



REPUBLIC OF KENYA

ELEVENTH PARLIAMENT – FOURTH SESSION

NATIONAL ASSEMBLY

VOTES AND PROCEEDINGS

WEDNESDAY, JANUARY 25, 2017

1. The House assembled at thirty minutes past Nine O'clock
2. The Proceedings were opened with Prayer
3. **Presiding** – the Hon. Speaker
4. **PAPERS LAID**

The following Papers were laid on the Table –

- (i) The Parliamentary Service Commission Report on the Approval for Appointment of Mr. Michael Rotich Sialai as Clerk of the National Assembly;
- (ii) The Reports of the Auditor-General on the Financial Statements in respect of the following institutions for the year ended 30th June, 2014 and the certificates therein:-
 - (a) Water Towers Conservation Fund;
 - (b) Pyrethrum Board of Kenya; and
 - (c) Eldoret National Polytechnic.
- (iii) The Reports of the Auditor-General on the Financial Statements in respect of the following institutions for the year ended 30th June, 2015 and the certificates therein:-
 - (a) Kenya Forest Service;
 - (b) Water Towers Conservation Fund;
 - (c) Tana and Athi Rivers Development Authority;
 - (d) Kenya Seed Company Limited and its Subsidiaries;
 - (e) National Water Conservation and Pipeline Corporation;
 - (f) Garissa University College;
 - (g) Pyrethrum Regulatory Authority; and
 - (h) Moi University.

(The Leader of the Majority Party)

5. **NOTICES OF MOTION**

The following Notices were given –

- (i) **THAT**, this House **notes** the Report of the Parliamentary Service Commission on the Recruitment of a Clerk of the National Assembly, laid on the Table of the House on Wednesday, January 25, 2017 and pursuant to the provisions of Article 128 (1) of the Constitution, **approves** the appointment of **Mr. Michael Rotich Sialai** as Clerk of the National Assembly with effect from 22nd March, 2017.

(Majority Party Whip)

- (ii) **THAT, aware** that the Independent Electoral and Boundaries Commission (IEBC) is currently conducting countrywide mass voter registration; **further aware** that this activity forms an integral component of democracy and specifically the exercise of universal suffrage; **appreciating** the fact that as elected national leaders, Members of Parliament are key stakeholders in the process; **concerned** that unlike in the previous dispensation where the Executive, as part of the House, would regularly apprise the House on progress of such activities; **also concerned** that Parliament is oblivious of the current progress; **further concerned** of reports of low voter turnout in the current enlisting; **noting** the need for the deployment of a persuasive mechanism to encourage voter registration and participation in election of all identity card holders in the country; **further noting** that this would go a long way in the furtherance of Article 38 of the Constitution; this House **instructs** the Departmental Committee on Justice and Legal Affairs to urgently formulate and propose persuasive and compelling mechanisms, for consideration by Parliament, to motivate and encourage all unregistered citizens to register.

(Hon. Jude Njomo)

6. **THE CANCER PREVENTION AND CONTROL (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 51 OF 2016)**

(Hon. Gladys Wanga)

Order for First Reading read;

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

7. **THE CONSTITUTION OF KENYA (AMENDMENT) BILL, (NATIONAL ASSEMBLY BILL NO. 3 OF 2017)**

(Hon. Boniface Otsiula)

Order for First Reading read;

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

8. **PROCEDURAL MOTION - LIMITATION OF DEBATE ON BILLS SPONSORED BY PARTIES OR COMMITTEES**

THAT, notwithstanding the provisions of Standing Order 97(4), this House orders that, 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.

(The Leader of the Majority Party)

Debate arising;

Question put and agreed to.

9. **PROCEDURAL MOTION - LIMITATION OF DEBATE ON INDIVIDUAL MEMBERS' BILLS**

Motion made and Question proposed –

THAT, notwithstanding the provisions of Standing Order 97(4), this House orders that, each speech in a debate on **Bills NOT sponsored by a Committee, the Leader of the Majority Party or the Leader of the Minority Party** be limited as follows:- A maximum of three hours and thirty minutes, with not more than thirty (30) minutes for the Mover, in moving and ten (10) minutes in replying, a maximum of thirty (30) minutes for the Chairperson of 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; 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.

(The Leader of the Majority Party)

Debate arising;

Question put and agreed to.

10. **PROCEDURAL MOTION - LIMITATION OF DEBATE ON MOTIONS**

Motion made and Question proposed –

THAT, notwithstanding the provisions of Standing Order 97(4), this House orders that, 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.

(The Leader of the Majority Party)

Debate arising;

Question put and agreed to.

11. **PROCEDURAL MOTION - LIMITATION OF DEBATE ON REPORT OF A COMMITTEE**

Motion made and Question proposed –

THAT, notwithstanding the provisions of Standing Order 97(4), this House orders that, 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, 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.

(The Leader of the Majority Party)

Debate arising;

Question put and agreed to.

12. **PROCEDURAL MOTION - LIMITATION OF DEBATE ON MOTION ON THE ADDRESS BY THE PRESIDENT**

Motion made and Question proposed –

THAT, notwithstanding the provisions of Standing Order 97(4) and in furtherance to the provisions of Standing Order 24(6), this House orders that debate on the Motion on the Address by the President be limited to no more than five (5) minutes for each Member Speaking, thirty (30) minutes for the Mover in moving and replying and twenty (20) minutes for the Leader of Minority Party.

(The Leader of the Majority Party)

Debate arising;

Question put and agreed to.

13. PROCEDURAL MOTION - LIMITATION OF DEBATE ON SESSIONAL PAPERS

Motion made and Question proposed –

THAT, notwithstanding the provisions of Standing Order 97(4), this House orders that each speech in a debate on any **Sessional Paper** shall be limited as follows: -A maximum of sixty (60) minutes, with not more than ten (10) minutes for the Mover in moving and five (5) minutes for any other Member speaking, **including** the Leader of the Majority Party and the Leader of the Minority Party and that five (5) minutes before the expiry of the time, the Mover shall be called upon to reply; and further that priority in speaking shall be accorded to the Leader of the Majority Party and the Leader of the Minority Party, in that Order.

(The Leader of the Majority Party)

Debate arising;

Question put and agreed to.

14. PROCEDURAL MOTION - LIMITATION OF DEBATE ON ADJOURNMENT MOTIONS

Motion made and Question proposed –

THAT, notwithstanding the provisions of Standing Order 97(4), this House orders that, the debate on any Motion for the **Adjournment** of the House to a day other than the next normal Sitting Day in accordance with the Calendar of the Assembly, be limited to a maximum of three (3) hours with not more than five (5) minutes for each Member speaking, except the Leader of the Majority Party and the Leader of the Minority Party, who shall be limited to a maximum of ten (10) minutes each; and that priority be accorded to the Leader of the Majority Party and the Leader of the Minority Party, in that order;

Provided that, when the period of Recess proposed by any such motion does not exceed ten (10) days, the debate shall be limited to a maximum of thirty minutes (30), and shall be strictly confined to the question of the adjournment.

(The Leader of the Majority Party)

Debate arising;

Question put and agreed to.

15. THE CONSTITUTION OF KENYA (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 7 OF 2016)

Order for Second Reading read;

Order deferred to another day

16. THE CLINICAL OFFICERS (TRAINING, REGISTRATION AND LICENSING) BILL (NATIONAL ASSEMBLY BILL NO. 27 OF 2016)

Order for Second Reading read;

Order deferred to another day

17. **THE SEXUAL OFFENCES (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO.33 OF 2016)**

Order for Second Reading read;

Motion made and Question proposed –

THAT, the Sexual Offences (Amendment) Bill (National Assembly Bill No.33 of 2016) be now read a Second Time

(Hon. Florence Mutua)

Debate arising;

(Change of Chair from the Hon. Speaker to the Fourth Chairperson)

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

18. **HOUSE ROSE** - at One O'clock

M E M O R A N D U M

The Speaker will take the Chair today,
Wednesday, January 25, 2017 at 2.30 p.m.

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