



REPUBLIC OF KENYA

ELEVENTH PARLIAMENT – (FOURTH SESSION)

THE NATIONAL ASSEMBLY

ORDERS OF THE DAY

SUPPLEMENTARY

WEDNESDAY, AUGUST 31, 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*. PROCEDURAL MOTION – RESOLUTION TO HOLD A SITTING ON THURSDAY MORNING
(The Leader of the Majority Party)

THAT, pursuant to the provisions of Standing Order 30(3)(b), this House resolves to hold a Morning Sitting on Thursday, 1st September, 2016 commencing from 9.30 a.m. to 1.00 p.m. for purposes of considering urgent Business before the House.

9*. PROCEDURAL MOTION – APPROVAL OF A SITTING AT 6.45 P.M.
(The Leader of the Majority Party)

THAT, pursuant to the provisions of Standing Order 30(3)(b), this House resolves to hold a Sitting today Wednesday, August 31, 2016 for not more than three (3) hours commencing at 6.45 p.m. for purposes of considering urgent Business before the House.

10*. THE PUBLIC SERVICE COMMISSION BILL (NATIONAL ASSEMBLY BILL NO. 37 OF 2015)
(The Leader of the Majority Party)

First Reading

- 11*. **THE NATIONAL AUTHORITY FOR THE CAMPAIGN AGAINST ALCOHOL AND DRUG ABUSE (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 34 OF 2016)**
(The Hon. Ferdinard Waititu, M.P.)

First Reading

- 12*. **THE FINANCE BILL (NATIONAL ASSEMBLY BILL NO. 20 OF 2016)**
(The Chairperson, Departmental Committee on Finance, Planning and Trade)

Third Reading
(*Question to be put*)

- 13*. **THE WAREHOUSE RECEIPTS SYSTEM BILL (NATIONAL ASSEMBLY BILL NO. 12 OF 2015)**
(The Leader of the Majority Party)

Third Reading
(*Question to be put*)

- 14*. **COMMITTEE OF THE WHOLE HOUSE**

- (i) The Civil Aviation (Amendment) Bill (National Assembly Bill No. 14 of 2016)
(The Leader of the Majority Party)
- (ii) The National Government Constituencies Development Fund (Amendment) Bill (National Assembly Bill No. 34 of 2016)
(The Chairperson, the National Government Constituency Development Fund Committee)

- 15*. **THE ELECTION LAWS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 37 OF 2016)**
(The Leader of Majority Party and the Leader of Minority Party)

Second Reading
(*Bills sponsored by Majority Party and Minority Party*)

- 16*. **THE ELECTION OFFENCES BILL (NATIONAL ASSEMBLY BILL NO. 39 OF 2016)**
(The Leader of Majority Party and the Leader of Minority Party)

Second Reading
(*Bills sponsored by Majority Party and Minority Party*)

17*. SPECIAL MOTION – ADOPTION OF THE REPORT ON A PETITION FOR THE REMOVAL OF THE CHAIRPERSON OF THE ETHICS AND ANTI-CORRUPTION COMMISSION

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

THAT, this House adopts the Report of the Departmental Committee on Justice and Legal Affairs on a Petition for removal of the Chairperson of the Ethics and Anti-Corruption Commission (EACC), laid on the Table of the House on Tuesday, August 30, 2016, and pursuant to the provisions of Standing Order 230(5) finds that the Petition as submitted ***DOES*** disclose a sufficient ground as contemplated under Article 251 of the Constitution for removal of the Chairperson of the Ethics and Anti-Corruption Commission (EACC).

18*. THE STATUTE LAW (MISCELLANEOUS AMENDMENTS) (No.2) BILL (NATIONAL ASSEMBLY BILL NO. 58 OF 2015)

(The Leader of the Majority Party)

Second Reading

19*. THE PUBLIC FUNDRAISING APPEALS BILL (SENATE BILL NO. 28 OF 2014)

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

Second Reading

20*. THE COUNTY ASSEMBLY SERVICES BILL (SENATE BILL NO. 27 OF 2014)

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

Second Reading

21*. MOTION - APPROVAL OF SESSIONAL PAPER ON THE NATIONAL CHILDREN POLICY

(The Chairperson, Departmental Committee on Labour and Social Welfare)

THAT, this House adopts Sessional Paper No. 6 of 2014 on the National Children Policy, laid on the Table of the House on Tuesday, August 25, 2015.

22*. **MOTION - APPROVAL OF SESSIONAL PAPER ON THE NATIONAL
POLICY ON ELIMINATION OF CHILD LABOUR**

(The Chairperson, Departmental Committee on Labour and Social
Welfare)

THAT, this House adopts Sessional Paper No. 1 of 2015 on the National Policy on Elimination of Child Labour, laid on the Table of the House on Wednesday, August 19, 2015.

*** Denotes Orders of the Day**

NOTICES

I. THE CIVIL AVIATION (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 14 OF 2016)

Notice is given that the Chairperson of the Transport, Public Works and Housing Committee intends to move the following amendments to the Civil Aviation (Amendment) Bill, 2016 at the Committee Stage—

CLAUSE 7

THAT, clause 7 of the Bill be amended by deleting paragraph (f) and substituting therefor the following new paragraph—

“(f) five other persons, not being public officers, appointed by the Cabinet Secretary through a competitive process and who shall be independent upon appointment and maintain such independence during their term of service on the Board, and of whom—

- (i) two shall have demonstrable knowledge and experience in the field of civil aviation;
- (ii) one shall have qualification and expertise in financial management or accounting and is a bona fide member of a professional body regulating the accountancy or the auditing profession, and in compliance with the requirements thereof;
- (iii) one shall have demonstrable knowledge and experience in aviation law or business; and
- (iv) one shall have demonstrable knowledge and experience in management.”

CLAUSE 9

THAT, clause 9 of the Bill be amended by deleting paragraph (a).

CLAUSE 11

THAT, clause 11 of the Bill be amended in the proposed new paragraph (f) by deleting the words “landing fees”.

CLAUSE 27

THAT, clause 27 of the Bill be amended by inserting the expression “in subsection (1)” immediately after the words “is amended”.

II. THE NATIONAL GOVERNMENT CONSTITUENCIES DEVELOPMENT FUND (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 34 OF 2016)

1. Notice is given that the Chairperson for the Select Committee on National Government Constituencies Development Fund, intends to move the following amendments to the National Government Constituencies Development Fund (Amendment) Bill, 2016 at the Committee Stage—

CLAUSE 5

THAT, the Bill be amended by deleting clause 5 and substituting therefor the following new clause —

“ 5. Section 28 of the principal Act is amended by deleting subsection (1) and substituting therefor the following new subsection —

(1) The list of the proposed constituency projects shall be submitted to the Board within three months of the official release of the allocation table by the Board or such other time as may be determined by the Board”

CLAUSE 6

THAT, the Bill be amended by deleting clause 6 and substituting therefor the following new clause —

“ 6. Section 34 of the principal Act is amended by deleting subsection (1) and substituting therefor the following new subsection —

(1) The budget ceiling for each constituency shall be the amount specified in section 4 (1) divided equally among all constituencies subject to the provisions of section 23(1) and 8(1)”

2. Notice is given that the Member of Parliament for Ndhiwa (Hon. Aghostinho Neto), intends to move the following amendments to the National Government Constituencies Development Fund (Amendment) Bill, 2016 (National Assembly Bill No.33 of 2016) at the Committee Stage—

CLAUSE 2

THAT, the Bill be amended by deleting clause 2.

CLAUSE 6

THAT, the Bill be amended by deleting clause 6 and substituting therefor the following new clause —

“ 6. Section 34 of the principal Act is amended by deleting subsection (1) and substituting therefor the following new subsection —

(1) The budget ceiling for each constituency shall be —

(a) ninety per centum of the amount specified in section 4(1) divided equally among all constituencies; and

(b) an amount equal to ten per centum of the amount specified in section 4(1) divided by the national poverty index multiplied by the constituency poverty index”.

3. Notice is given that the Member of Parliament for Kajiando South (Hon. Katoo Ole Metito), intends to move the following amendments to the National Government Constituencies Development Fund (Amendment) Bill, 2016 (National Assembly Bill No.33 of 2016) at the Committee Stage—

CLAUSE 6

THAT, the Bill be amended by deleting clause 6 and substituting therefor the following new clause —

“ 6. Section 34 of the principal Act is amended by deleting subsection (1) and substituting therefor the following new subsections —

(1) The budget ceiling for each constituency shall be an amount specified in section 4(1) divided equally among all constituencies;

(1A) Notwithstanding subsection (1) the National Government may, where necessary; facilitate other projects or programmes falling within the purview of the National Government with funds other than the funds specified subsection 4(1)-

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 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.
 - III. **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** shall 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.
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NOTICE PAPER I

Tentative business for

Wednesday, August 31, 2016 at 6.45 p.m.

(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 Wednesday, August 31, 2016 at 6.45 p.m.:-

A. THE ELECTION LAWS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 37 OF 2016)

(The Leader of Majority Party and the Leader of Minority Party)

Second Reading

(Bills sponsored by Majority Party and Minority Party)

(If not concluded on Wednesday, August 31, 2016 - Afternoon Sitting)

B. THE ELECTION OFFENCES BILL (NATIONAL ASSEMBLY BILL NO. 39 OF 2016)

(The Leader of Majority Party and the Leader of Minority Party)

Second Reading

(Bills sponsored by Majority Party and Minority Party)

(If not concluded on Wednesday, August 31, 2016 - Afternoon Sitting)

C. SPECIAL MOTION – ADOPTION OF THE REPORT ON A PETITION FOR THE REMOVAL OF THE CHAIRPERSON OF THE ETHICS AND ANTI-CORRUPTION COMMISSION

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

(If not concluded on Wednesday, August 31, 2016 - Afternoon Sitting)

D. THE PUBLIC FUNDRAISING APPEALS BILL (SENATE BILL NO. 28 OF 2014)

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

Second Reading

(If not concluded on Wednesday, August 31, 2016 - Afternoon Sitting)

E. THE STATUTE LAW (MISCELLANEOUS AMENDMENTS) (No.2) BILL (NATIONAL ASSEMBLY BILL NO. 58 OF 2015)

(The Leader of the Majority Party)

Second Reading

(If not concluded on Wednesday, August 31, 2016 - Afternoon Sitting)

NOTICE PAPER II

Tentative business for

Thursday (Morning), September 01, 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 Thursday (Morning), September 01, 2016:-

A. MOTION - APPROVAL OF SESSIONAL PAPER ON THE NATIONAL CHILDREN POLICY

(The Chairperson, Departmental Committee on Labour and Social Welfare)

(If not concluded on Wednesday, August 31, 2016 - Afternoon Sitting)

B. MOTION - APPROVAL OF SESSIONAL PAPER ON THE NATIONAL POLICY ON ELIMINATION OF CHILD LABOUR

(The Chairperson, Departmental Committee on Labour and Social Welfare)

(If not concluded on Wednesday, August 31, 2016 - Afternoon Sitting)

C. MOTION - RATIFICATION OF THE DEFENCE COOPERATION AGREEMENT BETWEEN THE GOVERNMENT OF THE REPUBLIC OF KENYA & THE GOVERNMENT OF UNITED KINGDOM

(The Chairperson, Departmental Committee on Defence and Foreign Relations)

D. SPECIAL MOTION – ADOPTION OF THE REPORT ON A PETITION FOR THE REMOVAL OF THE CHAIRPERSON OF THE ETHICS AND ANTI-CORRUPTION COMMISSION (EACC)

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

(If not concluded on Wednesday, August 31, 2016 - Evening Sitting)

E. THE COUNTY ASSEMBLY SERVICES BILL (SENATE BILL NO. 27 OF 2014)

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

Second Reading

(If not concluded on Wednesday, August 31, 2016 - Evening Sitting)

F. THE STATUTE LAW (MISCELLANEOUS AMENDMENTS) (No.2) BILL (NATIONAL ASSEMBLY BILL NO. 58 OF 2015)

(The Leader of the Majority Party)

Second Reading

(If not concluded on Wednesday, August 31, 2016 - Afternoon Sitting)

NOTICE PAPER II

Tentative business for

Thursday (Afternoon), Sept. 01, 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 Thursday (Afternoon), Sept. 01, 2016:-

A. COMMITTEE OF THE WHOLE HOUSE

- (i) The Kenya Regiment (Territorial Force) (Repeal) Bill (National Assembly Bill No. 39 of 2015)
(The Leader of the Majority Party)
- (ii) The Election Laws (Amendment) Bill (National Assembly Bill No. 37 of 2016)
(The Leader of Majority Party and the Leader of Minority Party)
(Bill sponsored by Majority Party and Minority Party)
- (iii) The Election Offences Bill (National Assembly Bill No. 39 of 2016)
(The Leader of Majority Party and the Leader of Minority Party)
(Bill sponsored by Majority Party and Minority Party)
- (iv) The Public Fundraising Appeals Bill (Senate Bill No. 28 of 2014)
(The Chairperson, Departmental Committee on Justice and Legal Affairs)

B. THE COUNTY ASSEMBLY SERVICES BILL (SENATE BILL NO. 27 OF 2014)

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

Second Reading

(If not concluded on Wednesday, August 31, 2016 - Evening Sitting)

C. ADJOURNMENT OF THE HOUSE IN ACCORDANCE WITH THE CALENDAR OF THE NATIONAL ASSEMBLY (2016)

...../Appendix I

APPENDIX I

PETITION to be presented on

Wednesday (Afternoon), August 31, 2016

It is notified that, pursuant to Standing Orders 225, the following Petition will be presented to the House **today, Wednesday (Afternoon), August 31, 2016:-**

| NO. | <u>PETITION TO BE PRESENTED BY</u> | <u>SUBJECT</u> | <u>PETITIONER(S)</u> |
|------------|--|---|-----------------------------|
| | The Nominated Member (The Hon. Isaac Mwaura M.P.), <i>Pursuant to Standing Order 225(2)(a)</i> | Recognition of persons with gender disorders | Concerned citizens |

...../Appendix II

APPENDIX II

Status of Business before Committees

Wednesday (Afternoon) August 31, 2016

In accordance with the Speaker's communication of 14th October, 2015 the Chairpersons of the following Departmental Committee will **today** be called upon to appraise the House on the Status of the Business pending before their respective Committees:

Departmental Committee on Labour and Social Welfare
