



REPUBLIC OF KENYA

ELEVENTH PARLIAMENT – (FIFTH SESSION)

THE NATIONAL ASSEMBLY

VOTES AND PROCEEDINGS

WEDNESDAY, MAY 24, 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 REGARDING A VISITING DELEGATION FROM THE PARLIAMENT OF THE REPUBLIC OF TANZANIA**

The Speaker conveyed the following Communication –

“Honourable Members,

I wish to introduce to you a delegation of Members and Staff from the Parliament of the United Republic of Tanzania. The delegation is seated at the Speaker’s Row and comprises of the following:-

- | | |
|-------------------------------------|------------------------------------|
| (i) The Hon. Job Ndugai, MP | - Speaker of the National Assembly |
| (ii) The Hon. Salim Turkey, MP | - Member |
| (iii) The Hon. Mary Chatanda, MP | - Member |
| (iv) The Hon. Rev. Peter Msiywa, MP | - Member |
| (v) Mr. Saidi Yakubu | - Private Secretary to the Speaker |

Honourable Members, the delegation headed by the Speaker of the National Assembly has been in the country since Monday, 22nd May, 2017 on a benchmarking tour with the sole aim of broadening their understanding on the working of our Parliament and sharing legislative experiences. They are scheduled to leave on Friday, 26th May, 2017. The delegation has held several crucial meetings with the leadership and other parliamentary offices.

Honourable Members, as the delegation visits our Parliament at this critical time in our regular electoral cycle, you will agree with me that they will have plenty to see, hear and of course share experiences with us as part of the East African family just as the *Swahili* saying goes “*mgeni pofu, ingawa ana yake macho.*”

On my own behalf and that of the House, I wish to once again welcome them to the National Assembly and wish them fruitful deliberations during their stay.

I thank you”.

5. **PAPERS LAID**

The following Papers were laid on the Table –

- (i) The Reports of the Auditor-General on the Financial Statements in respect of the following institutions for the year ended 30th June, 2016 and the certificates therein:-

- (a) National Construction Authority;
- (b) Commission for University Education;
- (c) National Quality Control Laboratory;
- (d) National Government Constituencies Development Fund, Moyale Constituency;
- (e) Kenya Utalii College;
- (f) Technical and Vocational Education and Training Authority (TVETA);
- (g) National Youth Council; and
- (h) Ministry of Energy and Petroleum.

(Deputy Majority Party Whip)

- (ii) Special Report of the implementation of the Tourism Fund’s Ronald Ngala Utalii College Project in Kilifi County

(Chairperson, Public Investments Committee)

6. **MOTION – REPORT OF THE PUBLIC ACCOUNTS COMMITTEE ON THE SPECIAL AUDIT OF NYS ACCOUNTS**

Motion made and Question proposed –

THAT, this House adopts the Report of the Public Accounts Committee on the Special Audit Report of May 2016 on the accounts of the National Youth Service (NYS), Volumes I and II, laid on the Table of the House on Thursday, March 16, 2017

(Chairperson, Public Accounts Committee)

Debate on the Motion having been concluded on Wednesday May 17, 2017;

Question put and agreed to.

7. **MOTION - SPECIAL REPORT ON THE DUTY FREE SHOPS CONTRACT AT JOMO KENYATTA AND MOI INTERNATIONAL AIRPORTS**

Motion made and Question proposed –

THAT, this House adopts the Special Report of the Public Investments Committee on Kenya Airports Authority Duty Free Shops contracts at Jomo Kenyatta and Moi International Airports: 1989 to 2015, laid on the Table of the House on Tuesday, December 01, 2015

(Chairperson, Public Investments Committee)

Debate having been concluded on Thursday, March 02, 2017;

Question put and negatived.

8. **THE DIVISION OF REVENUE (NO.2) BILL (NATIONAL ASSEMBLY BILL NO.22 OF 2017)**

Order for Second Reading read;

Motion made and Question proposed –

THAT; The Division of Revenue (No. 2) Bill (National Assembly Bill No. 22 of 2017) be now read a second time.

(The Chairperson, Budget & Appropriations Committee)

Debate Arising;

(Change of chair from the Speaker to the Deputy Speaker)

The Member for Samburu West Constituency (Hon. Lati Lelelit, MP) rose on a Point of Order under Standing Order 95 seeking the indulgence of the Speaker that the Mover be Called Upon to Reply.

The Speaker acceded to the Request.

Question Put and agreed to.

Mover Replied.

Question deferred.

9. **MOTION – REPORT OF THE MEDIATION COMMITTEE ON THE HEALTH BILL (NATIONAL ASSEMBLY BILL NO. 14 OF 2015)**

Motion made and Question proposed –

THAT, pursuant to the provisions of Article 113 (2) of the Constitution and Standing Order 150, this House adopts the Report of the Mediation Committee on its consideration of the Health Bill (National Assembly Bill No. 14 of 2015) laid on the Table of the House Wednesday, May 17, 2017, and **approves** the mediated version of the Bill.

(The Chairperson, Mediation Committee on the Health Bill, 2015)

The Mover brought to the attention of the Speaker of the omission of the word 'other' immediately after the word 'form' under Clause 18(b) on Page 434 of the Order Paper.

The Mover requested that the error on the Order Paper be corrected in view of the fact that the word 'other' was appearing in the Report being considered.

The Speaker acceded to the Request.

Motion amended as follows:

THAT, pursuant to the provisions of Article 113 (2) of the Constitution and Standing Order 150, this House adopts the Report of the Mediation Committee on its consideration of the Health Bill (National Assembly Bill No. 14 of 2015) laid on the Table of the House Wednesday, May 17, 2017, and **approves** the mediated version of the Bill **subject to insertion of the word 'other' immediately after the word 'form' under Clause 18(b) on Page 434 of the Order Paper.**

Debate arising;

Mover replied;

Question deferred.

10. **THE CONSTITUTION OF KENYA (AMENDMENT)(NO. 6) BILL (NATIONAL ASSEMBLY BILL NO. 65 OF 2015)**

Order for Second Reading read;

Motion made and Question proposed –

THAT; the Constitution of Kenya (Amendment) (No. 6) Bill (National Assembly Bill No. 65 of 2015) be now read a second time.

(The Majority Whip)

Debate Arising;

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

11. HOUSE ROSE - at thirty minutes past Six O'clock

M E M O R A N D U M

The Speaker will take the Chair on
Thursday, May 25, 2017 at 2.30 p.m.

--X--