



**REPUBLIC OF KENYA**

**ELEVENTH PARLIAMENT – (FOURTH SESSION)**

**THE NATIONAL ASSEMBLY**

**ORDERS OF THE DAY**

**SPECIAL SITTING**

**TUESDAY, DECEMBER 20, 2016 AT 9.30 A.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\*. MOTION – REPORT OF THE COMMITTEE OF THE WHOLE HOUSE  
ON THE COUNTY GOVERNMENTS (AMENDMENT) BILL  
(SENATE BILL NO. 4 OF 2016)**

**THAT**, this House do agree with the Report of Committee of the Whole House on its consideration of the County Governments (Amendment) Bill (Senate Bill No. 4 of 2016)

*(Question to be put and Third Reading)*

**9\*. MOTION – ADOPTION OF THE REPORT ON INVESTIGATION  
INTO THE OWNERSHIP OF MOMBASA CEMENT LIMITED  
LAND IN KILIFI COUNTY**

(The Chairperson, Departmental Committee on Lands)

**THAT**, this House adopts the Report of the Departmental Committee on Lands on its the Investigation into the ownership of Mombasa Cement Limited Land in Kilifi County, laid on the Table of the House on Tuesday, 24<sup>th</sup> November 2015.

*(Resumption of debate interrupted on Thursday, December 01, 2016)*

10\*. **MOTION – ADOPTION OF THE REPORT ON RATIFICATION OF THE AGREEMENT BETWEEN THE GOVERNMENT OF THE REPUBLIC OF KENYA AND THE U.S**

(The Chairperson, Departmental Committee on Health)

**THAT**, this House adopts the Report of the Departmental Committee on Health on the Ratification of the Agreement between the Government of the Republic of Kenya and the Government of the United States of America concerning Cooperation in Threat Reduction Biological Engagement Programs, laid on the Table of the House on Tuesday, November 22, 2016, and pursuant to Section 8 of the Treaty Making and Ratification Act, 2012, **approves** the ratification of the Agreement between the Government of the Republic of Kenya and the Government of the United States of America concerning Co-operation in Threat Reduction Biological Engagement Programs

11\*. **MOTION – REPORT OF THE COMMITTEE OF THE WHOLE HOUSE ON THE ELECTION LAWS (AMENDMENT) BILL NATIONAL ASSEMBLY BILL NO. 3 OF 2015)**

**THAT**, this House do agree with the Report of Committee of the Whole House on its consideration of the Election Laws (Amendment) Bill (National Assembly Bill No. 3 of 2015)

*(Resumption of debate interrupted on Thursday, December 01, 2016)*

---

**\* Denotes Orders of the Day**

---

---

...../Notices

## N O T I C E S

### I. THE ELECTION LAWS (AMENDMENT) (NO. 3) BILL, 2015

*(Subject to recommitment of the Bill)*

1. Notice is given that the Leader of Majority Party (Hon. Aden Duale) intends to move the following amendments to the Election Laws (Amendment) (No.3) Bill, 2015 at the Committee Stage—

#### CLAUSE 7

**THAT** clause 7 of the Bill be amended—

- (a) in paragraph (a) by deleting sub paragraph (ii) and substituting therefor the following new sub paragraph—

“(ii) in the case of a member of a county assembly, a degree from a university recognized in Kenya.”

- (b) in paragraph (b) by deleting sub paragraph (ii) and substituting thereof the following new sub paragraph—

“(1A) Notwithstanding subsection (1), this section shall come into force and shall apply to qualifications for candidates in the general elections to be held after the 2017 general elections.”

2. Notice is given that the Chairperson of the Departmental Committee on Justice and Legal Affairs (Hon. Samuel Chepkong'a) intends to move the following amendments to the Election Laws (Amendment) (No.3) Bill, 2015 at the Committee Stage—

#### LONG TITLE

**THAT** the long title of the Bill be amended by inserting the words “give effect to Article 99 (1) (b) of the Constitution” immediately after the words “AN ACT of Parliament to.”

#### CLAUSE 14

**THAT**, clause 14 of the Bill be amended by—

- (a) inserting the following new clause immediately after clause 14—

**NEW CLAUSE 14A**

Amendment of section 44 of  
No. 24 of 2011.

**14 A.** Section 44 of the Elections Act, 2011 is amended in subsection (4) by deleting the word “eight” appearing in paragraph (a) and substituting therefor the word “six.”

(b) inserting the following new subsections immediately after subsection (8)—

“(8A) Without prejudice to the preceding provisions of this section, the Commission shall put in place an alternative and complementary mechanism for identification and transmission of election results that is simple, accurate, verifiable, secure, accountable and transparent.

“(8B) The Commission shall use the alternative mechanism referred to in sub-section 8A for identification and transmission of election results only where the technology initially deployed fails.”

“(8C) Before using the alternative mechanism referred to in sub-section 8A for identification and transmission of election results, the Commission shall notify the public and all candidates and shall immediately cause the notification to be published in the electronic media and in at least two daily newspapers of nationwide circulation detailing the reasons necessitating the use of the alternative mechanism.”

**NEW CLAUSE 32A**

**THAT**, the Bill be amended by inserting the following new clause after clause 32—

Amendment of section 6 of  
No. 42 of 2013.

**32A.**Section 6 of the Elections Campaign Financing Act, 2013 is amended in subsection (5) by deleting the word “eight” appearing in paragraph (a) and substituting therefor the word “two.”

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, shall 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.
-

# NOTICE PAPER

Tentative business for

Tuesday (Afternoon), December 20, 2016

---

*(Published pursuant to Standing Order 38(1))*

It is notified that following the publication of the Gazette notice for this particular Special Sitting, the Speaker of the National Assembly has notified that the following Business will be transacted on Tuesday, December 20, 2016, Afternoon Sitting:-

**A. MOTION – APPOINTMENT OF MEMBERS TO NATIONAL CLIMATE CHANGE COUNCIL**

(The Chairperson, Departmental Committee on Environment and Natural Resources)

**B. MOTION – APPOINTMENT OF MEMBERS TO THE COMMISSION FOR REVENUE ALLOCATION**

(The Chairperson, Departmental Committee on Finance, Planning and Trade)

**C. MOTION – APPROVAL OF THE BUDGET POLICY STATEMENT FOR THE FINANCIAL YEAR 2017/2018**

(The Chairperson, Budget and Appropriations Committee)

**D. MOTION – APPROVAL OF THE ELECTION CAMPAIGN FINANCING REGULATIONS, 2016**

(The Chairperson, Committee on Delegated Legislation)

**E. MOTION – ALTERATION OF THE CALENDAR OF THE HOUSE (REGULAR SESSIONS)**

(The Leader of the Majority Party)

---

