



REPUBLIC OF KENYA

ELEVENTH PARLIAMENT – THIRD SESSION

NATIONAL ASSEMBLY

VOTES AND PROCEEDINGS

WEDNESDAY, MARCH 11, 2015

1. The House assembled at thirty minutes past Nine O'clock
2. The Proceedings were opened with Prayer
3. **PRESIDING** – the Deputy Speaker
4. **COMMITTEE OF THE WHOLE HOUSE**

Order for Committee read;

IN THE COMMITTEE

The Chairperson of Committees in the Chair

The Persons with Disabilities (Amendment) Bill (National Assembly Bill No.43 of 2013)

Clause 2 - agreed to

New Clause 2A proposed –

THAT, the following new clause be inserted immediately after clause 2-

Access to
services

2A. (1) An institution or body offering services to the citizens shall, to enable persons with disabilities enjoy the services, avail within the institution or body, assistive devices and other equipment, including the services of a qualified interpreter for the deaf and the blind.

(2) The institution or body under section 21A shall disseminate to the public information regarding the availability of sign language interpreters for the deaf and the blind within the institution, or certain branches or regions of the institution.

(Hon. Wanjiku Muhia)

Motion made and Question proposed:-

THAT, the New Clause 2A be now read a Second Time;

Question put and agreed to.

Motion made and Question proposed;

THAT, the New Clause 2A be part of the Bill

Question put and agreed to.

Further amendment proposed -

New Clause 2A proposed –

THAT, the following new clauses be inserted immediately after clause 2-

Amendment of
section 15 of Cap
133.

2A.Section 15 of the Persons with Disabilities Act is amended in subsection (6) by deleting the word “sixty” and substituting therefor the word “sixty five”

Insertion of new
sections 28A in
Cap 133.

2B.The Persons with Disabilities Act is amended by inserting the following new section immediately after section 28-

Official
language for
the deaf.

28A. (1) The official language for the deaf is the Kenyan Sign language.

(2) The Kenyan Sign language shall be equivalent to English, Kiswahili or any other language for purposes of communication, examination, qualification or any other areas of equivalence.

(Hon. Isaac Mwaura)

Motion made and Question proposed:-

THAT, the New Clauses 2A & 2B be now read a Second Time;

Question put and agreed to.

Motion made and Question proposed;

THAT, the New Clauses 2A & 2B be part of the Bill

Question put and agreed to.

Further amendment proposed -

New Clause 2A proposed –

THAT, the following new clause be inserted immediately after clause 2-

Amendment of
section 15 of 133 of
2003.

2A (I) That section 15 of the principal Act is amended in subsection 6 by deleting the word "sixty" and substituting therefor the words "sixty five"

(Hon. Tim Wanyonyi)

Proposed amendment withdrawn

Clause 1 - agreed to

Title - agreed to

Bill to be reported with amendments;

5. **HOUSE RESUMED** - the Third Chairperson in the Chair

Bill reported with amendments;

Motion made and Question proposed –

THAT, the House do agree with the Committee in the said Report

(Hon. Wanjiku Muhia)

Question put and agreed to;

Motion made and Question proposed –

THAT, the Persons with Disabilities (Amendment) Bill (National Assembly Bill No.43 of 2013) be now read a Third Time

(Hon. Wanjiku Muhia)

Debate arising;

Question put and agreed to;

Bill read a Third Time and **passed.**

6. **MOTION - RANKING SYSTEM FOR NATIONAL EXAMINATIONS**

Motion made and Question proposed –

THAT, aware that Article 35 (1) (a) of the Constitution provides for the right of access to information held by the state; further aware that the education sector has recently been marred by confusion and unnecessary anxiety due to the abolishment of the ranking system in national examinations; concerned that this action by the Ministry of Education was arrived at without due consultation with all relevant stakeholders including KUPPET, KNUT, the parent associations, investors in the sector among others, contrary to Article 118 of the Constitution; cognizant of the fact that the ranking system has been a long-held tradition in the sector both locally and internationally, and has been a source of positive competition, motivation, rewarding and an important guideline for resource allocation; this House **urges** that the Government through the Ministry immediately reverts to the

ranking system for national examination and specifically the Kenya Certificate of Primary Education (KCPE) and the Kenya Certificate of Secondary Education (KCSE).

(The Hon. Chris Wamalwa)

Debate arising;

Amendment proposed –

THAT, the Motion be amended by deleting the word “urges” and substituting it with the word “resolves”.

(The Hon. Harrison Kombe)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Debate on the Motion as amended resumed;

Further amendment proposed –

THAT, the Motion be further amended –

(i) by deleting the words “reverts to the ranking system” appearing immediately after the word “immediately” in line 10 and substituting thereof with the words “establishes a comprehensive ranking system with clear criteria”; and,

(ii) by inserting the following new words immediately after the closing bracket at the end of the word “KCSE” in the last line –

“The ranking system should take into consideration the recommendations of the reports of various task-forces on education in this country.”

(The Hon. (Dr.) James Nyikal)

Question of the further amendment proposed;

Debate arising;

Question put and negatived;

Debate on the Motion as earlier amended resumed;

And the time being One O'clock, the Third Chairperson of Committees interrupted the proceedings and adjourned the House without Question put pursuant to the Standing Orders.

7. HOUSE ROSE - at One O'clock _____

MEMORANDUM

The Speaker will take the Chair today,
Wednesday, March 11, 2015 at 2.30 p.m.