



REPUBLIC OF KENYA

KIAMBU COUNTY ASSEMBLY

FIRST ASSEMBLY – (SECOND SESSION)

ORDERS OF THE DAY

WEDNESDAY JULY 16, 2014 9.00AM

ORDER OF BUSINESS

PRAYERS

1. Administration of Oath
2. Communication from the Chair
3. Messages
4. Petitions
5. Papers
6. Notices of Motion
7. Statements

8*. MOTION – HON. ANN KIBEH, NOMINATED MCA
(Sectoral Committee on Health Services)

THAT, aware that the recent Kenya Police statistics on reported rape cases revealed that out of the 882 reported rape cases countrywide , Kiambu County recorded 71 cases being the highest in number thus a 9 per cent increase. Noting that the current national guidelines on medical management of sexual violence by the Ministry of Health was intended to provide comprehensive care to rape survivors pursuant to Section 46 of Sexual Offences Act, 2006. Noting with deep concern that survivors of sexual violence have continued to suffer from miscarriage of justice in their quest to seek legal redress and treatment. Further concerned that when medical examinations are carried out at local hospitals, there has being poor coordination between the hospital, the investigating arm of police and prosecution resulting to the perpetrators roaming freely and leading to increases in repeat offenders. Deeply perturbed that this has been a key deterrent to a majority of sexual violence survivors

from reporting such cases. This Assembly therefore urges the County Government to urgently develop a Comprehensive County Post Rape Care Policy Framework to compliment the national government efforts which will include but not limited to;

- i. Establishment of a forensic laboratory within the county to facilitate effective gathering and storage of DNA evidence after a reported rape cases.
- ii. Installation of toll free helpline in all health facilities for purposes of reporting, counseling and equipping it with adequate trained personnel.
- iii. Abolishment of fees charged on the survivors for services rendered.
- iv. Mechanisms on engagement with the national government for establishment of specialized Sexual Offences Unit within the investigating police stations in the county.
- v. Establishment on mechanisms to ensure proper coordination and collaboration amongst law enforcers, hospitals and the community through an all-inclusive programme on sensitization, prevention and management of post rape care.

NOTICES

I. The Assembly resolved on Thursday, February 6, 2014 as follows:-

THAT, notwithstanding the resolution of the Assembly on Wednesday April 24, 2013 limiting each speech in a debate on any motion, this Assembly resolves that notwithstanding the provisions of the Interim Standing Order 94(4), this Assembly orders that, on Wednesday morning, each speech in a debate **on any Motion**, be limited in the following manner:- A maximum of three hours with not more than twenty (20) minutes for the Mover and five (5) minutes for each other Member speaking, except the Leader of the Majority Party and the Leader of the Minority Party, who shall be limited to a maximum of ten (10) minutes each, and that ten (10) minutes before the expiry of the time, the Mover be called upon to reply; and that priority in speaking be accorded to the Leader of the Majority Party, the Leader of the Minority Party and the Chairperson of the relevant Departmental Committee, in that Order.

NOTICE PAPER

Tentative Business for Wednesday (Afternoon) July 16, 2014

(Published pursuant to Standing Order 35(1))

It is notified that the following tentative business will appear in the Order Paper for Wednesday (Afternoon) July 16, 2014 at 2.30pm –

MOTION – (HON. NGA'NGA' GEORGE MUTHUA, MCA)

(Sectoral Committee on Health Services)

THAT, aware that the fourth schedule under Part 2, of the Constitution of Kenya 2010 provides for functions that have been devolved to the County Governments, amongst them being the provision of health services; ; Fully conscious of the fact that Article 6(2) of Constitution provides that the Governments at the national and county levels are distinct and interdependent and shall conduct their mutual relations on the basis of consultation and cooperation; Fully aware that the Transition Authority in line with section 15(1) of the Transition Authority Act did provide for the transfer of health services vide Gazette Notice 137 to 182, therefore placing level four and level five hospitals under the County Government; Taking into account that the County Government of Kiambu has provided for a budgetary allocation for the provision of health services for both the level four and level five hospitals; Deeply concerned of the constant resistance and threats by the National Government to reclaim back control over the aforementioned hospitals due to unjustified concerns that the County Governments are unable to effectively manage the level four and five hospitals; this Assembly therefore urges the County Government to establish the necessary policy framework for the provision of health services and in no circumstances surrender back to the National Government the functions that have been legally bestowed upon the County Governments.