



REPUBLIC OF KENYA

TWELFTH PARLIAMENT – SECOND SESSION

THE NATIONAL ASSEMBLY

VOTES AND PROCEEDINGS

WEDNESDAY, FEBRUARY 14, 2018 (MORNING)

1. The House assembled at thirty minutes past Nine O'clock
2. The Proceedings were opened with Prayer
3. **Presiding** – the Deputy Speaker (Hon. Moses Cheboi, MP)
4. **PAPERS LAID**

The following papers were laid on the Table of the House –

- (i) Evaluation Report by the Public Service Commission on the Public Service Compliance with the Values and Principles in Articles 10 and 232 of the Constitution for the Financial Year 2016/2017;
- (ii) The Third Quarterly Report of the Ethics and Anti-Corruption Commission for the period covering 1st July, 2017 to 30th September, 2017;
- (iii) Performance Audit Report of the Auditor-General on Management of Older Persons Cash Transfer Programme by the Department of Social Development;
- (iv) Annual Reports and Financial Statements in respect of the following institutions for the financial year 2015/2016: -
 - a) National Communications Secretariat;
 - b) Commission on Revenue Allocation; and
 - c) Sacco Societies Regulatory Authority.
- (v) The Reports of the Auditor-General on the Financial Statements in respect of the following Constituencies for the year ended 30th June, 2016 and the certificates therein: -
 - a) Samburu East Constituency;
 - b) Narok West Constituency;
 - c) Narok East Constituency;
 - d) Ainamoi Constituency;
 - e) Chepalungu Constituency;

- f) Mandera South Constituency;
- g) Mbooni Constituency;
- h) Machakos Town Constituency;
- i) Lafey Constituency; and
- j) Laikipia West Constituency.

(The Majority Party Whip)

5. **NOTICE OF MOTION – EXTENSION OF THE PERIOD FOR CONSIDERATION OF STATUTORY INSTRUMENTS**

The following notice of motion was given –

THAT, in furtherance to the provisions of Standing Order 210(3) relating to the mandate of the Committee on Delegated Legislation, and notwithstanding the provisions of Section 15(2) of the Statutory Instruments Act, 2013 relating to the period of consideration of Statutory Instruments by the Committee, this House resolves to extend the period for consideration of the following twenty nine (29) Statutory Instruments submitted to the House between the September 25, 2017 and December 13, 2017 when the Committee on Delegated Legislation had not been constituted by a further period of ninety (90) days from 14th February, 2018 –

- i) Competition Tribunal (Procedure) Rules, 2017;
- ii) The Kenya Defence Forces (Commissioning of Officers) Regulations, 2017;
- iii) The Kenya Defence Forces (Active Service Punishment) Regulations, 2017;
- iv) The Kenya Defence Forces (Internal Grievance Mechanism) Regulations, 2017;
- v) The Kenya Defence Forces (Retired Officers and Service Members) Regulations, 2017;
- vi) The Kenya Defence Forces (Constabulary) Regulations, 2017;
- vii) The Kenya Defence Forces (Missing Persons) Regulations, 2017;
- viii) The Kenya Defence Forces (Board of Inquiry) Regulations, 2017;
- ix) The Kenya Defence Forces (General) Regulations, 2017;
- x) The Kenya Defence Forces (Execution of Sentence of Death) Regulations, 2017;
- xi) Kenya Defence Forces (Imprisonment) Regulations, 2017;
- xii) Kenya Defence Forces (Pensions and Gratuities) Regulations, 2017;
- xiii) Kenya Defence Forces (Rules of Procedure) Regulations, 2017;
- xiv) National Land Commission (Investigation of Historical Injustices) Regulations, 2017;
- xv) Capital Markets Authority (Online Foreign Exchange) Regulations, 2017;
- xvi) The Civil Aviation (Remote Piloted Aircraft Systems) Regulations, 2017;
- xvii) The Land (Extension and Renewal of Leases) Rules, 2017;
- xviii) The Land (Conversion of Land) Rules, 2017;
- xix) The Land (Assessment of Just Compensation) Rules, 2017;
- xx) The Land (Allocation of Public Land) Regulation, 2017;
- xxi) The Land Registration (General) Regulations, 2017;
- xxii) The Land Registration (Registration Units) Order, 2017;
- xxiii) The Land Regulations, 2017;
- xxiv) The Community Land Regulations, 2017;
- xxv) The Wildlife Conservation Management (Implementation of Treaties) Regulations, 2017;

- xxvi) The Wildlife Conservation Management (Protection of Endangered and Threatened Ecosystems, Habitats and Species) Regulations, 2017;
- xxvii) The Wildlife Conservation Management (Joint Management and Protection of Water Towers) Regulations, 2017;
- xxviii) Wildlife Conservation Management (Compensation) Regulations, 2017; and
- xxix) Wildlife Conservation Management (Government Trophies) Regulations, 2017.

(Chairperson, Committee on Delegated Legislation)

6. **THE COUNTY PENSION SCHEME BILL (NATIONAL ASSEMBLY BILL NO. 49 OF 2017)**

(Hon. Muriuki Njagagua, MP)

Order for First Reading read;

Bill read a First Time and referred to the relevant Departmental Committee pursuant to Standing Order 127(1).

7. **PROCEDURAL MOTION - LIMITATION OF DEBATE ON BILLS SPONSORED BY PARTIES OR COMMITTEES**

Motion made and Question proposed –

THAT, notwithstanding the provisions of Standing Order 97(4), this House orders that, each speech in a debate on **Bills sponsored by a Committee, the Leader of the Majority Party or the Leader of the Minority Party** be limited as follows:- A maximum of forty five (45) minutes for the Mover, in moving and fifteen minutes (15) in replying, a maximum of thirty (30) minutes for the Chairperson of the relevant Committee (if the Bill is not sponsored by the relevant Committee), 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 Minutes (15) each (if the Bill is not sponsored by either of them); 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.

(The Majority Party Whip)

No debate arose;

Question put and Agreed to.

8. **PROCEDURAL MOTION - LIMITATION OF DEBATE ON INDIVIDUAL MEMBERS' BILLS**

Motion made and Question proposed –

THAT, notwithstanding the provisions of Standing Order 97(4), this House orders that, each speech in a debate on **Bills NOT sponsored by a Committee, the Leader of the Majority Party or the Leader of the Minority Party** be limited as follows:- A maximum of three hours and thirty minutes, with not more than thirty (30) minutes for the Mover, in moving and ten (10) minutes in replying, a maximum of thirty (30) minutes for the Chairperson of the relevant Committee 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 Minutes (15) each; 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.

(The Majority Party Whip)

Debate arising;

Question put and Agreed to.

9. **PROCEDURAL MOTION - LIMITATION OF DEBATE ON MOTIONS**

Motion made and Question proposed –

THAT, notwithstanding the provisions of Standing Order 97(4), this House orders that, 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.

(The Majority Party Whip)

Debate arising;

Question put and Agreed to.

10. **PROCEDURAL MOTION - LIMITATION OF DEBATE ON REPORT OF A COMMITTEE**

Motion made and Question proposed –

THAT, notwithstanding the provisions of Standing Order 97(4), this House orders that, 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, 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.

(The Majority Party Whip)

No debate arose;

Question put and Agreed to.

11. **PROCEDURAL MOTION - LIMITATION OF DEBATE ON MOTION ON THE ADDRESS BY THE PRESIDENT**

Motion made and Question proposed –

THAT, notwithstanding the provisions of Standing Order 97(4) and in furtherance to the provisions of Standing Order 24(6), this House orders that debate on the Motion on the **Address by the President** be limited to no more than five (5) minutes for each Member Speaking, thirty (30) minutes for the Mover in moving and replying and twenty (20) minutes for the Leader of Minority Party.

(The Majority Party Whip)

Debate arising;

Question put and Agreed to.

12. **PROCEDURAL MOTION- LIMITATION OF DEBATE ON SESSIONAL PAPERS**

Motion made and Question proposed –

THAT, notwithstanding the provisions of Standing Order 97(4), this House orders that each speech in a debate on any **Sessional Paper** shall be limited as follows:- A maximum of sixty (60) minutes, with not more than ten (10) minutes for the Mover in moving and five (5) minutes for any other Member speaking, **including** the Leader of the Majority Party and the Leader of the Minority Party and that five (5) minutes before the expiry of the time, the Mover shall be called upon to reply; and further that priority in speaking shall be accorded to the Leader of the Majority Party and the Leader of the Minority Party, in that order.

(The Majority Party Whip)

No debate arose;

Question put and Agreed to.

13. **PROCEDURAL MOTION- LIMITATION OF DEBATE ON ADJOURNMENT MOTIONS**

Motion made and Question proposed –

THAT, notwithstanding the provisions of Standing Order 97(4), this House orders that, the debate on any Motion for the **Adjournment** of the House to a day other than the next normal Sitting Day in accordance with the Calendar of the Assembly, be limited to a maximum of three (3) hours with not more than five (5) minutes for each Member speaking, except the Leader of the Majority Party and the Leader of the Minority Party, who shall be limited to a maximum of ten (10) minutes each; and that priority be accorded to the Leader of the Majority Party and the Leader of the Minority Party, in that order provided that, when the period of Recess proposed by any such motion does not exceed ten (10) days, the debate shall be limited to a maximum of thirty minutes (30), and shall be strictly confined to the question of the adjournment.

(The Majority Party Whip)

Debate arising;

Question put and Agreed to.

14. **MOTION - EXTENSION OF THE PERIOD FOR CONSIDERATION OF NOMINEES TO VARIOUS STATE AND PUBLIC OFFICES**

Motion made and Question proposed –

THAT, pursuant to the provisions of Section 13 of the Public Appointments (Parliamentary Approval) Act relating to extension of period for consideration of nominees for appointment to State and Public Offices, this House resolves to extend the period for consideration of the nominees submitted by the President for appointment to the offices of Principal Secretaries, High Commissioners and Ambassadors by a **further period of fourteen (14) days** from 14th February, 2018.

(The Majority Party Whip)

Debate arising;

[Change of Chair from the Deputy Speaker (Hon. Moses Cheboi, MP) to the Second Chairperson of Committees (Hon. Patrick Mariru, MP)]

Question put and Agreed to.

15. **MOTION - APPROVAL OF THE CALENDAR OF THE HOUSE FOR THE SECOND SESSION**

Motion made and Question proposed –

THAT, pursuant to the provisions of Standing Order 28, this House approves the Calendar of the House (*Regular Sessions*) for the Second Session of the Assembly, as contained in the Schedule.

(The Majority Party Whip)

No debate arising;

Question put and Agreed to.

And the time being twenty-five minutes past Eleven O'clock, the Second Chairperson adjourned the House without Question put pursuant to Standing Order 30(6).

16. **HOUSE ROSE** - at twenty-five minutes past Eleven O'clock.

M E M O R A N D U M

The Speaker will take the Chair today,
Wednesday, February 14, 2018 at 2.30 p.m.

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