



**REPUBLIC OF KENYA**

**ELEVENTH PARLIAMENT – (THIRD SESSION)**

**THE NATIONAL ASSEMBLY**

**ORDERS OF THE DAY**

**TUESDAY, MARCH 24, 2015 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\*. THE PROTECTION AGAINST DOMESTIC VIOLENCE BILL (NATIONAL ASSEMBLY BILL NO. 28 OF 2013)**

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

*(Third Reading)*  
*(Question to be put)*

**9\*. MOTION - EXPRESSION OF DISPLEASURE**

(The Hon. (Dr). Patrick M. Musimba, M.P.)

**THAT**, pursuant to the provisions of Standing Order 87(1) and noting with concern that the Speaker of the National Assembly Hon. Justin Muturi, EGH, M.P. has and continues to degrade the character and the ability of the Honourable Members of this August House through making of contemptuous, malicious and unfounded allegations against them; aware that the said allegations have eroded the collective dignity, esteem and honour of Members of Parliament in and out of the House; concerned that the Speaker in so doing has failed in his Constitutional duty to protect the dignity, honour and integrity of National Assembly; this House expresses its displeasure and disappointment with the conduct of the Speaker and censures him.

**10\*. MOTION - THE SPECIAL REPORT OF THE PUBLIC INVESTMENTS COMMITTEE**

(The Chairperson, Public Investments Committee)

**THAT**, this House adopts the Special Report of the Public Investments Committee on the Recapitalization and Balance Sheet Restructuring of Telkom Kenya Limited, laid on the Table of the House on Tuesday, April 29, 2014.

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**\* Denotes Orders of the Day**

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## N O T I C E S

### The House resolved on Wednesday, February 11, 2015 as follows:-

- I. **THAT**, notwithstanding the provisions of Standing Order 97(4), each speech in a debate on any **Motion**, including a Special motion shall 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, a Sessional Paper 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 shall be accorded to the Leader of the Majority Party and the Leader of the Minority Party, in that Order.

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...../**Notice Paper**

# NOTICE PAPER

Tentative business for

Wednesday (Morning), March 25, 2015

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*(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 (Morning), March 25, 2015:-

**A. MOTION - PROPER DISPOSAL OF ALCOHOLIC CONTAINERS & ARRANGING RECREATIONAL ACTIVITIES DURING SCHOOL HOLIDAYS**

(The Hon. Kigo Njenga, M.P.)

*(Motion as amended)*

*(Resumption of debate interrupted on Wednesday, March 18, 2015 – Morning Sitting)  
(Balance of time 40 mins)*

**B. MOTION - TRANSLATION OF THE LAWS OF KENYA INTO KISWAHILI**

(The Hon. Joyce Wanjalah Lay, M.P.)

**C. MOTION - REVIEW OF PROCEDURE & COST OF MARRIAGE REGISTRATION, & DECENTRALIZATION OF THE OFFICES OF REGISTRAR OF MARRIAGES**

(The Hon. Malulu Injendi, M.P.)

**D. MOTION - PERIOD OF SERVICE FOR POLICE OFFICERS UPON COMPLETION OF SPECIALIZED TRAINING**

(The Hon. John Waluke, M.P.)

**E. MOTION - ESTABLISHMENT OF INTENSIVE CARE & BLOOD TRANSFUSION UNITS IN EVERY CONSTITUENCY**

(The Hon. Abdul Rahim Dawood, M.P.)

**F. MOTION - DECLARATION OF CATTLE RUSTLING AS A NATIONAL DISASTER**

(The Hon. William Cheptumo, M.P.)

# APPENDIX

## THE NATIONAL ASSEMBLY

### SCHEDULE of Questions for

Tuesday, March 24, 2015

**It is notified** that, pursuant to Standing Orders 191 and 216, the Cabinet Secretaries for Land, Housing and Urban Development; Agriculture, Livestock and Fisheries; and Transport and Infrastructure will appear before the following Departmental Committees on **Tuesday, March 24, 2015** at the times hereunder:-

<u>Departmental Committee</u>	<u>Cabinet Secretary</u>	<u>Time</u>	<u>Venue</u>
(i) Lands	<i>Cabinet Secretary for Land, Housing and Urban Development</i>	10.00 – 11.30 am	<i>National Assembly Chamber</i>
(ii) Agriculture, Livestock and Cooperatives	<i>Cabinet Secretary for Agriculture, Livestock and Fisheries</i>	10.00– 11.30 am	<i>The Mini-Chamber, County Hall</i>
(iii) Transport, Public Works and Housing	<i>Cabinet Secretary for Transport and Infrastructure</i>	11.30am– 12.30 pm	<i>The Mini-Chamber, County Hall</i>

The Committees' Agenda has been determined as follows-

### **AGENDA**

*(Published pursuant to Standing Order 170E (2))*

1. Prayers
2. Communication from the Chairperson(s)

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#### **1. Questions under the Departmental Committee on Lands**

##### **Questions to the Cabinet Secretary for Land, Housing and Urban Development:**

- (i) **Question No. 027/2015 by the Member for Kisumu East Constituency (The Hon. Shakeel Shabbir, M.P.):**

Could the Cabinet Secretary inform the Committee the circumstances under which individual developers allegedly acquired houses on plot numbers KISU/HG/73, KISU/HG/74, KISU/HG/75, KISU/HG/76, KISU/HG/79, KISU/HG/80, KISU/HG/81 and unregistered HG Block 12/348, 349, and 353 in Milimani area in Kisumu City which were part of Jaramogi

Oginga Odinga Monument and Nyanza Level Five Hospital; and measures being taken by the Government to repossess and curb such illegitimate allocations of land in future?

**(ii) Question No. 044/2015 by the Member for Narok East (The Hon. Aramat Lemanken M.P.):**

Could the Cabinet Secretary brief the Committee on the increased subdivision of agricultural land in Kenya particularly in Narok County; and the measures the Government is taking to secure these lands for agricultural and livestock purposes to ensure food security in the Country?

**(iii) Question No. 045/2015 by the Member for Embakasi South Constituency (The Hon. Irshadali M. Sumra, M.P.):**

Could the Cabinet Secretary inform the Committee on measures being pursued by the Ministry in ensuring efficient drainage systems in urban areas, and in particular, plans in place to develop drainage in Embakasi Constituency considering that this aspect was neglected on account of disagreements involving land occupied by squatters, resulting in a scenario where houses get extremely flooded every time it rains?

**2. Questions under the Departmental Committee on Agriculture, Livestock and Cooperatives**

**Question to the Cabinet Secretary for Agriculture, Livestock and Fisheries:**

**(i) Question No. 001/2015 by the Member for Saboti Constituency (The Hon. David Wafula Wekesa, M.P. and Question No. 004/2015 by the Member for Cherangany Constituency (The Hon. Wesley Korir, M.P.): -**

Considering that hundreds of residents of North Rift Kenya depend on maize farming as their main economic activity, could the Cabinet Secretary apprise the Committee on the measures the Government is putting in place to protect farmers from middlemen who are exploiting farmers by buying maize at low prices in the absence of the National Cereals and Produce Board, and the timelines under which NCPB intends to commence purchasing maize from farmers?

**(ii) Question No. 002/2015 by the Member for Uriri Constituency (The Hon. John Kobado, M.P.):**

Could the Cabinet Secretary inform the Committee on progress made so far under the Sugarcane Levy Development Fund, and in particular, apprise Members on the expected commencement and completion dates for the construction of bridges connecting Oyuma-Magongo, Rombe-Piny Owacho, Masara-Arambe, Dudu and Alara in Uriri Constituency that were scheduled for funding by the Kenya Sugar Board under the aforementioned Levy Fund; reasons behind the delayed constructions; and measures being pursued by the Government to ensure the roads linked by these bridges are designed as a network for transportation and communication of outgrowers' sugarcane?

**(iii) Question No. 003/2015 by the Member for Ugunja Constituency (The Hon Opiyo Wandayi M.P.):**

Could the Cabinet Secretary inform the Committee whether due diligence was carried out in awarding Tender No. MOFD/T/002/2011-2012 the Design, Build and Commission of the Off-Shore Patrol Vessel by the Ministry of Agriculture, Livestock and Fisheries; the total cost of the awarded tender; the financial strengths of the Company awarded the Tender; the Company's reputation and capability of building a vessel of such complexity; the number of vessels that the company has built; criteria was used to eliminate the other companies that tendered; and provide all the tender documents to the Committee from advertising to the awarding stages?

**3. Questions Under the Departmental Committee on Transport, Public Works and Housing**

**Questions to the Cabinet Secretary for Transport and Infrastructure:**

**(i) Question By Private Notice, No. PVT/ 01/2015 by the Member for Kikuyu Constituency (Hon. Kimani Ichung'wah, M.P.):**

Considering that Article 236(b) of the Constitution provides that a public officer shall not be dismissed, removed from office, demoted in rank or otherwise subjected to disciplinary action without due process of law, could the Cabinet Secretary inform the Committee whether he is aware that some staff of the Kenya Airports Authority (KAA) were suspended without following the due process contrary to the above provisions; whether the Ministry is aware that the move is likely to expose the Government to unnecessary litigation; and the measures the Ministry has taken to address the same?

**(ii) Question No. 042/2014 by the Member for Matayos Constituency (Hon. Geoffrey Makokha Odanga, M.P.):**

Could the Cabinet Secretary inform the Committee the National Transport and Safety Authority policy on issuance of licenses, particularly to Public Service Vehicles in order to avert the harassment and the inconveniencing of innocent passengers when random inspections are conducted?

**(iii) Question No. 044/2014 by Nominated Member (Hon. Sunjeev Birdi, M.P.):**

Could the Cabinet Secretary apprise the Committee the measures in place to curb infrastructural vandalism in the county, and in particular, what mechanisms the Government is putting in place to thwart attempts by vandals to steal road signage and other fittings, whether any arrests of vandals have been made, and steps the Government is taking to maintain the Thika Superhighway, considering that guardrails and streetlights worth millions of shillings have been deliberately destroyed, nearly 90% of the superhighway's streetlights are not operating, and that such vandalism is compromising the safety of passengers, pedestrians and motorists in the over 300,000 vehicles plying the superhighway daily?

**(iv) Question No. 045/2014 by the Member for Wajir County (Hon. Fatuma Ibrahim, M.P.):**

Could the Cabinet Secretary inform the Committee the measures being undertaken by the Government towards ensuring equitable development of roads infrastructure across the country, and in particular, apprise Members on the roads to be given priority under the 10,000km Roads

Programme planned by the Government, the tarmacking schedule for the five-year phase, and whether the Ministry is to include in this schedule the 743km Garissa-Modogashe, Modogashe-Wajir, Wajir-Mandera Road which, despite being a national trunk road linking various counties and neighbouring Ethiopia and Somalia, does not have a single kilometer that is tarmacked to bitumen standards hence its impassability during rainy seasons?

**(v) Question No. 022/2015 by the Member for Embakasi South Constituency (Hon. Irshadali Mohamed Sumra, M.P.):**

Could the Cabinet Secretary inform the Committee on the public transportation costs regulations being implemented by the Ministry, and in particular, apprise the Members on the basis for which Embakasi residents are charged between Ksh 100 and Ksh 150 to travel one way to the City Centre compared with Ksh 70 paid by commuters from Thika to the same destination, and the plans the Government has set to tame the arbitrary and wayward hiking of fares by Public Service Vehicles (PSVs) especially when it rains and during festive seasons in order to cushion the ordinary citizen from these disreputable and highly inconveniencing practices?

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