



**REPUBLIC OF KENYA**

**ELEVENTH PARLIAMENT – SECOND SESSION**

**NATIONAL ASSEMBLY**

**VOTES AND PROCEEDINGS**

**THURSDAY, JULY 24, 2014**

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

The following Petitions were presented –

- (i) by the Deputy Speaker on non-payment of allowances to the Clinical Officers interns;  
Petition referred to the relevant Departmental Committee pursuant to Standing Order 227(1).
- (ii) by the Member for Molo (Hon. Jacob Macharia) regarding re-settlement of the victims of 1992 tribal clashes;  
Petition referred to the relevant Departmental Committee pursuant to Standing Order 227(1).

5. **SUSPENSION OF A MEMBER PURSUANT TO PROVISIONS OF STANDING ORDER 107**

Pursuant to the provisions of Standing Order 107, the Deputy Speaker ordered the Member for Mvita (Hon. Sherrif Nassir) to withdraw from the precincts of the Assembly for the remainder of the Sitting day for gross disorderly conduct;

Thereupon, the Member withdrew from the Chamber;

Debate interrupted resumed;

6. **PAPERS LAID**

The following Papers were laid on the Table –

- i) The Report of the Auditor-General on the Financial Statements of State Law Office for the year ended 30<sup>th</sup> June 2013, and the certificate of the Auditor-General therein;

- ii) The Report of the Auditor-General on the Financial Statements of Kenya Airport Authority for the year ended 30<sup>th</sup> June 2013, and the certificate of the Auditor-General therein;
- iii) Sugar Development Fund Financial Statements for the year ended 30<sup>th</sup> June 2007;
- iv) Kenya Sugar Board Financial Statements for the years ended 30<sup>th</sup> June 2005;

*(The Leader of the Majority Party)*

- v) The Report on the Matter of the Inquiry into the Tender for the Proposed National Surveillance, Communication, Command and Control System for the National Police Service

*(Chairperson, Departmental Committee on Administration & National Security)*

- vi) Report of the Select Committee on Delegated Legislation on the National Construction Authority Regulations, 2014;
- vii) Report of the Select Committee on Delegated Legislation on the Child Welfare Society of Kenya Order, 2014; and
- viii) Report of the Select Committee on Delegated Legislation on the National Transport and Safety Authority (Operation of Public Service Vehicles) Regulations, 2014;

*(Chairperson, Select Committee on Delegated Legislation)*

7. **NOTICE OF MOTION** – (Chairperson, Departmental Committee on Administration & National Security)

THAT, this House adopts the Report on the Matter of the Inquiry into the Tender for the Proposed National Surveillance, Communication, Command and Control System for the National Police Service, laid on the Table of the House today, Thursday, July 24, 2014.

8. **NOTICE OF MOTION** – (Chairperson, Committee on Delegated Legislation)

THAT, pursuant to the provisions of Section 18 of the Statutory Instruments Act, 2013 and Standing Order 210(4)(b), this House adopts the Report on the Committee on Delegated Legislation on the National Construction Authority Regulations, 2014, laid on the Table of the House today, Thursday, July 24, 2014, and resolves to annul Regulation 24(2) of the National Construction Authority regulations, 2014.

9. **NOTICE OF MOTION** – (Chairperson, Select Committee on Delegated Legislation)

THAT, pursuant to the provisions of Section 18 of the Statutory Instruments Act, 2013 and Standing Order 210(4)(b), this House adopts the Report on the Committee on Delegated Legislation on the Child Welfare Society of Kenya Order, 2014, laid on the Table of the House today Thursday July 24, 2014 and resolves to annul entirely the Child Welfare Society of Kenya Order, 2014

10. **NOTICE OF MOTION** – (Chairperson, Select Committee on Delegated Legislation)

THAT, pursuant to the provisions of Section 18 of the Statutory Instruments Act, 2013 and Standing Order 210(4)(b), this House adopts this House adopts the Report on the Committee on Delegated Legislation on the National Transport Safety Authority (Operation of Public Service Vehicles) Regulations, 2014, laid on the Table of the House, today, Thursday, July 24, 2014 and resolves to annul entirely the National Transport and Safety Authority (Operation of Public Service Vehicles) Regulations, 2014

11. **STATEMENTS PURSUANT TO STANDING 44(2)(b)**

Pursuant to Standing Order 44(2)(b), the following Statements were issued –

- (i) by the Chairperson, Departmental Committee on Labour on Social Welfare regarding construction of stadiums in the County, in response to a request by the Member for Kuresoi (Hon. Zakayo Cheruiyot);

The Chairperson informed the House that while appreciating the importance of a sports stadia in communities, neither the Ministry of Sports, Culture and the Arts, nor the Ministry of Youth Affairs and Sports has engaged or initiated any project of putting up a stadium in Olenguruone, Kuresoi District. No information could therefore be given on this project including the amount of funds spent on it.

- (ii) by the Chairperson, Departmental Committee on Labour and Social Welfare regarding establishment of Sports Centres of Excellence in the country, in response to a request by the Member for Nyatike (Hon. Omondi Anyanga);

The Chairperson informed the House that the Ministry of Sports, Culture and the Arts, in collaboration with the Ministry of Education, Science and Technology and UNICEF had identified selected schools regionally as centres of excellence where sports talent is nurtured. More centres of excellence, including county youth centres, would be opened when funds become available.

- (iii) by the Leader of the Majority Party regarding the recent Police recruitment exercise;

The Leader of the Majority informed the House that the 10,000 successful recruits were scheduled to report to three police training colleges on October 3, 2014. The period between the recruitment date of 14<sup>th</sup> July, 2014 and 3<sup>rd</sup> October, 2014 was to allow the Police Service Commission to audit and vet all the results from the 289 recruitment centres and review all the concerns of the stakeholders and members of the public.

The House was also informed that an Inter-Agency Committee had been constituted to fast track the audit exercise and report to the Commission by 4<sup>th</sup> August, 2014 to inform the next course of action.

- (iv) by the Leader of the Majority Party regarding deployment of Kenya Defence Forces in Lamu County;

The Leader of the Majority informed the House that on 7<sup>th</sup> July, 2014, the House was informed that pursuant to Article 241(30)(b) of the Constitution of Kenya, KDF has an obligation to assist in emergencies in the country, especially when its support is requested by other agencies. A further report on the deployment would be provided by the Government when the deployment has been discontinued.

12. **STATEMENT PURSUANT TO STANDING 89**

The Member for Karachuonyo (Eng. James Rege) gave a condolence message to the family and constituents of Karachuonyo following the demise of the former Member of Parliament, the late Hon. Adhu Awiti who represented them in the eight (8<sup>th</sup>) and nin (9<sup>th</sup>) Parliaments.

13. **SUSPENSION OF A MEMBER PURSUANT TO PROVISIONS OF STANDING ORDER 107**

Pursuant to the provisions of Standing Order 107, the Deputy Speaker ordered the Member for Kitutu Masaba (Hon. Timothy Bosire) to withdraw from the precincts of the Assembly for the remainder of the Sitting day for gross disorderly conduct;

Thereupon, the Member withdrew from the Chamber.

14. **STATEMENT PURSUANT TO STANDING ORDER 44(2)(a)**

Pursuant to the provisions of Standing Order 44(2)(a), the Leader of the Majority Party issued a Statement regarding the Business of the House for the week commencing July 31, 2014.

15. **APPROVAL OF THE REPORT OF THE MEDIATION COMMITTEE ON THE DIVISION OF REVENUE BILL, 2014**

Question put and negatived;

Rising in their places on Points of Order, several Members claimed for a Division;

And there being requisite number of Members required rising in support of the claim;

And the Deputy Speaker acceding to the claim directed the Division Bell to be rung;

And after expiry of ten minutes, the Bar having been drawn and the doors closed;

Thereupon, the House proceeded to an electronic vote;

Question put and upon a Roll Call agreed to;

<b><u>AYES</u></b>	<b><u>NOES</u></b>	<b><u>ABSTENSIONS</u></b>
--------------------	--------------------	---------------------------

79	3	1
----	---	---

Question of the Third Reading of the Division of Revenue Bill, 2014 agreed to.

16. **THE NATIONAL DROUGHT MANAGEMENT AUTHORITY BILL (NATIONAL ASSEMBLY BILL NO.42 OF 2013)**

Question put and agreed to;

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

17. **THE MINING BILL (NATIONAL ASSEMBLY BILL NO.9 OF 2014)**

Order for Second Reading read;

Motion made and Question proposed –

THAT, the Mining Bill (National Assembly Bill No.9 of 2014) be now read a Second Time

*(The Leader of the Majority Party – 16.07.2014)*

Debate interrupted on Tuesday, July 22, 2014 resumed;

**QUORUM OF THE HOUSE**

Rising in his place on a Point of Order, the Member for Saboti (Hon. David Wafula) drew the attention of the Deputy Speaker to the fact that there was no Quorum in the House;

And the Deputy Speaker having counted the Honourable Members present and confirmed that there was no Quorum caused the Division Bell to be rung;

And there being no Quorum after expiry of ten minutes;

And the time being forty-two minutes past Five O'clock, the Deputy Speaker interrupted the proceedings and adjourned the House without Question put pursuant to the Standing Orders

18. **HOUSE ROSE** - at forty-two minutes past Five O'clock.

—

**M E M O R A N D U M**

The Speaker will take the Chair on  
Wednesday, July 31, 2014 at 9.30 a.m.

---X---