



REPUBLIC OF KENYA

ELEVENTH PARLIAMENT – (THIRD SESSION)

THE NATIONAL ASSEMBLY

VOTES AND PROCEEDINGS

WEDNESDAY, AUGUST 05, 2015

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

The Deputy Speaker conveyed the following Message –

**MESSAGE FROM H.E. THE PRESIDENT ON THE REFERRAL BY HIS EXCELLENCY
THE PRESIDENT OF THE ETHICS AND ANTI-CORRUPTION COMMISSION
(AMENDMENT) BILL, 2015**

"Honourable Members,

You may recall that on July 9, 2015, the National Assembly passed the Ethics and Anti-Corruption Commission (Amendment) Bill, 2015. Thereafter, the Bill was presented for Assent to H.E. the President in accordance with the provisions of the Constitution and our Standing Orders. However, H.E. the President, by way of Memorandum, has since referred the Bill back to the National Assembly for reconsideration, pursuant to the provisions of Article 115(1)(b) of the Constitution.

Honourable Members, H.E. the President has expressed reservations on Clauses 4 and 6 of the Bill. Consequently, the President recommends amendments to the two clauses.

Standing Order 154 requires the National Assembly to consider the President's reservations within 21 days, and the Memorandum stands committed to the Departmental Committee on Justice and Legal Affairs for consideration. The Committee should table its report on or before August 19, 2015. In considering the Memorandum, regard will be given to the guidance given by the Speaker in a

Communication delivered on July 28, 2015 concerning Consideration of Presidential Memoranda and amendments thereto.

I wish to remind the House and the Committee that only clauses of the Bill that have reservations will be considered. I also direct the Clerk to circulate the memorandum from H.E. the President to all Members so that you can familiarize yourselves with its contents.

Thank you".

5. **PAPERS LAID**

The following Papers were laid on the Table –

- (i) The Report of the Auditor-General on the Financial Statements of Pest Control Products Board for the year ended 30th June, 2014 and the certificate therein;
- (ii) The Report of the Auditor-General on the Financial Statements of Kenya Education Management Institute for the year ended 30th June, 2014 and the certificate therein;
- (iii) The Report of the Auditor-General on the Financial Statements of Kenya National Examinations Council for the year ended 30th June, 2014 and the certificate therein;
- (iv) The Report of the Auditor-General on the Financial Statements of Kenya Investment Authority for the year ended 30th June, 2014 and the certificate therein;
- (v) The Report of the Auditor-General on the Financial Statements of Privatization Commission for the year ended 30th June, 2014 and the certificate therein;
- (vi) The Report of the Auditor-General on the Financial Statements of Kenya Utalii College for the year ended 30th June, 2014 and the certificate therein;
- (vii) The Report of the Auditor-General on the Financial Statements of the Constituencies Development Fund – Mathare Constituency 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 – Dagoretti North 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 – Langata Constituency for the year ended 30th June, 2014 and the certificate therein; and,
- (x) The Report of the Auditor-General on the Financial Statements of the Constituencies Development Fund – Embakasi South Constituency for the year ended 30th June, 2014 and the certificate therein.

(The Leader of the Majority Party)

- (xi) Report of the Joint Committee on National Cohesion and Equal Opportunity on its consideration of Sessional Paper No. 9 of 2013 on National Cohesion and Integration.

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

6. **THE INSOLVENCY BILL (NATIONAL ASSEMBLY BILL NO. 15 OF 2015)**

Order for Second Reading read;

Motion made and Question Proposed-

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

(The Leader of the Majority Party – 4.8.2015)

Debate interrupted on Tuesday, August 04, 2015 resumed;

Mover replied;

Question of the Second Reading deferred.

7. **THE COMPANIES AND INSOLVENCY LEGISLATION (CONSEQUENTIAL AMENDMENTS) BILL (NATIONAL ASSEMBLY BILL NO. 25 OF 2015)**

Order for Second Reading read;

Motion made and Question Proposed-

THAT, the Companies and Insolvency Legislation (Consequential Amendments) Bill (National Assembly Bill No. 25 of 2015) be now read a Second Time

(The Leader of the Majority Party)

Debate arising;

(Change of Chair from the Deputy Speaker to the Second Chairperson)

Mover replied;

Question of the Second Reading deferred to another day.

8. **MOTION – ADOPTION OF SESSIONAL PAPER NO.4 OF 2014**

THAT, this House adopts Sessional Paper No. 4 of 2014 on the Governance, Justice, Law and Order Sector (GJLOS) Policy, laid on the Table of the House on Thursday, February 12, 2015.

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

Order deferred to another day in absence of the mover.

9. **MOTION - ADOPTION OF SESSIONAL PAPER NO. 5 OF 2014**

THAT, this House adopts Sessional Paper No. 5 of 2014 on the National Policy for Peacebuilding and Conflict Management, laid on the Table of the House on Thursday, July 31, 2014.

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

Order deferred to another day in absence of the mover.

10. **THE SPECIAL ECONOMIC ZONES BILL (NATIONAL ASSEMBLY BILL NO. 6 OF 2015)**

Order for Second Reading read;

Motion made and Question Proposed-

THAT, the Special Economic Zones Bill (National Assembly Bill No. 6 of 2015) be now read a Second Time

(The Leader of the Majority Party)

Debate arising;

(Change of Chair from the Second to the Third Chairperson)

Mover replied;

Question of the Second Reading deferred to another day.

And the time being twenty-five minutes to Seven O'clock, the Third Chairperson interrupted the proceedings and adjourned the House without Question put pursuant to the Standing Orders.

11. **HOUSE ROSE** - at twenty-five minutes to Seven O'clock

M E M O R A N D U M

The Speaker will take the Chair on
Thursday, August 06, 2015 at 9.30 a.m.

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