thursday, 4<sup>th</sup> 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

STATEMENTS

Statements response

**MCA Beatrice Wamaitha Munge(Nominated):** Thank you Mr Deputy Speaker Sir. Mr Deputy Speaker, I rise to respond to a Statement raised by MCA Fahad Dini Adnan who in a plenary session held on 14<sup>th</sup> March 2023, sought to know from the Departmental Committee on implementation regarding the project status for the financial year 2022/23.

Mr Deputy Speaker, the attached is the detailed report of the development projects which were awarded during the period July, 2022 to March, 2023.

Mr Deputy Speaker, the report indicates the projects name, location of the project, amount allocated for the projects, name of the companies awarded and their respective Directors.

Mr Deputy Speaker, the Office of the Clerk has already distributed the said report to the Honorable Members for perusal.

**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 14<sup>th</sup> 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.

**MCA Suleiman Mohamed Farah(Witu):** Asante Bwana Naibu Spika, ningependa hii hoja ihairishwe mpaka mhusika alouliza swali hili aweko hapa Bungeni.

**The Deputy Speaker (Honorable Paul Kimani Njuguna):** Its ok Honorable Farah, so I differ the response on Tuesday next week at 2:30pm. Next Order.

**Clerk-at-the-Table:** Motion. establishment of ramps for people living with different abilities.

### MOTIONS

**MCA Beatrice Wamaitha Munge(Nominated):** Thank you Mr Deputy Speaker Sir. Mr Deputy Speaker, I beg to move 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.

*(Seconded)*

*(Motion proposed)*

*Members Contribution*

**MCA Rebecca Wainaina(Nominated):** Asante Bwana Naibu Spika pia ningependa kumshukuru Mheshimiwa Beatrice kwa kuuleta mswada huu ndani ya Bunge hili. Kwa hakika mswada huu umenigusa mimi mwenyewe kama mmoja wa wale wanaoishi na ulemavu. Kusema kweli Mheshimiwa Spika, hali ya walemavu imekuwa na changamoto mno haswa tunapoingia maofisini tunadharauliwa sana kupata huduma.

Bwana Naibu Spika, na katika maofisi mingi huku Lamu hazina lifti inabidi sisi walemavu tupande ngazi kwa tabu. Kwa hivyo ni muhimu sana Maofisi yanapojengwa yajengewe lifti ili iwe wepesi kwa sisi walemavu kuzifikia mara moja.

Bwana Naibu Spika, pia ukiangalia katika Jetty zetu inakuwa ngumu kwetu sisi kama walemavu kushuka na hata kupanda katika ngazi hizo. Kwa hivyo ningewaomba wahusika watujengee ngazi nzuri ambazo zitatuwezesha sisi walemavu kushuka bila ya kupata dhiki.

Kwa hivyo Bwana Naibu Spika huu ni mswada mzuri sana na ninamalizia kwa kuunga na pia ningewaomba Waheshimiwa wenzangu wauunge mkono mswada huu ili sisi walemavu tupate haki zetu.

**MCA John Mburu Gitonga(Hongwe):** Asante Bwana Naibu Spika kwa kunipa nafasi hii ya kuchangia mswada ulioletwa na Mheshimiwa Beatrice. Kusema kweli hawa walemavu wamesahaulika katika kupata haki zao kama wakaazi wa Lamu. Na kwa vile Mheshimiwa Beatrice ameamuwa kuuleta mswada huu Bungeni basi ni lazima sisi Waheshimiwa tuweze kuupitisha mswada huu ili walemavu wapate haki zao na waweze kufurahia maisha kama wenzao.

**MCA Barisa Deko Bana(Basuba):** Asante sana Bwana Naibu Spika kwa kunipatia fursa hii, pia ningependa kumshukuru Mheshimiwa Beatrice kwa kuuleta mswada huu. Ni muhimu sana kwa wenzetu ambao wanaishi na ulemavu na kusema kweli Bwana Naibu Spika Kaunti zengine waliweza kujenga lifti katika kila jengo ili iwe wepesi kwa walemavu kuweza kufika maofisini bila kusumbuka.

Kwa hivyo kuna haja kubwa katika Kaunti yetu ya Lamu kuwekwe lifti katika kila maofisi. Na pia tukiwa pale jetty tunawaona wanashuka kwa tabu ili waweze kuingia ama kushuka ndani ya boti. Kwa hivyo namalizia kwa kuunga.

**MCA Suleiman Farah(Witu):** Asante sana Bwana Naibu Spika kwa kunipa nafasi hii ya kuunga mkono mswada ulioletwa na Mheshimiwa Beatrice. Kwa hakika huu mswada umenigusa sana kwa sababu hawa walemavu hawakupenda kuwa hivyo ila ni kadari ya Mwenyezi Mungu.

Kwa hivyo Bwana Naibu Spika mimi pia nimesimama kwa kuunga mswada huu na pia ningewaomba Waheshimiwa wenzangu tuupitishie mswada huu kwa haraka ili hawa walemavu wajihisi wametetewa vilivyo katika Serikali hii ya ugatuzi.

**MCA Mercy Wangeci Nyambura(Nominated):** Thank you Mr Deputy Speaker Sir for this opportunity and thank you Madam Beatrice for bringing this beautiful motion. I also stand to support this motion.

*Mover response*

**MCA Beatrice Wamaitha Munge(Nominated):** Thank you Mr Deputy Speaker Sir for giving me this opportunity and I also thank Honorable Members for supporting this motion. Mr Speaker Sir, as we know we are all candidates of Disabilities and nobody wished or prayed to be born disable or to have a child who is disable.

So we are all candidates of disability in such a way that today I might be stable, physically and even psychologically but within 2 to 3 minutes I could get an illness which can lead to disability or even an accident. So it is my urge that the County Government is hardly going to work on this.

**(Question put and agreed upon)**

***ADJOURNMENT***

**[The Deputy Speaker (Hon. Paul Kimani Njuguna):** Honorable Members, there being no other business, the Assembly stands adjourned until Tuesday, 9th May 2023 at 2:30pm.

***The Assembly rose at 3:30pm***

