

**REPUBLIC OF KENYA** 

## **ELEVENTH PARLIAMENT – FOURTH SESSION**

## NATIONAL ASSEMBLY

## VOTES AND PROCEEDINGS

### THURSDAY, DECEMBER 01, 2016

- 1. The House assembled at thirty minutes past Two O'clock
- 2. The Proceedings were opened with Prayer
- 3. <u>Presiding</u> the Speaker

### 4. <u>COMMUNICATIONS FROM THE CHAIR</u>

The Speaker conveyed the following Communications -

### (i) <u>Status of the Status of Reports by the Independent Audit Firm on the Accounts</u> of the Office of the Auditor-General

"Honourable Members, on Tuesday, November 15, 2016, the Hon. Adan Keynan, MP laid on the Table of the House the "Parliamentary Service Commission Paper No. 949 on the Procurement of a Professionally qualified Accountant to Audit and Report on the Accounts of the Office of the Auditor-General." He proceeded to give a Notice of Motion, seeking approval of the House for appointment of the Audit Firm of M/S Baker Tilly Merali's to audit the Accounts of the Office of the Auditor-General for the Financial Years 2014/2015, 2015/2016 and 2016/2017. Subsequently, the Motion was listed for consideration by the House on Wednesday, November 16, 2016.

Honourable Members, you will recall that when the Order for the Motion was read, the mover, citing that there had emerged a number of material facts concerning the Report which had not been brought to his attention and which he wished to familiarize himself with before proceeding to move consideration of the Motion by the House, sought the indulgence of the Speaker to withdraw the Motion pursuant to the provision of Standing Order 51. Several Members, among them the Leader of the majority Party, the Hon. Jakoyo Midiwo, MP, the Hon. Kimani Ichungw'ah, MP and the Hon. Samuel Chepkong'a, MP spoke to the withdrawal and raised a number of fundamental issues. Key among them was the concern by the Hon. Ichungw'ah, MP questioning whether it was worthy to appoint the firm of M/S Baker Tilly Merali's to audit the accounts of the Auditor-General yet the firm had allegedly never submitted to the National Assembly its reports on the audits done on the accounts of the Office of the Auditor-General for the Financial Years 2011/2012, 2012/2013 and 2013/2014.

Honourable Members, the claim by Hon. Ichungw'ah was indeed weighty and deserves conscious consideration by the Chair. Before I render my guidance on the matter, I wish to draw the attention of the House to the provisions of Article 226 sub-article (4) of the Constitution, which states, and I quote, that –

(4) "The accounts of the office of the Office of the Auditor-General shall be audited and reported and reported on by a professionally qualified accountant appointed by the national Assembly."

Consequently, the firm of M/S Baker Tilly Merali's was appointed to undertake an audit of the accounts of the Office of the Auditor-General for the Financial Years 2012/2013, 2013/2014, and 2014/2015 with approval of the National Assembly on 9<sup>th</sup> January 2013. I have established from our records that indeed the firm did carry out the audit and submitted reports thereto to the National Assembly. The Reports for the audits carried out for the Financial Years 2012/2013 and 2013/2014 were received and Tabled in the House as listed hereunder.

- (i) The Summary Report of the Independent Auditor on the Kenya National Audit Office (KENAO) for the Period from 1<sup>st</sup> July 2012 to 30<sup>th</sup> June 2013. This report was laid on the Table of the House on November 24, 2015; and
- (ii) The Audited Financial Statements and Management Service Report by the Independent Auditor on the Office of the Auditor-General for the year ended 30<sup>th</sup> June 2014. This Report was laid on the Table of the House on July, 20 2016.

Honourable Members, I have also been reliably informed that M/S Baker Tilly Merali's has already submitted to the National Assembly the Audited Financial Statements and Management Service Report by the Independent Auditor on the Office of the Auditor-General for the year ended 30<sup>th</sup> June 2012. I am now directing the Leader of the Majority Party to table the said Report today under the appropriate Order.

Honourable Members, the three Reports by the Independent Auditor on its audit of the accounts of the Auditor-General the Financial Years 2012/2013 and 2013/2014, including that for the Financial Year 2011/2012 that is due to be tabled by the Leader of the Majority Party, will stand committed to the Public Accounts Committee for consideration. I also direct the Public Accounts Committee to immediately consider the Reports and file its findings with the House in order to accord Members the opportunity to assess the work of the Office of the Auditor-General as contained in the Report of the independent auditor.

I thank you!"

# (ii) <u>Participation of Members of Parliament In</u> Public Donations And Public Collections

"Honourable Members, my office has of late received a number of inquiries from Members relating to their participation in public collections and "harambees" and the requirements of the law in relation to such participation. These inquiries are presumably precipitated by the impending next general election that is almost upon us and the recent passage by the House of the Election Laws (Amendment) Act, 2016 and the Election Offences Act. I therefore wish to offer the following guidance addressing the concerns.

Honourable Members, As you are all aware, Chapter Six of the Constitution outlines the principles of Leadership and Integrity that all State and public officers must observe in the service of the people. With regard to conduct, Article 75(1) of the Constitution provides, and I quote—

(1) A State officer shall behave, whether in public and official life, in private life, or in association with other persons, in a manner that avoids—

- (a) any conflict between personal interests and public or official duties;
  - (b) compromising any public or official interest in favour of a personal interest; or
  - (c) demeaning the office the officer holds.

As you may recall this House subsequently passed the Leadership and Integrity Act, 2012 (*No 19 of 2012*) which implements Chapter Six of the Constitution.

Honourable Members, In addition to the above prescription, the Elections Act, 2011 (*No 24 of 2011*) limits the period within which and the purpose for which persons Intending to stand for election may participate in public collections. Section 26 of the said Act provides, and I quote—

26 (1) A person who directly or indirectly participates in any manner in any or public fundraising or harambee within eight months preceding a general election or during an election period, in any other case, shall be disqualified from contesting in the election held during that election year or election period.
(2) Subsection (1) shall not apply to a fundraising for a person who is contesting an election under this Act or to a fundraising for a political party.

Section 2 of the Act defines "harambee" to mean the public collection of monies or other property in aid or support of a cause or a project;

Honourable Members, I wish therefore, to give guidance on the inquiries made by Members intending to vie for elective positions in the forthcoming general elections that as the law stands their participation in public collections is restricted to eight months before a general election. The only exempted collection that they may participate in is one intended to raise funds for their re-election or for funding the activities of a political party.

Honourable Members, noting that pursuant to Article 101(1) of the Constitution the date of the next general election is the 8<sup>th</sup> of August 2017, a quick calculation reveals that the eight months period contemplated in the Elections Act, 2011 begins to run as from the 7<sup>th</sup> of December 2016. As your Speaker, I take liberty to remind us to take cognizance of the position of the law as it regards this matter.

I trust that you will be guided accordingly even as you discharge your noble public duties and attend to the needs of your constituents.

I thank you!"

(No.138)

### THURSDAY, DECEMBER 1, 2016

#### 5. <u>MESSAGES</u>

The Speaker conveyed the following Messages-

### (i) <u>Decision of the Senate on the National Assembly's Amendment to the Statute</u> <u>Law Miscellaneous (Amendment) Bill (Senate Bill No. 6 of 2014)</u>

"Honourable Members, pursuant to the provisions of Standing Order 41(4), I wish to report to the House that I have received from the Senate regarding the Senate's decision on National Assembly amendments to the Statute Law (Miscellaneous Amendment) Bill (Senate Bill No. 6 of 2014).

Honourable Members, the Message reads in part, and I quote, that -

"... the Senate considered and by resolution, <u>negatived</u> the Motion to consider the National Assembly amendments to the Statute Law (Miscellaneous Amendment) Bill (Senate Bill No. 6 of 2014), on Thursday, 24<sup>th</sup> November 2016."

With that decision of the Senate, the Bill is referred to a Mediation Committee in accordance with the provisions of Article 112 of the Constitution. The Senate has also nominated the following Senators to the aforesaid Mediation Committee:

- 1. Sen. Stephen Sang', MP;
- 2. Sen. Fatuma Dullo, MP;
- 3. Sen. Mutula Kilonzo Junior, MP;
- 4. Sen. Judith Sijeny, MP; and
- 5. Sen. Muriuki Karue, MP.

Correspondingly, I have also nominated the following Members to represent the National Assembly in the Mediation Committee to consider the Bill:

- 1. The Hon. (Eng.) Stephen Ngari, MP;
- 2. The Hon. Emmanuel Wangwe, MP;
- 3. The Hon. Timothy Wanyonyi, MP;
- 4. The Hon. Charles Nyamai, MP; and
- 5. The Hon. Opiyo Wandayi, MP.

Honourable Members, in nominating the five Members to represent the National Assembly in the Mediation Committee, I am conscious that they actively participated in the consideration of the said Bill in the three Committees from which they are drawn. For avoidance of doubt, the Members are drawn from the Departmental Committees on Transport, Public Works and Housing; that on Agriculture, Livestock and Co-operatives; and the one on Administration and National Security. I advise the Members so appointed to liaise with their Senate counterparts to speedily embark on the process of developing a *mediated version* of the Bill in accordance with the provisions of Article 113 of the Constitution.

I thank you."

### (No.138)

### (ii) <u>Passage of Reproductive Health Care Bill (Senate Bill No. 17 of 2014)</u>

"Honourable Members, Standing Order 41(4) requires the Speaker to report to the House any Message received from the Senate at the first convenient opportunity. In this regard, I wish to report to the House that I have received a Message from the Senate regarding passage of the Reproductive Health Care Bill (Senate Bill No. 17 of 2014).

Honourable Members, the Message reads in part, and I quote, that -

"... the Senate considered and <u>passed</u> the said Bill <u>with amendments</u> on Tuesday, 1<sup>st</sup> November 2016..."

As you may be aware, the House is scheduled to proceed on recess later today in accordance with the provisions of Standing Order 28. Accordingly, I have directed that the Bill be read a First Time today as you may have noticed from the Supplementary Order Paper that has been circulated. Upon being read a First Time, the Bill will stand committed to the Departmental Committee on Health for consideration.

I thank you."

### 6. **PETITIONS**

The following Petitions were presented –

- (i) Petition by Mr. Arunda Marendi and Mr. Vincent Yegon concerning the alleged irregular appointment of one Mr. Wanjala Kulundu Gatonye by the Council for Legal Education –conveyed by the Honourable Speaker and committed to the Departmental Committee on Justice and Legal Affairs; and
- (ii) Petition by the Member for Gem (Hon. Jakoyo Midiwo) by concerned citizens regarding irregular handing of financial transactions by Family Bank was <u>withdrawn</u> upon a request of the Member.

### 6. <u>PAPERS LAID</u>

The following Papers were laid on the Table -

- a) The Financial Audit of the Office of the Auditor-General (Kenya National Audit Office)-KENAO by the Government of Kenya through the Parliamentary Service Commission for the Period from 1<sup>st</sup> July 2011 to 30<sup>th</sup> June, 2012;
- b) The Ministry of Defence Annual Performance Report for the Financial Year 2015/2016;
- c) The Report of the Auditor-General on IFMIS effectiveness Audit for the Period July 2010 to June 2014;
- d) The Report of the Public Procurement Regulatory Authority on Performance of the Special Groups (Youth, Women and Persons with Disability) under the thirty percent (30%) preference and reservation scheme during the January-June, 2016 Reporting Period of the 2015/2016 Financial Year; and
- e) The 2016/2017 Supplementary Estimates I Programme Based Budget of the National Government of Kenya for the year ending 30<sup>th</sup> June, 2017.

(The Leader of the Majority Party)

- f) The Reports of the Departmental Committee on Defence and Foreign Affairs on
  - i) The Ratification of the Marrakesh Treaty to facilitate access to published works for Persons who are Blind, Visually-Impaired or Otherwise Print-Disabled; and
  - ii) The Protocol to the Constitutive Act of the African Union Relating to the Pan African Parliament.

(Hon. Joseph Kiuna on behalf of the Chairperson)

- g) The Reports of the Departmental Committee on Finance, Planning and Trade on
  - (i) The Petition regarding Waiver of VAT on text books, journals and periodicals; and
  - (ii) Consideration of the Kenya Uwezo Fund Bill, 2015.

(Vice-Chairperson, Departmental Committee on Finance, Planning and Trade)

#### 7. NOTICES OF MOTION

The following notices of motion were given -

- (i) THAT, this House adopts the Report of the Select Committee on Regional Integration on the Ratification of the Nile Basin Cooperative Framework Agreement laid on the Table of the House on Wednesday, 30<sup>th</sup> November 2016, and pursuant to Section 8 of the Treaty Making and Ratification Act, 2012, approves the Ratification of the Nile Basin Cooperative Framework Agreement.
- (ii) THAT, this House adopts the Report of the Select Committee on Regional Integration on the Ratification of the East African Community Protocol to Privileges and Immunities laid on the Table of the House on Wednesday, 30<sup>th</sup> November 2016, and pursuant to Section 8 of the Treaty Making and Ratification Act, 2012, approves the Ratification of the Protocol to Operationalize the East African Community Protocol on Privileges and Immunities.
- (iii) THAT, this House adopts the Report of the Select Committee on Regional Integration on the Ratification of the Protocol to Operationalize the Extended Jurisdiction of the East African Court of Justice laid on the Table of the House on Wednesday, 30<sup>th</sup> November 2016, and pursuant to Section 8 of the Treaty Making and Ratification Act, 2012, approves the Ratification of the Protocol to Operationalize the Extended Jurisdiction of the East African Court of Justice

(The Chairperson, Committee on Regional Integration)

# 8. <u>THE STATUTE LAW (MISCELLANEOUS AMENDMENTS) (NO.2) BILL (NATIONAL ASSEMBLY BILL NO. 48 OF 2016)</u>

(The Leader of the Majority Party)

Order for First Reading read;

Bill read a First Time and referred to the relevant Departmental Committee pursuant to Standing Order 127(1)

## (No.138)

### 9. <u>THE BETTING, LOTTERIES AND GAMING (AMENDMENT) BILL(NATIONAL ASSEMBLY</u> <u>BILL NO. 49 OF 2016)</u>

(Hon. JakoyoMidiwo)

Order for First Reading read;

Bill read a First Time and referred to the relevant Departmental Committee pursuant to Standing Order 127(1)

# 10. THE MOVABLE PROPERTY SECURITY RIGHTS BILL (NATIONALASSEMBLY BILL NO.50 OF 2016)

(The Leader of the Majority Party)

Order for First Reading read;

Bill read a First Time and referred to the relevant Departmental Committee pursuant to Standing Order 127(1)

### 11. <u>CONSOLIDATED PROCEDURAL MOTIONS:EXTENSION OF TIME ON SPECIFIC</u> <u>BUSINESS AND EXEMPTION OF CERTAIN BUSINESS FROMTHE PROVISIONS OF</u> <u>STANDING ORDERS</u>

Motion made and Question proposed -

- i) THAT, notwithstanding the provisions of Standing Order 232, this House resolves to extend the period for consideration of the Budget Policy Statement by a further period of not more than fourteen (14) days from 8<sup>th</sup> December 2016;
- ii) THAT, pursuant to the provisions of Section 13 of the Public Appointments (Parliamentary Approval) Act, 2011, this House resolves to extend the period for consideration of approval for appointment of nominees to the National Climate Change Council, notified to the House on 1<sup>st</sup> December, 2016, by a further period of not more than fourteen (14) days from 14<sup>th</sup> December, 2016;and,
- iii) THAT, notwithstanding the provisions of Standing Order 42 relating to reading and laying of Messages from the President, and in furtherance to the provisions of the First Schedule to the Elections Act (No.9 of 2011) (as amended), this House resolves that, during the period before commencement of the Fifth Session, upon receipt of names of persons nominated for appointment to the offices of Chairperson or Commissioner to the Independent Electoral and Boundaries Commission (IEBC) from the President, the Speaker shall forthwith refer the Message containing the names to the relevant Committee for consideration; and,
- iv) **THAT**, notwithstanding the provisions of Standing Order 42(3) relating to reading and laying of Messages in the House, and in furtherance to the provisions of Article 215(1)(a),(b) and (c) of the Constitution, this House **resolves** that, during the period before commencement of the Fifth Session, upon receipt of names of persons nominated for appointment to the offices of **Chairperson and Member of the Commission for Revenue Allocation**, from the President and Leadership of Political Parties in Parliament, respectively, the Speaker shall **forthwith** refer the Message and the list containing the names to the relevant Committee for consideration.

(The Leader of the Majority Party)

Debate arising;

Mover replied;

Question put and agreed to.

### 12. PROCEDURAL MOTION- APPOINTMENT OF A JOINT COMMITTEE

Motion made and Question proposed -

**THAT**, pursuant to the provisions of Standing Orders 211(3)(b), 213 and paragraph 9 of the Houses of Parliament (*Joint Sittings*) Rules, this House resolves to establish a Joint Committee for the purposes of referral and reconsideration of the Parliamentary Service (Senate Monitoring and Evaluation) (Procedure for Management of Funds) Regulations, 2016, comprising the following Members of the National Assembly -

- (i) The Hon. William Cheptumo, MP;- Joint Chairperson
- (ii) The Hon. Joseph Gitari, MP;
- (iii) The Hon. KabandowaKabando, MP;
- (iv) The Hon. Tom J. Kajwang', MP;
- (v) The Hon. Michael KisoiManthi, MP;
- (vi) The Hon. Simba Arati, MP;
- (vii) The Hon. Rachael Ameso, MP;
- (viii) The Hon. Mohamed Aden Huka, MP;
- (ix) The Hon. John Waiganjo, MP;
- (x) The Hon. JakoyoMidiwo, MP;
- (xi) The Hon. Samuel Chepkonga, MP;
- (xii) The Hon. MutavaMusyimi, MP;
- (xiii) The Hon. Peter Kaluma, MP;
- (xiv) The Hon. Kimani Ichung'wah, MP;
- (xv) The Hon. Mary Emase, MP.

(The Leader of the Majority Party)

Debate arising;

Mover replied;

Question put and <u>agreed to.</u>

## 15. MOTION- APPOINTMENT OF MEMBERS TO VARIOUS COMMITTEES

Motion made and Question proposed -

**THAT**, pursuant to the provisions of Standing Orders 175, and further to the resolutions of the House of October 08, 2013 and April 28, 2016 on appointment of Members to respective Committees, this House further approves the appointment of thefollowing Members to the Committees specified hereunder:-

- (i) The Hon. Edick Omondi Anyanga, M.P., to be appointed a Member of the Departmental Committee on Transport, Public Works and Housing;
- (ii) The Hon. Opiyo Wandayi, M.P. be appointed a Member of the Departmental Committee on Administration and National Security;
- (iii) The Hon. Peter Kaluma, M.P., to be appointed a Member of the Departmental Committee on Administration and National Security
- (iv) The Hon. Zuleikha Hassan, M.P., to be appointed a Member of the Departmental Committee Environment and Natural Resources Committee;

- (v) The Hon. Charles Nyamai, M.P. be appointed a Member of the Departmental Committee on Lands;
- (vi) The Hon. Suleiman Kasuti Murunga, M.P., to be appointed a Member of the Budget and Appropriations Committee;
- (vii) The Hon. Andrew Mwadime, M.P., to be appointed a Member of the Departmental Committee on Education, Research and Technology;
- (viii) The Hon. MishiJuma, M.P., to be appointed a Member of the DepartmentalCommittee on Energy, Communication and Information;
- (ix) The Hon. Hezron Awiti Bollo, M.P. be appointed a Member of the Departmental Committee on Finance, Planning and Trade;
- (x) The Hon William Kamoti Mwamkale, M.P., to be appointed a Member of theCommittee on Delegated Legislation;
- (xi) The Hon. Chachu Ganya, M.P. to move from the Departmental Committee onTransport, Public Works and Housing to the Joint Committee on National Cohesionand Equal Opportunity; and
- (xii) The Hon. Abdikadir Ore Ahmed, M.P., to move from the DepartmentalCommittee on Finance, Planning and Trade to the Departmental Committee on Energy, Communication and Information.

(Chairperson, Committee on Selection)

Debate arising;

Mover replied;

Question put and agreed to.

## 16. COMMITTEE OF THE WHOLE HOUSE

Order for Committee read;

# IN THE COMMITTEE

The Second Chairperson in the Chair

## (i) The County Governments (Amendment) Bill (Senate Bill No. 4 of 2016)

Clause 2 – agreed to

<u>Title</u> – <u>agreed to</u>

Clause 1 – agreed to

Bill to be reported without amendments.

# (ii) <u>The Election Laws (Amendment) (No.3) Bill (National Assembly No. Bill No. 63 of 2015)</u>

<u>Clause 3</u>- <u>amendment proposed -</u>

THAT, clause 3 of the Bill be amended by-

- (a) deleting paragraph (b); and
- (b) deleting paragraph (c).

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 3 - as amended agreed to

<u>Clause 4</u> - <u>amendment proposed -</u>

**THAT**, clause 4 (a) of the Bill be amended in the proposed new subsection (2) by deleting the word "Principal".

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 4 - as amended agreed to

<u>Clause 5</u> - <u>amendment proposed -</u>

THAT, clause 5 of the Bill be amended-

- (a) in paragraph (a) by deleting the word "forty-five" and substituting therefor theword "sixty"; and
- (b) in paragraph (b) of the proposed new subsection (2A) by deleting the word "forty" and substituting therefor the word "thirty".

Question of the amendment proposed;

Debate arising;

Question put and <u>agreed to;</u>

<u>Clause 5</u> - as amended <u>agreed to</u>

<u>Clauses 6, 7, 8, 9, 10, 11 & 12</u> - <u>agreed to</u>

Clause 13 - amendment proposed -

**THAT**, clause 13 of the Bill be amended in the proposed new section 38A by deleting the words "or such other number as the Commission may determine."

Question of the amendment proposed;

Debate arising;

Question put and <u>agreed to;</u>

<u>Clause 13</u>- as amended <u>agreed to</u>

Clause 14 - amendment proposed -

**THAT**, the Bill be amended by deleting clause 14 and substituting therefor the followingnew clause—

**14.** Section 43 of the Elections Act, 2011 is amended by inserting thefollowing new subsection immediately after subsection (5)—

"(5A) A public officer who intends to contest in a by-election underthis Act shall resign from public office within seven days of the declaration of a vacancy."

Question of the amendment proposed;

Debate arising;

Question put and <u>agreed to;</u>

<u>Clause 14</u>- as amended <u>agreed to</u>

<u>Clauses 15, 16, 17, 18 & 19</u> - <u>agreed to</u>

Clause 20 - amendment proposed -

THAT, the Bill be amended by deleting clause 20.

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 20- deleted

Clause 21 - amendment proposed -

THAT, the Bill be amended by deleting clause 21.

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 21- deleted

Clause 22 - agreed to

Clause 23 - amendment proposed -

THAT, the Bill be amended by deleting clause 23.

Question of the amendment proposed;

Debate arising;

Question put and <u>agreed to;</u>

<u>Clause 23</u>- <u>deleted</u>

<u>Clauses 24, 25, 26, 27, 28, 29, 30 & 31</u> - <u>agreed to</u>

<u>Clause 32</u> - <u>amendment proposed -</u>

**THAT**, clause 32 of the Bill be amended by deleting the expression "8(3)" and substituting therefor the expression "9(3)".

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

<u>Clause 32</u>- as amended <u>agreed to</u>

### New Clause 10A proposed-

**THAT**, the Bill be amended by inserting the following new clause immediately after clause 10—

**10A.** Section 31 of the Elections Act, 2011 is amended by inserting the following new subsections immediately after subsection (2D)—

"(2F) Where the Commission receives multiple requests undersubsection 2, the Commission shall conduct and supervise thenomination of candidates for presidential, parliamentary orcounty elections for all the requesting political parties—

(a) on the same day;

(b) in the same polling centres; and

(c) in different polling streams for each participatingpolitical party."

(2E) Parliament shall appropriate monies for the effective implementation of this section."

Motion made and Question proposed -

THAT, the New Clause 10A be read a Second Time

(Chairperson, Departmental Committee on Justice and Legal Affairs)

Debate arising;

Question put and <u>agreed to;</u>

Motion made and Question proposed -

THAT, the New Clause 10A be part of the Bill

Question put and <u>agreed to;</u>

<u>Clause 2</u> - <u>amendment proposed –</u>

**THAT**, clause 2 of the Bill be amended by deleting paragraph (b). Question of the amendment proposed;

Debate arising;

Question put and <u>agreed to;</u>

Clause 2- as amended agreed to

Title – agreed to

Clause 1 – agreed to

Bill to be reported with amendments.

## 17. **HOUSE RESUMED** – the Second Chairperson in the Chair

## (i) The County Governments (Amendment) Bill (Senate Bill No. 4 of 2016)

Bill reported <u>without</u> amendments;

Motion made and Question proposed -

**THAT**, this House do agree with the Report of the Committee

(Chairperson, Departmental Committee on Justice and Legal Affairs)

Question deferred.

## (ii) <u>The Election Laws (Amendment) (No.3) Bill (National Assembly No. Bill No. 63</u> of 2015)

Bill reported with amendments;

Motion made and Question proposed -

**THAT**, this House do agree with the Report of the Committee

(Chairperson, Departmental Committee on Justice and Legal Affairs)

Question deferred.

## 18. <u>MOTION-ADOPTION OF THE REPORT ON INVESTIGATION INTO THE</u> <u>OWNERSHIP OF MOMBASA CEMENT LIMITED LAND IN KILIFI COUNTY</u>

Motion made and Question proposed -

**THAT**, this House adopts the Report of the Departmental Committee on Lands on its the Investigation into the ownership of Mombasa Cement Limited Land in Kilifi County, laid on the Table of the House on Tuesday, 24<sup>th</sup> November 2015.

(Member, Departmental Committee on Lands)

Debate arising;

Debate interrupted for Adjournment Motion.

## 19. <u>MOTION - ADJOURNMENT OF THE HOUSE IN ACCORDANCE WITH THE</u> CALENDAR OF THE NATIONAL ASSEMBLY (2016)

Motion made-

THAT, pursuant to the provisions of Standing Order 28 on the Calendar of the Assembly (Regular Sessions), this House adjourns until Tuesday, February 7, 2017.

(The Leader of the Majority Party)

Debate arising;

And the time being thirty minutes past Six O'clock, the Second Chairperson interrupted the proceedings and adjourned the House <u>without</u> Question put pursuant to the Standing Orders.

### THURSDAY, DECEMBER 1, 2016

(1176)

HOUSE ROSE -

at thirty minutes past Six O'clock

# <u>MEMORANDUM</u>

The Speaker will take the Chair on Tuesday, February 7, 2017 at 2.30 p.m.

--X--