



**REPUBLIC OF KENYA**

**TWELFTH PARLIAMENT – (FIRST SESSION)**

**THE NATIONAL ASSEMBLY**

**VOTES AND PROCEEDINGS**

**WEDNESDAY, SEPTEMBER 27, 2017**

1. The House assembled at thirty minutes past Two O'clock
2. The Proceedings were opened with Prayer
3. **Presiding** – the Speaker
4. **COMMUNICATION FROM THE CHAIR ON BUNGE SPORTS CLUB**

The Speaker conveyed the following Communication –

“Honourable Members,

The Parliament of Kenya has endeavoured to provide an all-round favourable working environment for Members of Parliament and the staff. In doing so, the institution has put in place various mechanisms intended to promote professional and personal wellbeing of Members and the staff of Parliament. The Bunge Sports Club is one such mechanism.

The Bunge Sports Club is as old as the Parliament of Kenya. The objective of the club is to enhance sporting activities in Parliament. The club was established out of the realization that sporting activities offer a much-needed platform for Members of Parliament to interact with one another and the wider public away from the rigors of the legislative business of the House. Additionally, sports accord participants innumerable health benefits ranging from overall wellbeing to general physical fitness.

Honourable Members, the Parliament of Kenya, through the Bunge Sports Club often participates in various sporting activities nationally as well as at the regional level where the various legislatures of the member states of the East African Community (EAC) compete against each other through the auspices of the East African Legislative Assembly (EALA). In this regard, the Parliament of Kenya has participated in and emerged as the overall best team in different disciplines during the East African Community (EAC) Games over the years.

Kenya had the privilege of hosting the most recent edition of the East African Community Games in Mombasa in December, 2016. The event recorded unprecedented success attracting Corporate partners, local as well as international media.

In the circumstances, Honourable Members are invited to take part in the various sporting activities planned by the Bunge Sports Club. Details regarding Bunge Sports Club can be obtained from the Health Club, Continental House, Parliament Buildings.

Thank you”.

5. **PAPERS LAID**

The following Papers were laid on the Table –

- (i) Report of the Auditor-General on the Financial Statements of the Agriculture Food and Fisheries Authority for the year ended 30<sup>th</sup> June, 2015;
- (ii) Reports of the Auditor-General on the Financial Statements in respect of the following Institutions for the year ended 30<sup>th</sup> June, 2016: -
  - a) Salaries and Remuneration Commission;
  - b) University of Nairobi Press;
  - c) Consolidated Fund Services Pension and Gratuities;
  - d) Kenya Yearbook Editorial Board;
  - e) Ministry of Education, Science and Technology;
  - f) Youth Enterprise Development Fund;
  - g) Transition Authority;
  - h) Small Enterprises Finance Company Limited;
  - i) Cooperative University College of Kenya;
  - j) Kenya National Assurance Company (2001) Limited;
  - k) University of Kabianga;
  - l) Kenya Marine and Fisheries Research Institute;
  - m) Kenya Water Institute;
  - n) Kenya Agricultural and Livestock Research organization;
  - o) Taita Taveta University College;
  - p) Kenya Ferry Services Limited;
  - q) Pyrethrum and other Industrial Crops Directorate;
  - r) Kenya Tourism Board;
  - s) Kenya Technical Trainers College; and
  - t) Kenya Rural Roads Authority.

*(The Leader of the Majority Party)*

6. **NOTICE OF MOTION**

The following Notice of Motion on the formation of an Adhoc Committee on the Supplementary Estimates was given: -

THAT, aware that the country is proceeding to a fresh Presidential Election on October 26, 2017; further aware that this process requires a realignment of available resources to finance various election-related facilities; noting that such reallocation of resources may only be achieved in accordance with the provision of Article 223 of the Constitution relating to Supplementary Appropriation; cognizant that, the Supplementary Estimates for the Financial Year 2017/208 have since been laid on the Table of the House; also noting that the Budget and Appropriations Committee that would ordinarily examine such budget-related matters is yet to be established; further noting the urgent need to

consider and conclude with the matters in time for the Presidential Elections; Pursuant to the provisions of Standing Order 218, this House resolves –

- a) to establish, an *Ad-Hoc* Committee to be known as the ***Ad-Hoc Committee on the Supplementary Estimates***, to undertake the functions of the Budget and Appropriations Committee as contemplated in the Standing Orders in relation to the Supplementary Estimates, in particularly the Supplementary Estimates for the financial year 2017/2018 and any legislation related to those Estimates;
- b) that, the Committee comprise of the following Members-
  - (i) Hon. Joseph K. Limo, MP - Chairperson
  - (ii) Hon. Ruth W. Mwaniki, MP
  - (iii) Hon Bernard Masaka Shinali, MP
  - (iv) Hon. Fatuma Gedi Ali, MP
  - (v) Hon. (Dr.) Naomi Shaban, MP
  - (vi) Hon. Alois Lentoimanga, MP
  - (vii) Hon. Moses Lessonet, MP
  - (viii) Hon. Kimani Ichung'wah, MP
  - (ix) Hon. Khatib Mwashetani, MP
  - (x) Hon. Qalicha Wario, MP
  - (xi) Hon. Sarah Paulata Korere, MP
- c) that, the quorum of the Committee be the Chairperson and four other Members; and,
- d) that, the Committee considers the matters under its mandate and reports to the House or before **Tuesday, October 10, 2017.**

*(The Leader of the Majority Party)*

7. **PROCEDURAL MOTION - RESOLUTION TO HOLD A SITTING ON THURSDAY MORNING**

Motion made and Question proposed –

**THAT**, pursuant to the provisions of Standing Order 30(3)(b), this House resolves to hold a Morning Sitting on Thursday, 28<sup>th</sup> September, 2017 commencing at 9.30 a.m. for purposes of considering specified Business.

*(The Leader of the Majority Party)*

Debate arising;

Question put and agreed to.

Rising in their places pursuant to Standing Order 72 (1) (b) several Members claimed for a Division;

And there being the requisite number of Members required rising in support of the claim:

the Speaker acceding to the claim directed the Division Bell to be rung;

And after expiry of ten minutes, the Bar having been drawn and the doors closed;

Thereupon, the House proceeded to an electronic and manual vote;

Question put and upon an electronic and manual vote agreed to;

<b>AYES</b>	<b>NOES</b>	<b>ABSTENTIONS</b>
83	37	NIL

8. **MOTION - APPROVAL OF RATIFICATION OF THE NILE BASIN CO-OPERATIVE FRAMEWORK AGREEMENT**

Motion made and Question proposed -

**THAT**, cognizant of the Report of the Select Committee on Regional Integration of the 11<sup>th</sup> Parliament on the Ratification of the Nile Basin Co-operative Framework Agreement, and pursuant to Section 8 of the Treaty Making and Ratification Act, 2012, this House **approves** the Ratification of the Nile Basin Cooperative Framework Agreement.

*(The Leader of the Majority Party)*

Debate arising;

Mover replied;

Question deferred to another day

9. **MOTION - APPROVAL OF RATIFICATION OF THE PROTOCOL TO OPERATIONALIZE THE EXTENDED JURISDICTION OF THE EAST AFRICAN COURT OF JUSTICE**

Order deferred to another day

10. **MOTION - APPROVAL OF RATIFICATION OF THE EAST AFRICAN COMMUNITY PROTOCOL ON PRIVILEGES AND IMMUNITIES**

Order deferred to another day

11. **HOUSE ROSE** - at fifty-three minutes past Six O'clock

**MEMORANDUM**

The Speaker will take the Chair on Thursday, September 28, 2017 at 9.30 a.m.