



REPUBLIC OF KENYA

ELEVENTH PARLIAMENT – (FOURTH SESSION)

THE NATIONAL ASSEMBLY

ORDERS OF THE DAY

WEDNESDAY, JUNE 08, 2016 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*. THE INTERNATIONAL CRIMES (REPEAL) BILL(NATIONAL ASSEMBLY BILL NO. 61 OF 2015)

(The Hon. Boniface Otsiula, M.P.)

First Reading

9*. THE OFFICE OF THE COUNTY PRINTER BILL (SENATE BILL NO. 42 OF 2014)

(The Chairperson, Departmental Committee on Administration and National Security)

First Reading

10*. THE KENYA NATIONAL EXAMINATION COUNCIL (AMENDMENT) BILL (SENATE BILL NO. 7 OF 2015)

(The Chairperson, Departmental Committee on Education, Research and Technology)

First Reading

11*. THE OFFICE OF THE COUNTY ATTORNEY BILL (SENATE BILL NO. 37 OF 2014)

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

First Reading

12*. THE KENYA NATIONAL EXAMINATION COUNCIL (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 1 OF 2016)

(The Hon. Chris Wamalwa, M.P.)

Second Reading

13*. THE VALUE ADDED TAX (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 8 OF 2016)

(The Hon. Wafula Wamunyinyi, M.P.)

Second Reading

14*. 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.

(Resumption of debate interrupted on Wednesday, April 20, 2016 – Morning Sitting)

(Balance of time 2hrs 30 min.)

15*. MOTION – ESTABLISHMENT OF A SELECT COMMITTEE TO INQUIRE INTO YOUTH VULNERABILITY TO RADICALIZATION

(The Hon. Kanini Kega, M.P.)

THAT, aware that national security, peace and stability is integral for national development; worried that the stability of Kenya continues to be susceptible to sporadic terror attacks by militant groups; further concerned that the escalating incidences of terrorism and violence could be attributed to radicalization of young people; alarmed that the number of young persons from across the country being lured or coerced into joining radical terrorist organizations continues to increase; concerned that despite the history of extremism and radicalization in the country, little empirical inquiry has been conducted to determine the forces behind youth vulnerability to religious and other forms of radicalization; cognizant of the fact that spontaneous and reactionary Government responses in combating extremism and radicalization has borne little fruit; appreciating the role that comprehensive understanding of factors behind radicalization and extremism can play in overcoming this vice; this House **resolves** to establish a select Committee to inquire into and report within ninety (90) days on the circumstances and forces behind vulnerability of young persons to radicalization, and approves the following Members to constitute the Committee:-

1. The Hon. Kanini Kega, M.P.;
2. The Hon. Yusuf Hassan, M.P.;
3. The Hon. Mishi Juma, M.P.;
4. The Hon. Francis Chachu Ganya, M.P.;
5. The Hon. Kimani Ngunjiri, M.P.;
6. The Hon. David Ochieng, M.P.;
7. The Hon. Florence Kajuju, M.P.;
8. The Hon. Elias Bare Shill, M.P.;
9. The Hon. (Eng.) Mohammed Mahamud, M.P.;
10. The Hon. Richard Nyogaka Tong'i, M.P.;
11. The Hon. Christopher Nakuleu Doye, M.P.;
12. The Hon. David Pkosing, M.P.;
13. The Hon. David Kangogo, M.P.;
14. The Hon. Sara Korere, M.P.;
15. The Hon. Chrisantus Wamalwa, M.P.;
16. The Hon. Jessica Mbalu, M.P.; and
17. The Hon. John Serut, M.P.

16*. MOTION – DECLARATION OF KAMUKUNJI GROUNDS A PROTECTED NATIONAL MONUMENT

(The Hon. Yusuf Hassan, M.P.)

THAT, aware that the Kamukunji grounds is undoubtedly one of the most important public spaces in Kenya's political history; further aware that it was here that our national leaders held groundbreaking political rallies that mobilized the masses in the struggle for freedom and independence from colonial rule; cognizant of the fact that for the last 40 years, the Kamukunji grounds have continued to play a significant role in the Kenyan peoples' struggle for human rights and democracy, specifically the Saba Saba Rally that brought an end to the one-party rule ushering in a new era of multi-party democracy; concerned that the historic ground has been forgotten and neglected yet the great men and women of this great nation suffered so that we could be free; this House **resolves** that the Government declares the Kamukunji grounds a protected national monument and a historic place of great importance and transforms it into a safe and livable public space for present and future generations.

17*. MOTION – PROVISION OF WATER TO ALL PUBLIC FACILITIES

(The Hon. Andrew Mwadime, M.P.)

THAT, aware that water is one of the most basic human needs; concerned about children in primary schools, especially, those that do not have access to clean tapped water; also aware that the Government is already providing electricity and food to these schools; deeply concerned that lack of water leads to a host of hygiene-related problems including jigger infestation, cholera and others, this House **resolves** that the Government formulates a financial framework for and provides tapped water to all public facilities, especially primary schools, as water is life.

18*. MOTION – PROVISION OF HONORARIUM FOR VILLAGE ELDERS

(The Hon. Malulu Injendi, M.P.)

THAT, aware that Village Elders play a critical role in facilitating the work undertaken by Chiefs and Assistant Chiefs namely in solving disputes, addressing petty crimes, handling security issues and generally promoting development initiatives; concerned that the Government is yet to adequately recognize their vital roles by way of facilitating their work; further noting that these hardworking citizens are crucial in the dissemination of government policies and plans to the grassroots, this House **urges** the National Government to consider giving a monthly or annual Honorarium to Village Elders as a means of appreciating their services and encouraging them to uphold their dedication to the community.

*** Denotes Orders of the Day**

N O T I C E S

The House resolved on Wednesday, February 10, 2016 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.

NOTICE PAPER

Tentative business for

Wednesday (Afternoon), June 08, 2016

(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), June 08, 2016:-

A. MOTION - APPROVAL OF NOMINEES TO THE CONSTITUENCY COMMITTEES OF NATIONAL GOVERNMENT CONSTITUENCY DEVELOPMENT FUND

(The Chairperson, Select Committee on the National Government Constituency Development Fund)

(Question to be put)

B. PROCEDURAL MOTION - REDUCTION OF PUBLICATION PERIOD OF BILLS

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

C. THE INDEPENDENT ELECTORAL AND BOUNDARIES COMMISSION (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 18 OF 2016)

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

First Reading

D. THE CONSTITUTION OF KENYA (AMENDMENT) (NO.2) BILL (NATIONAL ASSEMBLY BILL NO. 19 OF 2016)

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

First Reading

E. SPECIAL MOTION - APPROVAL OF FINANCING FOR THE DEVELOPMENT OF THE SECOND CONTAINER TERMINAL, PHASE II

(The Leader of the Majority Party)

(Mover to reply)

F. THE ELECTION LAWS (AMENDMENT) (NO.3) BILL (NATIONAL ASSEMBLY BILL NO. 63 OF 2015)

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

Second Reading

(Resumption of debate interrupted on Tuesday, June 07, 2016)

G. THE KENYA ROADS BILL (NATIONAL ASSEMBLY BILL NO. 26 OF 2015)

(The Leader of the Majority Party)

Second Reading

H. THE WAREHOUSE RECEIPTS SYSTEM BILL (NATIONAL ASSEMBLY BILL NO. 12 OF 2015)

(The Leader of the Majority Party)

Second Reading

(Resumption of debate interrupted on Thursday, March 10, 2016)

I. THE PUBLIC FINANCE MANAGEMENT (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 4 OF 2015)

(The Leader of the Majority Party)

Second Reading

J. THE KENYA REGIMENT (TERRITORIAL FORCE) (REPEAL) BILL (NATIONAL ASSEMBLY BILL NO. 39 OF 2015)

(The Leader of the Majority Party)

Second Reading



REPUBLIC OF KENYA

ELEVENTH PARLIAMENT – (FOURTH SESSION)

THE NATIONAL ASSEMBLY

ORDERS OF THE DAY

WEDNESDAY, JUNE 08, 2016 AT 2.30 P.M

ORDER OF BUSINESS

PRAYERS

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

8*. MOTION – APPROVAL OF NOMINEES TO THE CONSTITUENCY COMMITTEES OF NATIONAL GOVERNMENT CONSTITUENCY DEVELOPMENT FUND

(The Chairperson, Select Committee on the National Government Constituency Development Fund)

THAT, pursuant to the provisions of Section 43(4) of the National Government Constituencies Development Fund Act, 2015, this House **approves** the nominees listed hereunder to the respective Constituency Committees of the National Government Constituency Development Fund:–

1. LAFEY CONSTITUENCY

- | | | |
|----|----------------------|---|
| 1. | Mohamed Daar Bulle | Male Youth Representative |
| 2. | Mohamed Madey Hassan | Male Adult Representative |
| 3. | Amal Osman Haji | Female Youth Representative |
| 4. | Katra Noor Omar | Female Adult Representative |
| 5. | Hussein Bulle Hassan | Representative of Persons with Disability |
| 6. | Mursal Sheikh Abey | Nominee of the Constituency Office (Male) |
| 7. | Nasra Samow Bare | Nominee of the Constituency Office (Female) |

...../8*(cont'd)

2. NYAKACH CONSTITUENCY

- | | | |
|----|-----------------------|---|
| 1. | Justus Ochieng Odhoch | Male Youth Representative |
| 2. | Joel Onono Mc Odongo | Male Adult Representative |
| 3. | Leah Akoth Aringo | Female Youth Representative |
| 4. | Hellen E. Were | Female Adult Representative |
| 5. | Nashon Ogada Osenya | Representative of Persons with Disability |
| 6. | Henry Okoth Odingo | Nominee of the Constituency Office (Male) |
| 7. | Susan Atieno Otieno | Nominee of the Constituency Office (Female) |

3. ISIOLO NORTH CONSTITUENCY *(Additional Nominees)*

- | | | |
|----|----------------------|-----------------------------|
| 1. | Moses Lerosion Edwin | Male Adult Representative |
| 2. | Mary Naitore Kimathi | Female Youth Representative |

*(Question to be put)***9*. PROCEDURAL MOTION – REDUCTION OF PUBLICATION PERIOD***(The Chairperson, Departmental Committee on Justice and Legal Affairs)*

THAT, pursuant to the provisions of Standing Order 120, this House resolves to reduce the Publication Period of the Independent Electoral and Boundaries Commission (Amendment) Bill (National Assembly Bill No. 18 of 2016), and the Constitution of Kenya (Amendment) (No.2) Bill (National Assembly Bill No. 19 of 2016) from **14 to 6 days**.

10*. THE INDEPENDENT ELECTORAL AND BOUNDARIES COMMISSION (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 18 OF 2016)*(The Chairperson, Departmental Committee on Justice and Legal Affairs)*

First Reading

11*. THE CONSTITUTION OF KENYA (AMENDMENT) (No.2) BILL (NATIONAL ASSEMBLY BILL NO. 19 OF 2016)*(The Chairperson, Departmental Committee on Justice and Legal Affairs)*

First Reading

12*. SPECIAL MOTION - APPROVAL OF FINANCING FOR THE DEVELOPMENT OF THE SECOND CONTAINER TERMINAL, PHASE II

(The Leader of the Majority Party)

THAT, this House **notes** the *Sessional Paper No. 1 of 2016 on Government Guarantee on Borrowing for the Construction of the Second Container Terminal Phase II*, laid on the Table of the House on Thursday, March 10, 2016 and pursuant to the provisions of Article 213 of the Constitution, and sections 50 and 58 of the *Public Finance Management Act (CAP 412C)* **approves** the Government of Kenya Guarantee against a loan of Japanese Yen **(Y) 32.116 billion**, equivalent to **Kshs 27.30 billion** at the current exchange rate, to be borrowed by the Kenya Ports Authority (KPA) from the Japan International Cooperation Agency (JICA) negotiated at the rate of 0.11% per annum and repayable in thirty four (34) years, with a six-year (6) moratorium, to finance Phase II of the development of the Second Container Terminal at the port of Mombasa as part of the Mombasa Port Development.

(Mover to reply)

13*. THE ELECTION LAWS (AMENDMENT) (No.3) BILL (NATIONAL ASSEMBLY BILL NO. 63 OF 2015)

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

Second Reading

(Resumption of debate interrupted on Tuesday, June 07, 2016)

14*. THE KENYA ROADS BILL (NATIONAL ASSEMBLY BILL NO. 26 OF 2015)

(The Leader of the Majority Party)

Second Reading

15*. THE WAREHOUSE RECEIPTS SYSTEM BILL (NATIONAL ASSEMBLY BILL NO. 12 OF 2015)

(The Leader of the Majority Party)

Second Reading

(Resumption of debate interrupted on Thursday, March 10, 2016)

16*. THE PUBLIC FINANCE MANAGEMENT (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 4 OF 2015)

(The Leader of the Majority Party)

Second Reading

- 17*. THE KENYA REGIMENT (TERRITORIAL FORCE) (REPEAL) BILL
(NATIONAL ASSEMBLY BILL NO. 39 OF 2015)
(The Leader of the Majority Party)

Second Reading

* Denotes Orders of the Day

...../Notices

N O T I C E S

The House resolved on Wednesday, February 10, 2016 as follows:-

- I. **THAT**, notwithstanding the provisions of Standing Order 97(4), each speech in a debate on a **Report of a Committee**, including a Report of a Joint Committee of the Houses of Parliament or any other Report submitted to the House, shall be limited as follows: - A maximum of sixty (60) minutes for the Mover in moving and thirty (30) minutes in replying, 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 (15) minutes each; and that priority be accorded to the Leader of the Majority Party and the Leader of the Minority Party, in that Order.
- II. **THAT**, notwithstanding the provisions of Standing Order 97(4), each speech in a debate on **Bills 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 forty five (45) minutes for the Mover, in moving and fifteen minutes (15) in replying, a maximum of thirty (30) minutes for the Chairperson of the relevant Committee (if the Bill is not sponsored by 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 (if the Bill is not sponsored by either of them); 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.

NOT LATER THAN 3.30 PM:

- III. **PUBLIC PRONOUNCEMENT OF THE BUDGET POLICY HIGHLIGHTS AND REVENUE RAISING MEASURES FOR THE FINANCIAL YEAR 2016/2017**

Pursuant to the provisions of section 40 of the Public Finance Management Act, 2012 and Standing Orders 241 and 25B, the Speaker will today, Wednesday, June 8, 2016 interrupt business of the House to allow the Cabinet Secretary for the National Treasury to make a Public Pronouncement of the Budget Policy Highlights and Revenue Raising Measures for the National Government for the Financial Year 2016/2017 and the Medium Term.

It is notified that, in accordance with the provisions of Standing Order 25B, the Speaker has accordingly designated the suitable place at the public officers' benches for that purpose.

NOTICE PAPER

Tentative business for

Thursday, June 09, 2016

(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 Thursday, June 09, 2016:-

A. MOTION - ADOPTION OF THE REPORT OF THE BUDGET AND APPROPRIATIONS COMMITTEE ON THE ESTIMATES OF REVENUE AND EXPENDITURE FOR THE FY 2016/2017

(The Chairperson, Budget and Appropriations Committee)

B. THE ELECTION LAWS (AMENDMENT) (NO.3) BILL (NATIONAL ASSEMBLY BILL NO. 63 OF 2015)

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

Second Reading

(If not concluded on Wednesday, June 08, 2016 – Afternoon Sitting)

C. THE KENYA ROADS BILL (NATIONAL ASSEMBLY BILL NO. 26 OF 2015)

(The Leader of the Majority Party)

Second Reading

(If not concluded on Wednesday, June 08, 2016 – Afternoon Sitting)

D. THE WAREHOUSE RECEIPTS SYSTEM BILL (NATIONAL ASSEMBLY BILL NO. 12 OF 2015)

(The Leader of the Majority Party)

Second Reading

(If not concluded on Wednesday, June 08, 2016 – Afternoon Sitting)

E. THE PUBLIC FINANCE MANAGEMENT (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 4 OF 2015)

(The Leader of the Majority Party)

Second Reading

(If not concluded on Wednesday, June 08, 2016 – Afternoon Sitting)

F. THE KENYA REGIMENT (TERRITORIAL FORCE) (REPEAL) BILL (NATIONAL ASSEMBLY BILL NO. 39 OF 2015)

(The Leader of the Majority Party)

Second Reading

(If not concluded on Wednesday, June 08, 2016 – Afternoon Sitting)
