

REPUBLIC OF KENYA



TWELFTH PARLIAMENT

THE NATIONAL ASSEMBLY - (SECOND SESSION)

COMMUNICATION FROM THE CHAIR (No. 64 of 2018)

GUIDE ON THE CONSIDERATION OF THREE SENATE BILLS

Honourable Members,

As you may recall, on November 27, 2018, I conveyed to the House a Message from the Senate regarding the Food Security Bill (Senate Bill No. 12 of 2017), the County Statistics Bill (Senate Bill No. 9 of 2018) and the Salaries and Remuneration Commission (Amendment) Bill (Senate Bill No. 12 of 2018). Just as a reminder, the Food Security Bill seeks to give effect to Articles 21, 43 (1)(c), 53 (1)(c) of the Constitution on the freedom from hunger, the right to adequate food of acceptable quality, and the right of every child to basic nutrition, and to provide a framework and mechanism for the National and County Governments to fulfill their obligations in relation to food security.

Further, **Honourable Members**, the County Statistics Bill (Senate Bill No. 9 of 2018) seeks to provide a framework for the collection, compilation, analysis and dissemination of statistical information and to establish a county statistics office, while the Salaries and Remuneration Commission (Amendment) Bill (Senate Bill No. 12 of 2018) is seeking to amend the Salaries and Remuneration Commission Act, to provide for notification of the expiry of term for Commissioners and to provide for timelines for the filling of vacancies in the Commission upon expiry of their terms.

Honourable Members,

Following First Reading of the three Bills on November 28, 2018, I did forward the Bills to the technical offices pursuant to Standing Order 143(2) which provides that-

*“Following First Reading, the Speaker shall, within reasonable time, pronounce his or her **opinion** contemplated under Article 114(2) of the Constitution.”*

Now therefore, having received a brief on the matter from the relevant offices, I have made the following determination on the three Senate Bills:-

- (i) The County Statistics Bill (Senate Bill No. 9 of 2018) and the Salaries and Remuneration Commission (Amendment) Bill (Senate Bill No. 12 of 2018) **do not** fall within the meaning of “Money Bills.” As such, they may proceed for Second Reading in the same manner as a Bill originating in the National Assembly as provided for under Standing Order 143(3). These Bills therefore stand referred to the Departmental Committee on Finance and National Planning for consideration.

- (ii) The Food Security Bill (Senate Bill No. 12 of 2017) **is** a “Money Bill” within the meaning of Article 114 of the Constitution. It therefore stands referred to the Budget and Appropriations Committee for consideration and advice on the manner in which the House ought to proceed with this Bill, pursuant to provisions of Articles 109(5) and 114 of the Constitution, as read together with Standing Order 143.

Honourable Members, the House is thus accordingly guided.

I thank you!

THE HON. JUSTIN B.N. MUTURI, EGH, MP
SPEAKER OF THE NATIONAL ASSEMBLY

Thursday, December 6, 2018