



THE COUNTY ASSEMBLY OF THARAKA NITHI

SECOND ASSEMBLY – (FOURTH SESSION)

ORDER PAPER

TUESDAY, SEPTEMBER 22ND, 2020 AT 9.30 A.M.

PRAYERS

1. Administration of Oath
2. Communication from the Chair
3. Messages
4. Petitions
5. Papers
6. Notices of Motion (as listed in the appendix)
7. Statements (as listed in the appendix)
8. *****THE THARAKA NITHI COUNTY PRE-PRIMARY EDUCATION BILL, 2020**
(Second Reading)
9. *****THE THARAKA NITHI COUNTY LAWS INSPECTORATE, COMPLIANCE AND ENFORCEMENT BILL, 2020**
(Second Reading)
10. *****THE THARAKA NITHI COUNTY DISASTER MANAGEMENT BILL, 2020**
(Second Reading)

KEY

- **** -Denotes a Majority/Minority Bill
- *** -Denotes a Committee Bill
- * -Denotes any other Bill

APPENDIX

STATEMENTS

1. STATEMENT ON ENVIRONMENTAL RESTORATION AFTER HARVESTING OF MURRAM

(Hon. Anita Karimi Mbae, MCA)

Mr. Speaker, Sir. I rise pursuant to the provisions of Standing Order No.55 (1) (a) to seek a statement from the Chairperson Committee on Water, Environment and Natural Resources on Environmental restoration after harvesting of murrum.

Noting, Article 42 of the Constitution of Kenya, 2010 provides that every person has the right to a clean and healthy environment, which includes the right—(a) to have the environment protected for the benefit of present and future generations through legislative and other measures, particularly those contemplated in Article 69; and (b) to have obligations relating to the environment fulfilled under Article 70.

Murrum is a material used for surfacing Roads in parts of sub-saharan Africa and that the contractors working on various roads across the County of Tharaka Nithi harvest murrum on private and public lands within the County of Tharaka Nithi. Once the murrum has been scooped the land is left open with deep excavations and cliffs that are dangerous to human beings and animals. There is a case in Kithangani location, Weru Sub-Location Mariani ward where two lives have so far been lost due to accidents caused by the unprotected open cliffs on the murrum excavation site.

In the Statement the Chairperson Committee on Water, Environment and Natural Resources is to respond to the following:

- i. Are there agreements between the community and the contractor excavating the murrum from the murrum excavation sites on how the excavations sites will be restored/protected after excavation;

- ii. What is the County Government doing to ensure that after excavation of Murram, land is restored and put into sound/reasonable environmental standards which is not harmful to the environment and to the area residents and animals.

2. STATEMENT ON WATER KIOSKS

(Hon. Anita Karimi Mbae, MCA)

Mr. Speaker, Sir. I rise pursuant to the provisions of Standing Order No.55 (1) (a) to seek a statement from the Chairperson Committee on Water, Environment and Natural Resources on the operations of water kiosks across the County.

Noting that there were water kiosks constructed across the County at watering points that have been turned to personal shops and drug dens a case in point the Kaareni junction kiosk that is used to sell miraa.

In the Statement the Chairperson Committee on Water, Environment and Natural Resources is to respond to the following:

- iii. How and who was to manage the water kiosks;
- iv. What is the County Government doing to ensure that the water Kiosks are used for their intended purpose;

3. STATEMENT ON DUMPED EMPTY BOTTLES CAUSING MENACE TO IGAMBA NG'OMBE COMMUNITY.

(Hon. Bonifacia Njeri, MCA)

Mr. Speaker Sir, I rise pursuant to the provisions of Standing Order No.55 (1) (a) to seek a statement from the Chairperson committee on Water Environment and Natural Resources on dumped empty bottles in Igamba Ng'ombe Ward.

There is uproar from the Igamba Ng'ombe Community on the negative effects of dumped empty bottles by an individual in Iruri village next to Njugu hills which includes death of cattle and pollution of environment.

In the statement, the chairperson should respond on the following;

1. Is the Department in charge of Environment aware of the menace?
2. Which measures has the Department of Lands, Physical Planning, Urban Development, Water, Irrigation, Environment and Natural Resources put in place to ensure that this menace is sorted out to avoid conflicts among the communities?

NOTICE OF MOTION

MOTION ON ESTABLISHMENT AND OPERATIONALIZATION OF EDUCATION ASSESSMENT RESOURCE CENTRES (EARCs) IN THARAKA NITHI COUNTY

(Hon. Mwenda Gataya)

THAT, AWARE THAT Section 46 of the Basic Education Act, 2013 mandates the county education boards to provide for Education Assessment and Research Centres (EARCs), including a special needs service in identified clinics in the respective counties.

FURTHER AWARE, THAT; the functions of the EARCs as provided by the Basic Education Act include; the study of children with special education needs within the county; the giving of advice to parents and teachers as to appropriate methods of education for such children; in suitable cases, provision for the special education needs of such children in the identified clinics; and, the giving of advice to county education boards regarding the assessment of the needs of any child under special needs education for purposes of any of the provisions of the Basic Education Act, 2013.

NOTING THAT; EARCs play a critical role in assessment, placement and early intervention of children with special needs that may include – intellectually,

mentally, physically, visually, emotionally challenged or hearing impaired learners, pupils with multiple disabilities and specially gifted and talented pupils.

NOW THEREFORE; the County Assembly of Tharaka Nithi calls upon the county Department of Education to operationalize Section 46 of the Basic Education Act, 2013 by:

1. Ensuring establishment of EARCs within the county and ensuring that they are fully furnished and adequately staffed;
2. Giving advice to parents and teachers on appropriate method of education for special children and
3. Ensure that every special school or educational institution with learners with special needs is provided with appropriate trained teacher, non-teaching staff, infrastructure, learning materials and equipment suitable for such learners.



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