



REPUBLIC OF KENYA

TWELFTH PARLIAMENT – SECOND SESSION

THE NATIONAL ASSEMBLY

VOTES AND PROCEEDINGS

THURSDAY, JUNE 28, 2018

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

4. **PETITION**

The Member for Laikipia West Constituency (Hon. Patrick Mariru) presented a petition on behalf of residents of Laikipia West Constituency regarding presence of armed militia and bandits in Laikipia West Constituency.

Petition referred to the Departmental Committee on Administration and National Security pursuant to Standing Order 227(2).

5. **PAPERS LAID**

The following Papers were laid on the Table –

- a) The Reports of the Auditor-General and Financial Statements in respect of the following Institutions for the year ended 30th June, 2017 and the certificates therein:-
 - (i) Uwezo Fund;
 - (ii) Anti-FGM Board; and
 - (iii) Agricultural Development Corporation.
- b) The Reports of the Auditor-General and Financial Statements in respect of the following Constituencies for the year ended 30th June, 2016 and the certificates therein:-
 - a) Bumula Constituency; and
 - b) Sirisia Constituency.

(The Leader of the Majority Party)

6. NOTICE OF MOTION

The following Notice was given:-

THAT, aware of the increased cases of insecurity in schools including the regrettable cases of defilement and rape that have been reported in various schools, with the most recent case being reported in Moi Girls' School, Nairobi where a student was raped; further aware that incidences of buildings in public secondary schools being torched by unruly students over time have been numerous; concerned that most perpetrators of the dastardly acts of defilement, rape and arson in schools go unpunished due to the difficulty in establishing a nexus between them and the acts, and therefore many of the suspects behind the said crimes evade responsibility; cognizant of the duty to protect the dignity, preserve the lives of innocent students, and protect school properties from the threat posed by the crimes; appreciating the role of Information and Communications Technology (ICT) in enhancing security surveillance; this House urges that the Government speedily rolls out installation of Closed Circuit Television (CCTV) cameras in strategic locations in all public secondary schools as an enhanced security mechanism for surveillance of students' activities; makes provisions for regular and mandatory checks to confirm compliance and enforcement of the mechanism; and enforces strict admission criteria, including maintenance of a profile of alleged perpetrators of arson to ensure that they do not escape liability by transferring to other schools without proper screening.

(Hon. Mbuyi Robert, M.P.)

(Motion certified as Party-Sponsored in terms of Standing Order 47(5)).

7. STATEMENT PURSUANT TO STANDING ORDER 44(2)(c)

Pursuant to the provision of Standing Order 44(2)(c), the Hon. Catherine Waruguru, M.P. requested a statement from the Chairperson, Departmental Committee on Labour and Social Welfare regarding flawed process for adoption of children in Kenya.

8. STATEMENT PURSUANT TO STANDING ORDER 44(2)

Pursuant to the provision of Standing Order 44(2), the Chairperson, Departmental Committee on Trade, Industry and Cooperatives issued a Joint Statement by the Departmental Committee on Trade, Industry and Cooperatives and the Departmental Committee on Agriculture and Livestock regarding the progress made on the inquiry into the alleged importation of contraband sugar into the country. He also sought an extension of time for tabling a Report so as to allow the Joint Committees to sift through evidence presented to it by witnesses.

Thereupon, the Speaker acceded to the request and directed that the Joint Report be tabled in the House not later than Thursday, July 5, 2018.

9. STATEMENT PURSUANT TO STANDING ORDER 44(2)(a)

Pursuant to the provision 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 Tuesday, July 03, 2018.

10. MOTION – REPORT OF THE COMMITTEE OF THE WHOLE HOUSE ON THE TAX LAWS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO.11 OF 2018)

Motion having been made and Question proposed –

THAT, this House do agree with the Report of the Committee of the Whole House on its consideration of the Tax Laws (Amendment) Bill (National Assembly Bill No. 11 of 2018).

(The Leader of the Majority Party)

Question put and agreed to;

Motion made and Question proposed –

THAT, the Tax Laws (Amendment) Bill (National Assembly Bill No.11 of 2018) be now read a Third Time;

(The Leader of the Majority Party)

Question put and agreed to;

Bill read a Third Time and **passed**.

11. MOTION – ALTERATION OF THE CALENDAR OF THE HOUSE

Motion made and Question proposed –

THAT, pursuant to the provisions of Standing Order 28(4), this House resolves to further alter its Calendar for the Second Session (2018) as adopted on February 14, 2018 and amended on March 01, 2018 by proceeding to a recess from Thursday, July 05, 2018 at the rise of the House and resuming its regular sittings on Tuesday, July 24, 2018.

(The Leader of the Majority Party)

Debate arising;

Question put and agreed to;

12. MOTION - REPORT OF THE DEPARTMENTAL COMMITTEE ON LANDS ON THE INQUIRY INTO ALLEGED LAND IRREGULARITIES

Motion having been made and Question proposed –

THAT, this House adopts the Report of Departmental Committee on Lands on the inquiry into the alleged irregularities in the compensation for part of Land LR. No.7879/4 to M/s. Afrison Import Export Ltd and Huelands Ltd. by the National Land Commission, laid on the Table of the House on Thursday, June 7, 2018.

(Chairperson, Committee on Delegated Legislation – 21.06.2018)

Amendment having been proposed –

THAT, the Motion be amended by inserting the following words at the end –

“Subject to deletion of paragraph 6 of the recommendations on page 31 of the Report.”

(Chairperson, Departmental Committee on Lands)

Debate on the proposed amendment interrupted on Wednesday, June 27, 2018 (Afternoon Sitting) resumed;

Question put and agreed to;

Debate on the Motion as amended resumed;

(Change of the Chair from the Speaker to the Third Chairperson)

Further amendment proposed -

THAT the Motion be further amended by –

“Subject to insertion of the words “and the Ethics and Anti-Corruption Commission” immediately after the words “Director of Criminal Investigations” appearing in recommendation number 3 on page 31 of the Report”

(Hon. Kimani Ichung’wah, M.P.)

Question of the further amendment proposed;

Debate arising;

Amendment to amendment proposed -

THAT the proposed amendment be amended by –

“deleting the words “appearing in recommendation number 3 on page 31 of the Report” and substituting therefor the words “wherever they appear in recommendations 2, 3, 4 and 5 of the Report.”

(Hon. Mbuyi Robert, M.P.)

Question of the amendment to amendment proposed;

Debate arising;

Question put and agreed to;

Debate on further amendment as amended resumed;

Question put and agreed to;

Resolved accordingly,

THAT the Motion be further amended by inserting the words –

“Subject to insertion of the words “and the Ethics and Anti-Corruption Commission” immediately after the words “Director of Criminal Investigations” wherever they appear in Recommendations 2, 3, 4 and 5 of the Report.”

Debate on the Motion as amended resumed;

Rising in his place on a Point of Order pursuant to Standing Order 35, the Member for Wundanyi Constituency (Hon. Danson Mwashako) claimed that there was no quorum present in the House;

And the Third Chairperson having ascertained the claim ordered that the Quorum Bell be rung for ten minutes;

And there being no quorum present at the expiration of ten minutes;

And the time being quarter to five O'clock, the Third Chairperson adjourned the House without Question put pursuant to Standing Order 35(2)(a).

13. HOUSE ROSE - at quarter to five O'clock

MEMORANDUM

The Speaker will take the Chair on Tuesday, July 3, 2018 at 2.30 p.m.

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