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KENYA NATIONAL ASSEMBLY

ELEVENTH PARLIAMENT- THIRD SESSION

DEPARTMENTAL COMMITTEE ON TRANSPORT, PUBLIC
WORKS AND HOUSING

REPORT ON THE PETITION REGARDING THE ERECTION OF
BUMPS AND FOOTBRIDGE AT KANGORO BUS STOP ON
EMBU-MERU HIGHWAY.

CLERK'S CHAMBERS
NATIONAL ASSEMBLY
PARLIAMENT BUILDINGS
NAIROBI

*Paper laid
by Hon. Mohamed Mohamed
Vchar - De-Transport
Thursday June 18, 2015*

MAY 2015



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1.0 EXECUTIVE SUMMARY

1.1 PREFACE

On Tuesday 14th April, 2015, a petition was tabled before the House pursuant to Standing Order No. 225 (2)(a) by the Hon. Onesmus Muthomi Njuki, MP, Chuka Igambang'ombe Constituency on behalf of Residents of Chuka Igambang'ombe Constituency.

Pursuant to Standing Order 227 (1), the petition was referred to the Departmental Committee on Transport, Public Works and Housing for consideration and preparation of a report within 60 days. The Committee considered the petition pursuant to the provisions of Standing Order 227 (1) and (2).

1.2 MANDATE OF THE COMMITTEE

The Committee is established pursuant to the provisions of Standing Order No. 216, with the following terms of reference: -

- a) to investigate, inquire into, and report on all matters relating to the mandate, management, activities, administration, operations and estimates of the assigned Ministries and departments;
- b) to study the programme and policy objectives of Ministries and departments and the effectiveness of the implementation;
- c) to study and review all legislation referred to it;
- d) to study, access and analyze the relative success of the Ministries and departments as measured by the results obtained as compared with their stated objectives;
- e) to investigate and inquire into all matters relating to the assigned Ministries and departments as they may deem necessary, and as may be referred to them by the House or a Minister;
- f) to vet and report on all appointments where the Constitution or any law requires the National Assembly to approve, except those under Standing Order 204 (Committee on Appointments); and

- g) to make reports and recommendations to the House as often as possible, including recommendation of proposed legislation.

The Committee is mandated to consider matters of Transport, Roads, Public works, Construction, and Maintenance of roads, rails and buildings, air, seaports and housing and oversees the following Government Ministry and State Department, namely: -

- a) Ministry of Transport and Infrastructure;
- b) State Department for Housing
- c) Directorate of Public Works and Urban Development

1.3 COMMITTEE MEMBERSHIP

The Committee was constituted on May 20th 2013 and its membership is as follows:-

1. The Hon. Maina Kamanda, M.P. – (**Chairperson**)
2. The Hon. Eng. Mahamud M. Mohamed, M.P. – (**Vice Chairperson**)
3. The Hon. Eng. Stephen Ngare, M.P.
4. The Hon. Ali Wario, M.P.
5. The Hon. Arch. David Kiaraho, M.P.
6. The Hon. Cecily Mbarire, M.P.
7. The Hon. Capt. Clement Wambugu, M.P.
8. The Hon. Eng. John Kiragu, M.P.
9. The Hon. Gideon Konchella, M.P.
10. The Hon. Barchilei Kipruto, M.P.
11. The Hon. Mark Lomunokol, M.P.
12. The Hon. Grace Kipchoim, M.P.
13. The Hon. Mathias Robi, M.P.
14. The Hon. Joseph Lomwa, M.P.
15. The Hon. Peter Shehe, M.P.
16. The Hon. Stephen Manoti, M.P.
17. The Hon. Emmanuel Wangwe, M.P.

18. The Hon. K.K. Stephen Kinyanjui Mburu, M.P.
19. The Hon. Suleiman Dori, M.P.
20. The Hon. Edick Omondi Anyanga, M.P.
21. The Hon. Simon Nyaundi Ogari, M.P.
22. The Hon. Johnson Many Naicca, M.P.
23. The Hon. Mishi Juma, M.P.
24. The Hon. Aduma Owuor, M.P.
25. The Hon. Chachu Ganya, M.P.
26. The Hon. Omar Mwinyi, M.P.
27. The Hon. Ahmed Abbas Ibrahim, M.P.
28. The Hon. Omulele Christopher, M.P.
29. The Hon. Mukwe James Lusweti, M.P.

1.4 CONSIDERATION OF THE PETITION

The Committee proceeded with the consideration of the petition by holding meetings to set up terms of reference and scheduling meetings. On Tuesday 14th April, 2015, the Hon. Onesmus Muthomi Njuki, MP, presented a petition on behalf Residents of Chuka Igambang'ombe Constituency, pursuant to the provisions of Standing Orders 225(2)(a) and 225 (3).

The Committee invited the petitioner to shed light on the petition and he appeared before the Committee on the same. The Committee held a meeting with Ministry of Transport and Infrastructure on Thursday, 14th, May 2015.

1.5 COMMITTEE OBSERVATION

Having considered the petition and submissions made by the Ministry, the Committee observed that;

Embu-Meru highway is a busy highway and requires erections of bumps and footbridge especially along the Kangoro Bus Stop. Further that, a number of accidents has occurred at the said location along Embu-Meru Highway

1.6 RESPONSE TO THE PRAYERS IN THE PETITION

The petitioners had prayed that the National Assembly through the relevant Committee

1. Recommends that the Ministry of Transport and Infrastructure urgently fast tracks the erection of speed bumps as a temporary measure to slow down the traffic and mitigate further loss of life along that stretch of the road, and ;
2. Intervenes to ensure that the petitioner's plight is addressed by ensuring that money is budgeted for the construction of a footbridge at the Kangoro bus stop to ease access to the institution and address the danger that this predicament poses to the lives of Kenyan road users along that area.

As regard to the prayers, the Committee recommends that

1. The Ministry of Transport and Infrastructure should erect road bumps on the road.
2. The Ministry should evaluate the feasibility for ~~the~~ construction of the footbridge on the said road.

THE NATIONAL ASSEMBLY

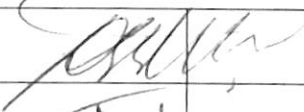
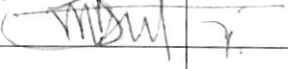
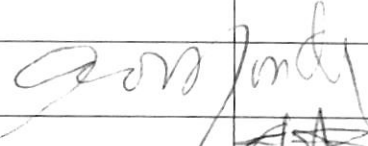



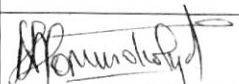


ELEVENTH PARLIAMENT – 3RD SESSION

DEPARTMENTAL COMMITTEE – L: TRANSPORT, PUBLIC WORKS AND HOUSING

Register for the adoption of the Report on the Petition regarding the erection of Bumps and Footbridge at Kangoro Bus Stop on Embu-Meru Highway – Saturday 30th May, 2015 2.00 pm

NO.	MEMBER	SIGNATURE
1.	Hon. Maina Kamanda (Chairperson), MP	
2.	Hon. (Eng.) Mohamed M. Mahamud (Vice Chairperson), MP	
3.	Hon. KK Stephen Kinyanjui Mburu, MP	
4.	Hon. Christopher Omulele, MP	
5.	Hon. (Eng.) Stephen Ngare, MP	
6.	Hon. Johnson M. Naicca, MP	
7.	Hon. (Eng.) John Kiragu, MP	
8.	Hon. Stephen K. Manoti, MP	
9.	Hon. Joseph Lomwa, MP	
10.	Hon. (Capt.) Clement M. Wambugu, MP	
11.	Hon. Emmanuel Wangwe, MP	
12.	Hon. Grace J. Kipchoim, MP	
13.	Hon. Cecily M. Mbarire, MP	
14.	Hon. Mishi Juma Khamis, MP	

15.	Hon. Peter Shehe, MP	
16.	Hon. Omar Mwinyi, MP	
17.	Hon. Suleiman Dori, MP	
18.	Hon. Edick O. Anyanga, MP	
19.	Hon. Aduma Owuor, MP	
20.	Hon. Gideon Konchella, MP	
21.	Hon. Abass Ahmed Ibrahim, MP	
22.	Hon. Ali Wario, MP	
23.	Hon. David Kiaraho, MP	
24.	Hon. Barchilei Kipruto, MP	
25.	Hon. Simon Nyaundi Ogari, MP	
26.	Hon. Chachu Ganya , MP	
27.	Hon. Mathias N. Robi , MP	
28.	Hon. Mukwe James Lusweti, MP	
29.	Hon. Mark Lomunokol, MP	

Mr. Samuel Kalama – First Clerk Assistant

For: CLERK OF THE NATIONAL ASSEMBLY

1.7 ACKNOWLEDGEMENTS

The Committee wishes to sincerely thank the Offices of the Speaker and the Clerk of the National Assembly for the necessary support extended to it in the execution of its mandate.

I take this opportunity to thank all the Members of the Committee for their patience, sacrifice, endurance and hard work during the long sitting hours under tight schedules which enabled us to complete the tasks.

The Committee wishes to record its appreciation for the services rendered by the staff of the National Assembly attached to the Committee. Their efforts made the work of the Committee and the production of this Report possible.

Finally, it is now my pleasant duty, on behalf of the Departmental Committee on Transport, Public Works and Housing, to present this report to the House pursuant to the provisions of Standing Order 227 (2).

SIGNED:.....

THE HON. MAINA KAMANDA, M.P, (CHAIRPERSON)

DEPARTMENTAL COMMITTEE ON TRANSPORT, PUBLIC WORKS AND HOUSING

DATE:.....11/6/2015.....

2.0 BACKGROUND INFORMATION

- 2.1 The Petition by Residents of Chuka Igambang'ombe Constituency was presented to the House by the Hon. Onesmus Muthomi Njuki, MP, Chuka Igambang'ombe Constituency on Tuesday 14th April, 2015 pursuant to Standing Order No. 225 (2)(a).
- 2.2 Pursuant to Standing Order 227 (1), the petition was referred to the Departmental Committee on Transport, Public Works and Housing for consideration and preparation of a report within 60 days. The Committee considered the petition pursuant to the provisions of Standing Order 227 (1) and (2).
- 2.3 The petitioners wished to draw the attention of the House to the importance of Road transport which is the most popular mode of transport in Kenya contributing immensely to the economic development in both rural and urban centers ;
- 2.4 The Fourth Schedule of the Constitution classifies roads under the pundit of the National and the County Government;
- 2.5 The Embu-Meru highway is a busy highway and requires erections of bumps and footbridge especially along the Kangoro Bus Stop. Further that, a number of accidents has occurred at the said location along Embu-Meru Highway;
- 2.6 The Kangoro primary school is located along Embu-Meru highway and many children use the road on a daily basis, and that there is no other accessible and safe means that the school going children can use to access the school;
- 2.7 A number of accidents have occurred on the said spot caused by over speeding vehicles and reckless drivers, leading to loss of lives and serious injuries;
- 2.8 The road in question is under the mandate of the Kenya National Highway Authority (KeNHA) and efforts should be made to regulate the speed of motorists and contain pedestrians.

3.0 SUBMISSIONS AND EVIDENCE

Having been seized of the Petition, the Committee commenced its investigations by inviting the Cabinet Secretary for Transport and Infrastructure for a meeting on **Thursday 14th May, 2015** to respond to the Petitioners' concerns.

3.1 MEETING WITH THE PETITIONER

On Thursday 14th May, 2015 the Committee invited the Hon. Onesmus Muthomi Njuki, MP, the Member of Parliament for Chuka Igambangombe Constituency who presented the petition on behalf of the residents, and he was able to appear before the Committee.

3.2 MEETING WITH THE PRINCIPAL SECRETARY FOR THE STATE DEPARTMENT OF INFRASTRUCTURE

On Thursday 14th March, 2015, the Principal Secretary for the State Department of Infrastructure Eng. John Mosonik informed the Committee as follows;

- a. The Ministry of Transport and Infrastructure will erect standard speed bumps at the location as a traffic calming measure to enhance road safety. The budget for the bumps will be factored in the next financial year 2015/2016.
- b. Further the Ministry will carry out traffic surveys and technical investigations to evaluate the feasibility for the footbridge for planning purposes.

4.0 FINDING

The Committee made the following finding;

Embu-Meru highway is a busy highway and requires erections of bumps and footbridge especially along the Kangoro Bus Stop. Further that, a number of accidents has occurred at the said location along Embu-Meru Highway

5.0 OBSERVATION

The Committee made the following observation, that;

A number of accidents have occurred on the said spot caused by over speeding vehicles and reckless drivers, leading to loss of lives and serious injuries

6.0 RECOMMENDATION

In response to the prayers of the petitioners, the Committee makes the following recommendation;

- a. The Ministry of Transport and Infrastructure should erect road bumps on the road.
- b. The Ministry should evaluate the feasibility for the construction of a footbridge on the said road.



MINISTRY OF TRANSPORT & INFRASTRUCTURE

PETITION

The Member of Parliament for Chuka Igambangombe Constituency, Hon. Onesmus Muthomi Njuki, MP, rose on the floor of the House and Petitioned the Speaker through the Chairperson of Departmental Committee on Transport, Public Works and Housing regarding the erection of bumps and footbridge at Kangoro bus stop on Embu – Meru Highway as follows:-

Questions:-

1. Recommends that the Ministry of Transport and Infrastructure urgently fast tracks the erection of speed bumps as a temporary measure to slow down the traffic and mitigate further loss of life along that stretch of the road, and
2. Intervenes to ensure that the petitioners' plight is addressed by ensuring that money is budgeted for construction of footbridge at Kangoro Bus Stop to ensure ease access to the institution and address the danger that this predicament poses to the lives of Kenyan road users along that area.

Answers:

Mr. Speaker Sir, I beg to reply as follows:-

1. The Ministry of Transport and Infrastructure will erect standard speed bumps at the location as a traffic calming measure to enhance road safety. The budget for the bumps will be factored in the next financial year 2015/2016/.
2. Further the Ministry will carry out traffic surveys and technical investigations to evaluate the feasibility for the footbridge for planning purposes.

James W. Macharia
AG. CABINET SECRETARY

MINUTES OF THE 25TH SITTING OF THE TRANSPORT, PUBLIC WORKS AND HOUSING COMMITTEE HELD ON FRIDAY 28TH MAY, 2015 IN TAUSI ROOM, TRAVELERS HOTEL, MOMBASA AT 10: 00 AM.

Present

1. Hon. Maina Kamanda, M.P. – **Chairperson**
2. Hon. (Eng.) Mahamud M. Mohamed, M.P. – **Vice Chairman**
3. Hon. Aduma Owuor, M.P.
4. Hon. Mishi Juma, M.P.
5. Hon. Johnson Many Naicca, M.P.
6. Hon. Omulele Christopher, M.P.
7. Hon. Mathias Robi, M.P.
8. Hon. Grace Kipchoim, M.P.
9. Hon. Mark Lomunokol, M.P.
10. Hon. Peter Shehe, M.P.
11. Hon. Ahmed Abbas Ibrahim, M.P.
12. Hon. (Eng.) Stephen Ngare, M.P.
13. Hon. (Capt.) Clement Wambugu, M.P.
14. Hon. Edick Omondi Anyanga, M.P.
15. Hon. Omar Mwinyi, M.P.
16. Hon. Emmanuel Wangwe, M.P.

Apologies

1. Hon. Barchilei Kipruto, M.P.
2. Hon. Stephen Manoti, M.P.
3. Hon. Cecily Mbarire, M.P.
4. Hon. Gideon Konchella, M.P.
5. Hon. Ali Wario, MP.
6. Hon. (Arch.) David Kiaraho, M.P.
7. Hon. Mukwe James Lusweti, M.P.
8. Hon. K.K. Stephen Kinyanjui Mburu, M.P.
9. Hon. Suleiman Dori, M.P.
10. Hon. Simon Nyaundi Ogari, M.P.
11. Hon. (Eng.) John Kiragu, M.P.
12. Hon. Chachu Ganya, M.P.
13. Hon. Joseph Lomwa, M.P.

In Attendance

- National Assembly

- | | |
|--------------------------|-----------------------|
| 1. Mr. Samuel Kalama | First Clerk Assistant |
| 2. Ms. Nuri K. Nataan | Third Clerk Assistant |
| 3. Mr. Abdifatah M. Bule | Third Clerk Assistant |
| 4. Mr. James Muguna | Research Officer |
| 5. Mr. Abdirahim Omar | Fiscal Analyst |

Min/DC-TPWH/2015/128

Preliminaries

The Chair called the meeting to order at 10:00 am and opened it with prayers.

The Chair informed the meeting that the Budget and Appropriation Committee accepted the Committees' recommendation to allocate an additional Kshs. 300 million to National Transport and Safety Authority (NTSA) in the financial year 2015/2016, thus making the total allocation for the NTSA kshs 736 million.

The Chair introduced the agenda as follows:-

AGENDA

1. Prayer
2. Communication from the Chairperson
3. **Consideration and Adoption of the following reports:-**
 - I. Report on the Bilateral Air Agreement between Kenya/Niger and Kenya/Ghana
 - II. Report on the Petition regarding the erection of bumps and footbridge at Kangoro Bus Stop on Embu-Meru Highway
 - III. Report on the Study Visit by the Committee to Kuwait City, Kuwait
 - IV. Report on the Study Visit by the Committee to South Africa
 - V. Report on the consideration of convention on the suppression of unlawful acts relating to international civil aviation and the protocol supplementary to the convention for the suppression of unlawful seizure of aircraft
4. Any Other Business

Min/DC-TPWH/2015/129

Consideration and Adoption of the following reports:-

- I. Report on the Bilateral Air Agreement between Kenya/Niger and Kenya/Ghana
- II. Report on the Petition regarding the erection of bumps and footbridge at Kangoro Bus Stop on Embu-Meru Highway
- III. Report on the Study Visit by the Committee to Kuwait City, Kuwait
- IV. Report on the Study Visit by the Committee to South Africa
- V. Report on the consideration of convention on the suppression of unlawful acts relating to international civil aviation and the protocol supplementary to the convention for the suppression of unlawful seizure of aircraft

The Committee considered and adopted the following reports unanimously as follows:-

- I. The Report on the Bilateral Air Agreement between Kenya/Niger and Kenya/Ghana was adopted as proposed and seconded by the Hon. Stephen Ngare, MP and the Hon. Mishi Juma, Mp respectively
- II. The Report on the Petition regarding the erection of bumps and footbridge at Kangoro Bus Stop on Embu-Meru Highway was adopted as proposed and seconded by the Hon. Peter Shehe MP and the Hon. Mark Lomunokol, Mp respectively
- III. The Report on the Study Visit by the Committee to Kuwait City, Kuwait was adopted as proposed and seconded by the Hon. Mohamud Maalim, MP and the Hon. Christopher Omulele, Mp respectively.
- VI. The Report on the Study Visit by the Committee to South Africa was adopted as proposed and seconded by the Hon. Stephen Ngare, MP and the Hon. Mishi Juma, Mp respectively

However, the Committee resolved to consider the Report on the Convention on the Suppression of unlawful acts relating to International Civil Aviation and the Protocol Supplementary to the Convention for the Suppression of unlawful seizure of aircraft to another meeting to be held on 29th May, 2015 at 2:30 pm.

The Committee observed that:-

- I. There is need to share the recommendations of the foreign trips reports undertaken by the Committee with the Ministry of Transport and Infrastructure so that the Ministry can familiarize and learn the best practices in the world.
- II. The need to develop the Railway Training Institute into a centre of excellence in rail technology, so as to enhance the human resource capacity of the country in rail development.
- III. The Committee noted with concern the high rate of brain-drain in the engineering professionals. The Committee stressed the need to come up with policy to retain or minimize the rate of brain-drain.

Min/DC-TPWH/2015/130

Any Other Business

1. The Committee resolved to closely oversight the Department of Housing and Urban Development in the Ministry of Lands, Urban Development and Housing. This will be done through frequently meetings with the officials from the said Ministry and visiting ongoing and completed projects by the Ministry.
2. The Committee noted with the concern the slow pace of road constructions across the country. Subsequently, the Committee resolved to undertake road inspection tours to assess the status of the various ongoing roads works across the country.

Min/DC-TPWH/2015/131

Adjournment

And the time being 11.00 am the meeting was adjourned to be reconvened on Friday, 29th May, 2015 at 2.30 pm.

SIGNED.....

HON MAINA KAMANDA, M.P (Chairperson)

DATE.....29/5/2015