



REPUBLIC OF KENYA
TWELFTH PARLIAMENT – SECOND SESSION
THE NATIONAL ASSEMBLY
VOTES AND PROCEEDINGS

WEDNESDAY, OCTOBER 24, 2018

1. The House assembled at thirty minutes past Nine O'clock
2. The Proceedings were opened with Prayer
3. **Presiding** – the Deputy Speaker
4. **PETITION**

The Member for Kathiani (Hon. Robert Mbui) presented a Petition regarding compensation to victims and survivors of the Kyanguli Secondary School fire tragedy;

Petition referred to the relevant Departmental Committee pursuant to Standing Order 227.

5. **QUESTIONS**

The following Questions were asked –

- (i) **Question No.055/2018** by the Member for Kwale County (Hon. Zuleikha Hassan) regarding compensation to residents of Mwamdudu area, Kwale County;

Question referred to the Departmental Committee on Transport, Public Works and Housing.
- (ii) **Question No.056/2018** by the Member for Kwale County (Hon. Zuleikha Hassan) regarding compensation to residents of Mwache area, Kwale county;

Question referred to the Departmental Committee on Environment and Natural Resources.
- (iii) **Question No.085/2018** by the Member for Kuresoi South (Hon. Joseph Tonui) regarding construction of Olenguruone Stadium;

Question referred to the Departmental Committee on Sports, Culture and Tourism.
- (iv) **Question No.088/2018** by the Member for Mandera South (Hon. Adan Haji Ali) regarding human-wildlife conflict in the country;

Question referred to the Departmental Committee on Environment and Natural Resources.

6. MOTION–STRENGTHENING OF REHABILITATION SCHOOLS IN THE COUNTRY

Motion made and Question proposed –

THAT, aware that several buildings in government secondary schools in the country have had fire incidences this year, many of which being arson incidents attributable to students' delinquency; further aware that the learning in the affected schools has been severely interfered with; disturbed that the number of students arrested for allegedly burning or conspiring to burn school buildings around the country continue to rise;

cognizant that these students are aged below eighteen (18) years therefore fall under the category of juvenile offenders; further cognizant that Article 53(1)(f) of the Constitution provides that every child has the right not to be detained, except as a measure of last resort, and when detained, to be held for the shortest appropriate period of time separate from adults and in conditions that take account the child's sex and age; appreciating that section 18(2) of the Children's Act provides that a child offender shall be separated from adults in custody; further appreciating that the Children Act, 2001 advances the protection of children from any action deemed hazardous or likely to interfere with the child's education, health among others; deeply concerned that delinquency tends to lead to adult crime thereby encouraging the possibility of a lifelong criminal career if not managed appropriately; **this House resolves** that the National Government puts in place administrative measures to ensure that child offenders are not remanded or incarcerated in adults' remands; and strengthens the existing rehabilitation schools in the Country as a measure to ensure delinquent adolescents are effectively rehabilitated while making them accountable for crimes committed.

(Hon. Benjamin Washiali – 17.10.2018)

Debate on the Motion having been concluded on Wednesday, October 17, 2018 (Morning Sitting);

Question put and agreed to.

7. MOTION– ESTABLISHMENT OF POLICY GUIDELINES ON LAND FOR EXPANSION OF PUBLIC SCHOOLS AND A FUND FOR ACQUISITION OF SUCH LAND

Motion made and Question proposed –

THAT, aware that land is one of the most important resources in Kenya from which the Country generates goods and services, and a source of livelihood for many people; further aware that land is a scarce resource which is highly sought for various economic and commercial purposes leaving little or no space for establishment of social amenities, including learning institutions; cognizant of the Ministry of Education guidelines which provide that the amount of school land should be sufficient with the minimum amount of land required being determined by enrollment; concerned that the increasing number of students in learning institutions puts a lot of strain on the available infrastructure especially those institutions which are established on limited space with no space for future expansion; **this House urges** the Government to establish policy guidelines on land for expansion of public schools and sets aside a fund for acquisition of such land.

(Hon. Caleb Kositany – 17.10.2018)

Debate interrupted on Wednesday, October 17, 2018 (Morning Sitting) resumed;

(Change of Chair from the Deputy Speaker to the Fourth Chairperson)

Mover replied;

Question deferred pursuant to Standing Order 53(3).

8. **MOTION— ESTABLISHMENT OF APPRENTICE TESTING AND CERTIFICATION CENTRES IN CONSTITUENCIES**

Motion made and Question proposed –

THAT, aware that the informal sector constitutes an important component of the economic activities and development process in Kenya representing about 82.7% of employment in the country; further aware that the workers in the informal sector engage in commercial activities outside the realm of the formally established mechanisms since there is no clear policy framework in place to regulate their operations by the Government; noting that most workers in the informal sector acquire skills and knowledge mainly through apprenticeships but have no access to technical skills upgrading as many lack requisite academic certificates; recognizing that apprenticeship in the informal economy represents the main road map to skills development in most developing countries and appreciating that the National Industrial Training Authority (NITA) through its training centers in Nairobi, Mombasa, Kisumu and Athi River plays an important role in industrial training targeting workers in the formal and informal sector; **this House urges** the Government to establish suitably located and facilitated training and testing centers in every constituency to assess the experience and competence of the apprenticed workers particularly in the informal sector and consider putting in place mechanisms to have them awarded with certificates based on their competencies and acquired skills.

(Hon. Charles Njagua)

Debate arising;

And the time being One O'clock, the Fourth Chairperson interrupted the proceedings and adjourned the House without Question put pursuant to the Standing Orders.

9. **HOUSE ROSE** - at One O'clock

MEMORANDUM

The Speaker will take the Chair today,
Wednesday, October 24, 2018 at 2.30 p.m.

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