



**REPUBLIC OF KENYA**

**ELEVENTH PARLIAMENT – SECOND SESSION**

**NATIONAL ASSEMBLY**

**VOTES AND PROCEEDINGS**

**WEDNESDAY, DECEMBER 10, 2014**

1. The House assembled at thirty minutes past Two O'clock
2. The Proceedings were opened with Prayer
3. **PRESIDING** – the Speaker
4. **COMMUNICATIONS FROM THE CHAIR**

The Speaker conveyed the following Communications –

(i) **Demise of the Hon. John Joseph Kamotho**

Honourable Members,

As you may be aware, the Hon. Joseph Kamotho passed on 6<sup>th</sup> December 2014 in South Africa after suffering a cardiac arrest.

The late Hon. Joseph Kamotho was born in 1942 in Muranga County. He joined Muthangari Primary School in Murang'a in 1948 where he sat for the Common Entrance Examination in 1952 and later joined Njumbi Intermediate School in 1955. In 1958, he sat the Kenya African Preliminary Examination and was admitted to Nyeri High School. He then proceeded to Syracuse University in the US for a degree in Liberal Arts. After completion of his degree in US, he went to the UK for a Master's Degree in Social Science at the University of Birmingham.

Honourable Members, the late Hon. Kamotho made his debut in Politics in 1974 when he was elected as the Member of Parliament for Kangema. During his long career in politics he also served as a Member for Mathioya Constituency and as a Cabinet Minister in several Ministries including Environment and Natural Resources, Education and Trade. He leaves behind a spouse and children.

JJ as he was fondly known will be remembered for his fiery brand of politics during the 1990s where he cut for himself a niche in Kenyan politics.

Allow me, on my own behalf and on behalf of all Members and the staff of this House, to pass our heartfelt condolences to the family, relatives and friends for the loss of such a great nationalist and shrewd politician. In tribute to the late Hon. Kamotho, I request that we all stand to observe a minute of silence.

May his soul rest in eternal peace”.

(ii) **Delegation from the National Assembly of Algeria**

“Honourable Members,

I wish to introduce to you a delegation from the National Assembly of the People's Democratic Republic of Algeria who are seated at the Speakers Row. The delegation comprises of the following Honourable Members: -

- (i) H.E. the Hon. Dr. Larbi Ould Khelifa, the president of the National Assembly (Leader of Delegation)
- (ii) The Hon. Chenin Abdelkrim, the Vice President of the National Assembly
- (iii) The Hon. Bouras Djamel, Vice President of the National Assembly
- (iv) The Hon. Benkhallef Lakhdar , Member of the National Assembly

Honourable Members, the delegation is accompanied by the following members of staff, Mr. Sellam Farid, Director of Protocol and Mr. Boulami Idir , Director of studies. They are in the country to benchmark, learn and share experiences with the Members of this House.

On my behalf and that of the House, I wish to welcome them to the National Assembly and wish them fruitful engagements.

Thank you”.

5. **MESSAGES FROM THE SENATE**

(i) **The Government Proceedings (Amendment) Bill (Senate Bill No. 10 of 2014); and The Persons with Disabilities (Amendment) Bill (Senate Bill No. 24 of 2014)**

“Honourable Members,

Standing Order 41 relating to Messages requires the Speaker to expeditiously report to the House any Messages received from the Senate. In this regard Honourable Members, I wish to report that, on Tuesday 9th December, 2014, in accordance with the provisions of Article 110 (4) of the Constitution, I received a Message from the Senate regarding the passage of the following Bills.-

- (i) The Government Proceedings (Amendment) Bill (Senate Bill No. 10 of 2014); and
- (ii) The Persons with Disabilities (Amendment) Bill (Senate Bill No. 24 of 2014).

Honourable Members, the message states –

*“THAT, the Government Proceedings (Amendment) Bill (Senate Bill No. 10 of 2014) and The Persons with Disabilities (Amendment) Bill (Senate Bill No. 24 of 2014) as published in the Kenya Gazette Supplement No. 44 of 4<sup>th</sup> April, 2014 and No. 95 of 27<sup>th</sup> June, 2014, respectively as Bills originating in the Senate and were passed by the Senate on Tuesday, 2<sup>nd</sup> December, 2014, without amendments. The message continues that “The Senate now seeks the concurrence of the National Assembly to the said Bills as passed by the Senate”.*

Honourable Members, I am now directing the Clerk to circulate copies of the Bills. Upon being read a First time, the Government Proceedings (Amendment) Bill (Senate Bill No. 10 of 2014) will stand committed to the Departmental Committee on Justice and Legal Affairs, while the Persons with Disabilities (Amendment) Bill (Senate Bill No. 24 of 2014) will stand committed to the Departmental Committee on Labour and Social Welfare.

I also direct that, before the Bills are scheduled for Second Reading, the two Committees engage the Budget and Appropriations Committee with a view to satisfying the requirement of Article 114 of the Constitution relating to money Bills.

Thank you".

(ii) **The County Assemblies Powers and Privileges Bill (Senate Bill No. 14 of 2014)**

Honourable Members,

Standing Order 41 relating to Messages requires the Speaker to expeditiously report to the House any Messages received from the Senate. In this regard Honourable Members, I wish to report that, on Tuesday 9th December, 2014, in accordance with the provisions of Article 110 (4) of the Constitution, I received a Message from the Senate regarding the passage of the following Bill:-

The County Assemblies Powers and Privileges Bill (Senate Bill No. 14 of 2014)

Honourable Members, the message states "THAT, the County Assemblies Powers and Privileges Bill (Senate Bill No. 14 of 2014) as published in the Kenya Gazette Supplement No. 54 of 22<sup>nd</sup> April, 2014 as a Bill originating in the Senate and was passed by the Senate on Tuesday, 2<sup>nd</sup> December, 2014, with amendments. The message continues that "The Senate now seeks the concurrence of the National Assembly to the said Bill as passed by the Senate".

Honourable Members,

I am now directing the Clerk to circulate copies of the Bill. Upon being read a First time, the Bill will stand committed to the Departmental Committee on Justice and Legal Affairs.

I also direct that, before the Bill is scheduled for Second Reading, the Committee engages the Budget and Appropriations Committee with a view to satisfying the requirement of Article 114 of the Constitution relating to money Bills.

Thank you".

6. **PROCEDURAL MOTION – APPROVAL OF A MORNING SITTING**

Motion made and Question proposed –

THAT, pursuant to the provisions of Standing Order 30(3)(b), this House resolves to hold a Sitting on Thursday, December 11, 2014 between 9.30 a.m. and 1.00 p.m. for the purpose of considering Bills

*(The Leader of the Majority Party)*

Debate arising;

Question put and agreed to.

**7. PROCEDURAL MOTION – REDUCTION OF THE PUBLICATION PERIOD FOR BILLS**

Motion made and Question proposed –

THAT, notwithstanding the provisions of Standing Order 120, this House resolves to reduce the publication period for the Public Audit Bill (National Assembly Bill No.38 of 2014) and the Public Procurement and Asset Disposal Bill (National Assembly Bill No.40 of 2014) from 14 to 2 days

*(The Leader of the Majority Party)*

Debate arising;

Question put and agreed to.

**8. THE PUBLIC AUDIT BILL (NATIONAL ASSEMBLY BILL NO. 38 OF 2014)**

*(The Leader of the Majority Party)*

Order for First Reading read;

Bill read a First Time and ordered to be read a Second Time tomorrow;

**9. THE PUBLIC PROCUREMENT AND ASSET DISPOSAL BILL (NATIONAL ASSEMBLY BILL NO.40 OF 2014)**

*(The Leader of the Majority Party)*

Order for First Reading read;

Bill read a First Time and ordered to be read a Second Time tomorrow;

**10. MOTION – NOTING OF THE REPORT ON PROGRESS MADE IN FULFILMENT OF THE INTERNATIONAL OBLIGATIONS OF THE REPUBLIC**

Question put and agreed to.

**11. MOTION – ADOPTION OF THREE REPORTS OF THE PUBLIC ACCOUNTS COMMITTEE**

Motion made and Question proposed –

THAT, this House adopts the Reports of the Public Accounts Committee on:-

- (i) the Appropriations Account, Other Public Accounts and the Accounts for the Funds of the Government of Kenya for the Financial Year 2010/2011;
- (ii) the Appropriations Account, Other Public Accounts and the Accounts for the Funds of the Government of Kenya for the Financial Year 2011/2012; and
- (iii) the Appropriations Account, Other Public Accounts and the Accounts for the Funds of the Government of Kenya for the Financial Year 2012/2013, laid on the Table of the House on Tuesday, December 2, 2014.

*(Chairperson, Public Accounts Committee – 09.12.2014)*

Debate interrupted on Tuesday, December 09, 2014 resumed;

And the time being thirty minutes past Six O'clock, the Fourth Chairperson interrupted the proceedings and adjourned the House without Question put pursuant to the Standing Orders.

12. HOUSE ROSE - at thirty minutes past Six O'clock
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M E M O R A N D U M

The Speaker will take the Chair on  
Thursday, December 11, 2014 at 9.30 a.m.

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