



REPUBLIC OF KENYA

ELEVENTH PARLIAMENT – (FOURTH SESSION)

THE NATIONAL ASSEMBLY

ORDERS OF THE DAY

THURSDAY, NOVEMBER 24, 2016 AT 2.30 P.M.

ORDER OF BUSINESS

PRAYERS

1. Administration of Oath
2. Communication from the Chair
3. Messages
4. Petitions
5. Papers
6. Notices of Motion
7. Statements

8*. THE PENAL CODE (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 13 OF 2016)

(The Chairperson, Joint Committee on National Cohesion and Equal Opportunity)

Second Reading
(*Question to be put*)

9*. MOTION – REPORT OF THE COMMITTEE OF THE WHOLE HOUSE ON THE SENATE'S AMENDMENTS TO THE HEALTH BILL (NATIONAL ASSEMBLY BILL NO. 14 OF 2015)

(The Chairperson, Departmental Committee Health)

THAT, this House do agree with the Report of the Committee of the Whole House on its consideration of the Senate's Amendments to the Health Bill (National Assembly Bill No. 14 of 2015).

(*Question to be put*)

10*. COMMITTEE OF THE WHOLE HOUSE

- (i) The Insurance (Amendment) Bill (National Assembly Bill No. 28 of 2016)
(The Leader of the Majority Party)
- (ii) The Universities (Amendment) Bill (National Assembly Bill No. 66 of 2015)
(The Leader of the Majority Party)

(No.133)

THURSDAY, NOVEMBER 24, 2016

(2198)

11*. THE LAND VALUE INDEX LAWS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 40 OF 2016)

(The Leader of the Majority Party)

Second Reading

12*. THE NATIONAL HONOURS (AMENDMENT) BILL (SENATE BILL NO. 16 OF 2014)

(The Chairperson, Departmental Committee on Administration and National Security)

Second Reading

13*. MOTION – ADOPTION OF THE REPORT ON THE INVESTIGATION INTO WILDLIFE POACHING IN KENYA

(The Chairperson, Departmental Committee on Environment and Natural Resources)

THAT, this House adopts the Report of the Departmental Committee on Environment and Natural Resources on the Investigation into Wildlife Poaching in Kenya, laid on the Table of the House on Thursday, October 01, 2015.

14*. MOTION – ADOPTION OF THE REPORT ON THE INVESTIGATION INTO THE GARISSA UNIVERSITY COLLEGE TERRORIST ATTACK

(The Chairperson, Departmental Committee on Administration and National Security)

THAT, this House adopts the Report of the Departmental Committee on Administration and National Security on the Investigation into the Garissa University College Terrorist Attack, laid on the Table of the House on Tuesday, November 17, 2015.

15*. MOTION – ADOPTION OF REPORT ON THE INQUIRY INTO THE PROCUREMENT OF THE APRON BUSES BY THE KENYA AIRPORTS AUTHORITY

(The Chairperson, Departmental Committee on Transport, Public Works and Housing)

THAT, this House adopts the Report of the Departmental Committee on Transport, Public Works and Housing on the Inquiry into the Procurement of the Apron Buses by the Kenya Airports Authority, laid on the Table of the House on Thursday, November 19, 2015.

16*. MOTION – ADOPTION OF THE REPORT ON THE INQUIRY INTO THE IMPORTATION OF FERTILIZER BY THE MINISTRY OF AGRICULTURE, LIVESTOCK AND FISHERIES THROUGH THE NATIONAL CEREALS AND PRODUCE BOARD

(The Chairperson, Departmental Committee on Agriculture, Livestock and Co-operatives)

THAT, this House adopts the Report of the Departmental Committee on Agriculture, Livestock and Co-operatives on the Inquiry into the Importation of a Consignment of Fertilizer by the Ministry of Agriculture, Livestock and Fisheries through the National Cereals and Produce Board, laid on the Table of the House on Tuesday, November 24, 2015.

17*. MOTION – ADOPTION OF THE REPORT ON THE INQUIRY INTO DEGAZZETEMENT OF GOVERNMENT LAND BELONGING TO CHORLIM COOPERATIVE SOCIETY

(The Chairperson, Departmental Committee on Lands)

THAT, this House adopts the Report of the Departmental Committee on Lands on degazettement of Government Land belonging to Chorlim Co-operative Society, laid on the Table on Tuesday, December 2, 2014.

*** Denotes Orders of the Day**

NOTICES

I. THE INSURANCE (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 28 OF 2016)

- 1) Notice is given that the Chairperson of the Departmental Committee on Finance, Planning and Trade, intends to move the following amendments to the, Insurance (Amendment) Bill 2016 at the Committee Stage—

CLAUSE 3

THAT, clause 3 of the Bill be amended in the proposed section 19A, by deleting the words “except where the person is exempted in accordance with this Act” appearing in subsection (1).

CLAUSE 11

THAT, clause 11 of the Bill be deleted.

- 2) Notice is given that the Leader of Majority Party (Hon. Aden Duale), intends to move the following amendments to the Insurance (Amendment) Bill, 2016 at the Committee Stage—

NEW CLAUSE 3

THAT, the Bill be amended by inserting the following new clause immediately after clause 2—

Amendment of
section 3A of
Cap.487.

3. Section 3A of the principal Act is amended by inserting the following paragraphs immediately after paragraph (h)—

- “(ha) educate the public regularly on the right to independently select an under writer or broker from a list of underwriters or brokers licensed by the Authority;
(hb) regulate the business of bancassurance offered by banks in the same manner as the ordinary insurance business including capital requirements and disclosures.”

NEW CLAUSE 13

THAT, the Bill be amended by inserting the following new clause immediately after clause 12—

Amendment of
section 71 of
Cap. 487.

13. The principal Act is amended by inserting the following new section immediately after section 71—

Choice of
insurer for
loans.

71A. (1) A bank shall—

- (a) inform a loanee, in writing of, the right to select an underwriter or broker from a list of underwriters or brokers licensed by the Authority;
- (b) inform a loanee in writing of the option to forfeit the right to select an underwriter or broker;
- (c) not prescribe an underwriter or broker to a loanee, unless, the loanee forfeits in writing the right to select an underwriter or broker; and
- (d) update the list of licensed brokers or underwriters regularly and ensure that underwriters or brokers under statutory management are excluded from the list.

(2) A bank that contravenes the provisions of subsection (1) commits an offence and shall upon conviction be liable to a fine not exceeding five million shillings.

I. THE UNIVERSITIES (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 66 OF 2015)

1. Notice is given that the Chairperson of the Departmental Committee on Education, Research and Technology, intends to move the following amendments to the Universities (Amendment) Bill, 2015 at the Committee Stage—

CLAUSE 2

THAT clause 2 of the Bill be amended by—

- (a) deleting paragraph (b) ;
- (b) deleting paragraph (d)

(c) inserting the following new paragraphs immediately after paragraph (d) —

“(e) by deleting the definition of the word “programmes accreditation” and substituting therefor the following new definition—

“programme accreditation” means the process by which the Commission formally recognizes an academic programme of a University, including a foreign university”

“(f) by deleting the definition of the word “quality assurance” and substituting therefor the following new definition—

“quality assurance” means the employment of various measures and mechanisms developed to assess, maintain and enhance standards”

“(g) in the definition of the word—

(i) “sponsor” by inserting the words “including the government” immediately after the word “person” ;and

(ii) “technical university” by deleting the words “an institute of”.

(d) by inserting the following new definitions in proper alphabetical sequence—

“academic programme” means the design of learning content which includes the intention, the structure of the content, the delivery mode, academic resources and assessment modes”;

“instrument of accreditation” means the Charter or Letter of Interim Authority, accreditation report and proposal establishing the university”

CLAUSE 3

THAT clause 3 of the Bill be deleted and substituted with the following new clause—

Amendment of
section 5 of No. 42
of 2012.

Section 5 of the principal Act is amended in subsection (1) by deleting paragraph (l) and substituting therefor the following new paragraph—

(l) accredit, approve and review academic programs mounted by universities in Kenya

CLAUSE 4

THAT the Bill be amended by deleting clause 4 and substituting therefor the following new clause—

“(4) Section 6 of the principal Act is amended—

(a) in subsection (1) by—

- (i) deleting the word “five” in paragraph (d) and substituting therefor the word “two”
- (ii) inserting the following new paragraph immediately after paragraph (d)—
 - “(da) three members appointed as follows—
 - (i) one Vice Chancellor representing Public Universities nominated by Vice Chancellors of public universities in a forum of the Vice Chancellors of public universities convened by the Cabinet Secretary;
 - (ii) one Vice Chancellor representing Private Universities nominated by Vice Chancellors of private universities in a forum of the Vice Chancellors of private universities convened by the Cabinet Secretary;
 - (iii) one person representing professional bodies nominated by professional bodies in a forum of the professional bodies convened by the Cabinet Secretary; and”

NEW CLAUSE

THAT the following new clause be inserted immediately after clause 5—

Amendment of
section 8 of No. 42 of
2012.

5A. Section 8 of the principal Act is amended in subsection 1 by inserting the following new paragraph immediately after paragraph (a)—
“(aa) is absent from three consecutive meetings of the Commission without the permission of the Chairperson, or, in the case of the Chairperson, the permission of the Cabinet Secretary.”

NEW CLAUSES

THAT the following new clause be inserted immediately after clause 6—

Amendment of
section 13 of No. 42
of 2012.

6A. Section 13 of the principal Act is amended in subsection (1) by inserting the words “or a Letter of Interim Authority” immediately after the word “Charter”.

Amendment of section
15 of No. 42 of 2012.

6B. Section 15 of the principal Act is amended in subsection (2) by deleting the words “commence or” appearing in paragraphs (b) and (c).

CLAUSE 7

THAT clause 7 be deleted and substituted with the following new clause—

Amendment of
section 20 of No. 42
of 2012.

7. Section 20 of the principal Act is amended—

(a) in subsection (1) by deleting paragraph (c) and substituting therefor the following new paragraph (c) —

“(c) may develop its new academic programmes for approval by the Commission in accordance with this Act”;

(b) in subsection (1) by deleting paragraph (e) and substituting therefor the following new paragraph (e) —

“(e) may only award degrees, including postgraduate degrees and honorary degrees”.

(c) by inserting the following new subsection immediately after subsection (3) —

“(4) A Letter of Interim Authority under section 16 shall apply *mutatis mutandis* to institutions established under subsection (3)”

CLAUSE 8

THAT clause 8 of the Bill be deleted

CLAUSE 9

THAT clause 9 of the Bill be deleted

CLAUSE 10

THAT clause 10 be amended by deleting paragraph (b)

NEW CLAUSE

THAT the following new clause be inserted immediately after clause 10—

Amendment of
section 34 of No. 42
of 2012.

10A. Section 34 of the principal Act is amended by inserting the words “or Letter of Interim Authority” after the word “Charter”.

NEW CLAUSES

THAT the following new clauses be inserted immediately after clause 11—

Amendment of
section 36 of No. 42
of 2012

11A. Section 36 of the principal Act is amended —

(a) in subsection (1) by inserting the words “in such a manner as may be prescribed in guidelines issued by the Cabinet Secretary” immediately after the word “process” in paragraph (d);

(b) by inserting the following new subsections immediately after section (2)—

“(3) In making appointments under this section the appointing authority shall have regard to the objectives of the development of university education, ensuring that there are balanced competencies, gender equity, and the inclusion of stakeholders, persons with disabilities, the marginalized and other minority groups”

“(4) The provisions of section (8) relating to the vacancy of office of the chairperson and members of the Commission shall apply with necessary modifications to the chairperson and members appointed under subsection (1) (a) and (d)”

“(5) The members of the Council appointed under section 36(1) shall at their first meeting after appointment determine by lot which two of their number shall vacate office after a period of three and four years respectively to ensure continuity in the activities of the Council”

“(6) The provisions of the First Schedule shall apply with necessary modifications, to the conduct of the business and affairs of the Council”

Amendment of
section 38 of No. 42
of 2012.

11B. Section 38 of the principal Act is amended in subsection (5) by inserting the words “for a period not exceeding three months” immediately after the word “Council”.

CLAUSE 13

THAT clause 13 be amended by deleting paragraph (b) and substituting therefor the following new paragraph—

(b) by inserting the following new subsections immediately after subsection (1)

(1A) A students’ association shall be governed by a students’ council comprising of

—

- (a) a Chairperson;
- (b) a Vice Chairperson who shall be of opposite gender with the Chairperson;
- (c) a Treasurer;
- (d) a Secretary-General who shall be the secretary to the Council; and
- (e) three other members to represent special interests of students.

(1B) Every students' council shall be elected in accordance with this Act and its membership shall—

(a) reflect national diversity; and

(b) have not more than two-thirds of its members being of the same gender.

(1C) For purposes of conducting the election of the members of the student council referred to in subsection (1A), the students' association shall constitute itself into electoral colleges based on either academic departments, schools or faculties, as may be appropriate.

(1D) The students of each electoral college constituted under subsection (1C) shall elect three representatives—

(a) from amongst persons who are not candidates under subsection (1A) ; and

(b) of whom not more than two-thirds shall be of the same gender.

(1E) The representatives of each electoral college shall elect the members of the student council within thirty days of the election under subsection (1C).

(1F) A member of the student council shall hold office for a term of one year and may be eligible for re-election for one final term.

(1G) A person who has held office as a member of the student council of a University for two terms is disqualified from election as a member of the student council of any other University or constituent college in Kenya.

(1H) Every students' association shall, in consultation with the University, formulate and enact rules to govern the conduct of elections including regulation of campaigns, election financing, offences and penalties.

(1I) An election conducted pursuant to this section shall comply with the general principles of the Kenyan electoral system under Article 81 of the Constitution and the rules governing the election of members of the student council.

NEW CLAUSE

THAT the following new clause be inserted immediately after clause 13—

Amendment
of
section 51 of No. 42
of 2012.

13A. Section 51 of the principal Act is amended in section (2) (f) by —

(a) inserting the words “or audit” immediately after the word “accreditation; and

(b) deleting the word “state” appearing immediately after the words “financial obligations”.

CLAUSE 15

THAT clause 15 be amended—

(a) in paragraph (b) by deleting the words “issuance of” substitute therefor the words “issue”

- (b) be deleting paragraph (c) and substituting therefor the following new paragraph—
 “(c) by inserting the words “for approval by the Cabinet Secretary” immediately after the word “offered” in paragraph (d).
- (c) by inserting the following new paragraph immediately after paragraph (c) —
 “(d) by deleting subsection (6); and
- “ (e) by deleting subsection (7).”

NEW CLAUSES

THAT the following new clauses be inserted immediately after clause 15—

Insertion of new sections into No. 42 of 2012. **15A.** The principal Act is amended by inserting the following new sections immediately after section 54—

Director of the Fund. **54A.** (1) There shall be a Director who shall be the chief executive officer of the Fund, appointed by the Cabinet Secretary on recommendation of the Board of Trustees of the Fund following a competitive recruitment process, and who shall serve for a term of five years, which may be renewed for one further term.

(2) The Director of the Fund shall be responsible for the day to day management of the affairs of the Fund.

(3) A person shall be qualified for appointment as a Director if such person—

(a) is a Kenyan citizen;

(b) holds a degree or its equivalent from a university recognized in Kenya in the field of banking, education, law, finance, economics or management;

(c) has at least ten years’ relevant professional experience in the management of a public or private institution; and

(d) meets the requirements of leadership and integrity set out in Chapter Six of the Constitution.

Staff of the Fund. **54B.** (1) The Fund may employ such other officers and staff as it may deem necessary for the performance of its functions under this Act.

(2) All appointments under this section shall take into account gender equity, ethnic and regional balance in accordance with the Constitution.

Financial
provisions

54C. The provisions relating to the finances of the Commission as set out in sections 31, 32 and 33 shall apply, *mutatis mutandis* to the finances of the Fund.

Insertion of
new sections
into No. 42
of 2012.

15B. The principal Act is amended by inserting the following new sections immediately before section 55—

Meaning of
the word
“college”
No. 29 of
2013

54D. In this Part “college” means an institution established under the Technical and Vocational Education and Training Act, or any other public training institution of higher learning established under an Act of Parliament”.

CLAUSE 16

THAT clause 16 of the Bill be deleted and substituted with the following new clause—

“(16) Section 56 of the principal Act is amended in —

(a) subsection (1) by—

(i) inserting the word “public” immediately before the word “Universities” appearing in paragraph (a);

(ii) deleting paragraph (e) and substituting therefor the following new paragraph —

“(e) develop career guidance programmes for the benefit of universities and students”

(b) subsection (3) by deleting the word “courses” and inserting the words “academic programmes”.

NEW CLAUSES

THAT the following new clauses be inserted immediately after clause 16—

Insertion
of new
section
69A into
No. 42 of
2012.

16A. The principal Act is amended by inserting the following new section immediately after section 69—

Commis-
sion may
issue a
notice to
comply

69A. (1) The Commission may, by notice in writing, require an institution in default of any provision under this Act, regulation, standards and guidelines to comply therewith within a prescribed time and in a prescribed manner.

(2) If any institution served with a notice under sub-section (1) fails to comply therewith, the Commission may close the institution either permanently or until the notice is complied with.

(3) Any person aggrieved by the decision of the Commission under subsection (2) may appeal to the Cabinet Secretary within thirty days of the decision.

Amendment
of section
70 of No.
42 of 2012.

16B. Section 70 of the Principal Act is amended in—

- (a) subsection (1) by inserting the words “with relevant stakeholders” immediately after the word “consultation”;
- (b) subsection (2) by deleting the expression “foreign” appearing in paragraph (a)

Amendment of
the First
Schedule

16D. The principal Act is amended in the First Schedule by deleting paragraph 4 and substituting therefor the following new paragraph 4—

“(4) The quorum for a meeting of the Commission shall be five members.”

2. Notice is given that the Member of Kikuyu, (Hon. Kimani Ichungwah), intends to move the following amendments to the Universities (Amendment) Bill (National Assembly Bills No. 66) at the Committee Stage —

CLAUSE 2

THAT clause 2 of the Bill be amended by—

- (a) deleting paragraph (c);
- (b) inserting the following new definitions in their proper alphabetical sequence—

“instrument of accreditation” means the Charter or Letter of Interim Authority establishing a university issued under this Act;

“quality assurance” means the employment by a university of various measures and mechanisms developed by the Commission to assess, maintain and enhance standards of programmes offered by a university.

CLAUSE 3

THAT the Bill be amended by deleting clause 3 and substituting therefor the following new clause—

Amendment
of section 5
of No. 42 of
2012.

3. Section 5 of the principal Act is amended—

(a) in subsection (1) by deleting the word “accredit” appearing in paragraph (l) and substituting therefor the word “approve”;

(b) by inserting the following new subsection immediately after subsection (2A) —

“(2B).(1) The Commission shall, in approving and inspecting university academic programmes—

(a) analyse and consider the following factors —

- (i) learning content of a programme;
- (ii) purpose and objectives of a programme;
- (iii) structure of a programme;
- (iv) delivery mode of a programme;
- (v) availability of academic resources to implement a programme;
- (vi) mode of assessment of the programme;
- (vii) learning environment of a university;
- (viii) learning facilities of a university; and
- (ix) extra-curricular activities offered by a university.

(b) ensure openness, maintain objectivity and consistency in arriving at its decision.

(2) Despite subsection (1), the Commission may consider any other factor as it may deem fit and may rank each factor assessed to indicate the level of compliance.

CLAUSE 4

THAT the Bill be amended by deleting clause 4 and substituting therefor the following new clause—

Amendment
of section 6
of No. 42
of 2012.

4. The principal Act is amended by deleting section 6 and substituting therefor the following new section—

*Establishment
of the
Commission.*

6. (1) The Commission shall consist of—

(a) a chairperson appointed by the President;

(b) the Principal Secretary in the Ministry for the time being responsible for university education;

(c) the Principal Secretary in the Ministry for the time being responsible for national treasury;

(d) one person appointed by the Cabinet Secretary who is a distinguished academic scholar with at least ten years' experience in university education;

(e) one person nominated by the Federation of Kenya Employers and appointed by the Cabinet Secretary;

(f) one person nominated by chairpersons Councils of public universities in a forum of chairpersons of the Councils of public universities convened by the Cabinet Secretary for that purpose;

(g) one person nominated by chairpersons Councils of private universities in a forum of chairpersons of the Councils of private universities convened by the Cabinet Secretary for that purpose;

(h) the Commission secretary who shall be an ex-officio member.

(2) A person who was serving as a member of the Commission prior to the commencement of this section shall continue to serve as a member for the remainder of his or her unexpired term or for a period not exceeding ninety days after commencement of this section whichever is earlier after which new commissioners shall be appointed in accordance with this section.

CLAUSE 5

THAT clause 5 of the Bill be amended—

(a) by deleting the proposed sub-section(2) of the proposed new section 5A and substituting therefor the following new subsection(2) —

(2) Despite the provisions of any other law, the recognition, licensing, student indexing, approval or accreditation of any academic programme including postgraduate degrees, honorary degrees, diplomas including postgraduate diplomas and other academic certificates offered at a university shall be the exclusive mandate of the Commission to be exercised in accordance with this section at the exclusion of any other person or body.

- (b) by deleting the word “shall” appearing in the proposed subsection (3) of the proposed new section 5A and substituting therefor the word “may”.
- (c) by inserting the following new subsections immediately after the proposed subsection (3) of the proposed new section 5A—
 - “(4) Pursuant to section 5(2), the Commission may engage -
 - (a) professional bodies and associations to carry out inspection of universities on its behalf;
 - (b) the Auditor-General to offer the Commission professional opinion on management and financial positions of a particular university ”
 - “(5) A person who without the authority of the Commission under this Act purports to license, accredit, recognise, audit, inspect, index students or collect a fee or a charge from a university or a student commits an offence and shall be liable on conviction to a fine not exceeding two million shillings or imprisonment for a term not exceeding two years or to both.”

NEW CLAUSE

THAT the Bill be amended by inserting the following new clauses immediately after clause 5A—

Amendment of
section 7 of
No. 42 of 2012.

5B. Section 7 of the principal Act is amended—

- (a) in subsection (1) —
 - (i) by inserting the words “and has at least fifteen years’ experience in matters relating to university education” immediately after the words “in Kenya” appearing in paragraph (a);
 - (ii) by deleting the words “section 6(d), holds a masters degree from a university recognized in Kenya, and at least five years’ experience in leadership, management or academia” appearing in paragraph (b) and substituting therefor the words “section 6(e), (f) and (g) holds a masters degree from a university recognized in Kenya and has at least ten years’ experience in university education”.

(b) by deleting subsection (5).

Amendment of
section 11 of No.
42 of 2012.

5C. Section 11 of the principal Act is amended in subsection (1) by deleting the words “a doctorate degree” appearing in paragraph (a) and substituting therefor the words “a masters degree”.

NEW CLAUSE

THAT the Bill be amended by inserting the following new clause immediately after clause 6—

Amendment of
section 20 of No. 42
of 2012.

6A.Section 20 of the principal Act is amended by inserting the following new subsection immediately after subsection (2)—

(2A) Despite the provisions of Section (1)(d), a public university shall not establish a campus or a college in a foreign country without the approval of the Cabinet Secretary in consultation with the Cabinet Secretary for the time being responsible for matters relating to finance.

CLAUSE 7

THAT, clause 7 of the Bill be deleted.

CLAUSE 8

THAT clause 8 of the Bill be deleted.

CLAUSE 9

THAT clause 9 of the Bill be deleted.

NEW CLAUSE

THAT the Bill be amended by inserting the following new clause immediately after clause 13—

Amendment of
section 51 of No.
42 of 2012.

13A. Section 51 of the principal Act is amended in subsection (2) (f) by deleting the words “state which shall not be published without the prior consent of the university concerned” and substituting therefor the words “which shall be published upon the Commission issuing notice to the university concerned”.

CLAUSE 14

THAT clause 14 of the Bill be deleted.

CLAUSE 15

THAT clause 15 of the Bill be amended by deleting paragraph (c) and substituting therefor the following new paragraph—

(c)by deleting the words “public universities, establish” appearing in paragraph (d) and substituting therefor the words “Chairpersons of Councils of public universities, propose and establish for approval by the Cabinet Secretary and the Auditor-General”;

NEW CLAUSE

THAT the Bill be amended by inserting the following new clauses immediately after clause 15—

*Amendment of
section 61 of No.
42 of 2012.*

15A. Section 61 of the principal Act is amended in subsection (1) by inserting the words “in all its colleges and campuses” immediately after the words “its premises”.

*Insertion of a new
section into No. 42
of 2012.*

*Form of Instrument of
accreditation.*

15B. The instruments of accreditation shall be in the form prescribed in the Third Schedule to this Act.

*Amendment of section
69 of No. 42 of
2012.*

15C. Section 69 of the principal Act is amended in subsection (2) by deleting the words “five hundred thousand” and substituting therefor the words “one million”.

*Amendment of section
84 of No. 42 of
2012.*

15D. The principal Act is amended by deleting section 84.

CLAUSE 16

THAT clause 16 of the Bill be deleted.

CLAUSE 17

THAT clause 17 of the Bill be amended by deleting the words “university or” and substituting therefore the words “*senate of a university granted a charter or by*”

NEW CLAUSE

THAT the Bill be amended by inserting the following new clauses immediately after clause 17—

*Amendment
of the First
schedule of
No. 42 of
2012.*

7A The First Schedule to the principal Act is amended in paragraph (4) by deleting the words “seven members, who shall include five appointed members” and substituting therefor the words “the chairperson and three other members”.

*Insertion of
new schedule
into No .42
of 2012.*

7B The principal Act is amended by inserting the following new schedule immediately after the second schedule—

THIRD SCHEDULE (s. 15B)

LETTER OF INTERIM AUTHORITY

Pursuant to section 14 of the Universities Act No. 42 of 2012, this.....day of.....20.....the Cabinet Secretary has granted(name of university) a Letter of Interim Authority authorising the university to operate in accordance with the provisions of sections 15, 16 and 17 of this Act.

Signed

Cabinet Secretary.

CHARTER

Pursuant to section 13 of the Universities Act No. 42 of 2012, this day of.....20.....the Commission accredits(name of university) to be established as a university in accordance with the provisions of this Act.

Signed

Chairperson of the Commission.

3. Notice is given that the Member for Marakwet East Constituency (Hon. Kangogo Bowen), intends to move the following amendments to the Universities (Amendment) Bill, 2015 at the Committee Stage—

CLAUSE 5

THAT clause 16 of the Bill be amended—

- a) in paragraph (a) by deleting sub-paragraph (i).

NEW CLAUSE

THAT, the following new clause be inserted immediately after clause 16-

Exemptions
from Placement
Board.

“(56A) (1) The Board shall not place students to institutions specified under Third Schedule to this Act.

(2) The Cabinet Secretary may by notice in the gazette amend the Third Schedule.

NEW SCHEDULE

THAT, the Principal Act be amended inserting the following new schedule immediately after the second Schedule-

THIRD SCHEDULE

[s. 56A]

**INSTITUTIONS EXEMPTED FROM PLACEMENT BY THE
BOARD.**

1. Kenya Water Institute
2. Kenya Medical Training Institute
3. Kenya Forestry College
4. Utalii College

4. Notice is given that the Member for Bomet County (Hon. Cecilia Ngetich), intends to move the following amendments to the Universities (Amendment) Bill, 2015 at the Committee Stage—

CLAUSE 7

THAT clause 7 be deleted and substituted with the following new clause 7—

Amendment of
section 20 of No.
42 of 2012.

7. Section 20 of the principal Act is amended—

- (a) in subsection (1) by deleting paragraph (c) and substituting

therefor the following new paragraph (c) —

“(c) may develop and mount its new academic programmes subject to review and approval by the Commission in accordance with the provisions of this Act”.

- (b) by inserting the following new subsection immediately after the subsection (1)—

“(1A) Despite subsection (1) the Commission shall accredit and approve programmes leading to an award of a diploma, including a postgraduate diploma, using the standards and guidelines adopted by the Technical and Vocational Education and Training Authority under the Technical and Vocational Education and Training Act.

No.29 of 2013

The House resolved on Wednesday, February 10, 2016 as follows:-

- I. **THAT**, notwithstanding the provisions of Standing Order 97(4), each speech in a debate on any **Motion**, including a Special motion be limited in the following manner:- A maximum of three hours with not more than twenty (20) minutes for the Mover and ten (10) minutes for each other Member speaking, except the Leader of the Majority Party and the Leader of the Minority Party, who shall be limited to a maximum of fifteen (15) minutes each, and that ten (10) minutes before the expiry of the time, the Mover shall be called upon to reply; and that priority in speaking be accorded to the Leader of the Majority Party, the Leader of the Minority Party and the Chairperson of the relevant Departmental Committee, in that Order.
- II. **THAT**, notwithstanding the provisions of Standing Order 97(4), each speech in a debate on **Bills sponsored by a Committee, the Leader of the Majority Party or the Leader of the Minority Party** be limited as follows:- A maximum of forty five (45) minutes for the Mover, in moving and fifteen minutes (15) in replying, a maximum of thirty (30) minutes for the Chairperson of the relevant Committee (if the Bill is not sponsored by the relevant Committee), and a maximum of ten (10) minutes for any other Member speaking, except the Leader of the Majority Party and the Leader of the Minority Party, who shall be limited to a maximum of fifteen Minutes (15) each (if the Bill is not sponsored by either of them); and that priority in speaking be accorded to the Leader of the Majority Party, the Leader of the Minority Party and the Chairperson of the relevant Departmental Committee, in that Order.
- III. **THAT**, notwithstanding the provisions of Standing Order 97(4), each speech in a debate on a **Report of a Committee**, including a Report of a Joint Committee of the Houses of Parliament or any other Report submitted to the House, shall be limited as follows: - A maximum of sixty (60) minutes for the Mover in moving and thirty (30) minutes in replying, and a maximum of ten (10) minutes for any other Member speaking, except the Leader of the Majority Party and the Leader of the Minority Party, who shall be limited to a maximum of fifteen (15) minutes each; and that priority be accorded to the Leader of the Majority Party and the Leader of the Minority Party, in that Order.

NOTICE PAPER

Tentative business for

Tuesday, November 29, 2016

(Published pursuant to Standing Order 38(1))

It is notified that the House Business Committee, at their last meeting, approved the following **tentative** business to appear in the Order Paper for Tuesday, November 29, 2016:-

A. COMMITTEE OF THE WHOLE HOUSE

- (i) The County Assembly Services Bill (Senate Bill No. 27 of 2014)
(The Chairperson, Departmental Committee on Administration and National Security)
- (ii) The Competition (Amendment) Bill (National Assembly Bill No. 24 of 2016)
(The Leader of the Majority Party)
- (iii) The Contempt of Court Bill (National Assembly Bill No. 32 of 2016)
(The Leader of the Majority Party)
- (iv) The Bribery Bill (National Assembly Bill No. 16 of 2016)
(The Leader of the Majority Party)

B. MOTION – ADOPTION OF THE REPORT ON THE INVESTIGATION INTO WILDLIFE POACHING IN KENYA

(The Chairperson, Departmental Committee on Environment and Natural Resources)

C. MOTION – ADOPTION OF THE REPORT ON THE INVESTIGATION INTO THE GARISSA UNIVERSITY COLLEGE TERRORIST ATTACK

(The Chairperson, Departmental Committee on Administration and National Security)

D. MOTION – ADOPTION OF REPORT ON THE INQUIRY INTO THE PROCUREMENT OF THE APRON BUSES BY THE KENYA AIRPORTS AUTHORITY

(The Chairperson, Departmental Committee on Transport, Public Works and Housing)

E. MOTION – ADOPTION OF THE REPORT ON THE INQUIRY INTO THE IMPORTATION OF FERTILIZER BY THE MINISTRY OF AGRICULTURE, LIVESTOCK AND FISHERIES THROUGH THE NATIONAL CEREALS AND PRODUCE BOARD

(The Chairperson, Departmental Committee on Agriculture, Livestock and Co-operatives)

F. MOTION – ADOPTION OF THE REPORT ON THE INQUIRY INTO DEGAZZETEMENT OF GOVERNMENT LAND BELONGING TO CHORLIM COOPERATIVE SOCIETY

(The Chairperson, Departmental Committee on Lands)

APPENDIX I

PETITION to be presented on

Thursday, November 24, 2016

It is notified that, pursuant to Standing Orders 225, the following Petition will be presented to the House **today, Thursday, November 24, 2016:-**

NO.	<u>PETITION TO BE PRESENTED BY</u>	<u>SUBJECT</u>	<u>PETITIONER(S)</u>
	The Hon. Speaker , (<i>Pursuant to Standing Order 225(2)(a)</i>)	Alleged violation of labour laws by BIDCO Africa	Mr. Russell Kibet (Petitioner)

APPENDIX II

PETITIONS to be reported on

Thursday, November 24, 2016

It is notified that, pursuant to the provisions of Standing Order 227, the following Petitions will be reported on **today, Thursday, November 24, 2016:-**

NO.	PETITION TO BE REPORTED BY	SUBJECT	PETITIONER(S)
001	Chairperson, Departmental Committee on Administration and National Security	Alleged re-emergence of militia and Mungiki in Kiambu County	Residents of Kikuyu Constituency
002	Chairperson, Departmental Committee on Administration and National Security	Delayed issuance of citizenship	Concerned immigrants residing in Kenya
003	Chairperson, Departmental Committee on Administration and National Security	Removal and Revocation of the appointment of Mr. David Mulato as the Chief of Dakabaricha Location Saku Constituency	Residents of Dakabaricha Location
004	Chairperson, Departmental Committee on Environment and Natural Resources	Human Wildlife conflict	Residents of Laikipia North Sub-county
