



REPUBLIC OF KENYA

ELEVENTH PARLIAMENT – (THIRD SESSION)

THE NATIONAL ASSEMBLY

VOTES AND PROCEEDINGS

WEDNESDAY, AUGUST 19, 2015

1. The House assembled at thirty minutes past Two O'clock
2. The Proceedings were opened with Prayer
3. **PRESIDING** – the Speaker
4. **PETITIONS**

The following Member presented a Petition –

- The Member for Wajir West (Hon. Abdikadir Ore, MP) presented a Petition regarding the Education Crisis in Garissa, Wajir and Mandera Counties.

Petition referred to the relevant Departmental Committee pursuant to Standing Order 227(1)

5. **PAPERS LAID**

The following Papers were laid on the Table –

- (i) The Report of the Auditor-General on the Financial Statements of South Nyanza Sugar Company Limited for the year ended 30th June, 2014 and the certificate therein.
- (ii) The Report of the Auditor-General on the Financial Statements of Lake Victoria North Water Services for the year ended 30th June, 2014 and the certificate therein.
- (iii) The Report of the Auditor-General on the Financial Statements of the Kenya National Library Service for the year ended 30th June, 2014 and the certificate therein.
- (iv) The Report of the Auditor-General on the Financial Statements of Kisii University for the year ended 30th June, 2014 and the certificate therein.
- (v) The Report of the Auditor-General on the Financial Statements of Tanathi Water Services Board for the year ended 30th June, 2014 and the certificate therein.

- (vi) The Report of the Auditor-General on the Financial Statements of the Technical University of Kenya for the year ended 30th June, 2014 and the certificate therein.
- (vii) The Report of the Auditor-General on the Financial Statements of Kenya National Highways Authority for the year ended 30th June, 2014 and the certificate therein.
- (viii) The Report of the Auditor-General on the Financial Statements of the Constituencies Development Fund – Embakasi West Constituency for the year ended 30th June, 2014 and the certificate therein.
- (ix) The Report of the Auditor-General on the Financial Statements of the Constituencies Development Fund – Embakasi East Constituency for the year ended 30th June, 2014 and the certificate therein.
- (x) The Report of the Auditor-General on the Financial Statements of the Constituencies Development Fund – Vihiga Constituency for the year ended 30th June, 2014 and the certificate therein.

(The Leader of the Majority Party)

- (xi) Reports of the Departmental Committee on Justice and Legal Affairs on its consideration of:

- (i) The Business Registration Service Bill, 2015; and
- (ii) The Presidential Memorandum on the Ethics and Anti-Corruption Commission (Amendment) Bill, 2015.

(The Chairperson, Departmental Committee on Justice & Legal Affairs)

- (xii) Report of the Departmental Committee on Environment and Natural Resources on the Regional Summit to stop Wildlife Crime and Advance Wildlife Conservation held from 7th to 8th November 2014 in Arusha, Tanzania.

(Hon. Joyce Emanikor, M.P. - Leader of the Delegation/Member, Departmental Committee on Environment and Natural Resources)

- (xiii) Report of the Departmental Committee on Finance Planning and Trade on its consideration of the Finance Bill, 2015.

(The Chairperson, Departmental Committee on Finance, Planning and Trade)

6. PROCEDURAL MOTION – REDUCTION OF PUBLICATION PERIOD

Motion made and Question proposed –

THAT, pursuant to the provisions of Standing Order 120, this House resolves to reduce the Publication Period of the following Bills from 14 to 8 days:-

- (i) The Petroleum (Exploration, Development and Production) Bill (National Assembly Bill No. 44 of 2015);
- (ii) The Community Land Bill (National Assembly No. 45 of 2015);
- (iii) The Physical Planning Bill (National Assembly Bill No. 46 of 2015);
- (iv) The High Court Organization and Administration Bill (National Assembly Bill No. 47 of 2015);
- (v) The Protection of Traditional Knowledge and Traditional Cultural Expressions Bill (National Assembly Bill No. 48 of 2015);
- (vi) The Forest Conservation and Management Bill (National Assembly Bill No. 49 of 2015);
- (vii) The Small Claims Court Bill (National Assembly Bill No. 51 of 2015); and
- (viii) The Court of Appeal (Organization and Administration) Bill (National Assembly Bill No. 52 of 2015).

(The Leader of the Majority Party)

There being no Members wishing to debate;

Question put and agreed to.

7. **THE FINANCE BILL (NATIONAL ASSEMBLY BILL NO. 27 OF 2015)**

Motion made and Question proposed –

THAT, the Finance Bill (National Assembly Bill No.27 of 2015) be now read a Second Time

(The Leader of the Majority Party – 19.8.2015)

Debate on the Second Reading having been concluded on August 19, 2015;

Question put and agreed to;

Bill read a Second Time and committed to a Committee of the whole House tomorrow.

8. **THE PETROLEUM (EXPLORATION, DEVELOPMENT AND PRODUCTION) BILL (NATIONAL ASSEMBLY BILL NO. 44 OF 2015)**

(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)

9. **THE COMMUNITY LAND BILL (NATIONAL ASSEMBLY BILL NO. 45 OF 2015)**
(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)

10. **THE PHYSICAL PLANNING BILL (NATIONAL ASSEMBLY BILL NO. 46 OF 2015)**
(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. **THE HIGH COURT ORGANIZATION AND ADMINISTRATION BILL (NATIONAL ASSEMBLY BILL NO. 47 OF 2015)**
(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)

12. **THE PROTECTION OF THE TRADITIONAL KNOWLEDGE AND TRADITIONAL CULTURAL EXPRESSIONS BILL (NATIONAL ASSEMBLY BILL NO. 48 OF 2015)**
(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)

13. **THE FOREST CONSERVATION AND MANAGEMENT BILL (NATIONAL ASSEMBLY BILL NO. 49 OF 2015)**
(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)

14. **THE SMALL CLAIMS COURT BILL (NATIONAL ASSEMBLY BILL NO.51 OF 2015)**
(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)

15. **THE COURT OF APPEAL (ORGANIZATION AND ADMINISTRATION) BILL (NATIONAL ASSEMBLY BILL NO. 52 OF 2015)**

(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)

16. **SPECIAL MOTION – EXTENSION OF PERIOD IN RESPECT OF LEGISLATION WITH CONSTITUTIONAL TIMELINE OF AUGUST 27, 2015**

Motion made and Question proposed –

THAT, Pursuant to the provisions of Article 261(2) of the Constitution, this House **resolves** to extend the period prescribed for enactment of legislation necessary to give effect to:-

- (a) **Article 11(3)(a)** (*compensation or royalties for the use of cultures and cultural heritage*);
- (b) **Article 11(3)(b)** (*recognition and protection of indigenous seeds and plant varieties, their genetic and diverse characteristics and use by the communities of Kenya*);
- (c) **Article 63** (*community land*);
- (d) **Article 66** (*regulation of land use and property*);
- (e) **Article 67(2)(e)** (*investigation and adjudication of claims arising out of historical land injustices*);
- (f) **Article 68(c)(i)** (*minimum and maximum land holding acreage*);
- (g) **Article 71** (*agreements relating to sharing of natural resources*);
- (h) **Article 81(b)** (*two-thirds gender principle*);
- (i) **Article 100** (*representation of marginalized groups*);
- (j) **Article 164(1)(b)** (*organization and administration of the Court of Appeal*);
- (k) **Article 165(1)(b)** (*organization and administration of the High Court*);
- (l) **Article 169(1)** (*Subordinate Courts*);
- (m) **Article 173 (5)** (*regulation of the Judiciary Fund*);
- (n) **Section 17 of the Sixth Schedule of the Constitution** (*restructuring of the provincial administration*); and,
- (o) any other legislation required under the Constitution to be enacted by Parliament within five years, by a period of **twelve (12) months** from August 27, 2015.

(The Speaker has certified this Special Motion as meeting the threshold contemplated under Article 261(3)(b) of the Constitution)

(The Chairperson, Constitutional Implementation Oversight Committee)

Rising on a point of Order, the Leader of Majority Party claimed to move that the debate on the Motion be now adjourned;

And the Speaker acceding to the Claim put the Question;

Debate adjourned pursuant to Standing Order 96.

17. COMMITTEE OF THE WHOLE HOUSE

Order for Committee read;

IN THE COMMITTEE

The Second Chairperson in the Chair

The Insolvency Bill (National Assembly Bill No.15 of 2015)

Clauses 3,4,5,6 & 7 - agreed to

Clause 8 - amendment proposed –

THAT, clause 8 of the Bill be amended by inserting the following subsections immediately after subsection (1)—

“(1A) The Official Receiver shall establish a committee of three officers to—

(a) review applications for authorisation to act as insolvency practitioners;
and

(b) recommend to the Official Receiver the grant or refusal of authorisation.

(1B)The committee established under subsection (1A) shall keep a record of its meetings and recommendations made to the Official Receiver.”

(The Hon. George M. Omondi)

Question of the amendment proposed;

Debate arising;

Proposed amendment withdrawn by the mover;

Clause 8 - agreed to

Clauses 9, 10, 11, 12, 13, 14, 15, 16, 17, 18,19, 20, 21, 22, 23, 24
and 25 - **agreed to**

Clauses 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41,42,
43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61,
62, 63, 64, 65, 66, 67, 68, and 69 - **agreed to**

Clauses 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86,
87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104,
105, 106, 107, 108, 109, 110, 111, and 112 - **agreed to**

Clauses 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, and 150 - agreed to

Clauses 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, and 194 - agreed to

Clauses 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, and 234 - agreed to

Clauses 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277 and 278 - agreed to

Clauses 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, and 322 - agreed to

Clauses 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, and 366 - agreed to

Clauses 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384 and 385 - agreed to

Clause 386 - amendment proposed –

THAT, clause 386 of the Bill be amended—

(a) in subclause (2) by deleting the words “Division 4 of Part XVI of” appearing immediately after the word “under” in paragraph (a); and

(b) in subclause (3) by deleting the words “in accordance with section 472(1) to (3) of” appearing immediately after the word “statement” in paragraph (e) and substituting therefor the words “that the company will be able to continue to carry on business as a going concern under”

(The Chairperson, Departmental Committee on Justice & Legal Affairs)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 386 - **as amended agreed to**

Clauses 387, 388, 389, 390, 391 and 392 - agreed to

Clause 393 - amendment proposed –

THAT, clause 393 of the Bill be amended in subclause (4) by deleting the words “Division 3 of Part III of the Companies Act, 2015 (which deals with resolutions affecting a company’s constitution) applies” and substituting therefor the words “The provisions of the Companies Act, 2015 which deal with resolutions affecting a company’s constitution apply”.

(The Chairperson, Departmental Committee on Justice & Legal Affairs)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 393 - **as amended agreed to**

Clauses 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407 408, 409, and 410 - agreed to

Clauses 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421,

422 and 423 - agreed to

Clause 424 - amendment proposed –

THAT clause 424 of the Bill be amended in subclause (1)(b) (i) by deleting the words “section 761 of the Companies Act, 2015 (requirement as to minimum share capital)” appearing immediately after the word “under” in subparagraph (i) and substituting therefor the words “ the Companies Act, 2015”.

(The Chairperson, Departmental Committee on Justice & Legal Affairs)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 424 - **as amended agreed to**

Clause 425 - amendment proposed –

THAT, clause 425 of the Bill be amended in subclause (6) by deleting the words “Part XXX of the Companies Act, 2015 a copy of a report of the investigation, the Attorney General considers that, as a result of the contents of the report, the company should be liquidated because of a circumstance referred to in section 801(2)(a) or (b) of that Act” appearing immediately after the word “under” and

substituting therefor the words "the Companies Act, 2015 a copy of a report of the investigation, the Attorney General considers that, as a result of the contents of the report, the company should be liquidated"

(Chairperson, Departmental Committee on Justice & Legal Affairs)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 425 - as amended agreed to

Clause 426 - amendment proposed –

THAT, clause 426 of the Bill be amended in subclause (1)(a) by deleting the words "under Part XXX of the Companies Act, 2015 (which deals with company investigations) or section 1001 of that Act (which relates to the production and inspection of documents if an offence is suspected)" appearing immediately after the word "obtained" and substituting therefor the words "from investigations carried out or inspection of documents produced under the Companies Act, 2015"

(Chairperson, Departmental Committee on Justice & Legal Affairs)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 426 - as amended agreed to

Clauses 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, and 453 - agreed to

Clauses 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, and 473 - agreed to

Clause 474 - amendment proposed –

THAT, clause 474 of the Bill be amended in subclause 4 (b) by deleting the words "Part XXXIV of the Companies Act, 2015 (which deals with to arrangements and reconstructions)" appearing immediately after the word "under" and substituting therefor the words "the Companies Act, 2015".

(Chairperson, Departmental Committee on Justice & Legal Affairs)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 474 - as amended agreed to

Clauses 475, 476, 477, 478, 479, 480, 481, 482 and 483 - agreed to

Clause 484 - amendment proposed –

THAT, clause 484 of the Bill be amended—

- (a) in subclause (1) by deleting the words “under section 210 of the Companies Act, 2015 (which enables a company to provide for employees or former employees on cessation or transfer of business)” appearing immediately after the words “decided to make” and substituting therefor the words “under the Companies Act, 2015 to employees or former employees on cessation or transfer of business”; and
- (b) in subclause (2) in the prefatory statement by deleting the words “as is referred to in section 210 of” appearing immediately after the word “provision” and substituting therefor the words “to employees or former employees on cessation or transfer of business under”

(Chairperson, Departmental Committee on Justice & Legal Affairs)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 484 - as amended agreed to

Clauses, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496 and 497 – agreed to

Clause 498 - amendment proposed –

THAT, clause 498 of the Bill be amended by deleting subclause (10).

(Chairperson, Departmental Committee on Justice & Legal Affairs)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 498 - as amended agreed to

Clause 499 - amendment proposed –

THAT, clause 499 of the Bill be amended by deleting subclause (6).

(Chairperson, Departmental Committee on Justice & Legal Affairs)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 499 - as amended **agreed to**

Clause 500 - amendment proposed –

THAT, clause 500 of the Bill be amended by deleting subclause (8).

(Chairperson, Departmental Committee on Justice & Legal Affairs)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 500 - as amended **agreed to**

Clause 501 - amendment proposed –

THAT, clause 501 of the Bill be amended by deleting subclause (4).

(Chairperson, Departmental Committee on Justice & Legal Affairs)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 501 - as amended **agreed to**

Clause 502 - amendment proposed –

THAT, clause 502 of the Bill be amended by deleting subclause (6).

(Chairperson, Departmental Committee on Justice & Legal Affairs)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 502 - as amended **agreed to**

Clause 503 - amendment proposed –

THAT, clause 503 of the Bill be amended by deleting subclause (5).

(Chairperson, Departmental Committee on Justice & Legal Affairs)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 503 - as amended **agreed to**

Clauses, 504, 505, 506, 507, and 508 - **agreed to**

Clause 509 - amendment proposed –

THAT, clause 509 of the Bill be amended in subclause 2(b) by deleting the words “Part X of” appearing immediately after the word “under”.

(Chairperson, Departmental Committee on Justice & Legal Affairs)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 509 - as amended **agreed to**

Clause 510 - amendment proposed –

THAT, clause 510 of the Bill be amended in subclause (8) by deleting the words “Part XXX of” appearing immediately after the word “under”.

(Chairperson, Departmental Committee on Justice & Legal Affairs)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 510 - as amended **agreed to**

Clause 511 - amendment proposed –

THAT, clause 511 of the Bill be amended in subclause (1) by deleting the words “Part XXX of” appearing immediately after the word “under”.

(Chairperson, Departmental Committee on Justice & Legal Affairs)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 511 - as amended **agreed to**

Clauses, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533 and 534 - **agreed to**

Clauses 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564 and 565 – **agreed to**

Clause 566 - amendment proposed –

THAT, clause 566 of the Bill be amended in subclause (3)(b) by deleting the words “Part XXXIV of the Companies Act, 2015 (which deals with company arrangements and reconstructions)” appearing immediately after the word “under” and substituting therefor the words “the Companies Act, 2015”.

(Chairperson, Departmental Committee on Justice & Legal Affairs)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 566 - as amended **agreed to**

Clauses 567, 568, 569, 570, 571, 572, 573 and 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, and 589 – **agreed to**

Clause 590 - amendment proposed –

THAT, Clause 590 of the Bill be amended in subclause (2)(b) by deleting the words “Part XXXIV of the Companies Act, 2015 (which deals with company arrangements and reconstructions)” appearing immediately after the word “under” and substituting therefor the words “the Companies Act, 2015”.

(Chairperson, Departmental Committee on Justice & Legal Affairs)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 590 - as amended **agreed to**

Clause 591 - amendment proposed –

THAT, clause 591 of the Bill be amended in subclause 6(b) by deleting the words “Part XXXIV of the Companies Act, 2015 (which deals with company arrangements and reconstructions)” appearing immediately after the word “under” and substituting therefor the words “the Companies Act, 2015”.

(Chairperson, Departmental Committee on Justice & Legal Affairs)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 591 - as amended **agreed to**

Clauses 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, and 633 - **agreed to**

Clause 634 - amendment proposed –

THAT, clause 634 of the Bill be amended—

(a) in subclause (3) by deleting the words “Part XXX of” appearing immediately after the word “under”.

(b) in subclause (4) by deleting the words “Part XXX of” appearing immediately after the word “under”.

(Chairperson, Departmental Committee on Justice & Legal Affairs)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 634 - as amended **agreed to**

Clauses 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, and 678 - **agreed to**

Clauses 679 , 680, 681, 682, 683, 684, 685, 686, 687,688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, and 728 - **agreed to**

Clause 729 - amendment proposed –

THAT, clause 729 of the Bill be amended in subclause (3) by deleting the words “Part XL of the Companies Act, 2015 applies” and substituting therefor the words “The provisions of the Companies Act, 2015 on the service of documents on and by companies apply”.

(Chairperson, Departmental Committee on Justice & Legal Affairs)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 729 - as amended **agreed to**

Clause 730 - amendment proposed –

THAT, clause 730 of the Bill be amended in subclause (2) by deleting paragraph (e) and substituting therefor the following paragraph—

“(e) the functions of authorised insolvency practitioners, the manner in which they are required to conduct their practice and a scale of remuneration including expenses chargeable against debtors’ assets.”

(Hon. George M. Omondi)

Question of the amendment proposed –

Debate arising;

Question put and agreed to;

Clause 730 - as amended **agreed to**

Clause 731 - agreed to

Clause 732 - amendment proposed –

THAT, clause 732 of the Bill be amended in subclause (2)(b) by deleting the words “section 1024(1) of” appearing immediately after the word “under”.

(Chairperson, Departmental Committee on Justice & Legal Affairs)

Question of the amendment proposed;

Debate arising;

Question put and agreed to;

Clause 732 - as amended agreed to

Clauses 733, 734 & 735 - agreed to

Schedules - First, Second, Third, Fourth and Fifth Schedules agreed

Clause 2 - agreed to

Title - agreed to

Clause 1 - agreed to

Bill to be reported with amendments;

18. **HOUSE RESUMED** - the Fourth 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

(Chairperson, Departmental Committee on Justice and Legal Affairs)

Question put and agreed to;

Motion made and Question proposed –

THAT, the Insolvency Bill (National Assembly Bill No.15 of 2015 be now read a Third Time

(Chairperson, Departmental Committee on Justice and Legal Affairs)

Debate arising;

Question of the Third Reading deferred to another day

19. **THE BUSINESS REGISTRATION SERVICE BILL (NATIONAL ASSEMBLY BILL NO.13 OF 2015)**

Motion made and Question proposed –

THAT, the Business Registration Service Bill (National Assembly Bill No.13 of 2015) be now read a Second Time

(The Leader of the Majority Party)

Debate arising;

Mover replied;

Question of the Second Reading deferred to another day.

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

20. HOUSE ROSE - at thirty eight minutes past Six O'clock

M E M O R A N D U M

The Speaker will take the Chair on
Thursday, August 20, 2015 at 9.30 a.m.

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