



REPUBLIC OF KENYA

ELEVENTH PARLIAMENT – SECOND SESSION

NATIONAL ASSEMBLY

VOTES AND PROCEEDINGS

THURSDAY, JUNE 05, 2014

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

The Speaker conveyed the following Message from the President –

"Honourable Members,

You may recall that during the month of April 2014, the National Assembly passed the National Police Service (Amendment) Bill, 2013 aimed at amending the National Police Service Act. Thereafter, I presented the Bill for Assent to H.E. the President, in accordance with the provisions of the Constitution of Kenya and our Standing Orders. However, on 3rd June, 2014, the President, by way of Memorandum, referred the Bill back to the National Assembly for reconsideration, pursuant to the provisions of Article 115(1)(b) of the Constitution.

Honourable Members, I have on previous occasions guided this House on the manner of reconsidering a Bill which has been referred back to the National Assembly by H.E. the President. In this regard, I will not revisit the procedure, save to indicate that, any amendment to the President's recommendations or indeed a total refusal of the recommendations, must be supported by at least two-thirds of all Members of the National Assembly. In addition, Standing Order 154 requires the House to consider the President's recommendations on a Bill within twenty-one (21) days when the House next meets. In this regard, I direct the Clerk to circulate copies of the Memorandum from H.E. the President to all Members. In the meantime, the Memorandum by H.E. the President is referred to the Departmental Committee on Administration and National Security, which should present its recommendations in good time to enable the House prioritize the reconsiderations of the Bill in accordance with the requirements of Standing Order 154.

Thank you".

5. PAPERS LAID

The following Papers were laid on the Table of the House -

- i. The Leadership and Integrity Regulations, 2014, *pursuant to Section 54 of the Leadership and Integrity Act, 2012*;
- ii. The Report of the Auditor General on the Financial Statements of the National Cohesion and Integration Commission for the year ended 30th June, 2013 and the certificate of the Auditor-General therein;
- iii. The Report of the Auditor General on the Financial Statements of the Kenya Broadcasting Corporation for the year ended 30th June, 2013 and the certificate of the Auditor-General therein;
- iv. The Report of the Auditor General on the Financial Statements of the Lake Victoria North Water Service Board for the year ended 30th June, 2013 and the certificate of the Auditor-General therein;
- v. The Report of the Auditor General on the Financial Statements of Karatina University for the year ended 30th June, 2013 and the certificate of the Auditor-General therein;
- vi. The Report of the Auditor General on the Financial Statements of the Mount Elgon Lodge Limited for the year ended 30th June, 2013 and the certificate of the Auditor-General therein;
- vii. The Report of the Auditor General on the Financial Statements of the Farmers Party for the year ended 30th June, 2012 and the certificate of the Auditor-General therein; and
- viii. The Report of the Auditor General on the Financial Statements of the Party of Hope for the year ended 30th June, 2010 and the certificate of the Auditor-General therein.

(The Leader of the Majority Party)

- ix. Procedure and House Rules Committee Report on Review of Standing Order 44 ("Statements") and Actualization of Provisions of Article 153 of the Constitution of Kenya

(Hon. Tom Kajwang')

6. NOTICE OF MOTION – (Hon. Tom Kajwang)

THAT, this House adopts the Report of the Procedure and House Rules Committee on Review of Standing Order 44 ("Statements") and Actualization of Provisions of Article 153 of the Constitution of Kenya, laid on the Table of the House today, Thursday, June 05, 2014.

7. STATEMENT PURSUANT TO STANDING ORDER 44(1)

Pursuant to the provisions of Standing Order 44(1), the Leader of the Majority Party issued a Statement regarding the Business of the House for the week commencing Tuesday, June 10, 2014.

8. **STATEMENT PURSUANT TO STANDING ORDER 44(2)(b)**

- (i) Pursuant to the provisions of Standing Order 44(1), the Chairperson, Departmental Committee on Administration and National Security issued a statement regarding the constant and systematic attacks of Turkana herdsmen in Natapar and Karachi Locations in Kibishi District, in response to a request by the Member for Turkana North (Hon. Christopher Nakuleu)

The Chairperson informed the House that since January 2014, two separate attacks attributed to armed raiders from outside the country were reported whereby the raiders shot dead two Turkana tribesmen, and stole an unknown number of goats and donkeys. The Turkana County Security and Intelligence Committee had since then recommended establishment of security camps in Lorumoru, Kaitede and Soya areas;

- (ii) Pursuant to the provisions of Standing Order 44(1), the Chairperson, Departmental Committee on Administration and National Security issued a statement regarding the opening of offices and posting of registration officers of births and deaths to Mandera Central District, in response to a request by the Member for Mandera South (Hon. M. A. Huka).

The Chairperson informed the House that the Ministry of Interior and Coordination of National Government had not taken registration of births and deaths services to majority of the newly created sub-counties including Mandera Central and that members of the public seeking these services are currently being served from Mandera East Sub-county Civil Registry at Mandera town.

The House was informed that Civil Registration Offices to Mandera Sub-County will be considered together with the other remaining sub-counties when the issue of personnel is conclusively addressed; and

- (iii) Statement by the Member for Mwingi South (Hon. Benard Kitungi) regarding the poor facilities and living conditions of officers based at Migwani Police Station was not issued as the Member was satisfied with the response.

9. **THE ALCOHOLIC DRINKS CONTROL (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 14 OF 2014)**

(Hon. Kimani Ichung'wa)

Question of the put and agreed to;

Bill read a Second Time and committed to a Committee of the whole House tomorrow;

10. **THE STATUTE LAW (MISCELLANEOUS AMENDMENTS) (NO.2) BILL (NATIONAL ASSEMBLY BILL NO.33 OF 2013)**

(The Leader of the Majority Party)

Question of the put and agreed to;

Bill read a Second Time and committed to a Committee of the whole House tomorrow;

11. **MOTION - ADOPTION OF THE REPORT OF THE SELECT COMMITTEE ON PRODUCTION AND TRADING OF KHAT (MIRAA)**

Question of the put and agreed to;

12. MOTION - EXTENSION OF TIME TO COMMITTEE

Motion made and Question proposed –

THAT, withstanding the provisions of Standing Order 230(4), this House approves an additional thirty days period for the Departmental Committee on Justice and Legal Affairs to investigate the matter of the removal of the Chairperson and Members of the Independent Elections and Boundaries Commission (IEBC)

(Chairperson, Departmental Committee on Justice and Legal Affairs)

Debate arising;

Question put and agreed to.

13. MOTION - ADOPTION OF THE REPORT ON THE ESTIMATES OF REVENUE AND EXPENDITURE FOR 2014/2015

Motion made and Question proposed –

THAT, this House adopts the Report of the Budget and Appropriations Committee on the Estimates of Revenue and Expenditure for 2014/2015, laid on the Table of the today, Wednesday June 04, 2014.

(Chairperson, Budget and Appropriations Committee)

Debate arising;

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

14. HOUSE ROSE - at thirty minutes past Six O'clock.

M E M O R A N D U M

The Speaker will take the Chair on
Tuesday, June 10, 2014 at 2.30 p.m.

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