



REPUBLIC OF KENYA

ELEVENTH PARLIAMENT – (FOURTH SESSION)

THE NATIONAL ASSEMBLY

ORDERS OF THE DAY

WEDNESDAY, NOVEMBER 23, 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*. MOTION– SUPPORT FOR YOUTH INNOVATIONS BY THE GOVERNMENT

(The Hon. Isaac Mwaura, M.P.)

THAT, aware that there are many talents amongst the youth of this country; having noted that this talents have been severally displayed through various inventions and innovations by the youth in platforms such as the Science Congress and the Annual Youth Innovation Week; concerned, that most of these discoveries do not go beyond making sensational newspaper and electronic media stories; noting that most of these innovations are aimed at addressing the problems that afflict us as Kenyans on a daily basis; further concerned that there is inadequate enabling legislation and administrative measures to support these innovations; cognizant of the fact that the Kenya Vision 2030 seeks to make our country an industrialized middle-income economy in the next 14 years; aware of the immense potential for wealth creation and job opportunities that such innovations would generate if well-developed and commercialized; also recognizing that our imports are well in excess of Kshs. 1.3 billion shillings, a gap that would be narrowed if we had our own local production, this House **urges** the Government to support youth innovations by creating an innovation fund and a national incubation system, among other measures.

(Question to be put)

9*. THE REFUGEES BILL (NATIONAL ASSEMBLY BILL NO. 29 OF 2016)

(The Hon. Agostinho Neto, M.P.)

Second Reading

10*. MOTION – RECRUITMENT OF SCHOOL BURSARS TO ENSURE PRUDENT UTILIZATION/MANAGEMENT OF FREE PRIMARY EDUCATION FUNDS

(The Hon. James Lusweti, M.P.)

THAT, aware that Free Primary Education is an important milestone to economic and social development in the country; further aware that since the introduction of Free Primary Education (FPE) in 2002, the Government has spent huge amount of money on the programme; noting that the recent Report by the Ministry of Education submitted to the Ethics and Anti-Corruption Commission (EACC) indicated that the Government could be losing millions of capitation funds in public schools through inflated enrollment figures, fraudulent deals that include irregular allocation of funds, procurement of goods and questionable expenditure by Head teachers; concerned that the spirit of FPE was to provide a chance to every student in the country to acquire free education, giving effect to Article 43(1)(f) of the Constitution; noting that most Head teachers do not possess requisite financial management skills to proficiently handle FPE funds; this House **urges** that the Government, through County Education Boards to recruit School Bursars to ensure prudent utilization/management of FPE funds disbursed to various schools in the country.

11*. MOTION– FORMULATION OF A POLICY TO GUARANTEE CAREER ADVANCEMENT, PROMOTIONS AND SECURITY OF TENURE FOR PUBLIC SERVANTS

(The Hon. Joyce Emanikor, M.P.)

THAT, aware that a sufficiently skilled and trained workforce is an essential pillar for attainment of Kenya's Vision 2030; further aware that the number of doctors, accountants, engineers, teachers, nurses, lecturers, scientists and other professionals in the public sector undertaking further studies of specialized skills within or outside the country is on the increase; deeply concerned that quite a number of professionals seemingly get demoralized by the fact that on returning from studies abroad or after undertaking further studies locally they are either deployed to lower positions, placed below supervisors whose skills they exceed or stagnate in the same position they were before furthering their skills; further concerned by the fact that most of them thereafter opt to leave the public service for the private sector, civil society or Non-Governmental Organizations (NGOs) or even migrate abroad in search of greener pastures leading to regrettable brain drain; this House **resolves** that the Government establishes a comprehensive policy to guarantee career advancement, promotions and security of tenure for public servants and officers who undertake to refine their skills through further studies.

...../12*.

12*. MOTION - ESTABLISHMENT OF A SELECT COMMITTEE TO INQUIRE INTO THE CIRCUMSTANCES & FORCES BEHIND 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, 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.

13*. THE CONSTITUTION OF KENYA (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 7 OF 2016)

(The Hon. Mithika Linturi, M.P.)

Second Reading

14*. THE KENYA UWEZO FUND BILL (NATIONAL ASSEMBLY BILL NO. 65 OF 2015)

(The Hon. David Kangogo, M.P.)

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 **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), November 23, 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), November 23, 2016:-

A. MOTION – REPORT OF THE COMMITTEE OF THE WHOLE HOUSE ON THE PRESIDENT'S RESERVATIONS TO THE ENERGY BILL (NATIONAL ASSEMBLY BILL NO. 50 OF 2015)

(The Chairperson, Departmental Committee on Energy, Communication and Information)

(Question to be put)

B. MOTION – REPORT OF THE COMMITTEE OF THE WHOLE HOUSE ON THE PRESIDENT'S RESERVATIONS TO THE PETROLEUM (EXPLORATION, DEVELOPMENT AND PRODUCTION) BILL (NATIONAL ASSEMBLY BILL NO. 44 OF 2015)

(The Chairperson, Departmental Committee on Energy, Communication and Information)

(Question to be put)

C. MOTION- THE HEALTH BILL (NATIONAL ASSEMBLY BILL NO.14 OF 2015)

(The Chairperson, Departmental Committee on Health)

THAT, the Senate Amendments to the Health Bill (National Assembly Bill No. 14 of 2015) be now considered.

(Question to be put)

D. 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

(Mover to reply)

E. COMMITTEE OF THE WHOLE HOUSE

- (i) The Insurance (Amendment) Bill (National Assembly Bill No. 28 of 2016)
(The Leader of the Majority Party)

(ii) Senate's Amendments to the Health Bill (National Assembly Bill No.14 of 2015).

(The Chairperson, Departmental Committee on Health)

F. THE NATIONAL FLAG, EMBLEMS AND NAMES (AMENDMENT) BILL (SENATE BILL NO. 2 OF 2013)

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

Second Reading

G. THE PENAL CODE (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 13 OF 2016)

(The Chairperson, Joint Committee on National Cohesion and Equal Opportunity)

Second Reading

(Resumption of debate interrupted on Tuesday, November 22, 2016)

H. MOTION – ADOPTION OF THE REPORT ON THE INVESTIGATION INTO WILDLIFE POACHING IN KENYA

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

I. MOTION – ADOPTION OF THE REPORT ON THE INVESTIGATION INTO THE GARISSA UNIVERSITY COLLEGE TERRORIST ATTACK

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

J. MOTION – ADOPTION OF REPORT ON THE INQUIRY INTO THE PROCUREMENT OF THE APRON BUSES BY THE KENYA AIRPORTS AUTHORITY

(The Chairperson, Departmental Committee on Transport, Public Works and Housing)

K. MOTION – ADOPTION OF THE REPORT ON THE INQUIRY INTO THE IMPORTATION OF FERTILIZER BY THE MINISTRY OF AGRICULTURE, LIVESTOCK AND FISHERIES THROUGH THE NATIONAL CEREALS AND PRODUCE BOARD

(The Chairperson, Departmental Committee on Agriculture, Livestock and Co-operatives)

L. MOTION – ADOPTION OF THE REPORT ON THE INQUIRY INTO DEGAZZETEMENT OF GOVERNMENT LAND BELONGING TO CHORLIM COOPERATIVE SOCIETY

(The Chairperson, Departmental Committee on Lands)

.....Appendix

APPENDIX

PETITIONS to be reported on

Wednesday (Morning), November 23, 2016

It is notified that, pursuant to the provisions of Standing Order 227, the following Petitions will be reported on **today, Wednesday (Morning), November 23, 2016:-**

NO.	PETITION TO BE REPORTED BY	SUBJECT	PETITIONER(S)
001	Chairperson, Departmental Committee on Administration and National Security	Alleged re-emergence of militia and Mungiki in Kiambu County	Residents of Kikuyu Constituency
002	Chairperson, Departmental Committee on Administration and National Security	Delayed issuance of citizenship	Concerned immigrants residing in Kenya



REPUBLIC OF KENYA

ELEVENTH PARLIAMENT – (FOURTH SESSION)

THE NATIONAL ASSEMBLY

ORDERS OF THE DAY

WEDNESDAY, NOVEMBER 23, 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 – REPORT OF THE COMMITTEE OF THE WHOLE HOUSE ON THE PRESIDENT’S RESERVATIONS TO THE ENERGY BILL (NATIONAL ASSEMBLY BILL NO. 50 OF 2015)

(The Chairperson, Departmental Committee on Energy, Communication and Information)

THAT, this House do agree with the Report of the Committee of the Whole House on its consideration of the President’s Reservations to the Energy Bill (National Assembly Bill No. 50 of 2015).

(Question to be put)

9*. MOTION – REPORT OF THE COMMITTEE OF THE WHOLE HOUSE ON THE PRESIDENT’S RESERVATIONS TO THE PETROLEUM (EXPLORATION, DEVELOPMENT AND PRODUCTION) BILL (NATIONAL ASSEMBLY BILL NO. 44 OF 2015)

(The Chairperson, Departmental Committee on Energy, Communication and Information)

THAT, this House do agree with the Report of the Committee of the Whole House on its consideration of the President’s Reservations to the Petroleum (Exploration, Development and Production) Bill (National Assembly Bill No. 44 of 2015)

(Question to be put)

10*. **MOTION- THE HEALTH BILL (NATIONAL ASSEMBLY BILL NO.14 OF 2015)**

(The Chairperson, Departmental Committee on Health)

THAT, the Senate Amendments to the Health Bill (National Assembly Bill No. 14 of 2015) be now considered.

(Question to be put)

11*. **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

(Mover to reply)

12*. **COMMITTEE OF THE WHOLE HOUSE**

(i) The Insurance (Amendment) Bill (National Assembly Bill No. 28 of 2016)
(The Leader of the Majority Party)

(ii) Senate's Amendments to the Health Bill (National Assembly Bill No.14 of 2015)
(The Chairperson, Departmental Committee on Health)

13*. **THE PENAL CODE (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 13 OF 2016)**

(The Chairperson, Joint Committee on National Cohesion and Equal Opportunity)

Second Reading

(Resumption of debate interrupted on Tuesday, November 22, 2016)

14*. **THE LAND VALUE INDEX LAWS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 40 OF 2016)**

(The Leader of the Majority Party)

Second Reading

15*. **THE NATIONAL HONOURS (AMENDMENT) BILL (SENATE BILL NO. 16 OF 2014)**

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

Second Reading

16*. MOTION – ADOPTION OF THE REPORT ON THE INVESTIGATION INTO WILDLIFE POACHING IN KENYA

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

THAT, this House adopts the Report of the Departmental Committee on Environment and Natural Resources on the Investigation into Wildlife Poaching in Kenya, laid on the Table of the House on Thursday, October 01, 2015.

17*. MOTION – ADOPTION OF THE REPORT ON THE INVESTIGATION INTO THE GARISSA UNIVERSITY COLLEGE TERRORIST ATTACK

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

THAT, this House adopts the Report of the Departmental Committee on Administration and National Security on the Investigation into the Garissa University College Terrorist Attack, laid on the Table of the House on Tuesday, November 17, 2015.

18*. MOTION – ADOPTION OF REPORT ON THE INQUIRY INTO THE PROCUREMENT OF THE APRON BUSES BY THE KENYA AIRPORTS AUTHORITY

(The Chairperson, Departmental Committee on Transport, Public Works and Housing)

THAT, this House adopts the Report of the Departmental Committee on Transport, Public Works and Housing on the Inquiry into the Procurement of the Apron Buses by the Kenya Airports Authority, laid on the Table of the House on Thursday, November 19, 2015.

19*. MOTION – ADOPTION OF THE REPORT ON THE INQUIRY INTO THE IMPORTATION OF FERTILIZER BY THE MINISTRY OF AGRICULTURE, LIVESTOCK AND FISHERIES THROUGH THE NATIONAL CEREALS AND PRODUCE BOARD

(The Chairperson, Departmental Committee on Agriculture, Livestock and Co-operatives)

THAT, this House adopts the Report of the Departmental Committee on Agriculture, Livestock and Co-operatives on the Inquiry into the Importation of a Consignment of Fertilizer by the Ministry of Agriculture, Livestock and Fisheries through the National Cereals and Produce Board, laid on the Table of the House on Tuesday, November 24, 2015.

20*. MOTION – ADOPTION OF THE REPORT ON THE INQUIRY INTO
DEGAZZETEMENT OF GOVERNMENT LAND BELONGING
TO CHORLIM COOPERATIVE SOCIETY
(The Chairperson, Departmental Committee on Lands)

THAT, this House adopts the Report of the Departmental Committee on Lands on degazettement of Government Land belonging to Chorlim Co-operative Society, laid on the Table on Tuesday, December 2, 2014.

*** Denotes Orders of the Day**

...../Notices

N O T I C E S

I. THE INSURANCE (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 28 OF 2016)

- 1) Notice is given that the Chairperson of the Departmental Committee on Finance, Planning and Trade, intends to move the following amendments to the, Insurance (Amendment) Bill 2016 at the Committee Stage—

CLAUSE 3

THAT, clause 3 of the Bill be amended in the proposed section 19A, by deleting the words “except where the person is exempted in accordance with this Act” appearing in subsection (1).

CLAUSE 11

THAT, clause 11 of the Bill be deleted.

- 2) Notice is given that the Leader of Majority Party (Hon. Aden Duale), intends to move the following amendments to the Insurance (Amendment) Bill, 2016 at the Committee Stage—

NEW CLAUSE 3

THAT, the Bill be amended by inserting the following new clause immediately after clause 2—

Amendment of
section 3A of
Cap.487.

3. Section 3A of the principal Act is amended by inserting the following paragraphs immediately after paragraph (h)—

- “(ha) educate the public regularly on the right to independently select an under writer or broker from a list of underwriters or brokers licensed by the Authority;
(hb) regulate the business of bancassurance offered by banks in the same manner as the ordinary insurance business including capital requirements and disclosures.”

NEW CLAUSE 13

THAT, the Bill be amended by inserting the following new clause immediately after clause 12—

Amendment of
section 71 of
Cap. 487.

13. The principal Act is amended by inserting the following new section immediately after section 71—

Choice of
insurer for
loans.

71A. (1) A bank shall—

- (a) inform a loanee, in writing of, the right to select an underwriter or broker from a list of underwriters or brokers licensed by the Authority;
- (b) inform a loanee in writing of the option to forfeit the right to select an underwriter or broker;
- (c) not prescribe an underwriter or broker to a loanee, unless, the loanee forfeits in writing the right to select an underwriter or broker; and
- (d) update the list of licensed brokers or underwriters regularly and ensure that underwriters or brokers under statutory management are excluded from the list.

(2) A bank that contravenes the provisions of subsection (1) commits an offence and shall upon conviction be liable to a fine not exceeding five million shillings.

II. SENATE AMENDMENTS TO THE HEALTH BILL (NATIONAL ASSEMBLY BILL NO.14 OF 2015)

CLAUSE 2

Senate Amendments

THAT clause 2 of the Bill be amended by-

- (a) deleting the interpretation of the word "abortion"; and
- (b) inserting the following new definition in the proper alphabetical sequence-

"death" means the permanent loss of capacity for consciousness and the loss of all brainstem functions;

CLAUSE 5**Senate Amendments**

THAT clause 5 of the Bill be amended by inserting the following new subsections immediately after subsection (2) —

(3) The national and county governments shall ensure the provision of free and compulsory —

(a) vaccination for children under five years of age; and

(b) maternity care.

(4) For the purposes of implementing subsection (3), the national government shall in consultation with the respective county government provide conditional grants to county governments

CLAUSE 7**Senate Amendments**

THAT clause 7 of the Bill be amended by deleting sub-clause (3).

CLAUSE 12**Senate Amendments**

THAT clause 12(1) of the Bill be amended in paragraph (a) by deleting the words “their health status” appearing immediately after the words “on account of” and substituting therefor the words “any of the grounds set out in Article 27(4) of the Constitution”.

CLAUSE 15**Senate Amendments**

THAT clause 15 of the Bill be amended in sub-clause (1) by –

(a) inserting the words “ including reproductive health care and the right to emergency treatment” at the end of paragraph (a);

(b) deleting paragraph (c);

(c) deleting the words “and implement” appearing after the word “develop” and substituting therefor the word “policy” in paragraph (f); and

(d) inserting the word “policy” immediately after the words “put in place” in paragraph (i).

CLAUSE 16**Senate Amendments**

THAT clause 16 of the Bill be amended —

(a) by deleting sub-clause (2) and substituting therefor the following new sub-clause-

(2) The Director-General for health shall be recruited by the Public Service Commission through a competitive process and appointed by the Cabinet Secretary.

(b) in subsection (3) by deleting paragraph (a) and substituting therefor the following new paragraph —

(a) be a health practitioner registered by the respective regulatory body;

CLAUSE 17**Senate Amendments**

THAT clause 17 of the Bill be amended by —

(a) deleting paragraph (i); and

(b) deleting paragraph (j).

CLAUSE 18**Senate Amendments**

THAT clause 18 of the Bill be deleted and substituted with the following new clause-

18. For purposes of section 15(1)(b), the Cabinet Secretary shall-

(a) form directorates to deal with the following matters -

(i) medical services;

(ii) nursing and allied workers;

(iii) pharmaceutical services;

(iv) public health; and

(v) administrative services;

(b) notwithstanding paragraph (a), form directorates based on policy priority areas in consultation with the Director-General.

CLAUSE 19**Senate Amendments**

THAT clause 19 of the Bill be amended in sub-clause (4) by deleting paragraph (a) and substituting therefor the following new paragraph —

- (a) be a health practitioner registered by the respective regulatory body;

CLAUSE 20**Senate Amendments**

THAT clause 20 of the Bill be amended by-

- (a) deleting the introductory phrase and substituting therefor the following new phrase-

the county government in furtherance of the functions assigned to it under the Fourth Schedule of the Constitution shall be responsible for-

- (b) deleting the marginal note and inserting therefor the following new marginal note-
duties of county government.

CLAUSE 24**Senate Amendments**

THAT clause 24 of the Bill be amended by deleting paragraph (a).

CLAUSE 25**Senate Amendments**

THAT clause 25 of the Bill be deleted.

CLAUSE 27**Senate Amendments**

THAT clause 27(1) of the Bill be amended by inserting the following new paragraph immediately after paragraph (b) —

- (c) be a platform for mutual consultation, coordination and collaboration between the national and county governments on all matters related to health.

CLAUSE 28**Senate Amendments**

THAT clause 28 of the Bill be amended by deleting sub-clause (2).

CLAUSE 30
Senate Amendments

THAT clause 30 of the Bill be deleted.

CLAUSE 31
Senate Amendments

THAT clause 31 of the Bill be deleted.

CLAUSE 32
Senate Amendments

THAT clause 32 of the Bill be deleted.

CLAUSE 33
Senate Amendments

THAT clause 33 of the Bill be deleted.

CLAUSE 34
Senate Amendments

THAT clause 34 of the Bill be deleted.

CLAUSE 35
Senate Amendments

THAT clause 35 of the Bill be deleted.

CLAUSE 36
Senate Amendments

THAT clause 36 of the Bill be deleted.

CLAUSE 37
Senate Amendments

THAT clause 37 of the Bill be deleted.

CLAUSE 38
Senate Amendments

THAT clause 38 of the Bill be deleted.

CLAUSE 39

Senate Amendments

THAT clause 39 of the Bill be deleted.

CLAUSE 40

Senate Amendments

THAT clause 40 of the Bill be deleted.

CLAUSE 41

Senate Amendments

THAT clause 41 of the Bill be deleted.

CLAUSE 42

Senate Amendments

THAT clause 42 of the Bill be deleted.

CLAUSE 43

Senate Amendments

THAT clause 43 of the Bill be deleted.

CLAUSE 44

Senate Amendments

THAT clause 44 of the Bill be deleted.

CLAUSE 46

Senate Amendments

THAT clause 46 of the Bill be amended by-

- (a) deleting sub-clause (1f); and
- (b) deleting sub-clause (4).

CLAUSE 49

Senate Amendments

THAT clause 49 of the Bill be amended in subsection (2) by deleting paragraph (a) and substituting therefor the following new paragraph —

- (a) is a health practitioner registered by the respective regulatory body;

CLAUSE 62

Senate Amendments

THAT the Bill be amended by deleting clause 62.

CLAUSE 63

Senate Amendments

THAT the Bill be amended by deleting clause 63.

CLAUSE 64

Senate Amendments

THAT the Bill be amended by deleting clause 64.

CLAUSE 65

Senate Amendments

THAT the Bill be amended by deleting clause 65.

CLAUSE 66

Senate Amendments

THAT the Bill be amended by deleting clause 66.

CLAUSE 67

Senate Amendments

THAT the Bill be amended by deleting clause 67.

CLAUSE 73

Senate Amendments

THAT the Bill be amended by deleting clause 73.

CLAUSE 89

Senate Amendments

THAT the Bill be amended by deleting clause 89.

CLAUSE 91

Senate Amendments

THAT the Bill be amended by deleting clause 91.

THE FIRST SCHEDULE**Senate Amendments**

THAT the First Schedule be amended —

- (a) in the row titled Level 1: Community Health Services, by deleting the Note appearing immediately after paragraph (d) and substituting therefor the following new Note –

Note: The In-charge is a qualified health practitioner registered by the respective regulatory body.

- (b) in the row titled Level 3: Health Centre, by deleting the Note appearing immediately after paragraph (f) and substituting therefor the following new Note –

Note: The In-charge is a nurse, a clinical officer or a medical officer. The In-charge shall have at least two years work experience in a management position.

- (c) in the row titled Level 4: Primary Hospital by—

- i) deleting the title “Level 4: Primary Hospital” and substituting therefor the title “Level 4: County Referral Hospital”;
- ii) deleting the Note appearing immediately after paragraph (l) and substituting therefor the following new Note –

Note: The In-charge is a qualified health practitioner registered by the respective regulatory body”;

- (d) in the row titled Level 5: Secondary Hospital by—

- i) deleting the title “Level 5: Secondary Hospital” and substituting therefor the title “Level 5: Regional Referral Hospital”;
- ii) deleting the Note appearing immediately after paragraph (c) and substituting therefor the following new Note –

Note: The In-charge shall be qualified for appointment if that person—

- (a) is a qualified health practitioner registered by the respective regulatory body;
- (b) holds a Masters degree in a health related field from a university recognized in Kenya;
- (c) has a post graduate qualification in management; and
- (d) has at least five years work experience in a management position.

- (e) in the row titled Level 6: Tertiary Hospital by—

- i) deleting the title “Level 6: Tertiary Hospital” and substituting therefor the title “Level 6: National Referral Hospital”;

- ii) deleting the Note appearing immediately after paragraph (b) and substituting therefor the following new Note –

Note: The In-charge shall be qualified for appointment if that person–

- (a) is a qualified health practitioner registered by the respective regulatory body;
 - (b) holds a Masters degree in a health related field from a university recognized in Kenya;
 - (c) has a post graduate qualification in management; and
 - (d) has knowledge and at least ten years work experience in a senior management position.
-

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 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.
- 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** 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 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.

...../Notice Paper

NOTICE PAPER

Tentative business for

Thursday, November 24, 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, November 24, 2016:-

A. COMMITTEE OF THE WHOLE HOUSE

- (i) The Competition (Amendment) Bill (National Assembly Bill No. 24 of 2016)
(The Leader of the Majority Party)
- (ii) The Universities (Amendment) Bill (National Assembly Bill No. 66 of 2015)
(The Leader of the Majority Party)
- (iii) The Proceeds of Crime and Anti-Money Laundering (Amendment) Bill (National Assembly Bill No. 64 of 2015)
(The Leader of the Majority Party)
- (iv) The Contempt of Court Bill (National Assembly Bill No. 32 of 2016)
(The Leader of the Majority Party)

B. MOTION – ADOPTION OF THE REPORT ON THE INVESTIGATION INTO WILDLIFE POACHING IN KENYA

(The Chairperson, Departmental Committee on Environment and Natural Resources)
(If not concluded on Wednesday, November 23, 2016 – Afternoon Sitting)

C. MOTION – ADOPTION OF THE REPORT ON THE INVESTIGATION INTO THE GARISSA UNIVERSITY COLLEGE TERRORIST ATTACK

(The Chairperson, Departmental Committee on Administration and National Security)
(If not concluded on Wednesday, November 23, 2016 – Afternoon Sitting)

D. MOTION – ADOPTION OF REPORT ON THE INQUIRY INTO THE PROCUREMENT OF THE APRON BUSES BY THE KENYA AIRPORTS AUTHORITY

(The Chairperson, Departmental Committee on Transport, Public Works and Housing)
(If not concluded on Wednesday, November 23, 2016 – Afternoon Sitting)

E. MOTION – ADOPTION OF THE REPORT ON THE INQUIRY INTO THE IMPORTATION OF FERTILIZER BY THE MINISTRY OF AGRICULTURE, LIVESTOCK AND FISHERIES THROUGH THE NATIONAL CEREALS AND PRODUCE BOARD

(The Chairperson, Departmental Committee on Agriculture, Livestock and Co-operatives)
(If not concluded on Wednesday, November 23, 2016 – Afternoon Sitting)

F. MOTION – ADOPTION OF THE REPORT ON THE INQUIRY INTO DEGAZZETEMENT OF GOVERNMENT LAND BELONGING TO CHORLIM COOPERATIVE SOCIETY

(The Chairperson, Departmental Committee on Lands)

(If not concluded on Wednesday, November 23, 2016 – Afternoon Sitting)

APPENDIX I

PETITION to be presented on

Wednesday (Afternoon), November 23, 2016

It is notified that, pursuant to Standing Orders 225, the following Petition will be presented to the House **today, Wednesday (Afternoon), November 23, 2016:-**

NO.	<u>PETITION TO BE PRESENTED BY</u>	<u>SUBJECT</u>	<u>PETITIONER(S)</u>
001	The Nominated Member (The Hon. Sunjeev Birdi, M.P.), <i>Pursuant to Standing Order 225(2)(a)</i>	Alleged negligence by Our Lady of Mercy Sec. School	Parents and concerned citizens
002	The Member for Nandi Hills (The Hon. Alfred Keter, M.P), <i>Pursuant to Standing Order 225(2)(a)</i>	Renewal of land leases in Nandi County	Residents of Nandi County

APPENDIX II

Status of Business before Committees

Wednesday (Afternoon) November 23, 2016

In accordance with the Speaker's communication of 14th October, 2015 the Chairperson of the following Departmental Committee will **today** be called upon to appraise the House on the Status of the Business pending before the Committee:

Constitutional Implementation Oversight Committee (CIOC)
