



REPUBLIC OF KENYA

TWELFTH PARLIAMENT – (THIRD SESSION)

THE NATIONAL ASSEMBLY

ORDERS OF THE DAY

SUPPLEMENTARY II

THURSDAY, MAY 09, 2019 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. Questions and Statements

- 8*. **PROCEDURAL MOTION- REDUCTION OF PUBLICATION PERIOD FOR A SPECIFIED BILL**
(The Leader of the Majority Party)

THAT, pursuant to the provisions of Standing Order 120, this House resolves to reduce the publication period of the Independent Electoral and Boundaries Commission (Amendment)(No.3) Bill (National Assembly Bill No. 35 of 2019) from **14 days to 1 day**.

- 9*. **MOTION - EXTENSION OF THE PERIOD FOR CONSIDERATION OF NOMINEES FOR APPOINTMENT TO DIPLOMATIC MISSIONS AND THE RESOLUTION RELATING CONVEYANCE OF NAMES OF NOMINEES DURING THE PERIOD OF RECESS**
(The Leader of the Majority Party)

THAT, this House resolves-

- (i) to extend the period for consideration of the nominees submitted by H.E. the President for appointment to the following Missions; Abu Dhabi, Algiers, Dublin, Lusaka, Seoul, Stockholm and UN-Habitat,
...../9*(Cont'd)

by a **period of fourteen (14) days** from 25th May, 2019, 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*; and,

- (ii) that, notwithstanding the provisions of Standing Order 42 relating to reading and laying of Messages from the President, during the period of the May/June 2019 recess in the Third Session of the Twelfth Parliament, upon receipt of names of persons nominated for appointment to any state office from the President, the Speaker shall forthwith refer the Messages containing the names to the relevant Committee for consideration.

10*. MOTION – APPROVAL OF NOMINEES TO EMBAKASI SOUTH CONSTITUENCY COMMITTEE OF THE NATIONAL GOVERNMENT CONSTITUENCY DEVELOPMENT FUND

(The Leader of the Majority Party)

THAT, pursuant to the provisions of Section 43(4) of the National Government Constituency Development Fund Act, 2015 and paragraph 5 (9 & 10) of the National Government Constituency Development Fund Regulations, 2016, this House **approves** the following nominees for appointment to the

Embakasi South Constituency Committee of the National Government Constituency Development Fund, *laid on the Table of the House on Wednesday, May 08, 2019-*

- | | | | |
|-------|-------------------------|---|--|
| (i) | Stephen Omari Odera | - | Male Youth Representative |
| (ii) | Dancan Mulwa Nduva | - | Male Adult Representative |
| (iii) | Sabina Warukira Wanjohi | - | Female Youth Representative |
| (iv) | Linet Mugasiali Madete | - | Female Adult Representative |
| (v) | Vincent Odongo Bunde | - | Representative of Persons living with Disability |
| (vi) | Urbanus Mwikya Musau | - | Nominee of the Constituency Office (Male) |
| (vii) | Lydia Kwamboka Obwogi | - | Nominee of the Constituency Office (Female) |

(Question to be put)

11*. MOTION – MEDIATED VERSION OF THE WAREHOUSE RECEIPT SYSTEM BILL (SENATE BILL NO. 10 OF 2017)

(The Vice-Chairperson, Mediation Committee on the Warehouse Receipt System Bill (Senate Bill No. 10 of 2017))

THAT, pursuant to the provisions of Article 113 (2) of the Constitution and Standing Order 150, this House adopts the Report of the Mediation Committee on the Warehouse Receipt System Bill (Senate Bill No. 10 of 2017) *laid on the Table of the House on Wednesday, May 8, 2019*, and **approves** the Mediated Version of the Warehouse Receipt System Bill (Senate Bill No. 10 of 2017).

(Question to be put)

12*. MOTION – REPORT OF THE COMMITTEE OF THE WHOLE HOUSE ON THE NATIONAL COHESION AND INTEGRATION (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 12 OF 2019)

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

THAT, this House do agree with the Report of the Committee of the whole House on its consideration of the National Cohesion and Integration (Amendment) Bill (National Assembly Bill No. 12 of 2019).

(Question to be put and Third Reading)

13*. THE INDEPENDENT ELECTORAL AND BOUNDARIES COMMISSION (AMENDMENT) (No.3) BILL (NATIONAL ASSEMBLY BILL NO. 35 OF 2019)

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

First Reading

14*. THE STATUTE LAW (MISCELLANEOUS AMENDMENTS) BILL (NATIONAL ASSEMBLY BILL NO. 21 OF 2019)

(The Leader of the Majority Party)

Second Reading

(Resumption of debate interrupted on Thursday, May 09, 2019 - Morning sitting)

15*. MOTION – REPORT ON THE INQUIRY INTO PROCUREMENT AND IMPLEMENTATION OF THE EXCISABLE GOODS MANAGEMENT SYSTEM AND AN INTEGRATED PRODUCTION ACCOUNTING SYSTEM BY THE KENYA REVENUE AUTHORITY

(The Chairperson, Public Investments Committee)

THAT, this House **adopts** the Report of the Public Investments Committee on the Inquiry into Procurement and Implementation of the Excisable Goods Management System (EGMS) for Printing, Supply and Delivery of Security Revenue Stamps Complete with Track and Trace System and an Integrated Production Accounting System by the Kenya Revenue Authority, *laid on the Table of House on Tuesday, April 30, 2019.*

(Resumption of debate interrupted on Wednesday, May 8, 2019 - Afternoon sitting)

16*. MOTION – REPORT ON THE EXAMINATION OF THE FINANCIAL STATEMENTS FOR THE NATIONAL GOVERNMENT FOR THE FINANCIAL YEAR 2015/2016

(The Chairperson, Public Accounts Committee)

THAT, this House **adopts** the Report of the Public Accounts Committee on its examination of the Report of the Auditor General on the Financial Statements for the National Government for the Financial Year 2015/2016, *laid on the Table of House on Tuesday, April 23, 2019.*

(Resumption of debate interrupted on Wednesday, May 08, 2019 - Morning sitting)

17*. THE LAW OF CONTRACT (AMENDMENT) BILL (NATIONAL ASSEMBLY BILL NO. 1 OF 2019)

(The Hon. Francis Waititu, M.P.)

Second Reading

*** Denotes Orders of the Day**

NOTICES

The House resolved on Wednesday, February 13, 2019 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 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.
- 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 debate on **Reports of Committees**, including a Report of a Joint Committee of the Houses of Parliament or any other Report submitted to the House for which limitation of time has not been specified, 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.
- IV. **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 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.

ADJOURNMENT

NOTIFICATION OF RECESS (MAY 10, 2019 – JUNE 3, 2019)

Pursuant to the provisions of Standing Order 28(3) relating to *Calendar of the Assembly*, and the resolution of the House of Tuesday, March 26, 2019, the Speaker notifies that upon rise of the House today at the appointed time, regular sittings will resume on **Tuesday, June 4, 2019 at 2:30 p.m.**

(Thereafter, the House to adjourn without question put)

APPENDIX

ORDER NO.7 - QUESTIONS

Pursuant to the provisions of Standing Order 42A (5) the following Members will ask **questions** for reply before the specified Departmental Committees:-

Question No. QUESTION BY PRIVATE NOTICE

027/2019 The Member for Samburu West (Hon. Naisula Lesuuda) to ask the Cabinet Secretary for Interior and Coordination of National Government: -

- (i) Is the Cabinet Secretary aware that one, John Kiano, a minor of below 4 years was allegedly abducted on 5th April, 2019 at *Tipuana Apartments* of *Brookside Gardens*, in *Westlands* area of Nairobi City County by persons believed to be security personnel?
- (ii) Is the Cabinet Secretary further aware that the guardians' efforts to have the matter entered in the police records at the *Spring Valley Police Station* on 5th April 2019 at 6.30p.m were thwarted by police who declined to enter the abduction record in the Occurrence Book?
- (iii) Has the Ministry investigated all persons and institutions involved in the matter including the persons who recorded Occurrence Book entry No. OB. 36/5/4/2019 at the *Spring Valley Police Station* and the Child Welfare Society of Kenya and what is the progress of the investigations?

(To be replied before the Departmental Committee on Administration and National Security)

ORDINARY QUESTIONS

225/2019 The Member for Borabu (Hon. Ben Momanyi) to ask the Cabinet Secretary for Transport, Infrastructure, Housing and Urban Development: -

- (i) Is the Cabinet Secretary aware that the construction of *Kebirigo-Mosobeti Road* in Borabu Constituency has stalled despite the contract being awarded in 2014 for completion within eighteen (18) months and part of the contractual payments paid to the contractor?
- (ii) Is the Cabinet Secretary further aware that a section of the said road, known as *Rurimi area* near *River Gucha* is impassable and in deplorable state due to the incompleteness of the road?
- (iii) What measures is the Ministry putting in place to ensure that the road is completed without further delays?

(To be replied before the Departmental Committee on Transport, Public Works and Housing)

230/2019

The Member for Kirinyaga County (Hon. Purity W. Ngirici) to ask the Cabinet Secretary for Environment and Forestry: -

- (i) Is the Cabinet Secretary aware of recent fire outbreak in the Mt. Kenya Forest and its environs where over 100,000 hectares of forest were destroyed?
- (ii) Could the Cabinet Secretary explain reasons for the increased upsurge of forest fires in Mt. Kenya Forest, its environs and other forests in the country for the last three years?
- (iii) What measures has the Ministry put in place to mitigate against the rampant cases of fire outbreaks and their effects to the surroundings, including reducing the total acreage of forest being lost?

(To be replied before the Departmental Committee on Environment and Natural Resources)

232/2019

The Member for Lugari (Hon. Ayub Savula) to ask the Cabinet Secretary for Environment and Forestry: -

Could the Cabinet Secretary state the progress made in the de-gazettement of 1,577.86 Hectares of *Mautuma* Settlement scheme of Turbo Forest Reserve area in Lugari Constituency considering that the necessary procedures for degazettement of the settlement Scheme were duly undertaken in 2016 and 2017?

(To be replied before the Departmental Committee on Environment and Natural Resources)

233/2019

The Member for Meru County (Hon. Bishop Kawira Mwangaza) to ask the Cabinet Secretary for Education: -

- (i) Is the Cabinet Secretary aware that over 370, 000 students from Meru County are still awaiting issuance of birth certificates in order to register for their final examinations?
- (ii) Could the Ministry consider extending the period for registration of exams to cater for the 370,000 students in Meru County who are in the process of acquiring birth certificates?
- (iii) What measures has the Ministry put in place to facilitate the students register for their final examinations for the year 2019?

(To be replied before the Departmental Committee on Education and Research)
