



## COUNTY ASSEMBLY OF GARISSA

### THIRD ASSEMBLY

### THIRD SESSION

### MOTIONS TRACKER 2024

The Motion Tracker provides an overview of the current status of all Motions before the County Assembly during the Third Session 2024

NO	SUBJECT	NOTICE OF MOTION	PROPOSER	SECONDER	DEBATED AND CONCLUDED	REMARKS
1	<p><b><u>MOTION: APPROVAL</u></b> <b><u>THE REPORT OF THE</u></b> <b><u>COMMITTEE ON</u></b> <b><u>APPOINTMENTS</u></b></p> <p><b>That,</b> This House Considers and Approves the Report of the Committee on Appointments on the vetting of the Nominee to the position of the Secretry/CEO of the Garissa County Public Service Board Mrs Rakia Farah Ibrahim.</p>	19.01.2024 (9:30 AM) (Special sitting)	<b>HON MUSTAF</b> <b>ABDIRASHID</b> <b>AHMED-DEPUTY</b> <b>SPEAKER MCA IFTIN</b> <b>WARD</b>	HON HUSSEIN MOHAMED DAGANE- MINORITY LEADER	19.01.2024 (9:30 AM) (Special sitting)	Approved

2.	<p><b>That</b>, Pursuant to the provisions of Standing order 215 THAT, This House Considers and Adopts the report of the Committee on Finance, Budget and appropriation committee on the Garissa County First Supplementary Budget Estimates FY 2023/2024 that is laid on the floor of the House today to Consider the report with or without Amendments.</p>	19.01.2024 (9:30 AM) (Special sitting)	<b>HON. ABDIWELI ADEN ABDULLAHI - COMMITTEE CHAIR</b>	HON FARDOWSA JELLE-NOMINATED MCA	19.01.2024 (9:30 AM) (Special sitting)	Approved
3.	<p><b>MOTION -APPROVAL OF MEMBERS TO SERVE IN THE HOUSE BUSINESS COMMITTEE</b></p> <p><b>That</b>, pursuant to Standing Orders 152(1)(d), this House approves the following Members nominated to serve in the House Business Committee for the Third Session, in addition to the Speaker of the House, who pursuant to Standing Order 152(1) (a), shall be the Chairperson of the Committee;</p> <ol style="list-style-type: none"> <li>1. HON ABUBAKAR M. KHALIF</li> <li>2. HON OMAR ABDI HASSAN</li> </ol>	29.2.2024 (2:30PM)	<b>MAJORITY LEADER- HON ABUBAKAR M.KHALIF</b>	HON MOHAMED SHEIKH – MCA LABASIGAL E WARD	29.2.2024 (2:30PM)	Approved

	<p>3. HON ABDI IBRAHIM DAAR</p> <p>4. HON ABDIWELI ADEN ABDULLAHI</p> <p>5. HON FARHIYA BUROW IDOW</p> <p>6. HON ABDIRAHMA N MOHAMED ALI</p> <p>7. HON ABUBAKAR HAJJI SUGOW</p> <p>8. HON HAJIR MOHAMED DAHIYE</p> <p>9. HON.KADIJA IDRISS MOHAMED</p> <p>10. HON.TIMIRA BISHAR</p> <p>11. HON HAMDI AHMED</p> <p>12. HON HUSSEIN M. DAGANE</p> <p>13. HON MARIAN MOHAMED HASSAN</p> <p>14. HON ISSA ADEN</p> <p>15. HON FATUMA M. SHIDE</p> <p>16. HON ADOW OMAR SAID</p> <p>17. HON AHMEDNOOR ADEN</p>					
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4.	<p><b>MOTION – APPROVAL OF THE CALENDAR OF THE COUNTY ASSEMBLY FOR 2024</b></p> <p><b>That,</b> pursuant to the provisions of Standing Order 25, this House approves the Calendar of the County Assembly (Regular Sessions) for the Third Session (2024) as contained in the Schedule to the Order Paper</p>	5.3.2024 (2:30 PM)	<p><b>HON KHADIJA IDRIS MOHAMED NOMINATED MCA MOVES ON BEHALF OF MAJORITY LEADER HON ABUBAKAR M.KHALIF</b></p>	<p>HON HAJIR MOHAMED DAHIYE-MCA ABAIKALE WARD</p>	5.3.2024 (2:30 PM)	Approved
5.	<p><b>That aware that,</b> control of drugs is the function of the County Government according to the Fourth Schedule of the Constitution of Kenya. The use of this plant ( khat) has bothered many people and its use has negatively affected both the young and the older population.</p> <p><b>Further aware that,</b> Khat (Miraa), is the most commonly abused drug in Garissa County which has acted as a gateway to the use of other drugs such as Bhang and other dangerous pills.</p> <p><b>Concerned that,</b> the leaves of the khat plant contain psychoactive compounds, and</p>	6.3.2024 (2:30PM)	<p><b>HON ADOW OMAR SAID-MCA HULUGHO WARD</b></p>	<p>HON HASSAN NOOR DAHIR – MCA BARAKI WARD</p>	19.3.2024 (2:30PM)	Approved

<p>chewing them can produce stimulant effects. The legal status and public perception of khat vary widely across different regions and countries. Some areas have banned or regulated its use due to concerns about its potential health effects and its social implications.</p> <p><b>Deeply concerned that,</b> consumption of Miraa has contributed to social ills in the local population including breakup of families, reduced productivity, draining of family income, school dropout and drop in academic performance in schools.</p> <p><b>Noting that,</b> many of the studies done and the observed includes family instability because of draining on family resources and the lack of care and attention on the part of the chewer for his family members, reduced work productivity as a result of absentee tardiness and the generally depressed mood of the khat chewer. The preoccupation with the attainment and use of khat, and the neglect of all other community activities is evident to a large extent possible.</p>					
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	<p><b>Now therefore,</b> This County Assembly urges the County Executive Committee Member responsible for trade matters to establish measures to regulate the sale and consumption of Miraa taking into consideration:</p> <ol style="list-style-type: none"><li>1. Licensing of traders, time of sale and consumption, designated places for sale and consumption and ages of the consumer</li><li>2. The county should also leverage on the social media and other online platforms to reach the youth with tailored prevention programs and regular factual messaging to counter myths, misinformation, and misconceptions related to alcohol, drugs, and substances of abuse.</li></ol>					
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6.	<p><b>That, aware that,</b> article 43 (1) (b) of the constitution provides that every person has the right to accessible and adequate housing, and to reasonable standards of sanitation which includes good drainage system.</p> <p><b>Further aware that</b> ,County public works and services, including storm water management systems in built-up areas; and water and sanitation services have been devolved to the County Governments pursuant to paragraph 2 of Part Two of the fourth Schedule to the Constitution</p> <p><b>Concerned that,</b> the attainment to a reasonable standard of sanitation is a challenge in Masalani town.</p> <p><b>Noting that</b> ,the occurrence of heavy rainfall and floods throughout the country and due to poor drainage system within Masalani Town, lives of people and animals are in danger, buildings are also at risk and the town is impassable.</p> <p><b>Now therefore,</b> this Assembly urges the County Executive Committee Members (CECM) for Lands,</p>	6.3.2024 (2:30PM)	<b>HON YUNIS ABDI IBRAHIM-MCA MASALANI WARD</b>	HON ABDIHAKIM HARET – MCA BURA WARD	14.3.2024 (2:30PM)	Approved
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	<p>Housing and Urban Development to;</p> <p>1) Establish drainage system for Masalani town</p>					
7.	<p><b>That, aware that,</b> Pursuant to Article 6(1) and the first schedule of the Constitution of Kenya, 2010 that sets out Garissa County as one of the Counties within the Kenyan territory.</p> <p><b>Further aware that,</b> section 52 (1) of the County Government Act, 2012 establishes the office of the village Administrator and section 52(4) of the same Act outlines the roles of such an office. NOTING THAT, section 53 (1) of the County Government Act, 2012 does establish the village council at the local level and whose functions are further</p>	13.3.2024 (9:30 AM)	<b>HON OMAR ABDI HASSAN- MCA DAMAJALLE WARD</b>	HON KHADIJA IDRISS MOHAMED- NOMINATED MCA	14.3.2024 (2:30PM)	Approved



<p>set out in section 53(2) of the same Act.</p> <p><b>Cognizant of the fact that</b>, the role and the importance of the said office in the effort to strengthen devolved systems of governance as set out in Articles 174 and 176 (2) of the Constitution of Kenya, 2010.</p> <p><b>Further recognizing that</b>, Article 187 (2) (b) provides for functions transferred and assigned by paragraph 14 of part 2 of the fourth schedule of the constitution of Kenya, 2010 to Garissa County Government in ensuring and coordinating the participation of communities and locations in governance at the local level.</p> <p><b>Concerned that</b>, the continued delay in establishing the said office as provided for by the above relevant sections of the County Government Act, 2012 is an impediment to the effective service delivery and a contravention of the constitution of Kenya, 2010.</p> <p><b>Further concerned that</b>, there is need to fast track relevant county legislation establishing and</p>					
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	<p>operationalizing the office of the Village Administrator and Village Council in Garissa County Government.</p> <p><b>Now therefore,</b> This County Assembly urges the County Executive to come up with the necessary legal framework establishing the office of the Village Administrators and subsequently transmit the Legislative Proposal to the County Assembly for ratification.</p>					
8.	<p><b>MOTION: APPROVAL OF THE NOMINATION OF MEMBERS INTO THE SELECTION COMMITTEE</b></p> <p><b>That,</b> Pursuant to the provision of standing order 156, That this House Approves the Nomination of the following members to the Selection committee as shown below:</p> <p>1. HON.ABUBAKAR M. KHALIF-MAJORITY LEADER</p> <p>2. HON ABDI IBRAHIM DAAR BALAMBALA WARD</p> <p>3. HON. HAJIR MOHAMED DAHIYE ABAKAILE WARD</p>	26.3.2024 (2:30PM)	<b>HON ABUBAKAR M. KHALIF (MAJORITY LEADER)</b>	HON HASSAN DAHIR NOOR-MCA BARAKI WARD	26.3.2024 (2:30PM)	Approved

4. HON. HALIMA HUSSEIN GURE NOMINATED MCA					
5. HON. DEKOW MUHUMED DUALE NOMINATED MCA					
6. HON. HAMDY AHMED ALI NOMINATED MCA					
7. HON. MANA ABDIRAHMAN MOULID NOMINATED MCA					
8. HON. FARHIYA BURO IDOW NOMINATED MCA					
9. HON. HUSSEIN MOHAMED DAGANE MCA TOWNSHIP					
10. HON. FATUMA MOHAMED SHIDE NOMINATED MCA					
11. HON. ADOW OMAR SAID HULUGHO WARD					
12. HON. MARIAN MOHAMED HASSAN NOMINATED MCA					
13. HON. IDRIS ISMAIL ADEN DANYERE WARD					

9.	<p><b>MOTION: APPROVAL OF THE NOMINATION OF MEMBERS INTO THE COMMITTEES</b></p> <p><b>That,</b> Pursuant to the provision of standing order 156, That this House Approves the Nomination of the following members to the committees as shown below:</p>	27.3.2024 (2:30PM)	<b>HON ABUBAKAR M.KHALIF – MAJORITY LEADER</b>	HON HUSSEIN M.DAGANE-MINORITY LEADER	27.3.2024 (2:30PM)	Approved
10.	<p><b>ADJOURNMENT MOTION</b></p> <p><b>That,</b> pursuant to Standing Order (24), (25) That, this Assembly now adjourns its regular sessions until Monday 15th April 2024 in accordance with the Calendar of the County Assembly (Regular Sessions)</p>	28.3.2024 (2:30PM)	<b>HON ABUBAKAR M.KHALIF- MAJORITY LEADER</b>		28.3.2024 (2:30PM)	Approved

11.	<p><b>That aware that,</b> the County Government of Garissa is tasked with overseeing the administration of key municipalities - Garissa, Dadaab, Masalani, and Bura, as per the the County Governments Act, 2012, Urban Areas and Cities Act, 2011, and their respective municipal charters</p> <p>Further Aware That, in alignment with Section 37 of the County Government Act, 2012, which mandates the executive committee to monitor and ensure the integrated development plan of municipalities is effectively implemented;</p> <p><b>Acknowledging that,</b> the significance of granting autonomy to municipalities for effective service delivery and sustainable growth, as provided in Section 9 of the Urban Areas and Cities Act,(Rev)2022</p> <p><b>Recognizing that,</b> the governance and management functions outlined in Section 12 and Section 20 of the Urban Areas and Cities Act, emphasizing the need for proper administration and oversight within municipalities;</p>	7.5.2024 (2:30PM)	<b>HON OMAR ABDI HASSAN –MCA DAMAJALE WARD</b>	HON ABDIWELI ADEN ABDULLAHI -MCA SAKA WARD	8.5.2024 (2:30PM)	Approved
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<p>Whereas, challenges such as budget constraints and delayed fund release hinder the municipalities of Garissa, Dadaab, Masalani, and Bura in serving their communities effectively as per the recent Audit reports</p> <p><b>Recognizing that,</b> granting autonomy to these municipalities will enhance resource management, revenue generation, infrastructure development, and service provision, as stipulated in the Urban Areas and Cities Act, Rev 2022, the County Governments Act, 2012 and respective municipal Charters</p> <p>THEREFORE, I propose the immediate granting of autonomy to the municipalities of Garissa, Dadaab, Masalani, and Bura by the County Government of Garissa, in adherence to the relevant laws</p> <p><b>Now therefore,</b> this Assembly compels the County Government of Garissa to empower these municipalities with autonomy to fulfill their responsibilities, address challenges, and promote sustainable</p>					
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	growth within Garissa County.					
12.	<p><b>THAT, aware that,</b> under the Article 186 (1) and Part Two of the Fourth Schedule to the Constitution of Kenya 2010, the functions and powers of the County Governments, among others, covers County transport including county roads, street lighting, public road transport traffic and parking;</p> <p><b>Further aware that,</b> the County has designated preferential parking zone and bus termini behind the shell petrol station, with parking restrictions for the vehicles plying within the central business district.</p> <p><b>Noting that</b> ,recent years have witnessed a</p>	7.5.2024 (2:30PM)	<b>HON FATUMA M. SHIDE – NOMINATED MCA</b>	HON ADAN HASSAN ODHOWA- MCA DERTU WARD	9.5.2024 (2:30PM)	Approved

<p>marked increase in the number of public and private service vehicles plying various routes in Town ship sub-County and specifically the central business district;</p> <p><b>Concerned that</b>, most streets, pedestrian walkways in the central business district: kismayu road and along medina pharmacy have been illegally turned into parking and the Garissa Primary Playground also turned to bus stops and parking slots for commercial vehicles loading and offloading mostly perishable goods, which has led to increased congestion and accidents including deaths to pedestrians,</p> <p><b>Further noting</b>, that, the menace caused by Boda –Bodas’ and Tuk-Tuks within the Central Business District,</p> <p><b>Now therefore</b>, this Assembly urges the County Executive to direct them to revert back to the designated bus termini and develop comprehensive policy on allocation of parking, picking and dropping zones for, Boda Bodas and the Tuk-Tuks operating within the central business district.</p>					
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<b>13.</b>	<b>That</b> , This House Considers and approve the report on the Rules, Procedure, Powers and Privilege Committee on the review of the County Assembly of Garissa Standing orders	15.5.2024 (2:30PM)	<b>HON MOHAMED ABDI FARAH-MAJORITY LEADER</b>			Awaiting Debate
<b>14.</b>	<b>That</b> , this House considers and approve the Report of the Committee on Lands, Housing, Physical Planning and Urban development on the Conferment of Modogashe Town to Municipality status as provided for section 8 of the Urban Areas and Cities Acts.	15.5.2024 (2:30PM)	<b>HON KHADIJA IDRIS MOHAMED-COMMITTEE CHAIR</b>	HON FAKRUD IN HAJJI SADIK-MCA GOREAL LE WARD	16.5.2024 (2:30PM)	Approved