



REPUBLIC OF KENYA

ELEVENTH PARLIAMENT – (THIRD SESSION)

THE NATIONAL ASSEMBLY

ORDERS OF THE DAY

WEDNESDAY, SEPTEMBER 30, 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*. THE ENGINEERING TECHNOLOGISTS AND TECHNICIANS BILL
(NATIONAL ASSEMBLY BILL NO. 07 OF 2015)

(The Hon. Cecilia Ng'etich, M.P.)

Second Reading

(Resumption of debate interrupted on Wednesday, August 26, 2015 - Morning Sitting)
(Balance of time – 3hrs 3 mins)

9*. THE AGRICULTURE, FISHERIES AND FOOD AUTHORITY (AMENDMENT)
BILL (NATIONAL ASSEMBLY BILL NO.17 OF 2015)

(The Hon. Silas K. Tiren, M.P.)

Second Reading

10*. THE HEALTH RECORDS AND INFORMATION MANAGERS BILL
(NATIONAL ASSEMBLY BILL NO. 24 OF 2015)

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

Second Reading

11*. MOTION - FIREARMS TRACKING AND REGISTRATION SYSTEM

(The Hon. (Dr.) Victor Munyaka, M.P.)

THAT, aware that many innocent Kenyans have been victims of crime attributable to stolen and illegally acquired firearms; concerned that, despite the proliferation of small arms, there has not been efforts to track location, movement and use of firearms held by licensed persons and the disciplined forces; acknowledging the need to adopt a mechanism for providing real-time geophysical location and movement of firearms to facilitate recovery of stolen firearms and forensic identification of guns used in crime scenes; cognizant of the fact that a number of countries continue to implement modern technologies to regulate, monitor and track use of firearms;

further aware that use of electronic tracking technologies, including the Global Positioning Systems (GPS) has been used to track and record location and movement of firearms; this House **urges** the Government to fit all guns held by licensed persons and the disciplined forces with electronic tracking devices and ensure the proper and comprehensive registration of all firearms in the country in order to curb insecurity.

*(Resumption of debate interrupted on Wednesday, July 29, 2015 - Morning Sitting)
(Balance of time – 2hr 30 mins)*

12*. 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.

13*. MOTION - DEVELOPMENT OF A NATIONAL CURRICULUM FOR EMERGENCY TRAINING OF MEDICAL PERSONNEL

(The Hon. Dr. Susan Musyoka, M.P.)

THAT, aware that Article 43 (1) (a) and (2) of the Constitution provides for the right to the highest attainable standard of health for every person; further aware that emergency health care is an important component of standard health services; concerned that many lives continue to be lost due to lack of adequate emergency health care and poor response to emergencies in the country; noting that only 13% of public health facilities in the Country have basic components to support emergency cases; deeply concerned that emergency patients are exposed to untrained personnel and/or good Samaritans who in most cases worsen the situation; cognizant of the need for the Country to have a well-coordinated emergency care system; this House **resolves** that the Government immediately develops and implements a national curriculum for emergency training of all medical personnel in the Country.

**14*. 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.

*** Denotes Orders of the Day**

...../Notices

N O T I C E SThe 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.

...../Notice Paper

NOTICE PAPER

Tentative business for

Wednesday, September 30 (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) September 30, 2015:-

A. THE FISHERIES MANAGEMENT AND DEVELOPMENT BILL (NATIONAL ASSEMBLY BILL NO. 20 OF 2014)

(The Leader of the Majority Party)

Third Reading
(Question to be put)

B. COMMITTEE OF THE WHOLE HOUSE

Consideration of the Senate Amendments to the Statute Law (Miscellaneous Amendments)(No.2) Bill (National Assembly Bill No. 33 of 2013)

(The Leader of the Majority Party)

(To commence from Senate's amendments to KARI Act of 2013)

C. THE POLITICAL PARTIES (AMENDMENT) BILL (SENATE BILL NO.3 OF 2014)

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

Second Reading

D. THE STATUTE LAW (MISCELLANEOUS AMENDMENTS) BILL (SENATE BILL NO. 6 OF 2014)

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

Second Reading

E. MOTION - THE REPORT ON THE RESETTLEMENT OF SQUATTERS IN MURI; MATHENGETA TUMUTUMU, RIAKANAU; DRAKE & KASEKU FARMS

(The Chairperson, Departmental Committee on Lands)

F. THE COMMUNITY LAND BILL (NATIONAL ASSEMBLY BILL NO. 45 OF 2015)

(The Leader of the Majority Party)

Second Reading

G. THE PHYSICAL PLANNING BILL (NATIONAL ASSEMBLY BILL NO. 46 OF 2015)

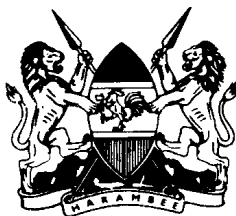
(The Leader of the Majority Party)

Second Reading

H. THE LAND LAWS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 55 OF 2015)

(The Leader of the Majority Party)

Second Reading



REPUBLIC OF KENYA

ELEVENTH PARLIAMENT – (THIRD SESSION)

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ORDERS OF THE DAY

WEDNESDAY, SEPTEMBER 30, 2015 AT 2.30 P.M

ORDER OF BUSINESS

PRAYERS

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2. Communication from the Chair
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5. Papers
6. Notices of Motion
7. Statements

8* . THE FISHERIES MANAGEMENT AND DEVELOPMENT BILL (NATIONAL ASSEMBLY BILL NO. 20 OF 2014)

(The Leader of the Majority Party)

Third Reading
(*Question to be put*)

9* . COMMITTEE OF THE WHOLE HOUSE

Consideration of the **Senate Amendments** to the Statute Law (Miscellaneous Amendments)(No.2) Bill (National Assembly Bill No. 33 of 2013)
(The Leader of the Majority Party)

(To commence from Senate's amendments to the KARI Act of 2013)

10* . THE POLITICAL PARTIES (AMENDMENT) BILL (SENATE BILL NO.3 OF 2014)

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

Second Reading

11* . THE STATUTE LAW (MISCELLANEOUS AMENDMENTS) BILL (SENATE BILL NO. 6 OF 2014)

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

Second Reading

12* . MOTION - THE REPORT ON THE RESETTLEMENT OF SQUATTERS IN MURI; MATHENGETA TUMUTUMU, RIAKANAU; DRAKE & KASEKU FARMS

(The Chairperson, Departmental Committee on Lands)

THAT, this House adopts the Report of the Departmental Committee on Lands on the Resettlement of Squatters in Muri Farm; Mathengeta Tumutumu/Riakanau Farm; and Drake Farm and Kaseku Farm, laid on the Table of the House on Thursday, 12th June, 2014.

13 . THE COMMUNITY LAND BILL (NATIONAL ASSEMBLY BILL NO. 45 OF 2015)**

(The Leader of the Majority Party)

Second Reading

14 . THE PHYSICAL PLANNING BILL (NATIONAL ASSEMBLY BILL NO. 46 OF 2015)**

(The Leader of the Majority Party)

Second Reading

15 . THE LAND LAWS (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 55 OF 2015)**

(The Leader of the Majority Party)

Second Reading

*** Denotes Orders of the Day**
**** Denotes Bill with Constitutional Deadline**

NOTICES

THE STATUTE LAW (MISCELLANEOUS AMENDMENTS)(NO. 2) BILL (NATIONAL ASSEMBLY BILL NO. 33 OF 2013) SENATE AMENDMENTS

SCHEDULE

1. THAT, the Bill be amended in the Schedule-

- (a) in the proposed amendments to the Transition to Devolved Government Act, 2012 (No. 1 of 2012) by deleting the proposed new subsection (5B) proposed to be inserted in section 23;
- (b) in the proposed amendments to the County Governments Act, 2012 (No. 17 of 2012)-
 - (i) by deleting the proposed amendment to section 26(2);
 - (ii) by deleting all the proposed amendments to section 54;
 - (iii) by deleting the proposed new section 139;

2. THAT, the Bill be amended in the Schedule in the proposed amendments to the Agriculture, Fisheries and Food Authority Act, 2013 -

(a) in the proposed amendment to section 5(1) by –

- (i) deleting the word “chairman” in the proposed amendment to paragraph (i) and substituting therefor the word “chairperson”;
- (ii) deleting the proposed amendments to paragraphs (f), (g), (h) and (k);
- (iii) deleting the proposed amendment to paragraph (i);
- (iv) inserting the following rows immediately after the proposed amendment to paragraph (a)–

Delete paragraphs (d), (f), (g), (h) and (k);

Delete paragraph (i) and substitute therefor the following new paragraph–

- (i) eight persons, being farmers representing farmer organizations in the major crop subsectors in Kenya appointed by the Cabinet Secretary in consultation with the Council of County Governors;

(b) by inserting the following new rows immediately after the proposed amendment to section 5(1) –

s. 5(2) Delete.

s. 5(3) Delete.

s. 5(4) Delete the expression “(i)” appearing immediately before the word “shall” in the prefatory clause.

(c) in the proposed amendment to section 5(4) by deleting the proposed new paragraph (a) and substitute therefor the following new paragraph –

(a) be a person who –

(i) holds a degree from a university recognized in Kenya; and

(ii) has knowledge and experience in agriculture, finance, law, administration, human resource management or such other expertise as the appointing authority may consider relevant.

(d) by deleting the proposed amendment to section 10(2);

(e) in the proposed amendment to section 16 by inserting the words “and which shall not exceed ten percent of the levy” immediately after the words “Cabinet Secretary” in the proposed new subsection (4).

(f) in the proposed amendment to section 42 by inserting the words “subject to any other law or regulations made under this Act and” immediately after the words “Cabinet Secretary”.

(g) by deleting the proposed amendment to paragraph 9 of the First Schedule to the Act.

3. THAT the Bill be amended in the Schedule in the proposed amendments to the Crops Act, 2013 by inserting the following new row immediately before the proposed amendment to section 9(2) –

Section 8(g) Delete the word “biodiversity” appearing immediately after the words “the National” and substitute therefor the word “Biosafety”.

4. THAT the Bill be amended in the Schedule in the proposed amendments to the Kenya Agricultural and Livestock Research Act, 2013 –

(a) in the proposed amendment to section 6(1) by deleting subparagraph (i) and (ii) in the proposed new paragraph (i) and substituting therefor the following new subparagraphs –

(i) one farmer representing the interests of livestock farmers;

(ii) one farmer representing the interests of crop farmers;

(b) by deleting the proposed amendment to section 6(3);

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 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.
- 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 shall 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, a Sessional Paper 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 shall 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 October 01, 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 Thursday October 01, 2015:-

A. **COMMITTEE OF THE WHOLE HOUSE**

The Constitution of Kenya (Amendment) (No.2) Bill (National Assembly Bill No. 02 of 2015)

(The Hon. George Kaluma, M.P.)

B. **THE CONSTITUTION OF KENYA (AMENDMENT) (NO.2) BILL (NATIONAL ASSEMBLY BILL NO. 26 OF 2013)**

(The Hon. Lati Lelelit, M.P.)

Second Reading
(Last attempt)

C. **THE CONSTITUTION OF KENYA (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 01 OF 2015)**

(The Hon. David O. Ochieng, M.P.)

Second Reading
(Question to be put – last attempt)

D. **MOTION - THE REPORT ON EAST AFRICAN COMMUNITY (EAC) PEACE AND SECURITY PROTOCOL, AND THE MUTUAL PEACE AND SECURITY PACT**

(The Chairperson, Committee on Regional Integration)

E. **THE CONSTITUTION OF KENYA (AMENDMENT) (NO.2) BILL (NATIONAL ASSEMBLY BILL NO. 02 OF 2015)**

(The Hon. George Kaluma, M.P.)

Third Reading
(First attempt)

F. **THE MAGISTRATES' COURTS BILL (NATIONAL ASSEMBLY BILL NO. 41 OF 2015)**

(The Leader of the Majority Party)

Second Reading

**G. THE HIGH COURT ORGANIZATION AND ADMINISTRATION BILL
(NATIONAL ASSEMBLY BILL NO. 47 OF 2015)**

(The Leader of the Majority Party)

Second Reading

**H. THE SMALL CLAIMS COURT BILL (NATIONAL ASSEMBLY BILL NO. 50 OF
2015)**

(The Leader of the Majority Party)

Second Reading

**I. THE COURT OF APPEAL (ORGANIZATION AND ADMINISTRATION) BILL
(NATIONAL ASSEMBLY BILL NO. 52 OF 2015)**

(The Leader of the Majority Party)

Second Reading

**J. THE PETROLEUM (EXPLORATION DEVELOPMENT AND PRODUCTION)
BILL (NATIONAL ASSEMBLY BILL NO. 44 OF 2015)**

(The Leader of the Majority Party)

Second Reading

**K. THE COMMUNITY LAND BILL (NATIONAL ASSEMBLY BILL NO. 45 OF
2015)**

(The Leader of the Majority Party)

Second Reading

**L. THE PHYSICAL PLANNING BILL (NATIONAL ASSEMBLY BILL NO. 46 OF
2015)**

(The Leader of the Majority Party)

Second Reading
