



**REPUBLIC OF KENYA**

**ELEVENTH PARLIAMENT – (THIRD SESSION)**

**THE NATIONAL ASSEMBLY**

**ORDERS OF THE DAY**

**WEDNESDAY, DECEMBER 02, 2015 AT 9.30 A.M**

**ORDER OF BUSINESS**

**PRAYERS**

1. Administration of Oath
2. Communication from the Chair
3. Messages
4. Petitions
5. Papers
6. Notices of Motion
7. Statements

- 8\*. **PROCEDURAL MOTION – EXEMPTION OF BUSINESS FROM THE PROVISIONS OF STANDING ORDER 40(3)**  
(The Leader of the Majority Party)

**THAT**, the business appearing in today's Order Paper be exempted from the provisions of Standing Order 40(3) being a Wednesday Morning, a day allocated for Business not sponsored by the Majority or Minority Party or a Member belonging to the Majority or Minority Party or Business sponsored by a Committee.

- 9\*. **THE BANKING (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 62 OF 2015)**  
(The Hon. Jude Jomo, M.P.)

First Reading

- 10\*. **THE PUBLIC FUNDRAISING APPEALS BILL (SENATE BILL NO. 28 OF 2014)**  
(The Chairperson, Departmental Committee on Labour and Social Welfare)

First Reading

- 11\*. **MOTION - THE ADOPTION OF SESSIONAL PAPER NO. 3 OF 2014**  
(The Chairperson, Departmental Committee on Justice and Legal Affairs)

**THAT**, this House adopts Sessional Paper No. 3 of 2014 on the National Policy and Action Plan on Human Rights, laid on the Table of the House on Wednesday, 3<sup>rd</sup> June, 2015.

**12\*. MOTION - THE ADOPTION OF SESSIONAL PAPER NO. 11 OF 2014**

(The Chairperson, Departmental Committee on Environment and Natural Resources)

**THAT**, this House adopts Sessional Paper No.11 of 2014 on the National Education for Sustainable Development Policy, laid on the Table of the House on Tuesday, 2<sup>nd</sup> December, 2014.

**13\*. MOTION - THE ADOPTION OF SESSIONAL PAPER NO. 8 OF 2013**

(The Chairperson, Departmental Committee on Justice and Legal Affairs)

**THAT**, this House adopts Sessional Paper No.8 of 2013 on National Values and Principles of Governance, laid on the Table of the House on Tuesday, 22<sup>nd</sup> April, 2014.

**14\*. MOTION - THE ADOPTION OF SESSIONAL PAPER NO. 10 OF 2014**

(The Chairperson, Departmental Committee on Environment and Natural Resources)

**THAT**, this House adopts Sessional Paper No.10 of 2014 on the National Environment Policy, laid on the Table of the House on Tuesday, 2<sup>nd</sup> December, 2014.

**15\*. MOTION - THE ADOPTION OF SESSIONAL PAPER NO. 12 OF 2014**

(The Chairperson, Departmental Committee on Environment and Natural Resources)

**THAT**, this House adopts Sessional Paper No.12 of 2014 on the National Wetlands and Conservation Management Policy, laid on the Table of the House on Tuesday, 2<sup>nd</sup> December, 2014.

**16\*. MOTION - THE ADOPTION OF SESSIONAL PAPER NO. 13 OF 2014**

(The Chairperson, Departmental Committee on Environment and Natural Resources)

**THAT**, this House adopts Sessional Paper No.13 of 2014 on the Integrated Coastal Zone Management (ICZM) Policy, laid on the Table of the House on Tuesday, 2<sup>nd</sup> December, 2014.

**17\*. MOTION - DECLARATION OF CATTLE RUSTLING AS A NATIONAL DISASTER & ESTABLISHMENT OF A SPECIAL FUND FOR VICTIMS**

(The Hon. William Cheptumo, M.P.)

**THAT**, aware that cattle rustling is a major menace and security threat in the South and North Rift regions and other regions in the country; noting that cattle rustling leaves behind destruction of property and loss of lives; deeply concerned that the menace has since left irreparable and negative socio-economic impact which include but are not

limited to increased number of widows, widowers, orphaned children, poverty, displacement of people leading to the emergency of Internally displaced persons (IDPS), disruption of educational programmes and other economic activities owing to the destruction and/or closure of educational, health and other institutions; deeply concerned that the people living in the affected regions have been denied the enjoyment of their social, economic and political rights as guaranteed to them under the Bill of Rights as enshrined in Chapter Four of the Constitution; this House **urges** that the National Government declares cattle rustling as a national disaster and establishes a Special Fund to be used in mitigating the losses suffered by and in compensating all victims of cattle rustling and resettle all Internally displaced persons across the country created by the menace.

**18\*. MOTION - ENGAGEMENT OF THE NATIONAL YOUTH SERVICE  
IN CONSTRUCTION OF DAMS**

(The Hon. Joe M. Mutambu, M.P.)

**THAT**, aware that Article 43(1)(c) of the Constitution provides that every person has the right to be free from hunger and to have adequate food of acceptable quality; further aware that Kenya's food production is heavily dependent on rain-fed agriculture; cognizant of the fact that counties such as Kitui, Makueni and Machakos in semi-arid and arid lower Eastern part of the country experience perennial food shortages due to inadequate rainfall; noting that these counties however receive seasonal rainfall whose water can be harnessed and stored for irrigation; appreciating that the Government has invested heavily in the National Youth Service in terms of machinery and technical training; this House **urges** the Government to consider engaging the labour force and machinery of the National Youth Service to construct earth-dams for harnessing water for irrigation with a view to enhancing food production and alleviating hunger among the residents of the said counties and other semi-arid and arid regions of this country.

**19\*. MOTION - IMPLEMENTATION OF FLEXIBLE WORK POLICIES**

(The Hon. Muthomi Njuki, M.P.)

**THAT**, aware that Section 27(1) of the Employment Act provides that "*An employer shall regulate the working hours of each employee in accordance with the provisions of this Act and any other written law*"; further aware that motorists and passengers waste a lot of time in traffic jams during rush hours; noting the importance of quality output from employees as well as the ability to juggle between work and family responsibility; this House urges the Government to implement flexible work policies that will allow employees to schedule work during favourable times in order to accomplish more and provide time for recreational activities such as sports.

## N O T I C E S

### The House resolved on Wednesday, February 11, 2015 as follows:-

- I. **THAT**, notwithstanding the provisions of Standing Order 97(4), 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** shall 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.
- II. **THAT**, notwithstanding the provisions of Standing Order 97(4), each speech in a debate on any **Motion**, including a Special motion shall 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 House further resolved on Wednesday, November 11, 2015 as follows:-

- III. **THAT**, pursuant to the provisions of Standing Order No. 97(1) and notwithstanding the resolution of the House of 11<sup>th</sup> February, 2015 regarding limitation of time in debates, each speech in a debate on any **Sessional Paper during the current part of the Session** 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

# NOTICE PAPER

Tentative business for

Wednesday, December 02 (Afternoon), 2015

---

*(Published pursuant to Standing Order 38(1))*

It is notified that the House Business Committee, at their last meeting, approved the following tentative business to appear in the Order Paper for Wednesday (Afternoon) October 28, 2015:-

**A. COMMITTEE OF THE WHOLE HOUSE**

The National Government Constituencies Development Fund Bill (National Assembly Bill No. 59 of 2015)  
(The Hon. Moses Lessonet)

**B. THE NATURAL RESOURCES (CLASSES OF TRANSACTIONS SUBJECT TO RATIFICATION) BILL (NATIONAL ASSEMBLY BILL NO. 54 OF 2015)**

(The Leader of the Majority Party)

Second Reading

*(Resumption of debate interrupted on Tuesday, December 01, 2015)*

**C. THE FOREST CONSERVATION AND MANAGEMENT BILL (NATIONAL ASSEMBLY BILL NO. 49 OF 2015)**

(The Leader of the Majority Party)

Second Reading

**D. THE LEGAL AID BILL (NATIONAL ASSEMBLY BILL NO. 35 OF 2015)**

(The Leader of the Majority Party)

Second Reading

**E. THE ENERGY BILL (NATIONAL ASSEMBLY BILL NO. 50 OF 2015)**

(The Leader of the Majority Party)

Second Reading

**F. MOTION - REPORT ON THE SPECIAL AUDIT REPORT ON THE JUDICIAL SERVICE COMMISSION (JSC) AND THE JUDICIARY**

(The Chairperson, Public Accounts Committee)

---