



REPUBLIC OF KENYA

TWELFTH PARLIAMENT – (SECOND SESSION)

THE NATIONAL ASSEMBLY

ORDERS OF THE DAY

WEDNESDAY, AUGUST 15, 2018 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 – CONSTRUCTION OF POST-TRAUMA CARE FACILITIES FOR SURVIVORS OF SEXUAL AND GENDER BASED VIOLENCE

(The Hon. Jessica Mbalu, M.P.)

THAT, aware that every person has a right to freedom and security which includes the right not to be subjected to any form of violence from either public or private sources; recognizing the crucial role of women in the preservation of African values based on the principles of equality, peace, freedom, dignity, justice, solidarity and democracy; determined to ensure that the rights of women are promoted, realized and protected in order to enable them to enjoy fully all their human rights; recalling that international laws and conventions such as the Convention on Elimination of all forms of Discrimination against Women (CEDAW), United Nations (UN) resolutions 1325 and 1820 abhor violence against women as it hinders the progress of women and perpetuates their subordinate status; noting that the Maputo Protocol on the rights of women which states that parties shall adopt and implement appropriate measures to ensure the protection of every woman's right to respect for her dignity and protection of women from all forms of violence, particularly sexual, physical and verbal violence; deeply concerned that most survivors of sexual and gender based violence (SGBV)

continue to lack post-trauma care due to lack of adequate shelters/safe houses; acknowledging that despite enactment of various laws addressing Sexual and Gender Based Violence such as the Sexual Offences Act, 2006, The Witness Protection Act 2006, The Female Genital Mutilation Act, 2011, The Victim Protection Act, 2014, The Protection of Domestic Violence Act, 2015, there is high rate of sexual and gender based violence crimes with an equal or higher number of survivors all over the country; this House **urges** the National Government to set aside funds to facilitate the construction of post-trauma care facilities and ensure existing ones are rehabilitated and equipped to offer temporary stay for survivors of Sexual and Gender Based Violence (GBV) across the country.

(Question to be put)

9*. MOTION – ESTABLISHMENT OF SPECIAL NEEDS UNITS IN EVERY PRIMARY AND SECONDARY SCHOOL
 (The Hon. Mishi Juma Mboko, M.P.)

THAT, aware that Article 53(b) and 54 of the Constitution guarantees the right to free and compulsory basic education for every child and provides for persons with disabilities respectively in that persons with disability have a right to access educational institutions and facilities that are integrated into society to the extent compatible with their interests and needs; further aware that the government provides for education to children living with disabilities through integrated units in primary schools; cognizant of the fact that the lack of a clear implementation framework of the Special Needs Education policy, inadequate funding, and inadequate teachers with the right skills to teach children with disabilities across the various regions of the country hampers access by children with disabilities; deeply concerned that that there are few designated special education schools in the country hampering access by those children living with various disabilities including and not limited to autism, dyslexia, down syndrome, cerebral palsy and physical disabilities and therefore there is need to provide special attention to these children; this House **urges** the Government through the Ministry of Education to establish a special needs unit in every primary and secondary school.

(Resumption of debate interrupted on Wednesday, August 8, 2018)

(Balance of time – 46 minutes)

10*. MOTION- PROVISION OF FINANCIAL SUPPORT AS DISASTER RELIEF TO COCONUT FARMERS AFFECTED BY DROUGHT IN KILIFI COUNTY

(The Hon. Owen Baya, M.P.)

THAT, aware that Agriculture is the mainstay of the Kenyan economy, contributing to food security and employment of rural households; further aware that the recurrent drought being experience in many parts of the Country has adversely affected this sector leading to a worrying drop in production particularly among the coconut farmers in Kilifi County; noting that farmers in Kilifi have not only suffered losses of income for their livelihood due to drought but are also faced with huge debts resulting from high interest levied for default on loans advanced to them for coconut production; recognizing that the Government of Kenya in 2016 launched the Kenya National Agricultural Insurance Program, which is designed to among other things, address the challenges that agricultural producers face when there are large production shocks, such as droughts and floods with focus on livestock insurance, and maize and wheat insurance; this House urges the Government to provide financial support as disaster relief to the affected coconut farmers in Kilifi County and put in place sustainable measures to mitigate future drought related losses through inclusion of coconut insurance under the National Agricultural Insurance Program.

11*. MOTION- DECLARATION OF YOUTH UNEMPLOYMENT AS A NATIONAL DISASTER AND ESTABLISHMENT OF A NATIONAL YOUTH FUND

(The Hon. Anthony Tom Oluoch, M.P.)

THAT, aware that Seventy-five percent of Kenya's population is under 35 years of age and that, overall unemployment among youth is at 55 percent; cognizant of the Government's plan in the Big Four Agenda aimed at creating 1.3 million manufacturing jobs by 2022; appreciating that Article 260 of the Constitution of Kenya and the Public Finance Management Act (National Government Affirmative Action Fund) Regulations, 2016 supports the affirmative action for the youth; aware that in the Appropriation Act, 2018, youth empowerment programme was only allocated a total sum of Kshs.7,352,220,651; this House urges that the Government declares youth unemployment as a national disaster and further establishes a National Youth Fund of at least 5 percent of the national revenue collected each year to be administered by an Authority or Commission for purpose of youth empowerment and employment.

12*. THE CONSTITUTION OF KENYA (AMENDMENT) (NO.2) BILL
(NATIONAL ASSEMBLY BILL NO. 5 OF 2018)

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

Second Reading

*** Denotes Orders of the Day**

NOTICES

The House further resolved on Wednesday, March 28, 2018 as follows:-

THAT, notwithstanding the provisions of Standing Order 97(4), each speech in a debate **in respect of the ordinary individual Members' Motions**, shall be limited in the following manner:- A maximum of two (2) hours with not more than fifteen (15) minutes for the Mover and five (5) 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 ten (10) minutes each, and that five (5) minutes before the expiry of the time, the Mover shall be called upon to reply; 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.

The House resolved on Wednesday, February 14, 2018 as follows:-

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.

NOTICE PAPER

Tentative business for

Wednesday (Afternoon), August 15, 2018

(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), August 15, 2018:-

A. MOTION - REPORT ON CONSIDERATION OF THE TRAFFIC (DRIVING SCHOOLS, DRIVING INSTRUCTORS AND DRIVING LICENSES) RULES, 2018
(The Chairperson, Committee on Delegated Legislation)

(Question to be put)

B. MOTION - REPORT ON CONSIDERATION OF THE ENERGY (SOLAR WATER HEATING) REGULATIONS, 2012
(The Chairperson, Committee on Delegated Legislation)

(Question to be put)

C. MOTION - REPORT OF THE 49TH SESSION OF THE ACP PARLIAMENTARY ASSEMBLY AND INTER-SESSIONAL MEETINGS OF THE ACP-EU JOINT PARLIAMENTARY ASSEMBLY
(The Hon. Katoo Ole Metito, MP - Leader of the Delegation)

(Question to be put)

D. MOTION - REPORT OF 138TH ASSEMBLY OF THE INTER-PARLIAMENTARY UNION (IPU) AND RELATED MEETINGS
(The Hon. William Kamket, MP - Leader of the Delegation)

(Question to be put)

E. MOTION - EXTENSION OF THE PERIOD FOR CONSIDERATION OF NOMINEES TO THE SALARIES & REMUNERATION COMMISSION
(The Leader of the Majority Party)

F. MOTION- REPORT ON A BENCHMARKING VISIT TO

**THE PARLIAMENT OF THE UNITED KINGDOM AND
NORTHERN IRELAND**

(The Chairperson, Committee on Members' Services and Facilities)

**G. MOTION- REPORT ON IMPROVEMENT OF SERVICES AND
FACILITIES FOR MEMBERS**

(The Chairperson, Committee on Members' Services and Facilities)

**H. THE WAREHOUSE RECEIPT SYSTEM BILL (SENATE BILL NO. 10
OF 2017)**

(The Leader of the Majority Party)

Second Reading

**I. THE URBAN AREAS AND CITIES (AMENDMENT) BILL (SENATE
BILL NO. 4 OF 2017)**

(The Leader of the Majority Party)

Second Reading

APPENDIX

PETITION to be presented on

Wednesday (Morning), August 15, 2018

It is notified that, pursuant to Standing Order 225, the following Petition will be presented to the House **today, Wednesday (Morning) August 15, 2018:-**

NO.	<u>PETITION TO BE PRESENTED BY</u>	<u>SUBJECT</u>	<u>PETITIONER(S)</u>
	The Hon. Jeremiah Kioni, MP (<i>pursuant to Standing Order 225(2)(a)</i>)	Gazetement of Ndaragwa Constituency as a hardship area	Residents of Ndaragwa Constituency

Twelfth Parliament

(No. 74)



Second Session
Afternoon sitting

(907)

REPUBLIC OF KENYA

TWELFTH PARLIAMENT – (SECOND SESSION)

THE NATIONAL ASSEMBLY

ORDERS OF THE DAY

WEDNESDAY, AUGUST 15, 2018 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 ON CONSIDERATION OF THE TRAFFIC (DRIVING SCHOOLS, DRIVING INSTRUCTORS AND DRIVING LICENSES) RULES, 2018

(The Chairperson, Committee on Delegated Legislation)

THAT, this House adopts the Report of the Committee on Delegated Legislation, laid on the Table of the House on Thursday, August 2, 2018, and pursuant to the provisions of section 15 (1) of the Statutory Instruments Act and Standing Order 210 (4) (b) ***annuls in entirety*** the Traffic (Driving Schools, Driving Instructors and Driving Licenses) Rules, 2018.

(Question to be put)

9*. MOTION - REPORT ON CONSIDERATION OF THE ENERGY (SOLAR WATER HEATING) REGULATIONS, 2012

(The Chairperson, Committee on Delegated Legislation)

THAT, this House adopts the Report of the Committee on Delegated Legislation, laid on the Table of the House on Thursday, August 2, 2018, and pursuant to the provisions of section 15 (1) of the Statutory Instruments Act and

(Question to be put)

...../10*

(No. 74)

WEDNESDAY, AUGUST 15, 2018

(908)

10*. MOTION - REPORT OF THE 49TH SESSION OF THE ACP PARLIAMENTARY ASSEMBLY AND INTER-SESSIONAL MEETINGS OF THE ACP-EU JOINT PARLIAMENTARY ASSEMBLY

(The Hon. Katoo Ole Metito, MP - Leader of the Delegation)

THAT, this House **notes** the Report of the 49th Session of the ACP Parliamentary Assembly and Inter-Sessional Meetings of the ACP-EU Joint Parliamentary Assembly held at the ACP House and the European Parliament in Brussels, Belgium on March 20th - 22nd, 2018, laid on the Table of the House on Tuesday, July 24, 2018.

(Question to be put)

11*. MOTION - REPORT OF THE 138TH ASSEMBLY OF THE INTER-PARLIAMENTARY UNION (IPU) AND RELATED MEETINGS

(The Hon. William Kamket, MP - Leader of the Delegation)

THAT, this House **notes** the Report of the 138th Assembly of the Inter-Parliamentary Union (IPU) and related Meetings held in Geneva, Switzerland on March 22 -28, 2018, laid on the Table of the House on Tuesday, 24th July, 2018.

(Question to be put)

12*. MOTION - EXTENSION OF THE PERIOD FOR CONSIDERATION OF NOMINEES TO THE SALARIES & REMUNERATION COMMISSION

(The Leader of the Majority Party)

THAT, pursuant to the provisions of Section 13 of the Public Appointments (Parliamentary Approval) Act, 2011 relating to extension of period for consideration of nominees for appointment to a public office, this House resolves to extend the period for consideration of the nominees submitted by H.E. the President for appointment to the Salaries and Remuneration Commission by a **further period of fourteen (14) days** from 21st August, 2018.

(No. 74)

WEDNESDAY, AUGUST 15, 2018

(909)

13*. MOTION- REPORT ON A BENCHMARKING VISIT TO THE PARLIAMENT OF THE UNITED KINGDOM AND NORTHERN IRELAND

(The Chairperson, Committee on Members' Services and Facilities)

THAT, this House **notes** the Report of the Committee on Members' Services and Facilities on a benchmarking visit to the Parliament of the United Kingdom and Northern Ireland Assembly held between March 12 & 16, 2018, laid on the Table of the House on Tuesday, April 24, 2018.

14*. MOTION- REPORT ON IMPROVEMENT OF SERVICES AND FACILITIES FOR MEMBERS

(The Chairperson, Committee on Members' Services and Facilities)

THAT, this House adopts the Report of the Committee on Members' Services and Facilities on the Improvement of Services and Facilities for Members, laid on the Table of the House on Tuesday, April 24, 2018.

15*. MOTION- REPORT OF THE KENYA NATIONAL ASSEMBLY DELEGATION TO THE 62ND SESSION OF THE COMMISSION ON STATUS OF WOMEN (CSW62)

(The Leader of Delegation to the CSW62)

THAT, this House **notes** the Report of the Kenya National Assembly Delegation to the 62nd Session of the Commission on Status of Women (CSW62) held in New York, United States of America (USA) from 12th to 23rd March, 2018, laid on the Table of the House on Tuesday, June 19, 2018.

16*. MOTION- REPORT ON CONSIDERATION OF THE PROTOCOL ON COOPERATION OF METEOROLOGICAL SERVICES

(The Chairperson, Select Committee on Regional Integration)

THAT, this House adopts the Report of the Select Committee on Regional Integration on Consideration of EAC Bills and the Protocol on Cooperation of Meteorological Services, laid on the Table of the House on Thursday, June 14, 2018.

(No. 74)

WEDNESDAY, AUGUST 15, 2018

(910)

17*. THE WAREHOUSE RECEIPT SYSTEM BILL (SENATE BILL NO. 10 OF 2017)

(The Leader of the Majority Party)

Second Reading

18*. THE URBAN AREAS AND CITIES (AMENDMENT) BILL (SENATE BILL NO. 4 OF 2017)

(The Leader of the Majority Party)

Second Reading

*** Denotes Orders of the Day**

(No. 74)

WEDNESDAY, AUGUST 15, 2018

(911)

NOTICES

The House resolved on Wednesday, February 14, 2018 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, 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 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.
- III. **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.

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NOTICE PAPER

Tentative business for

Thursday, August 16, 2018

(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, August 16, 2018:-

A. COMMITTEE OF THE WHOLE HOUSE

The Building Surveyors Bill (National Assembly Bill No. 35 of 2017)
(The Leader of the Majority Party)

B. THE WAREHOUSE RECEIPT SYSTEM BILL (SENATE BILL NO. 10 OF 2017)

(The Leader of the Majority Party)

Second Reading

C. THE URBAN AREAS AND CITIES (AMENDMENT) BILL (SENATE BILL NO. 4 OF 2017)

(The Leader of the Majority Party)

Second Reading
