



**REPUBLIC OF KENYA**

**ELEVENTH PARLIAMENT – (FOURTH SESSION)**

**THE NATIONAL ASSEMBLY**

**ORDERS OF THE DAY**

**WEDNESDAY, JUNE 29, 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\*. PROCEDURAL MOTION – EXEMPTION OF BUSINESS FROM THE PROVISIONS OF STANDING ORDER 40(3)**  
(The Leader of the Majority Party)

**THAT**, this House orders that the business appearing as Order 9 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\*. MOTION – ADOPTION OF THE REPORT ON THE SECOND SUPPLEMENTARY ESTIMATES FOR THE FINANCIAL YEAR 2015/2016**  
(The Chairperson, Budget and Appropriations Committee)

**THAT**, this House **adopts** the Report of the Budget and Appropriations Committee on its consideration of the Second Supplementary Estimates for the Financial Year 2015/2016, laid on the Table of the House on Tuesday, June 28, 2016 and in accordance with the provisions of Article 223 of the Constitution of Kenya, this House **approves** the withdrawal from the Consolidated Fund a sum of **Ksh 14,677,950,104** representing the total net estimates of Recurrent and Development Expenditure of the National Government made up of the following:

- (i) A sum not exceeding **Ksh. 9,354,032,522** be granted from the Consolidated Fund to meet expenditure during the year ending 30<sup>th</sup> June, 2016, in respect of Second Supplementary Estimates of 2015/2016 Financial Year (Recurrent) having regard to the proposed reduction of **Ksh. 1,847,629,752** therein appearing; and
- (ii) A sum not exceeding **Ksh. 14,691,230,963** be granted from the Consolidated Fund to meet expenditure during the year ending 30<sup>th</sup> June, 2016, in respect of Second Supplementary Estimates of 2015/2016 Financial Year (Development) having regard to the proposed reduction of **Ksh. 7,519,683,629** therein appearing.

**10\*. 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.

*(Resumption of debate interrupted on Wednesday, June 22, 2016 – Morning Sitting)  
(Balance of time – 2 hrs 50 mins)*

**11\*. 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

...../11\*. (cont'd)

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

**12\*. 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.

**13\*. 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.

**14\*. MOTION – ESTABLISHMENT OF FISHERIES TRAINING INSTITUTIONS AND FISH PROCESSING PLANTS**  
(The Hon. Rose Nyamunga, M.P.)

**THAT**, aware that Kenya's high seas and inland fresh water bodies are a key resource for diversification of the country's economy through fishing; noting that most fishermen and women use traditional methods of fish harvesting, preservation and processing; conscious that there are few training institutions that offer studies in fisheries, oceanography and maritime technology in Kenya; further noting that huge losses are incurred due to lack of proper post-harvest management and inadequate fish processing plants in the country; concerned that this lacuna has contributed to relegation of the otherwise lucrative fishing industry to a *jua kali* sector; deeply worried that lack of training and inadequate fish processing facilities have resulted in meagre earnings for many Kenyans, including women who depend on fishing; this House **urges** the Government to establish both inland and coastal training institutions and processing plants with a view of building capacity for fishing communities to maximize their returns from the lucrative fishing sector.

**15\*. THE CONSTITUTION OF KENYA (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 7 OF 2016)**  
(The Hon. Mithika Linturi, M.P.)

Second Reading

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**\* Denotes Orders of the Day**

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## 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** 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 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 29, 2016

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*(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 29, 2016:-

**A. MOTION - RATIFICATION OF THE EAST AFRICAN COMMUNITY PROTOCOL ON SANITARY AND PHYTOSANITARY MEASURES**

(The Chairperson, Departmental Committee on Agriculture, Livestock and Cooperatives)

*(Question to be put)*

**B. MOTION - APPROVAL OF NOMINEES TO THE MT. ELGON CONSTITUENCY COMMITTEE**

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

**C. MOTION - ADOPTION OF THE REPORT ON THE VETTING OF NOMINEES FOR APPOINTMENT TO THE PRIVATIZATION COMMISSION**

(The Chairperson, Departmental Committee on Finance, Planning and Trade)

**D. MOTION - ADOPTION OF THE REPORT ON THE VETTING OF NOMINEES FOR APPOINTMENT TO THE COMPETITION AUTHORITY**

(The Chairperson, Departmental Committee on Finance, Planning and Trade)

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

(The Leader of the Majority Party)

Second Reading

*(Resumption of debate interrupted on Thursday, June 23, 2016)*

**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 STATUTE LAW (MISCELLANEOUS AMENDMENTS) (No. 2) BILL  
(NATIONAL ASSEMBLY BILL NO. 58 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

**K. THE COUNTY ASSEMBLIES POWERS AND PRIVILEGES BILL (SENATE  
BILL NO. 14 OF 2014)**

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

Second Reading

**L. THE PUBLIC APPOINTMENTS (COUNTY ASSEMBLIES APPROVAL)  
BILL (SENATE BILL NO. 20 OF 2014)**

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

Second Reading

**M. THE POTATO PRODUCE AND MARKETING BILL (SENATE BILL NO. 22  
OF 2014)**

(The Chairperson, Departmental Committee on Agriculture, Livestock and Cooperatives)

Second Reading

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**REPUBLIC OF KENYA**

**ELEVENTH PARLIAMENT – (FOURTH SESSION)**

**THE NATIONAL ASSEMBLY**

**ORDERS OF THE DAY**

**WEDNESDAY, JUNE 29, 2016 AT 2.30 P.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\*. MOTION - RATIFICATION OF THE EAST AFRICAN COMMUNITY  
PROTOCOL ON SANITARY AND PHYTOSANITARY  
MEASURES**

(The Chairperson, Departmental Committee on Agriculture, Livestock and Cooperatives)

**THAT**, this House **adopts** the Report of the Departmental Committee on Agriculture, Livestock and Cooperatives on its consideration of the East African Community (EAC) Protocol on Sanitary and Phytosanitary (SPS) Measures, laid on the Table of the House on Wednesday, 22<sup>nd</sup> June, 2016 and pursuant to Section 8 of the Treaty Making and Ratification Act, 2012, **approves** the ratification of the East African Community Protocol on Sanitary and Phytosanitary (SPS) Measures.

*(Question to be put)*

**9\*. MOTION - APPROVAL OF NOMINEES TO THE MT. ELGON  
CONSTITUENCY COMMITTEE**

(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 to the Mt. Elgon Constituency Committee of the National Government Constituency Development Fund –

...../9\*.*(cont'd)*

**MT. ELGON CONSTITUENCY**

- |                             |   |
|-----------------------------|---|
| 1. Stephen Chongin Chemoss  | Male Youth Representative                   |
| 2. Geoffrey Matasero Chemos | Male Adult Representative                   |
| 3. Faith Cheptarus Burmen   | Female Youth Representative                 |
| 4. Salome Chenuget Senden   | Female Adult Representative                 |
| 5. Bernard Kipruto Matayo   | Representative of Persons with Disability   |
| 6. Wilfred M.N. Musamali    | Nominee of the Constituency Office (Male)   |
| 7. Lydia Cherugut Emase     | Nominee of the Constituency Office (Female) |

**10\*. MOTION - ADOPTION OF THE REPORT ON THE VETTING OF NOMINEES FOR APPOINTMENT TO THE PRIVATIZATION COMMISSION**

(The Chairperson, Departmental Committee on Finance, Planning and Trade)

**THAT**, this House **adopts** the Report of the Departmental Committee on Finance, Planning and Trade on the Vetting of Nominees for Appointment to the Privatization Commission, laid on the Table of the House on Tuesday, June 28, 2016, and pursuant to the provisions of Section 5 (1)(d) of the Privatization Act, **approves** the appointment of the following persons as Members of the Privatization Commission:-

- (i) Amb. Boaz Kidiga Mbaya;
- (ii) Mr. Wilfred Sang;
- (iii) Mr. John Boru Halake;
- (iv) Ms. Faith Chepkemboi;
- (v) Mr. John Joseph Tito;
- (vi) Mr. Mohamed Suraw Isaak; and
- (vii) Ms. Zipporah Mukoruru.

**11\*. MOTION - ADOPTION OF THE REPORT ON THE VETTING OF NOMINEES FOR APPOINTMENT TO THE COMPETITION AUTHORITY**

(The Chairperson, Departmental Committee on Finance, Planning and Trade)

**THAT**, this House **adopts** the Report of the Departmental Committee on Finance, Planning and Trade on Vetting of Nominees for Appointment to the Competition Authority, laid on the Table of the House on Tuesday, June 28, 2016, and pursuant to the provisions of Section 10 (2) of the Competition Act, 2010, **approves** the appointment of the following persons as Members of the Competition Authority:-

...../11\*. (cont'd)

- (i) Dr. Abdirizak Aralle Nunow;
- (ii) Ms. Eunice Maranya;
- (iii) Mr. Stephen Kiptinness;
- (iv) Ms. Carolyn Kimbo Musyoka; and
- (v) Ms. Leila A. Ali.

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

(The Leader of the Majority Party)

Second Reading

*(Resumption of debate interrupted on Thursday, June 23, 2016)*

**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 STATUTE LAW (MISCELLANEOUS AMENDMENTS) (No. 2) BILL (NATIONAL ASSEMBLY BILL NO. 58 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

**18\*. THE COUNTY ASSEMBLIES POWERS AND PRIVILEGES BILL (SENATE BILL NO. 14 OF 2014)**

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

Second Reading

**19\*. THE PUBLIC APPOINTMENTS (COUNTY ASSEMBLIES APPROVAL) BILL (SENATE BILL NO. 20 OF 2014)**

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

Second Reading

**20\*. THE POTATO PRODUCE AND MARKETING BILL (SENATE BILL NO. 22 OF 2014)**

(The Chairperson, Departmental Committee on Agriculture, Livestock and Cooperatives)

Second Reading

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**\* Denotes Orders of the Day**

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## 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.
- III. **THAT**, notwithstanding the provisions of Standing Order 97(4), each speech in a debate on any **Motion**, including a Special motion 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

Thursday, June 30, 2016

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*(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 30, 2016:-

**A. 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 29, 2016 – Afternoon Sitting)*

**B. THE STATUTE LAW (MISCELLANEOUS AMENDMENTS) (No. 2) BILL (NATIONAL ASSEMBLY BILL NO. 58 OF 2015)**

(The Leader of the Majority Party)

Second Reading

*(If not concluded on Wednesday, June 29, 2016 – Afternoon Sitting)*

**C. 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 29, 2016 – Afternoon Sitting)*

**D. 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 29, 2016 – Afternoon Sitting)*

**E. 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 29, 2016 – Afternoon Sitting)*

**F. THE COUNTY ASSEMBLIES POWERS AND PRIVILEGES BILL (SENATE BILL NO. 14 OF 2014)**

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

Second Reading

*(If not concluded on Wednesday, June 29, 2016 – Afternoon Sitting)*

**G. THE PUBLIC APPOINTMENTS (COUNTY ASSEMBLIES APPROVAL) BILL (SENATE BILL NO. 20 OF 2014)**

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

Second Reading

*(If not concluded on Wednesday, June 29, 2016 – Afternoon Sitting)*

**H. THE POTATO PRODUCE AND MARKETING BILL (SENATE BILL NO. 22 OF 2014)**

(The Chairperson, Departmental Committee on Agriculture, Livestock and Cooperatives)

Second Reading

*(If not concluded on Wednesday, June 29, 2016 – Afternoon Sitting)*

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