



REPUBLIC OF KENYA

COUNTY ASSEMBLY OF KILIFI

SECOND ASSEMBLY –FOURTH SESSION

THE HANSARD

Wednesday, 4th March 2020

*The House met at the County Assembly Chamber,
Malindi Town, at 2:30 p.m.*

[The Deputy Speaker (Hon. Kenga) in the Chair]

PRAYERS

COMMUNICATION FROM THE CHAIR

THE COUNTY FISCAL STRATEGY PAPER

The Deputy Speaker (Hon. Kenga): Hon. Members, the County Fiscal Strategy Paper (CFSP) was laid before the assembly yesterday and has been placed in the pigeon holes of each and every individual Member. Kindly, we are required to take those copies and the Budget and Appropriations Committee have organized for a meeting with all the Members. Communication is going to be done and the County Fiscal Strategy Paper may form part of the agenda of the meeting tomorrow. So, make sure as you leave this place take with you the County Fiscal Strategy Paper for the work that is to be handled tomorrow. Thank you.

STATEMENTS

KUNDENI- KARIMBONI WATER PIPELINE

Hon. Maitha: Thank you Mr. Speaker. On behalf of the Chairperson Water, Environment and Natural Resources Committee, allow me to read the Response sought by hon. Peter Ziro but before I read the Response allow me read the Statement.

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The County Executive Committee Member in charge of the Department of Water, Environment, Natural Resources, Forestry and Solid Waste Management through the Chairperson Water, Environment and Natural Resources Committee on Kundeni-Karimboni Pipeline.

Whether, the County Executive Committee Member in charge of Water, Environment, Natural Resources, Forestry and Solid Waste Management is aware that, Kundeni-Karimboni Water Pipeline, a project appropriated for Financial 2016/2017 was completed and handed over to the community.

Whether, the County Executive Committee Member is further aware that the said project was in operation for sometime but has been dry for over one year now, forcing the area residents to walk for long distances in search of the important commodity which is also very expensive. If yes, what measures is the County Executive Committee Member taking to solve the problem? Signed by hon. Peter Ziro.

The Response to the County Assembly Statement of 13th November, 2019 Kundeni-Karimboni Pipeline concerning the Statement raised to the County Assembly in the above mentioned project.

The County Executive Committee Member is aware of the problems facing the water pipeline. The pipeline was completed and handed over to the Malindi Water and Sewerage Company, Marafa section, that are in charge of the operations and maintenance. It came to our attention later that the line is not operating and we went for a fact finding mission. We found out that Malindi Water had closed down the line due to some technical problems.

We brainstormed the issue together and agreed to rectify the minor issues together for effective operation of the line of which we did. Operations resumed for some time until we received other complains from residence that the line is not functioning again. Upon consulting Malindi Water, they stated that there were challenges on their side which they were rectifying then operations will resume.

The Department has so far agreed that procurement of repair kits will be done by the company and once that will be done the defect areas of the line will be fixed and normal operations of the line to resume. The Department has realized that the needs for water in the area goes beyond the villages of Karimboni; hence the stretch between Kundeni to Karimboni an upgrade from 2 inch to 3 inch will be done in the rehabilitation works in order to allow for extensions to serve Migumoni and Bura villages.

The Department is hopeful that, in the course of March 2020 the works will be complete and the line will be operational including the villages of Migumoni and Bura. Thank you. Kind regards hon. Kiringi Mwachitu, County Executive Member, Environment.

The Deputy Speaker (Hon. Kenga): Thank you very much hon. Chairperson.

Hon. Ziro: Asante Mweshimiwa Spika kwa nafasi hii. Kulingana na ujumbe ambao umesomwa hapa kama majibu ya *Statement* ambayo ilikuwa nimeulizia, mimi sijaridhika kwa sababu kabla mimi sijaapishwa kuwa Mjumbe wa Garashi, huu mradi ulikuwa ushakamilika. Nilipoingia, nilitarajia kwamba kwa miezi michache, wananchi wa Garashi wangeweza kupata nafasi ya kupata maji, lakini kila siku imekuwa stori ambayo watu wanazungumza kwamba tutafanya hivi, lakini hakuna kitu kinaendelea.

Mweshimiwa Spika, mimi mwenyewe nilichukua wakati wangu nikamtafuta huyu Waziri wa Maji tukaenda na yeye hadi kule chini pamoja na timu yake, na tukaangalia vizuri sana pale lile tatizo lilikuwa lipo. Tangu tufanye hiyo kazi, imepita mwaka moja na nusu na alikuwa

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ameniahidi kwamba baada ya miezi miwili kazi hiyo itakuwa imefanyika. Mweshimiwa Spika mpaka leo watu wa Garashi hawajapata hata tone la maji kutoka mradi huu ulipokamilika.

Ninashindwa kuelewa ni kazi gani ilikuwa inafanyika hapa ama kuna vitu fiche ambavyo viko katika huo mradi. Kama viko basi tungetaka kujua ni vitu gani, ili kusudi ule mradi uweze kunufaisha watu wa Garashi, kwa sababu pesa zilizotumika ni za watu wa Kilifi.

Ninasema sija ridhishwa na majibu ambayo yamepeanwa ndani ya Nyumba hii kulingana na *Statement* hii ambayo niliuliza. Sikubaliani na Waziri yale ambayo amezungumza. Alizungumza kwamba ndani ya miezi mitatu mradi huu utakuwa umiesha na kufikia leo hakuna mwanakandarasi ambaye amepolekwa kule chini kuanza huu mradi.

Ninajiuliza ni lini mwanakandarasi atapelekwa na atachukua mda gani mfupi hivyo hata huu mwezi wa tatu kabla haujaisha mwananchi awaze kupata maji kutokana na huu mradi. Kwa hivyo mimi sija ridhika na ningeomba huyu Waziri aje ajibu maswali kwa nini huu mradi haujaanza na haujaweza kuwa wa manufaa kwa watu wa Garashi. Asante Mweshimiwa Spika.

The Deputy Speaker (Hon. Kenga): Thank you, the Member for Jaribuni who is also the Chairperson.

Hon. Maitha: I have stood here on behalf of the Chairperson. We will communicate with the CEC and come up with a more detailed answer to hon. Ziro. I have read the Response and to me it sounds shallow as well. As a Committee we will sit with the CEC and come up with the right answer to hon. Ziro. Thank you Mr. Speaker.

The Deputy Speaker (Hon. Kenga): Thank you Chairperson. The Response that has been given does not meet the expectations of the Member for Garashi. I want to direct the matter to be referred to the committee for it to investigate and within a period of 14 days they should be able to bring back a Response to this Assembly. In your engagements, the Member for Garashi must be involved in all the meetings you shall be having concerning the matter. You also have an opportunity to invite the CEC Member to engage and get the best possible solutions. This is public money that has been spent and members of the public need to get better services.

Yesterday, there were some issues that were still directed back to the committee and there were also issues for Ganze that had been raised by hon. Benson (Chengo) last year concerning a dam in his Ward. This is the time you can combine all the issues that have been directed to the committee and make sure that in a period of 14 days you bring back a Response to this House.

Hon. (Ms) Sidi: Thank you Mr. Speaker, Pursuant to the provisions of Standing Order 41 (2A), I wish to present and lay on the Table of this House the Statement regarding the Business of the week commencing Monday 9th March, 2020.

Monday 9th March, 2020, 2.30 pm; (A) Papers 1. Tabling of the Report of the joint Committee on Devolution, Public Service and Disaster Management and that on Health Services on allegations of poor working conditions of workers at Brilliant Garments (EPZ) Ltd and Amory Coco Kenya (EPZ) Ltd.

B. Statements; 1. Statement sought by hon. Stanley Kenga from the Department of Education and ICT. 2. Statement sought by hon. Stanley Kenga from the Department of Education and ICT.

C. Notices of Motion; 1. Motion on Reproductive Health Mobile Clinics that will be tabled by hon. Caroline Kalume. 2. Adoption of the Report of the joint Committee on Devolution, Public Service and Disaster Management and that on Health Services on Allegations of poor working conditions of workers at Brilliant Garments (EPZ) Ltd and Amory Coco Kenya (EPZ) Ltd, that will be given by Chairperson; Devolution, Public Service and Disaster Management Committee.

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Tuesday 10th March 2020, 9.30 am, the Business will be A. Statements; Statement sought by hon. Benson Kazungu Chengo from the Department of Water, Natural Resources, Environment, Forestry and Solid Waste Management. 2. Statement sought by hon. Benson Kazungu Chengo from the Department of Health Services.

B.Motion; 1. Motion on Out-patient Psychiatric Centre that will be moved by hon. Martha Koki.

Tuesday 10th March 2020, 2.30 pm; A. Statements; 1. Statement sought by hon. Benson Kazungu Chengo from the Department of Health Services. 2. Statement sought by hon. Benson Kazungu Chengo from the Department of Health Services.

B. Motion; 1. Motion on Reproductive Health Mobile Clinics that will moved by hon. Caroline Kalume.

Wednesday 11th March, 2020 2.30 pm A. Statements; 1.Response to a Statement sought by hon. Victorine Nyamolo from the Department of Gender, Culture, Social Services and Sports.

B. Motion; 1. Adoption of the Report of the Joint Committee on Devolution, Public Service and Disaster Management and that on Health Services on allegations of poor working conditions of workers at Brilliant Garments (EPZ) Ltd and Amory Coco Kenya (EPZ), that will be moved by the Chairperson; Devolution, Public Service and Disaster Management Committee.

That is the Business of the week. Thank you Mr. Speaker.

MOTION

SAFE HAVENS FOR RAPE VICTIMS

Hon. (Ms.) Koki: Thank you Mr. Speaker, Sir. I stand to move a Motion to the County Executive Committee Members in charge of Health Services and that of Gender, Culture, Social Services and Sports Departments;

THAT, Aware that Kilifi County records extremely high cases of child defilement than any other coastal county in Kenya.

FURTHER AWARE THAT, these inhumane acts are more notorious in Ganze and Malindi sub-counties.

NOTING WITH CONCERN THAT, Statistics from the County Director of Children in Kilifi County indicate that, between June 2016 and June 2017, 7,678 cases of child defilement were reported in his office.

CONCERNED THAT, these cases are a huge contributor to the rising cases of early and/or unplanned pregnancies in the region.

FURTHER CONCERNED THAT, statistics from Malindi Law Courts show that defilement cases approximate 70% of all criminal cases heard by the Courts but perpetrators are let scot-free for lack of evidence and/or witnesses making it a huge setback in seeking justice for the victims.

NOW THEREFORE, this House urges the County Executive Member in charge of Health Services and that of Gender & Social Services to set aside safe havens or homes in every sub-county for rape victims where proper care in terms of protection, counseling and health-care will be provided for.

I would like to do my submission about the safe havens. First I will do a small definition of what a safe haven or safe homes are. These are houses where victims of physical and sexual

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abuse are temporary held to allow counseling and healing. In a shelter there are various professionals including counselors, psychologists, nurses and caregivers. Why do we need these safe homes in Kilifi County? Research has shown that most of physical and sexual abusers are people who live in our midst.

A number of cases have been reported of spouses being abused by their spouses, children raped by their fathers, uncles and cousins living under the same roof. Where do people who go through such abuse go to for protection? Violent cycle, we all have lived to see people ill-treated and some ending up having extreme body damages while others succumb to death in the hands of abusers. Most of the time we ask ourselves, why do they stay in abusive homes while the right question we should be asking ourselves is; where else would such people go to?

Allow me to give a practical example, three months ago I was called by a lady in Mariakini and she told me that she is housing a neighbour who was sexually abused by an uncle and chased away. The lady told me since she has a family she cannot keep this lady for more than two days; we need to find somewhere to keep her than take her to her family. I had to take her to a hotel for two days, called in a counselor because their culture would not even allow her to take the case to the police or share it openly with other family members. She was counseled and taken to hospital for testing. We also managed to take her back to her family and they handled the case which turned to be a police case. What if this neighbour did not house this lady; she would have nowhere to go.

Another recent case was of a student; a class four young girl who was raped and impregnated. When the father realized the girl was pregnant, the girl together with the mother were chased away and the two slept on a varanda in a shop in Mariakani trading centre not knowing where to go because the father had told them not to go back. It had to take the intervention of the head teacher where the girl was schooling and myself to call the father and talk to him and counsel him to allow the two to go back home.

So I am wondering if these are the cases that we have in Kilifi County and those are the few that come to the leaders or to police station, where do the other cases go to! So many girls out there end up becoming streets children and mothers. The safe haven will help them get the temporary shelter before they are taken back to their families or before they get justice. Most of the victims end up not getting justice because when they are raped by their father or uncle they end up staying in the same place with the same family members hence evidence gets lost.

With the safe haven, they will get counseled and end up getting justices. I urge this hon. House to pass this Motion that the two Departments should work hand in hand to make sure we have the safe haven in all the seven sub-counties so that we can minimize these cases. These will not be permanent houses; victims will be sheltered for a short period before they get their justice and get to be reunited with their families. Please join hands with me to pass this Motion so that we have these safe havens and be able to save our girls and women.

Most of you Members maybe have also come across such cases. Where do you take that person? When you know there is safe haven around your sub-county, you can take them there to get justice. I humbly request this House to pass this Motion. I call hon. Hadad to second me.

Hon. Hadad: Thank you Mr. Speaker, I appreciate you Ms. Koki, for making me second this Motion which is of great concern in our county. The kids undergo all those cases they get depressed and Mr. Speaker, depression is real. With the safe havens most of the abused will get to have medical attention and justice; these will also help the victims not to run to drugs to hide from their emotional abuse. Without much ado, I would ask the House to accept the Motion as it

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is for the benefit of our people. So, Mr. Speaker, Sir, I second this Motion and I accept it to be endorsed. Thank you.

The Deputy Speaker(Hon. Kenga): Thank you very much.

(Question proposed)

Hon. Shaban: Thank you Mr. Speaker, Sir. I want to support this Motion that has been brought by hon. (Ms.) Martha Koki. First and foremost I want to congratulate hon. (Ms.) Koki for moving this Motion which is going to help girls or women who have been raped so that they can have a safe haven. When I was a student at Tudor Day Secondary School about 18yrs ago, we use to go to Mombasa Youth Counseling Centre; that was a counseling centre that was being managed by Family Health Option Kenya.

At this centre we use to go with some students from Coast Girls and Star of the Sea and many schools within Mombasa. I can tell you that, that facility helped most of us to be where we are today. It made most of us become peer educators and peer counselors and even after finishing school and going to college and university, we still came back and did some voluntary work within primary schools so that we could empower students to have good behaviour.

Most of the cases of rape were being referred to Mombasa Youth Counseling Centre because it was some sought of a safe haven. Most of the people who undergo these rape cases do not want these issues to be exposed because they feel embarrassed. So, we used to refer these people; women, girls and sometimes men who were being sodomized, to Mombasa Youth Counseling Centre which by that time was being led by Mr. Peter Macharia and then after that it was led by Juma Mwatsefu and things could be solved very well.

I want this hon. House to know that having safe havens for our children will create a good atmosphere within the sub counties so that we can really help these people. We also need to caution those people who are engaging in these activities of raping. We know we have some laws which guide us but we also need these laws to be followed to the latter so that such people are given a heavy punishment because when you rape a girl it means that maybe you do not have good communication skills to convince this lady so that she can comfortably...

(Loud consultations)

Mr. Speaker, Sir protect me. You can hear the Members now... Members, not members as such, but members of the other corridors shouting. Those are the elements that we want to deal with so that our girls can be safe. Mr. Speaker, Sir...

Hon. Ziro: Point of Order Mr. Speaker!

The Deputy Speaker (Hon. Kenga): Proceed hon. Shaban. Hon. Ziro, you know the system is working so you cannot just raise your hand on a Point of Order. Why don't you make an intervention? No, you have made a request to speak not an intervention.

Hon. Shaban: Thank you Mr. Speaker, Sir, for your protection. We need to have these safe havens for the rape victims so that at least they can have counseling and guidance that even after that act as they continue to seek court redress they can also be secure and comfortable. So, Mr. Speaker, Sir, I stand to support this Motion. Thank you.

Hon. (Ms.) Sidi: Thank you Mr. Speaker for giving me this opportunity to air my views on such a brilliant Motion that has been moved by our very able hon. (Ms.) Martha Koki. You understand that when we talk about rape we are not only looking at the 'she' gender but even the

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'he' gender that gets affected on the same. When these cases happen, most people are not able to open up about them because we have this notion that it is something bad that has happened to them but when we have safe havens, we will be having a place where the victims will be able to open up knowing that they are in a very safe zone; a zone where they can be given counseling, emotional support and even health support, Mr. Speaker.

Another thing about this safe haven is that they will be creating a room where these victims can come back later and show their gratitude in terms of monetary or volunteering. The very able Member who has moved this Motion Mr. Speaker is a Member of Health and a Member of Budget Committee and we understand that we have started our cycle of Budget making process. So these are the things that we should be looking at during the Budget making process but we need to make sure that we allocate funds and resources for this even if we can start with one safe haven for the people of Kilifi County that will be very good, Mr. Speaker.

We also need to know that these services should be free of charge because we understand most of these people who go through rape are not people who are exposed; they are people who are very poor and are struggling financially. So, these havens cannot be safe and then people are charged for the services. Understanding that even from our Constitution it stipulates that we should have right to security; these havens will be one of those venues for security for the people. With those few remarks, I wish again to support the Motion and to urge my fellow hon. Members especially the ones of the 'she' gender because we understand that the most affected people are the 'she' gender that we should support this Motion and pass it. Thank you, Mr. Speaker.

Hon. Ziro: Asante mheshimiwa Spika kwa kunipatia nafasi hii ili niweze kuchangia katika mdahalo huu. Kwanza, nataka nimshukuru mheshimiwa Martha (Ms.Koki) kwa kuweza kuleta mdahalo huu katika Nyumba hii. Kama kuna siku nitamkumbuka katika maisha yangu ni siku hii ya leo ambayo ameweza kuleta mdahalo huu muhimu sana. Nafikiri watu wengi wakisikia hili neno kubakwa linatajwa katika akili zao unaweza kulichukulia kimatani lakini siku ukikutana na mtu ambaye amebakwa ndio utajua uzito wake wakati unapozungumza na yeye.

Mimi mheshimiwa nimewahi kushuhudia msichana ambaye alikuwa amebakwa katika wadi yangu miezi michache tu iliyopita na ile hali niliyomuona nilimuangalia tu kwa muda kidogo halafu nikataka niondoke katika hiyo sehemu kwa sababu ya vile alivyokuwa hali mbaya. Kwanza alikuwa hazungumzi na niliweza kumpatia dereva ili aweze kumpeleka hospitali; huyu msichana aliweza kukaa hospitali siku tatu bila kuzungumza. Baada ya siku tatu aliweza kupata fahamu na kuongea. Kwa hivyo nikaona ni jambo la uchungu sana vile hawa dada zetu wanaweza kunyanyasawa kiasi hicho kikubwa sana.

Na ukiwaona wale wazazi wake, walikuwa hawajiwezi na walikuwa hawajui la kufanya, ambayo sasa wakati ule kama tungekuwa na sehemu kama hizi za kuweza kuwapeleka ili waweze kupatiwa mawaidha na labda pengine wapatiwe muongozo halisi ya jinsi vile ambavyo wataendelea ama watafanya kutokana na kitendo kile kingewasaidia.

Kwa hivyo sehemu hizo ambazo zinatakikana kujengwa ni muhimu sana na nafikiri nimetangulia kusema ya kwamba nitamkumbuka Mheshimiwa Martha (Ms. Koki) kwa huu mjadala wa siku ya leo. Nikiendelea kuongeza, pia kama wajumbe ambao tumechaguliwa kuweza kuwakilisha Wadi tofauti, itatupatia hadhi fulani katika jamii kwamba tunaweza kutetea watu ambao wanadhulumiwa.

Mara nyingi sisi wa jinsia ya kiume tumekuwa tukisingiziwa mambo mengi. Hasa sana kwa mfano kuna mama amekosana na bwanake na ameletwa kwa ofisi ya Mheshimiwa na Mheshimwa aone pengine mahali pazuri pa kumpeleka ni kwa nyumba yake aende akalale,

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tayari habari zinaenda huko nje ya kwamba huyu mheshimwa amechukua mke wa mtu ama mtoto wa mtu.

Lakini wakati mdahalo huu utakapopita, pia sisi tutakuwa hadhi yetu katika jamii inakuwa safi, kwamba mtu kama huyo akija kwako wewe unamchukua unampeleka kwa ile kambi ambazo imejengwa. Kwa hivyo hata wewe Mheshimiwa Spika itakusaidia sana kule Adu wakati mambo haya yamefanyika; haina haja wewe kuwachukua hawa watu kuwapeleka Marereni kwako walale ili asubuhi uwapeleke polisi.

The Deputy Speaker (Hon. Kenga): There is a Point of Order from hon. (Ms) Saumu. Please take your seat.

Hon. (Ms) Sidi: Mr. Speaker, the hon. Member is not properly dressed. I think something should be done. This is a hon. House.

The Deputy Speaker (Hon. Kenga): Hon. Ziro can you please stand up. Your shirt is not tucked in. Please take your time and go dress up properly.

Hon. Ziro: I have finished my contribution, Mr. Speaker I can as well go.

Hon. (Ms) Scholastica: Thank you Mr. Speaker for giving me this opportunity. I am in support of this Motion. First of all I would like to thank hon. Martha (Ms. Koki) for this brilliant Motion. I would like to give a short story on why this facility is very important.

I have somebody in my church that is in my prayer group. I am a catholic and this girl underwent rape when she was young, and it has been happening more and more times because she was raped by a cousin who was staying with her. She started staying with the cousin at an age of 16, so from 16 the cousin has been taking advantage of her, and she has been keeping quiet because the cousin is the one who had been taking care of her education and everything.

Right now she is a grown up, 32 years of age but this thing has really affected her, because she never got the right place to be taken. At the moment that incident is still happening but I want to thank God that she was able to share with me. There were some funny characters you could see in her; there is a bit of fear, for those who are Christians they understand.

Through counseling we were able to know she was being raped every now and then. So right now she got a man who wants to get married to her, but that is a big battle to her; she does not believe that men are good. She normally says '*huyu jama pia ata ni rape*. All men are bad' because she never got counseling sessions. I stand to support and I want to thank the Catholic Church here in Malindi Diocese; we have a rescue centre for those who know it is at Kibokoni.

When you get to the centre you will be surprised to find that there are so many children who have been raped some as young as 9 years old. Once they come there you are not allowed to go; even I cannot be allowed to see them. I have to pass through a catholic sister who has to talk to me first to know what type of questions I want to ask the child and that is when I will be allowed to go in.

So you see in that manner that child who has been raped has been secured because they are not allowed to share anything with anyone but the sister so by the time you talk to the child, he or she will be able to tell you exactly what happened. So we find that there, they have all the professional experts and some of them come from poor backgrounds.

Once that child is raped, in most cases by a close person and it comes to the knowledge of the father, he chases the child and the mother. Where do the mother and the child go? Once we get those cases, there is a team called peace and justice at the catholic session who go there and take that child and have a session with the mother and the child. This child can be taken once she is pregnant and can give birth there, but they do not stay there permanently; it is for a certain period of time. However, by the time that girl comes out of that rescue centre that girl will have

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got a lot of knowledge and that girl will accept herself and that girl will not be like the one I told you who wants to get married but she is afraid of marriage because she does not accept that all men are good.

Secondly, these centres are going to help save marriages, because you find that marriages spoil because of such things. The man will send the wife and the child away but once they go through counseling, the father will not blame the mother for the rape of the child.

So in one way or the other, it is going also to bring a bit of unity in the marriages, because we know everything goes back to us the women 'ni wewe!ni wewe'. It is always the woman who is always blamed whenever the girl is pregnant. With those remarks, I want to support this Motion. Thank you, Mr. Speaker.

Hon. (Ms) Mwangome: Asante Mheshimiwa Spika kwa hii nafasi. Pia mimi nimesimama kuunga mkono mia kwa mia. Nataka nimshukuru Mheshimiwa Koki kwa kuleta huu Mswada maana malalamishi haya yako kwa sehemu nyingi sana. Nikiwa ile sehemu ya Chasimba nilikuwa na kesi kama hizi kabla sijakuwa Mheshimiwa, na ilikuwa unashangaa huyu mtoto utampeleka wapi. Kuna msichana kwa saa hii yuko kidato cha nne na ni jirani yangu pale ambaye alibakwa alipokuwa amemaliza mtihani wake wa darasa la nane; alibakwa na mtoto wa jirani. Hiyo kesi ikaisha tu hapo maana hawakutaka kukosanisha majirani na msichana akaendelea kuishi hapo hakukuwa na mahali alipoweza kusaidika. Baada ya kubakwa alikaa hospitali kwa muda wa wiki ili ashonwe maana alikuwa amechanganywa sehemu zote mbili. Kwa sababu msichana wangu ni rafiki yake alikuwa ananiomba nimchukue nikae naye lakini wazazi wake wakasema watakaa naye wenyewe. Sasa huyu msichana yuko kidato cha nne na huwa anasema hataki kuolewa tena.

Itakuwa vizuri maeneo kama haya yangetengwa maana kuna watu wengi wanaumia katika familia na hawana mahali kwa kwenda. Pia kunazo kesi za watoto wa kiume ambao wanadhulumika kimapenzi. Unapata mama anakaa na mtoto wa darasa na nane. Kuna kesi ya mamangu mdogo mtoto wake alikuwa anaishi na mama wa miaka 40; tulipomtafuta na kumpata mtoto hakuweza kusema wazi kile kitu alichofanyiwa. Tulifanya uchunguzi na kutambua kuwa yule mama alikuwa anafanya vitendo vya mapenzi na huyu mtoto ndio mpaka sasa hayuko sawa.

Sehemu hizi zikitengwa zitasaidia watu wengi. Kuna wanaume ambao pia huteseka katika ndoa wakitaka haki zao hawawezi zipata kwa njia ya sawa. Itakuwa bora mahali kama hapa kukitengwa. Naunga mkono Msawaada huu.

Hon. (Ms.) Tumaini: Asante sana Mheshimiwa Spika kwa kunipa nafasi hii. Naunga mkono mjadala huu ambao umeletwa na Mheshimiwa Koki. Kusema ukweli mjadala huu umeniuma sana ndio mnaana nimesimama. Ombi langu kama mheshimiwa niliyechaguliwa ni kwamba wabunge wenzangu tutilie maanani Hoja hii. Ninatoka sehemu za Ganze ambayo iko miongoni mwa sehemu athirika. Tafadhali tuunge mkono hoja hii ili watu wetu wasaidike. Bibilia inasema mtu asiyefanya kazi asile. Ninaomba bunge hili tuweke mfano, kila atakaye fanya vitendo hivi akatwe sehemu zake za siri...

(Laughter)

Kwa hali hiyo itakuwa funzo kwa vijana wengine wenye kufanya vitendo hivyo vya unyama.

The Deputy Speaker (Hon. Kenga): Thank you so much for your contributions. Yes Leader of Minority.

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Hon. Matsaki: Mheshimiwa Spika nimesimama kuunga mkono Hoja hii. Nachukua nafasi hii kumpongeza Mheshimiwa Koki. Mara nyingi wahalifu wanajulikana na ikiwa kama Bunge hatutapata mahali pa kuwaokoa hawa waathiriwa maisha yao yatakuwa hatarini maana wale wahalifu wanajua wanapoishi. Wakipelekwa katika haya majumba watakuwa salama na kupokea matibabu. Naona hapa kuna Ganze na najua huko kuna ma bishop. Vipi huko ndio uhalifu mwingi unatokea?

The Deputy Speaker (Hon. Kenga): Yes Member for Jaribuni.

Hon. Maitha: Mheshimiwa Spika nimesimama kuunga mkono Hoja hii. Nashukuru Ganze imewakilishwa vyema lakini niruhusu kusema “*the boy child is under threat.*” Ni kweli hali hizi Ganze zimekuwa nyingi. Wahalifu wanavamia kina mama wanaoenda kutafuta maji sehemu za mbali. Kuna swali ambalo limenisumbua kwa mda. Kwa nini kesi nyingi zikifika kortini zinakosa ushahidi? Labda tukiwa na sehemu hizi zinaweza kuwa na mawakili ambao watasaidia ili kesi kama hizi zipate ushindi. Leo unapata mzee amebaka mjukuu wake na akienda kortini inasemekana hakuna ushahidi wa kutosha. Huu ushahidi kamili ni gani kama aliyedhulumiwa amesema, daktari amepima na kubaini kweli lakini korti bado inasema hakuna ushahidi kamili? Hii ni hatua nzuri ikiwa wako mahali wanapata ushauri hata zile hatua zingine zitafwata ili tuone haki inatendeka. Asante Mheshimiwa Spika.

Hon. (Ms.) Mbuche: Asante sana mheshimiwa Spika. Mimi pia nimesimama kuunga mkono kwa dhati Mswada huu ambao umewakilishwa na mheshimiwa Koki. Ni Mswada wa maana kwa sisi kina mama peke yake ambao unatulenga. Twasaidika kwamba katika zile nyumba ambazo zitajengwa za kuwasaidia wale wahasiriwa lakini hasa zitasaidia kina mama na hata kina baba na zaidi pia vijana wa kiume ambao saa hii pia wamekuwa ni vutio kubwa sana la walawiti katika nchi yetu.

Hivyo basi mimi naomba mbali na vile vifaa ambavyo vitawekwa katika hizi nyumba ambazo ni za kulea wale wahasiriwa kuwe na vifaa ama mashini, kuna mashini ambazo huwa zinatumika katika nchi nyengine ambazo huwa zinatambua huyo mhusika ambaye amenajisi; zinasema huyu ndiye amenajisi wakati ameendelea kukataa na hata watu wameshuhudia kila kitu kuwa ni yeye amenajisi mtoto wake ama amenajisi mjukuu wake ama amenyemelea wale wajane kwa sababu wajane wamekuwa pia ni kivutio kikubwa cha wale ambao wanapenda sana kufanya mambo maovu.

Kuna kisa fulani ambacho nilikisikia na iliniuma sana na ilinifanya mpaka nikatoa mamangu kule kwetu Chonyi na nikaishi naye Kilifi mpaka sasa kwa sababu mama amepunguza uwezo wa kuona, uwezo wa kusikia na nguvu pia zimempungukia kwa mwili kwa maana ni mtu mzima. Lakini kila tunapoenda pale kumpelekea chakula wale ‘mapanyabuku’; ninaashiria watu ambao wana hiyo tamaa; wanajua huyu mama yuko na ule upungufu na hapa ameletewa mapeni ya kutosha na vitu vingi na labda hata vyengine atavisahau kwa hivyo kuna wakati hata vijana wa pale nyumbani walikuwa wanataka kuchukua nafasi hiyo kutaka kumtatiza mama na hiyo stori ambayo nilikuwa inaisema hapa ni kwamba kuna wazee kule bara kuna stori ilikuwa inaelekea kwamba wale wajane wengi huachwa na mali na mara nyingi wajane kule bara wanaishi peke yao katika miji yao.

Kuna kundi la vijana lilikuwa likienda na kuwanyemelea wale wajane na kuwanajisi kwa sababu wanajua hapo walipofika hawana mtetezi ambalo ni jambo la kusikitisha sana. Hapa Kilifi kuna mengi ambayo yanatendeka zaidi ya hayo na kwa sababu hatujakuwa na hivi vituo ama hizi nyumba ambazo ni za usalama na za kuwasaidia hawa watu ambao wanaathirika basi mambo mengi maovu yanatendeka ambayo sasa ni vizuri kwamba Mswada huu tuupitishie ili nyumba kama hizi zijengwe na watu ambao wanapitia shida hizi waweze kusaidika.

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Nikirudi hapo nyuma Bw. Spika ni kuhusu ile mashini; ile mashini ukisimama hapo; naomba kutoa mfano pengine ningemtaja mheshimiwa Mwayaa kama ningeruhusiwa kwa sababu ni mwanaume na pengine amehusika kufanya kile kitendo. Ile mashini itawekwa pale, wewe uko pale kortini na unaendelea kukataa lakini kuna chumba maalum utatengwa na ile mashini itawekwa pale na wewe utaambiwa ukae vile ulivyojaliwa na hiyo mashini kwa lugha yakiingereza ina *detect*; so itakuwa sasa wewe ukiwekewa ile mashini iko na umbo la kike kama wewe ni mwanamme na kama wewe ni mama umelazimisha kijana pia linaumbwa kiume. Sasa itawekwa ile mashine inaponguruma pale wewe kama ni wewe umehusika ile mashine itaonyesha itakuwa inasema ni wewe maana pia wewe utachunguliwa hali zako zitakuwa zinaonekana ama utasema mimi niliisha kitambo, mimi sifanyi kazi, mimi mnanionea lakini hali zikionekana ni nzima basi hapo hali ni kwamba unawekwa korokoroni bila kupenda.

Kwa hivyo, ningeomba pia wakati hizi nyumba zitakapojengwa maana Mswada huu tunaenda kuupitisha ni kwamba mashini kama hizi zije, zitarahisisha pia ile kazi maana kufungwa peke yake hakutoshi. Ushahidi wa uongo pia utakuwa umetusinya ni kwamba hii mashini itasema kama ni wewe umenajisi mtu, mashini itasema kuwa ni Mbuhe amenajisi kijana pale na niwekewe hiyo mashini pale mashini itaseme maana ikiona na mimi niko hai hizo hisia zangu zitaamka kulingana na vile ile mashini nitaiona na ukweli utakuwa umejidhihirisha.

Kwa hivyo, mimi naomba waheshimiwa wenzangu tafadhali tuunge mkono kwa dhati kwa sababu zitakapojengwa na sheria nyingi zitakuwa hapo kusaidia wanapopata hali hiyo waathiriwa wanashtuka wanapopata hali hii. Wanaona maisha yameisha lakini hapo naamini atakuwa anapata mafunzo na maelekezo; watapata na elimu na mwisho atajikuta anaweza tena kuishi maisha ya kawaida tena na akajua hata kwa bahati mbaya ninapopata shida hii basi kuna usalama katika hizi nyumba. Naunga mkono na Mungu awabariki.

The Deputy Speaker (Hon. Kenga): Thank you. The Mover of the Motion, would you wish to make a final submission maybe to address some of the issues that have been raised?

(Question, that the Mover be called upon to reply, put and agreed to)

Hon. (Ms.) Koki: Thank you Mr. Speaker, Sir. Let me first thank all the hon. Members who have stood up and supported this Motion. For sure it is something good and thank you so much for seeing that we really need these safe homes in Kilifi County. When we have these homes, we will be able to deal with early pregnancies that have been affecting Kilifi County and also I will want to support those who have talked about the people who do these sinful acts that the penalties that they are being given I think is not enough.

This hon. House need stand up in support of these cases which are also going on in our courts that perpetrators should be castrated as what mheshimiwa has said or even harsh penalties given so that we can either minimize or remove such cases. If you educate a woman, if you educate a lady, if you educate a girl, you educate a whole nation. A full grown man raping a two year or three year or four year or five year girl; where are you living her at? So, finally I would want again to request this hon. House to support this Motion.

I know it might be hard to have either all the seven sub-counties having the safe havens but I know it is also possible but we can also start with a few homes in our major sub-counties and eventually have all the seven sub-counties with safe havens. Even us as women leaders we will also have time to go there and counsel, talk and even share with the girls or women who will be affected there other than moving all round the county where you do not even know where most of these cases are but with these safe havens we will even have particular areas where we

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can visit and show our love and kindness to these kind of victims who will have been affected. Thank you so Much.

The Deputy Speaker (Hon. Kenga): Thank you very much Mover of the Motion.

(Question put and agreed to)

ADJOURNMENT

The Deputy Speaker (Hon. Kenga): There being no other Business on the Order Paper, this House stands adjourned until 2:30 p.m. Monday of next week. Thank you.

The House rose at 3.37 p.m.